

TITLE: AN ORDINANCE PROVIDING FOR THE CALLING OF A SPECIAL ELECTION IN THE CITY OF ALBANY, OREGON ON MARCH 26, 1991 FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF ALBANY, OREGON, THE QUESTION OF ADOPTING AN ORDINANCE WHICH WOULD ESTABLISH THE ALBANY DIESEL FUEL TAX.

WHEREAS, on September 17, 1990 there was a public forum held before the Albany City Council to hear public testimony relating to a city of Albany motor vehicle fuels tax which included diesel fuel;

WHEREAS, after hearing public testimony, the Albany City Council, at its regular meeting held October 10, 1990, did adopt Ordinance No. 4931 which would establish Albany Municipal Code Section 3.34, Diesel Fuel Tax to become effective January 1, 1991, and

WHEREAS, on November 13, 1990 referendum petitions signed by more than 10% of the registered voters of the city of Albany were delivered to the Linn County Elections Department for verification of signatures.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. A special election is called to submit to the legal voters of the city of Albany, Oregon a question to determine if Ordinance No. 4931, the Albany Diesel Fuel Tax Ordinance, should be allowed to go into effect. The date of the special election will be March 26, 1991.


Section 2. Not less than 34 days prior to the election, the City Recorder shall cause to be delivered to the County Clerks of Linn and Benton Countys, the attached Notice of Measure Election, which by this reference is incorporated herein.

Section 3. The City Recorder shall cause a Notice of Election to be posted in a conspicuous place in the City Hall and to be published in the Albany Democrat Herald not less than (10) days prior to the election. The Notice shall be in substantially the form of the attached "Notice of Measure Election."

Passed by Council November 28, 1990

Approved by the Mayor: November 29, 1990

Effective Date: December 28, 1990



Mayor

ATTEST:



City Recorder

NOTICE OF CITY MEASURE ELECTION

City of Albany, Oregon
(Name of city)

Notice is hereby given that on Tuesday, March 26, 1991
(Day of week) (Date of election)

an election will be held in the city of Albany, in Linn & Benton County,
(Name of city) (Name of county)

The election will be conducted by mail. / The polls will be open from 7:00 a.m. to 8:00 p.m.

The following shall be the ballot title for the measure submitted to the electors thereof:

CAPTION (10 Words) A referendum on the Albany Diesel Fuel Tax Ordinance

QUESTION (20 Words) Should Ordinance 4931, The Albany Diesel Fuel Tax Ordinance,
be repealed?

*EXPLANATION This ordinance adopts a 1-cent per gallon tax on diesel fuel. A similar
tax on gas is imposed by a separate ordinance. The purpose of both of the taxes is
to raise money for the maintenance and repair of City roads and streets.

 Finance Director/City Recorder 10/24/90
**Authorized signature for city Title Date

- *1. For measure authorizing tax levy or establishing new tax base: Concise and impartial statement of not more than 150 words, explaining chief purpose of the measure and giving reasons for the measure. Additional statement required by ORS 310.395(1) shall not be included in word count.
- *2. For any other measure: Concise and impartial statement of not more than 85 words, summarizing the measure and its major effect. Content requirements of ORS 250.035, 250.039 and 250.041.
- ** Must have the city's seal certifying the information.