

**GLADSTONE CITY COUNCIL
SPECIAL MEETING
CITY HALL COUNCIL CHAMBERS
August 15, 2016 – 5:00 PM**

5:00 p.m.

CALL TO ORDER
ROLL CALL
FLAG SALUTE

AGENDA ADDITIONS OR CORRECTIONS

BUSINESS FROM THE AUDIENCE

Visitors: Presentations not scheduled on the Agenda are limited to three (3) minutes. Longer presentations should be submitted to the Assistant City Administrator two weeks prior to the Tuesday City Council meeting. Cards are available in the back of the room for anyone who wishes to comment.

CONSENT AGENDA - None

CORRESPONDENCE – None

REGULAR AGENDA

1. Resolution 1087 - Referral of 2016 Charter for November 2016 ballot.
2. Resolution 1088 - Referral of amendment to 2016 Charter regarding Mayoral term.

ADJOURN TO EXECUTIVE SESSION

EXECUTIVE SESSION #1: ORS 192.660(2)(h) To consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

EXECUTIVE SESSION #2: ORS 192.660(2)(i) To review and evaluate the employment-related performance of the chief executive officer of any public body, a public officer, employee or staff member who does not request an open hearing.

RECONVENE TO REGULAR AGENDA

- a) Take potential action based on discussion in executive session #1
- b) Take potential action based on discussion in executive session #2

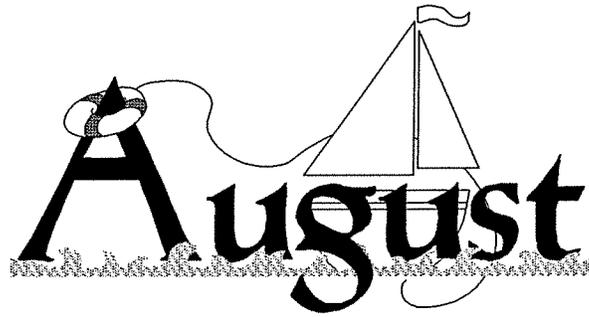
BUSINESS CARRIED FORWARD

BUSINESS FROM THE AUDIENCE – This is the second opportunity for the Audience to address Council on any item not on the Agenda.

BUSINESS FROM THE COUNCIL

- Request from Administration to move the August 23rd meeting to August 25, 2016 at 6:30 pm.

ADJOURN



REGULAR AGENDA

RESOLUTION NO. 1087

CITY OF GLADSTONE, OREGON

A resolution calling for an election in the City of Gladstone on November 8, 2016 to submit to the voters the City's new home rule charter.

WHEREAS, Voters approved the current City of Gladstone Home Rule Charter in 1984. Some of its provisions no longer meet present City needs and some provisions need to be up-dated to remain consistent with state law; and

WHEREAS, The City's Charter Review Commission and the City Council thoroughly reviewed the existing City Charter and the future needs of the City. The Commission and Council held several meetings on the proposed Charter. The Council and Commission then prepared, approved and now recommends a new charter based on the League of Oregon Cities Model Charter

WHEREAS, The City Council finds that the proposed new Charter is more concise, easier to use and understand and is consistent with state and federal law. The new Charter will better meet the present and future needs of the City. The City Council finds that it is in the best interests of the City to submit the recommended Home Rule Charter to City voters for approval or rejection.

Now, Therefore, The City of Gladstone Resolves as follows:

SECTION 1. An election is hereby called for the City of Gladstone, Clackamas County, Oregon, to submit to City voters a new home rule charter attached as Exhibit A to this resolution.

SECTION 2. Tuesday, November 8, 2016 is designated as the date for holding the election for voting on this measure.

SECTION 3. The Clackamas County Elections Office will conduct the election. The precincts for said election shall be and constitute all of the territory included within the corporate limits of the City of Gladstone.

SECTION 4. The ballot title certified and filed by the City Council shall be as follows:

CAPTION: City of Gladstone Home Rule Charter

QUESTION: Shall the City of Gladstone adopt a new home rule charter?

SUMMARY: This measure would adopt a new home rule charter for Gladstone.

The Oregon Constitution gives city voters the right to adopt charters. Charters grant legal authority to cities and assign duties to city officials. Gladstone voters adopted the current Charter in 1984.

The new charter is based on the League of Oregon Cities Model Charter. It contains charter provisions unique and important to Gladstone such as elections of councilors by position. The proposed charter retains the current form of government with a Mayor and six councilors to govern the city, but changes the mayoral term from four to two years.

The proposed charter also retains a position to run the administrative affairs of the City but renames that position City Manager. The new charter more clearly defines the legal authority of the City Council and defines the roles and responsibilities of the City Manager. The new Charter is consistent with state law.

The proposed Charter is submitted to voters by the City Council after review and drafting conducted by the City's Charter Review Commission.

SECTION 5:

The explanatory statement certified and filed by the City Council shall be for submission in the Clackamas County Voters' Pamphlet on behalf of the City shall be as follows:

Explanatory Statement:

If approved, this measure would enact a new home rule charter for the City of Gladstone.

The new charter would replace the current city charter that was adopted by Gladstone voters in 1984. The city's Charter Review Commission held numerous public meetings to review the existing charter and draft the proposed charter. The City Council approved the new charter for submission to City voters.

The Oregon Constitution gives city voters the right to adopt home rule charters. A charter grants legal authority to a city government and defines the roles and responsibilities of city officials.

The new charter is based on the League of Oregon Cities model charter. The Charter Review Commission adapted the model charter to continue current Gladstone charter policies and practices. Accordingly, it contains existing charter provisions unique and important to Gladstone such as the election of councilors by position. The new charter more clearly defines the legal authority of the City Council and defines the role and responsibilities of the City Manager.

Specific changes from the existing charter to the new charter include:

- Placing the office of the administrative head of the city in the charter rather than the municipal code and renaming that position City Manager;
- Switching the mayoral term from four years to two years;
- Clarifying when vacancies occur in elected positions and how to fill such vacancies; and
- Creating a Charter Review Commission that must meet every eight years.

The proposed charter also carries over recently enacted charter amendments requiring voter approval for the construction of certain public buildings and limitations on city debt for public improvement projects.

The Charter Review Commission and the City Council believe the new charter will better meet the current and future needs of the City. The proposed charter is much shorter and easier to read and use than the current charter. It is consistent with state law.

SECTION 6: The City Administrator and City Recorder shall take all steps on behalf of the City as necessary to carry out the intent and purposes of this resolution in compliance with state and local law including but not limited to publishing the ballot title as provided by state law, publishing notice of the measure as required by Chapter 4.04 of the City of Gladstone Municipal Code and filing this measure with Clackamas County Elections Division.

SECTION 7: This resolution is effective immediately upon adoption by the City Council.

ADOPTED this 15th day of August, 2016.

ATTEST:

Tom Mersereau, Mayor

Jacque Betz, Assistant City Administrator

Date

Date

EXHIBIT A

CITY OF
GLADSTONE
2016 CHARTER

PREAMBLE

We, the voters of Gladstone, Oregon exercise our power to the fullest extent possible under the Oregon Constitution and laws of the state, and enact this Home Rule Charter.

Chapter I NAMES AND BOUNDARIES

Section 1. Title. This charter may be referred to as the 2016 Gladstone City Charter, which must be made available to the public online and at City Hall.

Section 2. Name. The City of Gladstone, Oregon, continues as a municipal corporation with the name City of Gladstone.

Section 3. Boundaries. The city includes all territory within its boundaries as they now exist or are legally modified. The city will maintain as a public record an accurate and current description of the city boundaries.

Chapter II POWERS

Section 4. Powers. The city has all powers that the constitutions, statutes and common law of the United States and Oregon expressly or impliedly grant or allow the city, as fully as though this charter specifically enumerated each of those powers.

Section 5. Construction. The charter will be liberally construed so that the city may exercise fully all powers possible under this charter and under United States and Oregon law.

Section 6. Distribution. The Oregon Constitution reserves initiative and referendum powers as to all municipal legislation to city voters. This charter vests all other city powers in the council except as the charter otherwise provides. The council has legislative, administrative and quasi-judicial authority. The council exercises legislative authority by ordinance, administrative authority by resolution, and quasi-judicial authority by order. The council may not delegate its authority to adopt ordinances.

Chapter III COUNCIL

Section 7. Council. The council consists of a mayor and six councilors. The council appoints members of commissions, boards and committees that are established by ordinance or resolution. Such appointments must be made in a manner prescribed by council rules.

Section 8. Mayor. The mayor presides over and facilitates council meetings, preserves order, enforces council rules, and determines the order of business under council rules. The mayor is a

voting member of the council and has no veto authority. The mayor appoints members of council committees established by council rules. Unless the council or this charter provides otherwise, the mayor must sign all records of council decisions. The mayor serves as the political head of the city government.

Section 9. Council President. At its first meeting each year, the council must elect a president from its membership. The president presides in the absence of the mayor and acts as mayor when the mayor is unable to perform duties or when a vacancy in the office of mayor occurs.

Section 10. Rules. In every odd-numbered year, the council must adopt rules to govern its meetings. The rules must be made available to the public online and at City Hall.

Section 11. Meetings. The council must meet at least once a month at a time and place designated by its rules, and may meet at other times in accordance with council rules.

Section 12. Quorum. A quorum of the council is required to conduct business, but a smaller number may meet and compel attendance of absent members to create a quorum as prescribed by council rules. Four members of the council are a quorum.

Section 13. Vote Required. The express approval of a majority of a quorum of the council is necessary for any council decision, except when this charter requires approval by a majority of the council. If more than two options are available to the council in any single vote, the council may use preferential voting to achieve the required majority. The council must prescribe procedures for using preferential voting in the council rules.

Section 14. Record. A record of council meetings must be kept in a manner prescribed by the council rules.

Chapter IV
LEGISLATIVE AUTHORITY

Section 15. Ordinances. The council will exercise its legislative authority by adopting ordinances. The enacting clause for all ordinances must state “The City of Gladstone ordains as follows:”.

Section 16. Ordinance Adoption.

- (a) Except as authorized by subsection (b), adoption of an ordinance requires approval by a majority of the council at two meetings.
- (b) The council may adopt an ordinance at a single meeting by the unanimous approval of at least a quorum of the council, provided the proposed ordinance is available in writing to the public at least one week before the meeting.
- (c) Any substantive amendment to a proposed ordinance must be read aloud or made available in writing to the public before the council adopts the ordinance at that meeting.

(d) After the adoption of an ordinance, the vote of each member must be entered into the council minutes.

(e) After adoption of an ordinance, the designated city custodian of records must endorse it with the date of adoption and the custodian's name and title.

Section 17. Effective Date of Ordinances. Ordinances take effect 30 days after adoption, or on a later day provided in the ordinance. An ordinance may take effect as soon as adopted or on another date less than 30 days after adoption if it contains an emergency clause.

Chapter V

ADMINISTRATIVE AUTHORITY

Section 18. Resolutions. The council will normally exercise its administrative authority by approving resolutions. The approving clause for resolutions may state "The City of Gladstone resolves as follows:".

Section 19. Resolution Approval.

(a) Approval of a resolution or any other council administrative decision requires approval by the council at one meeting.

(b) Any substantive amendment to a resolution must be read aloud or made available in writing to the public before the council adopts the resolution at that meeting.

(c) After approval of a resolution or other administrative decision, the vote of each member must be entered into the council minutes.

(d) After approval of a resolution, the designated city custodian of records must endorse it with the date of approval and the custodian's name and title.

Section 20. Effective Date of Resolutions. Resolutions and other administrative decisions take effect on the date of approval, or on a later day provided in the resolution.

Chapter VI

QUASI-JUDICIAL AUTHORITY

Section 21. Orders. The council will normally exercise its quasi-judicial authority by approving orders. The approving clause for orders may state "The City of Gladstone orders as follows:".

Section 22. Order Approval.

(a) Approval of an order or any other council quasi-judicial decision requires approval by the council at one meeting.

(b) Any substantive amendment to an order must be read aloud or made available in writing to the public at the meeting before the council adopts the order.

(c) After approval of an order or other council quasi-judicial decision, the vote of each member must be entered in the council minutes.

(d) After approval of an order, the designated city custodian of records must endorse it with the date of approval and the custodian's name and title.

Section 23. Effective Date of Orders. Orders and other quasi-judicial decisions take effect on the date of final approval, or on a later day provided in the order.

Chapter VII ELECTIONS

Section 24. Councilors.

(a) Councilors are elected from the city at large, provided that each council position bears a number from one through six, and all candidates for council must be nominated for a specific council position. Candidates for council must designate on their nomination petition the number of the council position to which they seek election. No candidate may run for more than one council position at an election.

(b) The term of a councilor in office when this charter takes effect is the term for which the councilor was elected. Council position numbers 1, 3 and 5 will be elected at the general election in 2018 and every four years thereafter for a four year term. Council positions 2, 4 and 6 will be elected at the general election in 2020 and every four years thereafter for a four year term.

Section 25. Mayor. The Mayor is nominated and elected from the city at large. The mayor will be elected at the general election in 2018 and at every general election thereafter for a two-year term. The term of the mayor in office when this charter takes effect continues until the first council meeting in January 2019 at which time the mayor elected at the general election in 2018 shall assume office.

Section 26. State Law. City elections must conform to state law except as this charter or ordinances provide otherwise. All elections for city offices must be nonpartisan.

Section 27. Qualifications.

(a) The mayor and each councilor must be a qualified elector under state law, reside within the city for at least one year immediately before election or appointment to office and remain a resident of the city during their entire term of office.

(b) No person may be a candidate at a single election for more than one city office.

(c) Neither the mayor nor a councilor may be employed by the city.

(d) The council is the final judge of the election and qualifications of its members based upon this charter.

Section 28. Nominations. The council must adopt an ordinance prescribing the manner for a person to be nominated to run for mayor or a city council position, provided that any such ordinance must require that all nominating petitions be signed by at least 25 city electors.

Section 29. Terms. The term of an officer elected at a general election begins at the first council meeting of the year immediately after the election, and continues until the successor qualifies and assumes the office.

Section 30. Oath. The mayor and each councilor must swear or affirm to faithfully perform the duties of the office and support the constitutions and laws of the United States, Oregon and the City of Gladstone.

Section 31. Vacancies: The mayor or a council office becomes vacant:

(a) Upon the incumbent's:

- (1) Death,
- (2) Adjudicated incompetence, or
- (3) Recall from the office.

(b) Upon declaration by the council after the incumbent's:

- (1) Failure to qualify for the office within 10 days of the time the term of office is to begin,
- (2) Absence from the city for 45 days without council consent,
- (3) Absence from all council meetings within a 60-day period without council consent,
- (4) Ceasing to reside in the city,
- (5) Ceasing to be a qualified elector under state law,
- (6) Conviction of a public offense punishable by loss of liberty,
- (7) Conviction of the offense of unlawful destruction of public records;
- (8) Resignation from the office, or
- (9) Removal under Section 33(i).

Section 32. Filling Vacancies. A mayor or councilor vacancy will be filled as follows:

(a) If less than seventeen months remains in the term of the person who held that vacant office, the vacancy shall be filled by appointment by a majority vote of the remaining council members. The appointee shall serve the remainder of the unexpired term.

(b) If seventeen or more months remain in the term of the person who held that vacant office, the vacancy will be filled at the next available November election. The person elected will serve the remainder of the unexpired term. A majority of the remaining council members must fill the vacancy by appointment for an interim period until a special election may be held to fill the remainder of the unexpired term.

(c) If a disability prevents a council member from attending council meetings or a member is absent from the city, a majority of the council may appoint a councilor pro tem.

Chapter VIII

APPOINTIVE OFFICERS

Section 33. City Manager.

(a) The office of city manager is established as the administrative head of the city government. The city manager is responsible to the mayor and council for the proper administration of all city business. The city manager will assist the mayor and council in the development of city policies, and carry out policies established by ordinances and resolutions.

(b) The council must appoint and may remove the manager. The appointment should be made without regard to political affiliation, but rather upon an appointee's level of education and experience in competencies and practices of government management as well as the appointee's fit within the community.

(c) The manager need not reside in the city.

(d) The manager may be appointed for a definite or an indefinite term, and may be removed at any time by a majority of the council.

(e) The manager must:

- (1) Attend all council meetings unless excused in the manner provided for by council rule;
- (2) Make reports and recommendations to the mayor and council about the needs of the city;
- (3) Administer and enforce all city ordinances, resolutions, franchises, leases, contracts, permits, and other city decisions;
- (4) Appoint, supervise and remove city employees;
- (5) Organize city departments and administrative structure;
- (6) Prepare and administer the annual city budget;
- (7) Administer city utilities and property;
- (8) Encourage regional and intergovernmental cooperation;
- (9) Promote cooperation and transparency among the council, staff and citizens in developing city policies,
- (10) Encourage building a sense of community;
- (11) Perform other duties as directed by the council;
- (12) Delegate duties, but remain responsible for acts of all subordinates.

(f) The manager has no authority over the council or over the judicial functions of the municipal judge.

(g) The manager and other employees designated by the council may sit at council meetings but have no vote. The manager may take part in all council discussions.

(h) When the manager is temporarily disabled from acting as manager or when the office of manager becomes vacant, the council must appoint a manager pro tem. The manager pro tem has the authority and duties of manager, except that a pro tem manager may appoint or remove employees only with council approval. No manager pro tem may serve for more than six months unless reappointed by the council.

(i) No council member may use force or threats in an attempt to influence the manager or a candidate for the office of manager in the appointment or removal of any city employee, or in administrative decisions regarding city property or contracts. Violation of this prohibition is grounds for removal from office by a majority of the council after a public hearing. Nothing in this section prohibits a council member from discussing anything with the manager relating to city business in council meetings or at any other time, provided that such discussions occur without the use of force or threats and are otherwise made in conformance with the requirements of law.

Section 34. City Attorney. The office of city attorney is established as the chief legal officer of the city government. A majority of the council must appoint and may remove the attorney. The city attorney must be a member in good standing of the Oregon State Bar. Notwithstanding Section 33(e)(4), the attorney must appoint and supervise, and may remove any employees of the office of the city attorney.

Section 35. Municipal Court and Judge.

(a) A majority of the council may appoint and remove a municipal judge. The municipal judge must be a member in good standing of the Oregon State Bar. The municipal judge will hold court in the city at such place as the council directs. The court will be known as the Municipal Court.

(b) All proceedings of this court will conform to state laws governing justices of the peace and justice courts.

(c) All areas within the city and areas outside the city as permitted by state law are within the territorial jurisdiction of the court.

(d) The municipal court has jurisdiction over every offense created by city ordinance. The court may enforce forfeitures and other penalties created by such ordinances. The court also has jurisdiction under state law unless limited by city ordinance.

(e) The municipal judge may:

- (1) Render judgments and impose sanctions on persons and property;
- (2) Order the arrest of anyone accused of an offense against the city;
- (3) Commit to jail or admit to bail anyone accused of a city offense;
- (4) Issue and compel obedience to subpoenas;
- (5) Compel witnesses to appear and testify and jurors to serve for trials before the court;
- (6) Penalize contempt of court;
- (7) Issue processes necessary to enforce judgments and orders of the court;

- (8) Issue search warrants; and
- (9) Perform other judicial and quasi-judicial functions assigned by ordinance.

(f) The council may appoint and may remove municipal judges pro tem. Municipal judges pro tem must be members in good standing of the Oregon State Bar.

(g) The council may transfer some or all of the functions of the municipal court to an appropriate state court.

Chapter IX PERSONNEL

Section 36. Compensation. The council must authorize the compensation of city officers and employees as part of its approval of the annual city budget.

Section 37. Merit Systems. The council, by resolution and after consultation with the city manager and city attorney, will determine the rules governing recruitment, selection, promotion, transfer, demotion, suspension, layoff, and dismissal of city employees based on merit and fitness.

Chapter X MISCELLANEOUS PROVISIONS

Section 40. Debt.

(a) City indebtedness may not exceed debt limits imposed by state law. A charter amendment is not required to authorize city indebtedness.

(b) The City may not incur any debt to finance a public improvement unless such debt is approved by a majority of voters at a regular or special election. For the purposes of this section:

- (1) the term “debt” does not include short term borrowing obligations that mature within thirteen months of issuance such as credit agreements; lines of credit; or the issuance of notes, warrants, promissory notes, commercial papers or other similar obligations;
- (2) the term “public improvement” means a project for construction, reconstruction, or major renovation of real property by or on behalf of the city. A public improvement does not include improvements for which no city funds are directly or indirectly used except for participation that is incidental or related primarily to project design or inspection; or to emergency work, minor alteration or ordinary repair or maintenance that is necessary to preserve an existing public improvement.

Section 41. Construction of Public Buildings. Unless approved by a majority of voters in a regularly schedule election set forth in ORS 221.230, or special election, no public building shall be constructed by or for the City if such construction will require the actual or reasonably projected expenditure of \$1,000,000, or more, from existing City funds or current or future City revenues, including those of any of its departments, service districts or agencies. In calculating whether the project will involve the actual or reasonably projected expenditure of \$1,000,000 or

more, the calculation shall include the fair market value of any real estate to be utilized or committed to the project, based on current market appraisal performed by a certified real estate appraiser.

Section 42. Ordinance Continuation. All ordinances consistent with this charter in force when it takes effect remain in effect until amended or repealed.

Section 43. Repeal. All charter provisions adopted before this charter takes effect are repealed.

Section 44. Severability. The terms of this charter are severable. If any provision is held invalid by a court, the invalidity does not affect any other part of the charter.

Section 45. Amendments and Revisions. No amendment, revision or repeal of this Charter shall take effect unless approved by City voters. Either the council by a majority vote or City voters by an initiative petition may refer an amendment of this Charter to the City voters. Only the Council, by a majority vote, may refer a revision or repeal of this Charter to the City voters.

Section 46. Charter Review Committee. A charter review committee must be convened in 2024 and at least once every eight years thereafter to review and recommend, if necessary, updates to this charter. The council establishes membership of and makes appointments to the charter review committee, provided that every charter review committee member must be a resident of the city and each committee must contain at least two members who are not elected or appointed city officials.

Section 47. Time of Effect. This charter takes effect January 15, 2017.

RESOLUTION NO. 1088

CITY OF GLADSTONE, OREGON

A Resolution calling for an election in the City of Gladstone on November 8, 2016 to submit to the voters the City's an amendment to the City's new home rule charter.

WHEREAS, The City Council has submitted to the voters at the November 8, 2016 election a new home rule Charter for the City of Gladstone; and

WHEREAS, After several public meetings and discussions by the City Council and the Charter Review Commission, the City Council finds it in the best interests of the City to submit to the voters a question of whether the position of mayor should be elected to a two or four year term; and

WHEREAS, The Council finds that this issue is of such importance that is should be decided separate and apart from the question of whether to adopt a new home rule charter.

Now, Therefore, The City of Gladstone Resolves as follows:

SECTION 1. An election is hereby called for the City of Gladstone, Clackamas County, Oregon, to submit to City voters an amendment to section 25 of the City's new home rule charter attached as Exhibit A to this resolution.

SECTION 2. Tuesday, November 8, 2016 is designated as the date for holding the election for voting on this measure.

SECTION 3. The Clackamas County Elections Office will conduct the election. The precincts for said election shall be and constitute all of the territory included within the corporate limits of the City of Gladstone.

SECTION 4. The ballot title certified and filed by the City Council shall be as follows:

CAPTION: Charter Amendment – Length of Mayoral Term

QUESTION: Shall the City of Gladstone's mayoral term be four years?

SUMMARY: This measure is a companion to the measure proposing a new 2016 home rule charter for the City of Gladstone.

The current city charter was adopted by the voters in 1984. Under the existing charter, the term of the office of mayor is four years. The proposed new 2016 charter changes the mayoral term to two years.

The City Council and Charter Review Commission recommended changing the mayoral term to two years for several reasons including a

desire to have the mayor appear on the ballot during all council elections and to encourage more competition in mayoral elections. The companion new charter changes the mayoral term to two years.

The Council believes that this issue is of such importance that it should be decided separate from the question of whether to adopt a new home rule charter. If the new charter is adopted, and this measure is adopted, the mayoral term will be four years. If the new charter is adopted and this measure is not adopted, the mayoral term will be two years.

SECTION 5:

The explanatory statement certified and filed by the City Council shall be for submission in the Clackamas County Voters' Pamphlet on behalf of the City shall be as follows:

Explanatory Statement:

This measure is a companion to the measure proposing a new 2016 home rule charter for the City of Gladstone.

The current city charter was adopted by the voters in 1984. Under the existing charter, the term of the office of mayor is four years. The proposed new 2016 charter changes the mayoral term to two years.

The City Council and Charter Review Commission recommended changing the mayoral term to two years for several reasons including a desire to have the mayor appear on the ballot during all council elections and to encourage more competition in mayoral elections. Accordingly, the companion measure proposing a new charter changes the mayoral term to two years. This measure would amend the new charter, if adopted, to create a four year mayoral term.

The Council believes that this issue is of such importance that it should be decided separate from the question of whether to adopt a new home rule charter. Thus, the question that this measure will decide is whether the mayoral term should be two or four years. This question will be answered depending on whether this measure and/or the companion new charter are adopted as follows:

- If the new charter is adopted, and this measure is adopted, the mayoral term will be four years.
- If the new charter is adopted and this measure is not adopted, the mayoral term will be two years.

- If the new charter is not adopted, the mayoral term will be four years regardless of whether this measure is adopted.

SECTION 6: The City Administrator and City Recorder shall take all steps on behalf of the City as necessary to carry out the intent and purposes of this resolution in compliance with state and local law including but not limited to publishing the ballot title as provided by state law, publishing notice of the measure as required by Chapter 4.04 of the City of Gladstone Municipal Code and filing this measure with Clackamas County Elections Division.

SECTION 7: This resolution is effective immediately upon adoption by the City Council.

ADOPTED this 15th day of August, 2016.

ATTEST:

Tom Mersereau, Mayor

Jacque Betz, Assistant City Administrator

Date

Date

EXHIBIT A

CHARTER AMENDMENT SUBMITTED TO THE VOTERS BY THE CITY COUNCIL:

If the voters of the City of Gladstone adopt a new 2016 home rule charter at the November 8, 2016 election, and upon approval of the voters of the City of Gladstone at the that same election, Section 25 of the City's 2016 is repealed and replaced to read as set forth below:

Section 25. Mayor. The Mayor is nominated and elected from the city at large. The mayor will be elected at the general election in 2020 and at every statewide general election thereafter for a four-year term. The term of the mayor in office when this charter takes effect continues until the first council meeting in January 2021 at which time the mayor elected at the general election in 2020 shall assume office.

