

ORDINANCE NO. 17

AN ORDINANCE ORDERING A SPECIAL ELECTION TO BE HELD ACCORDING TO LAW FOR THE PURPOSE OF ADOPTING OR REJECTING THE PROPOSED CHARTER FOR THE CITY OF GARIBALDI, AND DECLARING AN EMERGENCY.

WHEREAS:

The common Council of the City of Garibaldi, Oregon met in regular session in the City Building of said City upon the 22nd day of December, 1947 at 8 P.M., all the following members thereof being present; Councilmen Fellows, Spooner, Weber, and Mayor Fessler, Councilman Graham being absent.

WHEREAS:

Said Council deems it necessary to propose to the people the adoption of a Charter for said City, NOW THEREFORE

THE PEOPLE OF THE CITY OF GARIBALDI, do ORDAIN AS FOLLOWS:

Section 1. A Special Election shall be held upon the 18th day of February, 1948, at the City Hal in Garibaldi, commencing at 8:00 A.M. and shall continue untill 8:00 P.M. of said day for the purpose of submitting to the qualified voters the proposition of adopting or rejecting the proposed Charter for said City of Garibaldi, Oregon.

Section 2. The following disinterested persons are named to be Judges and Clerks to conduct said Special Election:

JUDGES: 1. E. J. Walsh 2. Mrs. Lloyd Balmer
3. Mrs. Joseph Kingsland

CLERKS? 1. Mrs. Theodore Nicolia Mrs. Howard Tilden

Section 3. The City Recorder is hereby directed to give Ten (10) days notice by publishing same at least twice in the North Tillamook County News (a newspaper published weekly and of general circulation in Tillamook County, Oregon) stating the proposition to be voted upon, the place and time designated for holding said Special Election and the Judges and Clerks appointed to conduct the same.

The Recorder is directed to give further notice, by posting a complete copy of this Ordinance; together with a full and complete copy of the Notice of Election and of the proposed Charter to be voted upon at said Special Election; at each of three public places in the City of Garibaldi, for a period of thirty days after the passage of this Ordinance and prior to the holding of the Election called for herein.

ABSTRACT OF VOTES

Cast at the Special Election Held in the City of Garibaldi, County of Tillamook, State of Oregon on the 18th day of February, A.D. 1948 on the Charter Submitted to the People of the City of Garibaldi.

A CHARTER TO PROVIDE FOR THE GOVERNMENT OF THE CITY OF GARIBALDI, TILLAMOOK COUNTY, OREGON; AND TO REPEAL ALL CHARTER PROVISIONS OF THE CITY ENACTED PRIOR TO THE TIME THAT THIS CHARTER IS ENACTED.

YES: 72

NO: 23

STATE OF OREGON)
County of Tillamook) ss

We, the undersigned, do hereby certify that the above is a true and correct abstract of the whole number of votes cast at the Special Election held on the Eighteenth day of February, 1948, in said City of Garibaldi, County of Tillamook, State of Oregon, for and against the Charters above designated, as canvassed by us this 23rd day of February, 1948.

Ernie J. Foster Mayor

Councilman

Duane A. Fellows Councilman

Fred E. Gann Councilman

William Hobbs Councilman

B. J. Booth Recorder

LEGAL NOTICES

NOTICE OF SPECIAL ELECTION

NOTICE OF A SPECIAL ELECTION TO BE HELD ACCORDING TO LAW FOR THE PURPOSE OF ADOPTING OR REJECTING THE PROPOSED CHARTER FOR THE CITY OF GARIBALDI.

Pursuant to the provisions of an ordinance passed on the 22nd day of December, 1947, by the Common Council of the city of Garibaldi, Oregon, there will be a special election held upon the 18th day of February at the City Hall in Garibaldi, Oregon, commencing at 8 o'clock a.m. and continuing until 8 o'clock p.m. of said day for the purpose of submitting to the qualified voters of said city the proposition of adopting or rejecting the proposed CHARTER for Garibaldi, (copies of said proposed CHARTER are now posted at the Garibaldi City Hall; at the Kidder Building in Garibaldi in front of the hardware store occupying a portion of said Kidder Building; and at the Benson Building in front of Paul's Grocery Store which occupies a portion of said Benson Building), and additional copies of said Charter are available for examination at the Recorder's office at the City Hall in said city.

E. J. Walsh, Mrs. Lloyd Balmer, Mrs. Joseph Kingsland and Mrs. Theodore Nicolai, Mrs. Howard Tilden, have been appointed judges and clerks, respectively, to conduct said special election.

The following act shall be submitted to the electors of said City for their approval or rejection to-wit:

"To enact a Charter for the city of Garibaldi, Tillamook County, Oregon, and to repeal all charters and charter amendments for said city prior to the time this act takes effect."

Said ballots shall also contain the words, "Yes, I vote for the proposed Charter", and, "No, I vote against the proposed charter"; which ballot each voter shall mark and cast according to Law as each such voter may desire to vote.

First publication, January 22, 1948.

Final Publication, January 29, 1948.

First Posted 16 January, 1948, in above named places).

SIGNED:

B. J. GROTH,

City Recorder of the City of Garibaldi, Oregon, by Order of the Common Council of said city.

STATE OF OREGON)
)
County of Tillamook) ss

I, B. J. Groth, Recorder of the city of Garibaldi, County of Tillamook, State of Oregon, do hereby certify that the annexed copy of the abstract of the whole number of votes cast at the Special Election held in said City, on the 18th day of February, 1948, for and against the Charter above designated, has been by me compared with the original, and that it is a true copy of the whole of such original as the same now appears on file in my office.

Witness my hand and seal of said County this 23rd day of February, 1948.

SEAL OF THE
CITY OF GARI-
BAID I

B. J. Groth
Recorder

Section 4. The Electors voting at said Special Election shall be required to cast ballots which shall contain in addition to the Ballot Title the words "FOR THE PROPOSED CHARTER" and "AGAINST THE PROPOSED CHARTER"; which ballot each voter shall mark and cast according to law as each may desire to vote.

Section 5. It is hereby adjudged and declared that existing conditions are such that this Ordinance is necessary for the immediate preservation of the peace, health, safety and general welfare of the City of Garibaldi and an emergency is hereby declared to exist and this Ordinance shall take effect and be in full force and effect from and after its passage by the Common Council of the City of Garibaldi, Oregon, and upon the signing hereof by the Mayor of said City.

The foregoing ordinance was:

Read for the first time in open council December 8, 1947
at the hour of 8:40 p.m. :

Read the second time in open council December 8, 1947
At the hour of 8:50 p.m. .

Read for the third time in open council December 22, 1947
at the hour of 9:25 p.m. and being then and there
before the council upon the question "Shall the ordinance pass?",
the roll being called resulted as follows:

Fessler, Aye	Weber, Aye
Fellows, Aye	Graham, Absent
Spooner, Aye	

Approved this 22nd day of December, 1947.

Ernie S. Fessler
Mayor

Attest:

B. L. Smith
Recorder-Treasurer