

COPY

1 **BEFORE THE BOARD OF COMMISSIONERS**

2 **FOR LINCOLN COUNTY, OREGON**

3 ORDINANCE # 423

4 _____
5
6 **Relating to special road districts; amending LCC 6.480; and declaring an emergency.**
7 _____

8 WHEREAS in October of 2002 the Lincoln County Board of Commissioners
9 exercised its authority under ORS 368.318 to change the method of selecting the board
10 members of the California Street Special Road District from appointed to elected (*see*
11 Ordinance # 419, codified at LCC 6.480); and

12 WHEREAS at that time the Board announced that it might later consider changing
13 the method of selecting the board members of all special road districts in Lincoln County
14 from appointed to elected; and

15 WHEREAS Commissioners Lindly and Thompson are in favor of making such a
16 change at this time, based upon principles supporting local control of district boards at every
17 opportunity, and establishment of a consistent selection process for governing bodies of all
18 special districts; and

19 WHEREAS Commissioner Cowan is reticent to make such a change in the absence
20 of additional public consideration, but recognizes the majority of the Board favors an
21 expedited passage of such an ordinance in order that it may go into effect, pursuant to ORS

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing ordinance to be omitted. New sections are in **boldfaced** type.

1 203.045, in time for electing special road district board members at the next regular special
2 district election, namely the May 20, 2003, election; and

3 The Lincoln County Board of Commissioners ordains as follows:

4 **SECTION 1.**

5 LCC 6.480 is amended to read:

6 6.480 Election of Board Members of California Street Special Road District

7 (1) In accordance with ORS 371.318(2), the Lincoln County Board of
8 Commissioners hereby changes the method of selecting the board members of *[the*
9 *California Street Special Road District]* **all special road districts in Lincoln County**. The
10 method of selecting board members for *[the California Street Special Road District]* **all**
11 **special road districts in Lincoln County** shall be by election.

12 (2) In accordance with ORS 371.349(1), the board of *[the California Street Special*
13 *Road district]* **each special road district in Lincoln County** shall consist of three members
14 elected by the electors of the district, and the term of office for a board member shall be four
15 years commencing on July 1 following the date of election.

16 (3) ORS chapter 255 governs the nomination and election of the board members and
17 the conduct of the elections.

18 (4) The first elected board of *[the California Street Special Road District]* **each**
19 **special road district in Lincoln County** shall be elected on the third Tuesday in May of
20 2003. In accordance with ORS 371.349(2) and notwithstanding the four-year term of office

1 described in subsection (2) of this section, for *[the]* **each** first board elected, the term of one
2 board member shall end on June 30, 2005, as designated by the County Clerk.

3 (5) In accordance with ORS 371.318(3), the County shall pay the costs of conducting
4 the elections at which the board members are elected.

5 **SECTION 2.**

6 This Ordinance being necessary for the immediate preservation of the public peace,
7 health and safety, an emergency is declared to exist and this Ordinance shall take effect upon
8 its passage.

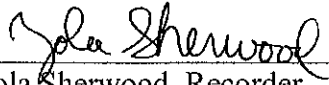
DATED this 5th day of February, 2003.


LINCOLN COUNTY BOARD OF COMMISSIONERS


Jean Cowan, Chair


Don Lindly, Commissioner


Terry Thompson, Commissioner

ATTESTED TO:

Zola Sherwood, Recorder

APPROVED AS TO FORM:

Wayne Belmont, County Counsel

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