

ORDINANCE NO. 2021-4

AN ORDINANCE AMENDING THE LYONS MUNICIPAL CODE TO ESTABLISH NOMINATION PROCEDURES, MAINTAIN CONSISTENCY WITH THE 2020 CITY CHARTER, AND REPEAL CHAPTER 2.05

WHEREAS, in 2019, City staff conducted a review of the City Charter to identify potential updates and revisions to clarify and modernize the City Charter; and

WHEREAS, in 2020, City electors voted to adopt an updated and modernized version of the City Charter; and

WHEREAS, the 2020 City Charter contains different article and section numbers from the previous version of the City Charter, directs the City Council to establish nomination procedures by ordinance, and changes the title of the office of City Recorder to City Manager; and

WHEREAS, the City Council desires to amend the Lyons Municipal Code (LMC) to correct references to the 2020 City Charter, establish nomination procedures, change the title of the office of City Recorder to City Manager throughout the LMC, and to repeal the council rules codified in Chapter 2.05 so that they may be replaced with council rules adopted by resolution, in accordance with City Charter Section 3.4.

Now, therefore,

The City of Lyons ordains as follows:

Section 1. LMC Section 1.015.010, Nominations, is hereby amended to read as set forth in the attached Exhibit A, incorporated herein by this reference.

Section 2. LMC Chapter 2.05 is hereby repealed.

Section 3. The LMC is hereby amended to replace each mention of the term “City Recorder” with the term “City Manager.”

Section 4. All unamended provisions of the LMC shall remain in full force and effect.

Section 5. This ordinance will go into full force and effect on the 30th day after City Council enactment.

Passed by the Council this 27th day of July, 2021

Approved: COPY
Lloyd Valentine
Mayor of the City of Lyons, Oregon

Date:

ATTEST:

By: COPY
Micki Valentine
City Manager of the City of Lyons, Oregon

Date: _____

	Aye	Nay
Mayor Valentine	___	___
Pro Tem Ritchie	___	___
Councilor Donohue	___	___
Councilor Wagner	___	___
Councilor Hyde	___	___

EXHIBIT A

1.15.010 Nominations.

- A. A qualified elector may be nominated for a position if they reside in the City during the 12 months immediately preceding the election at which the person seeks an elective City position. Nomination shall be by petition on a form prescribed by the Secretary of State that specifies the position sought. Petitions must be signed by no fewer than 10 electors. If an elector signs more than one petition for a vacant position, that person's signature shall be valid only for the first petition filed with and accepted by the City Manager for the position. The signatures on a nomination petition need not be appended to the same paper, but for each separate paper of the petition, the circulator of the petition shall attach an affidavit indicating the number of signers on the paper and stating that each signature appended thereto was made in the circulator's presence and is the genuine signature of the person whose name it purports to be. After signing a petition, each signer shall state their place of residence, identified by its street and number or other sufficient description.

- B. The City Manager shall record the exact time each petition is filed and shall record the name and address of the person who filed each petition. If the petition is not signed by the required number of qualified electors, the City Manager shall notify the candidate and the person who filed the petition within three days after filing. If the petition is insufficient in any other way, the City Manager shall return the petition immediately to the person who filed it, specifying in writing why the petition is insufficient. Such petitions may be amended and filed again as a new petition, or a substitute petition for the same candidate may be filed, within the regular time for filing nomination petitions.

- C. The City Manager shall notify an eligible person of nomination under this Section. To accept a nomination, a candidate must file a written statement of acceptance with the City Manager in form determined by the City Council, within three days of notification of nomination. Upon receipt of the acceptance of nomination, the City Manager shall cause the nominee's name to be printed on the ballots. The petition of nomination for a successful candidate at an election shall be preserved in the office of the City Manager until the term of office for which the candidate is elected expires.