

*Failed in election
Ord 587 still
in effect*

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of the Adoption of an Ordinance)
 Referring to the Voters the Question of Whether)
 the Yamhill County Term Limits Ordinance,) ORDINANCE No. 688
 Ordinance 587, Should be Amended to Remove the)
 "Lifetime Ban;" Referred for the May, 2002)
 Election.)

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of county business in formal session on December 14, 2000, commissioners Ted Lopuszynski, Thomas E.E. Bunn and Robert Johnstone being present.

THE BOARD MAKES THE FOLLOWING FINDINGS:

- A. Under ORS 203.035(1), the electors of a county "may by ordinance exercise authority within the county over matters of county concern, to the fullest extent allowed by Constitutions and laws of the United States and this state" as though the specific powers were listed in the statutes.
- B. In March, 1995 the Board referred Ordinance 587 to the voters for the May, 1996 primary election to establish term limits for elective county offices. Ordinance 587 was approved by the voters in the May, 1996 election and thereafter became operative.
- C. The Board believes it is reasonable to ask the voters to remove the "lifetime ban" imposed by Ordinance 587 to enable, upon reelection or appointment, an elected official to return to office following a break in service.
- D. This ordinance should be submitted to the voters at the May, 2002 primary election. NOW, THEREFORE,

THE PEOPLE OF YAMHILL COUNTY ORDAIN AS FOLLOWS:

Section 1. **REMOVAL OF "LIFETIME BAN."** Section 1 of Ordinance 587 is repealed. In its place, the following language is adopted:

"Section 1. **TERM LIMITS FOR COUNTY COMMISSIONERS.**

"a. No person shall serve more than 3 consecutive terms of office as a Yamhill County Commissioner, Yamhill County Sheriff, Yamhill County Assessor, Yamhill County Clerk or Yamhill County Treasurer. However, nothing in this section shall prevent a person

from returning to any elective office identified in this section after being reelected or reappointed to office after a break in service of at least 1 year.

"b. The term limits established in subsection (a) of this section shall apply to terms of office which commenced after January 1, 1997 in accordance with Section 3 of Ordinance 587 as approved by the voters at the May, 1996 primary election."

Section 2. **REFERRAL TO VOTERS IN MAY, 2002 PRIMARY; EFFECTIVE DATE.** This ordinance shall be referred to the voters as a county measure in the primary election of May, 2002. This ordinance shall become effective only if approved by a majority of the voters at the primary election of May, 2002. If approved by the voters, this ordinance shall become effective upon the first date allowed by the Oregon Constitution. This section shall supercede Sections 5 and 6 of Ordinance 587.

Section 3. **REMAINDER OF ORDINANCE 587 UNAFFECTED.** Except as provided to the contrary in Sections 1 and 2 of this ordinance, all other terms and conditions of Ordinance 587 shall remain in full force and effect.

APPROVED by the Yamhill County Board of Commissioners for referral to the voters following the first reading of this Ordinance on December 14, 2000 with Commissioners Lopuszynski, Bunn and Johnstone all voting aye.

DONE at McMinnville, Oregon on December 14, 2000.

ATTEST

YAMHILL COUNTY BOARD OF COMMISSIONERS



~~CHARLES STEPHENSON~~
County Clerk

Ted Lopuszynski
Chairman TED LOPUSZYNSKI

By: *Kelley Fetters*
Deputy KELLY FETTERS

Not available for signature
Commissioner THOMAS E. E. BUNN

FORM APPROVED BY:

John M. Gray, Jr.
For JOHN M. GRAY, JR.
Yamhill County Counsel

Robert Johnstone
Commissioner ROBERT JOHNSTONE