

**RESOLUTION SERIES 2024, NO. 1**

**A RESOLUTION REFERRING TO THE VOTERS OF THE CITY OF  
DUNES CITY, OREGON, A MEASURE FOR ADOPTING AN  
AMENDMENT TO THE CITY CHARTER**

WHEREAS, the City Council of the City of Dunes City reviewed the City's public contracting procedures and the Oregon laws that govern the City's contracting; and

WHEREAS, Section 39 of the City Charter places contracting limits on the City that are outdated and stricter than Oregon law requires, and currently provides as follows: "A contract in excess of \$2,000.00 for a public improvement to be made by a private contractor shall be let to the lowest responsible bidder for the contract and shall be done in accordance with plans and specifications approved by the council"; and

WHEREAS, Oregon law has comprehensive public contracting requirements in place that already regulate the City's public contracting, such that City Charter Section 39 is no longer necessary to ensure that the City contracting procedures are competitive and fair; and

WHEREAS, the City Council believes that City Charter Section 39 no longer serves its purpose and that compliance with Oregon public contracting laws are sufficient to safeguard the City's public contracting processes; and

WHEREAS, the City Council wishes to refer an amendment of the Dunes City Charter to the voters of the City to revise City Charter 39;

NOW, THEREFORE, Dunes City resolves as follows:

Section 1. An amendment to the Dunes City Charter is approved for submission to the voters of the City such that Section 39 would be amended to read:

Section 39. Contracts for public improvements shall be governed by state public contracting law.

Section 2. The Council directs and authorizes that a City election be held on May 21, 2024, and that this Charter amendment be submitted to the legal voters of the City.

Section 3. Ballots from the election shall be counted, tabulated, and the results certified as provided by law, and if a majority of the legal voters of the City voting on this measure approve the amendment, the amendment shall be effective July 1, 2024.

Section 4. The election shall be conducted by Lane County. The elections official for Lane County is hereby instructed to prepare ballots and to take other actions necessary to conduct the election.

Section 5. The proposed ballot title for the measure is attached as Exhibit A.

Section 6. This Resolution, including the proposed ballot title, shall be filed with the City Recorder for the City of Dunes City.

Section 7. The City Recorder shall give notice of this measure as required by law and take such other actions and otherwise proceed with the election as provided by law in compliance with this Resolution. Upon completion of the ballot title notice period, the City Recorder shall complete SEL 802 and file the form in accordance with applicable law. If Lane County publishes a voters' pamphlet for the May election, the City Recorder is directed to prepare an explanatory statement and submit such statement to the Lane County elections official. The City Recorder shall complete the necessary forms with Lane County to submit the explanatory statement for publication.

Section 8. The elections officer for Lane County is hereby directed to proceed with the election by placing the measure on the ballot. The City Recorder and elections officer for Lane County are authorized and directed to take such actions and to proceed with the election as provided by state law and this Resolution. The City Recorder or the City Recorder's designee is authorized to make such changes in the ballot title and notices as may be required by the Lane County elections official, applicable reviewing court, or applicable law.

Section 9. This Resolution shall become effective immediately upon its adoption.

PASSED by the Council and approved by the Mayor this 21<sup>st</sup> day of February, 2024.



Ed McGuire, Mayor

ATTEST:



Jamie Mills, City Administrator