

Notice of Measure Election
City

26-172 SEL 802

rev 01/16 ORS 250.035, 250.041, 250.275, 250.285, 254.095, 254.465

Notice

Date of Notice 3/8/16	Name of City or Cities City of Troutdale	Date of Election 5/16/16
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Final Ballot Title The following is the final ballot title of the measure to be submitted to the city's voters. The ballot title notice has been published and the ballot title challenge process has been completed.

Caption 10 words which reasonably identifies the subject of the measure.

Clarifies mayor, councilors may discuss city business with city manager

Question 20 words which plainly phrases the chief purpose of the measure.

Shall charter authorize mayor and council discussions with city manager?

Summary 175 words which concisely and impartially summarizes the measure and its major effect.

Under the existing charter section, it is not clear that councilors may talk to the city manager about concerns they may have concerning staff, city contracts, or city property. This amendment makes clear that councilors may discuss their concerns, so long as their actions do not coerce the city manager into actions the manager might not otherwise take. It requires that such discussions comply with the public meetings laws and other laws.

Explanatory Statement 500 words that impartially explains the measure and its effect.

If the county is producing a voters' pamphlet an explanatory statement must be drafted and attached to this form
 → any measure referred by the city governing body; or
 → any initiative or referendum, if required by local ordinance.

Explanatory Statement Attached? Yes No

RECEIVED
 16 MAR 18 AM 7:46
 TIM SCOTT
 DIRECTOR OF ELECTIONS

Authorized City Official Not required to be notarized.

Name Sarah Skroch	Title City Recorder
Mailing Address 219 E. Historic Columbia River Hwy. Troutdale, OR 97060	Contact Phone 503-674-7258

By signing this document:
 → I hereby state that I am authorized by the city to submit this Notice of Measure Election; and
 → I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.

Signature redacted

Signature

Date Signed

3/8/16

Measure Explanatory Statement for County Voters' Pamphlet

Important! Please read all instructions before completing this form. This form is to be used when filing a 'Measure Explanatory Statement for County Voters' Pamphlet' with your County Elections office. If a local government is located in more than one county, the county clerk of the county in which the city hall of the city or the administrative office of the local government is located shall be the filing officer for the 'Measure Explanatory Statement for County Voters' Pamphlet'.

Filing Information

Election: Primary 20 16 General 20 _____ Special _____ Measure # 26-172

Ballot Title Caption

CLARIFIES MAYOR, COUNCILORS MAY DISCUSS CITY BUSINESS WITH CITY MANAGER

Name of Person responsible for content of 'Explanatory Statement' (as it should appear in the Voters' Pamphlet):

Ed Trompke, Interim City Attorney

Name of Jurisdiction/Organization Person is authorized to represent (as it should appear in the Voters' Pamphlet):

City of Troutdale

CONTACT INFORMATION

Phone: Cell: _____ Work: (503) 598-7070 Home: _____

E-Mail: ed.trompke@Jordanramis.com

SIGNATURE

Signature redacted

Signature of person responsible for content of 'Explanatory Statement'

3/16
DIRECTOR OF ELECTIONS
Date
TIM SCOTT
RECEIVED
16 MAR 14 AM 7:46

MEASURE EXPLANATORY STATEMENT

See attached for 'Measure Explanatory Statement' (500 word/number MAX).

For Office Use only:

County: Multnomah

Signed? Yes No

'Measure Explanatory Statement' attached?

Yes No

Intake Staff Initials:

[Handwritten initials]

Word Count (500 max):

Digital copy? Yes No

Review Staff Initials:

[Handwritten initials]

City of Troutdale

Measure Explanatory Statement

This measure amends Section 21(l) of the 1994 Troutdale Charter to allow the mayor and city councilors to discuss the strengths, weaknesses, or need for city staff, or to discuss any city contract or property that either exists or is contemplated, with the City Manager.

This amendment clarifies the relationship between the City Council and its chief appointed officer, the City Manager. Troutdale has a council-manager form of government. Under it, the City Council establishes the City's public policies, and the City Manager carries out these policies. In this regard the City Manager is the City's chief administrative officer. He or she is responsible, as stated in Section 21 of the Charter, "to the mayor and council for the proper administration of all city business."

An important principal that assists this relationship (and which makes the council-manager system popular, especially in smaller cities) is that political forces should not be applied to day-to-day management decisions. If the City Council disapproves of the City Manager's performance, the City Council's recourse is to find a new City Manager. The noninterference principal is embodied in Charter Section 21(l), which provides that the City Council may not "directly or indirectly attempt to coerce the manager or a candidate for the office of manager" in matters of hiring or terminating city employees, or in administrative decisions regarding city contracts or property.

In respecting this section, City Council members have erred on the side of caution: They have hesitated to discuss such matters with the City Manager, and have hesitated to share personal views about such matters. Concerns have arisen that honest disagreements might be construed as coercion. This cautionary approach discourages conversation, and may silence otherwise useful dialogue.

The City Council has observed that it should be possible to discuss such employment, contract, or property issues with the City Council's chief administrator in ways that do not coerce or interfere with the City Manager's discretion or responsibilities.

Under the existing charter section, it is not clear that councilors may talk to the City Manager about concerns they may have concerning staff, city contracts, or city property. This amendment makes clear that councilors may discuss their concerns, so long as their actions do not cross the line to coerce the City Manager into actions the manager might not otherwise take. It requires that such discussions comply with the public meetings laws and other laws.