CITY OF ROCKAWAY BEACH, OREGON
ORDINANCE NO. 2024-02

AN ORDINANCE PRESCRIBING THE MANNER FOR A PERSON TO BE NOMINATED TO RUN FOR MAYOR OR A CITY COUNCILOR POSITION

RECITALS:

1. The Charter of the City of Rockaway Beach, Chapter VII, Section 25, states that "City elections must conform to state law except as this charter or ordinances provide otherwise. All elections for city offices must be nonpartisan;" and

2. The Charter of the City of Rockaway Beach, Chapter VII, Section 27, states "The council must adopt an ordinance prescribing the manner for a person to be nominated to run for mayor or a city councilor position"; and

3. State law (ORS 249.020) provides that candidates may file for candidacy by filing a declaration of candidacy (filing by fee) or by nominating petition (filing by obtaining voter signatures); and

4. The City Council wishes to establish filing by nominating petition as the manner for a person to be nominated to run for Mayor or a City Councilor position.

Now, therefore, the City of Rockaway Beach ordains as follows:

<u>Section 1.</u> A new Chapter 36 titled Elections is added to the City of Rockaway Beach Code of Ordinances as follows:

§36.01 NOMINATING PETITION. Prospective candidates shall file a nominating (prospective) petition to be nominated to run for Mayor or a City Councilor position.

§36.02 NOMINATING PETITION FORM. Nominating petitions shall be submitted to the City Elections Officer on the official candidate filing forms provided by the State in the manner prescribed by State law. The filing form must specify the office and position for which the candidate is filing. The number of signatures required on the nominating petition is set by State law.

§36.03 NOMINATING PETITION DEADLINE. The nominating petition deadline is established by State law. Candidates are advised to submit materials to the City Elections Officer for verification allowing sufficient time for the verification process to be completed prior to the filing deadline.
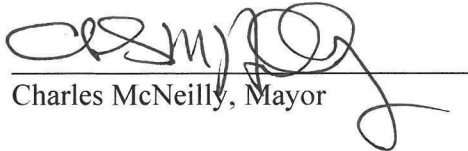
<u>Section 2.</u> Severability Clause. A determination of invalidity or unconstitutionality by a court of competent jurisdiction of any clause, sentence, paragraph, section, or part of this ordinance shall not affect the validity of the remaining parts to this ordinance.

Section 3. Effective Date. Pursuant to the Rockaway Beach City Charter, this ordinance shall become effective on the thirtieth day after its adoption.

1st reading by the Rockaway Beach City Council **February 14, 2024**.
2nd reading by the Rockaway Beach City Council **February 14, 2024**.

Adopted and Approved by the Rockaway Beach City Council **February 14, 2024**.

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Charles McNeilly, Mayor

City Council	Aye/Nay
Mary McGinnis	✗ /
Tom Martine (Excused)	——
Kristine Hayes	✗ /
Alesia Franken	✗ /
Penny Cheek	✗ /

Attest:

Melissa Thompson
Melissa Thompson, City Recorder