

## **Revisions to the Agenda**

### **City Council**

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**Monday, December 5, 2016**

**6:30 PM**

**Council Chambers**

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**1.3a.** [16-278](#)

Proclamation of the Mayor and Canvass of Votes from the November 8, 2016 General Election

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

*Add - Report Added*

**4.a.** [16-269](#)

Deliberations regarding major comprehensive plan amendments for the Salem River Crossing Preferred Alternative.

Note: The Public Hearing has been closed, and no testimony or public comment on this item or second reading of Ordinance Bill No. 14-16 may be received.

Ward(s): 1, 5, and 8

Councilor(s): Bennett, Dickey, Lewis

Neighborhood(s): Highland and West Salem

*Add - Added attachments from City of Keizer and Marion and Polk Counties. After the close of the joint public hearing on October 12, 2016, the City of Keizer and Marion and Polk Counties reconvened in their respective jurisdictions to deliberate on the proposed Urban Growth Boundary amendment. Each of these jurisdictions concurred with the proposed amendment as called for in the Regional Planning Action Procedures of the Salem Area Comprehensive Plan. The concurring ordinances, without exhibits, are attached for your information.*



## Staff Report

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**File #:** 16-278

**Version:** 1

**Date:** 12/5/2016

**Item #:** 1.3a.

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**TO:** Mayor and City Council

**THROUGH:** Steve Powers, City Manager

**FROM:** Mayor Anna Peterson

**SUBJECT:**

Proclamation of the Mayor and Canvass of Votes from the November 8, 2016 General Election

Ward(s): All Wards

Councilor(s): All Councilors

Neighborhood(s): All Neighborhoods

**ISSUE:**

A general election was held on November 8, 2016, at which time the City of Salem had candidates for Mayor, Councilors for Wards 1, 3, 5, and 7, and ballot measures 24-399 and 24-400.

**FACTS AND FINDINGS:**

The City Recorder's Office has received a final official canvass of votes cast in the election certified by Marion and Polk County Clerks.

SRC 11.340 states that the Mayor shall proclaim the results of the election immediately upon receipt of the canvass of votes in an election.

Ruth Ann Stellmacher  
City Recorder

**Attachments:**

1. Attachment A: Proclamation of the Mayor
2. Attachment B: Canvass of Votes

12/02/2016

## **PROCLAMATION**

GENERAL ELECTION RESULTS: NOVEMBER 8, 2016

**WHEREAS**, a General Election was held on the 8<sup>th</sup> day of November, 2016, at which candidates for certain offices and ballot measures were voted upon, and

**WHEREAS**, the results of the election have been recorded in the Minute Record of the Council;

**NOW, THEREFORE**, I, Anna Peterson, Mayor of the City of Salem, Oregon, proclaim and declare that at said election:

CHUCK BENNETT was duly elected MAYOR

CARA KASER was duly elected COUNCILOR, WARD 1

BRAD A. NANKE was duly elected COUNCILOR, WARD 3

MATT AUSEC was duly elected COUNCILOR, WARD 5

SALLY COOK was duly elected COUNCILOR, WARD 7

And, the following ballot measure FAILED:

BALLOT MEASURE 24-399: "Police Facility General Obligation Bond Authorization"

And, the following ballot measure was APPROVED by voters and is ADOPTED:

BALLOT MEASURE 24-400: "3% Tax on Sale of Recreations Marijuana Sales"

SIGNED at Salem, Oregon this 5th day of December, 2016.

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Council President Steven McCoid,  
on behalf of Mayor Anna M. Peterson

CANVASS OF VOTES  
FOR THE GENERAL ELECTION  
OF THE CITY OF SALEM, OREGON  
TUESDAY, NOVEMBER 8, 2016

TO THE CITY COUNCIL OF THE CITY OF SALEM, OREGON:

I, Ruth Ann Stellmacher, City Recorder of the City of Salem, Oregon being the Elections Officer of the City of Salem for the General Election, held November 8, 2016, report the results of said election herewith:

	<u>Marion County</u>	<u>Polk County</u>	<u>Total</u>
MAYOR:			
CHUCK BENNETT	34,671	9,083	43,754
COUNCILOR, WARD 1:			
CARA KASER	3,855	1,128	4,983
COUNCILOR, WARD 3:			
BRAD A. NANKE	4,677		4,677
COUNCILOR, WARD 5:			
MATT AUSEC	3,519		3,519
COUNCILOR, WARD 7:			
SALLY COOK	7,071		7,071

BALLOT MEASURE 24-399: "POLICE FACILITY GENERAL OBLIGATION BOND  
AUTHORIZATION"

	<u>Marion County</u>	<u>Polk County</u>	<u>Total</u>
YES	24,773	6,224	30,997
NO	27,200	6,972	34,172
TOTAL VOTES	51,973	13,196	65,169

BALLOT MEASURE 24-400: "3% TAX ON SALE OF RECREATIONAL MARIJUANA SALES"

	<u>Marion County</u>	<u>Polk County</u>	<u>Total</u>
YES	38,324	10,295	48,619
NO	14,628	3,232	17,860
TOTAL VOTES	52,952	13,527	66,479

ATTACHED HERETO and made a part of this Canvass Report are statements from Marion and Polk County Clerks listing votes cast in each of the City of Salem Precincts (Exhibit A).

PREPARED at Salem, Oregon this 2nd day of December, 2016.

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Ruth Ann Stellmacher  
City Recorder and Elections Officer

**Nov 2016 General Election Final Report**

Official

Run Time 8:21 AM

Run Date 11/23/2016

**Marion County, Oregon**

General Election Official Ballot

11/8/2016

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**Official results**

**Registered Voters**

139563 of 182173 = 76.61 %

**Precincts Reporting**

135 of 135 = 100.00 %

**City of Salem, Mayor - Vote for one**

Precinct	Chuck Bennett	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
310 - 1	1104	1104	0	691	59	1854	1854	2567	72.22 %
311 - 1	1626	1626	0	977	99	2702	2702	3787	71.35 %
312 - 1	1170	1170	0	634	75	1879	1879	2424	77.52 %
320 - 1	604	604	0	355	34	993	993	1494	66.47 %
321 - 1	673	673	0	379	44	1096	1096	1696	64.62 %
322 - 1	58	58	0	26	4	88	88	102	86.27 %
323 - 1	1290	1290	0	839	95	2224	2224	2716	81.89 %
324 - 1	51	51	0	28	7	86	86	166	51.81 %
325 - 1	1108	1108	0	634	57	1799	1799	2506	71.79 %
326 - 1	37	37	0	15	2	54	54	88	61.36 %
330 - 1	1235	1235	0	806	54	2095	2095	2567	81.61 %
331 - 1	506	506	0	293	19	818	818	1074	76.16 %
332 - 1	459	459	0	263	9	731	731	1158	63.13 %
333 - 1	655	655	0	323	18	996	996	1337	74.50 %
334 - 1	120	120	0	46	2	168	168	235	71.49 %
335 - 1	0	0	0	0	0	0	0	0	0.00 %
336 - 1	5	5	0	1	0	6	6	9	66.67 %
337 - 1	2169	2169	0	1304	97	3570	3570	4473	79.81 %
340 - 1	1367	1367	0	851	46	2264	2264	2783	81.35 %
341 - 1	1422	1422	0	796	38	2256	2256	2704	83.43 %
342 - 1	3	3	0	2	0	5	5	5	100.00 %

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**Official results**

**Registered Voters**

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**Precincts Reporting**

135 of 135 = 100.00 %

**City of Salem, Mayor - Vote for one**

Precinct	Chuck Bennett	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
343 - 1	1959	1959	0	1115	71	3145	3145	3819	82.35 %
344 - 1	2355	2355	0	1293	83	3731	3731	4737	78.76 %
350 - 1	1281	1281	0	685	52	2018	2018	3235	62.38 %
351 - 1	305	305	0	148	17	470	470	644	72.98 %
352 - 1	246	246	0	137	11	394	394	658	59.88 %
353 - 1	784	784	0	467	23	1274	1274	1742	73.13 %
354 - 1	67	67	0	49	2	118	118	165	71.52 %
355 - 1	24	24	0	21	2	47	47	69	68.12 %
356 - 1	39	39	0	15	1	55	55	84	65.48 %
357 - 1	978	978	0	508	45	1531	1531	2339	65.46 %
361 - 1	335	335	0	178	11	524	524	951	55.10 %
362 - 1	520	520	0	261	23	804	804	1116	72.04 %
363 - 1	1839	1839	0	930	58	2827	2827	4151	68.10 %
364 - 1	993	993	0	546	28	1567	1567	2196	71.36 %
365 - 1	0	0	0	0	0	0	0	0	0.00 %
370 - 1	1087	1087	0	668	75	1830	1830	2142	85.43 %
371 - 1	1948	1948	0	1205	72	3225	3225	3756	85.86 %
372 - 1	560	560	0	359	28	947	947	1153	82.13 %
373 - 1	1562	1562	0	809	63	2434	2434	2883	84.43 %
374 - 1	789	789	0	488	47	1324	1324	1691	78.30 %
375 - 1	1338	1338	0	752	42	2132	2132	2801	76.12 %

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**Official results**

**Registered Voters**

139563 of 182173 = 76.61 %

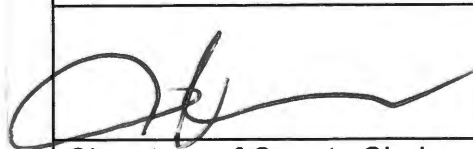
**Precincts Reporting**

135 of 135 = 100.00 %

**City of Salem, Mayor - Vote for one**

Precinct	Chuck Bennett	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
376 - 1	0	0	0	0	0	0	0	0	0.00 %
<b>Totals</b>	<b>34671</b>	<b>34671</b>	<b>0</b>	<b>19897</b>	<b>1513</b>	<b>56081</b>	<b>56081</b>	<b>74223</b>	<b>75.56 %</b>

I certify that the votes recorded on this abstract correctly summarize the tally of votes cast at the election indicated.

	<b>11/23/2016</b>
Signature of County Clerk Bill Burgess	Date of Abstract



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**Official results**

**Registered Voters**

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**Precincts Reporting**

135 of 135 = 100.00 %

**City of Salem, Councilor, Ward 1 - Vote for one**

Precinct	Cara Kaser	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
310 - 1	1072	1072	0	762	20	1854	1854	2567	72.22 %
311 - 1	1606	1606	0	1065	31	2702	2702	3787	71.35 %
312 - 1	1177	1177	0	682	20	1879	1879	2424	77.52 %
<b>Totals</b>	<b>3855</b>	<b>3855</b>	<b>0</b>	<b>2509</b>	<b>71</b>	<b>6435</b>	<b>6435</b>	<b>8778</b>	<b>73.31 %</b>

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**Official results**

**Registered Voters**

139563 of 182173 = 76.61 %

**Precincts Reporting**

135 of 135 = 100.00 %

**City of Salem, Councilor, Ward 3 - Vote for one**

Precinct	Brad A Nanke	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
330 - 1	1077	1077	0	991	27	2095	2095	2567	81.61 %
331 - 1	460	460	0	347	11	818	818	1074	76.16 %
332 - 1	435	435	0	290	6	731	731	1158	63.13 %
333 - 1	607	607	0	381	8	996	996	1337	74.50 %
334 - 1	106	106	0	61	1	168	168	235	71.49 %
335 - 1	0	0	0	0	0	0	0	0	0.00 %
336 - 1	5	5	0	1	0	6	6	9	66.67 %
337 - 1	1987	1987	0	1536	47	3570	3570	4473	79.81 %
<b>Totals</b>	<b>4677</b>	<b>4677</b>	<b>0</b>	<b>3607</b>	<b>100</b>	<b>8384</b>	<b>8384</b>	<b>10853</b>	<b>77.25 %</b>

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Signature of County Clerk  
Bill Burgess

11/23/2016

Date of Abstract

**Nov 2016 General Election Final  
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**Marion County, Oregon**

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**Official results**

**Registered Voters**

139563 of 182173 = 76.61 %


**Precincts Reporting**

135 of 135 = 100.00 %

**City of Salem, Councilor, Ward 5 - Vote for one**

Precinct	Matt Ausec	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
350 - 1	1211	1211	0	775	32	2018	2018	3235	62.38 %
351 - 1	289	289	0	174	7	470	470	644	72.98 %
352 - 1	233	233	0	157	4	394	394	658	59.88 %
353 - 1	735	735	0	530	9	1274	1274	1742	73.13 %
354 - 1	64	64	0	54	0	118	118	165	71.52 %
355 - 1	24	24	0	22	1	47	47	69	68.12 %
356 - 1	35	35	0	20	0	55	55	84	65.48 %
357 - 1	928	928	0	575	28	1531	1531	2339	65.46 %
<b>Totals</b>	<b>3519</b>	<b>3519</b>	<b>0</b>	<b>2307</b>	<b>81</b>	<b>5907</b>	<b>5907</b>	<b>8936</b>	<b>66.10 %</b>

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	11/23/2016
Signature of County Clerk Bill Burgess	Date of Abstract

**Nov 2016 General Election Final  
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**Official results**

**Registered Voters**

139563 of 182173 = 76.61 %

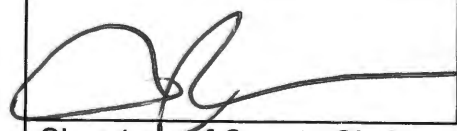
**Precincts Reporting**

135 of 135 = 100.00 %

**City of Salem, Councilor, Ward 7 - Vote for one**

Precinct	Sally Cook	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
370 - 1	1107	1107	0	697	26	1830	1830	2142	85.43 %
371 - 1	1798	1798	0	1370	57	3225	3225	3756	85.86 %
372 - 1	551	551	0	386	10	947	947	1153	82.13 %
373 - 1	1541	1541	0	858	35	2434	2434	2883	84.43 %
374 - 1	780	780	0	529	15	1324	1324	1691	78.30 %
375 - 1	1294	1294	0	823	15	2132	2132	2801	76.12 %
376 - 1	0	0	0	0	0	0	0	0	0.00 %
<b>Totals</b>	<b>7071</b>	<b>7071</b>	<b>0</b>	<b>4663</b>	<b>158</b>	<b>11892</b>	<b>11892</b>	<b>14426</b>	<b>82.43 %</b>

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**Nov 2016 General Election Final Report**

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**Official results**

**Registered Voters**

139563 of 182173 = 76.61 %

**Precincts Reporting**

135 of 135 = 100.00 %

**24-399: City of Salem \$82 Million Police G.O.B.**

Precinct	Yes	No	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
310 - 1	908	767	1675	0	179	0	1854	1854	2567	72.22 %
311 - 1	1144	1360	2504	1	197	0	2702	2702	3787	71.35 %
312 - 1	780	966	1746	0	133	0	1879	1879	2424	77.52 %
320 - 1	390	517	907	0	86	0	993	993	1494	66.47 %
321 - 1	425	580	1005	0	91	0	1096	1096	1696	64.62 %
322 - 1	44	38	82	0	6	0	88	88	102	86.27 %
323 - 1	999	1045	2044	0	180	0	2224	2224	2716	81.89 %
324 - 1	20	56	76	0	10	0	86	86	166	51.81 %
325 - 1	777	889	1666	0	133	0	1799	1799	2506	71.79 %
326 - 1	31	21	52	0	2	0	54	54	88	61.36 %
330 - 1	965	969	1934	1	160	0	2095	2095	2567	81.61 %
331 - 1	401	364	765	0	53	0	818	818	1074	76.16 %
332 - 1	286	374	660	0	71	0	731	731	1158	63.13 %
333 - 1	404	514	918	0	78	0	996	996	1337	74.50 %
334 - 1	98	58	156	0	12	0	168	168	235	71.49 %
335 - 1	0	0	0	0	0	0	0	0	0	0.00 %
336 - 1	4	1	5	0	1	0	6	6	9	66.67 %
337 - 1	1619	1708	3327	1	242	0	3570	3570	4473	79.81 %
340 - 1	1097	1017	2114	0	150	0	2264	2264	2783	81.35 %
341 - 1	1045	1084	2129	0	127	0	2256	2256	2704	83.43 %
342 - 1	3	2	5	0	0	0	5	5	5	100.00 %

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**24-399: City of Salem \$82 Million Police G.O.B.**

Precinct	Yes	No	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
343 - 1	1423	1518	2941	0	204	0	3145	3145	3819	82.35 %
344 - 1	1739	1738	3477	0	254	0	3731	3731	4737	78.76 %
350 - 1	772	1066	1838	1	179	0	2018	2018	3235	62.38 %
351 - 1	172	263	435	0	35	0	470	470	644	72.98 %
352 - 1	182	166	348	0	46	0	394	394	658	59.88 %
353 - 1	560	633	1193	0	81	0	1274	1274	1742	73.13 %
354 - 1	45	66	111	0	7	0	118	118	165	71.52 %
355 - 1	23	20	43	0	4	0	47	47	69	68.12 %
356 - 1	17	31	48	0	7	0	55	55	84	65.48 %
357 - 1	552	857	1409	0	122	0	1531	1531	2339	65.46 %
361 - 1	207	261	468	0	56	0	524	524	951	55.10 %
362 - 1	340	403	743	0	61	0	804	804	1116	72.04 %
363 - 1	1163	1443	2606	0	221	0	2827	2827	4151	68.10 %
364 - 1	629	807	1436	0	131	0	1567	1567	2196	71.36 %
365 - 1	0	0	0	0	0	0	0	0	0	0.00 %
370 - 1	878	834	1712	0	118	0	1830	1830	2142	85.43 %
371 - 1	1530	1488	3018	0	207	0	3225	3225	3756	85.86 %
372 - 1	431	444	875	0	72	0	947	947	1153	82.13 %
373 - 1	1136	1159	2295	0	139	0	2434	2434	2883	84.43 %
374 - 1	573	663	1236	0	88	0	1324	1324	1691	78.30 %
375 - 1	961	1010	1971	0	161	0	2132	2132	2801	76.12 %

**Nov 2016 General Election Final Report**

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**Marion County, Oregon**

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**Official results**

**Registered Voters**

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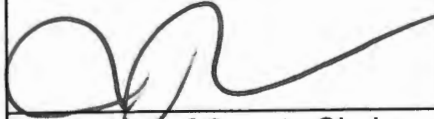
**Precincts Reporting**

135 of 135 = 100.00 %

**24-399: City of Salem \$82 Million Police G.O.B.**

Precinct	Yes	No	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
376 - 1	0	0	0	0	0	0	0	0	0	0.00 %
<b>Totals</b>	<b>24773</b>	<b>27200</b>	<b>51973</b>	<b>4</b>	<b>4104</b>	<b>0</b>	<b>56081</b>	<b>56081</b>	<b>74223</b>	<b>75.56 %</b>

I certify that the votes recorded on this abstract correctly summarize the tally of votes cast at the election indicated.

  
Signature of County Clerk  
Bill Burgess

**11/23/2016**

Date of Abstract

24-400: City of Salem 3% Tax on Marijuana sales

Precinct	Yes	No	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
310 - 1	1199	532	1731	0	123	0	1854	1854	2567	72.22 %
311 - 1	1646	891	2537	0	165	0	2702	2702	3787	71.35 %
312 - 1	1232	543	1775	0	104	0	1879	1879	2424	77.52 %
320 - 1	607	324	931	0	62	0	993	993	1494	66.47 %
321 - 1	635	391	1026	0	70	0	1096	1096	1696	64.62 %
322 - 1	67	18	85	0	3	0	88	88	102	86.27 %
323 - 1	1503	573	2076	0	148	0	2224	2224	2716	81.89 %
324 - 1	41	39	80	0	6	0	86	86	166	51.81 %
325 - 1	1147	554	1701	0	98	0	1799	1799	2506	71.79 %
326 - 1	36	17	53	0	1	0	54	54	88	61.36 %
330 - 1	1448	526	1974	0	121	0	2095	2095	2567	81.61 %
331 - 1	543	226	769	0	49	0	818	818	1074	76.16 %
332 - 1	509	180	689	0	42	0	731	731	1158	63.13 %
333 - 1	670	272	942	0	54	0	996	996	1337	74.50 %
334 - 1	122	35	157	0	11	0	168	168	235	71.49 %
335 - 1	0	0	0	0	0	0	0	0	0	0.00 %
336 - 1	3	2	5	0	1	0	6	6	9	66.67 %
337 - 1	2600	798	3398	0	172	0	3570	3570	4473	79.81 %
340 - 1	1721	417	2138	0	126	0	2264	2264	2783	81.35 %
341 - 1	1662	501	2163	0	93	0	2256	2256	2704	83.43 %
342 - 1	3	0	3	0	2	0	5	5	5	100.00 %



24-400: City of Salem 3% Tax on Marijuana sales

Precinct	Yes	No	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
343 - 1	2346	648	2994	0	151	0	3145	3145	3819	82.35 %
344 - 1	2665	873	3538	0	193	0	3731	3731	4737	78.76 %
350 - 1	1169	715	1884	0	134	0	2018	2018	3235	62.38 %
351 - 1	317	128	445	0	25	0	470	470	644	72.98 %
352 - 1	241	126	367	0	27	0	394	394	658	59.88 %
353 - 1	887	321	1208	0	66	0	1274	1274	1742	73.13 %
354 - 1	92	21	113	0	5	0	118	118	165	71.52 %
355 - 1	36	6	42	0	5	0	47	47	69	68.12 %
356 - 1	30	19	49	0	6	0	55	55	84	65.48 %
357 - 1	911	522	1433	0	98	0	1531	1531	2339	65.46 %
361 - 1	311	174	485	0	39	0	524	524	951	55.10 %
362 - 1	498	248	746	0	58	0	804	804	1116	72.04 %
363 - 1	1842	801	2643	1	183	0	2827	2827	4151	68.10 %
364 - 1	1065	402	1467	0	100	0	1567	1567	2196	71.36 %
365 - 1	0	0	0	0	0	0	0	0	0	0.00 %
370 - 1	1299	448	1747	0	83	0	1830	1830	2142	85.43 %
371 - 1	2435	641	3076	0	149	0	3225	3225	3756	85.86 %
372 - 1	640	246	886	0	61	0	947	947	1153	82.13 %
373 - 1	1792	526	2318	0	116	0	2434	2434	2883	84.43 %
374 - 1	934	326	1260	0	64	0	1324	1324	1691	78.30 %
375 - 1	1420	598	2018	0	114	0	2132	2132	2801	76.12 %

**Nov 2016 General Election Final Report**

Official

Run Time 8:21 AM  
Run Date 11/23/2016

**Marion County, Oregon**

**General Election Official Ballot**

11/8/2016

Page 278 of 286

**Official results**

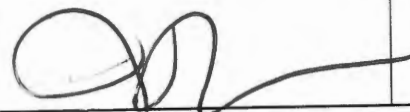
**Registered Voters**  
139563 of 182173 = 76.61 %

**Precincts Reporting**  
135 of 135 = 100.00 %

**24-400: City of Salem 3% Tax on Marijuana sales**

Precinct	Yes	No	Cast Votes	Overvotes	Undervotes	Write-Ins	Election Day Voting Ballots Cast	Total Ballots Cast	Registered Voters	Turnout Percentage
376 - 1	0	0	0	0	0	0	0	0	0	0.00 %
<b>Totals</b>	<b>38324</b>	<b>14628</b>	<b>52952</b>	<b>1</b>	<b>3128</b>	<b>0</b>	<b>56081</b>	<b>56081</b>	<b>74223</b>	<b>75.56 %</b>

I certify that the votes recorded on this abstract correctly summarize the tally of votes cast at the election indicated.



11/23/2016

Signature of County Clerk  
Bill Burgess

Date of Abstract

Mayor Salem City

(VOTE FOR) 1

Marion County Elections

NOV 25 2016

	C B h e u n c h k e t t (NON)	W R I T E - I N (NON)	O V V O E T R E S	U V N O D T E E R S
0134 134	3119	91	1	1658
0136 136	2114	85	0	1096
0140 140	1180	63	0	565
0146 146	2670	107	0	1293
CANDIDATE TOTALS	9083	346	1	4612
CANDIDATE PERCENT	96.33	3.66		

Councilor, Ward 1 SALEM CITY, WARD 1

(VOTE FOR) 1

	C K a a r s a e r (NON)	W R I T E - I N (NON)	O V V O E T R E S	U V N O D T E E R S
0140 140	1128	28	0	652
CANDIDATE TOTALS	1128	28		652
CANDIDATE PERCENT	97.57	2.42		

I HEREBY CERTIFY THIS TO BE A TRUE, FULL  
AND CORRECT COPY OF THE DOCUMENT  
NOW ON RECORD IN MY OFFICE  
Bill Burgess, County Clerk, Marion County  
By Edna Lewis Deputy

CERTIFIED TO BE A TRUE AND  
CORRECT COPY OF THE ORIGINAL  
VALERIE UNGER, Polk County Clerk

By Valerie Unger Deputy

Marion County Elections

NOV 25 2016

24-399 City of Salem Salem City

(VOTE FOR) 1

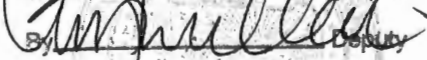
	Y e s (NON)	N o (NON)	O V V O E T R E S	U V N O D T E E R S
0134 134	2219	2348	0	302
0136 136	1456	1666	0	173
0140 140	717	974	0	117
0146 146	1832	1984	1	253
CANDIDATE TOTALS	6224	6972	1	845
CANDIDATE PERCENT	47.16	52.83		

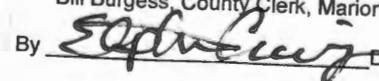
24-400 City of Salem Salem City

(VOTE FOR) 1

	Y e s (NON)	N o (NON)	O V V O E T R E S	U V N O D T E E R S
0134 134	3653	1064	0	152
0136 136	2546	649	1	99
0140 140	1111	576	1	120
0146 146	2985	943	2	140
CANDIDATE TOTALS	10295	3232	4	511
CANDIDATE PERCENT	76.10	23.89		

CERTIFIED TO BE A TRUE AND  
CORRECT COPY OF THE ORIGINAL  
VALERIE UNGER, Polk County Clerk

By  Deputy

I HEREBY CERTIFY THIS TO BE A TRUE, FULL  
AND CORRECT COPY OF THE DOCUMENT  
NOW ON RECORD IN MY OFFICE  
Bill Burgess, County Clerk, Marion County  
By  Deputy

Page  
Break

1 BILL NO. \_\_\_\_\_

A BILL

ORDINANCE NO.  
2016- 763

2  
3 FOR

4  
5 AN ORDINANCE

6  
7 AMENDING THE KEIZER COMPREHENSIVE PLAN AND  
8 URBAN GROWTH BOUNDARY (UGB) TO ALLOW SALEM  
9 RIVER CROSSING PROJECT TO MOVE FORWARD; AMENDING  
10 ORDINANCE NO. 87-077  
11

12 WHEREAS, the City of Salem requested that the City of Keizer, Marion County, and  
13 Polk County consider and concur in an amendment of the Urban Growth Boundary;

14 WHEREAS, the City Council of the City of Keizer has considered an Urban Growth  
15 Boundary (UGB) amendment to allow the Salem River Crossing project to move forward;

16 WHEREAS, the Keizer Planning Commission has considered the matter and  
17 recommended approval of such UGB amendment;

18 WHEREAS, the City Council held a joint public hearing on this matter and has duly  
19 considered the evidence and testimony in the record;

20 NOW THEREFORE, the City of Keizer ordains as follows:

21 Section 1. FINDINGS. The City of Keizer adopts the Findings and Supplemental  
22 Findings set forth in Exhibit "1" attached hereto and by this reference incorporated herein. Of  
23 significant relevance in this case is Section 3 of the Findings and Section 2 of the  
24 Supplemental Findings.

25 Section 2. CONCURRENCE IN REGIONAL PLANNING ACTION. Pursuant to  
26 Section 4 (Procedures for Amending the Keizer Comprehensive Plan), the City of Keizer

1 hereby concurs this Regional Planning Action. The text of the Action is the addition of the  
2 land described in Exhibit "2" to the regional Urban Growth Boundary.

3 Section 3. ADOPTION OF AMENDED URBAN GROWTH BOUNDARY.  
4 Ordinance No. 87-077 (Keizer Comprehensive Plan) is amended by the adoption of additional  
5 land to the Urban Growth Boundary as described in Exhibit "2", and by this reference  
6 incorporated herein.

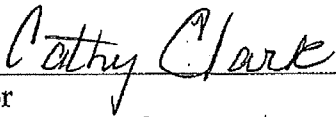
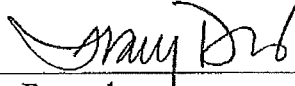
7 Section 4. SEVERABILITY. If any section, subsection, sentence, clause, phrase, or  
8 portion of this Ordinance is for any reason held invalid or unconstitutional, or is denied  
9 acknowledgment by any court or board of competent jurisdiction, including, but not limited to  
10 the Land Use Board of Appeals, the Land Conservation and Development Commission and the  
11 Department of Land Conservation and Development, then such portion shall be deemed a  
12 separate, distinct, and independent provision and such holding shall not affect the validity of  
13 the remaining portions hereof.

14 Section 5. EFFECTIVE DATE. This Ordinance shall take effect thirty (30) days after  
15 its passage.

16 PASSED this 21st day of November, 2016.

17  
18 SIGNED this 21st day of November, 2016.

19  
20  
21  
22  
23  
24  
25

  
\_\_\_\_\_  
Mayor  
  
\_\_\_\_\_  
City Recorder

**BEFORE THE BOARD OF COMMISSIONERS  
FOR MARION COUNTY, OREGON**

In the matter of an Ordinance amending the	)	LA 16-004
Marion County Comprehensive Plan by adopting	)	
amendments to the Salem-Keizer Urban Growth	)	
Boundary by including approximately 35.7 acres	)	
of land in Polk County into the Salem-Keizer	)	
Urban Growth Boundary and declaring an emergency.	)	

**ORDINANCE NO. 1371**

THE MARION COUNTY BOARD OF COMMISSIONERS HEREBY ORDAINS AS FOLLOWS:

**SECTION I.        Purpose**

This ordinance is enacted pursuant to the authority granted general law counties in the State of Oregon by Oregon Revised Statutes (ORS) Chapter 203, and the comprehensive land use planning and coordination with local government provisions under Chapters 195 and 197, by amending the Marion County Comprehensive Plan by adopting amendments to the Salem-Keizer Urban Growth Boundary by including approximately 35.7 acres of land in Polk County into the Salem-Keizer Urban Growth Boundary.

**SECTION II.       Authorization**

The Marion County Board of Commissioners initiated a legislative amendment to the Marion County Comprehensive Plan by Resolution No. 16R-24 dated August 10, 2016. The legislative amendment came before the Board at the request of the City of Salem for concurrence in and adoption of urban growth boundary amendments being considered by the City, pursuant to the planning coordination and concurrence provisions under ORS Chapters 195 and 197, and the provisions of the Salem Comprehensive Plan that establish procedures for addressing land use matters of regional concern to the cities of Salem and Keizer and the counties of Polk and Marion, including amendments to the Salem-Keizer Urban Growth Boundary. The Board participated in a joint public hearing on October 12, 2016 for which proper public notice and advertisement was given. The Board closed the hearing on October 12, 2016 and left the record open for all testimony until October 19, 2016. All persons present during the public hearing and those provided notice of the hearing, were given the opportunity to speak or present written statements on the proposed amendments.

**SECTION III.      Evidence and Findings**

The Board has reviewed the evidence and testimony in the record. Based on the facts and findings in the record, as contained in Exhibits A, B and C, which are incorporated herein by this reference, the Board determines that the amended Salem/Keizer Urban Growth Boundary conforms with the requirements under ORS Chapter 197 and the Statewide Land Use Planning Goals and Administrative Rules for the development and revision of comprehensive plans and urban growth



boundaries, with ORS Chapter 195 for county coordination with local comprehensive plan activities, and the applicable policies in the Salem Comprehensive Plan.

**SECTION IV. Amendments to Marion County Comprehensive Plan**

The Marion County Comprehensive Plan is amended to adopt amendments to the Salem-Keizer Urban Growth Boundary by including approximately 35.7 acres of land in Polk County into the Salem-Keizer Urban Growth Boundary, as shown on the map attached as Exhibit D to this ordinance, which is incorporated herein by this reference.

**SECTION V. Amendment Of Portions Of Existing Ordinances**

To the extent they are inconsistent with this ordinance, those portions of Marion County Ordinance No. 588 adopting a Salem/Keizer Urban Growth Boundary and a Comprehensive Plan for the area outside the city but within the growth boundary or amendments pertaining to the City of Salem Comprehensive Plan, are hereby amended as set forth in this ordinance through the adoption of the amended Salem/Keizer Urban Growth Boundary and City of Salem Comprehensive Plan amendments, which by reference are incorporated into this ordinance.

**SECTION VI. Severability**

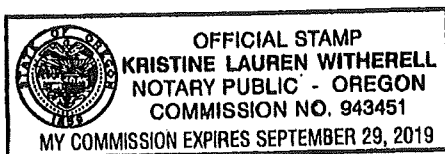
Should any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or any policy, provision, findings, statement, conclusion, or designation to a particular land use or area of land, or any other portion, segment or element of this ordinance or of any amendments thereto and adopted hereunder, be declared invalid for any reason, such declaration shall not affect the validity and continued application of any other portion or element of this ordinance or amendments to the Urban Growth Boundary or Comprehensive Plan, as amended herein; and if this ordinance or any portion thereof should be held to be invalid on one ground, but valid on another, it shall be construed that the valid ground is the one upon which this ordinance of any portion thereof was enacted.

**SECTION VII. Effective Date**

This ordinance amending the Marion County Comprehensive Plan by adopting amendments to the Salem-Keizer Urban Growth Boundary by including approximately 35.7 acres of land in Polk County into the Salem-Keizer Urban Growth Boundary, being necessary to protect the public health, safety, and welfare, an emergency is declared to exist and this ordinance shall become effective upon its passage.

SIGNED and FINALIZED this 30<sup>th</sup> day of November, 2016 at Salem, Oregon.

MARION COUNTY BOARD OF COMMISSIONERS



Chair:

Recording Secretary

### JUDICIAL NOTICE

Oregon Revised Statutes (ORS) Chapter 197.830 provides that land use decisions may be reviewed by the Land Use Board of Appeals (LUBA) by filing a notice of intent to appeal within 21 days from the date this ordinance becomes final.

1  
2  
3  
4  
5 **BEFORE THE BOARD OF COMMISSIONERS FOR**  
6 **POLK COUNTY, OREGON**  
7

8 In the matter of Legislative Amendment )  
9 LA 16-02; Salem-Keizer Urban Growth )  
10 Boundary Amendment and Amendments )  
11 to the Polk County Transportation Systems )  
12 Plan )  
13

14 **ORDINANCE NO. 16-04**  
15

16 **WHEREAS**, Polk County has been participating in the Salem River Crossing  
17 transportation planning process to identify the preferred location for a new bridge across the  
18 Willamette River; and  
19

20 **WHEREAS**, the Salem River Crossing Oversight Team has identified a locally  
21 preferred alternative (Preferred Alternative) location for a new bridge across the Willamette  
22 River; and  
23

24 **WHEREAS**, the Preferred Alternative footprint requires amendment of the Salem-  
25 Keizer Urban Growth Boundary (UGB) to add approximately 35 acres in Polk County; and  
26

27 **WHEREAS**, the 2009 Polk County Transportation Systems Plan requires amendment  
28 to update Policy 3.6, change references to the Salem River Crossing project description in  
29 Table 16, change the functional classification of Marine Drive to a Minor Arterial road and  
30 note the classification of the new bridge across the Willamette River as a Principal Arterial  
31 road; and  
32

33 **WHEREAS**, on August 8, 2016, the City of Salem requested coordination of an Urban  
34 Growth Boundary (UGB) amendment to meet transportation, and parks and open space needs;  
35 and  
36

37 **WHEREAS**, on August 10, 2016, Polk County initiated the proposed legislative  
38 amendment (Legislative Amendment 16-02) to amend the Comprehensive Plan map to include  
39 an additional approximately 35 acres within the Salem-Keizer UGB and amend the  
40 Transportation Systems Plan to update Policy 3.6, change references to the Salem River  
41 Crossing project description in Table 16, change the functional classification of Marine Drive  
42 to a Minor Arterial road and note the classification of the new bridge across the Willamette  
43 River as a Principal Arterial road; and  
44

45 **WHEREAS**, a coordinated public hearing on the proposed Salem-Keizer UGB  
46 amendment involving the Polk County Planning Commission and Board of Commissioners,  
47 the Marion County Board of Commissioners, the Keizer Planning Commission and City  
48 Council, and the Salem City Council was conducted on October 12, 2016; and  
49

50 **WHEREAS**, on October 12, 2016, the Polk County Planning Commission conducted a  
51 duly noticed public hearing on Legislative Amendment 16-02; and  
52

53 **WHEREAS**, on October 12, 2016, the Polk County Board of Commissioners  
54 conducted a duly noticed public hearing on Legislative Amendment 16-02; and

1  
2 **WHEREAS**, on October 26, 2016, the Polk County Planning Commission, after  
3 considering all testimony in the record and openly deliberating on Legislative Amendment 16-  
4 02, recommended approval of the proposed amendments to the Polk County Board of  
5 Commissioners; and  
6

7 **WHEREAS**, on November 9, 2016, having fully considered all testimony in the  
8 record, the Polk County Board of Commissioners openly deliberated on Legislative  
9 Amendment 16-02 and voted to approve the proposed amendments to the Comprehensive Plan  
10 map and Transportation Systems Plan; now therefore,  
11

12 **THE POLK COUNTY BOARD OF COMMISSIONERS ORDAINS AS FOLLOWS:**  
13

14 Sec. 1 Adopt findings in support of Polk County Planning File, LA 16-02, contained  
15 in Exhibit A hereto.  
16

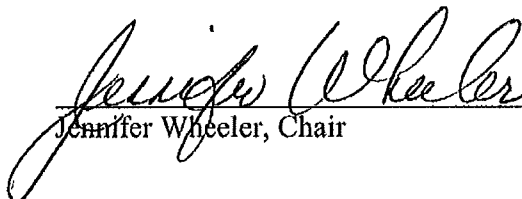
17 Sec. 2 Adopt supplemental findings in support of Polk County Planning File, LA 16-  
18 02, contained in Exhibit B hereto.  
19

20 Sec. 3 Adopt amendments to the Polk County Comprehensive Plan map as set forth in  
21 Exhibit C, and amendments to the Polk County Transportation Systems Plan, as set forth in  
22 Exhibit D hereto.  
23

24 Sec. 4 That Polk County determines that an emergency related to the economic  
25 welfare of the citizens of Polk County is declared and this ordinance is effective immediately  
26 upon passage.  
27

28 Dated this 23rd day of November, 2016 at Dallas, Oregon.  
29

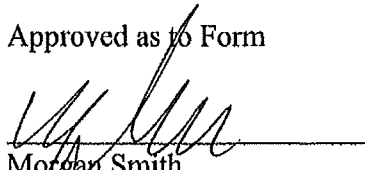
30 **POLK COUNTY BOARD OF COMMISSIONERS**  
31

32   
33  
34 Jennifer Wheeler, Chair  
35

36  
37   
38 Mike Ainsworth, Commissioner  
39

40  
41   
42 Craig Pope, Commissioner  
43

44 Approved as to Form  
45

46   
47  
48 Morgan Smith  
49 County Counsel  
50

51 First Reading: November 23 2016

52 Second Reading: \_\_\_\_\_

53 Recording Secretary: H Chase