

City of Lafayette

Phone: (503) 864-2451

Fax: (503) 864-4501

"Third Oldest City in Oregon"

486 Third Street --- PO Box 55 — Lafayette, Oregon 97127-0055



July 23, 2008

Darrell Flood
287 Canyon View Drive
Lafayette, OR 97127

Dear Mr. Flood:

I am in receipt of forms SEL 222, SEL 301, and SEL 370, Prospective Petition for Local Measure, containing a document entitled "2008 Lafayette Charter", dated July 15, 2008.

In my capacity as City of Lafayette's election officer, I have determined that because the proposed Charter includes a section which would alter the manner and amount of compensation of the Assistant to the City Administrator, I appear to have a potential conflict of interest in performing my statutory responsibility as Elections Officer regarding approval of the proposed initiative petition.

In making this determination, I will not be able to make a decision whether to refer this petition to the City Attorney for a ballot title until the Council is able to meet and determine how to proceed. The City Attorney and the City Administrator have also decided to declare potential conflicts of interest as their involvement becomes necessary throughout the process. The City Council will receive written notification of these concerns, copies of which are enclosed with this letter. This issue will be placed on the next scheduled City Council meeting agenda, which is on August 14, 2008, 6:30 p.m. at Lafayette City Hall.

Sincerely,

Trena McManus
City Elections Officer

Enclosures

cc: Diane Rinks, City Administrator

City of Lafayette

"Third Oldest City in Oregon"

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July 23, 2008

City Council and City Administrator
City of Lafayette
486 Third Street
PO Box 55
Lafayette OR 97127-0055

COPY

Re: **Initiative Petition**

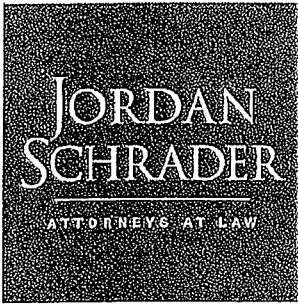
Dear Council Members and City Administrator:

On July 15, 2008, a prospective initiative petition was filed with the City proposing a new City Charter. The proposed Charter includes a section which would alter the manner and amount of compensation of the Assistant to the City Administrator. Because of that, I appear to have a potential conflict of interest in performing my statutory responsibility as Elections Officer regarding approval of the proposed initiative petition.

Pursuant to ORS 244.120(1)(c), I am writing to notify the City Council and the City Administrator of this potential conflict of interest and to request that the Council and/or Administrator dispose of this matter. Pursuant to the above statute, the Council and/or Administrator must either designate an alternate elections officer or direct me to dispose of the matter in a manner specified by the Council and/or Administrator. I suggest that the Council meet to consider this matter.

Sincerely,

Trena McManus
Assistant to City Administrator



JORDAN SCHRADER RAMIS PC

July 23, 2008

City Council
City of Lafayette
486 Third Street
PO Box 55
Lafayette OR 97127-0055

COPY

Re: **Initiative Petition**
Our File No. 47514-37559

Members of the City Council:

E. ANDREW JORDAN

Admitted In:
Oregon

On July 15, 2008, a prospective initiative petition was filed with the City proposing a new City Charter. The proposed Charter includes a section which alters the manner of compensating the City Attorney. Because of that, I appear to have a potential conflict of interest in advising the City's Elections Officer on this matter.

Direct Dial
(503) 598-5511

Pursuant to ORS 244.120(1)(c), I am writing to notify the City Council of this potential conflict and to request that the Council dispose of this matter. Pursuant to the above statute, the Council must either designate an alternate counsel to advise the Elections Officer or direct me to dispose of the matter in a manner specified by the Council. I suggest that the Council meet to consider this matter.

E-mail
andy.jordan@jordanschrader.com

Sincerely,

JORDAN SCHRADER RAMIS PC

E. Andrew Jordan



47514-37559 141406.doc OXN/7/23/2008

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July 23, 2008

City Council
City of Lafayette
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COPY

Re: **Initiative Petition**

Dear Members of the City Council:

On July 15, 2008, a prospective initiative petition was filed with the City proposing a new City Charter. The proposed Charter includes a section which would alter the manner and amount of compensation of the City Administrator. Because of that, I appear to have a potential conflict of interest regarding the processing or approval of the proposed initiative petition.

Pursuant to ORS 244.120(1)(c), I am writing to notify the City Council of this potential conflict of interest and to request that the Council dispose of this matter. Pursuant to the above statute, the Council must either designate an alternate elections officer or direct me to dispose of the matter in a manner specified by the Council. I suggest that the Council meet to consider this matter.

Sincerely,

Diane Rinks
City Administrator