

ORDINANCE NO. 844

AN ORDINANCE PROVIDING FOR THE OPERATIONS AND MAINTENANCE OF THE CITY OF PRINEVILLE RAILWAY; PROVIDING FOR THE APPOINTMENT OF A COMMISSION TO AUTHORIZE AND REGULATE OPERATIONS AND MAINTENANCE OF SAID RAILWAY; CREATING THE POSITION OF GENERAL MANAGER OF THE CITY OF PRINEVILLE RAILWAY AND REPEALING ALL ORDINANCES OR ENACTMENTS PROVIDING FOR THE OPERATION AND MAINTENANCE OF SAID RAILWAY AND REPEALING ALL ORDINANCES AND ENACTMENTS IN CONFLICT WITH THIS ORDINANCE AND DECLARING AN EMERGENCY.

WHEREAS, the City of Prineville Railway is a municipal public utility authorized under the Charter of the City of Prineville and ORS Chapter 225, and

WHEREAS, the City of Prineville Railway operates without ad valorem tax support, and

WHEREAS, the City of Prineville Railway is controlled through the Interstate Commerce Commission (ICC) handling interstate commerce as common carrier and subject to accounting processes as required by the ICC,

THE PEOPLE OF THE CITY OF PRINEVILLE DO ORDAIN AS FOLLOWS:

Section 1. That at the first regular meeting of the City Council of the City of Prineville, Oregon, held in January of each year, the Mayor of said City shall appoint a Commission of three (3) members, all of whom shall be members of the City Council of said City, to authorize and regulate operations and maintenance of the City of Prineville Railway.

Section 2. That the office of General Manager of the City of Prineville Railway is hereby created. Said General Manager shall be qualified in the management of railway operations and shall be subject to other qualification criteria as the City Council of the City of Prineville may deem necessary and that said Council shall have the responsibility for the hiring, setting of salary and conditions of employment and termination of said General Manager. Said General Manager shall have general supervision, direction and control over the operations and maintenance of the City of Prineville Railway and its employees, subject to approval by the City of Prineville Railway Commission to whom he shall be directly responsible in the operations of the City of Prineville Railway.

Section 3. That the General Manager of the City of Prineville Railway shall have such other duties and responsibilities concerning operation and maintenance of said railway as may be approved or directed by the City of Prineville Railway Commission.

Section 4. That the General Manager of the City of Prineville Railway in conjunction with the City of Prineville Railway Commission shall devise means and methods of reporting to the City Council of the City of Prineville the monthly financial condition of said Railway and annual financial forecast for operation of said Railway.

Section 5. That Ordinance No. 335 is hereby repealed.

Section 6. Inasmuch as it is necessary for the health, safety and welfare of the City of Prineville that this ordinance go into effect immediately after its passage, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage by the City Council and approval by the Mayor.

PASSED by the City Council this 10th day of March, 1981.

APPROVED by the Mayor this 10th day of March, 1981.

  
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DAVID C. ASHER, MAYOR

ATTEST:

  
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HENRY HARTLEY, CITY ADMINISTRATOR/RECORDER