Prospective
Local Initiative and Referendum

Petition Information

This filing is an [ ] Original [ ] Amendment [ ] Initiative [ ] Referendum

Jurisdiction

[ ] County [ ] City [ ] District [ ] Yes [ ] No

Title

Subject or name you give your petition.
Initiative to Repeal Penalty for Greater Idaho Meetings (1-12-4)

Petition Correspondence

Select the method of receiving notices or other correspondence from the Filing Officer.

[ ] Correspondence Recipient [ ] Email Chief Petitioners [ ] Mail Chief Petitioners

Recipient Information

Name

Antonio Jacob (AJ) Sunseri

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Chief Petitioner Information

Only chief petitioner's residential city and state will appear on petition sheets.

By signing this document, I hereby state that all information on the form is true and correct and attest that no circulators will be compensated money or other valuable consideration on this petition based on the number of signatures obtained by the circulator.

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06/04/2023

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Signature

Date Signed

06/04/2023
Initiative to Repeal Penalty for Greater Idaho Meetings (1-12-4)

Whereas, Title 1, Chapter 12 of the Malheur County Code: “Meet To Promote Relocating Oregon-Idaho Border” ordinance reads:

“1-12-1: TITLE:
This Ordinance shall be known as “Meet to Promote Relocating Oregon-Idaho Border Ordinance”. This Ordinance shall be codified in the Malheur County Code at Title 1 Chapter 12. (Order GO-04-21, 5-18-2021)

1-12-2: PURPOSE:
This ordinance implements the intent of the voters as demonstrated by the passage of Malheur County Initiative Measure 23-64, captioned “Requires County Court meetings regarding relocation of Oregon-Idaho border”, on May 18, 2021. (Order GO-04-21, 5-18-2021)

1-12-3: ADOPTION:
The Malheur County Court shall meet on the second Monday of every January, May and September to discuss how to promote the interests of Malheur County in any negotiations regarding relocations of Idaho state borders, irrespective of any other meeting dates that may be determined by that Court. (Order GO-04-21, 5-18-2021)

1-12-4: PENALTY:
A. If a Malheur County Court meeting does not occur on a date designated in Section 1-12-3, anyone within the jurisdiction of the County found to have willfully prohibited, cancelled, or hindered the meeting of the Court that was to have occurred on that date may be made a defendant in a civil proceeding by the County seeking redress of the violation, per ORS 203.065(2).
B. Fines recovered under ORS 203.030-203.075 shall be paid to the clerk of the court in which recovery is had. After first deducting court costs in the proceedings, the clerk shall pay the remainder to the treasurer of the County for the general fund of the County, per ORS 203.065 (4).
C. A civil offense against this ordinance is a Class D violation with a maximum fine of $125.
D. Any peace officer, as defined by ORS 161.015, may enforce this ordinance, adopted under ORS 203.035 (5).
(Order GO-04-21, 5-18-2021)"

Whereas, the intent of the electorate of Malheur County, upon the passage of Malheur County Initiative Measure 23-64 on May 18, 2021, is to have the County Court meet to promote Greater Idaho.

Whereas, section 1-12-4 establishes a penalty on anyone within jurisdiction of the County found to have willfully prohibited, cancelled, or hindered the meeting of the Court on Greater Idaho on specific days set forth in section 1-12-3
Whereas, our County Court is made up of duly elected officials who are capable of deciding for themselves when to meet on the issue of Greater Idaho.

We the people of Malheur County wish to have 1-12-4, the Penalty clause removed from the County Code by Initiative & Petition. If enough signatures are collected from registered voters in Malheur County, and if this initiative passes as a ballot measure in the general election of 2024, then we propose the following text be removed from the existing ordinance:

"1-12-4: PENALTY:
A. If a Malheur County Court meeting does not occur on a date designated in Section 1-12-3, anyone within the jurisdiction of the County found to have willfully prohibited, cancelled, or hindered the meeting of the Court that was to have occurred on that date may be made a defendant in a civil proceeding by the County seeking redress of the violation, per ORS 203.065(2).
B. Fines recovered under ORS 203.030-203.075 shall be paid to the clerk of the court in which recovery is had. After first deducting court costs in the proceedings, the clerk shall pay the remainder to the treasurer of the County for the general fund of the County, per ORS 203.065 (4).
C. A civil offense against this ordinance is a Class D violation with a maximum fine of $125.
D. Any peace officer, as defined by ORS 161.015, may enforce this ordinance, adopted under ORS 203.035 (5).
(Order GO-04-21, 5-18-2021)"