

RESOLUTION NO. 1

A RESOLUTION PROVIDING FOR A SPECIAL ELECTION TO BE HELD IN THE CITY OF CANBY, CLACKAMAS COUNTY, OREGON, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF SAID CITY FOR THEIR ADOPTION OR REJECTION, A CHARTER AMENDMENT AUTHORIZING A GENERAL OBLIGATION BOND ISSUE IN AN AMOUNT NOT TO EXCEED \$165,000 TO BE PAID BY A GENERAL TAX LEVY ON ALL THE TAXABLE REAL PROPERTY IN SAID CITY OF CANBY, AND THE PROCEEDS THEREOF TO BE EXPENDED IN THE CONSTRUCTION OF A SEWAGE TREATMENT PLANT, TOGETHER WITH THE NECESSARY INTERCEPTING AND DISCHARGING SEWERS APPROPRIATE PUMPING AND OTHER NECESSARY FACILITIES, INCLUDING EASEMENTS FOR INTERCEPTING AND DISCHARGING SEWERS.

WHEREAS, The City of Canby, Clackamas County, Oregon, is not now served with sanitary sewers and it is necessary to construct a sewer system complete, consisting of a treatment plant, outfall sewer, trunk sewer, main sewer, and pumping plants, and it is also necessary to provide lateral sewers or collection systems which will collect and deliver the sewage to the main trunk of the sewer system; and

WHEREAS, The main sewer system consisting of a disposal plant, pump, and trunk sewers will be of benefit to the entire City by providing a more sanitary community in which to live, and by providing an adequate and modern method of disposing of the City sewage, and should be paid for by the entire City; and

WHEREAS, The lateral sewers or collection system will be of direct benefit to those properties that are served thereby and should be paid for by the benefited properties in accordance with a plan for the fair apportionment and assessment of the total and separate cost of the lateral

sewers and collection system as the Council for the City of Canby may hereafter provide by Ordinance; and

WHEREAS, The City desires to amend its Charter in order that the power to construct the sewage system, together with the lateral connection system, may clearly appear, and the power to issue Bonds in payment therefor may be specifically provided for, and the right to assess the cost of the collection system to the benefitted properties may be specifically authorized, now therefore,

BE IT RESOLVED that a special election be and hereby is called to be held in the City of Canby, Clackamas County, Oregon, on the 2nd day of November, 1954, at which time there will be submitted to the voters of said City a proposed amendment to the Charter of said City, and which proposed amendment shall consist of three new sections to be added to Chapter XI, entitled Public Improvements, in the Charter of said City of Canby, and to be designated as Sections 4,5, and 6, all of which shall be voted upon as one amendment. The said amendment to be submitted shall be as follows:

CHARTER AMENDMENT SUBMITTED TO THE VOTERS BY THE COMMON COUNCIL; BE IT ENACTED BY THE PEOPLE OF THE CITY OF CANBY, OREGON:

That the Charter of the City of Canby, Oregon, adopted by the people December 6, 1948, be and the same is hereby amended by adding to Chapter XI the following three (3) Sections, to-wit: Sections 4,5, and 6, as follows:

Section 4: In addition to the other methods provided by Charter, the Council may, when in its discretion it is deemed adviseable, provided by Ordinance for the construction, either by contract or city construction method, or the combination of both, and for the maintenance, extension,

operation or enlargement of sewer, sewer systems, pumping stations, sewage treatment or disposal plant, together with all appurtenances necessary, useful or convenient for the collection, treatment, and disposal of sewage, and for such purposes may acquire by gift, purchase, grant, or condemnation, the necessary lands, and rights-of-way therefor, either within or without the corporate limits of the City of Canby, all or any part of the foregoing being hereinafter referred to as the Facilities.

Section 5: The City Council may construct that part of the foregoing Facilities consisting of a treatment plant, outfall sewers, trunk sewers, main sewers, and pumping plants, as an entire unit, or as separate units, in order to provide the City of Canby with a basic sanitary sewage system; and the Council may provide that the same, or that part so constructed, will be paid for by all the residents of the City, or property owners therein, regardless of whether their property is to be actually connected with or presently served by said systems or units. To pay the cost thereof the City Council is hereby authorized to issue not to exceed \$165,000 in Bonds which are to be paid by a 5 mill real property tax levy, and a sewer service charge as may be prescribed by the Council of the said City of Canby, which charge is to be added to and collected as a part of the water bill of each water user within the said City, and is to continue so long as any of the bonds issued remain unpaid, and so long as such service charge is required for the operation and maintenance of the Facilities.

Section 6: The debt limitation contained in the Charter of the City of Canby, Clackamas County, Oregon, shall not apply to the Bonds hereby authorized.

BE IT FURTHER RESOLVED that the Ballot Title under which this proposed amendment shall appear on the ballot is as follows:

CHARTER AMENDMENT SUBMITTED TO THE VOTERS BY THE COMMON COUNCIL:

PURPOSE: To amend the Charter of the City of Canby, Oregon, to provide for construction, operation and extension of a sewer system and disposal plant; authorizing the disposal plant, main trunk sewer and pumping plants to be paid by a 5 mill real property tax levy, and sewer service charges; providing for construction of lateral systems; assessing the cost against the benefited property; authorizing the issuance of \$165,000 in Bonds to construct the main trunk sewer, disposal plant and pumping plants; providing that the present debt limitation contained in the Charter shall not apply to the Bonds hereby authorized.

Mark a cross (X) between the number and answer voted for. Vote YES or NO.

SHALL THE AMENDMENT BE ADOPTED

100 _____ YES

101 _____ NO

BE IT FURTHER RESOLVED that at said special election there shall be three polling places, to-wit: The City Hall as precinct No. 1; and the Womens Civic Club as precinct No. 2; and the Clackamas County Fair Grounds as precinct No. 3; at which polling places all qualified legal voters shall vote, and which said polling places shall be open from 8:00 O'clock A.M. to 8:00 O'clock P.M. Oregon tandard Time, and that the City Recorder hereby is authorized to appoint an election board for each of said voting precincts, and said boards shall qualify in the manner provided by Law.

BE IT FURTHER RESOLVED that the City Recorder of the City of Canby and he is hereby directed and ordered to publish a notice of this election by posting a notice in six (6) public and conspicuous places within the City of Canby, at least ten (10) days prior to the date of the election, and which said notices shall set forth the time and place and purpose of said election but need not contain the full amendment, and in addition said Recorder shall cause to be published in the Canby Herald the charter amendment together with the ballot title and number of said amendment, and the same shall be published once each week for two (2) successive weeks, the first publication to be not less than fifteen (15) days before said election at which said amendment is to be voted on: and

BE IT FURTHER RESOLVED that the said City Recorder, and he is hereby ordered and directed to prepare the ballots, and other necessary paraphernalia to conduct said election.

Passed by the Council this 6th day of October, 1954.

R B Everole
MAYOR of the City of Canby, Ore.

ATTEST:

A B Evans
City Recorder

RESOLUTION No.

WHEREAS, because of the crowded and inadequate space and facilities in the present fire station of the City of Canby Fire Department for the housing, care, and protection of the Canby fire fighting equipment together with the fire fighting equipment of the Canby Rural Fire Protection District, and because of the rapid growth of the population of said City of Canby requiring more fire fighting equipment and better housing and facilities; and because of the fact that the citizens and property holders on the South side of the S.F. Railroad tracks and Highway 28R, the Canby Fire Department is many times delayed by trains and other traffic, which prevents them to reach their destination in time of fire to be of any assistance; and

WHEREAS it is necessary, convenient and expedient for the purposes aforesaid that another fire station be erected for these purposes; and

WHEREAS adequate space is obtainable on South Second and Grant Streets, within the corporate limits of said City of Canby upon which to erect such an additional fire fighting station; and

WHEREAS such new and additional fire fighting station would be mutually and jointly occupied to the benefit of the City of Canby Fire Department, and the Canby Rural Fire Protection District, to be jointly owned by said two fire departments; and

WHEREAS said fire station is to be 55 feet by 55 feet in dimension, and the cost for the erection of same to be \$50,000.00; and

WHEREAS the City of Canby is to pay one-half of the cost of construction thereof, or the sum of \$15,000.00, and the Canby Rural Fire Protection District is to pay one-half of the cost of construction thereof, or the sum of \$15,000.00; and each to pay one-half of the costs and maintenance of said fire station, grounds and fire equipment; and

WHEREAS in order to raise sufficient money for the erection of said additional fire station, to be paid by the City of Canby, of \$15,000.00, as aforesaid, it will be necessary that the City of Canby vote a bond issue of not less than \$15,000.00, for its share of one-half of the costs of the construction of said additional fire station. Said bonds to call for the least possible interest they can be sold for and accepted, per annum, and to be retired from time to time; and

WHEREAS it is necessary that a special election be called to be held within the City of Canby for the purpose of voting a tax levy on all taxable property within the corporate limits of the City of Canby, for the purpose of raising sufficient money for the retirement of the bonds to be voted on for the purposes aforesaid; now, therefore,

IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF CANBY, OREGON, AT ITS REGULAR MONTHLY MEETING:

That a Special Election will be held in the City of Canby, Oregon, on May 16, 1958, for the purpose of voting a tax levy of not more than ~~three~~ ^{three} mills on the dollar on all taxable property within the corporate limits of the City of Canby, each year for FOUR consecutive years, to-wit: for the years 1958 to and including the year 1962, for the purpose of raising said amount of \$15,000.00, being the City of Canby's share towards the construction of said additional fire station, and for the retirement of the bonds to be voted on from time to time.

Passed by the City Council of the City of Canby, May 5, 1958.

Approved by the Mayor of the City of Canby, May 5, 1958.

Mayor.

City Clerk.

City Recorder.