

ORDINANCE NO. 653

AN ORDINANCE AUTHORIZING AN EMPLOYMENT CONTRACT WITH JAMES M. MONTGOMERY, CONSULTING ENGINEERS, INC., OF SALEM, OREGON, FOR WATER SYSTEM IMPROVEMENTS; AUTHORIZING PAYMENT OF COMPENSATION FOR ENGINEERING SERVICES; AND DECLARING AN EMERGENCY.

WHEREAS, the voters of the City of Canby have approved and the Canby City Council has authorized the issuance of \$3,000,000 in G.O. Water Bonds for a term not exceeding 20 years for the purpose of providing funds with which to make additions, extensions, and improvements to the water supply and distribution systems; construct, equip and develop another source of water and water supply facilities; and to acquire necessary land and rights of way therefor, in and for the City of Canby; and

WHEREAS, professional engineering services are required for such project and the Canby Utility Board, which operates and maintains the City's water utility system, has negotiated on behalf of the Canby City Council with the firm of James M. Montgomery, Consulting Engineers, Inc., of Salem, Oregon, to provide the necessary engineering services for such project and a contract for that purpose and such services is required and the costs thereof necessitate this enabling ordinance; and

WHEREAS, the City's Superintendent of Public Works, and the Canby Utility Board's Manager, have worked to complete and have reviewed and approved a proposed engineering services contract, and based in part on their recommendations to the City Council, and also on independent investigation of such Council, it is determined that the engineering services contract and proposal is not only necessary, but is reasonable; now therefore,

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1: The proposal of James M. Montgomery, Consulting Engineers, Inc., of 3276 Commercial Street, S.E., Salem, Oregon, 97302, submitted to the City of Canby via the Canby Utility Board, on February 22, 1979, for a formal engineering services agreement for the City's "water system improvements" is hereby approved; and such agreement, including appendixes A, B, C and D, reference to all of which is hereby made and by this reference is expressly made a part hereof.

Section 2: The Mayor attested by the City Recorder/Administrator is hereby authorized and directed to execute in the name of and on behalf of the City of Canby, the agreement with James M. Montgomery, Consulting Engineers, Inc. as referred to and approved in the foregoing Section 1; and compensation according to Section C of said agreement is to be paid upon receipt of billings and approval of both the Canby Utility Board and the City Administrator, by warrants on the Clackamas County Treasurer from the proceeds of the sale of the City's 1979 General Obligation Water Bonds.

Section 3: An emergency is hereby declared to exist in order that the work on the City's water utility improvements may be started and completed as soon as possible and this ordinance shall therefore take effect immediately upon its enactment after final reading.

Submitted to the Council and read the first time at a regular meeting thereof on Wednesday, March 7, 1979; ordered posted as provided by the Canby City Charter and scheduled for second reading and action

of the Canby City Council at a regular meeting thereof to be held on Wednesday the 4th day of April 1979, commencing at the hour of 7:30 o'clock P.M. at the Council's meeting chambers at the Canby City Hall in Canby, Oregon.

Robt. E. Rapp
Robt. E. Rapp, Mayor

ATTEST:

Harold A. Wyman
Harold A. Wyman, City Recorder

Passed on final reading of the Canby City Council at a meeting thereof held on the 4th day of April 1979, by the following vote: YEAS 6 NAYS 0

Robt. E. Rapp
Robt. E. Rapp, Mayor

ATTEST:

Harold A. Wyman
Harold A. Wyman, City Recorder