

ORDINANCE NO. 1258

AN ORDINANCE AUTHORIZING PAYMENT OF \$135,336.72 FROM THE SANITARY SEWER SYSTEM DEVELOPMENT CHARGE FUND TO CLACKAMAS COUNTY FOR THE SE 2ND AVENUE STREET AND SEWER IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, the Canby City Council has previously approved an intergovernmental agreement with Clackamas County regarding funding of the SE 2nd Avenue Street and Sanitary Sewer Improvement Project; and

WHEREAS, said agreement specifies that the County will provide funds in the amount of 80% of the total cost of the project but not to exceed \$250,000; and

WHEREAS, Clackamas County has paid \$385,336.72 for this project and therefore per the agreement the City owes Clackamas County \$135,336.72; and

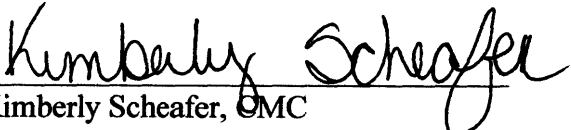
WHEREAS, the sanitary sewer project is listed within the City's Capital Improvement Plan, was previously approved for funding by the City Council, and is an eligible use of sanitary sewer system development charge funds; now therefore,

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1. The City Council hereby authorizes payment of \$135,336.72 from Sanitary Sewer System Development Charge Improvement funds to Clackamas County Community Development.

Section 2. Because the intergovernmental agreement requires the City to compensate Clackamas County within 30 days of invoice, an emergency is hereby declared to exist and this ordinance shall therefore take effect immediately upon its enactment after final reading.

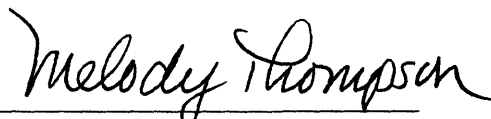
SUBMITTED to the Canby City Council and read the first time at a special meeting therefore on Monday, October 22, 2007; ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and scheduled for second reading before the City Council for final reading and action at a regular meeting thereof on Wednesday, November 7, 2007, commencing at the hour of 7:30 pm at the Council Meeting Chambers at 155 NW 2nd Avenue, Canby, Oregon.


Kimberly Scheafer, OMC
City Recorder Pro-Tem

PASSED on second and final reading by the Canby City Council at a regular meeting thereof on the 7th day of November, 2007, by the following vote:

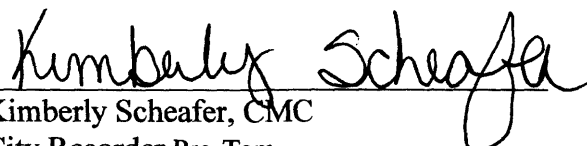
YEAS 4

NAYS 0



Melody Thompson, Mayor

ATTEST:



Kimberly Scheafer, CMC
City Recorder Pro-Tem