

REGULAR MEETING OF  
Canby City Council - January 18, 1971

The meeting was called to order by the Mayor at 8 p.m. followed by the traditional flag salute.  
Roll Call: Mayor Dinteman and Councilmen Anderson, Braman, Giger, Lindsay and Raines.

Absent - Councilman Tate.

Others Present - Supt. Cox, Asst. Whiteside, Attorney Bettis, and Fire Chief Christiansen.

A motion was made by Councilman Raines and seconded by Braman that the minutes of January 4 and 8 be approved as mailed to the officials. After three minor corrections were made, the Mayor declared the minutes approved as corrected.

Minutes of the Planning Commission for December 30 were read and noted.

Mayor Dinteman announced that this was the time to open any sealed bids received by the Recorder pursuant to advertisement of the proposed sale of water and sewer bonds of the City. Recorder Richardson announced that he was holding four sealed bids for each issue. The following bids for the sale of \$440,000 of City of Canby general obligation water bonds were received:

Name of Bidder	Interest Rate Offered	On Maturities	Total Cost to City If Bid is Accepted	Effective Interest Rate Based Upon Price Offered
Joint bid of:				
CANBY UNION BANK,	6.00%	1972-76, inc.		
PACIFIC NATIONAL	5.00%	1977-84, inc.		
BANK OF WASHINGTON,	5.10%	1985		
BLACK & COMPANY, INC.	5.20%	1986		
& FIRST CALIFORNIA CO.	5.30%	1987		
	5.40%	1988		
	5.50%	1989-91, inc.	\$287,273.50	5.3002%
THE BANK OF	6.00%	1972-77, inc.		
CALIFORNIA, N. A.	5.00%	1978		
AND ASSOCIATES	4.25% 50	1979-81, inc.		
	4.75%	1982-84, inc.		
	5.00%	1985-86, inc.		
	5.20%	1987-88, inc.		
	5.25%	1989-91, inc.	276,030.00	5.0928%
Joint bid of:				
UNITED STATES	8.00%	1972-74, inc.		
NATIONAL BANK OF	5.00%	1975-80, inc.		
OREGON, BLYTH &	4.60%	1981		
CO., INC. and	4.75%	1982		
ATKINSON & COMPANY, INC.	5.00%	1983-84, inc.		
	5.20%	1985		
	5.50%	1986-87, inc.		
	5.60%	1988		
	5.70%	1989		
	5.75%	1990		
	5.80%	1991	294,448.50	5.4326%
FIRST NATIONAL BANK				
OF OREGON	5.75%	1972-75, inc.		
	5.25%	1976-77, inc.		
	4.50%	1978-81, inc.		
	5.00%	1982-85, inc.		
	5.25%	1986-87, inc.		
	5.50%	1988		
	5.60%	1989		
	5.70%	1990-91, inc.	286,757.50	5.2907%

The following bids for sale of \$400,000 of City of Canby general obligation sewer bonds were received:

Name of Bidder	Interest Rate Offered	On Maturities	Total Cost to City If Bid is Accepted	Effective Interest Rate Based Upon Price Offered
Joint bid of:				
CANBY UNION BANK,	6.00%	1972-76, inc.		
PACIFIC NATIONAL	5.00%	1977-84, inc.		
BANK OF WASHINGTON,	5.10%	1985		
BLACK & COMPANY, INC.	5.20%	1986		
& FIRST CALIFORNIA	5.30%	1987		
COMPANY	5.40%	1988		
	5.50%	1989-91, inc.	\$263,476.00	5.3013%

Name of Bidder	Interest Rate Offered	On Maturities	Total Cost to City If Bid is Accepted	Effective Interest Rate Based Upon Price Offered
THE BANK OF CALIFORNIA, N. A. AND ASSOCIATES	6.00%	1972-77, inc.		
	5.00%	1978		
	4.50%	1979-81, inc.		
	4.75%	1982-84, inc.		
	5.00%	1985-86, inc.		
	5.20%	1987-88, inc.		
	5.25%	1989-91, inc.	253,225.00	5.09507%
Joint bid of: UNITED STATES NATIONAL BANK OF OREGON, BLYTH & CO., INC. and ATKINSON & COMPANY INC.	8.00%	1972-74, inc.		
	5.00%	1975-80, inc.		
	4.60%	1981		
	4.75%	1982		
	5.00%	1983		
	5.20%	1984-85, inc.		
	5.50%	1986-87, inc.		
	5.60%	1988		
	5.70%	1989		
	5.75%	1990		
	5.80%	1991	270,250.00	5.4376%
FIRST NATIONAL BANK OF OREGON	5.75%	1972-75, inc.		
	5.25%	1976-77, inc.		
	4.50%	1978-81, inc.		
	5.00%	1982-85, inc.		
	5.25%	1986-87, inc.		
	5.50%	1988		
	5.60%	1989		
	5.70%	1990-91, inc.	262,980.00	5.2913%

The City Council determined that the most favorable bid received for the bonds of both issues was that of The Bank of California. Accordingly, on motion duly made, seconded and unanimously adopted, the bid of The Bank of California for the water bonds was accepted and the bid of The Bank of California for the sewer bonds was also accepted. Thereupon, Councilman Braman offered and moved approval of the following Resolution, which motion was duly seconded and unanimously adopted, to-wit:

#### RESOLUTION CVIII

BE IT RESOLVED THAT THE FOUR HUNDRED FORTY THOUSAND DOLLARS (\$440,000) in general obligation water bonds of the City of Canby, Clackamas County, State of Oregon, sold on the 18th day of January, 1971, be issued to bear the date of February 1, 1971, and to bear interest at the rate of six percent (6%) per annum for the bonds of the issue maturing on February 1 of the years 1972 to 1977, inclusive, at the rate of five percent (5%) per annum for the bonds of the issue maturing on February 1 of the year 1978, at the rate of four and one-half percent ( $4\frac{1}{2}\%$ ) per annum for the bonds of the issue maturing on February 1 of the years 1979 to 1981, inclusive, at the rate of four and three-fourths percent ( $4\frac{3}{4}\%$ ) per annum for the bonds of the issue maturing on February 1 of the years 1982 to 1984, inclusive, at the rate of five percent (5%) per annum for the bonds of the issue maturing on February 1 of the years 1985 to 1986, inclusive, at the rate of five and one-fifth percent ( $5\frac{1}{5}\%$ ) per annum for the bonds of the issue maturing on February 1 of the years 1987 to 1988, inclusive, and at the rate of five and one-fourth percent ( $5\frac{1}{4}\%$ ) per annum for the bonds of the issue maturing on February 1 of the years 1989 to 1991, inclusive.

BE IT FURTHER RESOLVED THAT THE FOUR HUNDRED THOUSAND DOLLARS (\$400,000) in general obligation sewer bonds of the City of Canby, Clackamas County, State of Oregon, sold on the 18th day of January, 1971, be issued to bear the date of February 1, 1971, and to bear interest at the rate of six percent (6%) per annum for the bonds of the issue maturing on February 1 of the years 1972 to 1977, inclusive, at the rate of five percent (5%) per annum for the bonds of the issue maturing on February 1 of the year 1978, at the rate of four and one-half percent ( $4\frac{1}{2}\%$ ) per annum for the bonds of the issue maturing on February 1 of the years 1979 to 1981, inclusive, at the rate of four and three-fourths percent ( $4\frac{3}{4}\%$ ) per annum for the bonds of the issue maturing on February 1 of the years 1982 to 1984, inclusive, at the rate of five percent (5%) per annum for the bonds of the issue maturing on February 1 of the years 1985 to 1986, inclusive, at the rate of five and one-fifth percent ( $5\frac{1}{5}\%$ ) per annum for the bonds of the issue maturing on February 1 of the years 1987 to 1988, inclusive, and at the rate of five and one-fourth percent ( $5\frac{1}{4}\%$ ) per annum for the bonds of the issue maturing on February 1 of the years 1989 to 1991, inclusive.

A motion was then made by Councilman Giger, seconded by Braman and carried unanimously approving a certificate of use of the bond proceeds.

The City Police annual report and the December budget report were distributed on the Council table.

A motion was made by Councilman Giger, seconded by Lindsay and carried unanimously adopting the recommendation of the personnel committee to adjust the salaries of the office personnel, retroactive to January 1, as follows: Ardelle Eppers \$600 per month, Phyllis Scheer \$480 per month and Evelyn Madsen \$2.60 per hour.

Roy Knutson, Safeco representative, appeared before the Council and assured that body that the present tort liability coverage was adequate up to \$300,000 but that he would investigate other sources to see if better coverage was available. Knutson told the Council that the General Insurance liability would adequately cover the activities of the Boy Scouts on City property, such as the construction of a building in the Community Park and collecting of scrap iron in the railroad parking lot.

Mayor Dinteman reported that he and Supt. Cox had met recently with a member of the Public Utility Commission regarding safety hazards at railroad crossings and that a meeting was being arranged with the railroad and highway officials.

Supt. Cox reported having several applications for public works secretary and that the State Employment office would supposedly have a girl available in a few days. Cox said he would keep the Personnel Committee informed.

Asst. Supt. Whiteside reported on a flood plan study meeting he recently attended in Oregon City. He said the study was not of much benefit to the City of Canby due to its elevation above nearby water sources but said the recommendations were that the lower levels be used for parks and allied purposes.

Councilman Lindsay reported on an interagency County Park Department meeting he had recently attended in Oregon City. He told the Council that \$43,000 in Federal Funds had been available for distribution throughout the park system in Clackamas County and that he had verbally applied for a one-half share of \$8,360 for the completion of the Wait Park Project and \$5,000 for a new project for improvement of the Canby Community Park. He said the State Park representative present at the meeting said Canby should be receiving a check for \$10,170 within 2 weeks for the 1st phase of Wait Park improvement. Lindsay recommended that written applications be submitted soon for the above appropriations.

A motion was made by Councilman Braman, seconded by Giger and carried unanimously that the City apply for the remainder of the Wait Park improvement funds.

The Council discussed electric rates that should apply where home occupations were being conducted in residences, and referred the matter to the Utility Board for interpretation of the pertaining Ordinance.

A motion was made by Councilman Raines, seconded by Giger and carried unanimously approving the attendance of Municipal Judge Maloney at a 2 day conference in Portland with expenses paid by the City.

Councilman Anderson presented plans and cost estimates for the construction of 28x144 foot equipment shed in the City shop area. He quoted \$5,330.76 as an estimate of cost if constructed with public works forces. A motion was made by Councilman Giger, seconded by Lindsay and carried unanimously approving the construction with City forces without overtime work.

Supt. Cox advised the Council of an extensive study of street improvements and maintenance and more particularly a study of storm sewer requirements was needed. After a period of discussion, Mayor Dinteman directed that maps, plans and estimates be prepared and presented to the Council for study.

A motion was made by Councilman Lindsay, seconded by Giger and carried unanimously by roll call vote that claims against the City be approved for payment and warrants be drawn on the Treasurer in payment thereof.

Asst. Supt. Whiteside presented a number of quotations for a 5 hp 2 stage 80 gallon air compressor for the City shop. After a period of discussion, a motion was made by Councilman Braman, seconded by Lindsay and carried unanimously approving purchase of a Quincy air Compressor from Rogers Machinery Company for \$618, the cost to be shared by the Street, Water, Light and Sewer Departments.

Councilman Giger requested that the City provide an Ordinance to enforce the existing burning bans required by the State. Attorney Bettis said he would prepare an Ordinance draft for the Council's consideration.

Attorney Bettis reported that Sam Saraceno had recently agreed to settle the controversy with the City over sewer costs adjacent to his residence if the City would pay him \$600 plus accrued utility bills. After a period of discussion, a motion was made by Councilman Raines to accept Saraceno's offer to settle upon the City's payment to him of \$600 plus the accrued utility bills. The Mayor declared the motion dead for lack of a second. Then the Council


agreed verbally to direct the City Attorney to resume the case in court.

Attorney Bettis then reported to the Council on the status of the controversy with Dale Morgan of certain costs of electric installations at his mobile court. After a period of discussion, a motion was made by Councilman Giger, seconded by Braman and carried unanimously to accept the recommendation of the Attorney that the City drop its claim against Morgan if he is willing to drop his claim against the City. The City's practice of charging \$1.00 monthly for installed meters not in use at the mobile court was to be studied by Councilman Raines and Supt. Cox to be recommended at a future Council meeting.


Mayor Dinteman reminded the Council of a special meeting scheduled for 8 p.m. Monday January 25 for final action on Ordinance No. 532.

There being no further business to come before the meeting, upon motion duly made, seconded and adopted, the meeting adjourned.

Approved January \_\_\_\_, 1971

  
Werner Dinteman - Mayor  
City of Canby, Clackamas County,  
State of Oregon

ATTEST:

  
J. R. Richardson - City Recorder

January 18, 1971