

April 2, 1928

The City Council met in regular session on Monday, April 2, 1928.

On roll call there were present: Mayor Bair, City Attorney Wait, Chief of Police Lent, Recorder H.B. Evans and Councilmen Dedman, Garrett, Graham, Koehler, Patch, Shewey and Zimmerman. Councilman White reported later.

The records of the previous meeting were read and approved.

Whereupon the following petition was presented and read:

To the Common Council of the
City of Canby:

We, your petitioners ask for the opening and locating
of a street as follows, to-wit:

Petition praying for the locating and opening of a street
within the city limits of Canby, as follows:

Beginning at the South line of Poplar Street where Poplar
Street intersects the Pacific Highway; running thence South following
the West line of the Union High School property to the North line of the
Harry Porter and Frank Brewster property.

Signed,

Arther Graham, Power of Attorney for W.L. Barker.
Frank Brewster
Harry Porter
F.J. Kraxberger-Chairman Union High School # 1
Geo. A. Gabriel, Clerk Do

On motion, seconded and carried, the Recorder was instructed to
communicate with the Southern Pacific Company with regard to the above,
part of the property involved being on Railroad ground.

The following claims against the City were then presented:

Water Fund

W.L. Barker	\$ 1.50
M.P. Sailor	2.25
Mary Bates	7.25
Canby State Bank	9.50
Mrs. Wm. McFarland	9.83
A.F. Knight	2.25
Ed. Bradtl	2.65
Carrie I. Seaton	7.73
American Fidelity Co.	4.50
Christ Kraft	2.25
M. Larson	3.75
John Eid	3.65
Judith Nelson	2.25
Mrs. Bertha Smith	2.25
Henry Kraft	3.42
A. Stefani	5.32
H.B. Evans	2.25
E.D. Blackman	6.82
John Samuelson	3.81
Mrs. Tremayne	2.25
Amy Roberts	2.60
O.W. Sturges	3.00
Canby Telph. Assc.	2.72
W.A. Cross	2.25
Krueger Bros.	2.25
C.E. Wait	2.25
Arther Knight	2.25
Masonic Lodge	4.50
B.P. Pfister	2.25
First Nat. Bank	2.25
John Koehler	2.25
Wilson Evans	5.81
Louis Lent	71.65
Canby Hdw Co	47.57
State Ind Acc. Com.	1.31
First Nat. Bank	169.00

	\$ 409.39

General Fund.

E. Bowlsby	\$ 15.00
H.B. Evans	8.90
J.R. Vinyard	1.70
Canby State Bank	12.50
Canby Hdw. Co.	1.73
Chas. N. Wait	10.50
M. Mahlum	5.00
Louis Lent	21.35
State Ind. Acc. Com.	.76

	\$ 77.44

Electric Light Fund

Canby Hdw. & Imp. Co.	\$ 7.99
Louis Lent	120.37
Molalla Electric Co.	377.87
State Ind. Acc. Com.	3.31
W.H. Bair	24.75

	\$ 534.29

Road Fund

Aug. Rothenberg	7.40
S.W. Bany	6.40
Jay Hess	3.00
Martin Widdows	2.95
State Ind. Acc. Com.	.45

	\$ 20.20

On motion, seconded and carried, the
above claims were allowed.

Yeas 8-Nays 0

Reports

The Committee on Streets and Public Property reported various sidewalks repaired or replaced.

The Fire and Water Committee brought in recommendations to allow the Chief of the Fire Department the sum of \$ 10.00 per month, and the person driving the truck \$ 2.50 for each fire, and for assisting in caring for the equipment.

On motion, seconded and carried the above report was accepted and it was voted to allow remuneration as above recommended.

Mr. Lent reported that it would be necessary before long to repair the roof of the pump house, and Mayor Bair requested him to investigate costs and to report later.

City Treasurer Eid read his reports for the quarter ending March 31, and they were referred to the Finance Committee for audit.

Whereupon the following Resolution was introduced:

A Resolution providing for the purchase by the City of Canby of a certain fractional tract of land from the heirs of the estate of A.L. Snell deceased, for the purpose of laying out and widening Poplar Street to its full width from its western intersection with the Pacific Highway to in front of the Union High School grounds.

WHEREAS, the City Council of Canby deems it necessary to widen Poplar Street from its western intersection with the Pacific Highway to in front of the property owned and occupied by the Union High School in Canby, Oregon, now therefore,

BE IT RESOLVED BY THE COUNCIL OF CANBY;

That it is hereby declared to be its intention to purchase from the heirs of the ~~estate~~ estate of A.L. Snell, deceased, the necessary amount of land to enable it to improve and widen Poplar Street to its regular width from its western intersection with the Pacific Highway to in front of the Union High School grounds, abutting on said Poplar Street.

On motion, seconded and carried the above Resolution was adopted.

Whereupon the following Ordinance was introduced:

ORDINANCE NO. ⁽²⁹²⁾ 24

An Ordinance providing for the purchase of a certain fractional tract of land from the heirs of the estate of A.L. Snell, deceased; said land to be used for the laying out and widening of Poplar Street to its full width, from its western intersection with the Pacific Highway, to in front of the Union High School grounds, and appropriating the sum of One hundred and forty five dollars (\$145.00) out of the street and road fund of Canby for the payment for said tract of land.

CANBY DOES ORDAIN AS FOLLOWS:

SECTION 1- That Canby does hereby improve Poplar Street from its western intersection with the Pacific Highway to in front of the Union High School grounds, by opening and widening said street to its full width, and in order to do so does hereby purchase from the heirs of the estate of A.L. Snell, deceased, the following described fractional tract of land, to-wit:

A tract of land in the Philander Lee Donation Land Claim in Twp. 3 South and 4 South of Range one East of the W.M., in Clackamas County, Oregon, more fully described as follows, to-wit:

Beginning at the Southwest corner of the said Philander Lee D.L.C. running thence North 9.67 feet to a point; thence North 77° 36' East 342.5 feet to a point; thence North 73° 28' East 490 feet to a point on the East line of the property of the grantors herein; thence South 26° west 35 feet to a point on the South line of the said Lee D.L.C.; thence South 77° 36' west 840 feet tracing the South line of the said Lee D.L.C. to the place of beginning.

SECTION 2- That there is hereby appropriated out of the Street and Road fund of the City of Canby, the sum of One hundred and forty five dollars (\$145.00) for the purchase of said tract of land as aforesaid.

SECTION 3- That the City Recorder is hereby authorized and directed to issue a warrant for the said sum of One hundred and forty five dollars and deliver the same to the said heirs of said A.L.Snell estate, as soon as the City of Canby shall receive from said heirs a good and sufficient deed to said aforesaid tract of land.

Read for the first time at this meeting of the City Council held on April 2, 1928 and ordered posted for the reason that, in the opinion of the Council, the cost of publication thereof is excessive, and to come up for final action at a meeting of the Council to be held on May 7-1928.

Whereupon the following Ordinance came up for final action:

ORDINANCE NO. ⁽²³⁰⁾ 1928-27

An Ordinance providing for the sale by Canby to the Molalla Electric Company of a certain Pole Line hereinafter in the Ordinance specified.

CANBY DOES ORDAIN AS FOLLOWS:

SECTION 1- Whereas the Molalla Electric Company has offered to purchase from Canby a certain part of Canby's pole line consisting of the following described personal property, to-wit:

- 8 - 35 ft. Cedar Poles (unstepped and unpainted)
- 8 - 4x6x6 Cross Arms
- 8 - $\frac{1}{2}$ x 4 Lag Screws
- 4 - $\frac{5}{8}$ x 14 Machine Bolts
- 2 - $\frac{5}{8}$ x 18 Machine Bolts
- 16 - Insulator pins
- 16 - Porcelain Insulators
- 1350 - feet #8 Hard bare copper wire

the above described personal property being located on real property in Canby, County of Clackamas, State of Oregon, as follows, to-wit:

Beginning at the Southeast corner of the L.A. Seeley D.L.C. in Section four, Twp. four South, Range one East of the W.M., thence westerly following the southerly boundary line of the Southern Pacific Company's property 1000 feet, more or less, to a point in the northern side of the Pacific Highway, in Section five, Twp. four South of Range one East of the W.M., all as shown in Blue Print attached to original Agreement of sale, and has paid to Canby the sum of \$ 62.79 for the above described personal property,

NOW THEREFORE IT IS ORDAINED by the City Council of Canby that Canby does sell, assign, transfer and set over to the said Molalla Electric Company the Pole Line and fixtures as herein above described, for the said price of \$ 62.79.

Read for the first time at a meeting of the City Council held on March 5, 1928 and ordered posted for the reason that, in the opinion of the Council, the cost of publication thereof is excessive, and to come up for final action at the regular meeting of the Council to be held on April 2, 1928.

On motion, seconded and carried, the above Ordinance was placed on final passage. Roll call, Yeas 8-Nays 0.

Whereupon the Mayor announced the Ordinance duly passed.

STATE OF OREGON)
CLACKAMAS COUNTY) ss. I, H.B.Evans, being duly sworn, depose and say
CANBY) that I duly posted in three conspicuous places in Canby, three true and correct copies of the foregoing Ordinance, certified to by me, as correct copies of such original, and which copies were posted in plain view of all passers-by, and remained posted for more than fourteen continuous days, and were so posted on the 16th day of March, 1928 at the following places: one on the bulletin board in the Postoffice; one on W.H.Bair's warehouse, and one on the front of the City Hall, all in Canby, Oregon.

Subscribed and sworn to before me, a
Notary Public, this 26th day of April, 1928.

S. B. Evans
City Recorder

Eleanor Lusk
Notary Public for Oregon.
My commission expires July 26-1930

April 2-continued.

Whereupon the following Ordinance came up for final action:

ORDINANCE NO

(231)

1928-28

An Ordinance amending Ordinance No. passed by the City Council on May 3, 1926, fixing the charges for water passing through the meters in the City of Canby, by striking out and repealing Section four (4) of said Ordinance, and substituting for said Section four (4) of said Ordinance aforesaid, the following Schedule of charges for water used through meters in Canby, and declaring an emergency.

CANBY DOES ORDAIN AS FOLLOWS:

SECTION 1- The charges for water used through meters shall be as follows:

Residential Rates.

Minimum charge	\$ 1.25
First 200 cubic feet	\$ 1.25
Next 200 " "	.40 per 100 cu.feet.
Next 500 " "	.20 per 100 " "
Balance	.06 per 100 " "

Commercial Rates.

$\frac{3}{4}$ inch meter, Minimum charge	\$ 1.25
First 200 Cubic feet	\$ 1.00 per 100 cu. feet.
Next 200 " "	.40 " " " "
Next 500 " "	.20 " " " "
Balance	.12 " " " "

1 inch meter, Minimum charge	\$ 2.00
First 200 Cubic feet	\$ 1.00 per 100 cu. feet.
Next 500 " "	.40 " 100 " "
Next 1000 " "	.20 " 100 " "
Balance	.12 " 100 " "

$1\frac{1}{4}$ inch meter, Minimum charge	\$ 2.50
First 200 Cubic feet	\$ 1.00 per 100 cu. feet.
Next 500 " "	.40 " 100 " "
Next 2000 " "	.20 " 100 " "
Balance	.12 " 100 " "

$1\frac{1}{2}$ inch meter	\$ 3.00
First 300 cubic feet	\$ 1.00 per 100 cu. feet.
Next 500 " "	.40 " 100 " "
Next 3000 " "	.20 " 100 " "
Balance	.12 " 100 " "

2 inch meter, Minimum charge	\$ 4.00
First 400 cubic feet	\$ 1.00 per 100 cu. feet.
Next 500 " "	.40 " 100 " "
Next 4000 " "	.20 " 100 " "
Balance	.12 " 100 " "

3 inch meter, Minimum charge	\$ 6.00
First 600 cubic feet	\$ 1.00 per 100 cu. feet.
Next 500 " "	.40 " 100 " "
Next 5000 " "	.20 " 100 " "
Balance	.12 " 100 " "

SECTION 2- That Section four (4) of an Ordinance fixing water rates and passed by the City Council of Canby, Oregon, on May 3, 1926 is hereby repealed.

SECTION 3- Whereas, this Ordinance is necessary for the immediate preservation of the public peace, health and safety of the people of Canby, Oregon, an emergency is hereby declared, and this Ordinance shall go into full force and effect, from and after its passage by the Council and approval by the Mayor.

Read for the first time at a meeting of the City Council held on March 5, 1928 and ordered posted, for the reason that, in the opinion of the Council, the cost of publication thereof is excessive, and to come up for final action at the regular meeting of the Council to be held on April 2, 1928.

On motion, seconded and carried, the above Ordinance was placed on final passage. Roll call, Yeas 5-Nays 3.

Whereupon the Mayor announced the Ordinance duly passed.

STATE OF OREGON)
CLACKAMAS COUNTY) ss. I, H.B. Evans, being duly sworn, depose
CANBY) and say, that I duly posted in three conspicuous places in Canby, three true and correct copies of the foregoing Ordinance, certified to by me, as correct copies of such original, and which copies were posted in plain view of all passersby, and remained posted for more than fourteen continuous days, and were so posted on the 16th day of March, 1928 at the following places: one on the bulletin board in the Postoffice; one on W.H. Bair's warehouse, and one on the front of the City Hall, all in Canby, Oregon/.

Subscribed and sworn to before me, a
Notary Public, this 26th day of April, 1928.

H.B. Evans
City Recorder

Eleanor Lent
Notary Public for Oregon.
My commission expires July 26, 1930.

Whereupon the Mayor announced that it was about time for the annual clean up week, and that he would designate the week commencing April 23 for that purpose.

Whereupon on motion, seconded and carried, the Council adjourned.

Approved May 7, 1928

W.H. Bair
Mayor.

H.B. Evans
City Recorder