

12/5/21
636

REGULAR MEETING OF THE COUNCIL OF
CANBY, HELD ON DECEMBER 5, 1921.

The meeting was called to order by the Mayor,
W. S. Maple.

The following officers were present: W. S.
Maple, Mayor, City Attorney, Philip Hammond, City Recorder,
Geo. F. Meeks, Chief of Police
C. L. Eid, Superintendent of Streets, H. C. Gillmore.

X Councilmen: Bair, Dedman, Eid, Evans, Johnson, Sheldon
and Shull.

The minutes of the previous meeting were read
and approved.

Whereupon the following bills were read:

GENERAL FUND

Geo. F. Meeks	\$ 15.00	
Aug. Rothenberg	10.00	
Library Association	5.00	
C. L. Eid, Recorder's fees	10.70	
Arthur Graham, Agent	2.50	
Harve Bissell	1.50	
Molalla Electric Co.	18.00	
Emil Krueger	2.00	
Canby Hdw. & Imp. Co.	2.65	
P. L. Hammond	5.90	\$73.25

ROAD FUND

A. Stefani	3.24	
H. Johnson	18.00	
F. A. Weygandt	12.00	
Chas. Huiras	9.00	
Geo. Koehler	9.00	
Canby Hdwe. & Imp. Co.	1.40	
F. A. Weygandt	33.00	
Melvin Mahlen	24.00	
Chas. Huiras	24.00	
Wm. Beeson	5.25	
H. Bissell	5.25	
Raymond Pfister	17.50	
H. C. Gillmore	20.00	
Oregon City Sand and Gravel Co.	47.25	\$246.39

WATER FUND

Geo. F. Meeks	94.69	
State Accident Comm.	2.21	
Geo. F. Meeks	20.00	
Peter Hornig	23.00	
Chas. Fischer	27.00	
J. E. Thompson	27.00	
S. T. Fisher	3.00	
M. Danielson	13.50	
C. E. Bowman	17.25	

Geo. Zimmer	\$	6.75	
H. H. Dicke		51.00	
Standard Oil Co.		23.39	
Canby Hdwe. & Imp. Co.		40.70	
Canby Hdwe. & Imp. Co.		92.60	
H. Johnson		49.75	
A. Stefani		47.41	
J. E. Thompson		100.00	\$632.25

Motion made and seconded, that said bills be allowed as read:

On roll call: Ayes: Bair, Dedman, Eid, Evans Johnson, Sheldon and Shull. Noes: None.

It was moved and seconded that the renting of the lower part of the City Hall be left to Councilman Eid, as a Committee of one to act. Carried.

Whereupon the Bids for the Improvement Bonds were opened and read. Bills were received from the First National Bank of Canby, and from Clark Kendall and Company.

Whereupon it was moved and seconded that the bid of the First National Bank of Canby at par be accepted.

On roll call: Bair, Dedman, Eid, Evans, Johnson, Sheldon and Shull. Noes: None.

Whereupon it was moved and seconded that the agreement for the completion of the issuance of the bonds and settlement of the contract with Clark Kendall and Company be left to the City Attorney. Carried.

Whereupon the following resolution was read: Whereas, the Council of the City of Canby believes that it is desirable that a municipal light and power transmission and distributing system be constructed within the City of Canby; and, Whereas, it is necessary that the City Charter be amended to provide necessary funds therefore:

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Canby that the following amendment to the Charter of Canby be proposed and submitted to the legal voters of Canby by this Resolution of the Council of Canby without any initiative petition, said election to be held on date to be set by the Council, for resolution, hereafter more than sixty days from date of filing this charter amendment, and that this Resolution shall upon its adoption by the Council of Canby be marked by the Recorder filed as such proposed amendment to the Charter of Canby, and that the Recorder of Canby shall cause to be printed and distributed a sufficient number of copies of said proposed amendment to said Charter as may be necessary to distribute to the voters of Canby, and that notice be given by publication. That the Recorder shall give due notice of such election, and cause to be prepared the necessary ballot, notices and other matters for such election, and that the judges and clerks of such election shall be chosen by the Council hereafter, which Charter is entitled as follows:

"An act to incorporate Canby, in Clackamas County, State of Oregon; fixing the boundaries thereof; providing for the election and appointment of its officers; defining their qualifications their duties; their powers; and fixing their terms of office; providing for the organization of the City Council, the manner of the passage of ordinances, the establishment or alteration of the grade of any street or alley and for the improvement thereof, the building and repair of sidewalks, the laying out and establishing sewer districts and the construction of sewers and drains therein, the levying and collecting of assessments and the re-assessments for the cost of improvements of streets and alleys and the construction of sewers and drains; providing for a docket of City Liens, for the sale and redemption of property on account of delinquent assessments, for the condemnation of property for public

638
use, for the issuance of bonds, for the owning, building and maintaining of water works for the said City; for the raising and expenditure of public money; for the liability of Canby; validating the past acts of Canby; fixing the terms of office of the present officials, and repealing all acts and parts of acts in conflict herewith"

together with amendments thereto; by the addition of Chapter 16.

Section 183. Canby is hereby authorized and empowered to issue and sell bonds of the City in a sum not to exceed Ten thousand dollars, bearing interest not to exceed six per centum per annum, and the Council of Canby is hereby directed to levy annually hereafter a tax on all taxable property in Canby in such an amount so that the same will provide the sum of Five hundred Dollars per annum on the principal and the further sum that will be required to be paid as interest during such year on the bonds issued as provided for in this Section of the Charter of Canby until the whole sum of said bonds, including principal and interest has been fully paid and which tax shall be used solely for the purpose of paying the principal and interest upon said bonds; said tax shall be an addition to any other tax levied by the Council of Canby or provided for or limited by any provision of the Charter of Canby, and provided further, that said bonds may be paid at any time after two years from the date on which they are issued, upon thirty days' notice being given by the Treasurer of Canby previous to any interest date. The further terms and conditions under which these bonds shall be issued, shall be provided by Ordinance or Resolution adopted by the Council of Canby.

Section 184. The Council of Canby is hereby granted the power, in addition to all other powers heretofore granted by the Charter of Canby, to construct, build, maintain, buy, condemn, purchase or sell a transmission and distributing system for a municipal electric light and power system for Canby, for the purpose of furnishing Canby, its inhabitants or such other persons as may be supplied thereby; and further to buy, manufacture and sell such electrical energy as may be needed, used or supplied by such transmission or distributing system; and further, to do all such things as may be necessary or needful to carry into effect the powers granted by this Chapter of the Charter, which power shall be exercised by Resolution or Ordinance, and that the Council shall thereby make all provisions or regulations that may be required for the full exercise of the powers herein granted, so as to carry on and conduct such business.

Section 185. The funds received under the sale of the bonds provided for under Section 183, shall be expended under the direction of the Council of Canby, to construct, build, buy, condemn, or purchase such transmission and distributing electric system mentioned in this Chapter.

It was moved and seconded that said Resolution be adopted as read: On roll call: Ayes: Bair, Dedman, Eid, Evans, Johnson, Sheldon and Shull. Noes: None.

Whereupon the Mayor immediately approved a copy thereof and declared said Resolution in full force and effect, and the Recorder announced that a copy of the Charter Amendment had been duly filed in the Recorder's office as of December 5, 1921.

Section 184. The Council of Canby is hereby granted the power, in addition to all other powers heretofore granted by the Charter of Canby, to construct, build, maintain, buy, condemn, purchase or sell a transmission and distributing system for a municipal electric light and power system for Canby, for the purpose of furnishing Canby, its inhabitants or such other persons as may be supplied thereby; and further, to buy, manufacture and sell such electrical energy as may be needed, used or supplied by such transmission or distributing system; and further, to do all such things as may be necessary or needful to carry into effect the powers granted by this Chapter of the Charter, which power shall be exercised by Resolution or Ordinance, and that the Council shall thereby make all provisions or regulations that may be required for the full exercise of the powers herein granted, so as to carry on and conduct such business.

Section 185. The funds received under the sale of the bonds provided for under Section 183, shall be expended under the direction of the Council of Canby, to construct, build, buy, condemn, or purchase such transmission and distributing electric system mentioned in this Chapter.

It was moved and seconded that said Resolution be adopted as read: On roll call: Ayes: Dedman, Eid, Evans, Johnson, Sandsness, Sheldon and Shull. Noes: None.

Whereupon the Mayor immediately approved a copy thereof and declared said Resolution in full force and effect, and the Recorder announced that a copy of the Charter Amendment had been duly filed in the Recorder's office as of (January 26, 1922.)

Whereupon the following Annual Reports of the City Treasurer were read, and ordered placed in the Minutes, and audited by the Finance Committee:

To the Hon. Mayor and City Council,
of Canby,
Oregon.

Gentlemen:

I herewith submit my Annual Report for the General Fund of the City of Canby, for the year 1921, as follows:

Balance on hand Jan. 1, 1921.....	\$3265.88
Receipts first quarter.....	213.50
Receipts second quarter.....	3611.66
Receipts third quarter.....	1162.08
Receipts fourth quarter.....	<u>1223.67</u> \$9476.79

DISBURSEMENTS:

First Quarter.....	1542.33
Second Quarter.....	2063.92
Third Quarter.....	333.55
Fourth Quarter.....	<u>2826.09</u> <u>6765.89</u>

Balance on hand	\$2710.90
-----------------	-----------

Respectfully Submitted,

J. Lee Eckerson, Treas.

By Philip Hammond.

To the Hon. Mayor and City Council
of Canby,
Oregon.

Gentlemen:

I herewith submit my Annual Report for Bond
Retiring Fund No. 4 of the City of Canby for the year
1921 as follows:

RECEIPTS:

Oct. 13, 1921 Received from General Fund.....	\$685.00
being \$500.00 principal, and interest \$185.00.	

 \$685.00

DISBURSEMENTS:

None

Balance on hand	<u> </u> \$685.00
-----------------	-----------------------------

Respectfully Submitted,

J. Lee Eckerson, Treas.

By Philip Hammond

To the Hon. Mayor and City Council
of Canby,
Oregon.

GENTLEMEN:

I herewith submit my Annual Report for Bond Re-
tiring Fund No. 3 of the City of Canby for the year 1921, as

follows:

RECEIPTS:

October 13, 1921, Received from
General Fund.....\$725.00
being \$500.00 principal and
\$225.00 to meet interest payments. _____

\$725.00

DISBURSEMENTS:

None

Balance on hand

\$725.00

Respectfully Submitted,

J. Lee Eckerson,

By Philip Hammond.

To the Hon. Mayor and City Council,
of Canby, Oregon.

Gentlemen:

I herewith submit my Annual Report for the
Improvement Fund of the City of Canby for the year 1921
as follows:

RECEIPTS:

Third quarter.....\$13,331.03

Fourth quarter..... 23,025.93

\$36,356.96

DISBURSEMENTS:

Fourth quarter.....

36,356.96

No balance on hand

Respectfully Submitted,

J. Lee Eckerson, Treas.

By Philip Hammond.

To the Hon. Mayor and City Council
of Canby, Oregon.

Gentlemen:

I herewith submit my Annual Report for the Road
Fund of the City of Canby, for the year 1921, as follows:

Balance on hand Jan. 1, 1921.....	\$1613.77
Receipts first quarter.....	- - - -
Receipts second quarter.....	766.41
Receipts third quarter.....	- - - -
Receipts fourth quarter.....	<u>766.41</u>

\$3146.59

DISBURSEMENTS:

First quarter.....	408.30
Second quarter.....	173.79
Third quarter.....	235.30
Fourth quarter.....	<u>1110.77</u>
	<u>1928.16</u>

Balance on hand	<u>1218.43</u>
-----------------	----------------

\$3146.59

Respectfully Submitted,

J. Lee Eckerson, Treas.

By Philip Hammond.

To the Hon. Mayor and City Council,
of Canby,
Oregon.

Gentlemen:

I herewith submit my annual report for the
water fund of the City of Canby for the year 1921, as
follows:

RECEIPTS:

Balance on hand January 1, 1921.....	\$654.32
Receipts first quarter.....	1327.90
Receipts second quarter.....	2440.49
Receipts Third quarter.....	1235.00
Receipts Fourth quarter.....	<u>1576.81</u>

\$7234.52

DISBURSEMENTS:

First quarter.....	\$1695.25
Second quarter.....	2689.08
Third quarter.....	1054.86
Fourth quarter.....	<u>1662.41</u>
	<u>\$7100.60</u>
Balance on hand	\$ 133.92

To the Honorable Mayor and the Members
of the Council of the City of Canby, Ore.

Gentlemen:

I herewith submit my annual report showing the general condition of the funds in the hands of the Treasurer of the City of Canby:

On December 31, 1921, there was on hand in the various funds the following sums of money:

Water Fund	\$ 133.92
General Fund	2710.90
Road Fund	1218.43
Improvement Fund	- - -
Bond Retiring #3	725.00
Bond Retiring #4	685.00
Bond Retiring Fund #1	- - -
Bond Retiring Fund #2	- - -
C Street Improvement Sidewalk	<u>- - -</u>
TOTAL	\$5,473.25

To comply with the Budget Law the General Fund has been transferred to Bond Retiring Funds #1 and 2. However, the General Fund owed the Water Fund the sum of \$310.70 and on December 31, the Treasurer was informed by the Recorder that there were outstanding and not presented warrants in the amount of \$57.82 on the General Fund making a total of \$368.52.

A further deduction of the Treasurer's fees for the year 1921 was made from this fund, the treasurer's fees are one-half of one per cent of the money's handled during the term of the Treasurer. The present term started on January 1, 1921, and the funds handled are as follows:

RECEIPTS:

General Fund	\$9,476.79
Water Fund	7,234.52
Road Fund	3,146.59
Improvement Fund	36,356.96
C Street Sidewalk	<u>786.77</u>
	\$57,001.63

Less General Funds transferred

to Water Fund 1,726.33

Balance \$55,275.30

One-half of one per cent which
is \$276.37
Deductions mentioned
above 368.52

Total

644.89

Balance in General Fund after
deductions

\$2066.01

Total

\$2710.90

The above sum was divided between Bond
Retiring Fund No. 1 and 2, as follows:

To Bond Retiring Fund No. 1, 2/3.....	\$1377.34
To Bond Retiring Fund No. 2, 1/3.....	<u>688.67</u>
	\$2066.01

The general indebtedness of Canby is as
follows:

First Bond Issue	\$18,000.00	Retiring Fund \$1377.34
Bond Issue No. 2,	6,500.00	688.67
Bond Issue No. 3,	7,500.00	725.00
Bond Issue No. 4,	5,500.00	685.00
Paving Improvement Bonds	<u>18,805.31</u>	<u>-----</u>
	\$56,305.31	\$3476.01

Bond Retiring Funds Nos. 3 and 4, contain the next semi-annual interest and sufficient money to retire one bond, which bond will be retired in 1922.

The money in Bond Retiring Funds Nos. 1 and 2, is for principal only; the interest for these bond issues being transferred from the General Fund. No bonds of these issues can be retired until ten years from the date of the issue, which will be 1926.

In addition to the above indebtedness the City has outstanding the following indebtedness:

Warrants unpaid for Want of Funds.

Water Warrants	\$8908.60
Street Improvement Warrants	<u>899.76</u>
C Street Sidewalk Improvement District	<u>153.88</u>
Total	\$ <u>9962.24</u>

To meet the above indebtedness, the City has the following:

Bonded property on C Street Sidewalk Improvement District	153.88
Delinquent assessments in Improvement Street Districts	<u>1145.54</u>
TOTAL	\$ <u>1299.42</u>

In addition to the above items some of the owners of bonded property in the Improvement Districts have made partial payments on their property in the amount of \$288.89, which money was used to retire warrants due to the deficit in the fund, some of the property owners neither bonding nor paying. This leaves a deficit in the Improvement Street Fund that will not be met by assessments of about \$ 33.11.

Respectfully Submitted,

J. Lee Eckerson, City Treas.

By Philip Hammond.

No further business appearing, the meeting adjourned.

APPROVED:

Feb. 6, 1922

J. S. Maple

MAYOR.

Philip Hammond
RECORDER.