

## M I N U T E S .

Canby, Oregon,

January 12, 1920.

The Council of Canby met in a special session at 8 o'clock P. M. to take up the matter of issuing bonds and charter amendment.

The recorder being absent, Philip Hammond was requested to keep the minutes for Chas. N. Wait, Recorder of Canby.

On roll call the following officers were present:

Hon. H. A. Knight, Mayor; Philip Hammond, City Attorney, C. E. Bowman, Chief of Police; Councilmen Ora Slyter, Charles Combs, Wilbur Sandsness, Grant White, John Eid, H. B. Evans, C. Bowlsby.

Absent: Chas. N. Wait, Recorder; H. A. Dedman, Councilman.

The Council then took up the matter of the proposed Charter Amendment and bond issue.

On motion of Ora Slyter seconded by H. B. Evans, the Council resolved itself into a committee of the whole with John Eid as chairman, to consider the drafting and reporting of an addition to the Charter of Canby, and for the issuing of bonds, at an election to be held hereafter. Carried.

Upon Council convening, the Chairman of the Committee of the Whole arose and made the following report:

January 12th, 1920.

To the Honorable Mayor and Council of Canby:

Gentlemen:

We, your committee of the whole to whom was referred the matter of drafting and reporting an amendment to the Charter of Canby, for submission to the voters of said City, at a special election to be held hereafter, herewith submit the following proposed amendment to the charter of Canby and recommend that the same be adopted and submitted to the voters of Canby, for their adoption or rejection.

John Eid  
Ora Slyter  
H. B. Evans  
C. G. Combs

Wilmer Sandsness  
G. W. White  
E. Bowlsby

On motion of Ora Slyter and seconded by H. B. Evans said report was adopted by the Council as read.

(The addition to the Charter of Canby referred to in the above report is in the possession of the Recorder of Canby, and marked, "Filed January 12th, 1920, C. N. Waite, Recorder of Canby,")

Ora Slyter read the following resolution and moved for its adoption, seconded by H. B. Evans:



## RESOLUTION.

BE IT RESOLVED BY THE CITY COUNCIL OF CANBY, CLACKAMAS COUNTY, STATE OF OREGON:

That the following proposed amendment to the Charter of Canby be and the same is hereby proposed for submission to the legal voters of Canby, at a special election to be held on Monday, the 19th day of April, 1920, which said amendment is as follows, towit:-

To adopt an addition to the charter of Canby, in Clackamas County, Oregon, entitled "An Act authorizing and empowering Canby to sell and issue interest-bearing negotiable coupon bonds of Canby in an amount not to exceed \$7500.00, or so much thereof as may be necessary for the purpose of refunding the floating indebtedness against the water fund of Canby, consisting of outstanding city warrants, and authorizing the Council to levy annually hereafter a tax on all the taxable property in Canby, that will provide the sum of \$500.00 and the further sum that is required to be paid as interest on this issue of bonds for such year, until the whole of the foregoing issue, including principal and interest, has been fully paid, and which said tax is for the purpose of paying the interest upon and redeeming said bonds, and said tax shall be an addition to any other tax levied by the Council or provided by this Charter, which Charter of Canby is entitled "A Bill for An Act entitled, "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 of 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 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."

BE IT ENACTED BY THE PEOPLE OF CANBY:

CANBY DOES ORDAIN AS FOLLOWS:

Sec. . . . The City Council is hereby authorized and empowered to issue and sell interest-bearing negotiable coupon bonds of Canby to the amount of \$7500.00, in addition to the present outstanding bonds, or so much thereof as may be necessary, for the purpose of refunding the floating indebtedness against the water fund of said city, consisting of outstanding and subsisting warrants issued prior to January 10th, 1920.

The bonds hereby authorized shall be designated as Funding Bonds, Issue 1920, and shall be issued in denominations of \$500.00, and shall bear interest not exceeding six per cent, and at a rate to be determined by the Council, payable semi-annually.



Said bonds shall be numbered from No. 1 inclusive upwards, and shall be redeemable serially in numerical order, in from one to sixteen years, as near as may be, according to the following schedule, to-wit:-

\$500 in 2 years from date thereof.				
\$500 in 3	"	"	"	"
\$500 in 4	"	"	"	"
\$500 in 5	"	"	"	"
\$500 in 6	"	"	"	"
\$500 in 7	"	"	"	"
\$500 in 8	"	"	"	"
\$500 in 9	"	"	"	"
\$500 in 10	"	"	"	"
\$500 in 11	"	"	"	"
\$500 in 12	"	"	"	"
\$500 in 13	"	"	"	"
\$500 in 14	"	"	"	"
\$500 in 15	"	"	"	"
\$500 in 16	"	"	"	"

If it shall not be necessary to issue or sell all of the bonds provided for in this act, they may be issued pro rate with the schedule adopted above, or they may be omitted from the later maturities, but the bonds issued shall be paid upon the maturity dates specified in the schedule; provided, that Canby reserves the right to pay, take up and cancel any of said bonds prior to maturity upon payment of the face value thereof, with accrued interest to date of payment, at any semi-annual interest paying period, at or after two years from date of any bond, but the said bonds, shall be taken up in the order in which they bear number.

Notice stating that certain bonds are to be taken up and canceled shall be published in a newspaper printed and of general circulation in Canby, Oregon, not less than twice during the month preceding the semi-annual interest period, and after said period the interest upon the bonds designated shall cease.

The Council of Canby is hereby directed to make and there shall be included in the general annual tax levy, annually hereafter, a tax on all the taxable property in Canby that will provide the sum of \$500.00, and the further sum that is required to be paid as interest on this issue of bonds for such year, until the whole of the foregoing issue, including principal and interest, has been fully paid, and the proceeds of such tax shall be used to pay the interest due on all bonds issued pursuant to this act, and to create a fund to pay the principal of said bonds.

That said levy shall be in addition to any other levy made under the provisions of this charter, and that all of the funds derived therefrom shall be kept and placed by the Treasurer of Canby, in a separate fund to be known as, "Refunding Bond Fund, 1920".

That said bonds shall be a general obligation against the City of Canby, and shall be issued as may be directed by the Council, by ordinance or resolution.

Sec. \_\_\_\_\_. Should this bill be enacted, the sections of this Act shall be numbered consecutively, the first taking

number 151, and the chapter number shall be XV.

Which Bill for an Act was filed in the Office of the Recorder of Canby on the 12th day of January, 1920, be and the same is hereby adopted.

Sec. \_\_\_\_\_. Whereas, it is necessary that Canby immediately have, build, erect and maintain a water works system within Canby, to preserve the peace, health and safety of Canby, and its inhabitants, and the citizens thereof, an emergency is hereby declared, and this resolution shall become immediately operative upon passage by the Council to preserve the peace, health and safety of said city.

The vote for the adoption of the said resolution was as follows:

Ayes: Slyter, Combs, Sandsness, White, Eid, Evans and Bowlsby.

Nays: None.

The Mayor then declared said resolution adopted, and approved the same, and declared the said resolution in full force and effect.

The recorder then read the following Ordinance:

ORDINANCE NO. 151.

An Ordinance providing for a special election for the purpose of submitting to a vote of the legal voters of Canby, in Clackamas County, Oregon, for their adoption or rejection a Charter amendment to the Charter of Canby, which said proposed Charter Amendment is entitled as follows:

"An Act authorizing and empowering Canby to sell and issue interest-bearing negotiable coupon bonds of Canby in an amount not to exceed \$7500.00, or so much thereof as may be necessary for the purpose of refunding the floating indebtedness against the water fund of Canby, consisting of outstanding city warrants, and authorizing the Council to levy annually hereafter a tax on all the taxable property in Canby, that will provide the sum of \$500.00 and the further sum that is required to be paid as interest on this issue of bonds for such year, until the whole of the foregoing issue, including principal and interest, has been fully paid, and which said tax is for the purpose of paying the interest upon and redeeming said bonds, and said tax shall be an addition to any other tax levied by the Council or provided by this Charter, which Charter of Canby is entitled 'A Bill for An Act entitled, "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 of 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 use, for the issuance of bonds, for the owning, building and maintaining of water works for the said city; for the raising the 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."

And also providing for the posting of notices of the said special election; providing for the appointment of Judges and Clerks of such election, and fixing their compensation; establishing the election ward or precinct for said election, and designating the polling place for the same and declaring an emergency by which this ordinance shall immediately become operative.

#### CANBY DOES ORDAIN AS FOLLOWS:

Section 1. That there shall be held in Canby, Clackamas County, Oregon, on Monday, the 19th day of April, 1920, a special election for the purpose of submitting to a vote of the legal voters of Canby, for the adoption or rejection, an amendment to the Charter of Canby, by addition, which said proposed amendment to the Charter of Canby, by addition, is entitled as follows:

"An Act authorizing and empowering Canby to sell and issue interest-bearing negotiable coupon bonds of Canby in an amount not to exceed \$7500.00, or so much thereof as may be necessary for the purpose of refunding the floating indebtedness against the water fund of Canby, consisting of outstanding city warrants, and authorizing the Council to levy annually hereafter a tax on all the taxable property in Canby, that will provide the sum of \$500.00 and the further sum that is required to be paid as interest on this issue of bonds for such year, until the whole of the foregoing issue, including principal and interest, has been fully paid, and which said tax is for the purpose of paying the interest upon and redeeming said bonds, and said tax shall be an addition to any other tax levied by the Council or provided by this Charter, which Charter of Canby is entitled 'A Bill for an Act entitled, "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 of 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 use, for the issuance of bonds, for the owning, building and maintaining of water works for the said city; for the raising the 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".

Section 2. The Recorder of Canby is hereby authorized and directed to post in six conspicuous and public places within the corporate limits of Canby, for at least ten days prior to the 19th day of April, 1920, notices of the special City Election, to be held in Canby on said date, to-wit; Monday, April 19th, 1920, which said notices of election shall state the date upon which said election shall be held and shall designate the purpose of said election, the polling place therefore, and the hours that the said polls shall be open, and shall name the judges and clerks of the said election and give the ballot title of the proposed Act to be submitted to a vote of the electors of Canby, for their adoption or rejection at said special City Election.

Section 3. The Council of Canby shall by motion hereafter appoint judges and clerks of such special city election, that said judges and clerks shall receive as full compensation for their services as such, the sum of three dollars per day each.

Section 4. The election ward or precinct for said special City election shall be and constitute all of the territory included within the corporate limits of Canby.

Section 5. There shall be one polling place for said special City election, to-wit, in the Council Chamber of the City Hall.

Section 6. That the Recorder shall have the proposed addition to the Charter printed and distributed as required by law.

Section 7. Whereas it is necessary that Canby immediately have a water works system, to preserve the peace, health and safety of the City, and whereas the System has been destroyed by fire, and it is necessary that said amendment to the charter be printed, therefore in order to preserve the peace, health and safety of Canby, and its inhabitants, an emergency is hereby declared, and this ordinance shall become immediately operative upon its passage by the Council.

On Motion of Ora Sjyter seconded by H. B. Evans, this was considered the first reading and said Ordinance was ordered posted for the reason that the charges for publication thereof are, in the judgment of the Council, excessive and said publication is hereby dispensed with, and that said ordinance shall be posted in three public and conspicuous places in Canby, for the period of two calendar weeks, and to come up for final passage at a regular meeting of the City Council to be held on the 2nd day of February, 1920, at 8 o'clock P. M. for final passage. Motion carried.

Meeting adjourned.

*B. H. Wait*  
Recorder

*Approved Feby 3, 1920*

*W. H. Wright*  
Mayor