

**CANBY CITY COUNCIL  
REGULAR MEETING  
SEPTEMBER 18, 1991**

Mayor Shawn P. Carroll presiding. Council members present: Scott Taylor, Keith Stiglbauer, Maureen Miltenberger, Terry Prince, Walt Daniels and Robert Smith.

Also present: Administrator Michael Jordan, City Attorney John Kelley, City Recorder Marilyn Perkett, Police Chief Jerry Giger, City Planner Robert Hoffman, Librarian Beth Saul, Aquatics Director Scott Nelson, Public Works Director Rusty Klem, Patricia Singleton, Ken Patterson, Tracy Smith, Milt Dennison, Don Bear, Mrs. Friesen, Teresa Arnold, David Mikkelsen, Branden Rowley, Dorothy McCormick, Dave Dalley, Bob Stuart, Carl Stuart, Sean Epperson, Nikki DeBuse, Doug Gingerich, Randy & Debi Sajovic, Roger Reif, Linda Mihata, Wayne Scott, Kurt Schrader, Vivian Borg, Charles Blackwell, Frank Morris, Bob Kauffman, Floyd Lapp, Chris Curran, Jeff Wuorio, and others.

Mayor Carroll called the session to order at 7:02 p.m., and immediately called for a motion for an Executive Session.

**\*\*Councilman Taylor moved to go into Executive Session under ORS 192.660 (1)(h), regarding pending litigation. Motion seconded by Councilman Prince and approved 6-0.**

Mayor Carroll recessed the regular session at 7:03 p.m., to go into Executive Session in the Police Department conference room.

Mayor Carroll reconvened the regular session at 7:30 p.m. followed by the flag salute and meditation.

Roll call of the Council showed a quorum to be present.

**MINUTES OF PREVIOUS SESSIONS:** **\*\*Councilman Daniels moved to approve as distributed the minutes of special meeting, August 28, 1991, and regular meeting, September 4, 1991. Motion seconded by Councilman Prince and approved 6-0.**

**CITIZEN INPUT ON NON-AGENDA ITEMS:** Patricia Singleton, 363 N. Cedar, addressed the Council on behalf of a Mexican youth that lives with her and under her guardianship. Ms. Singleton said the youth was arrested from her home after an alleged incident at Canby High School when he was said to have a gun. Ms. Singleton said it was not a gun, but a knife. She admitted he had a temper and has been abused, however, she implied that he was verbally abused by two other students. Ms. Singleton implied that all Mexican people in the City are treated with injustice. She also wanted to know why the two students who abused the youth in question were not punished.

Chief Giger said the school requested them to respond to the incident, however it was the next day. The youth in question was on probation from Marion County and no legal records could justify Ms. Singleton as the guardian, therefore they were limited as to the information given to her when they picked up the youth.

Attorney Kelley said it would be appropriate for the County juvenile department to judge the issue, this Council has no jurisdiction over such matters.

Nikki DeBuse, 529 N. Cedar, addressed the Council with her concerns regarding drug activity in her neighborhood. Ms. DeBuse said an apartment in her complex was served with a search warrant and drugs and weapons were seized. She was disturbed because no

arrests were made and felt this was sending a wrong message to her neighbors. Also, the drug activity is still continuing.

Chief Giger said due to the "system" and lack of jail space most warrants do not result in arrest. Also, until an indictment from the District Attorney's office is received arrests are not usually made since they would immediately be released from jail. Mr. Giger said it takes 2 to 3 months to prepare a case for a warrant and they are presently working on 40 such cases.

Councilman Taylor said we assume most citizens understand the "system", perhaps we should do a better job of explaining what actually happens, even though they might not accept the "system."

Attorney Kelley said that until you are proven guilty by a court or jury, you are presumed innocent and cannot be put in jail until a conviction is reached. The only reason someone is put in custody when they are arrested is because of a risk of "flight" before a court appearance. Mr. Kelley also said due to the "full house" at the jails many of these drug dealers are the first people let out the door.

Councilman Taylor thanked Ms. DeBuse for bringing this issue to our attention.

**PROCLAMATION:** Mayor Carroll proclaimed the week of September 17 through 23, 1991, as Constitution Week.

**COMMUNICATIONS:** Letter from Canby Christian Church - Administrator Jordan referred to a letter received from Lyle Steers, Canby Christian Church, requesting permission for their annual Christmas Live Nativity. However, this year they wish to use N. Holly Street instead of N.W. 4th.

Chief Giger said he would like to personally look over the site to be sure there would be no traffic problems before agreeing to the request.

Administrator Jordan said that staff would return this issue to Council after reviewing the site.

Letter from Karen Rider - Administrator Jordan informed the council that Kathy Keyser, Assistant to the Court Administrator, had successfully, on her own time and money, completed and become certified in the state LEDS program. Mr. Jordan said this was a great personal effort by a City employee and required many long hours outside of the regular workday.

**FINDINGS:** CUP 91-02-DR 91-02, Elementary School District - Mayor Carroll again asked each Council person if they had any exparte contact on this issue since the last meeting on September 11th.

Councilman Daniels expressed none.

Councilman Smith expressed none.

Councilman Prince expressed none.

Councilman Taylor expressed none.

Councilwoman Miltenberger, expressed none.

Councilman Stiglbauer said he talked with Don Bear and Linda Peck in the parking lot

after that last session. He said he couldn't recall all of the conversation but it was mostly what their opinions were on the issue.

Questions of Mr. Stiglbauer were asked of the audience, none were voiced.

Councilman Prince reported he joined the same group with Mr. Stiglbauer late in the conversation and didn't recall much of the conversation.

Questions were asked of Mr. Prince and none were voiced.

Mayor Carroll said that on September 13, 1991, he talked with an individual at his place of employment. The person he spoke with said he was shown a letter from James River regarding the Logging Road & intersection at 99E, the Mayor said he did not recall seeing the letter; the person implied that Council took staff's word at gospel and does not investigate itself; this person said he felt communications to staff does not reach Council's hands; and the individual said the location was no place for a school or school children. Mayor Carroll said he could make a fair and impartial decision regardless of this discussion.

Questions from the audience were solicited of the Mayor, none were presented.

Mayor Carroll asked if there were any discussion on the final order.

**\*\*Councilman Taylor moved that based on the Findings and Conclusions, the staff's reports, additional information contained in the record, the appeal of the Planning Commission's Final Order of CUP 91-01/DR 91-02 is hereby denied and the Planning Commission's decision of approving the application is affirmed. Motion seconded by Councilman Daniels and approved 6-0.**

**APPEAL: MLP 91-05/PUD 91-02, Stuart Application** - Attorney Kelley again reviewed the format for the appeal as outlined in Municipal Code 16.88.140 (C), 2 & 3. This requires the hearing based on the record and only argument can be made on the record.

Attorney Kelley outlined the procedure to be used and the time limits allowed the various parties. Also, if it is continued no other notice, other than tonight will be given. Only those with standing will be allowed to testify. The following expressed a desire to address the Council for the appellants: Charles Blackwell, Randy Sajovic and Ken Patterson.

At this time the hearing body was asked to express any exparte contact or conflict of interest regarding this appeal.

Councilman Daniels expressed none.

Councilman Smith expressed none.

Councilman Prince expressed none.

Councilman Stiglbauer expressed none.

Councilwoman Miltenberger visited the site and had no exparte contact or conflict.

Councilman Taylor visited the site, no other conflicts or contacts.

Mayor Carroll said he had visited the site and had no other contacts or conflicts.

Questions were asked of Councilman Taylor, Councilwoman Miltenberger and Mayor

Carroll. None were asked.

Staff Report - Bob Hoffman, City Planner, indicated he had brought the entire record tonight and maps were on the wall.

The site is located at 1320 N. Holly, approximately .59 acres and the applicant, Bob Stuart, proposed dividing the parcel into three lots. The approval included 16 conditions, one which limited occupancy of the two small lots to senior citizens of 62 years of age or older. The order was appealed by some citizens of the area citing: The Commission did not correctly interpret the requirements of the Development Ordinance regarding a PUD; and the Commission did not observe the precepts of good planning related to traffic flow and elderly development.

Mr. Hoffman briefly reviewed some of the allegations of the appellants.

The first alleged error was that the required 10% park and recreation within a PUD needs to be a "common area". Mr. Hoffman said in the opinion of staff and Commission this is not a requirement, the open space can be individually or collectively.

The appellants alleged that the "common area" is required to offset the smaller lots. Staff said this is not a requirement.

They alleged the Commission did not observe the precepts of good planning, specifically for vehicle turning space on lots. Also, "No Parking" signs on driveways are not enforceable and unheard of. Staff said the Police Chief reviewed and approved the traffic pattern and staff showed the traffic pattern to be workable.

The appellants said the created lots were illegal and differ markedly from existing neighborhood lots and create intolerable traffic flow. If approved, the lots would not be illegal in opinion of staff.

Mr. Hoffman said the question of "compatibility" in the neighborhood for the two lots for the elderly is a value judgment. He also stated that if the Council felt it met the criteria they should deny the appeal; they could remand it back to the Commission; or overturn the decision of the Commission.

Also, he said one more allegation was that elderly needed to be closer to commercial services. Mr. Hoffman said it is approximately a half mile from the commercial district and that is not considered a great distance for seniors.

Mr. Hoffman said that staff recommendation was that requirements of the order had been met and the allegations of the appellants had no merit and therefore deny the appeal. However, he did reiterate the compatibility judgment value of the issue.

Appellants - Charles Blackwell, 160 N.W. 13th Avenue, referenced the fact that the Commission did not use "good precepts in good planning," specifically the compatibility issue. He said it did not fit harmoniously or compatibly in the neighborhood. Since N. Holly does not have sidewalks to town, he felt the half mile walk would be dangerous for seniors. He questioned if the Police would enforce the "No Parking" in certain areas. He questioned the sewer hookup off of 13th Avenue.

Ken Patterson, 155 N.W. 13th Avenue, maintained he has to park his second vehicle on the street, and the proposed driveway would not allow for his vehicle to parked on the street. He also said there would be a vision problem coming out of the proposed driveway on the back lot. Mr. Patterson maintained that the PUD was a "scapegoat" for this proposal, and

felt it would set a precedent for other developers. Mr. Patterson said a full size vehicle could not turn around in the driveway; he had marked the dimensions and tried to make the turn without success. Another question he asked was where visitors to the proposed residents would park.

Randy Sajovic, 1260 N. Holly, maintained this was not a PUD but a three lot subdivision. He said a PUD is "unified", that's what the middle letter is for, and without the "common area", it is not a PUD. He maintained each lot could be sold off separately with no rights to the open space. He felt other developers would try to use the PUD concept, counting the yards as the open space. Mr. Sajovic noted that the first time this project was presented it was denied and later brought back as a PUD. The houses will be standard residential and do not have to meet the Fair Housing Act. Mr. Sajovic said that he had never seen any other place in this town where there is a "No Parking" sign in the driveway, yet staff says that it is not unusual. The appellant said they are not opposed to the creation of one lot but it is not appropriate for two extra lots. He said it is not compatible to the area. Mr. Sajovic urged the Council to take their time in reaching a decision on the issue.

Applicant - Bob Stuart, formerly of 1320 N. Holly but not there at this time, said he had lived here since 1971 and had been a teacher at CUHS for building construction. He said City staff suggested the PUD and that the City needs to be flexible in the use of land according to the Comp Plan. Mr. Stuart said several problems regarding the sewer hookups have been resolved. In regards to the small driveway, he said the appellants are only considering the exact driveway, however, the apron and street must be considered for a turning radius. Mr. Stuart asked the Council's favorable decision.

Mayor Carroll called for a short recess at 8:50 p.m. The regular session was reconvened at 9:00 p.m.

Rebuttal - Charles Blackwell again reiterated the value judgment of the project as not being compatible for the area.

Randy Sajovic said they were not opposed to "in fill", however only one additional lot would be acceptable in that area.

Questions by the Hearing Body - Councilman Prince asked if only two houses were for the elderly and was told yes. Also, if the recreation area on the third lot was part of the PUD and if the sidewalks were part of the required 10%. Mr. Hoffman said it is part of the PUD, but that lot is not related to the senior citizen criteria. Also, the sidewalks are inclusive in the 10% criteria, which is not a common space.

Councilman Taylor asked if fire trucks were required to be able to enter the driveways. Staff said that had not heard anything from the Fire Department regarding flag lots.

Councilman Stiglbauer asked if 10% had to be required since he realized common space was not required. Mr. Hoffman said 10% has to be for parks, recreation or open space. However, it does not have to be common space, which requires a homeowner association.

Mayor Carroll asked how the enforcement in the future for the elderly could be resolved and was told a deed covenant would be used and City staff could enforce the conditions.

Mayor Carroll reviewed the options to the Council: approve the appeal, remand it back to the Commission, or overturn the decision.

**\*\*Councilman Prince moved that the Council overturn the Planning Commission's decision; that the Planning Commission did not consider the precepts of good planning; that the yard and sidewalk areas are to be considered recreation areas; the square footage**

does not meet recreational requirements; that the PUD is not compatible with the surrounding area; and the housing is not compatible with the surrounding area. Motion seconded by Councilwoman Miltenberger.

Mayor Carroll called for a roll call vote with each Councilman stating the reason for their decision.

Councilman Daniels, Yeah in support of the motion based on #2, he felt the Commission did not consider the precepts of good planning.

Councilman Smith, Yeah, since it is not compatible to the surrounding area.

Councilman Prince, Yes, approved the motion.

Councilman Taylor, Yes on the motion, felt a PUD was not compatible and the precepts of good planning were not observed.

Councilwoman Miltenberger, Yes, it was not compatible with the area and did not fit the definition of a PUD.

Councilman Stiglbauer, Yes, it is not compatible. He also requested that in the future we might take a look at changing the rules, particularly the requirements for square footage on a PUD lot.

**\*\*The motion to overturn the appeal passed, 6-0.**

**\*\*Councilman Prince moved to direct staff to prepare the Findings to support the conclusion. Seconded by Councilwoman Miltenberger.**

Councilman Stiglbauer requested incorporating the following Municipal Code Sections into the Findings, 16.60.030 (C) and 16.76.030 (E). Mr. Stiglbauer read the code sections regarding the compatibility that he wanted in the Findings.

**\*\*The motion on the floor passed, 6-0.**

Councilman Taylor asked about exparte contact regarding this issue. Attorney Kelly recommended against discussing the issue prior to adopting the Findings.

**NEW BUSINESS: Accounts Payable - \*\*Councilman Daniels moved to approve payment of accounts payable in the amount of \$104,737.25. Seconded by Councilman Smith and approved by roll call vote, 6-0.**

**Appointment to Library Board - Beth Saul, Library Director, informed the Council that Greg Petsch, former board member, had moved away and the Library Board recommended Mavourn Stuart to complete the term.**

Mayor Carroll recommended appointing Mavourn Stuart to the Canby Library Board.

**\*\*Councilman Daniels moved to accept the Mayor's recommendation to appoint Mavourn Stuart to the Library Board with her term expiring in July, 1992. Motion seconded by Councilman Stiglbauer and approved 6-0.**

**Swim Center Board Appointment - Scott Nelson, Aquatics Director, informed the Council that the Swim Team parents met Monday night and Mike Franzwa volunteered to serve on the Pool Advisory board. Mr. Nelson pointed out that a Swim Team parent is an ordinance requirement.**

Mayor Carroll recommended appointing Mike Franzwa to the Swim Center Advisory Board.

**\*\*Councilman Smith moved to accept the Mayor's recommendation to appoint Mike Franzwa to a four year term on the Swim Center Advisory Board with his term expiring, July 1994. Motion seconded by Councilwoman Miltenberger and approved 6-0.**

**ORDINANCES & RESOLUTIONS: Ordinance No. 868 - Administrator Jordan informed the Council that this ordinance was initiated at the last meeting and was to be considered for final action. \*\*Councilman Taylor moved to adopt Ordinance No. 868, AN ORDINANCE DECLARING THE INTENTION OF THE CITY OF CANBY, OREGON, TO OPERATE; AND MAINTAIN A SEWAGE COLLECTION AND TREATMENT SYSTEM; ESTABLISHING AND IMPOSING JUST AND EQUITABLE CHARGES; PROVIDING FOR THE MANNER OF PAYMENT AND COLLECTION, ENFORCEMENT AND DISBURSEMENT OF SUCH CHARGES; REGULATING THE DISCHARGE OF WASTES TO THE SANITARY AND STORM SEWER SYSTEMS OF THE CITY, LIMITING SUCH DISCHARGES ONLY TO THOSE ACCEPTABLE TYPES, CHARACTERISTICS, OR CONCENTRATIONS; ESTABLISHING A SYSTEM OF WASTE DISCHARGE PERMITS AND PROVIDING FOR ENFORCEMENT; REPEALING ORDINANCE NO. 566, ENACTED FEBRUARY 19, 1974, ORDINANCE NO. 618, ENACTED APRIL 1, 1977, ORDINANCE NO. 679, ENACTED AUGUST 6, 1980, ORDINANCE NO. 727, ENACTED DECEMBER 1, 1982, ORDINANCE NO. 835, ENACTED OCTOBER 18, 1989; AND DECLARING AN EMERGENCY. Motion seconded by Councilman Prince and approved by roll call vote, 6-0.**

Ordinance No. 867 - Mayor Carroll asked if this ordinance could be delayed a couple weeks due to the heavy load of preparation the Council had for this agenda.

Roger Reif said he had several items he wished to discuss regarding the ordinance. Mr. Kelley requested that Mr. Reif prepare a brief written document of his concerns.

Attorney Kelley said the ordinance would be critical to some dedication deadlines of November 15th.

Ordinance No. 867 will be returned to the Council on October 2, 1991.

Ordinance No. 869 - Administrator Jordan informed the Council that he had spoke with Ray Bartlett, who is doing our rate analysis, and he felt the proposed fees for securing the bonds was very reasonable. Also, five agencies were consulted in a survey and all recommended Seattle-Northwest. Also, many of the consultants all work for the same firm that Dick Roberts works for, Preston Thorgrimson. Also, our engineers suggest that the cost estimate of \$4 million dollars for the sewer improvements will be lower and we can be assured the actual dollars will be much less.

Attorney Kelley suggested that the contract be amended in the event Mr. Roberts would leave that firm, add wording with his name and "presently of". Council concurred with the suggested.

**\*\*Councilman Taylor moved that Ordinance No. 869, AN ORDINANCE AUTHORIZING THE MAYOR AND CITY RECORDER TO EXECUTE A CONTRACT WITH SEATTLE-NORTHWEST SECURITIES CORPORATION TO ACT ON BEHALF OF THE CITY OF CANBY AS THE INVESTMENT BANKER FOR THE ISSUANCE OF SEWER REVENUE BONDS FOR A TOTAL OF NOT TO EXCEED \$4,100,000; AND DECLARING AN EMERGENCY, and come up for second reading on October 2, 1991. Motion seconded by Councilman Prince and approved 6-0.**

Ordinance No. 870 - Staff Report - Planner Hoffman informed the Council that the site of the proposed zone change is commonly known as the H.O.P.E. development and located southwesterly of 13th and Ivy, is a 32 acre parcel and currently has a filbert orchard on it. A senior citizen campus is proposed for the site. The request is to rezone the parcel from R-1, to R-1.5, and the Commission has approved a PUD for the site. Roads and facilities will be adequate, with the sewers ultimately being extended for the development.

In considering the matter, the Council should give special attention to Policy 6 of the Land Use Element and implementation measures, and plans and policies of the County, state and local districts in order to preserve functions and local aspects of land conservation and development; and whether all required public facilities and services exist or will be provided concurrent with development to adequately meet needs of any use or development which would be permitted by the new zoning designation.

Applicant: They did not address the Council.

Proponents: None

Opponents: None

**\*\*Councilman Taylor moved that Ordinance No.870, AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CANBY, COUNTY OF CLACKAMAS, OREGON, be posted and come up for final action on October 2, 1991. Seconded by Councilman Smith and approved 6-0.**

**UNFINISHED BUSINESS:** Request by H.O.P.E. Corp. - Roger Reif, 273 N. Grant, Canby and Attorney for H.O.P.E., addressed the Council regarding their project. Mr. Reif said when they annexed about 2 years ago, they were made aware of making dedications for park space. The space that they have dedicated on their plat plan is determined to be "public park" space. However, after talking with several senior citizens, they consider this to be a mistake. Potential residents are concerned about the security and a public park concerns them. Mr. Reif said in the future, they will be asking for an amendment to change the park from public to private.

Councilman Taylor reminded Mr. Reif that even though they are proceeding under this concept, the answer may still remain the same.

**OTHER REPORTS OR ANNOUNCEMENTS:** Administrator Jordan reminded Council of the Clackamas Cities Association dinner on Thursday, September 26. Also, Canby will host the meeting in October.

Mr. Jordan announced that staff had approved a banner request for St. Joseph's Wine Festival and official approval is necessary. **\*\*Councilman Daniels moved to support the staff decision to allow St. Joseph's Winery to hang a banner on the overpass. Motion seconded by Councilman Prince and approved 6-0.**

Administrator Jordan informed the Council that they had a draft copy of a contract with Martha Schrader before them. Mrs. Schrader is willing to provide, on a consultant basis, grant application and underwriting. Mr. Jordan asked the Council to review the contract and be sure to give him any comments as soon as possible.

Administrator Jordan reminded the Council that he attended a meeting on September 11th organized by LOC-AOC regarding the proposed Governor's Conversations around Oregon. Many volunteers are needed to participate in the seminars. Councilman Taylor asked that his name be submitted to facilitate a small group.



Beth Saul reminded the Council that the library has a Bi-Centennial Book Shelf that can be reviewed for Centennial Week.

Mayor Carroll and Councilwoman Miltenberger urged everyone to buy tickets to the Clackamas County Mayor's Ball on October 5th at the County fairgrounds. The proceeds will go to the County Social Services Division for the emergency volunteer's services fund.

Also, Mayor Carroll reminded the Council of the breakfast Saturday, September 21st at the Cottage Kitchen with the delegates visiting from Kurisawa.

- ACTION REVIEW:
1. Review the request from Christian Church and bring back to the Council.
  2. Prepare Findings for the Appeal MLP 91-05/PUD 91-02.
  3. Implement Findings on CUP 91-01/DR 91-02.
  4. Appoint new Library Board & Swim Center Board members.
  5. Implementing Sewer Ordinance No. 868.
  6. Bringing back Ordinance No.s 869 & 870 for second reading.
  7. Prepare the SDC Ordinance No. 867 for the next meeting.

Mayor Carroll also informed the Council that Betsy Ross was named into the Hall of Honor at the annual Chamber Dinner last night.

**\*\*Councilman Taylor moved to go into Executive Session under ORS 192.660 (1)(h), regarding pending litigation; and 192.660 (1)(e), regarding negotiations on real property. Motion seconded by Councilman Prince and approved unanimously.**

Mayor Carroll recessed the regular session at 10:05 p.m. to go into Executive Session. The regular meeting was reconvened at 10:45 p.m.

Administrator Jordan informed the Council that the City has advertised for various positions in the Police Department and an Assistant Planner but have decided not to hire until the Rinkes case has been resolved. However, Bob Hoffman has informed him that he can no longer work at the current pace without an assistant. Mr. Jordan asked permission to go forward with this position. Councilman Taylor suggested slowing down the time frame for land use applications. Temporarily, the Council requested that staff "slow down" their land use process until we actually get through the interview process and see where we are at that time.

The Council briefly discussed some tension at the Police Department and Mr. Jordan said meetings are planned to review this.

Councilman Daniels said he is still attending Adult Center Steering Committee meetings and their recent Peddler's Market was a great success. He also noted that Canby has one of the top five Loaves and Fishes programs in the state.

Mayor Carroll adjourned the regular session at 11:00 p.m.

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EXECUTIVE SESSIONS  
SEPTEMBER 18, 1991  
FIRST SESSION

Present: Mayor Carroll, Councilor's Prince, Taylor, Smith, Stiglbauer, Miltenberger and Daniels, Administrator Jordan, Attorney Kelley and Stark and Jeff Wuorio.

Mayor Carroll called the session to order in the Police Department Conference room at 7:06 p.m.

ORS 192.660 (1)(h) - The Council discussed the pending litigation case regarding the City and Mike Rinkes.

Mayor Carroll adjourned the session at 7:25 p.m.

## SECOND SESSION

Present: The Mayor and six Council members as listed above, Administrator Jordan and Attorney Kelley.

Mayor Carroll called the session to order at 10:15 p.m. in the Police Department Conference Room.

ORS 192.660 (1)(h) - The Council discussed the Rinkes litigation case.

ORS 192.660 (1)(e) - The Council reviewed the property negotiations with the Elementary School District.

Mayor Carroll adjourned the session at 10:40 p.m.



Marilyn K. Perkett  
City Recorder



Shawn P. Carroll  
Mayor

## PROCLAMATION

WHEREAS, it is the privilege and duty of the American people to commemorate the two hundred fourth anniversary of the drafting of the Constitution of the United States of American with appropriate ceremonies and activities; and

WHEREAS, Public Law No. 915 guarantees the issuance of a proclamation by the President of the United States of America, designating September 17 through 23 of each year as CONSTITUTION WEEK.

WHEREAS, the first ten amendments to the United States Constitution, known as the Bill of Rights, were proposed by the First Congress of the United States and passed on to the states in September of 1789, and on December 15, 1791, the eleventh state ratified the amendments, thus achieving the 3/4th necessary for ratification; and

WHEREAS, The Bicentennial of the Ratification of the Bill of Rights will be observed this year and the Bill of Rights Day will be December 15, 1991.

NOW THEREFORE, I, Shawn P. Carroll, Mayor of the City of Canby, Oregon do hereby proclaim the week of September 17 through 23, 1990, as

### CONSTITUTION WEEK

and urge all citizens to study the Constitution, to express gratitude for the privilege of American citizenship in our Republic functioning under the superb body of laws - the Constitution of the United States of America.

IN WITNESS WHEREOF, I hereby set my hand and the seal of the City of Canby to be affixed on this 18th day of September, in the year of our Lord, One Thousand Nine Hundred Ninety One.

Shawn P. Carroll, Mayor