

An Ordinance relating to the establishment of Road districts, the appointment of Street-Commissioners, defining his duties and fixing his Compensation, the assessment, levy and collection of Poll and property tax for Street and Road purposes within and for the City limits of the City of Lebanon and punishment of all violations thereof —

The People of the City of Lebanon do ordain as follows —

Sec 1 That the Corporate limits of the City of Lebanon shall be and are hereby constituted a separate road district —

Sec 2 That the City Council shall appoint a suitable person as Street-Commissioner who shall hold office during the pleasure of the Council, and whose duties shall be to collect all taxes for road and street purposes, within the Corporate limits of the City of Lebanon, and expend the same thereon under the direction of the City Council.

Sec 3 That the City Recorder shall cause, within three (3) days thereafter, a certified copy or notice of such appointment as Street-Commissioner, to be delivered to the person so appointed, which said copy or notice shall be evidence of the authority of such person to act as such Street-Commissioner; that such Street-Commissioner shall file with the City Recorder, before he enters upon the duties of said office, an oath subscribed by him, that he will faithfully and honestly discharge the duties of Street-Commissioner as required by this Ordinance. Before entering upon the duties of his office the Street-Commissioner shall file with the Recorder, to be approved by the City Council an undertaking or bond in the penal sum of One thousand (\$1000⁰⁰) dollars, with two or more sureties, which Bond shall be in the following form, to-wit,

Know all men by these presents, that we _____ as principals _____
 and _____ as sureties, all of the City
 of Lebanon, Oregon, are held and firmly bound
 unto the City of Lebanon, Oregon, in the penal sum
 of One thousand (\$1000⁰⁰) dollars, lawful money of
 the United States of America for the payment of
 which sum well and truly to be made to said City,
 we hereby bind ourselves, our heirs, executors and
 administrators, jointly and severally, firmly by these
 presents, — Signed with our hands and sealed with
 our seals this _____ day of _____ 18 _____

The condition of the above obligation is such
 that—whereas the above bounden _____ The
 principal herein has been appointed Street-Com-
 missioner of the City of Lebanon by the Council of
 said City — Now, therefore if the said _____ The
 principal herein, shall faithfully discharge the duties
 of his said office as required by the Charter and Or-
 dinances of said City of Lebanon, and the Laws of the
 State of Oregon, and turn over to the proper parties
 at the proper time all money and property in his
 possession belonging to the City of Lebanon, which shall
 be in his hands as such Street-Commissioner, then
 this obligation shall be void, otherwise to remain in full
 force and effect—

Witness our hands and seals this _____ day of 18
 done in presence of

Seal
 Seal
 Seal

State of Oregon }
 County of Linn } ss

We _____ and _____ being first
 duly sworn, each for himself, deposes and says: I am a resident
 and freeholder of the City of Lebanon, Oregon, and am worth
 the sum of _____ dollars, over and above all my debts
 and liabilities, exclusive of property exempt from exe-
 cution. So help Me God

Subscribed and sworn to before me this _____ day of 18 _____
 City Recorder

Sec 4

That all male residents of the City of Lebanon, between the ages of twenty-one (21) and fifty (50) years, except active firemen of any company for one year prior to the assessing of road taxes, shall pay the sum of two (2) dollars as poll tax each year to the Street-Commissioner, the same to be applied on the Streets and roads within the Corporate limits of said City, as the City Council may direct-

Sec 5-

In addition to the tax, as provided for in Section four (4) of this Ordinance, there shall be made a levy of one dollar and a half (\$1.50) for each one thousand (\$1000⁰⁰) dollars, as a road and Street-tax, upon the assessable property within the City Limits, the same to be applied on the roads and Streets of said City as the City Council may direct-

Sec 6

It shall be the duty of the Street-Commissioner, on or before the first (1st) day of June of each year, to obtain the names and make out in alphabetical order a complete list of all persons subject to poll and property tax for street and road purposes, and file the same with the Recorder, and it shall be the duty of the Recorder, within twenty (20) days thereafter, to ascertain by assessment the amount of Poll and property tax for road and Street purposes, of all persons in or who have property within the City limits, and enter in a Book, denominated the Assessment Book, an alphabetical list of the names of all persons subject to Poll or property tax, and affix thereto the amount of such Poll or property tax, as provided in Sections four (4) and five (5) of this Ordinance

Sec 7

In assessing the real and personal property for road and Street purposes, the Recorder shall ascertain by diligent inquiry the names of all persons within the City limits liable to taxation, and a list of all property, real and personal, therein liable to taxation, and appraise the same according to the Laws of the State of Oregon; and he shall, as Assessor, require all persons liable to be taxed to give

upon oath a full and complete and correct description of all taxable property, owned by him or her, within the City Limits, or by him or her managed or controlled as agent or attorney, within the City limits. And if any person refuse or neglect to make the oath herein required, the Recorder shall ascertain, from the best information to be had, the taxable property owned or managed or controlled by such person. The assessment roll shall contain, in separate columns, first, the names of all persons assessed; second, the description of all real estate owned by such person within the City limits, with the number of Lot and Block given if already laid out on the Town plat; third, the full cash value of such real estate; fourth, the full cash value of all other taxable property owned by such person; fifth, the total cash value of all taxable property so assessed. So far as not provided in this Ordinance the assessment herein required shall be made in accordance with the laws of the State of Oregon, regulating assessments by County assessors —

Sec 8

It shall be the duty of the City Council, at the first regular meeting in July of each year, following the assessment made by the Recorder to carefully examine said assessment, as entered in said Assessment Books, and to correct all errors and irregularities in said assessment, and to hear all or any complaint by any tax payer, either in person or by agent or attorney, and to adjust the same and otherwise change and alter the said assessment, so that all persons and property may bear their proportion of tax for road and street purposes —

Sec 9

When the City Council has passed upon said assessment as provided in this Ordinance, it shall be the duty of the Recorder to make out a complete list of the names of all persons on said Assessment Books with the amounts for which each is liable for poll or property tax or both, as the case may be, and deliver said list, with the amounts herein provided, under his hand and the Seal of the City, to the Street Commis-

sioner authorizing and commanding said Street-Commissioner to collect the amounts set opposite such names for road and Street-purposes within the corporate limits of the said City; provided that should the name of any person or persons subject to Poll or property tax, or any property real or personal, be omitted from said list, it shall be the duty of said Street-Commissioner to insert the names of all persons so omitted, and of all property real or personal so omitted with the amounts of property and poll tax against each, as provided in this Ordinance, and collect the same. All assessments, appraisements, levies and collections made as herein provided, by the Street-Commissioner, shall be and are hereby declared legal—

Sec 10

When the Street-Commissioner shall receive said list, as herein provided, he shall proceed in due time to collect from each party the amount charged to him or her, in said list, giving therefor to each party a receipt for the amount so paid. Should any person fail or refuse to pay said tax, as herein provided, or any part thereof by September 1st of each year after demand of the same by the Street-Commissioner, the tax of such person shall be then deemed delinquent, and the Street-Commissioner shall at once proceed to collect such delinquent-tax in the manner provided by the Laws of the State of Oregon, for the collection of delinquent-road tax, and as prescribed in Section 151 of the Charter of the City.

All actions for the recovery of any tax mentioned in this Ordinance, shall be prosecuted in the name of the City of Lebanon, and the judgement in such action shall be enforced the same as in civil actions for the recovery of delinquent-road tax in this State—

Sec 11

It shall be the duty of the Street-Commissioner within ten (10) days after collecting said Poll or property tax, for road and street-purposes, as provided in this Ordinance, to turn over all moneys received by him

to the City Treasurer, taking the Treasurer's receipt therefor, which money shall be kept by the City Treasurer as a separate fund, to be denominated the road and Street-fund, to be expended upon the roads and streets within the Corporate limits of the said City—

Sec 12 The Street-Commissioner with the consent of the Committee on streets and roads, may enter into a contract with the lowest responsible bidder after ten (10) days notice to all parties desiring to offer bids for working, gravelling and otherwise repairing or improving the roads and streets within the Corporate limits of the City, provided that no contract for such work shall be entered into with any non-resident of the City, when as good terms are proposed by a responsible resident; provided, further, that all contractors for the above described work shall give preference to all laborers, with or without teams, who are residents of the City, and who apply, in due time, for work to the said Contractors. Any violation by any contractor or contractors of any provisions of this section shall work a forfeiture of any contract so entered into, and the said contract may at the option of the City Council be held and declared null and void —

Sec 13 It shall be the duty of the Street-Commissioner, in case no contract is made as provided in Section 12 of this Ordinance, to employ men and teams in sufficient numbers, and, with them, work the roads and streets within the Corporate limits of the City, always giving preference to residents of said City. All parties so employed, and all parties furnishing materials, at the request of the Street-Commissioner, for use on said streets, shall furnish to said Commissioner a statement of the time employed, the materials furnished and the price charged for the same. This statement, if found correct, shall be endorsed by the said Commissioner as correct, and the said Commissioner, shall, with

the consent of the City Council draw a warrant upon the Treasurer for the payment of the same, which said warrant shall be paid out of the road and street-funds in his hands

Sec 14

If any Street-Commissioner shall neglect to perform the duties required for him by this Ordinance, or shall, under any pretense whatever, give or sign any receipt for road and Street-tax, unless the money shall already have been paid, or shall pay out money, or endorse as correct; any account, or draw any warrant upon the Treasurer, for any work done or materials furnished, upon and for the Streets of the City, unless the said work has been done and the said materials furnished, as stated; or shall fail or refuse to pay over any and all money and monies received by him, as Street-Commissioner, to the City-Treasurer, as required by this Ordinance, he shall, upon conviction thereof before the City Recorder, be fined not less than ten (\$10⁰⁰) dollars, nor more than One hundred (\$100⁰⁰) dollars, or be imprisoned in the City jail not less than five (5) days, nor more than fifty (50) days, for each offense. Complaint may be made by any tax-payer of the City before the City Recorder, for any violation of this Ordinance —

Sec 15

The Street-Commissioner shall receive for his services the following compensation: Five per cent. of all monies collected and paid over to the City-Treasurer by him, as such Commissioner, and also two (\$2) dollars for each day necessarily engaged in supervising the working of the roads and streets and in discharge of any other duty required of him by this Ordinance, the payment of which is not otherwise provided for

The said Commissioner shall, at the first regular meeting of the City Council in December of each year, make a full and complete report to them of the amount of money collected and paid over to the City-Treasurer by him the amounts paid out, to whom paid, for what purpose paid, together with a true correct statement of the amount due him for the proper performance of his duties

as by this Ordinance provided - If said bill is found to be correct by the Council, the same shall be by them allowed and a warrant - therefore be drawn upon the City Treasurer, to be paid out of the Road and Street-funds in his hands

Sect 16 All Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed

Sect 17 This Ordinance shall be in full force and effect from and after its approval by the Mayor
 Approved this 15th day of September 1891

Attest-
 Geo W. Rice
 City Recorder

M A Miller
 Mayor