

Amended by  
Ordinance 504

ORDINANCE NO. 502

An ordinance providing for the issuance and sale of water bonds of the City of Sherwood in the amount of \$15,000.00 and declaring an emergency.

THE CITY OF SHERWOOD DOES ORDAIN AS FOLLOWS:

Section 1 - WHEREAS, an amendment to the Charter of the City of Sherwood, designated as 256 (b), relating to the water supply system, was duly passed by the City Council of the City of Sherwood, Oregon, on the 27th day of May, 1955, by unanimous vote, and was thereupon designated as Ordinance No. 501, and was referred to the voters of the City of Sherwood at a special election duly and regularly held on the 23rd day of June, 1955, At said election the total votes cast were 71 in number, of which 69 votes Yes were polled and 1 No vote was polled, and the City Council was thereupon authorized and empowered to construct, finance, maintain, repair and operate a water supply system both within and outside the corporate limits of the city and to issue and sell negotiable bonds of the city in the amount of \$15,000.00; and

WHEREAS, pursuant to said authorization of the legal voters it is necessary that immediate action be taken to obtain the necessary funds wherewith to carry out the authorized work with respect to the water supply system, and for the City of Sherwood to issue its bonds to cover the cost of same;

NOW, THEREFORE, the City of Sherwood does ordain as hereinabove set forth and does hereby authorize the issuance of its bonds in the total amount of \$15,000.00 in denominations of \$1,000.00 each, to be designated water bonds, Series of 1955, and numbered consecutively from one to fifteen, said bonds to be dated the 1st day of September, 1955, and to mature and become payable as follows:

<u>Number</u>	<u>Amount</u>	<u>Maturity Date</u>	<u>Number</u>	<u>Amount</u>	<u>Maturity Date</u>
1	\$1,000.00	Sept. 1, 1956	9	\$1,000.00	Sept. 1, 1964
2	1,000.00	Sept. 1, 1957	10	1,000.00	Sept. 1, 1965
3	1,000.00	Sept. 1, 1958	11	1,000.00	Sept. 1, 1966
4	1,000.00	Sept. 1, 1959	12	1,000.00	Sept. 1, 1967
5	1,000.00	Sept. 1, 1960	13	1,000.00	Sept. 1, 1968
6	1,000.00	Sept. 1, 1961	14	1,000.00	Sept. 1, 1969
7	1,000.00	Sept. 1, 1962	15	1,000.00	Sept. 1, 1970
8	1,000.00	Sept. 1, 1963			

Such bonds shall be negotiable coupon bonds and shall bear interest at a rate to be fixed by the City Council when same are sold, provided that the rate of interest shall not exceed four per cent per annum, interest payable semi-annually according to coupons attached thereto dated for redemption on interest due dates. Said bonds shall be general obligations of the City of Sherwood, Oregon, and in addition to the general taxing power of said city, the City of Sherwood shall pledge to the payment thereof the net revenues derived from the operation and use of the city's water system and the sale of water therefrom, subject only to pre-existing outstanding water bonds and the requirements for payment thereof all as provided in said charter amendment Section 256 (b).

Said bonds shall be subject to redemption on the first day of September 1960, or on any semi-annual interest payment date thereafter upon notice duly given in accordance with applicable statutes.

SECTION 2. Said bonds shall be substantially in the following form:

	CITY OF SHERWOOD	\$1,000.00
Number	STATE OF OREGON	
	WATER BOND, SERIES 1955	

KNOW ALL MEN BY THESE PRESENTS, That the City of Sherwood in the County of Washington, State of Oregon, for value received hereby agrees and promises to pay to the bearer the sum of ONE THOUSAND and NO/100 (\$1,000.00) DOLLARS in lawful money of the United States of America, on the first day of September in the year of our Lord One Thousand Nine Hundred and \_\_\_\_\_ without grace, with interest thereon from the date hereof until paid at the rate of \_\_\_\_\_ per cent per annum, payable semi-annually in like lawful money of the United States of America, on the first day of March and September in each calendar year, upon presentation and surrender of coupons hereto annexed as each of them shall become due, principal and interest payable at the office of the City Treasurer of the City of Sherwood, Oregon.

This bond is one of a series of bonds of like date and tenor numbered consecutively from 1 to 15 and aggregating \$15,000.00 in amount and is issued under the authority of an amendment to the Charter of the City of Sherwood proposed and submitted to the legal voters of said City by the City Council thereof at an election held therein on the 23rd day of June 1955, and at said election duly

adopted by a majority of the legal votes cast at said election, and it is hereby certified that all acts, conditions and things required to be done precedent to the issuance of this bond have been duly and regularly done, as required by law, that the afore-said charter amendment authorizes the issuance and sale of this bond, and that the total debt of said City of Sherwood including this bond does not exceed the statutory, constitutional or charter limitation of debt prescribed for said City of Sherwood.

This bond and said series of bonds issued with it are subject to redemption at par plus accrued interest, in numerical order, on the 1st day of September 1960 and on each semi-annual interest date thereafter, at the option of the said City, and upon publication of notice of redemption by said City as provided by law, interest shall shall cease to accrue.

Under provisions of the Charter of the City of Sherwood and ordinances enacted thereunder, the City of Sherwood shall keep and maintain such rates and charges for the installation and use of the water supply system of said City as will provide revenues sufficient at all times to pay the costs of operation and maintenance of said water system and to pay the interest and principal of these Series of 1955 Water bonds authorized by said Amendment to the city charter in addition to the requirements for payment of all other issues of water bonds of said city and the entire revenues of said water system shall be deposited in a separate account known as Water Bond Fund and the net revenues thereof are hereby pledged to the payment of said series of bonds of which this bond is one of fifteen, subject only to the requirments for payment of pre-existing bonds of similar character heretofore issued and outstanding.

For the fulfillment of the conditions of this obligation, the faith and general credit of the City of Sherwood, Oregon are hereby pledged.

IN WITNESS WHEREOF, this bond is signed on behalf of the City of Sherwood, Oregon, by the Mayor thereof and attested by the Recorder thereof and the annexed interest coupons have been executed with the engraved facsimile signature of said officers of the City of Sherwood, Oregon, this 1st day of September 1955.

ATTEST: H. B. Albert  
Recorder

[Signature] Mayor

Section 3. Each of the coupons to be attached to said bonds shall be numbered consecutively and shall be substantially in the following form:

No. \_\_\_\_\_ CITY OF SHERWOOD \$ \_\_\_\_\_  
STATE OF OREGON

Unless sooner redeemed as in the hereto attached bond provided, the City of Sherwood, Oregon, will pay to the bearer on the 1st day of September 19\_\_\_\_ \$ \_\_\_\_\_ at the Office of the City Treasurer for six months interest on its bond No. \_\_\_\_\_ Water Bond, Series of 1955.

Dated September 1, 1955. Coupon No. \_\_\_\_\_  
H. B. Albert  
City Recorder

[Signature]  
Mayor

Section 4. The Mayor of the City of Sherwood, Oregon is hereby authorized and directed to sign bonds and coupons and the Recorder is hereby authorized to countersign the same and to affix thereto the seal of the City for and on its behalf.

Section 5. All of the net operating revenues derived from the water supply system of the City of Sherwood shall be utilized to pay interest charges and serial maturities of principal of said bond issue, subject only to the requirements of principal and interest of pre-existing outstanding bonds of said City with respect to which said revenues have been heretofore pledged. Net operating revenues are hereby defined as the gross operating revenues from the City water system less operation and maintenance expenses thereof.

Section 6. The Recorder of the City of Sherwood, Oregon, is hereby directed to register such bonds consecutively by number and denomination of each in the Bond Register of said City.

Section 7. The City Recorder is hereby directed to cause said bonds to be advertised for sale for at least once a week for three successive weeks, three insertions in all, in the Tri-City News, a newspaper of general circulation printed and published within the boundaries of said City, in the issues thereof prior to the date of sale hereinafter stated, all in the manner and method set forth in Section 287.002, Oregon Revised Statutes. Such notice shall require all bids to be in writing, specifying the rate or rates of interest at which the bidder is willing to purchase said bonds for not less than 98 per cent of their par value plus accrued interest if any. In determining the highest bid, the City shall take into consideration such premiums as are offered and such items of cost as have been or shall be charged by the bidder in connection with the purchase of the bonds. The time and place at which bids therefor will be publicly opened are hereby fixed as the 26th day of August 1955 at the hour of 8 o'clock P. M. in the Council Room of the City Hall of Sherwood, Oregon, and said time and place shall be specified in the advertisement thereof.

Section 8. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health and safety of the City of Sherwood, Oregon, to avoid a serious interruption of water service to the people of Sherwood, Oregon, and an emergency is hereby declared to exist and this ordinance shall take effect and be in full force and effect from and after its passage by the City Council and approval by the Mayor.

Passed by the City Council of the City of Sherwood, Oregon, this 27th day of June 1955.

27th Approved by the Mayor of the City of Sherwood, Oregon, this day of June 1955.

ATTEST:

H. G. Albert

Recorder.

[Signature] Mayor