

AN ORDINANCE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS IN THE AMOUNT OF \$320,000.00, AND AUTHORIZING A SPECIAL PROPERTY TAX LEVY OF \$20,500.00 PER YEAR OUTSIDE THE CONSTITUTIONAL SIX PER CENT LIMITATION FOR A PERIOD OF TEN YEARS, TO PROVIDE FUNDS FOR THE CONSTRUCTION AND OPERATION OF A MUNICIPAL SWIMMING POOL, AND CALLING AN ELECTION THEREON.

WHEREAS, the City Council of the City of Stayton has deemed it advisable to refer to the voters of the City of Stayton the question of issuing bonds to fund the construction costs of a municipal swimming pool, and to authorize a tax levy to provide operation and maintenance funds for such pool for a period of ten years, and

WHEREAS, a bond issue of \$320,000.00 is estimated to be necessary to provide sufficient funds for the construction of such pool and an annual tax levy of \$20,500.00 is estimated to be necessary to further provide funds for the operation and maintenance thereof, now, therefore,

THE CITY OF STAYTON ORDAINS AS FOLLOWS:

Section 1. The City of Stayton, Marion County, Oregon, acting by and through its City Council, is hereby authorized and empowered to construct, install, maintain and operate a municipal swimming pool and appurtenances thereto, including such structures and facilities as in the judgment of the Council shall be deemed expedient, convenient or necessary,

and to purchase or otherwise secure and maintain such machinery, supplies, equipment, appliances, and provide such supervisory operation and overhead salaries or services that may be reasonable or necessary therefor.

Further, the City Council is authorized and empowered to contract for and engage the services of engineers to prepare plans and specifications for such swimming pool and appurtenances; to retain attorneys for the purpose of instituting, preparing, and approval of the necessary papers incident to the bond issue and tax levy; and to contract for any and all work in connection with such swimming pool.

Section 2. For the purpose of providing sufficient funds for the payment of the construction of said swimming pool and appurtenances thereto, and for the purposes as further set out in Section 1 hereof, the City Council of the City of Stayton, Oregon, is hereby authorized and empowered to issue and sell, as may be convenient and necessary, negotiable general obligation bonds of the City of Stayton in the amount of \$320,000.00, or so much thereof as may be deemed necessary, to be used with other available funds for the purposes set out herein.

Section 3. The bonds hereby authorized shall be general obligation bonds of said City, and may be in such form, denomination, maturity, due date, interest payment date, place of payment, and bear such callable features and provisions as the City Council of the City of Stayton may deem most likely to enhance their value and insure their salability.

Section 4. For the purpose of providing additional funds for the operation and maintenance of said municipal swimming pool the Council each year for a period of not to exceed ten consecutive years, beginning with the fiscal year 1977-78, shall levy a special property tax of \$20,500.00 per year outside the limitation imposed by Article XI, Section 11, of the Constitution of the State of Oregon. The estimated total outlay for such ten year period for the operation and maintenance of said pool is the sum of \$205,000.00.

Section 5. The City Council is authorized and directed to place the proceeds of said levies and any interest as may accrue thereon, together with any user charges as may be collected, into a separate fund hereby created and to be used for the continued operation and maintenance of said swimming pool.

Section 6. For further funds, if necessary, the City Council of the City of Stayton is hereby authorized and empowered to provide for such user charges for users within and without the City limits of the City of Stayton, for said municipal swimming pool as it in its discretion it may deem necessary, and to provide for, or to otherwise delegate the issuance of, reasonable rules and regulations regarding the usage and operation of said municipal swimming pool.

The City Council is further authorized and directed to pay the interest and principal due on the bonds provided for herein as they become due, and in order to provide funds for

such payment shall include in its general municipal tax levy each year such sufficient special levy as shall aggregate, together with other available funds, an amount sufficient to pay the interest on the bonds and to pay the principal of such bonds as they annually mature, without regard to any tax limitation provided otherwise by the Charter of the City of Stayton and over and above any tax limitation provided for by the statutes and constitution of the State of Oregon.

Section 7. The City Council is hereby authorized and directed to issue and sell the bonds from time to time as they may be needed for the purposes herein specified, said sales to be made after advertisement as provided by law.

Section 8. The funds derived from the sale of said bonds or any portion thereof, shall constitute a special fund for the construction of the city municipal pool, and related expenses, and shall be used for no other purpose or purposes than herein specified.

Section 9. The debts authorized by this Ordinance shall be in addition to all other debts authorized by the Charter and Ordinances of the City of Stayton.

Section 10. An election is hereby called to be held at the City of Stayton, Marion County, Oregon, on the 14th day of September, 1976, at which time this Ordinance shall be submitted to the legal voters of said City for their approval or rejection. The form of ballot and ballot titles to be used in said election shall be as follows:

No. _____

S T U B

To be torn off by Clerk

B A L L O T

Special Election of the City of Stayton, Oregon

September 14, 1976

VOTE YES OR NO. Make an (X) or a check mark (✓) below
between the number and the answer voted for.

Measure No. 1

ORDINANCE AUTHORIZING MUNICIPAL SWIMMING POOL BONDS

Referred to the voters by the City Council:

Shall the provisions of Ordinance No. _____ of the
City of Stayton be enacted to authorize the City
Council to issue and sell negotiable general obliga-
tion bonds in an amount not to exceed \$320,000.00 for
the construction and installation of a municipal swim-
ming pool and appurtenances thereto, and to levy a
property tax sufficient to pay the bond principal and
interest payments?

51 _____ Yes, I vote for the Measure.

51 _____ No, I vote against the Measure

Measure No. 2

ORDINANCE AUTHORIZING TAX LEVY TO OPERATE AND MAINTAIN
MUNICIPAL SWIMMING POOL

Referred to the voters by the City Council:

In the event Measure No. 1, above, is adopted, shall

the provisions of Ordinance No. _____ of the City of Stayton be enacted to authorize a tax levy of \$20,500.00 per year, outside the constitutional limitations imposed by Article XI, Section 11, of the State Constitution for ten consecutive years, beginning with fiscal year 1977-78, to provide funds for the operation and maintenance of the municipal swimming pool at an estimated aggregate cost from said levy over the ten year period of \$205,000.00.

52 _____ Yes, I vote for the Measure.

52 _____ No, I vote against the Measure.

Section 11. The City Recorder shall provide the necessary poll books, ballot box and tally sheets and other supplies for the election, which supplies shall be delivered to the election board. The polling place for precincts No. 75 and 76, consisting of the City of Stayton, shall be at the City Hall, 362 North Third Avenue, Stayton, Oregon.

The election clerks for said election shall be the same as the precinct 75 clerks at the State Primary election held in the City of Stayton on the 25th day of May, 1976.

The polls shall be opened at the hour of 8:00 A.M., and shall be kept open until 8:00 P.M. on said election date and said election shall be conducted in accordance with the election laws and statutes of the State of Oregon, and in accordance with the terms and provisions of the Ordinances and Charter of the City of Stayton, Oregon. The ballots so cast in said election shall be counted, tabulated, and returned to the City Recorder of said City.

Section 12. The City Recorder shall and hereby is directed to give notice of the election on these Measures in the manner provided by Ordinance No. 242 of such City. Such election shall be conducted in accordance with the election laws of the State of Oregon and with the Charter and said Ordinance 242 of the City of Stayton; provided, however, notices to be posted and published need not recite the proposed Ordinance in its entirety but may state the ballot title, number and time and place of election. The ballots cast at such election shall be counted, tabulated, and returned to the Recorder of such City. Upon approval by the voters of the said Ordinance, the Mayor shall issue his proclamation of the result of said election, and this Ordinance shall be self executing and fully in effect without further action by the Council.

Section 13. It is hereby adjudged and declared that existing conditions in the City of Stayton are such that this Ordinance is necessary for the immediate preservation of the peace, health, safety, and general welfare of the City and the inhabitants thereof, and this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

PASSED by the Council this 16 day of AUGUST, 1976.

APPROVED by the Mayor this 17 day of AUGUST, 1976.


MAYOR

ATTEST:


CITY RECORDER