

RESOLUTION NO. 132

IT IS HEREBY RESOLVED by the Council of the City of Stayton in Marion County, Oregon, that the following proposed amendment to, and repeal of a section of, the charter of said city be and the same hereby are submitted to the legal voters of said city for their adoption or rejection at a special city election hereby called to be held in said city on June 18, 1968:

CHARTER AMENDMENT AND REPEAL OF CHARTER SECTION SUBMITTED TO THE VOTERS BY THE CITY COUNCIL.

AN ACT to amend Chapter IV, Section 8, of the Charter of the City of Stayton, Oregon, by adding thereto a subsection numbered 9; and to repeal section 20, Chapter IX, thereof.

BE IT ENACTED BY THE LEGAL VOTERS OF THE CITY OF STAYTON, OREGON.

Section 1. Chapter IV, Section 8, of the charter of the City of Stayton, Oregon, is amended by adding thereto a subsection numbered 9 to read as follows:

Chapter IV, Section 8, Subsection 9:

To issue and sell negotiable general-obligation bonds of the City of Stayton, Oregon, in an amount not exceeding One Hundred Twenty-Five/<sup>Thousand</sup>Dollars (\$125,000) par value for the purchase and installation of a tank or receptacle of such kind, material, and capacity as the council shall determine, in order to increase the storage and supply of water of the city to be used for domestic, commercial, fire-fighting, and other purposes, and for such other improvements to the water system of the city as the council

shall deem advisable. The net revenues of such system after payment of the expenses of operation, maintenance, and repair of such system are hereby pledged to the payment of the principal of and the interest on such bonds and of any other water system bonds of the city, including refunding/<sup>water</sup> bonds, if any, that may hereafter be issued. The said net revenues shall be credited to a fund separate and distinct from the general fund of the city, to be designated "Water Fund." So long as any of the aforesaid bonds are outstanding, the said fund shall be used only in payment thereof and the interest thereon; but if the city has on deposit in such fund, an amount sufficient to pay the principal of and interest on such bonds or on bonds issued to refund them, that will mature within the ensuing year, the city may expend the excess of such net revenues over such bond requirements for improvement, enlargement, or extension of such system. Should the net revenues of such system, after payment of the expenses of operation, maintenance, and repair thereof, be insufficient to pay the interest on and the principal of such bonds when due, the council, after taking into consideration cash discounts that will be taken in the payment of taxes and tax delinquencies and postponements in tax payments, shall levy ad valorem taxes upon all of the taxable property within the city, without limitation as to rate or amount, in sums sufficient, with such net revenues and any other funds that may be available therefor, to pay such obligations at the due dates thereof. In the discretion of the council the city may issue refunding bonds to pay or redeem any of the aforesaid bonds. Any moneys that may remain from the proceeds of sale of the aforesaid bonds, after disbursements for the purposes

hereof, shall be credited to the aforesaid Water Fund. The debt limitations contained in the charter shall not apply to, affect, or restrict any indebtedness incurred by the city under authority hereof.

Section 2. The Council shall set aside from the revenues of the water system after payment of the expenses of operation, maintenance and repair thereof, sufficient moneys to pay, at the due dates thereof, the principal of and the interest on all water system bonds, outstanding on the effective date of this charter amendment.

Section 20, Chapter IX, of the charter of the City of Stayton is repealed.

RESOLVED FURTHER that this Resolution, be filed with the Recorder of the City of Stayton, Oregon, for submission of the foregoing proposed amendment to the charter of such city and of the foregoing proposed repeal of Section 20, Chapter IX thereof, to the legal voters of such city for their approval or rejection at a special city election hereby called to be held on the 18th day of June, 1968, between the hours of 8:00 a.m. and 8:00 p.m. on such date.

RESOLVED FURTHER that the polling place and the judges and clerks of election for such election shall be as follows:

City of Stayton Precinct No. 177

Polling Place              Fire Hall, 511 N. First  
   Avenue, Stayton, Oregon.

Election Board:

Rose K. Bell	Chairman
Mary Kerber	Clerk
Mabel E. Knight	Clerk
Clara Dozler	Clerk
Noga N. Potter	Clerk
Richard Jungwirth	Clerk

and that the Recorder be and he hereby is instructed to post notices of such election in the manner provided by Ordinance No. 242 of such city and to furnish to the election board for such election the necessary records, ballot box, tally sheets, and supplies. Such election shall be conducted in accordance with the election laws of the State of Oregon and with the Charter and said Ordinance No. 242 of the City of Stayton. The ballots cast at such election shall be counted, tabulated, and returned to the Recorder of such city.

RESOLVED FURTHER that for the hereinabove proposed Charter Amendment and proposed Repeal of Section 20, Chapter IX, of the Charter of such city, the following ballot title prepared by its City Attorney be and the same hereby is approved:

CHARTER AMENDMENT AND REPEAL OF CHARTER SECTION SUBMITTED TO THE VOTERS BY THE CITY COUNCIL.

Shall City Charter be amended, authorizing purchase of a tank to increase water supply; authorizing improvements of water system; authorizing sale of not to exceed \$125,000 in general-obligation bonds to pay for tank and improvements; pledging revenues of water system after operation expenses, to pay such bonds and interest thereon; authorizing use of net revenues of system over bond requirements to improve and extend system; authorizing tax levies to pay such bonds and interest thereon if net revenues are insufficient therefor; and repealing Section 20, Chapter IX, of Charter upon reserving funds to retire outstanding water bonds?

51 Yes, I vote for proposed city Charter Amendment and repeal of Section 20, Chapter IX, of Charter.


51 No, I vote against proposed City Charter Amendment and repeal of Section 20, Chapter IX, of Charter.

Passed by the Council this **28th** day of May, 1968.

Approved by the Mayor this **28th** day of May, 1968.

  
MAYOR

ATTEST:

  
Recorder of the City of Stayton,  
Oregon.