

ORDINANCE NO. 268

AN ORDINANCE ORDERING A SPECIAL ELECTION; PROVIDING FOR THE DATE AND MANNER OF HOLDING THE ELECTION IN THE CITY OF DRAIN, OREGON, ON THE 18TH DAY OF SEPTEMBER, 1979, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE CHARTER OF THE CITY OF DRAIN BY ADDING A NEW CHAPTER THERETO; AND PROVIDING FOR ALL ACTS NECESSARY FOR THE CARRYING OUT OF THE SPECIAL ELECTION.

THE CITY OF DRAIN ORDAINS AS FOLLOWS:

Section 1. A special election shall be held in the City of Drain, Oregon, in the manner provided by law and in this ordinance and for the purpose set forth herein, on the 18th day of September, 1979, commencing at the hour of 8:00 o'clock a.m. on the 18th day of September, 1979, and ending at the hour of 8:00 o'clock p.m. on the same day.

Section 2. The election ward or precinct for the special city election shall be and constitute all the territory included within the corporate limits of the City of Drain, Oregon, and the voting place of the election shall be the Drain Community Building, "A" Street, Drain, Oregon.

Section 3. The City Council of the City of Drain shall by resolution appoint the judges and clerks of the special city election.

Section 4. The judges and clerks shall qualify by subscribing to an oath, the manner and form provided by law and in case any of such officers shall fail to attend, then those present shall elect another to act in his or her place.

Section 5. The city administrator shall insure that such poll books, ballot boxes, tally sheets and such other supplies for the polling place as are necessary for the election are supplied and delivered to the election board.

Section 6. The city administrator is hereby directed to give notice of the election in accordance with the provisions of Section 1, Part 2.260 of Ordinance No. 267 (Section 2.260 of the City of Drain's Administration Code) and shall issue, under the seal of the City of Drain Notice of the special election to be posted on the front door of the City Hall and at least three (3) other separate public places in the City, at least fifteen (15) days prior to the date of the special election, and shall cause a Notice of the election to be published once each week for two (2) successive weeks immediately preceding the election in the Drain Enterprise, a newspaper published and of general circulation in the City of Drain.

Notices of the special election shall be in the following form:

"SPECIAL ELECTION NOTICE

Notice is hereby given that on the 18th day of September, 1979, at the Drain Community Building in the City of Drain, Oregon, a special election will be held concerning a measure for the amendment of the Charter of the City of Drain, Oregon, as follows:

Charter Amendment Authorizing Water Improvement Revenue Bonds.

- 51 — Shall the Charter of the City of Drain be amended to authorize sale of revenue bonds for a water system?

This measure would amend the Charter of the City of Drain to authorize the City Council to construct

a water system; to issue and sell revenue bonds in the principal sum of \$350,000 or so much thereof as may be necessary; to provide the terms and method of sale of the bonds, and to pledge the unobligated net revenues of the water utility system to debt service as the sole means of retiring this debt.

which election shall be held at the hour of 8:00 o'clock a.m. and will continue until 8:00 o'clock p.m. on September 18, 1979.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1979.

Robert A. Gray  
City Administrator"

Section 7. The proposed amendment to the Charter of the City of Drain shall be placed on official ballot by the city administrator to be voted on by the electors of the City of Drain at the special election.

Section 8. Ballots cast at the special election shall be counted, tabulated and returned to the city administrator as provided by law.

Section 9. At the special election a proposed amendment to the Charter of the City of Drain shall be submitted to the legal voters for their adoption or rejection as hereinafter set forth.

Section 10. The ballot title of the proposed Charter Amendment submitted to the voters shall be as follows:

CHARTER AMENDMENT SUBMITTED TO THE PEOPLE BY THE CITY COUNCIL OF THE CITY OF DRAIN.

Charter Amendment Authorizing Water Improvement Revenue Bonds.

- 5) — Shall the Charter of the City of Drain be amended to authorize sale of revenue bonds for a water system?

This measure would amend the Charter of the City of Drain to authorize the City Council to construct a

water system; to issue and sell revenue bonds in the principal sum of \$350,000 or so much thereof as may be necessary; to provide the terms and method of sale of the bonds, and to pledge the unobligated net revenues of the water utility system to debt service as the sole means of retiring this debt.

---

Mark an (X) or a (✓) in the square  before the answer of your choice.

---

- Yes, I vote in favor of the proposition  
 No, I vote against the proposition

Section 11. The proposed Charter Amendment submitted to voters shall be as follows:

"An Act to amend the Charter of the City of Drain, Oregon, by adding a new chapter thereto to read as follows:

#### CHAPTER XI

Section 45. The City of Drain, Oregon, acting by and through its City Council is hereby authorized and empowered to construct a water storage and distribution system.

The City of Drain is further authorized and empowered to contract for and engage engineers to draw plans and specifications for such water treatment system; to retain attorneys for the purpose of instituting and preparing the necessary papers incidental to the amendment of the City Charter providing for a \$350,000 bond issue.

Section 46. For the purpose of providing sufficient funds for the payment of construction of the water storage and distribution system within the city and for the purposes set out in Section 45 hereof, the City Council of the City of Drain, Oregon, is hereby authorized, empowered and directed to issue and sell as shall be deemed expedient, convenient and necessary, revenue bonds of the City of Drain, Douglas County, in the amount of \$350,000 or so much thereof as may be necessary for the purposes set out herein.

Section 47. The bonds hereby authorized shall be revenue bonds of said city; the City Council shall determine the maturities and tenor of said bonds which

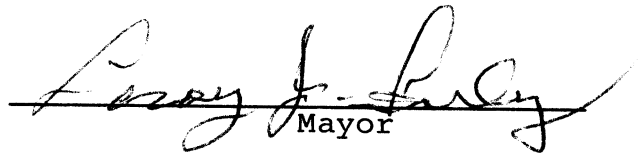
shall be payable not to exceed forty (40) years from the date of issue; and shall be sold at a price to net the city not less than the par value thereof and accrued interest.

Section 48. The City Council of the City of Drain, Oregon, is hereby authorized and directed to pledge the unobligated net revenues of the water utility system to pay the interest on the bonds and to pay the principal of said bonds upon the maturity thereof as the sole means of retiring this debt.

Section 49. The indebtedness authorized by this Amendment to the Charter of the City of Drain is in addition to all other indebtednesses authorized by the Charter of the City of Drain, Oregon, and the debt limitations contained in the Charter of said city shall not apply to the bonds hereby authorized."

Passed by the Council this 14 day of Aug, 1979.

APPROVED by the Mayor of the City of Drain this 14 day of August, 1979.

  
Mayor

ATTEST:

  
Clerk of the Council Protem