

Independent-Enterprise

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ORDINANCE NO. 460

AN ORDINANCE PROVIDING FOR THE INCURRING BY THE CITY OF PAYETTE, IDAHO, OF AN INDEBTEDNESS OF \$36,000.00 BY THE ISSUANCE OF NEGOTIABLE COUPON BONDS OF SAID CITY IN THE PRINCIPAL AMOUNT OF \$36,000.00, FOR THE PURPOSE OF PUBLIC PARK IMPROVEMENT BY BUILDING AND CONSTRUCTING IN SUCH PARK A SWIMMING POOL WITH THE NECESSARY AND PROPER EQUIPMENT FOR THE OPERATION OF THE SAME IN THE CITY OF PAYETTE, IDAHO; ALL IN ACCORDANCE WITH THE GENERAL PLANS THEREFOR ON FILE IN THE OFFICE OF THE CITY CLERK OF PAYETTE, IDAHO; CALLING A SPECIAL ELECTION IN THE CITY OF PAYETTE FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS WHO ARE TAXPAYERS OF SAID CITY, THE QUESTION OF THE ISSUANCE BY SAID CITY OF ITS MUNICIPAL COUPON BONDS IN THE SUM OF \$36,000.00; AND PROVIDING NOTICE OF SAID ELECTION; PROVIDING FOR THE ULTIMATE MATURITY OF SAID BONDS AND MAXIMUM RATE OF INTEREST THEREON, AND FOR THE ISSUANCE OF SAID BONDS ON THE AMORTIZATION PLAN; PROVIDING FOR A LEVY AND COLLECTION OF AN ANNUAL TAX UPON ALL OF THE TAXABLE PROPERTY IN SAID CITY OF PAYETTE, SUFFICIENT TO CREATE A SINKING FUND FOR THE PAYMENT OF THE PRINCIPAL OF SAID BONDS WITHIN FIFTEEN YEARS FROM THE DATE OF ISSUANCE OF THE SAME AS THEY WILL FALL DUE, AND TO PROVIDE FOR THE PAYMENT OF THE INTEREST THEREON AND CREATING FUNDS FOR THAT PURPOSE. BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF PAYETTE, IDAHO:

Section 1. That the Mayor and Council of the City of Payette, Payette County, Idaho, deem it advisable to issue municipal coupon bonds of said City in the sum of \$36,000.00, and to incur said indebtedness for the purpose of providing funds for a park improvement in a public park of Payette, Payette county, Idaho, and building and constructing in such park a public municipal swimming pool with the necessary or proper equipment and machinery for the operation of the same. Said park improvement and swimming pool to be located on a part of the public park of the City of Payette, Idaho, situated in Payette, Idaho, and particularly described as follows: Commencing at the Northwest corner of the intersection of Sixth Avenue South and Ninth Street as shown on the official plat of the City of Payette, Idaho; thence North along the West line of said Ninth Street a distance of 124 feet, more or less, to the Westerly side line of the 80 ft. right-of-way of State Highway as now constructed (said Highway being generally designated as the Eighth Street highway approach to Payette); thence Northeastly along the Westerly side line of said right-of-way a distance of 725 feet, more or less, to the South side line of Pence Subdivision of Payette, Idaho; thence West 711.5 feet, more or less, to the East side line of said Sixth Street a distance of 1009 feet, more or less, to the North side line of Sixth Avenue South, at a point located 1065 feet West of the point of beginning; thence East 1065 feet to the point of beginning; the following described tracts of land, to-wit: commencing at a point on the North side line of Sixth Avenue South from which the Section corner common to Sections 33 and 34, Twp. 9 N. R. 5, W. B. M. and Sections 3 and 4, Twp. 8 N. R. 5, W. B. M., bears South 28 feet and East 522 feet; thence West 365 feet; thence North 20 feet; thence East 655 feet; thence South 20 feet, to the place of beginning; and commencing at a point from which the Section corner common to Sections 33 and 34, Twp. 9 N. R. 5, W. B. M., and Sections 3 and 4, Twp. 8 N. R. 5, W. B. M., bears South 28 feet and East 522 feet; thence West 365 feet; thence North 20 feet; thence East 655 feet; thence South 20 feet, to the place of beginning; and commencing at a point from which the Section corner common to Sections 33 and 34, Twp. 9 N. R. 5, W. B. M., and Sections 3 and 4, Twp. 8 N. R. 5, W. B. M., bears South 28 feet and East 522 feet; thence West 365 feet; thence North 20 feet; thence East 655 feet; thence South 20 feet, to the place of beginning; the said plans of said park improvement and swimming pool and method of equipping and operating the same are on file in the office of Alice Bulmer, City Clerk, of the City of Payette, Idaho, and to which said plans reference is hereby made for more detailed information.

Section 2. That the Mayor and

Council of the City of Payette in the event the taxpayers, who are duly qualified electors, at the special election herein called shall authorize the same, shall issue said coupon bonds of said City for the purpose as aforesaid; that the ultimate maturities of said bonds shall be fifteen years from and after the date of the issuance thereof, and the annual maturities of said bonds so issued shall be amortized and payable in accordance with the "Municipal Bond Law" of the State of Idaho and particularly Section 55-203 of Idaho Codes Annotated, as amended. That the first annual principal payment of said bonds shall mature and be payable at the expiration of two years from the date of issuance and thereafter succeeding maturities shall be annually as near as practicable in such amounts as will together with the accrued interest on all outstanding bonds of such issue be met and paid by an equal annual tax levied for the payment of principal and interest thereof during the fifteen year period from and after the date of said bond issue. That said bond issue and each bond thereof, shall bear interest at a rate not exceeding four per cent (4 per cent) per annum, to be evidenced by interest coupons attached to each of said bonds, interest payable semi-annually, and such rate of interest not exceeding 4 per cent shall be fixed by the Mayor and Council of said City prior to the issuance of said bonds. That the form of said bonds and interest coupons attached thereto, shall be such as are consistent and in accordance with the provisions of the statutes and laws of the State of Idaho, and as hereafter prescribed by the Mayor and Council of said City after the sale of said bonds, and prior to the issuance and delivery thereof to the purchaser of said bonds.

Section 3. That a special election of the qualified electors, who are taxpayers of said City of Payette, Idaho, be and the same is hereby called for and shall be held on the 6th day of November, 1945, within said City of Payette, between the hours of 9 o'clock A. M. and 7 o'clock P. M. Mountain Time of said day, for the purpose of submitting to the qualified electors, who are taxpayers of said City, the question of the issuance by the said City of Payette of its Municipal Coupon Bonds in the total principal sum of \$36,000.00, as herein provided for.

Section 4. That the City Clerk of the City of Payette is hereby authorized and directed to give notice of said election by the publication of such notice in the Independent-Enterprise, a weekly newspaper printed and published in said City of Payette and of general circulation therein, such notice to be given for a period of not less than thirty days prior to the date of said election, and by posting a copy of said notice in each voting place where said election is authorized to be held. Such election shall be conducted as other municipal elections. The voting at such election shall be by ballot and which said ballot shall contain in addition to the necessary explanatory language, substantially the following:

"In favor of issuing municipal coupon bonds of the City of Payette in the principal amount of \$36,000.00 for the purpose of a public park improvement, and building and constructing therein a public municipal swimming pool and equipping the same with the necessary and proper machinery for the operation thereof, as stated in Ordinance number 460 of said City."

"Against issuing municipal coupon bonds of the City of Payette in the principal amount of \$36,000.00 for the purpose of a public park improvement, and building and constructing therein a public municipal swimming pool and equipping the same with the necessary and proper machinery for the operation thereof, as stated in Ordinance number 460 of said City."

That the notice of said election to be given by the City Clerk shall be substantially in the following form, to-wit:

"PUBLIC NOTICE OF REGISTRATION OF VOTERS AND OF A MUNICIPAL COUPON BOND ELECTION OF THE CITY OF PAYETTE, IDAHO, TO BE HELD IN THE CITY OF PAYETTE, IDAHO, THE 6TH DAY OF NOVEMBER, 1945."

Pursuant to the "Municipal Bond Law" of the State of Idaho and Ordinance number 460 passed by the Mayor and Council of the City of Payette, Payette County, Idaho, and approved on the 25th day of September, 1945, special notice is hereby given that a special election will be held within the City of Payette, Idaho, on Tuesday, the 6th day of November, 1945, beginning at the hour of 9 o'clock A. M. Mountain Time, and will close at the hour of

7 o'clock P. M. Mountain Time, of said day for the purpose of submitting to the qualified electors of said City, who are taxpayers thereof, the proposition of whether or not the City of Payette shall incur an indebtedness and issue its municipal coupon bonds in the principal sum of \$36,000.00 for the purpose of a public park improvement and building and constructing therein a swimming pool, with the necessary or proper machinery and equipment for the operation of the same, as provided for in the general plans on file in the office of the City Clerk of said City and also as provided for in Ordinance number 460 of said City, to which said plans and ordinance reference is hereby made for further particulars relative to all matters referred to in this Notice.

Said election will be held at the following named polling places in the City of Payette and the following named persons have been appointed to act as judges and distributing clerks of said election.

FIRST WARD — Polling Place: Court House. Judges: Edna Horton, Ida L. Cole, Elizabeth Reed. Distributing Clerks: Malinda Precht, Mrs. Elizabeth Daniels.

Second Ward — Polling Place: Library Building. Judges: Dora McKinney, Elva Griggs, Della Pence. Distributing Clerks: Florence Eastman, Irene Little.

Third Ward — Polling Place: S. D. Sallee Residence, 325 North Sixth Street. Judges: Edna Surber, Beulah Cornelius, C. S. Fulton. Distributing Clerks: Dora Fisk, Elsie Oldham.

All persons who at the time of said election are qualified electors of the City of Payette and taxpayers thereof, shall be qualified to vote at said election on said question. The voting at said election will be by ballot and the ballot shall be supplied voters at the polls on the day of said election and shall be in the form as set forth in said ordinance number 460.

NOTICE OF REGISTRATION At any time preceding said election during office hours at the office of Alice Bulmer, City Clerk, of said City of Payette, said Clerk of said City will register all electors who are qualified to vote at said election.

Dated at Payette, Idaho, this 25th day of September, 1945.

ALICE BULMER, City Clerk

Section 5. That if said bonds are authorized at said election and are issued, the Mayor and City Council of said City shall in the year 1946, levy and cause to be levied at the time when and in the manner other taxes in the said City are levied, upon all taxable property within said City limits, in addition to all other authorized taxes and assessments, a tax sufficient to meet the first two semi-annual payments of interest which will accrue on said bonds after and from date thereof, and thereafter in each year beginning with 1946, to the maturity of said bonds the Mayor and Council of the City of Payette shall levy and cause to be levied annually at the time and in the manner upon all the taxable property in the City of Payette, in addition to all other taxes and assessments, a tax each year sufficient to meet the interest which shall accrue and become payable upon all the unpaid bonds, of said bond issue during the ensuing year following such interest tax levy and commencing with a levy in the year 1946, and in each and every year thereafter until all of said bonds are matured and paid, the Mayor and Council of said City shall levy and cause to be levied annually at the said time and in the manner as aforesaid, and upon all the taxable property within the limits of said City, in addition to all other taxes and assessments, a tax sufficient to meet, in the case of each such annual levy, for the purpose of paying the principal of said bonds as the same shall mature in accordance with the foregoing plan of amortization payments and in order to constitute a sinking fund for the payment of the principal amount of the bonds within fifteen years from the date of issuance of said bonds as aforesaid; and such taxes shall be levied, assessed, certified, extended, and collected by the proper officers, at the time of, and as fixed by the laws of Idaho and as other taxes are levied, assessed, certified, extended and collected for and/or by the said City and the proper officers thereof, until the principal and interest on all said bonds shall be fully paid. A separate interest fund shall be and is hereby created in the office of the Treasurer of said City to be known as "Public Park Improvement Swimming Pool Fund" and into which shall be paid all interest taxes thus collected. And a like bond principal

sinking fund, is hereby created in the office of the City Treasurer of said City into which shall be paid all the foregoing bond principal tax money when collected and said funds shall be maintained in the office of the said Treasurer by said Treasurer until the full payment of all of said bonds. Both principal and interest, and said taxes when collected shall be applied and used solely for the payment of said interest and principal payments only.

In the event that any tax for the payment of interest on any of said bonds is not levied or collected in time to meet such interest payments, the interest on such bonds shall be paid out of the current expense or general expense fund of said City, and the money so used for such payment of interest must immediately thereafter be paid to said fund from which it was taken, out of the first taxes collected thereafter for the payment of such interest; And there shall be added any year in to the interest tax levy of that year and to the principal tax levy of such year, a tax in a sufficient amount to provide for such reimbursement of said fund and also to meet and pay any and all previous or existing defaults in interest and/or bond principal payments; and all the delinquent payments; and all the foregoing levies are hereby made and declared.

Section 6. That in the case of issuance of said bonds, or any of the same, said bonds shall be dated at such time and their form, terms and maturity dates shall be fixed by ordinance herein to be adopted by the Mayor and Council, after they have determined the best terms offered, and the least rate of interest at which said bonds can be sold.

Section 7. The voting places shall be the places provided in the notice herein in this ordinance contained and the persons named in said notice are hereby appointed judges and clerks of said election respectively for the purpose of conducting the same in their respective wards.

Section 8. The Clerk of said City of Payette, is hereby authorized and directed to secure the printing of and have printed the ballots for said election, and make all other arrangements for the holding of said election.

Section 9. This ordinance shall be in full force and effect from and after its passage and approval and the publication thereof as provided by law.

Passed and approved this 25th day of September, 1945.

J. A. McMillan,

Mayor of the City of Payette.

(SEAL) ATTEST: Alice Bulmer, City Clerk.

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PAYETTE, IDAHO

NOTICE OF REGISTRATION PUBLIC NOTICE OF REGISTRATION OF VOTERS AND OF A MUNICIPAL COUPON BOND ELECTION OF THE CITY OF PAYETTE, IDAHO, TO BE HELD IN THE CITY OF PAYETTE, IDAHO, THE SIXTH DAY OF NOVEMBER, A. D. 1945.

Pursuant to the "Municipal Bond Law" of the State of Idaho and Ordinance Number 460 passed by the Mayor and Council of the City of Payette, Payette County, Idaho, and approved on the 25th day of September, 1945, a special notice is hereby given that a special election will be held within the City of Payette, Idaho, on Tuesday the 6th day of November, 1945, beginning at the hour of 9 o'clock A. M. and will close at the hour of 7 o'clock P. M. of said day for the purpose of submitting to the qualified electors of said City, who are tax payers thereof, the proposition of whether or not the City of Payette shall incur an indebtedness and issue its municipal coupon bonds in the principal sum of \$36,000.00 for the purpose of a Public Park Improvement and building and constructing therein a swimming Pool, with the necessary or proper machinery and equipment for the operation of the same, as provided for in general plans on file in the office of the City Clerk of said City, and also as provided for in Ordinance No. 460 of said City, to which said plans and Ordinance reference is hereby made for further particulars relative to all

matters referred to in this Notice. Said Election will be held at the following named polling places in the City of Payette, and the following named persons have been appointed to act as Judges and distributing Clerks of said Election:

FIRST WARD
Polling Place: Court House.
Judges: Edna Horton, Ida L. Cole, Elizabeth Reed.
Distributing Clerks: Malinda Precht, Mrs. Elizabeth Daniels.

SECOND WARD
Polling Place: Library Building.
Judges: Dora McKinney, Elva Griggs, Della Pence.
Distributing Clerks: Florence Eastman, Irene Little.

THIRD WARD
Polling Place: S. D. Sallee residence, 325 No. 6th Street.
Judges: Edna Surber, Beulah Cornelius, C. S. Fulton.
Distributing Clerks: Dora Fisk, Elsie Oldham.

All persons who at the time of said election are qualified electors of the City of Payette, and Tax Payers thereof, shall be qualified to vote at said election on said question. The voting at said election will be by ballot and the ballot shall be supplied voters at the polls on the day of said election and shall be in the form as set forth in said Ordinance Number 460.

NOTICE OF REGISTRATION At any time preceding said election during office hours at the office of Alice Bulmer, City Clerk of

said City of Payette, said Clerk or Kathryn Ahrens, deputy Clerk, of the said City, will register all electors who are qualified to vote at said election.

Dated at Payette, Idaho, this 25th day of September, 1945.

ALICE BULMER, City Clerk

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