

RESOLUTION NO 83

A RESOLUTION SUBMITTING TO THE REGISTERED ELECTORS OF THE CITY OF POLSON, IN LAKE COUNTY, MONTANA, WHOSE NAMES APPEAR UPON THE LAST COMPLETED PRECEDING ASSESSMENT ROLL (1947) FOR STATE AND COUNTY TAXES, AS TAXPAYERS UPON PROPERTY WITHIN SAID CITY OF POLSON THE QUESTION OF AUTHORIZING AND EMPOWERING THE CITY COUNCIL OF THE CITY OF POLSON TO ISSUE, NEGOTIATE AND SELL COUPON BONDS IN THE SUM OF FIFTEEN THOUSAND DOLLARS UPON THE CREDIT OF THE CITY OF POLSON FOR THE PURPOSE OF PURCHASING FIRE APPARATUS FOR THE CITY OF POLSON, PROVIDING FOR CALLING ELECTION, TO BE HELD ON THE FIRST DAY OF NOVEMBER 1947, AND PROVIDING FOR THE GIVING OF NOTICE OF ELECTION.

WHEREAS, There has been presented to the city council of the city of Polson, in Lake County, Montana, a petition asking said council to submit to the registered electors of said city of Polson, whose names appear upon the assessment roll for the year 1947, for state and county taxes, being the last completed assessment roll for state and county taxes, as taxpayers and electors within said city upon property therein, at a special election duly called for that purpose as authorized by chapter 399 of the political code of Montana 1935, and the acts amendatory thereof, and supplemental thereto, the question of authorizing and empowering the city council of the city of Polson, to issue, negotiate and sell coupon bonds of the city of Polson, in the estimated sum of fifteen thousand dollars, for the purpose of purchasing, for the city of Polson, fire apparatus, consisting of a new fire truck, equiped with pump, hose body, two fire extinguishers, two reels, two ladders, one fire siren, two gated Siamese, 1800feet of fire hose, five fire nozzles, and small tools such as wrenches necessary to maintain and use fire truck. Also an installed fire alarm signal system. All to be used by the city of Polson, for fire protection, and as fire apparatus therein. That such petition estimates the sum of \$15,000.00 necessary to raise the funds required for said purchase, and

WHEREAS, It appears that the said purpose constitutes one single purpose, and

WHEREAS, There was duly attached to the complete petition the affidavits of the persons who circulated or assisted in circulating such petition to the effect that he believed the signatures thereon were genuine and that the signers knew the contents thereof before signing the same, and

WHEREAS, Said petition was on the eight day of September 1947, duly delivered and presented to the city clerk of the city of Polson, and by him duly filed in his said office on said date, and

WHEREAS, The city clerk of the city of Polson, in Lake County, Montana, did, within fifteen days after the filing of said petition, carefully examine the same and the county records relating to the qualifications of the signers of said petition, and attach thereto his proper certificate, under his signature and official seal of his office, which certificates sets forth, and

WHEREAS, The total number of persons who are registered electors and whose names appear upon the last completed assessment roll for state and county taxes, as taxpayers within the said city of Polson, upon property therein, and which and how many of the persons whose names are subscribed to such petition are possessed of all the qualifications required of signers of such petition, and that the qualified signers of said completed petition constituted more than twenty per centum of the registered electors whose names appear upon the last completed assessment roll for state and county taxes, to-wit; 28.17 % as required by chapter 399 of the Political code of Montana, 1935, and the acts amendatory thereof and supplemental thereto; and whereas the said city clerk has found that said petition has sufficient number of signers qualified to sign said petition and said clerk has placed said petition before the said city council at its first meeting held after he had attached his certificate thereto; that is on the meeting held on the 6th day of October, 1947, the same being a regular council meeting, and

WHEREAS, Said city council did there upon and at said meeting examine said petition, and made all examinations as were necessary, and whereas said council did find that said petition was and is in proper form, bears the requisite number of signatures of qualified petitioners, and was and is in all other respects sufficient, and said council did examine the certificate of said clerk, and

WHEREAS, The purpose for which said bonds are proposed to be issued is to purchase by and for said city of Polson, fire apparatus consisting of a new fire truck, equipped with pump, hose body, two fire extinguishers, two reels, two ladders, one fire siren, two gated Siamese, 1800 feet of fire hose, five fire nozzles and small tools such as wrenches necessary to maintain and use said fire truck. Also an installed fire alarm signal system. All to be used by said city of Polson for fire protection, and as fire apparatus therein, and

WHEREAS, The estimated amount of bonds to be issued for said purpose and as set forth in said petition is the sum of \$15,000.00 and,

WHEREAS, The purpose constitutes one single purpose and in this connection the said council were shown and advised of the letter by the assistant attorney general of Montana, so stating that the same constituted one single purpose, and

WHEREAS, It appears to the best interest of the city of Polson, and the taxpayers therein that the said bonds should be paid within a period of fifteen years, and

WHEREAS, It appears that the issuance and sale of coupon bonds either amortization or serial, in the sum of \$15,000.00, with all outstanding indebtedness and unpaid indebtedness to said city will not exceed three percent of the taxable property therein as ascertained by the last complete assessment roll for state and county taxes, and will not exceed constitutional and statutory limitations, and that said bonds may be sold at a lower rate of interest than six per centum.

NOW? THEREFORE? BE IT RESOLVED? by the city council of the city of Polson, that under the authority and in full compliance with the provisions of chapter 399 of the political codes of Montana, That the said petition be granted and the same is hereby granted, that the exact amount of bonds proposed to be issued is hereby fixed in the amount of fifteen thousand dollars, and payable over a period of fifteen years, and redeemable at the option of the city five years from the date of issue and on any interest due date thereafter, for the purpose of purchasing for the city of Polson, fire apparatus, consisting of a new fire truck, equipped with pump, hose body, two fire extinguishers, two reels, two ladders, one fire siren, two gated Siamese, 1800 feet of fire hose, five fire nozzles, and small tools, such as wrenches necessary to maintain and use said fire truck. Also an installed fire alarm signal system. All to be used by the city of Polson for fire protection, and as fire apparatus therein. That a special election be held within the city of Polson, in every ward and precinct thereof on Saturday, the first day of November, 1947, between the hours of 12 O'clock noon, and 8 o'clock P.M. the same day, and the polls shall be kept open during said hours, and on said date, which is not less than 8 hours throughout all the wards and precincts an said city of Polson. Said council hereby appoints three persons as judges in each ward and precinct in said city and directs that said judges act as their own clerks. The following persons in each ward and precinct, being possessed of the required qualifications are hereby appointed to act as judges therein.

WARD 1, PRECINCT 9, Arthur Carl Retz, Margarete Davis and Delia Farrell.

WARD 2, PRECINCT 10, Laura Cline, Inez Seigrist, and C. M. Sutherland.

WARD 3, PRECINCT 11, Alice James, Elmer Sampson, and Madeline Nelson.

all of the city of Polson, Lake County, Montana.

(cont'd)

will become payable on the 8th day of September 1948, and on the same date thereafter each year until all of such bonds are paid.

BE IT FURTHER RESOLVED, That if there has been any omission of requirements in previous resolutions or actions of the council that the orders and powers therein contained in so far as they may effect said other actions or resolutions shall be and may be considered Nun Pro Tung and curative;

BE IT FURTHER RESOLVED, that the Mayor and city clerk, or other proper officers are empowered to give notice of the sale of said bonds in the statutory form provided and as applicable herein, and that the notice hereto attached duly excuted is hereby adopted as the form and character of notice to be given;

BE IT FURTHER RESOLVED, THAT THE Mayor, city clerk and city treasurer or other proper city officials as may be required to do so, of said City of Polson, Montana, are hereby empowered and authorized or directed to sign and excute said bonds or bond and to affix the corporate seal of said city thereto, and to sign each of the coupons attached to each of said bonds or bond; provided that the facsimile of the signature of said officers may be affixed to the coupon when so recited in the bonds, and also authority is hereby given to have stated the redemption features as aforesaid in and upon the face of the bonds or bond.

BE IT FURTHER RESOLVED, that the city council of the City of Pooson, Montana meet at its regular meeting place, the city hall, Polson, in Lake County, Montana, on the 30th day of July 1947, 8 P. M. o'clock, for the purpose of receiving bids and considering the same on such bonds and the city clerk is authorized, empowered and directed to give due and legal notice of the sale of said bonds, on said notice herein above referred to and that said notice be printed and published in the Flathead Courier, a weekly newspaper of general circulation, printed and published at Polson, Montana, and the only newspaper so printed and published in the City of Polson; the same being the official newspaper for the City of Polson, and that same or notice be published and printed for a peroid of not less than four consecutive weeks immediately preceding the date set for the sale of said bonds; all publications to be made as required by law (Flathead Courier is printed and published in Lake County, City of Polson, Montana).

BE IT FURTHER RESOLVED, that the clerk of this city is directed to furnish the secretary of the state board of land comissioners at Helena, Montana, and the bonding department of the attorney general at Helena Montana, copies of the notice of sale of said bonds as advertised in said paper, at least 15 days before the date of sale and a transcript of the proceedings of said bond issue and all other information as may be requested and required, and that the said officers certify said transcript or transcripts.

Passed this 20th day of June , 1947.

E. D. Pearce, Mayor
Approved by the Mayor

ATTEST:

Geo. S. Wright
City Clerk