

RESOLUTION NO. 99-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PECK, NEZ PERCE COUNTY, IDAHO, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE SPECIAL BOND ELECTION HELD ON FEBRUARY 2, 1999; FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY THE QUESTION OF THE ISSUANCE OF REVENUE BONDS OF THE CITY IN THE AMOUNT OF \$325,000; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, a special bond election was duly held on Tuesday, February 2, 1999, for the purpose of submitting to the qualified electors of the City of Peck (the "City") the question of whether or not the City should be authorized to issue its revenue bonds in the principal amount of \$325,000 to pay the cost of acquiring, constructing, and installing certain capital improvements and repairs to the domestic water system of the City, as set forth in Ordinance No. 132 of the City, adopted on December 16, 1998; and

WHEREAS, the judge and clerks of the election have conducted the election and made their return in the manner provided by law; and

WHEREAS, the City Council now desires to canvass the votes and to declare the results of the election.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PECK, IDAHO, as follows:

Section 1: ELECTION

The special bond election of February 2, 1999, was duly and regularly called, noticed, held, and conducted, the votes cast thereat received and canvassed, and the returns thereof made in the time, form, and manner required by law and by the ordinances, resolutions, and proceedings taken by the City.

Section 2: NOTICE OF ELECTION

Notice of the election was duly and legally given prior to the election by the publication of an appropriate notice in the official newspaper of the City prior to the election, the first publication being at least 45 days before the election, followed by two (2) additional weekly publications, once a week on the same day of the week for two (2) successive weeks, the first such additional publication being at least twelve (12) days prior to the date of the election.

Section 3: POLLS

The polls of the election were opened at 8:00 o'clock A.M. on February 2, 1999, and remained open continuously until closed

at the hour of 8:00 o'clock p.m., at the voting places duly provided by Ordinance No. 132.

Section 4: QUALIFIED ELECTORS

Only persons who were, on February 2, 1999, qualified electors of the City, within the meaning of Article 6, Section 2, Idaho Constitution, and Section 50-413, Idaho Code, eighteen (18) years of age or older, and who were United States citizens and bona fide residents of the City, who had resided in the City for at least 30 days immediately preceding the special bond election, duly registered to vote therein as provided by law, were permitted to vote at the election, and no person so qualified to vote at the election was refused the right to vote.

Section 5: BALLOTS

The ballots used at the special bond election were in the form prescribed by law. A sample ballot, in the form prescribed by law, was published in the official newspaper of the City within the time and in the manner provided by law.

Section 6: CANVASS

The City Council has examined the returns of the special bond election and hereby canvasses the returns and declares the results of the election on the proposition of whether or not the City of Peck, Idaho, should issue its revenue bonds in the amount of \$325,000, for the purposes stated in Ordinance No. 132, adopted on December 16, 1998.

The total number of votes cast at said election for and against the proposition was as follows: Total votes cast, 89; votes for, 79; votes against, 10.

Section 7: AUTHORIZATION TO PROCEED

Upon canvass, it is found that the requisite majority of the votes so cast at the special bond election were cast in the affirmative; that the proposition on the issuance of revenue bonds in the principal amount of \$325,000 duly passed; that the special bond election was held and conducted in compliance with the law; and that the City is authorized to proceed with the authorization and issuance of bonds as specified in said proposition.

Section 8: RATIFICATION

All actions taken by the City in connection with the special bond election, the publication of notice thereof, the preparation and printing of ballots and sample ballots used at the election,

and all other matters connected therewith, are hereby in all respects ratified, approved, and confirmed.

Section 9: EFFECTIVE DATE

This Resolution shall take effect and be in full force from and after its passage and approval.

DATED this 9th day of February, 1999.

CITY OF PECK  
Nez Perce County, Idaho

By Randall L. Oh  
Mayor

ATTEST:

Sharon G. Miller  
City Clerk