

ORDINANCE BILL NO. R

ORDINANCE NO. 358

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY MANAGER OF SWEET HOME TO ENTER INTO A CONTRACT WITH THE SWEET HOME RURAL FIRE PROTECTION DISTRICT, A MUNICIPAL CORPORATION, PROVIDING FOR THE FURNISHING OF FIRE PROTECTION TO THE SWEET HOME RURAL FIRE DISTRICT BY THE CITY OF SWEET HOME, AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

THE CITY OF SWEET HOME DOES ORDAIN AS FOLLOWS:

Section 1. The mayor and city manager of the City of Sweet Home, Oregon are hereby authorized and directed to enter into a contract in writing with the Sweet Home Rural Fire Protection District, a municipal corporation, in words and figures as follows:

A G R E E M E N T

This agreement between the City of Sweet Home, Oregon, a municipal corporation, herein called the City, and the Sweet Home Rural Fire Protection District, a municipal corporation, herein called the District.

I.

Commencing July 1, 1960, the City shall, upon receipt of notice of a fire in the fire protection district, provide such fire prevention and fire protection aid as it can reasonably provide for the protection of property within the rural fire protection district, it being understood and agreed that the City shall have first claim upon its own fire fighting equipment and that the claim of the District shall be secondary to the necessities of the City in protecting property within the City.

II.

The City's dispatcher, the commanding officer of the fire department or any unit thereof, shall exercise his judgment from the information received as to the amount and type of equipment which may be spared from the City at the time, and the amount of equipment to be dispatched to said district, and no faulty judgment or ill-advised action on the part of said dispatcher or commanding officer of the fire department, or unit thereof, shall create any liability against that individual or against the City or defeat the right of the City to compensation as herein provided.

III.

The District shall make an annual levy commencing with the fiscal year 1960-61 and in the ~~two~~ succeeding fiscal years for the purpose of raising a sum of money equal to the amount of a 4 mill levy upon all of the assessed property of the Sweet Home Rural Fire Protection District. The returns from the said levy shall be paid to the City of Sweet Home as rapidly as the same are collected and the District binds itself no further than to make the levy and turn over the receipts therefrom, PROVIDED HOWEVER, the District may retain out of the moneys collected by such levies, not to exceed \$100.00 each year during the term of this contract, and the sum so retained may be used to pay necessary expenses of said district.

The conditions of this contract are based on an existing ration of assessed to true valuation as established by the Oregon State Tax Commission for the fiscal year 1959-60 which said ratio for Linn County is 22. It is agreed by both parties hereto that in the event the state-assigned ratio of assessed to true valuation should increase to 30 or more during the term of this contract, the required amount of levy shall be adjusted to an amount based upon a 30% ratio.

IV.

This contract shall be in full force and effect commencing July 1, 1960 and terminating June 30, 1963, it being the purpose and intent of the agreement that it shall be renewable as experience determines the propriety of the levy and the services.

IN WITNESS WHEREOF the City and the District have caused this agreement to be executed in duplicate by their respective officers thereunto duly authorized this 14th day of June 1960.

Section 2. The Council deems it expedient that this Ordinance take effect immediately and this ordinance shall take effect immediately upon its being passed by the Council and approved by the Mayor.

Passed by the Council and approved by the Mayor this 14 day

of JUNE, 1960.

CITY OF SWEET HOME, A Municipal corporation

In the presence of:

By William J. Benney
Mayor

By Roy Eames
City Manager

SWEET HOME RURAL FIRE PROTECTION DISTRICT, A Municipal corporation.

By _____
President
