

ORDINANCE NO. 422
ORDINANCE NO. 12 FOR 1963

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; REPEALING ORDINANCE NO. 401; AND DECLARING AN EMERGENCY.

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:

AGREEMENT

This agreement made and entered into by and between the City of Sweet Home, Oregon, a municipal corporation, hereinafter called the City, and the Sweet Home Rural Fire Protection District, a municipal corporation, hereinafter called the District.

In consideration of the mutual covenants herein contained, the parties hereby agree as follows, to-wit:

The term of this agreement is for the three fiscal years of 1963-64, 1964-65, and 1965-66, which term commences July 1, 1963, and continues to and including June 30, 1966.

During the term of this agreement, the City shall, upon receipt of notice of a fire in the said District, provide such fire prevention and fire protection aid as the City can reasonably provide for the protection of property within the 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.

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 the individual or against the City, or defeat the right of the City to compensation as herein provided.

The District shall make an annual tax levy on the real and personal property within the District for the three fiscal years of 1963-64, 1964-65, and 1965-66, for fire protection. The amount of the tax levy for each fiscal year shall be equal to the amount of the tax levy for the fiscal year immediately preceding, plus six percent thereof. The District levy for 1962-63 is \$14,160, and the District tax levy for the three fiscal years during the term of this agreement shall be as follows; to wit: \$15,010 for 1963-64; \$15,911 for 1964-65; and \$16,866 for 1965-66. The District shall also make a special levy of an additional \$2100 for fire protection in 1963-64, and the proceeds thereof shall be paid by the District to the City, the purpose of said special levy being to raise enough revenue so that the District will pay to the City approximately 50% of the City's cost of maintaining the fire department over the three year period of this contract. The returns from the District's said regular levy and said special levy shall be paid to the City as rapidly as the same are collected, and the District binds itself no further than to make the levies and turn over the receipts therefrom. PROVIDED HOWEVER,

the District may retain out of the moneys collected by such levies, a sum not to exceed \$720 in 1962-64, and \$250 each succeeding year during the term of this contract, to pay necessary mapping and other expenses of said District. Unexpended funds shall be paid to the City before the end of each fiscal year.

The City agrees to cooperate with the District in applying for a re-rating of the fire insurance rates in the District, for the purpose of obtaining a lower fire insurance rate classification. The City shall acquire a replacement pumper truck so that there shall be four first-line pumper trucks at the City Fire Hall to answer fire calls within the District and the City; and the City shall modify its operating procedure so that normal response to all structural fires in the District shall be two pumper trucks and one tank truck.

This contract shall be in full force and effect commencing July 1, 1963, and terminating June 30, 1966, 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 duly authorized officers this 25 day of June, 1963

FOR THE CITY OF STAMFORD:

MAYOR William J. Ramsey
CITY MANAGER Robert G. White

FOR THE DISTRICT:

PRESIDENT Ed Stanton
SECRETARY Wayne Gardner

Section 2. Ordinance No. 401, enacted July 10, 1962, is hereby repealed.

Section 3. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health and safety. Therefore, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force and effect from and after its passage and approval by the Mayor.

PASSED by the Council and approved by the mayor this June 25, 1963.

ATTEST: Robert G. White
City Recorder

APPROVED: William J. Ramsey
Mayor