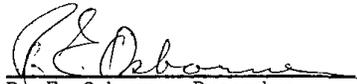


ADOPTED THIS 18th DAY OF SEPTEMBER, 1959.

E. M. Clay, Mayor

ATTEST:

  
R. E. Osborne, Recorder

RESOLUTION NUMBER 24-1959

A RESOLUTION SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF MILWAUKIE, OREGON, TWO AMENDMENTS TO THE CITY CHARTER, AS AMENDED, ONE OF WHICH, TO BE KNOWN AS CHAPTER VIII-A, PROVIDES FOR THE CONSTRUCTION OF A STORM SEWER SYSTEM FOR SAID CITY, AND FOR THE IMPROVEMENT OF THE PRESENT SEWAGE TREATMENT FACILITIES OF SAID CITY, PROVIDES FOR THE ACQUISITION OF NECESSARY REAL PROPERTY AND EASEMENTS IN REAL PROPERTY IN CONNECTION WITH SAID PURPOSES, WHICH PROVIDES FOR THE PAYMENT THEREOF BY THE ISSUANCE OF GENERAL OBLIGATION BONDS OF SAID CITY IN THE SUM OF \$215,000.00 WHICH SHALL BE PAID BY AD VALOREM TAX ON ALL TAXABLE PROPERTY WITHIN THE CITY OF MILWAUKIE; AND THE OTHER OF WHICH, TO BE KNOWN AS CHAPTER VIII-B, PROVIDES FOR THE IMPROVEMENT OF THE PRESENT FIRE FIGHTING FACILITIES OF SAID CITY, PROVIDES FOR THE ACQUISITION OF NECESSARY REAL PROPERTY AND EASEMENTS IN REAL PROPERTY IN CONNECTION WITH SAID PURPOSES, WHICH PROVIDES FOR THE PAYMENT THEREOF BY THE ISSUANCE OF GENERAL OBLIGATION BONDS OF SAID CITY IN THE AMOUNT OF \$85,000.00 WHICH SHALL BE PAID BY AD VALOREM TAX ON ALL TAXABLE PROPERTY WITHIN THE CITY OF MILWAUKIE; PROVIDING FOR THE BALLOT TITLES UNDER WHICH SAID AMENDMENTS SHALL APPEAR, AND CALLING AND PROVIDING FOR A SPECIAL ELECTION AT WHICH EACH OF SAID CHARTER AMENDMENTS ARE TO BE SUBMITTED TO THE LEGAL VOTERS OF THE CITY OF MILWAUKIE, OREGON.

WHEREAS, the City of Milwaukie, Oregon, is presently without storm sewers of any kind which creates grave dangers to the City and its inhabitants from the hazards of flooding and improper sanitation; and

WHEREAS, the City of Milwaukie is now served with an inadequate sewage treatment and disposal plant which creates grave dangers to the City and its inhabitants from the hazards of improper sanitation and which presently tends to pollute the waters of the Willamette River; and

WHEREAS, the City of Milwaukie, Oregon, is presently served with inadequate fire stations and fire fighting equipment which creates grave dangers to the City and its inhabitants from the hazards of fire and consequent danger to property and to the lives of human beings; and

WHEREAS, in order to avoid the said hazards and dangers and to provide the City and its inhabitants with protection therefrom, and to promote the best interests of the City and its inhabitants, it is necessary to construct a storm sewer system within the boundaries of said City, to construct an addition to the existing sewage treatment and disposal plant in order to further treat, clarify and filter the sewage of said City before causing the same to flow into the Willamette River, and to construct an additional fire station and to provide additional fire fighting trucks and equipment; and

WHEREAS, the said storm sewer system, additional sewage treatment and disposal plant and the additional fire station and fire fighting equipment now contemplated will be a benefit to the entire City of

Milwaukie and its inhabitants and should be paid for by all of the taxpayers residing within said City; and

WHEREAS, the City of Milwaukie desires to amend its Charter, as amended, in order that the power to acquire additional real property and easements in real property, and to construct a storm sewer system, and additional sewage treatment and disposal plant, and an additional fire station and fire fighting equipment, and in order that the power to issue general obligation bonds in payment therefor and the right to levy and collect such ad valorem taxes on all of the taxable property within the City of Milwaukie, Oregon, for the payment of principal and interest on said bonds may specifically be provided for,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that a special election be and the same is hereby called to be held in the City of Milwaukie, Oregon, on the 15th day of October, 1959, at which time there shall be submitted to the legal voters of the City of Milwaukie, Oregon, for adoption or rejection, two proposed amendments to the Charter of the City of Milwaukie, as amended, which Charter was adopted on November 7, 1944, which said two proposed amendments are to be new Chapters, designated as Chapter VIII-A and Chapter VIII-B, respectively, and said amendments to be so submitted shall be respectively as follows:

#### CHARTER AMENDMENT

PROPOSED BY THE CITY COUNCIL AND REFERRED TO THE LEGAL VOTERS OF SAID CITY.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF MILWAUKIE, OREGON:

That the Charter of the City of Milwaukie, Oregon, adopted by the people of the City of Milwaukie, Oregon, on the 7th day of November, 1944, as amended, be and the same is hereby further amended by adding thereto the following Chapter:

#### CHAPTER VIII-A

In addition to the other methods provided by the Charter of the City of Milwaukie, Oregon, or the General Laws of the State of Oregon, and not in derogation of any such powers, the City Council of the City of Milwaukie, when in its discretion it is deemed advisable, may provide by resolution or resolutions for the construction, either by contract method or City construction method, or by the combination of both, to construct and provide for the construction of a storm sewer system, within and without the city limits of the City of Milwaukie, Oregon, to construct and provide for the construction of an addition to the existing city sewage treatment and disposal plant, together with all the appurtenances necessary for the completion and operation of said improvements, and for such purposes may acquire by gift, purchase, grant or condemnation, the necessary lands and easements therefor, either within or without the corporate limits of the City of Milwaukie, or any part of the foregoing; and to pay the cost thereof, the City Council of the City of Milwaukie is hereby authorized to issue not to exceed \$215,000.00 in general obligation bonds of the City of Milwaukie, Oregon, which shall be paid by an ad valorem tax on all taxable property within the corporate limits of said City of Milwaukie.

The City Council of the City of Milwaukie, Oregon, each year shall provide in the budget for sufficient funds to pay the principal and interest on said general obligation bonds of the City of Milwaukie, Oregon, which taxes shall be in addition to all other taxes permitted by the Charter, as amended, of the City of Milwaukie, Oregon, and the laws of the State of Oregon.

#### CHARTER AMENDMENT

PROPOSED BY THE CITY COUNCIL AND REFERRED TO THE LEGAL VOTERS OF SAID CITY.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF MILWAUKIE, OREGON:

That the Charter of the City of Milwaukie, Oregon, adopted by the people of the City of Milwaukie, Oregon, on the 7th day of November, 1944, as amended, be and the same is hereby further amended by adding thereto the following Chapter:

CHAPTER VIII-B

In addition to the other methods provided by the Charter of the City of Milwaukie, Oregon, or the General Laws of the State of Oregon, and not in derogation of any such powers, the City Council of the City of Milwaukie, when in its discretion it is deemed advisable, may provide by resolution or resolutions for the construction, either by contract method or City construction method, or by the combination of both, to construct and provide for the construction of a new fire station within the city limits of the said City of Milwaukie, Oregon, and to acquire by purchase new fire fighting trucks and other fire fighting equipment, together with all the appurtenances necessary for the completion and operation of said improvements, and for such purposes may acquire by gift, purchase, grant or condemnation necessary lands and easements therefor, either within or without the corporate limits of the City of Milwaukie, or any part of the foregoing; and to pay the cost thereof, the City Council of the City of Milwaukie is hereby authorized to issue not to exceed \$85,000.00 in general obligation bonds of the City of Milwaukie, Oregon, which shall be paid by an ad valorem tax on all taxable property within the corporate limits of the said City of Milwaukie.

The City Council of the City of Milwaukie, Oregon, each year shall provide in the budget for sufficient funds to pay the principal and interest on said general obligation bonds of the City of Milwaukie, Oregon, which taxes shall be in addition to all other taxes permitted by the Charter, as amended, of the City of Milwaukie, Oregon, and the Laws of the State of Oregon.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that it is not practicable to submit the foregoing measures or charter amendments in the form and by ballot titles required by subsection (1) of Section 20 of Article V of Ordinance No. 735 of the City of Milwaukie, Oregon, and that, in order to truly and impartially state the purpose and the effect of the measures or charter amendments in question, they should be submitted to the legal voters of the City of Milwaukie, Oregon, in the following form and ballot titles, to-wit:

CHARTER AMENDMENT PROPOSED BY THE CITY COUNCIL AND REFERRED TO THE LEGAL VOTERS OF THE CITY OF MILWAUKIE, OREGON

PROPOSED AMENDMENT TO THE CITY CHARTER.

Shall the Charter of the City of Milwaukie, Oregon, as amended, be further amended by adding thereto a Chapter to be known as Chapter VIII-A, authorizing and empowering the City Council to construct a storm sewer system within and without the limits of the City of Milwaukie, Oregon; authorizing and empowering the City Council to construct an addition to the existing sewage treatment and disposal plant in said City; authorizing and empowering the City Council to acquire by purchase and construct all the appurtenances necessary for the completion and operation of the said improvements; authorizing and empowering the City Council to acquire by gift, purchase, grant or condemnation the necessary lands and easements therefor; authorizing and empowering the City Council to issue general obligation bonds of the City of Milwaukie, Oregon, in an amount not to exceed \$215,000.00, which shall be paid by an annual ad valorem tax on all taxable property within the corporate limits of said City that is in addition to all other taxes permitted by the Charter, as amended, of

the City of Milwaukie, Oregon, and the laws of the State of Oregon; and authorizing, empowering and directing the City Council to provide each year in the budget of said City for sufficient funds to pay the principal and interest on said general obligation bonds.

CHARTER AMENDMENT PROPOSED BY THE CITY COUNCIL AND REFERRED TO THE LEGAL VOTERS OF THE CITY OF MILWAUKIE, OREGON

PROPOSED AMENDMENT TO THE CITY CHARTER.

Shall the Charter of the City of Milwaukie, Oregon, as amended, be further amended by adding thereto a Chapter to be known as Chapter VIII-B, authorizing and empowering the City Council to construct an additional fire station in said City and to acquire by purchase new fire fighting trucks and other fire fighting equipment; authorizing and empowering the City Council to acquire by purchase and construct all the appurtenances necessary for the completion and operation of the said improvements; authorizing and empowering the City Council to acquire by gift, purchase, grant or condemnation the necessary lands and easements therefor; authorizing and empowering the City Council to issue general obligation bonds of the City of Milwaukie, Oregon, in an amount not to exceed \$85,000.00, which shall be paid by an annual ad valorem tax on all taxable property within the corporate limits of said City that is in addition to all other taxes permitted by the Charter, as amended, of the City of Milwaukie, Oregon, and the laws of the State of Oregon; and authorizing, empowering and directing the City Council to provide each year in the budget of said City for sufficient funds to pay the principal and interest on said general obligation bonds.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that the election precinct for said special election shall be and constitute all of the territory within the corporate limits of the City of Milwaukie, Oregon, and that there shall be one polling place for said special election, namely, in the City Hall, 926 Main Street, Milwaukie, Oregon; at which polling place all legal voters shall vote, and which polling place shall be open from 8:00 o'clock A.M., to 8:00 o'clock P.M., Oregon Standard Time.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that the following named persons, all legal voters of the City of Milwaukie, Oregon, be and they are hereby designated and appointed as chairman and clerks of election, to act as the election board at such polling place, and on such date, to-wit:

Gertrude Westerberg,	Chairman
Harriet Saremäl,	Clerk
Minnie Hamburg,	Clerk
Florence Salter,	Clerk

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that the Recorder of the City of Milwaukie, Oregon, be and he hereby is empowered and ordered to make all other arrangements and to secure the necessary supplies for said special election.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that the Recorder of the City of Milwaukie, Oregon, be and he hereby is directed to give at least ten (10) days' notice of the special election hereby called by posting notices thereof in not less than three public places within the boundaries of Milwaukie, Oregon, and by publishing said notice once in the official city newspaper, The Milwaukie Review. The said notice shall be in the following form:

NOTICE OF SPECIAL ELECTION

On the 15th day of October, 1959, in the City of Milwaukie, Oregon, from 8:00 o'clock A.M., to 8:00 o'clock P.M., Oregon Standard Time, a special city election will be

held at which two charter amendments will be submitted to the legal voters of the City of Milwaukie, Oregon, for their approval or rejection.

The following are the ballot titles, the numbers and forms in which the questions will be printed on the official ballot:

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CHARTER AMENDMENT PROPOSED BY THE CITY COUNCIL AND REFERRED TO THE LEGAL VOTERS OF THE CITY OF MILWAUKIE, OREGON

PROPOSED AMENDMENT TO THE CITY CHARTER.

Shall the Charter of the City of Milwaukie, Oregon, as amended, be further amended by adding thereto a Chapter to be known as Chapter VIII-A, authorizing and empowering the City Council to construct a storm sewer system within and without the limits of the City of Milwaukie, Oregon; authorizing and empowering the City Council to construct an addition to the existing sewage treatment and disposal plant in said City; authorizing and empowering the City Council to acquire by purchase and construct all the appurtenances necessary for the completion and operation of the said improvements; authorizing and empowering the City Council to acquire by gift, purchase, grant or condemnation the necessary lands and easements therefor; authorizing and empowering the City Council to issue general obligation bonds of the City of Milwaukie, Oregon, in an amount not to exceed \$215,000.00, which shall be paid by an annual ad valorem tax on all taxable property within the corporate limits of said City that is in addition to all other taxes permitted by the Charter, as amended, of the City of Milwaukie, Oregon, and the laws of the State of Oregon; and authorizing, empowering and directing the City Council to provide each year in the budget of said City for sufficient funds to pay the principal and interest on said general obligation bonds.

YES

NO

52

CHARTER AMENDMENT PROPOSED BY THE CITY COUNCIL AND REFERRED TO THE LEGAL VOTERS OF THE CITY OF MILWAUKIE, OREGON

PROPOSED AMENDMENT TO THE CITY CHARTER.

Shall the Charter of the City of Milwaukie, Oregon, as amended; be further amended by adding thereto a Chapter to be known as Chapter VIII-B, authorizing and empowering the City Council to construct an additional fire station in said City and to acquire by purchase new fire fighting trucks and other fire fighting equipment; authorizing and empowering the City Council to acquire by purchase and construct all the appurtenances necessary for the completion and operation of the said improvements; authorizing and empowering the City Council to acquire by gift, purchase, grant, or condemnation the necessary lands and easements therefor; authorizing and empowering the City Council to issue general obligation bonds of the City of Milwaukie, Oregon, in an amount not to exceed \$85,000.00, which shall be paid by an annual ad valorem tax on all taxable property within the corporate limits of said City that is in addition to all

YES

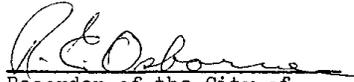
NO

' other taxes permitted by the Charter, as amended, '  
 ' of the City of Milwaukie, Oregon, and the laws of '  
 ' the State of Oregon; and authorizing, empowering '  
 ' and directing the City Council to provide each '  
 ' year in the budget of said City for sufficient '  
 ' funds to pay the principal and interest on said '  
 ' general obligation bonds. '

The polling place for said special election will be the City Hall, 926 Main Street, Milwaukie, Oregon.

The original Resolution containing the proposed Charter Amendments in full is on file with the City Recorder at the Recorder's office in the City Hall of Milwaukie, Oregon, and is there available for inspection. Such Resolution is hereby referred to and by reference made a part hereof.

Published by order of the City Council of the City of Milwaukie, Oregon.

  
 Recorder of the City of  
 Milwaukie, Oregon

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that the original of this Resolution containing the full Charter Amendments to be voted on be placed on file with the City Recorder at the Recorder's office in the City Hall of Milwaukie, Oregon, at least fifteen (15) days before the date of the Special Election at which the said Charter Amendments are to be voted upon, and there made available for inspection by all interested parties.

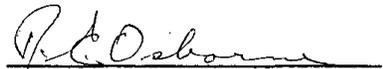
BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that an exact copy of this Resolution be inserted in and made a part of the minutes of this adjourned regular meeting of the City Council held on the 18th day of September, 1959.

Introduced and adopted by the City Council of the City of Milwaukie, Oregon, on the 18th day of September, 1959, at an adjourned regular meeting.

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 Earl M. Clay, Mayor of the  
 City of Milwaukie, Oregon

ATTEST:

  
 R. E. Osborne, Recorder of the  
 City of Milwaukie, Oregon

RESOLUTION NUMBER 25-1959

A RESOLUTION DECLARING THE INTENTION OF THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON, TO CONSTRUCT SANITARY SEWERS IN THE REPLAT OF COLE ADDITION AND IN WALNUT ADDITION.

WHEREAS, the City Council of the City of Milwaukie, Oregon deems it expedient and necessary to construct sanitary sewers along