

MILWAUKIE MERIT SYSTEM OF CIVIL SERVICE:

Charter Amendment Establishing Three-Member Civil Service Commission and Personnel Department; Repealing Existing and Providing New Procedures of Employment, Termination, Promotion, Discipline and Appeals; Adding a new Chapter X., Sections 38 through 63; and amending Sections 5, 6, 17, 24 and 26; changing appointing power from Manager, to Manager, by and with the approval of the Council.

ADOPTED THIS 12th DAY OF AUGUST, 1963.

Joseph M. Bernard, Jr., Mayor.

ATTEST:

R. E. Osborne
R. E. Osborne, Recorder.

RESOLUTION NUMBER 27-1963

A RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF NEGOTIABLE GENERAL OBLIGATION BONDS OF THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON, IN THE PRINCIPAL SUM OF \$150,000.00; PRESCRIBING THE FORM OF SAID BONDS AND OF THE INTEREST COUPONS PERTAINING THERETO; PROVIDING FOR THE SALE OF SAID BONDS; AND PROVIDING FOR NOTICE OF SUCH SALE.

WHEREAS, heretofore, on the 15th day of March, 1963, at a special election duly called and held in the City of Milwaukie, Clackamas County, Oregon, the legal voters of said City duly adopted Chapter VIII-E as an amendment to 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, which provides as follows:

CHAPTER VIII-E

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, Oregon, when in its discretion it is deemed advisable, may provide by resolution or resolutions for the establishment, construction, equipment and maintenance of a building to be used for a public library on property now owned by said City within the boundaries of said City, either by contract method or city construction method, or by the combination of both, together with all the appurtenances necessary for the completion and operation of said public library; and to pay the cost thereof, the City Council of the City of Milwaukie is hereby authorized to issue \$150,000.00 in negotiable 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 negotiable 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 Constitution and the laws of the State of Oregon.

and

WHEREAS, it is now necessary to procure funds for the aforesaid purposes and to issue the bonds authorized by said charter amendment so designated as Chapter VIII-E; now therefore;

BE IT RESOLVED by the City Council of the City of Milwaukie, Oregon, that the City of Milwaukie, in Clackamas County, State of Oregon, do issue and sell its negotiable general obligation bonds in the principal sum of \$150,000.00 for the purpose of establishing, constructing, equipping and maintaining a building to be used for a public library on property now owned by said City within the boundaries of said City, and to pay the cost thereof.

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, Oregon, that said negotiable general obligation bonds shall be dated November 1, 1963, and shall be in the denomination of ONE THOUSAND DOLLARS (\$1,000.00) each and shall be numbered consecutively beginning with number ONE (1) and ending with number ONE HUNDRED FIFTY (150) and shall be issued to mature serially in numerical order in principal amounts as follows:

<u>BOND NUMBERS</u>	<u>MATURITY DATES</u>	<u>AMOUNT</u>
<u>INCLUSIVE</u>		
1 - 10	November 1, 1964	\$10,000.00
11 - 20	November 1, 1965	10,000.00
21 - 30	November 1, 1966	10,000.00
31 - 40	November 1, 1967	10,000.00
41 - 50	November 1, 1968	10,000.00
51 - 60	November 1, 1969	10,000.00
61 - 70	November 1, 1970	10,000.00
71 - 80	November 1, 1971	10,000.00
81 - 90	November 1, 1972	10,000.00
91 - 100	November 1, 1973	10,000.00
101 - 110	November 1, 1974	10,000.00
111 - 120	November 1, 1975	10,000.00
121 - 130	November 1, 1976	10,000.00
131 - 140	November 1, 1977	10,000.00
141 - 150	November 1, 1978	10,000.00

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, Oregon, that the said bonds shall be the general obligation of the City of Milwaukie, Oregon, and shall bear interest semi-annually on May first and November first, beginning with May, 1964, at a rate or rates not exceeding five per cent (5%) per annum; that both the interest upon and the principal of said bonds shall be paid at the office of the treasurer of said City in any coin or currency which, at the time of payment, is legal tender for the payment of public and private debts within the United States of America; that the said bonds shall be signed by the Mayor and attested by the City Recorder of said City and that the interest coupons appertaining to said bonds shall bear the facsimile signatures of the Mayor and the City Recorder; and that, except as to numbers and maturities and such modifications as may be necessary to conform the said bonds to the terms of the successful bid therefor, the said bonds shall be of uniform tenor and read substantially as follows:

No. _____ \$1,000.00
 UNITED STATES OF AMERICA
 STATE OF OREGON
 COUNTY OF CLACKAMAS
 CITY OF MILWAUKIE
 GENERAL OBLIGATION BOND

THE CITY OF MILWAUKIE in CLACKAMAS COUNTY, OREGON, FOR VALUE RECEIVED HEREBY PROMISES TO PAY TO BEARER THE SUM OF ONE THOUSAND DOLLARS (\$1,000.00) upon the FIRST DAY OF NOVEMBER, 19___, with interest thereon from the date hereof to maturity at the rate of _____ per cent per annum payable semi-annually upon the first days of May and November of each year hereafter to the bearer of the respective coupons therefor hereto attached, upon the presentation and surrender thereof as the said coupons respectively mature. Both the principal hereof and the

interest hereon are payable at the office of the Treasurer of said City in any coin or currency which, at the time of payment, is legal tender for the payment of public and private debts within the United States of America.

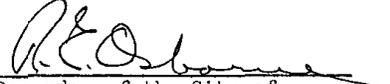
THIS BOND, one of a series of like date and tenor, except as to maturities, aggregating ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) par value in amount numbered one to one hundred fifty inclusive, is a general obligation of the City of Milwaukie, Oregon, payable both as to principal and interest from unlimited ad valorem taxes upon all of the property within the said City so taxable for its purposes and is issued in accordance with the Statutes of the State of Oregon thereunto appertaining and of Chapter VIII-E of the Milwaukie Charter of 1944, duly adopted by the legal voters of said City at a special election regularly called and legally held therein on the 15th day of March, 1963, for the purposes of establishing, constructing, equipping and maintaining a building to be used for a public library on property now owned by said City within the boundaries of said City, and to pay the cost thereof.

IT IS HEREBY CERTIFIED, RECITED and DECLARED that all conditions, acts and things required to exist, to happen and to be performed precedent to and in the issuance of this bond have existed, have happened, and have been performed in due time, form and manner as required by the Constitution and Statutes of the State of Oregon and by the Charter and Ordinances of said City and that the issue of which this bond is a part and all other obligations of said City are within every debt limitation and other limit prescribed by the said Constitution, Statutes and City Charter.

IN WITNESS WHEREOF, the said City of Milwaukie has caused this bond to be signed by its Mayor and attested by its Recorder under its corporate seal, and has caused the attached interest coupons to bear the facsimile signatures of its said officers, all as of the first day of November, 1963.

Mayor of the City of Milwaukie,
Oregon (SEAL)

ATTEST:


Recorder of the City of
Milwaukie, Oregon

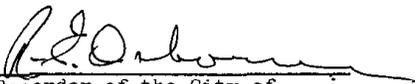
COUPON

No. _____ \$ _____

ON THE FIRST DAY OF _____, 19____, THE CITY OF MILWAUKIE, in Clackamas County, Oregon, will pay the bearer _____ Dollars AT THE OFFICE OF THE TREASURER OF SAID CITY for six (6) months' interest then due on City of Milwaukie General Obligation Bond No. _____, dated November 1, 1963.

Mayor of the City of Milwaukie,
Oregon (SEAL)

ATTEST:


Recorder of the City of
Milwaukie, Oregon

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, Oregon, that the hour of 8:00 o'clock p.m., Pacific Standard Time, November 11, 1963, be and the same is hereby fixed as the time and date for the sale of City of Milwaukie General Obligation Bonds in the sum of ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00).

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, Oregon, that the City Recorder of the City of Milwaukie is hereby authorized and directed to advertise the said bonds for sale and shall advertise said sale once each week for not less than two successive weeks in the Milwaukie Review, a weekly newspaper published within the boundaries of the City of Milwaukie. Such notice shall be substantially as follows:

NOTICE OF BOND SALE

NOTICE is hereby given that sealed bids will be received by the undersigned until 8:00 o'clock p.m., Pacific Standard Time, on the 11th day of November, 1963, and immediately thereafter opened by the Council of the City of Milwaukie for the purchase of general obligation bonds of said City in the sum of ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00). Bonds 1 to 150 inclusive shall be in the amount of ONE THOUSAND DOLLARS (\$1,000.00) each. All bonds to be dated November 1, 1963, and to mature in numerical order as follows:

<u>BOND NUMBERED</u> <u>INCLUSIVE</u>	<u>MATURITY DATES</u>	<u>AMOUNT</u>
1 - 10	November 1, 1964	\$10,000.00
11 - 20	November 1, 1965	10,000.00
21 - 30	November 1, 1966	10,000.00
31 - 40	November 1, 1967	10,000.00
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81 - 90	November 1, 1972	10,000.00
91 - 100	November 1, 1973	10,000.00
101 - 110	November 1, 1974	10,000.00
111 - 120	November 1, 1975	10,000.00
121 - 130	November 1, 1976	10,000.00
131 - 140	November 1, 1977	10,000.00
141 - 150	November 1, 1978	10,000.00

said bonds to bear interest at the rate of not to exceed five per cent (5%) per annum, payable semi-annually at the office of the Treasurer of Milwaukie, Oregon.

The bonds will be in coupon form, and will be payable both as to principal and interest at the office of the Treasurer of said City from unlimited ad valorem taxes upon all the taxable property in said City.

The bonds will be sold for cash to the responsible bidder whose proposal will result in the lowest net cost to the City, but for not less than their par value and the entire amount of accrued interest thereon. Each bidder shall submit with, or include in, his or its bid a statement of the total net interest cost to the City, under his or its bid, if accepted. The City reserves the right to reject any or all bids and waive formalities in the awarding of the bonds.

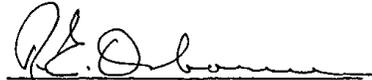
Bids submitted must be unconditional, and must be accompanied by a Cashier's Check or Certified Check in favor of the said City, of or upon a bank doing business in Oregon, in the amount of \$3,000.00. The deposit will not draw interest, but will be forfeited to the City as liquidated damages if the bidder to whom the bonds are awarded fails or refuses to complete his or its purchase in accordance with the terms of his or its bid.

The bonds will be delivered complete, without undue delay, at the expense of the City at such City in Oregon as the successful bidder shall name. The legal opinion of Messrs. Shuler, Sayre, Rankin & Myers, of Portland, Oregon, approving the validity of the bonds, will be furnished by the City without cost to the successful bidder.

Adopted this 12th day of August, 1963.

Joseph M. Bernard, Jr., Mayor.

ATTEST:


R. E. Osborne, Recorder.

RESOLUTION NUMBER 28-1963

WHEREAS, the City of Milwaukie, by appropriate statutory procedure, has heretofore annexed the following described tracts of real property, to-wit:

WHEREVER TAX LOT NUMBERS ARE MENTIONED IN THE FOLLOWING DESCRIPTIONS THEY ARE THE NUMBERS ASSIGNED BY THE CLACKAMAS COUNTY ASSESSOR, AS OF THIS DATE, AUGUST 1, 1963.

Beginning at the intersection of the center lines of Mason Lane and S. E. 41st Street in the west boundary of Section 30 T. 1S., R. 2E., W.M.

1. Thence Easterly on the center line of Mason Lane to a point due North of Lot 9, Block 1 of Mason Hill Townplat;
2. Thence southerly to the northeast corner of Arden Park Townplat;
3. Thence Westerly to the northwest corner of said Arden Park at the northeast corner of Tract 4 Block 1, Gloverland;
4. Thence southerly to the southeast corner of the last mentioned Tract 4;
5. Thence westerly to the southwest corner of Tract 1 Block 1 said Gloverland in the east boundary of Glover Road;
6. Thence southerly on the east boundary of Glover Road to the south boundary of Howe Street;
7. Thence East on said Howe Street boundary to the northwest corner of Lot 1, Block 4, Arden Park;
8. Thence southerly on the west boundary of Arden Park to the southwest corner of said Arden Park at an angle corner in Block 4 of said plat;
9. Thence Easterly along the division line of Arden Park and the plat of Gibson's Subdivision of the Baptist Campbell Tract to the northeast corner of Tract 1 of said Gibson's Subdivision;
10. Thence northerly along the east boundary of Arden Park to the northeast corner of Lot 18, Block 4, of said Arden Park;
11. Thence Easterly along the north boundary of Glover Street to a point north of the northeast corner of Lot 20 of Block 4 of the Plat of Leone Acres;
12. Thence Southerly along the east boundary of Leone Acres and the southerly extension thereof to the south boundary of Logus Road;
13. Thence easterly along the south boundary of Logus Road to the northeast corner of Tract 22 of the Plat of Gibson's Subdivision of the Logus Tracts
14. Thence southerly to the southeast corner of said Tract 22;
15. Thence Easterly to the north end of the division-line dividing Tract 37 of the last mentioned plat into east and west halves;
16. Thence southerly on said division line and its southerly extension to the south boundary of King Road;
17. Thence West to the northeast corner of Block 9, Minthorn Addition;