

CITY OF DUNES CITY  
LANE COUNTY, OREGON

RESOLUTION NO. 04-12-01

RESOLUTION ELECTING APPLICATION FOR ENTRY TO THE  
OREGON PUBLIC EMPLOYEES RETIREMENT SYSTEM  
LOCAL GOVERNMENT RATE POOL

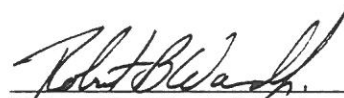
**Whereas** the Board of Trustees of the Public Employees Retirement System has adopted Oregon Administrative Rule 459-009-0070, which allows the formation of a Local Government Rate Pool; and,

**Whereas** participation in the Local Government Rate Pool has been determined by this body to be a prudent action;


**It is hereby resolved** that the City of Dunes City, OPERS employer number 2299, has by majority vote elected to apply for acceptance into the Local Government Rate Pool.

ADOPTED: April 12, 2001

Ayes: 5      Nays: 0      Abstain: 0      Absent: 1

  
Robert B. Ward, Jr., Mayor

ATTEST:

  
Mary Spankroy, City Recorder

With signing and delivery of this resolution to OPERS on or before April 30, 2001, the above-named government entity will be submitted to the OPERS Board of Trustees for acceptance into the Local Government Rate Pool effective with the actuarial period beginning January 1, 2000.

**CITY OF DUNES CITY  
LANE COUNTY, OREGON**

**RESOLUTION NO. 05-10-01**

**CHANGING THE NAME OF LEAVITT ROAD TO WOODLAND WAY**


**WHEREAS,** the City has been petitioned by all residents of Leavitt Road to change the name of their road to Woodland Way; and

**WHEREAS,** the Road Commission recognizes the confusion created between Leavitt Road and Leavitt Loop and recommends the requested change to the City Council;

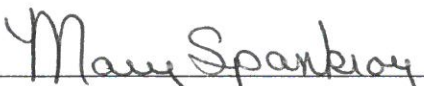
**NOW, THEREFORE, DUNES CITY RESOLVES** that the name of Leavitt Road on Map 19-12-23-3-3 be changed to Woodland Way, and that related entities be notified of the change.

Ayes: 4      Nays: 0      Abstain: 0      Absent: 2

Dated this 10<sup>th</sup> day of May, 2001.

  
\_\_\_\_\_  
Robert B. Ward, Jr., Mayor  
City of Dunes City

ATTEST:

  
\_\_\_\_\_  
Mary Spankroy, City Recorder

CITY OF DUNES CITY, LANE COUNTY; OREGON

RESOLUTION NO. 06-14-01(A)

RESOLUTION ADOPTING THE 2001-2002 FISCAL YEAR BUDGET,  
AND MAKING APPROPRIATIONS

WHEREAS, the annual budget for the fiscal year 2001-2002 has been duly completed and submitted to the Mayor and City Council of the City of Dunes City, and;

WHEREAS, said budget has been reviewed by the Budget Committee, the Mayor and the City Council of the City of Dunes City,

NOW THEREFORE BE IT RESOLVED:

1. That the City Council of the City of Dunes City, Oregon, does hereby adopt the budget for the fiscal year 2001-2002 approved by the Budget Committee of the City of Dunes City on May 15, 2001 in the sum of \$1,041,521 now on file at the Dunes City Hall, Dunes City, Oregon

2. That Dunes City does not levy a property tax. Therefore there are no taxes to levy and assess upon any property within the City of Dunes City as of 1:00 a.m., January 1, 2001.

3. That the amounts for the fiscal year beginning July 1, 2001, and for the purposes shown below are hereby appropriated as follows:

GENERAL FUND

Personal Services	33,992	
Materials and Services	32,820	
Capital Outlay	5,700	
Contingencies	<u>143,173</u>	
TOTAL		215,685

STATE STREET TAX FUND

Personal Services	11,670	
Materials and Services	135,622	
Capital Outlay	<u>1,050</u>	
TOTAL		148,342

EMERGENCY COMMUNICATIONS FUND

Materials and Services	<u>5,509</u>	
TOTAL		5,509

PLANNING ASSISTANCE GRANT FUND

Personal Services	1,295	
Materials and Services	<u>546</u>	
TOTAL		1,841

COUNTY/CITY ROAD PARTNERSHIP FUND

Personal Services	9,946	
Materials and Services	542,564	
Capital Outlay	1,850	
Unappropriated Ending Fund Balance	<u>57,602</u>	
TOTAL		611,962

MOTEL TAX FUND

Personal Services	4,251	
Materials and Services	11,796	
Unappropriated Ending Fund Balance	<u>400</u>	
TOTAL		16,447

SILTCOOS RIVER CANOE TRAIL - SYMMS

Personal Services	0	
Materials and Services	<u>2,516</u>	
TOTAL		2,516

BUILDING CODES FUND

Personal Services	9,312	
Materials and Services	29,657	
Capital Outlay	<u>250</u>	
TOTAL		39,219


TOTAL APPROPRIATIONS - ALL FUNDS 1,041,521

4. That the City Recorder certify to the County Clerk and County Assessor of Lane County, Oregon, the levy made by this resolution and shall file with the Department of Revenue a true copy of the budget as finally adopted.

ADOPTED BY THE CITY COUNCIL OF DUNES CITY, OREGON, THIS 14TH DAY OF JUNE 2001.

Ayes: 5 Nays: 0 Abstain: 0 Absent: 0

Dated this 14<sup>th</sup> day of June 2001.

  
Robert B. Ward, Jr., Mayor  
City of Dunes City

ATTEST:

  
Mary Spankroy, City Recorder

**CITY OF DUNES CITY  
LANE COUNTY, OREGON**

**RESOLUTION NO. 06-14-01(B)**

**RESOLUTION CERTIFYING DUNES CITY PROVIDES FOUR  
MUNICIPAL SERVICES ENUMERATED IN SECTION 1, ORS 221.760**

**WHEREAS, ORS 221.760** provides as follows:

Section 1. The officer responsible for disbursing funds to cities under ORS 323.455, 366.785 to 366.820 and 471.805 shall, in the case of a city located within a county having more than 100,000 inhabitants according to the most recent federal decennial census, disburse such funds only if the city provides four or more of the following services:

- (1) Police protection; (2) Fire protection; (3) Street construction, maintenance, and lighting; (4) Sanitary sewer; (5) Storm sewers; (6) Planning, zoning, and subdivision control; (7) One or more utility services, and

**WHEREAS,** city officials recognize the desirability of assisting the state officer responsible for determining the eligibility of cities to receive such funds in accordance with ORS 221.760.

**NOW THEREFORE BE IT RESOLVED** that Dunes City hereby certifies that it provides the following four municipal services enumerated in Section 1, ORS 221.760:

- (1) Fire protection;  
(2) Street construction, maintenance, & lighting;  
(3) Storm sewers; and  
(4) Planning, zoning, and subdivision control.


**APPROVED** by the City of Dunes City this 14th day of June, 2001.

Ayes: 6

Nays: 0

Abstain: 0

Absent: 0

  
\_\_\_\_\_  
Robert B. Ward Jr., Mayor  
City of Dunes City

ATTEST:

  
\_\_\_\_\_  
Mary Spankroy, City Recorder

**CITY OF DUNES CITY  
LANE COUNTY, OREGON**

**RESOLUTION NO. 06-14-01(C)**

**A RESOLUTION EXTENDING DUNES CITY'S WORKERS' COMPENSATION COVERAGE TO  
VOLUNTEERS OF DUNES CITY.**

**WHEREAS**, Dunes City elects the following:

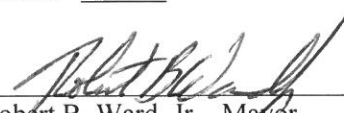
Pursuant to ORS 656.031, workers' compensation coverage will be provided to the classes of volunteer workers listed on the attached Volunteer Election Form.

1. An assumed monthly wage of \$800.00 will be used for public safety volunteers; and
2. Non-public safety volunteers will keep track of their hours and have their assumed payroll reported in the correct class code for the type of work being performed using Oregon minimum wage; and
3. Court-mandated community service workers/inmates on work release may be covered for workers' compensation benefits by the sentencing court. Coverage will be determined prior to work inception and stipulated to in writing between Dunes City and the respective sentencing court. Court-mandated volunteers will keep track of their hours and have their assumed payroll reported in Class Code 7720V using Oregon minimum wage; and
4. A roster of active volunteers (public safety, non-public safety, and community service workers/inmates on work release) will be kept monthly for reporting purposes. It is acknowledged that City/County Insurance Services may request copies of these rosters during year-end audit; and
5. Unanticipated volunteer projects or exposure not addressed herein will be added onto Dunes City's coverage agreement (1) by endorsement, (2) with advance notice to CIS, and (3) allowing two weeks for processing. It is hereby acknowledged that coverage of this type cannot be backdated.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Dunes City to provide for workers' compensation insurance coverage as indicated above. This resolution will be updated annually.

**ADOPTED** by the City Council of Dunes City this 14th day of June, 2001.

Ayes: 5      Nays: 0      Abstain: 0      Absent: 0

  
\_\_\_\_\_  
Robert B. Ward, Jr., Mayor

ATTEST by City Recorder this 14<sup>th</sup> day of June, 2001:

  
\_\_\_\_\_  
Mary Spankroy, City Recorder

**CITY OF DUNES CITY, LANE COUNTY, OREGON**

**RESOLUTION NO. 06-14-01(D)**

**RESOLUTION AUTHORIZING SUBMISSION OF GRANT APPLICATION FOR THE TRANSPORTATION GROWTH MANAGEMENT (TGM) CODE ASSISTANCE PROGRAM, TO REVIEW AND UPDATE DUNES CITY CODE OF ORDINANCES, LAND USAGE SECTION.**

**WHEREAS**, Dunes City is interested in sponsoring a project to obtain grant funding for reviewing and revising Dunes City Code of Ordinances, Land Usage; and

**WHEREAS**, Dunes City does not have sufficient monies to fund the projects costs of approximately \$30,000; and

**WHEREAS**, Lane Council of Governments has agreed to assist Dunes City in the grant application process;

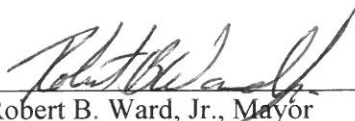
**NOW THEREFORE BE IT RESOLVED** that Dunes City does hereby authorize submission of the Transportation Growth Management Code Assistance Program grant application, in order to obtain code assistance in the review and revision of the Dunes City Code of Ordinances, Land Usage Section.

**BE IT FURTHER RESOLVED** that Lee Riechel is hereby authorized to act on behalf of Dunes City to complete the grant application forms and submit the appropriate documents to Lane Council of Government.

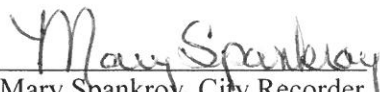
**ADOPTED BY THE CITY COUNCIL OF DUNES CITY, OREGON, THIS 14<sup>th</sup> DAY OF June, 2001**

AYES: 5      NAYS: 0      ABSTAIN: 1      ABSENT: 0

Dated this 14<sup>th</sup> day of June, 2001.

  
Robert B. Ward, Jr., Mayor  
City of Dunes City

ATTEST:

  
Mary Spankroy, City Recorder

**CITY OF DUNES CITY, LANE COUNTY, OREGON**

**RESOLUTION NO. 09-13-01**

**RESOLUTION TRANSFERRING LINE ITEM MONIES  
WITHIN 2001/2002 BUDGETED FUNDS**

**WHEREAS**, at the time of 2001/2002 Budget preparation, the Qwest final franchise settlement repayment amount and due date were not finalized; and

**WHEREAS**, Dunes City has an operating contingency in the 2001/02 General Fund Budget in the amount of \$143,173; and

**WHEREAS**, Dunes City has over-expended the Miscellaneous line item, Materials and Services, within its 2001/02 budgeted General Fund appropriations with the Qwest repayment;

**NOW THEREFORE BE IT RESOLVED** that the City Council does hereby approve the transfer of \$3000 from the General Fund Operating Contingency to Materials & Services, increasing the 2001/02 budgeted "Miscellaneous" line item appropriation by that amount.

**ADOPTED BY THE CITY COUNCIL OF DUNES CITY, OREGON, THIS 13th DAY OF SEPTEMBER 2001.**

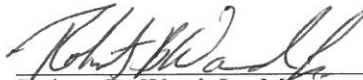
Ayes: 6

Nays: 0

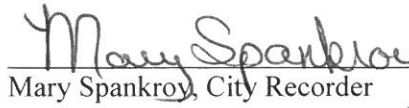
Abstain: 0

Absent: 1

Dated this 13th day of September, 2001.

  
Robert B. Ward, Jr., Mayor  
City of Dunes City

ATTEST:

  
Mary Spankroy, City Recorder



**CITY OF DUNES CITY  
LANE COUNTY, OREGON**

**RESOLUTION NO. 10-11-01(A)**

**RESOLUTION AMENDING DUNES CITY STANDARD CONTRACT PROVISIONS AS  
APPROVED BY RESOLUTION #07-13-00 BY APPLYING WORDING FOR WORKERS  
COMPENSATION COVERAGE AS REQUIRED BY OREGON SENATE BILL 507**

**WHEREAS**, City adopted Standard Contract Provision via Resolution 07-13-00 in which section 6 establishes payment for medical care and attention to employees per ORS 279.320; and

**WHEREAS**, ORS 279.320(2) has been amended under Senate Bill 507 so that workers compensation coverage for public contracts on Oregon is now applied in the same manner as private contracts

**NOW THEREFORE BE IT RESOLVED** by the Dunes City Council that Dunes City Standard Contract Provisions be amended by replacing Section 6.2 as shown on the attached exhibit "A" with the following:

**The Contractor and all subject employers working under this contract are either employers that will comply with ORS 656.017, or employers that are exempt under ORS 656.126.**

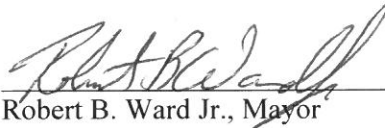
**ADOPTED BY THE CITY COUNCIL OF DUNES CITY, OREGON, THIS DAY**  
**OF** October 11, 2001

Ayes: 6

Nays: 0

Abstain: 0

Absent: 0

  
\_\_\_\_\_  
Robert B. Ward Jr., Mayor  
City of Dunes City

ATTEST:

  
\_\_\_\_\_  
Mary Spankroy, City Recorder

**CITY OF DUNES CITY  
LANE COUNTY, OREGON**

**RESOLUTION NO. 10-11-01(B)**

**Resolution Regarding Membership  
In the City County Insurance Services Trust.**

**WHEREAS**, City County Insurance Services Trust (CIS) is a trust established by the League of Oregon Cities (LOC) and Association of Oregon Counties (AOC) to administer pooled retention funds to protect members against the financial consequence of property, casualty, and workers compensation losses pursuant to coverage agreements; and

**WHEREAS**, CIS provides its Members a broad array of risk management services, including risk financing, loss prevention and loss control programs, claims management and legal representation, risk management consulting, data gathering, information sharing, training and related services; and

**WHEREAS**, the City of Dunes City finds that membership in CIS is a benefit in managing the risks involved in providing services to its citizens; and

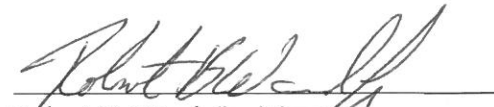
**WHEREAS**, the City of Dunes City has been provided with copies of the CIS Trust Agreement, Bylaws and Rules which have been recently updated and revised; and

**WHEREAS**, the CIS Bylaws, at Articles 2.2.2 and 3.3 provide that Articles 2 and 3 of the bylaws shall constitute a contract between the Member and CIS and that the Member shall adopt a resolution acknowledging that contractual relationship.

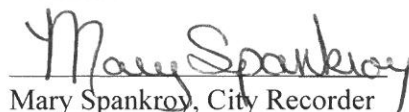
**NOW, THEREFORE BE IT RESOLVED**, the City of Dunes City ("Member") does hereby acknowledge and agree that it has received copies of the CIS Agreement and Declaration of Administrative Trust, Bylaws, and Rules and accepts the terms and conditions therein with respect to any CIS coverage programs in which it elects to participate and for which it is accepted as a Member by CIS.

**ADOPTED BY THE CITY COUNCIL OF DUNES CITY, OREGON, THIS DAY  
OF October 11, 2001.**

Ayes: 6      Nays: 0      Abstain: 0      Absent: 0

  
Robert B. Ward, Jr., Mayor

ATTEST:

  
Mary Spankroy, City Recorder

**CITY OF DUNES CITY  
LANE COUNTY, OREGON**

**RESOLUTION NO. 12-13-01(A)**

**LANE COUNTY SESQUICENTENNIAL YEAR COMMEMORATION**

**WHEREAS**, Lane County was formed by the Oregon Territorial Legislature on January 1851; and

**WHEREAS**, Lane County originally extended eastward to the Rocky Mountains and southward to the California border, but now serves a more specific geographic area of 4,620 square miles, largely the size of Connecticut; and

**WHEREAS**, Lane County's entire county government in 1851 consisted of three commissioners, a county judge, an assessor, a treasurer, and a sheriff; but has grown within the framework of local community need to serve more than 323,950 citizens with an employee base of 1,600 and over 14 major direct service divisions with a \$405 million budget.

**WHEREAS**, the City Council of Dunes City wishes to memorialize a history of achievement and service and mark it as a milestone for future generations of citizens; and

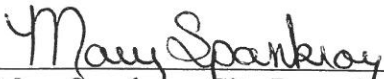
**WHEREAS**, the City Council of Dunes City encourages all citizens to take pause to remember the valuable role Lane County government plays in the lives of its citizens;


**NOW, THEREFORE BE IT RESOLVED** that the City Council of Dunes City hereby proclaims this Lane County Sesquicentennial Year commemoration to be included in Lane County's time capsule and to be sealed within on January 2, 2002.

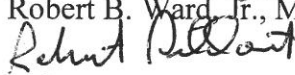
**ADOPTED BY THE CITY COUNCIL OF DUNES CITY, OREGON, THIS**  
13<sup>th</sup> **DAY OF** December, **2001.**

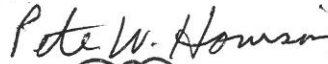
Ayes: 4      Nays: 0      Abstain: 0      Absent: 2


ATTEST:


  
Mary Spankroy, City Recorder

  
Robert B. Ward, Jr., Mayor

 Robert Petersdorf, Councilor

 Peter Howison, Councilor

 Sheldon Meyer, Councilor

 Susie Navetta, Councilor

**CITY OF DUNES CITY  
LANE COUNTY, OREGON**

**RESOLUTION NO. 12-13-01(B)**


**A RESOLUTION AUTHORIZING THE MAYOR AND COUNCIL OF THE CITY OF DUNES CITY TO EXECUTE AND ENDORSE AN AMENDMENT TO THE AGREEMENT WITH THE LEAGUE OF OREGON CITIES GOVERNING THE LEAGUE STATUS AS A UNIT OF LOCAL GOVERNMENT, SIMILAR TO OTHER COOPERATIVE INTERGOVERNMENTAL AGENCIES IN WHICH CITIES CREATE AND PARTICIPATE.**

**WHEREAS**, the Council has found that it is necessary and desirable to endorse and adopt an amendment to the agreement proposed by the League of Oregon Cities.

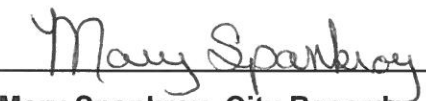
**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Dunes City that the Mayor and Council are hereby authorized to execute and endorse the agreement with the League of Oregon Cities of which the City of Dunes City is a member, governing the League status as a unit of local government, similar to other cooperative intergovernmental agencies that cities create and participate in, all this in the State of Oregon, upon the terms and conditions as set forth in an agreement entitled "Intergovernmental Agreement of Oregon Cities," a copy of which is attached hereto as Exhibit "A," and incorporated by reference herein.

**ADOPTED BY THE CITY COUNCIL OF DUNES CITY, OREGON, THIS 13th DAY OF December, 2001.**

**Ayes: 4      Nays: 0      Abstain: 0      Absent: 2**

  
\_\_\_\_\_  
**Robert B. Ward, Jr., Mayor**

**ATTEST:**

  
\_\_\_\_\_  
**Mary Spankroy, City Recorder.**

## INTERGOVERNMENTAL AGREEMENT OF OREGON CITIES

THIS AGREEMENT made and entered into this 13<sup>th</sup> day of December, 2001 by each city of the State of Oregon agreeing to enter into the same by ordinance or resolution, and every other city having also so agreed and being collectively referred to herein as "CITIES", now therefore

### WITNESSETH:

#### RECITALS:

1. This is an agreement for intergovernmental cooperation by units of local government under ORS 190.010 to ORS 190.111 inclusive, in performing functions and providing services which all of the parties have authority to perform and provide.
2. For purposes of this agreement, the organization created by the Cities to perform certain functions and activities herein set forth shall be deemed a consolidated department of all of the Cities who are parties to this agreement to carry the same out by a combination of methods provided for in ORS 190.020.
3. This agreement reduces to writing the terms, conditions, purposes and objects of services, functions and activities of the League of Oregon Cities performed since 1926 as a cooperative and joint endeavor of Oregon Cities. Nothing herein is intended to change its status as being for some purposes a political subdivision of the State of Oregon, an instrumentality of the State and its Cities for better administration of public affairs, and an agency or instrumentality for performing governmental functions owned and controlled by the Cities of Oregon.

THE CITIES OF OREGON BECOMING PARTIES HERETO AGREE:

I. ACTIVITIES:

1. To form and continue an organization for the cooperative provision of local governmental services, to perform governmental purposes and functions as hereinafter set further under the name of the League of Oregon Cities, hereinafter referred to as the "League."

2. The League of Oregon Cities shall have the following purposes and functions:

- a. To maintain an organization to secure cooperation among the cities of the state by thorough study of local problems, and in the application of efficient methods to local government;
- b. To provide a means whereby officials may interchange ideas and experiences and obtain expert advice;
- c. To collect, compile and distribute to municipal officials information about municipal government and the administrator of municipal affairs;
- d. To engage in the study and preparation of uniform ordinances and practices;
- e. To formulate and promote such legislation as will be beneficial to the cities of the state and the citizens thereof and to oppose legislation detrimental thereto, but not to expend monies in favor of or in opposition to any public measure initiated by or referred to the people, or for or against the election of any candidate for public office;
- f. To provide such services to cities as cities may authorize and require through the League of Oregon Cities, including but not limited to assistance in collective bargaining with employees,<sup>1</sup> liability,<sup>2</sup> casualty,<sup>2</sup> and health insurance,<sup>3</sup> and the provision of joint facilities for local governments with other governmental units acting singly or cooperative. To that end the League may create or participate in appropriate entities and trusts which are suitable and convenient for carrying out its purposes;
- g. To secure harmony of action among municipalities in matters that affect the rights and liabilities of cities;

- h. To institute or participate in litigation in the name of a member city, upon request of such city, or in its own name for the purpose of securing a determination relative to the rights and liabilities of cities of Oregon under any constitutional provision, statute or ordinance; to appear as a friend of the Court in any Court proceeding wherein the rights and liabilities of cities are affected; to appoint or employ counsel for the purpose herein mentioned;
- i. To adopt and amend, from time to time, such rules, regulations, constitution and bylaws as are not inconsistent with this agreement;
- j. To do any and all other things necessary or proper for the benefit of the cities of Oregon which the cities themselves might do singly or in cooperation with other units or agencies of government.

## II. GOVERNANCE AND CONTROL:

1. The Board of Directors shall have general supervision over all of the affairs of the organization, subject to the will of the organization expressed any duly called meeting. The Board of Directors shall possess all powers necessary to carry out the provisions of this agreement and the specific purposes and functions set forth in Section I, ACTIVITIES, including but not limited to the power on behalf of the League of Oregon Cities, directly or through other entities, to rent, lease, purchase, receive and hold property, both real and personal, and to rent, lease, mortgage, hypothecate, sell or otherwise dispose of the same.

2. The Board of Directors shall consist of the officers and Directors of the League.

3. The officers of the League shall be a President, Vice President, Treasurer, Past-President, eleven members at large, and an Executive Director, each of whom, with the exception of the Executive Director, shall hold an elective or appointment position in a city who is a participant in this agreement. The officers shall exercise the usual powers and duties incident to their offices and as provided herein.

4. All officers, except the Executive Director, shall be elected at the annual conference of the League for a term of one year and shall hold office until their successors are elected and qualified.

The Executive Director shall be appointed by the Board of Directors and shall hold office at the pleasure of said committee.

5. Any vacancy in office shall be filled by appointment by the President, subject to the approval of the Board of Directors.

6. Meetings of the Board of Directors may be held at any time upon call of the President or of any three members. A majority of incumbent members shall constitute a quorum. The members of the Board of Directors may vote either in person or by mail upon any issue submitted to the Committee.

### III. PROVISION OF FUNDS:

1. The cities shall provide the revenues for payment of expenses incurred in the performance of the functions and activities of the League by the payment of annual fees or assessments based upon the populations of the respective cities entering into this agreement, as established by the Board of Directors no later than January 1 of any calendar year the assessment is levied for the fiscal year beginning on July 1, in an amount sufficient to finance the expenses of the League for each year.<sup>4</sup>

2. An annual charge, established by the Board of Directors, may also be made to separate boards or commissions of any city also desiring to participate in activities of the League.

3. The Board of Directors may also levy assessments, in addition to the annual fee or assessment, for maintenance of the Legislative Service Bureau, during sessions of the State Legislature.

4. The League may also make such other charges for direct services furnished to cities or others as the Board of Directors may approve.

5. Incidental income from any activity shall be devoted solely to the governmental purposes of the League and its member cities. No profit from any activity shall inure to the benefit of any private person, firm or corporation.



6. No funds shall be expended except upon a vote of the Board of Directors and in furtherance of the objects and purposes of the League. All funds, revenues and expenditures of the League shall be audited at least annually.<sup>5</sup>

#### IV. MEETINGS:

1. An annual conference of the League shall be held each year at the time and place to be determined by the Board of Directors. The program of the annual convention shall be arranged by or under the direction thereof.

2. Special meetings of the League may be called by the President or the Board of Directors at any time by giving notice to the Recorder, or other designated official, of each member city, at least ten (10) days prior to the date of the meeting. The notice shall state the purpose of the meeting.

3. Regional meetings may be called at any time by the President or Board of Directors for the benefit of city officials located in various sections of the state. Resolutions adopted at the regional meetings shall be forwarded to the Board of Directors.

4. All questions of parliamentary practice shall be decided according to Roberts Rules of Order, newly revised.

5. There shall be no limit upon the number of delegates to be sent by an member city to a meeting of the League. All delegates may be heard in debate, but each member city shall be entitled to only one vote. Each delegation shall select one of its members as chairperson to express or record its vote.

#### V. EXECUTIVE DIRECTOR/EMPLOYEES:

The Executive Director shall be the chief administrative officer of the League and be responsible to the Board of Directors for such duties as may be assigned by it. The League, through the Board of Directors, may employ such other employees as necessary to carry out the purposes, activities and functions of the League under this agreement. This agreement does not contemplate the transfer of any personnel.<sup>6</sup>

VI. DURATION/TERM:

The term of this agreement shall be perpetual.<sup>7</sup> The parties hereto shall have the right to terminate their participation herein as a party at any time, by ordinance or resolution forwarded to the Executive Director. The entire agreement may be terminated at any time by a two-thirds vote of the cities then participating.<sup>8</sup> The agreement may be amended at any time, by agreement with each city participating by ordinance or resolution in the same manner as originally entered into.

VII. RIGHTS UPON TERMINATION:

Upon termination of the agreement the cities then participating shall mutually agree upon the transfer of personnel or the division of assets and liabilities between the parties and in the event that they are unable to agree, then venue shall be established in the Circuit Court of Multnomah, Marion, or Lane County to determine that transfer or division.<sup>9</sup> No city shall be liable, upon termination, for any dues, charges, assessments or other liabilities of any kind beyond the year in which such city ceases to participate or in which the agreement is terminated.

VIII. EXECUTION:

The resolution or ordinances of each participating city agreeing hereto shall be placed on file with the original of this agreement.

The City of Dunes City, a municipal corporation

By: Robert B. Ward, Jr.  
Robert B. Ward, Jr., Mayor

ATTEST: Mary Spankroy  
Mary Spankroy, City Recorder

## FOOTNOTES

1. Chapter 243 ORS
2. ORS 731.036 (4)
3. ORS 731.036 (5)
4. ORS 190.020 (1) (a)
5. ORS 190.020 (1) (b)
6. ORS 190.020 (1) (c)
7. ORS 190.020 (1) (e)
8. ORS 190.020 (1) (f)
9. ORS 190.020 (2)

M:\LOC\Publications\190 Agreement.wpd

CITY OF DUNES CITY  
LANE COUNTY, OREGON

RESOLUTION NO. 12-13-01(C)

RESOLUTION ELECTING APPLICATION FOR ENTRY TO THE OREGON PUBLIC  
EMPLOYEES RETIREMENT SYSTEM  
STATE & LOCAL GOVERNMENT RATE POOL

**Whereas**, the 2001 Oregon Legislative Assembly adopted Senate Bill 134 allowing Oregon local government PERS employers to pool their pension costs with the state of Oregon; and

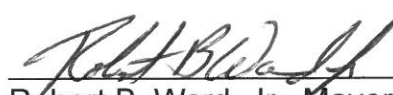
**Whereas**, the Board of Trustees of the Public Employees Retirement System has adopted Oregon Administrative Rule 459-009-0070, which allows formation of a State & Local Government Rate Pool; and,

**Whereas**, participation in the State & Local Government Rate Pool has been determined by this body to be a prudent action;

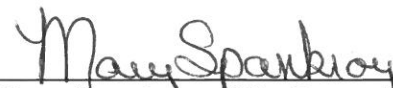
**It is hereby resolved** that the City of Dunes City, OPERS employer number 2299, has by majority vote elected to apply for acceptance into the State & Local Government Rate Pool.

**ADOPTED BY THE CITY COUNCIL OF DUNES CITY, OREGON, THIS**  
13th **DAY OF** December, 2001.

Ayes: 4      Nays: 0      Abstain: 0      Absent: 2

  
Robert B. Ward, Jr., Mayor

ATTEST:

  
Mary Spankroy, City Recorder