

RESOLUTION NO. ~~900~~-R

A RESOLUTION AUTHORIZING THE CITY RECORDER TO CAUSE A REFERRED MEASURE TO BE SUBMITTED TO THE VOTERS OF THE CITY OF TROUTDALE, AT A SPECIAL ELECTION TO BE HELD ON AUGUST 13, 1991.

WHEREAS, the City Council of the City of Troutdale passed Ordinance 565 [Exhibit A] on February 12, 1991 Creating an Urban Renewal Agency; and,

WHEREAS, the City Council calls for elections to be held pursuant to Troutdale City Charter, Section 24; and,

WHEREAS, a Referendum Petition [Exhibit B] was filed in the Office of the City Recorder on March 1, 1991; and,

WHEREAS, the required amount of qualified signatures for this Referendum 10% of registered voters in the last General Election [364] have been filed within the specified time frames in the Office of City Recorder; and,

WHEREAS, the signatures were certified by the Director of Elections, Multnomah County on May 17, 1991 [Exhibit C]; and,

WHEREAS, the Troutdale City Council must now call for an election to be held pursuant to the Troutdale Municipal Code Chapter 2.48.150(B).

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THAT:

1. Notice is hereby given that on Tuesday, August 13, 1991, an election is to be held in the City of Troutdale, in Multnomah County, by mail.
2. The following shall be the ballot title for the measure submitted to the electors thereof:

CAPTION:

FORMATION OF URBAN RENEWAL AGENCY BY THE CITY OF TROUTDALE.

QUESTION:

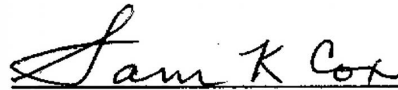
Shall the City of Troutdale form an urban renewal agency?

SUMMARY:

Submits formation of urban renewal agency, formed pursuant to ORS 457.045, constituted within the corporate limits of the City of Troutdale to voters.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 28th DAY OF MAY, 1991.

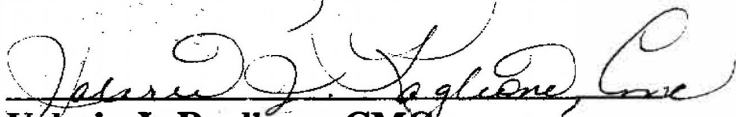
YEAS: 3
NAYS: 0
ABSTAINED: 0



Sam K. Cox, Mayor

Dated: MAY 29, 1991

ATTEST:


Valerie J. Raglione, CMC
City Recorder

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ORDINANCE NO. 565 -O

AN ORDINANCE OF THE CITY OF TROUTDALE CREATING AN URBAN RENEWAL AGENCY.

WHEREAS, the City of Troutdale has within its boundaries certain areas where development is hampered by the physical condition of the areas, by the condition of title to the land, by diverse ownership of land, by street layout or by other conditions; and

WHEREAS, these areas impair the surrounding economic values and lower the developable tax base; and

WHEREAS, acquisition and rehabilitation of these areas to prepare them for development are public uses for which public monies may be spent in conjunction with private development where appropriate; and

WHEREAS, the creation of an Urban Renewal Agency will facilitate such renewal;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THAT:

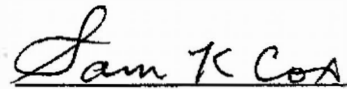
1. Pursuant to ORS 457.045 an urban renewal agency for the City of Troutdale shall be created; and
2. That the Common Council of the City of Troutdale be constituted to act as the urban renewal agency;
3. This Ordinance shall become effective upon the date of adoption.

PASSED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 12TH DAY OF FEBRUARY, 1991.

YEAS: 4

NAYS: 2 (Fowler, Thalhofer)

ABSTAINED: 0



Sam K. Cox, Mayor

Dated: February 13, 1991

ATTEST:


Valerie J. Ragione, CMC

City Recorder

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(4) That certain blighted areas may require acquisition and clearance since the prevailing condition of decay may make impracticable the reclamation of the area by conservation or rehabilitation, but other areas or portions thereof may be susceptible of conservation or rehabilitation in such manner that the conditions and evils mentioned in subsections (1), (2) and (3) of this section may be eliminated, remedied or prevented and that such areas should, if possible, be conserved and rehabilitated through appropriate public action and the cooperation and voluntary action of the owners and tenants of property in such areas.

(5) That the acquisition, conservation, rehabilitation, redevelopment, clearance, re-planning and preparation for rebuilding of these areas, and the prevention or the reduction of blight and its causes, are public uses and purposes for which public money may be spent and private property acquired and are governmental functions of state concern.

(6) That there are also certain areas where the condition of the title, the diverse ownership of the land to be assembled, the street or lot layouts or other conditions prevent a proper development of the land, and that it is in the public interest that such areas, as well as blighted areas, be acquired by eminent domain and made available for sound and wholesome development in accordance with a redevelopment or urban renewal plan, and that the exercise of the power of eminent domain and the financing of the acquisition and preparation of land by a public agency for such redevelopment or urban renewal is likewise a public use and purpose.

(7) That redevelopment and urban renewal activities will stimulate residential construction which is closely correlated with general economic activity; that undertakings authorized by this chapter will aid the production of better housing and more desirable neighborhood and community development at lower costs and will make possible a more stable and larger volume of residential construction, which will assist materially in maintaining full employment.

(8) That the necessity in the public interest for this chapter is a matter of legislative determination. [Amended by 1957 c.456 §2; 1979 c.621 §11]

457.025 Powers supplemental to other laws. The powers conferred by this chapter are in addition and supplemental to the powers conferred by any other law. [Formerly 457.110]

457.030 [Amended by 1957 c.456 §18; repealed by 1979 c.621 §28]

URBAN RENEWAL AGENCIES; PLANS; ACTIVITIES

457.035 Urban renewal agencies; creation; ordinance to exercise powers; jurisdiction. (1) In each municipality, as defined in ORS 457.010, there hereby is created a public body corporate and politic to be known as the "urban renewal agency" of the municipality. However, the urban renewal agency shall not exercise its powers until or unless the governing body of the municipality, by nonemergency ordinance, declares that blighted areas exist in the municipality and that there is need for an urban renewal agency to function in the municipality and elects to have the powers of an urban renewal agency exercised in any of the three ways provided in ORS 457.045.

(2) An urban renewal agency, upon activation under subsection (1) of this section, shall have authority to exercise its powers within the same area of operation given a housing authority of the municipality under ORS 456.060. [Formerly 457.130]

457.040 [Repealed by 1979 c.621 §28]

457.045 Election of method of exercise of urban renewal agency's powers. The governing body of a municipality shall, in the ordinance adopted under ORS 457.035, elect to have the powers of an urban renewal agency under this chapter exercised in one of the following ways:

(1) By a housing authority of the municipality established pursuant to the Housing Authorities Law in which case the name of the body corporate and politic shall be the "housing authority and urban renewal agency" of the municipality.

(2) By appointing a board or commission composed of not less than three members.

(3) By the governing body, itself, provided, however, that any act of the governing body acting as the urban renewal agency shall be, and shall be considered, the act of the urban renewal agency only and not of the governing body. [Formerly 457.140]

457.050 [Amended by 1953 c.230 §3; 1957 c.456 §19; repealed by 1979 c.621 §28]

457.055 Transfer of agency powers. At any time following adoption of the ordinance under ORS 457.035, or for urban renewal agencies activated before October 3, 1979, at any time following adoption of a proper resolution or ordinance of the governing body of the municipality, the governing body of a municipality may, by ordinance, transfer the authority to exercise the powers of the urban renewal agency to any other body authorized to exercise those powers under ORS 457.045. All duties and obligations of the urban re-

EXHIBIT 'B'
WARNING

It is a felony for any one to sign any initiative or referendum petition with any other name other than his/her own, or to knowingly sign his/her name more than once for the same measure, or to sign such petition when he is not a legal voter.

REFERENDUM PETITION

TO: Valerie Raglione
Recorder of the City of Troutdale
Multnomah County, Oregon

We, the undersigned, legal voters of the City of Troutdale, Multnomah County, Oregon respectfully demand that Ordinance No. 565-0 entitled "An Ordinance of the City of Troutdale Creating an Urban Renewal Agency", passed by the City Council of the City of Troutdale at its meeting on the 12th day of February 1991, be submitted to the legal voters of the City of Troutdale for their approval or rejection at the regular (or special) city election to be held on the date provided by law, and we each say: I have personally signed this petition; I am a legal voter of the City of Troutdale; and my address is correctly written after my name.

The text of Troutdale City Ordinance No. 565-0 is attached.

The text of Troutdale City Ballot Title captioned Formation Of Urban Renewal Agency By The City Of Troutdale is attached.

The name and address of the person under whose authority and sponsorship the petition was prepared and is to be circulated as follows: Kristi DeSylvia, 1371 S.W. McGinnis, Troutdale, OR 97060 Phone 231-1600 (days).

Chief Petitioner - Kristi DeSylvia, 1371 S.W. McGinnis, Troutdale, OR 97060 Phone 231-1600 (days)

Return Petitions to: Kristi DeSylvia, 1371 S.W. McGinnis, Troutdale, OR 97060

ED 120 P
EV. 8/90

ORS 250.045

INSTRUCTIONS

FOR CIRCULATORS

- A petition circulator must be an elector of the state, however does not have to be an elector of the district.
- Only electors may sign a petition.
- Do not use ditto marks.
- It is advisable to use a pen or indelible pencil for signing petitions.
- Only one circulator may collect signatures on any one sheet of a petition.
- All signers on any one sheet of a petition must be electors of the same county.
- The signature sheet affidavit must be completed for each sheet by the circulator of that sheet.
- It is unlawful for a person circulating a petition to knowingly make any false statement to any person who signs it or requests information about it.
- It is unlawful to circulate or file a petition knowing it to contain a false signature.

FOR SIGNERS

- Only electors may sign a petition.
- Do not use ditto marks.
- Sign your full name, as you did when you registered to vote, and fill in the date on which you signed the petition, your residence address and your precinct in the spaces provided.
- If your signature is difficult to read, print your name clearly in the space provided.
- It is unlawful to sign any person's name other than your own. Do not sign another person's name under any circumstances.
- A woman should sign her own name, not her husband's or her husband's initials: for example, "Mary A. Jones", not "Mrs. John A. Jones."
- It is unlawful to sign a petition more than once.
- It is unlawful for a person to knowingly sign a petition when not qualified to sign it.

VICKI K. ERVIN
Director of Elections



1040 S.E. Morrison St.
Portland, Oregon 97214-2495
(503) 248-3720

RECEIVED
5/20/91
RECORDER'S OFFICE
CITY OF TROUTDALE

STATE OF OREGON)
) SS
CITY OF MULTNOMAH)

This is to certify that 374 signatures of voters in the city of Troutdale are contained on the Petition for Referendum Measure.

Witness my Hand and Seal this 17th day of May 1991.

VICKI K. ERVIN
DIRECTOR OF ELECTIONS
MULTNOMAH COUNTY

BY: *Carolyn Webb*
Deputy