



Home of the Tualatin River National Wildlife Refuge

ORDINANCE 2018-001

RATIFYING THE CREATION OF THE WILLAMETTE INTAKE FACILITIES COMMISSION

WHEREAS, the City of Sherwood, the Tualatin Valley Water District (TVWD), and the cities of Hillsboro, Wilsonville, Beaverton, and Tigard either own or intend to acquire ownership interests in certain Willamette River intake facilities located in Wilsonville; and

WHEREAS, pursuant to ORS Chapter 190, the above parties jointly negotiated an intergovernmental agreement (IGA), which, among other things, would create an intergovernmental entity known as the Willamette Intake Facilities (WIF) Commission; and

WHEREAS, the purpose of the WIF Commission is to oversee operations and management of said intake facilities, as further described in said IGA; and

WHEREAS, the City Council approved said IGA by Resolution 2018-006 on February 6, 2018; and

WHEREAS, said IGA becomes effective on April 6, 2018; and

WHEREAS, after reviewing the IGA and considering the information provided at the hearings held on this ordinance on February 6, 2018 and February 20, 2018, the City Council has determined that establishing and participating in the WIF Commission as described in the IGA is in the City's best interest; and

WHEREAS, ORS 190.085 requires the City and the other parties to the IGA to enact an ordinance ratifying the creation of the WIF Commission.

NOW, THEREFORE, THE CITY OF SHERWOOD ORDAINS AS FOLLOWS:

Section 1. It is the intent of the Sherwood City Council to create an intergovernmental entity known as the Willamette Intake Facilities (WIF) Commission by an intergovernmental agreement known as the WIF Intergovernmental Agreement (IGA), which was approved by City Council pursuant to Resolution 2018-006 and attached thereto.

Section 2. The effective date of said IGA creating the WIF Commission is April 6, 2018.

Section 3. The public purposes for which the WIF Commission is formed are to use any authority vested in the WIF Commission through the WIF IGA to provide for the operation, maintenance, construction, repair, replacement, and water resource management of the WIF, and as further set forth in said IGA.

Section 4. In addition to those specified in ORS Chapter 190, the powers, duties, and functions of the WIF Commission are as follows:

- A. To provide operation, maintenance, construction, repair, replacement, and water resource management of the WIF as described in the WIF IGA;
- B. To issue debt pursuant to ORS 190.080(1)(a) and the terms of the WIF IGA;
- C. To otherwise manage the business affairs of the WIF as set forth in the WIF IGA;
- D. To retain such officers and employees as it deems necessary and to contract for the purchase of property and services;
- E. To perform the administration and accounting of all payments and receipts related to operation of the WIF for the account of a party, parties, or the WIF Commission;
- F. To adopt such bylaws, rules, regulations, and policies as deemed necessary to further the purposes of the WIF IGA;
- G. To exercise all powers pursuant to the applicable acts, charters, or laws of the individual parties to the WIF IGA, which are necessary or desirable to economically and efficiently develop and operate the WIF Commission; and
- H. To exercise all other powers, duties, and functions set forth in the WIF IGA or reasonably necessary to further the purpose thereof.

Section 5. This Ordinance shall become effective the 30th day after its enactment by the City Council and approval by the Mayor.

Duly passed by the City Council this 20th of February, 2018.



Lee Weislogel, Mayor

2/20/18
Date

Attest:



Sylvia Murphy, MMC, City Recorder

	<u>AYE</u>	<u>NAY</u>
Rosener	<input checked="" type="checkbox"/>	_____
Griffin	<input checked="" type="checkbox"/>	_____
Brouse	<input checked="" type="checkbox"/>	_____
Young	<input checked="" type="checkbox"/>	_____
Kuiper	<input checked="" type="checkbox"/>	_____
Garland	<input checked="" type="checkbox"/>	_____
Weislogel	<input checked="" type="checkbox"/>	_____