

RESOLUTION NO. 367

TO APPROVE THE AGREEMENT ESTABLISHING THE CENTRAL OREGON REGIONAL COUNCIL OF GOVERNMENTS

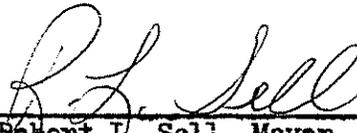
WHEREAS, the City of Prineville desires to join with the other governmental units of Crook, Deschutes, and Jefferson Counties in creation of a Council of Governments and to secure the benefits of participation in such a council; and

WHEREAS, the City Council of the City of Prineville, Oregon has considered the provisions of the "AGREEMENT ESTABLISHING THE CENTRAL OREGON REGIONAL COUNCIL OF GOVERNMENTS," a copy of which is attached to and made a part of this resolution, and agrees to such provision;

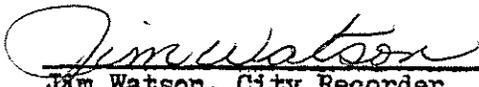
NOW THEREFORE, be it resolved that the City of Prineville hereby approves the "AGREEMENT ESTABLISHING THE CENTRAL OREGON REGIONAL COUNCIL OF GOVERNMENTS" and agrees to become a member of the Council.

Passed by the City Council this 23rd day of JUNE, 1970.

Approved by the Mayor this 23rd day of JUNE, 1970.



Robert L. Sell, Mayor



Jim Watson, City Recorder

Amended paragraph to be incorporated in COG Agreement:

This agreement is entered into with the clear and precise understanding that by becoming a party hereto, none of the municipal corporations who are such parties have in any way indicated their agreement, consent or approval to any program by the State of Oregon or any other governmental body which would tend to in any way diminish or curtail the lawful authority of such municipal corporations or would in any way affect the change in the boundaries of any of the counties in Central Oregon, and it must be specifically understood that by entering into this agreement the municipal corporations as parties thereto have not given their consent or approval to any program to consolidate the counties of Crook, Jefferson, and Deschutes.

AGREEMENT ESTABLISHING THE
CENTRAL OREGON REGIONAL COUNCIL OF GOVERNMENTS

IT IS AGREED BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. Establishment. The Central Oregon Regional Council of Governments, hereinafter referred to as the Council, is hereby established by authority of sections 190.003 to 190.110, Oregon Revised Statutes, and by agreement among its members.

2. Membership. Every county, city, and special district government wholly or partly within the boundaries of Crook, Deschutes and Jefferson Counties, including the Confederated Tribes of the Warm Springs Indians, hereinafter referred to as the Region, shall be eligible to become a member of the Council. The governing body of any eligible government may attain membership by adopting a resolution approving this agreement.

3. Representation. Each member government shall be represented on the Council by 2 members of its elected governing body, designated by and serving at the pleasure of the member government's governing body.

4. Voting. Each representative shall have one vote on the Council, and a simple majority of those present and voting shall be sufficient to approve any measure, except that if the question before the Council is whether a specific project or program is or is not consistent with comprehensive planning for a particular urban area as defined in section 6, the concurring votes of the county within which the urban area is located and of each city within the urban area shall be required.

5. Officers. The members of the Council shall elect from among themselves a Chairman, Vice Chairman, and such other officers as may be prescribed by the by-laws, in such manner, and for such terms and with such duties as may be prescribed by the by-laws.

6. Functions. The Council may:

- a. Prepare and adopt comprehensive plans for the development of the Central Oregon Region and recommend official adoption of the plans by the appropriate instrumentalities of the governmental units concerned;
- b. Prepare and adopt comprehensive plans for urban areas of the region, such urban areas to consist of a city or two or more adjacent cities together with the contiguous unincorporated areas which are urbanized or are expected to become urbanized within a period of twenty years, and recommend official adoption of such urban area plans by the appropriate instrumentalities of the governmental units concerned;
- c. Upon the request of any member governmental unit, determine whether a specific project or program is or is not consistent with comprehensive planning for the Region or for any particular urban area;
- d. Review the plans and planning activities of individual governments within the Region from time to time and make recommendations which will result in the coordination of such plans and planning activities in conformity to Regional and urban area plans.
- e. Conduct studies of the programs and facilities provided by local, state, and federal government agencies in the Central Oregon Region, develop proposals whereby two or more governments might achieve greater efficiency or effectiveness in the provision of such program or facilities by voluntary joint, or other cooperative action, recommend adoption of such proposals to the governments affected, and provide assistance in implementing such proposals; and

- f. Provide technical and advisory services requested by any member government.

7. Powers. In carrying out its functions, within the limitations of its funds and approved budget, the Council may:

- a. Employ staff, retain consultants, or obtain the personal services of employees of member governments under agreement with the member governments involved;
- b. Appoint advisory committee consisting of elective or appointive officials and employees of any governmental agency in the Region, or of private citizens;
- c. With the approval of member governments, enter into contracts with the United States, the State of Oregon, units of local government in the State of Oregon, or private firms and individuals for the conduct of studies or for other work;
- d. Adopt by-laws to provide procedures for the conduct of Council business; and
- e. Have other powers necessary and proper to the exercise of Council functions.

8. Finance.

- a. Revenues of the Council shall be from member contributions, grants, gifts, donations, fees, or other payments received for purposes consistent with its functions. Expenditures shall be for the purpose of carrying out the functions of the Council, and may include payments to member governments in reimbursement for services provided to the Council.
- b. The fiscal year of the Council shall be from July 1 to June 30.
- c. Prior to the time each year when the member governments adopt their respective budgets, the Council shall determine whether financial contributions from its members will be necessary during the subsequent fiscal year. If it determines that contributions are necessary, it shall prepare a proposed budget describing the estimated expenditures and revenues for the year, and listing the amount of contribution to be requested from each member. The contributions shall, so far as practicable, be in proportion to the benefits each member government will receive from the work of the Council during the year.
- d. Member governments shall notify the Council of their actions on the Council's request for contributions as soon as possible.
- e. The Council may request the financial officer of one of its member governments to act as fiscal agent for the Council, and to establish an account in the name of the Council to receive money for the Council and to make its disbursements. The fiscal agent shall make payments of the Council's expenses upon vouchers signed by the Chairman, as approved by the Council.

9. Duration.

- a. This agreement shall first become effective upon adoption of resolutions approving the agreement and agreeing to become members of the council by at least one county government in the region and by the county seat city of the same county. Copies of such resolutions shall be forwarded to the County Judge of the first county to become a member of the Council who, upon determining that the requirements of this subsection have been met, shall convene the first meeting of the Council. Resolutions required by this section are incorporated into and made a part of this agreement.
- b. Membership in the Council may be terminated by notice to the Council at least 60 days prior to the beginning of any fiscal year, and may be terminated upon non-payment of the member's budgeted contribution on or before December 31 of any year.

10. Amendments. Amendments to this agreement may be made by a two-thirds majority at any regular meeting of the council, provided that written notice containing the text of any proposed amendment shall have been provided to each representative and member government at least ten days prior to the meeting at which an amendment is proposed to be adopted. Amendments affecting Council finances must be unanimous.