

## RESOLUTION 2019-02

### A RESOLUTION APPROVING THE COOS COUNTY BOARD OF COMMISSIONER'S ORDER TO INITIATE THE FORMATION OF A COUNTY-WIDE TRANSPORTATION DISTRICT

**WHEREAS**, Oregon Revised Statutes ("ORS") 198.835 authorizes a county board to initiate the formation of a district, to be located entirely within the County, by an order setting forth:

- The intention of the Board of Commissioners to initiate the formation of a district and citing the principal Act;
- The name and boundaries of the proposed district; and
- The date, time and place of a public hearing on the proposed district formation.

**Whereas**, the Coos County Board of Commissioners (Board) proposed to initiate the formation of a non-taxing transportation district authorized under ORS 267.510 to 267.650 to provide transportation services throughout Coos County as authorized by law; and

**Whereas**, ORS 198.835(1) requires that if any part of the territory subject to formation is within a city, the city must provide a certified copy of a resolution approving the order initiating formation; and

**Whereas**, the proposed county order is attached hereto as Exhibit A and incorporated herein by this reference; and

**Whereas**, the City of Lakeside desires for the City to be included in the proposed transportation district; and

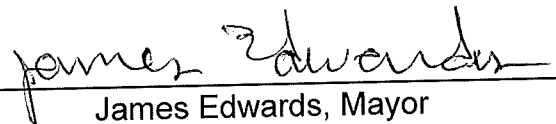
#### **NOW, THEREFORE, BE IT RESOLVED:**

The City Council hereby approves the Board's proposed order initiating the formation of this Transportation District and consents to the City's inclusion in the boundaries of the proposed district.

**ATTESTED:**

**APPROVED:**

  
\_\_\_\_\_  
Andrew Carlstrom, City Manager

  
\_\_\_\_\_  
James Edwards, Mayor

1 BOARD OF COMMISSIONERS  
2 COUNTY OF COOS  
3 STATE OF OREGON

4 IN THE MATTER OF THE FORMATION OF THE ) ORDER INITIATING  
5 \_\_\_\_\_TRANSPORATION DISTRICT IN ) TRANSPORTATION  
6 COOS COUNTY, OREGON ) DISTRICT FORMATION  
7 ) \_\_\_\_\_

8 NOW BEFORE the Board of Commissioners (Board) sitting for the transaction of  
9 County business on the \_\_\_\_\_ day of \_\_\_\_\_, 2019 is the matter of initiating the  
10 formation of a county-wide transportation district. In determining whether to initiate the  
11 formation of said district, the Board makes the following findings of fact:

- 12 1. At its regular meeting on \_\_\_\_\_, 2019, the Board voted to pursue the  
13 formation of a non-taxing, county-wide transportation district authorized by and  
14 through Oregon Revised Statutes (ORS) 267.510 to 267.650.
- 15 2. The proposed transportation district is intended to replace the currently operating  
16 Coos County Area Transit Service District (CCAT). CCAT is currently a county  
17 service district created under ORS 451, with the Board serving as the governing  
18 body. The new transportation district will be governed by ORS Chapter 267, with  
19 an independently elected governing board. The Board believes that this new  
20 structure will increase administrative efficiency in the management of state and  
21 federal grant money.
- 22 3. ORS 198.835 provides that, if a proposed district is to be located entirely within a  
23 single county, the county board may initiate the formation process by county order  
24 setting forth:
- 25 a. The intention of the county board to initiate the formation of a district and citing  
26 the principal Act;
- 27 b. The name and boundaries of the proposed district; and
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c. The date, time, and place of a public hearing on the proposal.

4. ORS 198.835 also provides that if any part of the territory to be included in the proposed district lies within a city, the order must be accompanied by a certified copy of a resolution of the governing body of the city approving the order.

5. The transportation district proposed by this order is to be funded entirely by state and federal transportation grants. Thus, no permanent tax rate is proposed for the district and no formation election is required unless written requests for an election are filed at or before the final hearing by at least 15 percent of the electors, or 100 electors, whichever is fewer.

6. Upon entering any final order for the formation of the proposed district, the Board shall order an election of the initial board of directors for the district at the next practicable date pursuant to ORS 255.345.

NOW, THEREFORE, THE COOS COUNTY BOARD OF COMMISSIONERS HEREBY ORDERS AS FOLLOWS:

A. The Board hereby initiates the formation of a transportation district. The principal act of the district shall be ORS 267.510 to 267.650.

B. The name of the district shall be the \_\_\_\_\_ Transportation District.

C. The boundaries of the District shall be the boundaries of Coos County, as more particularly described in Exhibit A, which is attached hereto and incorporated by reference herein.

D. There shall be a public hearing on the creation of the proposed district on \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_. Subsequent hearings, if required by law, shall be scheduled in due course by the Board.

E. Each city wishing to be included in the territory of the proposed district has provided a certified copy of a resolution approving this order. Said resolutions are attached as Exhibit B and incorporated by reference herein.

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1 Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2019,

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BOARD OF COMMISSIONERS

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Commissioner

Approved as to form:

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Office of Legal Counsel

Exhibit "A"

**201.060 Coos County.** The boundary of Coos County is as follows:

(1) The boundary line between Coos and Curry Counties begins on the shore of the Pacific Ocean at the section line between sections 21 and 28 of township 30 south of range 15 west of the Willamette Meridian; thence east along the line between sections 21, 28, 22, 27, 23, 26, 24 and 25 to the township line between township 30 south of range 14 west of the Willamette Meridian and township 30 south of range 15 west of the Willamette Meridian; thence north along such township line to the west quarter corner of section 19 of township 30 south of range 14 west of the Willamette Meridian; thence east along the quarter section lines of sections 19, 20, 21, 22, 23, 24 of township 30 south of range 14 west of the Willamette Meridian; thence in township 30 south of range 13 west of the Willamette Meridian east along the quarter section lines of sections 19 and 20 to the east quarter corner of section 20; thence south to the northwest corner of the southwest quarter of the southwest quarter of section 21; thence east to the northeast corner of the southwest quarter of the southwest quarter of section 21; thence south to the southeast corner of the northwest quarter of the northwest quarter of section 28; thence east to the southwest corner of the northeast quarter of the northeast quarter of section 28; thence south to the southwest corner of the southeast quarter of the northeast quarter of section 28; thence east to the west quarter corner of section 27; thence south to the common section corner of sections 27, 28, 33 and 34; thence east to the common section corner of sections 26, 27, 34 and 35; thence south to the southwest corner of section 35 of township 30 south of range 13 west of the Willamette Meridian; thence east along the township line between township 30 south of range 13 west of the Willamette Meridian and township 31 south of range 13 west of the Willamette Meridian to the north quarter corner of section 2 in township 31 south of range 13 west of the Willamette Meridian; thence continuing in such township south along the quarter section line to the center of section 2; thence west to the southwest corner of the southeast quarter of the northwest quarter of section 2; thence south to the southeast corner of the southwest quarter of the southwest quarter of section 2; thence east to the southeast corner of the southwest quarter of the southeast quarter of section 2; thence south to the southwest corner of the northeast quarter of the northeast quarter of section 11; thence east to the northeast corner of the southeast quarter of the northeast quarter of section 11; thence south to the east quarter corner of section 11; thence east along the quarter section line to the center of section 12; thence south to the southwest corner of the northwest quarter of the southeast quarter of section 12; thence east to the northeast corner of the southwest quarter of the southeast quarter of section 12; thence south to the southwest corner of the northeast quarter of the northeast quarter of section 13 of said township 31 south of range 13 west of the Willamette Meridian; thence east to the township line between township 31 south of range 12 west of the Willamette Meridian and township 31 south of range 13 west of the Willamette Meridian; thence south along such township line to the west quarter corner of section 18 of township 31 south of range 12 west of the Willamette Meridian; thence continuing in such township east along the quarter line of section 18 to the east quarter corner of section 18; thence south to the west quarter corner of section 20; thence east to the northeast corner of the northwest quarter of the southwest quarter of section 20; thence south to the northeast corner of the southwest quarter of the southwest quarter of section 20; thence east to the northeast corner of the southeast quarter of the southwest quarter of section 20; thence south to the south quarter corner of section 20; thence east to the northeast corner of the northwest quarter of the northeast quarter of section 29; thence south to the northwest corner of the southeast quarter of the southeast quarter of section 29; thence east to the northeast corner of the southeast quarter of the

southeast quarter of section 29; thence south to the southwest corner of section 33 of township 31 south of range 12 west of the Willamette Meridian; thence south in township 32 south of range 12 west of the Willamette Meridian to the southeast corner of lot 1 of section 5; thence west to the southwest corner of lot 4 of section 5; thence south to the common section corner of sections 5, 6, 7 and 8; thence west to the northwest corner of the northeast quarter of the northeast quarter of section 7; thence south to the southwest corner of the southeast quarter of the southeast quarter of section 18; thence east to the northeast corner of lot 5 of section 19; thence south along the lot line between lots 4, 5, 12, 13, 20, 21, 28, 29, 34, 35, 42, 43 in section 19, between lots 2, 3, 10, 11, 14, 15, 22, 23 in section 30 and between lots 2, 3, 10, 11, 14, 15, 22, 23 to the southwest corner of lot 23 in section 31 of township 32 south of range 12 west of the Willamette Meridian; thence east along the township line between township 32 south of range 12 west of the Willamette Meridian and township 33 south of range 12 west of the Willamette Meridian to the northeast corner of lot 2 of section 9 of township 33 south of range 12 west of the Willamette Meridian; thence south along the quarter lines of sections 9, 16, 21, 28, to the south quarter corner of section 33 in township 33 south of range 12 west of the Willamette Meridian; thence east along the township line between township 33 south of range 12 west of the Willamette Meridian and township 34 south of range 12 west of the Willamette Meridian to the northwest corner of lot 1 of section 4 of township 34 south of range 12 west of the Willamette Meridian; thence south to the southwest corner of such lot 1; thence east to the southeast corner of such lot 1; thence north to the northeast corner of such lot 1; thence east along the township line between township 33 south of range 12 west of the Willamette Meridian and township 34 south of range 12 west of the Willamette Meridian to the south quarter corner of section 34; thence north to the center of section 34; thence east to the east quarter corner of section 35; thence north to the northwest corner of section 36; thence east to the northeast corner of section 36 of township 33 south of range 12 west of the Willamette Meridian; thence north along the township line between township 33 south of range 11 west of the Willamette Meridian and township 33 south of range 12 west of the Willamette Meridian to the northwest corner of section 31 of township 33 south of range 11 west of the Willamette Meridian; thence east to the southeast corner of section 28; thence north to the northwest corner of section 27; thence east to the southeast corner of section 22; thence north to the northwest corner of section 23; thence east to the southeast corner of section 14; thence north to the northeast corner of section 14; thence east to the northeast corner of section 13; thence north to the northeast corner of lot 1 of section 12; thence east along the township line between township 32 south of range 11 west of the Willamette Meridian and township 33 south of range 10 west of the Willamette Meridian to the southeast corner of township 32 south of range 11 west of the Willamette Meridian; thence north along the township line between township 32 south of range 10 west of the Willamette Meridian and township 32 south of range 11 west of the Willamette Meridian to the west quarter corner of section 19 of township 32 south of range 10 west of the Willamette Meridian; thence east in such township along the quarter lines of sections 19, 20 and 21 to the east quarter corner of section 21; thence north to the northwest corner of section 22; thence east to the southeast corner of section 15; thence north to the west quarter corner of section 14; thence east along the quarter line through sections 14 and 13 to the east quarter corner of section 13 of township 32 south of range 10 west of the Willamette Meridian, which point is the southeast corner of Coos County.

(2) The boundary line between Coos and Douglas counties begins on the shore of the Pacific Ocean, at the township line between townships 22 and 23 south; thence east along such line to the section line between sections 3 and 4 of township 23 south, range 10 west; thence south

along such line to the south boundary of such township; thence east to the northeast corner of township 24 south, range 10 west; thence south to the southeast corner of such township; thence east to the section line between sections 3 and 4, township 25 south, range 9 west; thence south to the south boundary of township 26 south, range 9 west; thence east to the southeast corner of such township; thence south to the northeast corner of the southeast quarter of the southeast quarter of section 36, township 28 south, range 9 west; thence west one-fourth mile; thence south one-fourth mile to the township line between townships 28 and 29 south; thence west along such township line to the section line between sections 3 and 4, township 29 south, range 9 west; thence south to the south boundary of such township; thence west to the southwest corner of such township; thence south along the east line of township 30 south, range 10 west to the southeast corner of such township; thence east to the northeast corner of township 31 south, range 10 west; thence south along such township line to the southeast corner of such township; thence east to the northeast corner of township 32 south, range 10 west; thence south along such township to the east quarter corner of section 13 of township 32 south of range 10 west of the Willamette Meridian, which point is the southeast corner of Coos County. [Amended by 1983 c.778 §2; 1999 c.600 §1]

**Note:** All of the boundary of Coos County is described in 201.060 except the western boundary, which is the Pacific Ocean.

**201.105 Land transferred to Douglas County.** That portion of Coos County which constitutes the southeast quarter of the southeast quarter of section 36, township 28 south, range 9 west of the Willamette Meridian is transferred to and made a part of Douglas County. [1983 c.778 §1]



City of Lakeside  
PO Box L  
Lakeside, OR 97449  
541-759-3011

### Certification of True Copy

I certify that I have compared the attached Resolution 2019-2 approving the City of Lakeside order to initiate the formation of a county-wide transportation District consisting 1 page with the original in this office, that I am the custodian, and that the attached is a true and correct copy.

Lakeside, Oregon

A handwritten signature in black ink, appearing to read "A. Carlstrom", is written over a solid horizontal line.

January 22, 2019

Andrew Carlstrom /City Manager-Recorder