



Umatilla County Department of Public Works

3920 Westgate • Pendleton, Oregon 97801 • 503-276-2962

Road Dept. copy

January 10, 1990

Commissioners
Bill Hansell
Glen Youngman
Jeanne Hughes

Director
Daryl Harper

Assistant Roadmaster
Roy Thurman

RECEIVED

JAN 17 1990

Umatilla County
Road Dept.

Mr. Jon Nelson, City Manager
City of Pendleton
Post Office Box 190
Pendleton, Oregon 97801

Dear Mr. Nelson:

The Umatilla County Board of Commissioners desires to transfer jurisdiction of County Road Number 1075 (Tutuilla Road) and County Road Number 1310 (S.W. Dorian Extension) to the City of Pendleton.

As referenced in your letter dated April 19, 1988, the transfer of County Road Number 1075 (Tutuilla Road) to the City of Pendleton, is for that section of road that lies between the intersection with U.S. Highway 395 and Athens Avenue.

The County Road Number 1310 (S.W. Dorian Extension) transfer, is for that section which lies between S.W. 20 Street and S.W.23 Street, as is noted in the Agreement between Umatilla County and the Oregon Department of Transportation, Highway Division, dated March 8, 1966, which is shown on the accompanying drawing (highlighted in pink.)

Sincerely,

UMATILLA COUNTY BOARD OF COMMISSIONERS

William A. Hansell

William Hansell, Chairman

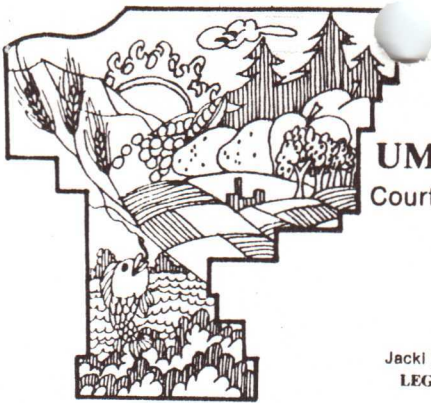
Jeanne Hughes

Jeanne Hughes

Glenn Youngman

Glenn Youngman

Enclosures



Ro. 1073

Road

UMATILLA COUNTY BOARD OF COMMISSIONERS

Courthouse, 216 S. E. 4th, Pendleton, Oregon 97801 • Telephone: 503-276-7111

Bill Hansell, Glenn Youngman, Jeanne Hughes
COMMISSIONERS

Jacki Haggerty-Foster
LEGAL COUNSEL

Marcia Wells
OFFICE MANAGER

Deborah Warlick
PERSONNEL DIRECTOR

January 30, 1990

Mr. Jon Nelson, City Manager
City of Pendleton
P.O. Box 190
Pendleton, Oregon 97801

Re: Transfer of County Roads to City Jurisdiction

Dear Jon:

The purpose of this letter is to memorialize the meeting held between City Public Works Staff, City Attorney, yourself, County Road Department Staff, Commissioner Bill Hansell, and myself, on January 10, 1990, to discuss the feasibility of transferring certain county roads to City jurisdiction.

At this meeting, it was agreed that portions of Tutuilla and Dorion Extension currently under consideration of the public hearing process of the county should continue to completion and offered to the City for acceptance. In addition, it was understood that Patawa, Quinney, and a portion of 44th Street will be considered for acceptance by the City once they are brought up to City standards. The County and City Public Works Staff shall continue to review these streets, and once they are brought up to City standards, a new public hearing process will be begun for transfer to the City.

If this letter does not comport with your understanding of the meeting and the agreement between the County and the City, please let me know as soon as possible.

Very truly yours,

Jacki Haggerty-Foster
County Counsel

JHF:mw

cc: Roy Thurman

CITY OF PENDLETON

REQUEST FOR CITY COUNCIL ACTION

Date Submitted: February 16, 1990	Type of Action Requested: <u> X </u> Resolution No. 1622	Subject: Acceptance of Tutuilla Road from Highway 395 to the northerly right-of way of Athens Avenue; and
Date Action Requested: February 20, 1990	<u> </u> Ordinance	Acceptance of S. W. Dorion Extension from S. W. 20th to the Easterly Right-of-Way line of S. W. 23rd
	<u> </u> Formal Action/Motion	
	<u> </u> Other _____	

TO: Mayor and City Council

FROM: Jon S. Nelson, City Manager
Jerry Odman, Public Works Director
Rudy M. Murgo, City Attorney

RECOMMENDATION:

That the Mayor and City Council adopt Resolution No. 1622 authorizing the City of Pendleton to:

1. Accept the transfer of jurisdiction from Umatilla County for County Road No. 1075, Tutuilla Road beginning at its intersection with Highway 395 to the northerly right-of-way of Athens Avenue; and
2. Accept the transfer of jurisdiction from Umatilla County for County Road No. 1310, S. W. Dorion Extension from S. W. 20th to the Easterly right-of-way line on S. W. 23rd.

DISCUSSION:

ORS 373.270 allows transfer from counties to cities over jurisdiction of a county road within a city. There is a specific process which the county must follow to accomplish that transfer. The County has followed the statutory procedures set forth in ORS 373.270.

The next step in the process is for the City Council to decide whether or not they will accept the transfer of jurisdiction. Staff has reviewed the letter dated January 10, 1990, from the Umatilla County Commissioners to the City Manager. A copy of that letter is attached.

Staff met with Mr. Hansell, County Commissioner; members of the Umatilla County road crew; and their county counsel to discuss the matter further. As the Council is aware both of the above referenced roads have been improved to City standards.

Staff recommends that the above two (2) roads which now meet City standards and are within the City of Pendleton be transferred from Umatilla County's jurisdiction to the City's.

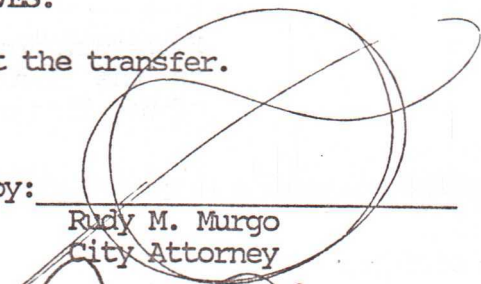
Request for City Council Action
Acceptance of Roads from Umatilla County
Page 2 - February 16, 1990

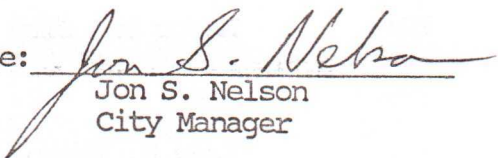
FISCAL IMPACT:

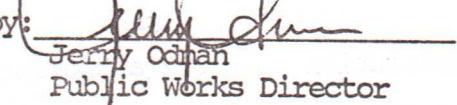
The maintenance responsibilities will now be those of the City of Pendleton.

ALTERNATIVES:

Not accept the transfer.

Prepared by: 
Rudy M. Murgo
City Attorney

Concurrence: 
Jon S. Nelson
City Manager

Reviewed by: 
Jerry Odhan
Public Works Director

rmm/sh
attachment

RESOLUTION NO. 1622

WHEREAS, the Umatilla County Board of Commissioners by letter dated January 10, 1990, a copy of which is attached hereto as Exhibit "A" desire to transfer jurisdiction of County Road No. 1075, Tutuilla Road, from its intersection with Highway 395 to the northerly right-of-way of Athens Avenue; and

WHEREAS, the Umatilla County Board of Commissioners by letter dated January 10, 1990, a copy of which is attached hereto as Exhibit "A" desire to transfer jurisdiction of County Road No. 1310, S. W. Dorion Extension, from S. W. 20th to the Easterly right-of-way line of S. W. 23rd; and

WHEREAS, the Umatilla County Board of Commissioners have followed the legal procedures set forth in Oregon law for transfer of the above referenced roads from jurisdiction of Umatilla County to the City of Pendleton; and

WHEREAS, the above described roads are now built to a standard acceptable to the City of Pendleton; and

WHEREAS, the City Council has reviewed the above request from the Board of Commissioners of Umatilla County requesting that they surrender jurisdiction to the City of Pendleton; and

WHEREAS, the City of Pendleton intends and does by this resolution accept the offer to have jurisdiction over the above County Roads transferred to the City of Pendleton effective March 1, 1990.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PENDLETON:

THAT effective March 1, 1990, the jurisdiction of Umatilla County over County Road No. 1075, Tutuilla Road, from its intersection with Highway 395 to the northerly right-of-way of Athens Avenue, as a County road for its improvement, construction, or repair shall cease, and further that the full and absolute jurisdiction over the road for all purposes of repair, construction, improvement and the levying and collection of assessments therefore shall vest with the City of Pendleton.

BE IT FURTHER RESOLVED THAT effective March 1, 1990, the jurisdiction of Umatilla County over County Road No. 1310, S. W. Dorion Extension, from its intersection with S. W. 20th to the Easterly right-of-way of S. W. 23rd as a County road for its improvement, construction or repair shall cease, and further that the full and absolute jurisdiction over this road for all purposes of repair, construction, improvement and the levying and collection of assessments therefore shall vest in the City of Pendleton.

BE IT FURTHER RESOLVED THAT the City of Pendleton shall have the same jurisdiction over the above roads or portion thereof as by its charter and the laws of the State are given or granted it over any of the other public streets and alleys of the City of Pendleton.

PASSED by the vote of the Council Members present and approved by the Mayor this 20th day of February, 1990.

APPROVED: _____
Mayor

ATTEST: _____
City Recorder

Approved as to Form:

Rudy M. Murgu, City Attorney

rmm/sh



CITY OF PENDLETON

February 21, 1990

Office of City Attorney
P.O. Box 190 • 34 S.E. Dorion Avenue
Pendleton, Oregon 97801
Telephone (503) 276-1811

Ms. Jackie Haggerty-Foster
Umatilla County Counsel
216 S. E. 4th
Pendleton, Oregon 97801

RE: Resolution No. 1622
Acceptance of Tutuilla Road from Highway 395 to the
northerly right-of-way of Athens Avenue; and
Acceptance of S. W. Dorion Extension from S. W.
20th to the easterly right-of-way line of S. W. 23rd

Dear Jackie:

I am pleased to advise you that the City Council unani-
mously adopted Resolution No. 1622 at their regularly
scheduled Council meeting of February 21, 1990. A copy
of the Resolution and staff report is enclosed.

Please advise me if you have any questions. Thank you
for your professional courtesies.

Very truly yours,

Rudy M. Murgio
City Attorney

rmm/sh
enclosure
copy:

Jon S. Nelson, City Manager
Jerry Odman, Public Works Director





CITY OF PENDLETON

Office of City Manager
P.O. Box 190 • 34 S.E. Dorion Avenue
Pendleton, Oregon 97801
Telephone (503) 276-1811

July 18, 1990

RECEIVED

JUL 19 1990

Umatilla County
Road Dept.

Mr. Bill Hansell, County Commissioner
Umatilla County Courthouse
216 S. E. 4th
Pendleton, OR 97801

Dear Bill:

Enclosed is the paperwork on the Tutuilla Road and S. W. Dorion Extension street transfers. They are now City maintenance responsibilities and have been so since February 21, 1990.

You may want to check with County Counsel Jackie Haggerty-Foster on the copies of the resolution accepting City responsibility. Our records show we provided you the information in February.

Please let me know if the enclosed information "does the trick".

Best regards,

Jon Nelson
City Manager

JN:jl
Enclosure

... Home of the World Famous Pendleton Round-up ...

