

HAILEY AVENUE JURISDICTION  
TRANSFER  
COUNTY ROAD #1305

ROAD OFFICIAL'S REPORT

UMATILLA COUNTY  
DEPARTMENT OF PUBLIC  
WORKS

DATE: AUGUST 18, 1999

## REPORT

In 1997 the City of Pendleton awarded a contract to Dixon Brothers Plumbing to improve that portion of County Road #1305, Hailey Avenue, from the northerly right-of-way line of Southwest 29<sup>th</sup> Street to the southerly right-of-way line of Southwest 30<sup>th</sup> Street to City standards. Umatilla County participated financially in the project with the understanding that jurisdiction of the above described portion of Hailey Avenue would be transferred to the City when the improvements were completed (see attached letter from Dave Lorenzen to Dixon Brothers Plumbing dated September 26, 1997). The portion of Hailey from U. S. Highway 395 to Southwest 29<sup>th</sup> Street was transferred to the City in 1977 (see attached orders and resolutions).

The City of Pendleton has indicated that the improvements are complete and they are willing to accept jurisdiction over Hailey Avenue from Southwest 29<sup>th</sup> Street to Southwest 30<sup>th</sup> Street. The Public Works Department recommends that the Board of Commissioners offer jurisdiction over the Street to the City by signing the order included with this report.



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Hal Phillips, Public Works Director

13015  
FILE COPY

# CITY OF PENDLETON



Public Works Department  
500 S.W. Dorion Avenue  
Pendleton, Oregon 97801-2090  
Telephone (541) 966-0202  
FAX (541) 276-0251  
TDD (541) 966-0230

September 26, 1997

RECEIVED

SEP 29 1997

Umatilla County  
Road Dept.

Mr. Butch Dixon  
Dixon Brothers Plumbing  
P. O. Box 403  
Hermiston, OR 97838

Re: S. W. Hailey Avenue Improvement

Dear Butch,

At their September 2, 1997 meeting, City Council awarded the base bid of S. W. Hailey Avenue Improvements to Dixon Brothers Plumbing in the amount of \$40,450.00. Hal Phillips, Umatilla County Public Works Director, has indicated that the County is willing to participate with an additional \$31,680.00 to award Alternative Three for the full street improvement, with the City to accept the road maintenance after the project is completed and accepted.

Enclosed are five (5) contracts. Please sign the enclosed contract. Also provide performance bond and insurance bond and insurance certification on the enclosed forms. Return all five copies at your earliest convenience. Two copies of the executed contract will be returned for permanent record.

If you have any questions or require additional information, please contact me.

Sincerely,

David G. Lorenzen, P.E.  
City Engineer

DGL:mah

c: Jerry L. Odman, P.W.D.  
Rod McKee, McKee Engineering  
Hal Phillips, County P.W.D.

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



RESOLUTION NO. 1019

WHEREAS, the City of Pendleton has an interest in acquiring jurisdiction of a certain road within the City of Pendleton; to-wit:

S. W. Hailey Avenue, from Highway 395 to and including its intersection with S. W. 29th Street,

AND WHEREAS, said road is now under the jurisdiction of Umatilla County, Oregon,

AND WHEREAS, it appears that Umatilla County has no objection to surrendering jurisdiction of said road as provided by ORS 373.280,

NOW THEREFORE THE CITY OF PENDLETON RESOLVES AS FOLLOWS:

THAT the Council of the City of Pendleton by this instrument deems it expedient and in the best interests of the City to acquire jurisdiction over the above described road, and

FURTHER THAT, a copy of this resolution be transmitted to the County Commissioners of Umatilla County as the City's formal request that the County surrender jurisdiction over the above described road to the City of Pendleton, and

FURTHER THAT, inasmuch as it is necessary for the immediate preservation of the peace, health and safety of the City of Pendleton that this resolution shall have immediate effect, an emergency is hereby declared to exist, and this resolution shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

PASSED by the vote of the Council Members present and approved by the Mayor this 5 day of July, 1977.

APPROVED:

Joe M. Laughlin  
Mayor

ATTEST:

Wayne E. Johnson  
City Recorder

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR UMATILLA COUNTY

IN THE MATTER OF SURRENDERING )  
COUNTY JURISDICTION OVER CERTAIN )  O R D E R  
PORTIONS OF S. W. HAILEY )

WHEREAS, Umatilla County has received a request from the City of Pendleton to surrender County jurisdiction over the following described public road; to-wit:

S. W. Hailey Avenue, from Highway 395 to and including its intersection with S. W. 29th Street

WHEREAS ORS 373.270 provides for County Government to surrender jurisdiction over County roads within cities,

WHEREAS, public notice of this request was given as prescribed by law by publishing notice thereof once a week for four successive weeks in the East Oregonian, a newspaper of general circulation within Umatilla County. Such notice giving the time and place of a hearing and a succinct statement of the proposed action requested and describing the portion of road proposed to be surrendered;

WHEREAS a public hearing on the question of surrender of County jurisdiction over the above described road was held on the 17th day of August, 1977, at 11:00 A.M. in Room 114 of the Umatilla County Courthouse, Pendleton, Oregon;

IT IS ORDERED by the Board of Commissioners of Umatilla County:

Section 1: The Board of Commissioners of Umatilla County hereby declares that it is expedient and in the best interests of Umatilla County that jurisdiction over the above described road be surrendered to the City of Pendleton.

Section 2: By this Order, the Board of Commissioners of Umatilla County hereby offers to surrender jurisdiction over the above described road to the City of Pendleton, which surrender shall be accomplished by the City of Pendleton accepting this offer by formal resolution no later than the 20th day of October, 1977.

Section 3. Inasmuch as it is necessary for the immediate preservation of the peace, health and safety of the County of Umatilla that this Order shall have immediate effect, an emergency is hereby declared to exist, and this order shall be in full force and effect from and after its passage by the Umatilla County Board of Commissioners.

DATED this 22<sup>nd</sup> day of August, 1977

UMATILLA COUNTY  
BOARD OF COMMISSIONERS

F. K. Starrett  
F. K. STARRETT, CHAIRMAN

Barbara Lynch  
BARBARA LYNCH

Ford Robertson  
FORD ROBERTSON

ATTEST:

JESSIE M. BELL

\_\_\_\_\_  
County Clerk

Dern Masters Deputy

RESOLUTION NO. 1031

WHEREAS, the County Commissioners of Umatilla County, Oregon, have by formal Order offered to surrender jurisdiction over the following road to the City of Pendleton; to-wit:

S. W. Hailey Avenue, from Highway 395 to and including its intersection with S. W. 29th Street,

AND WHEREAS, it appears to be in the City of Pendleton's best interests to accept jurisdiction of such road,

NOW THEREFORE THE CITY OF PENDLETON RESOLVES AS FOLLOWS:

THAT the City of Pendleton hereby accepts Umatilla County's offer of surrender of jurisdiction over the above described road, and

FURTHER THAT said road shall from and after the adoption of this resolution come under the full and complete jurisdiction of the City of Pendleton, as provided by ORS 373.280, and

FURTHER THAT inasmuch as it is necessary for the immediate preservation of the peace, health and safety of the City of Pendleton that this resolution shall have immediate effect, an emergency is hereby declared to exist, and this resolution shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

PASSED by the vote of the Council Members present and approved by the Mayor this 6<sup>th</sup> day of September, 1977.

APPROVED:

Joe M. Laughlin  
Mayor

ATTEST:

Margie E. Johnson  
City Recorder