

AFFIDAVIT OF POSTING
ORDINANCE CB-0-159-91

STATE OF OREGON)
COUNTIES OF CLACKAMAS)
AND WASHINGTON)
CITY OF WILSONVILLE)

I, the undersigned, City Recorder of the City of Wilsonville, State of Oregon, being first duly sworn on oath depose and say:

On the 12th day of June, 1991, I caused to be posted copies of the attached Ordinance CB-O-159-91, an Ordinance amending the effective date of the Year 2000 Plan, an Urban Renewal Plan and Program for the City of Wilsonville, Oregon, in the following four public and conspicuous places of the City, to wit:

- WILSONVILLE CITY HALL
- WILSONVILLE POST OFFICE
- LOWRIE'S FOOD MARKET
- KOPPER KITCHEN

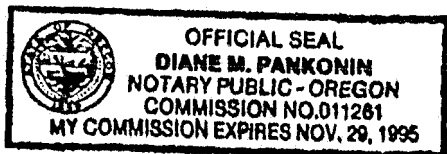
The ordinance remained posted for more than five (5) consecutive days prior to the time for said public hearing on the 17th day of June, 1991.

Vera A. Rojas
VERA A. ROJAS, CMC, City Recorder

Subscribed and sworn to before me
this 4 day of Aug., 1993.

Diane M. Pankonin
NOTARY PUBLIC, STATE OF OREGON

My Commission expires: 11/29/95



ORDINANCE NO. 385

AN ORDINANCE AMENDING THE EFFECTIVE DATE OF THE YEAR 2000 PLAN, AN URBAN RENEWAL PLAN AND PROGRAM OF THE CITY OF WILSONVILLE, OREGON.

WHEREAS, the City Council finds that in light of the advisory vote by the citizens of Wilsonville in November 1990, which advised against the Urban Renewal District with The Year 2000 Plan, the ambiguity of the effects of the passage of State Measure #5 and the proposed legislation in response thereto upon urban renewal districts and plans, the formula calculations for tax increment financing and ultimately upon the respective governmental bodies, including West Linn School District No. 3, and the tax paying citizenry, it is in the best interest of the citizens of Wilsonville to set back the effective date of The Year 2000 Plan one year; and

WHEREAS, the current effective date of the plan is the effective date of the approving Ordinance No. 373, which is September 28, 1990; and

WHEREAS, the set back of the effective date by one year would cause the plan's 13 year duration from the effective date (Section 1301) to extend the plan one year, the City Council finds this is a substantial change pursuant to Section 1203, that it constitutes a major amendment, and is being adopted in compliance with the provisions of ORS 457.095 through ORS 457.220 including, but not limited to, public notice and hearing; and

WHEREAS, by amending the effective date of The Year 2000 Plan by one year it is the intent of the City Council that to establish frozen value date as of January 1990 for the tax year 1990-91 and not January 1989 for tax year 1989-90 and to prevent any sequestering of tax increment funds in the tax year 1991-92 by the office of the Clackamas County Tax Assessor; and

WHEREAS, the City Council further finds that the infrastructure issues identified in the plan still exist and desires to use this amending process to keep available for study a reduced urban renewal project/finance option as part of an alternative infrastructure tax financing package which the Council is studying to present to the voters. However, nothing contained herein is intended to bind any Councilor from voting either for, against, or abstaining upon, including or excluding any urban renewal component of any infrastructure tax financing package which may or may not be decided upon after further study.

NOW, THEREFORE, the City Council of the City of Wilsonville ordains as follows:

1. The City Council hereby authorizes and approves the amendment to and does amend The Year 2000 Plan, an Urban Renewal Plan and Program of the City of Wilsonville, Oregon, by amending the effective date of The Year 2000 Plan, and City of Wilsonville Ordinance No. 373, from September 28, 1990, to September 28, 1991.

2. Therefore, the effective date of The Year 2000 Plan shall be September 28, 1991. Section 1301's provision for duration shall remain 13 years but shall be deemed extended one year by calculation of the 13 year duration from the amended date, which duration shall end no later than September 27, 2004.

SUBMITTED to the Wilsonville City Council and read for the first and second reading at a regular meeting thereof on the 17th day of June, 1991, commencing at the hour of 7:30 o'clock p.m. at the City of Wilsonville City Hall Annex.


VERA A. ROJAS, CMC, City Recorder

ENACTED by the Wilsonville City Council at a regular meeting thereof this 17th day of June, 1991 by the following Votes: YEAS: 5 NAYS: 0.


VERA A. ROJAS, CMC, City Recorder

DATED and signed by the Mayor this 20th day of June, 1991.


GERALD A. KRUMMEL, Mayor

SUMMARY of Votes:

Mayor Krummel	<u>AYE</u>
Councilor Chandler	<u>AYE</u>
Councilor Carter	<u>AYE</u>
Councilor Lehan	<u>AYE</u>
Councilor Van Eck	<u>AYE</u>



City of
WILSONVILLE
in OREGON

30000 SW Town Center Loop E • PO Box 220
Wilsonville, OR 97070
(503) 682-1011

ADMINISTRATION DEPARTMENT
MEMORANDUM

DATE: JUNE 12, 1991
TO: HONORABLE MAYOR AND CITY COUNCILORS
FROM: MICHAEL E. KOHLHOFF, ACTING CITY MANAGER
CITY ATTORNEY
SUBJECT: ORDINANCE CB-0-159-91

Per your direction, I have drafted an Ordinance amending the effective date of the Urban Renewal Plan. I am attaching Sections 1200 and 1300 of the Plan concerning procedures for amending the Plan and its duration for your information.

This amendment is a major amendment. This Ordinance can be passed by two readings the same night if unanimously approved. Notice for public hearing is for June 17, 1991.

There is no emergency clause as it must be adopted without one to conform to the adopting procedures under state law. I have confirmed with the Clackamas County Assessor, who has also confirmed with the State Department of Revenue, that the effective date of the amending Ordinance which will be after July 15, 1991, shall not prevent the effective date from being set back or to cause any sequestering of any tax increment in 1991-92. The Clackamas County Assessor was very cooperative and provided this information in an expedited fashion in order to call an emergency meeting for the week of June 10, 1991 if it had been necessary. However, it was not necessary. But I thought you would like this information should any of your constituency raise this question due to the 30 day adoption period occasioned by a non-emergency ordinance.

mek:pjm

SECTION 1200 - PROCEDURES FOR CHANGES OR AMENDMENTS IN THE
APPROVED URBAN RENEWAL PLAN

The Plan will be reviewed and analyzed periodically and will continue to evolve during the course of project execution and on-going planning. The Plan may be changed, clarified, modified or amended as future conditions may warrant. Where, in the judgment of the Agency, the proposed modification will substantially change the Plan, such modification must be duly approved by the City Council in the same manner as the original Plan and in accordance with the requirements of State and local law. The provisions of ORS 457.095 and ORS 457.220 and of Section 1203 of this Plan shall apply.

The various types of Plan changes, clarifications, modifications or amendments and the official actions which shall be taken prior to their implementation, are as follows:

1201 MINOR CHANGES

Minor changes shall not modify the goals and objectives of this Plan or any of its provisions. Such minor changes may include:

- A. Clarification of language or the State Legislature's changes in ORS Chapter and Section references;
- B. Clarification of written or graphic Exhibits to this Plan;
- C. Modification in the location of project improvements authorized by this Plan, resulting from detailed architectural, engineering, or planning analysis.
- D. The identification of property to be acquired as provided for in Sections 601, 602 and 603 of this Plan.

Such minor changes, if any, shall be made only by a duly approved resolution of the Agency in which the details of the minor change shall be described.

1202 AMENDMENT TO THE CITY'S COMPREHENSIVE PLAN OR TO ANY OF ITS
IMPLEMENTING CODES AND ORDINANCES

From time to time during the implementation of this Urban Renewal Plan, the Planning Commission and City Council of the City of Wilsonville may approve amendments or modifications to the City's Comprehensive Plan or to the codes, policies, procedures or ordinances which are established to implement such Comprehensive Plan.

Further, the City Council may from time to time amend or approve new Building, Health Safety and other Codes which affect the implementation of this Urban Renewal Plan.

- A. When such amendments, modifications or approvals have been officially adopted by the City Council, such amendments, modifications or approvals - which affect the provisions of this Urban Renewal Plan - shall, by this reference become a part of the Plan as if such amendments, modifications or approvals were herein stated in full.
- B. The City Council shall forward to the Agency copies of such Council actions as are herein above described and the Agency shall prepare and approve a resolution recognizing that such City Council amendments, modifications or approvals are to be considered as minor changes to this Urban Renewal Plan as provided in Section 1201 above.

1203 SUBSTANTIAL CHANGES

Substantial changes, if any, shall be approved by the City Council in the same manner as the Council's approval of the original plan and in compliance with the provisions of ORS 457.095 and ORS 457.220.

Substantial changes shall include the following:

- A. An increase in the amount of tax increment proceeds as provided in Subsection 701 of this Plan;
- B. An increase or decrease of land area to the boundaries of this Urban Renewal Plan;
- C. Any change in any provision of this Plan which would modify the goals and objectives or the basic procedural, planning or engineering principals of this Plan;
- D. As set forth in Section 604, any acquisition undertaken in connection with projects or activities not identified in Sections 601 or 602 of this Plan; and
- E. An increase in the effective duration of this Plan as set forth in Section 1301.