

BOARD OF COUNTY COMMISSIONERS FOR  
COLUMBIA COUNTY, OREGON

In the Matter of an Intergovernmental Agreement  
Creating the Oregon Association of County  
Engineers and Surveyors

ORDINANCE NO. 2016-7

WHEREAS, the Oregon Association of County Engineers and Surveyors (OACES) has existed as an informal association and affiliate of the Association of Oregon Counties (AOC), a governmental entity created in 1906 by intergovernmental agreement of Oregon's counties; and

WHEREAS, the purpose of OACES is to promote public works activities, including the construction and maintenance of roads and appurtenances to recognized engineering standards in the counties; to promote the professional application of land surveying; to promote the ethical practices of the professions; and, by the exchange of ideas, give all counties in Oregon the advantages of these professions in all phases of county services; and

WHEREAS, AOC manages the assets of OACES and assists OACES in carrying out and fulfilling their mission; and

WHEREAS, OACES has accumulated financial assets such that it is desirable for OACES to have its own legal identity, and yet continue to have AOC manage their assets and assist with carrying out and fulfilling their mission, and therefore, in accordance with ORS 190.085,

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS FOR COLUMBIA COUNTY ordains as follows:

- (1) It is the Board's intent to enter into an intergovernmental agreement with other Oregon Counties, which is attached hereto as Exhibit A and incorporated herein by this reference, to create an intergovernmental entity known as the Oregon Association of County Engineers and Surveyors (hereafter "OACES").
- (2) The purpose of OACES is to promote public works activities, including the construction and maintenance of roads and appurtenances to recognized engineering standards in the counties; to promote the professional application of land surveying; to promote the ethical practices of the professions; and, by the exchange of ideas, give all counties in Oregon the advantages of these professions in all phases of county services.
- (3) The powers, duties and functions of OACES are to facilitate and conduct meetings and conferences related to county public works and surveyor activities, including promoting best practices in county public works, the professional application of land surveying, and the ethical practices of those professions.
- (4) A copy of this ordinance shall be sent to OACES and the Association of Oregon Counties (AOC), a governmental entity created in 1906 by intergovernmental agreement of Oregon's counties. An intergovernmental agreement creating OACES is being executed concurrently with this ordinance. Not later than 30 days after the effective date of the intergovernmental

agreement creating OACES, AOC shall file with the Secretary of State a copy of this ordinance and the intergovernmental agreement, together with a statement containing the name of OACES, the parties to the agreement, the purpose of the agreement and the effective date of the agreement.

DATED this 21<sup>st</sup> day of September, 2016.

BOARD OF COUNTY COMMISSIONERS FOR  
COLUMBIA COUNTY, OREGON

By:  \_\_\_\_\_

Anthony Hyde, Chair

By:  \_\_\_\_\_

Henry Heimuller, Commissioner

By:  \_\_\_\_\_

Earl Fisher, Commissioner

Approved as to Form

By:  \_\_\_\_\_  
Office of County Counsel

Recording Secretary

By:  \_\_\_\_\_  
Jan Greenhalgh, Recording Secretary

First Reading: 9-7-16

Second Reading: 9-21-16

Effective Date: 12-20-16

**EXHIBIT A**



**Intergovernmental Agreement  
creating the  
Oregon Association of County Engineers and Surveyors**

**Section 1. Creation, purpose, voting membership, and governing body**

(1) Upon execution of this agreement by at least 10 counties, there is hereby created an intergovernmental entity entitled the Oregon Association of County Engineers and Surveyors (hereafter "OACES").

(2) The purpose of OACES is to promote public works activities, including the construction and maintenance of roads and appurtenances to recognized engineering standards in the counties; to promote the professional application of land surveying; to promote the ethical practices of the professions; and, by the exchange of ideas, give all counties in Oregon the advantages of these professions in all phases of county services.

(3) There are two divisions of OACES, the Public Works Division and the Surveyors Division. There shall be two voting members of OACES for each county that is a party to this agreement, one from each division. The voting member of the Public Works Division shall be the County Public Works Director, Engineer, Roadmaster, or designee. The voting member of the Surveyors Division shall be the County Surveyor or designee.

(4) The governing body of OACES shall consist of a Board of Directors of officers from among the membership, elected to those positions annually by the membership.

**Section 2. Expenses, fees, accounting, personnel, term, and termination of party**

(1) OACES shall be funded by annual dues paid by its members, and other financial resources obtained by OACES.

(2) The apportionment of dues shall be determined by the OACES membership, and all OACES revenue shall be accounted for by accounting and support services provided to OACES by intergovernmental agreement with the Association of Oregon Counties (AOC).

(3) OACES shall not have personnel.

(4) OACES shall not hold title to real property, but may acquire, own, and transfer personal property as necessary to carry out the purposes of OACES.

(5) The duration of this agreement is perpetual.

(6) Any party to this agreement may terminate their participation in this agreement upon 30 days' notice to OACES and AOC. Any liabilities accrued prior to termination are shared equally with all parties.

**Section 3. Bonds, installment purchases, bylaws, and taxes**

(1) OACES shall not issue revenue bonds or enter into financing agreements.

(2) OACES shall not enter into agreements with vendors, trustees or escrow agents for the installment purchase or lease of real or personal property.

(3) OACES may adopt bylaws necessary to carry out its powers and duties under this agreement, including, but not limited, to, additional categories of non-voting members.

(4) OACES shall not levy taxes or issue general obligation bonds.

## Section 4. Debts, liabilities, obligations, and termination

(1) The debts, liabilities and obligations of OACES shall be, jointly and severally, the debts, liabilities and obligations of the parties to this agreement that created OACES.

(2) No party to this agreement has assumed responsibility for any specific debts, liabilities or obligations of OACES.

(3) Any moneys collected by or credited to OACES shall not accrue to the benefit of private persons. Upon dissolution of OACES, title to all assets of OACES shall vest in the parties to this agreement as follows:

(a) Assets shall be divided equally among the parties to this agreement; and

(b) Outstanding indebtedness or other liabilities of OACES shall be divided equally among the parties to this agreement.

(4)(a) OACES may be terminated at any time by a vote of three-quarters of the parties to this agreement.

(b) OACES shall be automatically terminated if there remain less than 10 parties to this agreement.

## Section 5. Execution in counterparts

This Agreement may be executed in counterparts, each of which shall be deemed to be an original, but all of which, taken together, shall constitute one and the same agreement.

Baker County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Lake County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Benton County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Lane County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Clackamas County                      Date  
Chair, Board of Commissioners

Lincoln County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Clatsop County \_\_\_\_\_ Date \_\_\_\_\_  
 Chair, Board of Commissioners

Linn County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Columbia County                      Date  
Chair, Board of Commissioners

**Malheur County**                      **Date**

**County Judge, Malheur County Court**

Coos County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Marion County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Crook County Date  
County Judge, Crook County Court

Morrow County Date  
County Judge, Morrow County Court

Curry County  
Chair, Board of Commissioners

Multnomah County                      Date  
Chair, Board of Commissioners

**Deschutes County**                      **Date**

**Chair, Board of Commissioners**

Polk County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Douglas County                      Date  
Chair, Board of Commissioners

Sherman County  
County Judge, Sherman County Court

Date \_\_\_\_\_

Gilliam County \_\_\_\_\_ Date \_\_\_\_\_  
County Judge, Gilliam County Court

Tillamook County  
Chair, Board of Commissioners

Grant County \_\_\_\_\_ Date \_\_\_\_\_  
County Judge, Grant County Court

Umatilla County                      Date  
Chair, Board of Commissioners

Harney County Date  
County Judge, Harney County Court

Union County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Hood River County                  Date  
Chair, Board of Commissioners

Wallowa County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Jackson River County                      Date  
Chair, Board of Commissioners

Wasco County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

Jefferson River County      Date \_\_\_\_\_  
Chair, Board of Commissioners

Washington County                      Date  
Chair, Board of Commissioners

Josephine County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners

**Wheeler County**                      Date \_\_\_\_\_  
County Judge, Wheeler County Court

Klamath County \_\_\_\_\_ Date \_\_\_\_\_  
 Chair, Board of Commissioners

Yamhill County \_\_\_\_\_ Date \_\_\_\_\_  
Chair, Board of Commissioners