

ORDINANCE NO. 18-172-02

AN ORDINANCE DECLARING THAT BLIGHTED AREAS EXIST IN THE CITY OF JOHN DAY, OREGON, ESTABLISHING THE NEED FOR AN URBAN RENEWAL AGENCY IN THE CITY OF JOHN DAY, AND ELECTING A METHOD FOR EXERCISING THE POWERS OF THE URBAN RENEWAL AGENCY.

WHEREAS, the John Day City Council (the "Council") finds and declares that blighted areas, as defined under ORS 457.010(1), exist within the City of John Day ("City") and that there is need for an urban renewal agency to function within City; and

WHEREAS, such blighted areas impair economic values and negatively impact the health, safety, and welfare of the citizens of City; and

WHEREAS, some portions of these blighted areas may be improved by development and rehabilitation to eliminate the conditions of blight; and

WHEREAS, some portions of these blighted areas may require acquisition and clearance, but other portions of the blighted areas may be susceptible to conservation and rehabilitation to eliminate the conditions of blight; and

WHEREAS, these acquisition, conservation, rehabilitation, and redevelopment activities, and the prevention and reduction of blight, are public purposes for which private property may be acquired and public money spent using the powers granted to an urban renewal agency under applicable Oregon law; and

WHEREAS, ORS 457.035 authorizes City to (a) activate the powers of its urban renewal agency by adoption of a nonemergency ordinance declaring that blight exists and that there is a need for an urban renewal agency to function in City, and (b) elect one of three ways to exercise the powers of an urban renewal agency in City.

NOW, THEREFORE, THE CITY OF JOHN DAY ORDAINS AS FOLLOWS:

1. Findings. The above-stated findings are hereby adopted.
2. Short Title. This Ordinance No. 18-172-02 (this "Ordinance") may be referred to and cited as the "City of John Day Urban Renewal Agency Ordinance."
3. Corporate Name. The corporate name of the urban renewal agency activated by this Ordinance will be, and the agency will be known as, the "John Day Urban Renewal Agency."
4. Agency Board. Pursuant to ORS 457.045(3), all the rights, powers, duties, privileges, and immunities granted to and vested in an urban renewal agency will be exercised by and vested in the Council; provided, however, any act of the Council acting as the John Day Urban Renewal Agency will be deemed the act of the John Day Urban Renewal Agency only and not the act of the Council.
5. Bylaws. The John Day Urban Renewal Agency board may adopt by resolution, and may from time to time amend, bylaws governing the administration of the John Day Urban Renewal Agency.

6. Budget Committee. A budget committee will be established to review and recommend a budget to the John Day Urban Renewal Agency board. Members of the budget committee will consist of the John Day Urban Renewal Agency board and an equal number of citizens appointed by the mayor, subject to confirmation by the Council, to serve three-year terms in accordance with the provisions of Oregon local budget law, with the initial appointments being staggered so that the terms of the members do not expire in the same year. The budget committee will operate subject to, and in accordance with, applicable Oregon law.

7. Severability; Corrections. If any section, subsection, sentence, clause, and/or portion of this Ordinance is for any reason held invalid, unenforceable, and/or unconstitutional, such invalid, unenforceable, and/or unconstitutional section, subsection, sentence, clause, and/or portion will (a) yield to a construction permitting enforcement to the maximum extent permitted by applicable law, and (b) not affect the validity, enforceability, and/or constitutionality of the remaining portion of this Ordinance. This Ordinance may be corrected by order of the Council to cure editorial and/or clerical errors. City staff and/or its designee may renumber, format, and make all other edits necessary to codify this Ordinance into the John Day Municipal Code.

This Ordinance was PASSED and ADOPTED by the John Day City Council by a vote of ___ for and ___ against and APPROVED by the mayor on this 13th day of March, 2018.

Ron Lundbom, Mayor

ATTEST:

Nicholas Green, City Manager