

BEFORE THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of Consideration of Use by Yamhill)
County of Local Improvement Districts (LIDs)) BOARD ORDER 14-002
for Road Improvement Purposes)

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of County business in formal session on Thursday, October 2, 2014 at 10:00 a.m. in Room 32 of the courthouse, Commissioners Allen Springer, Kathy George and Mary Starrett being present.

THE BOARD MAKES THE FOLLOWING FINDINGS:

WHEREAS, ORS 371.605 to 371.660 authorizes the formation and use of a Local Improvement District (LID) as a mechanism for making improvements to public infrastructure (including roads) and assessing the cost of those improvements to benefitted properties.

WHEREAS, the Board was approached by a group of citizens who encouraged the Board to evaluate, review and consider the potential use of LIDs for road improvements purposes in Yamhill County.

WHEREAS, on September 9, 2014 the Board held a work session to discuss the feasibility of utilizing LIDS for road improvement purposes in Yamhill County. At the work session the Board heard from a variety of County departments, including Public Works, Assessment and Taxation , Administrative Services, County Counsel and the Treasurer, as well as from a volunteer representative of the Road Improvement Advisory Committee. Testimony was received as to the pros and cons of LIDs, including the complexities and costs of establishment of a LID function within County government, LID project prioritization, funding, engineering, overhead and administration, maintenance, assessment and collection of project costs, enforcement and liability.

WHEREAS, on September 18, 2014 the Board held a public hearing, the purpose of which was to update the public as to the Board's LID research and to receive public testimony regarding the possible use of LIDS for road improvement purposes.

WHEREAS, following the public hearing the Board conducted additional deliberations and ultimately found, for the following reasons, that it was not appropriate at this time to pursue the use of LIDs for road improvement purposes in Yamhill County, NOW THEREFORE,

IT IS HEREBY ORDERED BY THE BOARD AS FOLLOWS:

1. After careful consideration and analysis, the Board does not, at present, support the establishment of a LID program for road improvement purposes in Yamhill County for the following reasons:
 - (a) The cost to establish the LID administrative function within County government would necessarily be borne by the County, thereby diverting funds from other essential activities, and such costs could not be recovered through individual LID project assessments.
 - (b) Additional administrative time and costs would be required to oversee and facilitate each individual LID project, for terms that could last as long as 20 to 30 years.
 - (c) Establishment of a LID program could divert funding, and would divert available staff time and resources, away from the County's existing road prioritization program.
 - (d) The County has an existing Cooperative Road Improvement Program (CRIP) that allows for interested property owners to privately pursue desired road improvements on non-critical county roads.
 - (e) Establishment of individual LIDs could lack widespread appeal and could ultimately impose costs for road improvements on property owners who lack the interest in, or ability to pay for, such improvements.
 - (f) The County could find itself in the position of having to lien a property or absorb project costs if property owners lacked the resources or otherwise refused to pay their share of assessed project costs.

DONE at McMinnville, Oregon this 2nd day of October, 2014.

ATTEST

YAMHILL COUNTY BOARD OF COMMISSIONERS

BRIAN VAN BERGEN
County Clerk

Allen Springer
Chair
ALLEN SPRINGER

By: [Signature]
Deputy Lucy Flores Mendez



Kathy George
Commissioner
KATHY GEORGE

APPROVED AS TO FORM:

[Signature]
CHRISTIAN BOENISCH
County Counsel

[Signature]
Commissioner
MARY STARRETT