

RESOLUTION NO. 2501

A RESOLUTION APPROVING THE CITY'S CONTINUED PARTICIPATION IN THE OREGON PUBLIC WORKS EMERGENCY RESPONSE COOPERATIVE ASSISTANCE AGREEMENT

THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:

1. That the City is responsible for the preparation and mitigation of, and response and recover from emergencies or disasters that could potentially impact the residents, and has adopted the Emergency Operations Plan (EOP) for the City of Troutdale via Resolution No. 2039 on March 23, 2010.
2. That the Oregon Department of Transportation (ODOT) has an important supporting role in emergency response and disaster recovery, and a functional transportation system is crucial for getting emergency responders and life-saving supplies where they need to go, and in helping promote economic recovery after a disaster.
3. That since 1998 ODOT has provided the Oregon Public Works Emergency Response Cooperative Assistance Agreement, (Agreement) and offered it to local public works agencies, of which more than 100 have chosen to participate, including our neighboring jurisdictions of Fairview, Gresham, and Wood Village.
4. That the EOP provides for emergency measures which include, but are not limited to implementing mutual aid agreements, and the City adopted the Oregon Public Works Emergency Response Cooperative Agreement pursuant to Resolution No. 1984 on February 24, 2009.
5. That the Agreement provides a mechanism for public works agencies to request assistance and to respond to requests for assistance, for the apportionment among the parties of the responsibility for providing funds to pay for expenses incurred in the performance of the agreed upon functions or activities, and provides the documentation framework needed to seek the maximum possible reimbursement from Federal agencies.
6. That it is in the best interest of the City and other governmental agencies who are members of the Oregon Public Works Emergency Response Cooperative Assistance Agreement to provide each other equipment, supplies and/or personnel in support of emergency and disaster response/recovery efforts, and that responses to such conditions are conducted in the most organized, efficient, and effective manner possible.

7. That Oregon Revised Statutes (ORS) Chapter 402.010 provides for Cooperative Assistance Agreements among public and private agencies for reciprocal emergency aid and resources.

8. That by the authority granted in ORS 190.110, state agencies may enter into agreements with units of local government for the performance of any or all functions and activities that a party to the agreement, its officers, or agents have the authority to perform.

9. That the City and ODOT desire to enter into the Intergovernmental Agreement (IGA) of the Oregon Public Works Emergency Response Cooperative Assistance Agreement, and that the IGA is in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE:

Section 1. Agrees now that the City enter into an IGA with and through ODOT to provide for emergency mutual aid, and hereby approves the IGA in substantial conformity with Exhibit A of the Staff Report the *“Oregon Public Works Emergency Response Cooperative Assistance Agreement.”*

Section 2. Designates the City Manager or Finance Director (each a “City Official”) or a designee of the City Official, to act on behalf of the City, and without further action by the City Council the City Official is hereby authorized, empowered and directed to sign the IGA on behalf of the City, and any and all other required and necessary documents to implement the intent of the agreement.

Section 3. The City Official is hereby authorized to execute, acknowledge and deliver the IGA in substantial conformity with Exhibit A of the Staff Report, including any other supporting and implementing documents, and to take any other action as may be advisable, convenient, necessary, or appropriate to give full force and effect to the terms and intent of the IGA, and the execution thereof by any such City Official shall be conclusive as to such determination.

Section 4. Further, consistent with intent of the IGA, and in the best interest of the City, the City Official is authorized to determine, execute, acknowledge and deliver any subsequent addendums, extensions, revisions, modification, or successor documents of the IGA, and the execution thereof by any such City Official shall be conclusive as to such determination.

Section 5. The Finance Director is authorized to disburse funds, subject to annual appropriations, as necessary to fulfill the IGA obligations, and is further directed to implement all such actions necessary to ensure budgetary compliance.

Section 6. This Resolution shall be effective upon adoption.

YEAS: 6

NAYS: 0

ABSTAINED: 0



Casey Ryan, Mayor

Date: June 29, 2020



Sarah Skroch, City Recorder

Adopted: June 23, 2020