



Home of the Tualatin River National Wildlife Refuge

CITY COUNCIL MEETING PACKET

FOR

Tuesday, January 18, 2022

**Sherwood City Hall
22560 SW Pine Street
Sherwood, Oregon**

6:00 pm City Council Executive Session
(ORS 192.660(2)(f), Exempt Public Records)

7:00 pm City Council Regular Meeting

Pursuant to House Bill 4212 (2020), this meeting
will be conducted electronically and will be live streamed at
<https://www.youtube.com/user/CityofSherwood>



6:00 PM EXECUTIVE SESSION

1. **ORS 192.660(2)(f), Exempt Public Records**
(Brad Crawford, IT Director)

7:00 PM REGULAR SESSION

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **APPROVAL OF AGENDA**
5. **CONSENT AGENDA**

- A. **Approval of January 4, 2022 City Council Meeting Minutes** (Sylvia Murphy, City Recorder)
- B. **Resolution 2022-004 Appointing Lisa Patterson to the Sherwood Traffic Safety Committee**
(Ty Hanlon, Interim Police Chief)
- C. **Resolution 2022-005 Appointing the Budget Officer for Fiscal Year 2022-23**
(Keith Campbell, City Manager)

6. CITIZEN COMMENTS

Oregon Law typically requires the City to permit any person to appear in person to ask questions or comment on public hearing matters. However, due to COVID-19 restrictions, persons interested in participating may provide written comments at least 24 hours in advance of a City Council meeting by either (1) emailing Cityrecorder@Sherwoodoregon.gov or contacting the City Recorder at 503-625-4246 at least 24 hours in advance of a meeting. An email submitted must clearly state either (1) that it is intended as a general Citizen Comment for this meeting or (2) if it is intended as testimony for a public hearing, the specific public hearing topic for which it is intended. In either case, the email must be received at least 24 hours in advance of the scheduled meeting time.

In addition, the City Council will accept comments during the public meeting via phone. During the live meeting, community comments on non-agenda items and public hearing testimony can be provided by calling into the meeting. To participate via phone, please email or call the City Recorder Cityrecorder@Sherwoodoregon.gov, 503-625-4246 by 5:00 PM, 24 hours in advance of the meeting to receive the phone dial-in instructions. Per Council Rules Ch. 2 Section (V)(D)(5), Citizen Comments, "Speakers shall identify themselves by their names and by their city of residence." Anonymous comments will not be accepted into the meeting record.

7. NEW BUSINESS

- A. **Resolution 2022-006 Authorizing Full Faith and Credit Financing**
(David Bodway, Finance Director)

8. CITY MANAGER REPORT

9. COUNCIL ANNOUNCEMENTS

AGENDA

SHERWOOD CITY COUNCIL January 18, 2022

6:00 pm City Council Executive Session
(ORS 192.660(2)(f), Exempt Public Records)

7:00 pm City Council Regular Meeting

Pursuant to House Bill 4212 (2020), this meeting
will be conducted electronically and will be
live streamed at
<https://www.youtube.com/user/CityofSherwood>

10. ADJOURN

How to Find out What's on the Council Schedule: City Council meeting materials and agenda are posted to the City web page at www.sherwoodoregon.gov, generally by the Thursday prior to a Council meeting. When possible, Council agendas are also posted at the Sherwood Library/City Hall and the Sherwood Post Office.

To Schedule a Presentation to the Council: If you would like to schedule a presentation to the City Council, please submit your name, phone number, the subject of your presentation and the date you wish to appear to the City Recorder, 503-625-4246 or Cityrecorder@Sherwoodoregon.gov. If you require an ADA accommodation for this public meeting, please contact the City Recorder's Office at (503) 625-4246 or Cityrecorder@Sherwoodoregon.gov at least 48 hours in advance of the scheduled meeting time.



SHERWOOD CITY COUNCIL MEETING MINUTES

22560 SW Pine St., Sherwood, Or

Pursuant to House Bill 4212 (2020), this meeting will be conducted electronically and will be live streamed at <https://www.youtube.com/user/CityofSherwood>

January 4, 2022

WORK SESSION

- 1. CALL TO ORDER:** Mayor Mays called the work session to order at 6:33 pm.
- 2. COUNCIL PRESENT:** Mayor Keith Mays, Council President Tim Rosener, Councilors Doug Scott, Kim Young, Sean Garland, Russell Griffin, and Renee Brouse.
- 3. STAFF PRESENT:** City Manager Keith D. Campbell, IT Director Brad Crawford, Community Development Director Julia Hajduk, Community Services Director Kristen Switzer, Public Works Director Craig Sheldon, Finance Director David Bodway, Interim Police Chief Ty Hanlon, Senior Center Manager Maiya Martin Burbank and City Recorder Sylvia Murphy.
- 4. TOPICS**

A. Becoming an Age Friendly City

Senior Center Manager Maiya Martin Burbank presented the “Age-Friendly Cities” PowerPoint presentation (see record, Exhibit A) and stated that the World Health Organization’s guide for age-friendly cities was a city that adapted its structures and services to be accessible to, and inclusive of, older people with varying needs and capacities and in so doing provided for the needs of community members of all ages. She recapped that the Senior Advisory Board had asked that the City adopt the initiative of mindful planning and decision making to ensure that older adults were able to thrive and participate in the Sherwood community. She stated that the Senior Advisory Board believed that participating in the global network of age-friendly communities, would lead to a healthier, stronger community, as well as helping to prepare for demographic shifts over the coming decades. She expressed that in order to do this, it required that cities listen to, and include older adults in the decisions that affect their lives. She provided background on the history of the age-friendly city initiative and explained that the age-friendly city designation was both a program and a process to help guide cities to level the functional urban age gap and allow for equitable urban living for people of all ages. She outlined that there were eight components that went into making a city an age-friendly city. She addressed the Outdoor Spaces and Buildings component and explained that there was a need for clean and pleasant public spaces, pedestrian crossings that were sufficient in number with non-slip markings, visual and audio cues, and adequate crossing times, green spaces and sufficient outdoor seating that was well-maintained and safe, and services that were situated together and were accessible. She commented that Sherwood was viewed by many older adults to be a difficult city to live in because it was difficult to comfortably get from one place to another and was often cited as a reason why older people

moved away from Sherwood. She addressed the Transportation component and explained that public transportation needed to be reliable and frequent, sufficient priority parking and drop-off spots for people with special needs should be available and respected, specialized transportation should be available for disabled people, and roads and sidewalks should be well-maintained with covered drains and good lighting. She addressed the Housing component and explained that sufficient, affordable housing needed to be available in areas that were safe and close to services and the rest of the community, and the housing needed to be well-constructed and provide safe and comfortable shelter from the weather. She addressed the Social Participation component and explained that venues for events and activities needed to be conveniently located, accessible, well-lit and easily reachable by public transport, events needed to be held at times that were convenient for participation by all people, and there needed to be consistent outreach to include people at risk of social isolation. She addressed the Respect and Social Inclusion component and explained that older adults should be regularly consulted by public, voluntary, and commercial services on how to better serve them, older adults should be recognized for their past and present contributions, and older adults with less economic means should have good access to public, voluntary, and private services. She addressed the Civic Participation and Employment component and explained that a range of flexible options for older volunteers should be made available, with training, recognition, guidance, and compensation for personal costs, a range of flexible and appropriately paid opportunities for older adults should be promoted, and decision-making bodies in public, private, and voluntary sectors should encourage and facilitate membership of older people. She addressed the Communication and Information component and explained that a basic, effective communication system that reached community residents of all ages should be used, there should be wide public access to computers and the internet, at no or minimal charge, in public places such as government offices, community centers, and libraries, and those at risk for social isolation get one-on-one information from trusted individuals. She addressed the Community and Health Services component and explained that health and social services should be conveniently located and accessible by all means of transport, clear and accessible information should be provided about health and social services for older people, and community emergency planning should take into account the vulnerabilities and capacities of older adults. Ms. Burbank explained that becoming an age-friendly city was a five-year process that consisted of the formation of a board to include older adults in the civic process, which was fulfilled by the Senior Advisory Board. The process also required a community needs assessment, and she reported that most of the community needs assessment work had already been completed through the preparation for the Sherwood 2040 Comprehensive Plan. She explained that the next step in the process would be to formally submit their application to AARP and the WHO to officially begin the process. She reported that the application required a letter of support from the Mayor and/or City Council and would establish the mechanisms to involve older adults in the process, provide a baseline assessment of the current age-friendliness of Sherwood, illustrate the development of community-wide action plan, and the identification of indicators so progress could be measured. She clarified that Council could also pass a resolution or make a proclamation of the City's intent to be an age-friendly city. After that had been completed, the application and letter would be submitted and work to continue to make Sherwood and age-friendly city would continue. Mayor Mays commented he believed a lot of the necessary work for becoming an officially recognized age-friendly city had already been completed. Ms. Burbank replied that was correct and clarified that much of the work put into the 2040 Comprehensive Plan would make the application process much easier to accomplish. Councilor Young asked where the data that showed older adults were moving out of the Sherwood community came from? Ms. Burbank replied that that data was anecdotal based on what she had heard from seniors at the Senior Center who were moving out of the area. She added that there was data that showed that transportation needs and older adult livability statistics were a driving factor in seniors moving away from cities. Councilor Brouse gave her kudos to Ms. Burbank for her work on the Senior Advisory Board and commented that there was a lot of enthusiasm on the board to move

forward with this idea. Councilor Garland asked for an update regarding the City's purchase of a van to help assist with senior transportation needs? Ms. Burbank replied that a van had been ordered, but due to supply chain issues, the van had not been delivered yet. Public Works Director Craig Sheldon reported that the last update he had on the van delivery was that the van would hopefully be delivered by the end of this budget year. He explained that the bigger issue was that the small businesses that installed ADA ramps, would not order the ADA items until the van arrived, which would further delay the use of the van. Council President Rosener asked that the information on becoming an age-friendly city be included as a part of Council's upcoming visioning session. He commented that he would like more information on what some of the concrete plans were, forecasted costs, and if there were options besides AARP and the WHO for becoming an age-friendly city. Discussion occurred.

5. ADJOURNED:

Mayor Mays adjourned the work session at 6:53 pm and convened a regular session.

REGULAR SESSION

- 1. CALL TO ORDER:** Mayor Mays called the meeting to order at 7:01 pm.
- 2. COUNCIL PRESENT:** Mayor Keith Mays, Council President Tim Rosener, Councilors Doug Scott, Kim Young, Sean Garland, Russell Griffin, and Renee Brouse.
- 3. STAFF PRESENT:** City Manager Keith D. Campbell, IT Director Brad Crawford, Community Development Director Julia Hajduk, Community Services Director Kristen Switzer, Public Works Director Craig Sheldon, Finance Director David Bodway, Interim Police Chief Ty Hanlon, Economic Development Manager Bruce Coleman, City Engineer Bob Galati, Legal Counsel Spencer Parsons, and City Recorder Sylvia Murphy.

4. APPROVAL OF AGENDA:

MOTION TO AMEND: FROM COUNCILOR YOUNG TO ADD ITEM FOUR, NEW BUSINESS, THE SELECTION OF A COUNCIL PRESIDENT. SECONDED BY COUNCILOR GRIFFIN. MOTION PASSED 7:0, ALL MEMBERS VOTED IN FAVOR.

MOTION: FROM COUNCILOR YOUNG TO APPROVE THE AMENDED AGENDA. SECONDED BY COUNCIL PRESIDENT ROSENER. MOTION PASSED 7:0, ALL MEMBERS VOTED IN FAVOR.

Mayor Mays addressed the next agenda item.

5. CONSENT AGENDA:

- A. Approval of December 7, 2021 City Council Meeting Minutes**
- B. Resolution 2022-001, Appointing Maggi Gerhard to the Sherwood Library Advisory Board**
- C. Resolution 2022-002, Adopting an Executive Session News Media Attendance Policy**
- D. Resolution 2022-003, Authorizing the City Manager to amend the professional services contract with Murraysmith to cover unanticipated costs due to project changes and delays**

MOTION: FROM COUNCILOR BROUSE TO APPROVE THE CONSENT AGENDA. SECONDED BY COUNCILOR SCOTT. MOTION PASSED 7:0, ALL MEMBERS VOTED IN FAVOR.

Mayor Mays addressed the next agenda item.

6. CITIZEN COMMENTS:

The City Recorder read aloud the testimony provided by Sherwood resident Dave Sweeney regarding the holiday season in Old Town. He suggested that lighted snowflakes, three to five feet in diameter, hang off the blue light poles in the downtown area. He commented the addition of the snowflakes would brighten up the downtown streets. He also suggested that exteriors of several municipal buildings, such as the Library and the Center for the Arts, be used as a “blank canvas” for lighted Christmas displays. He stated these additions would help take the Sherwood Christmas lights experience to the next level.

Council President Rosener suggested that Mr. Sweeney send his suggestions to the Cultural Arts Commission to take into consideration. Councilor Griffin agreed with Council President Rosener and commented that he thought it would be fun to add more decorations to the downtown area.

Mayor Mays addressed the next agenda item.

7. PRESENTATIONS:

A. Proclamation, Proclaiming December 15, 2021 as Arbor Day

Mayor Mays proclaimed December 15, 2021 as Arbor Day in the City of Sherwood.

Mayor Mays addressed the next agenda item.

B. Introduction of new Westside Economic Alliance Executive Director

Economic Development Manager Bruce Coleman introduced the new Westside Economic Alliance Executive Director Gail Greenman and stated she had an extensive background in policy advocacy. He explained that her role was to be a, “visionary, strategic leader” for the organization and to work on governmental affairs. He reported that prior to her role at the WEA, Ms. Greenman served as a lead federal public affair professional at the Oregon Farm Bureau where she formed many relationships with the congressional delegation from Oregon. She also served as the federal policy advisor in the educational area and was the Director of Governmental Affairs for the National Association of Federally Impacted Schools. Ms. Greenman explained that she came to the WEA with 25 years of experience primarily in the federal policy realm. She stated she started with the WEA in September 2021 and commented she had received a tour of Sherwood from Economic Development Manager Bruce Coleman in October 2021. She presented the “WEA” PowerPoint presentation (see record, Exhibit B) and explained that the WEA was a non-profit and their membership was comprised of three areas: business, public, and affiliate. She explained that public membership included cities and counties, regional government, school districts, special service districts, and state agencies. She reported that the WEA primarily monitored local, regional, state issues, and recently had started to monitor federal issues. She stated the WEA had a committee structure, which included the Land Use and Housing Committee, Transportation Committee, and a Government Affairs

Committee. She stated that the WEA provided unique opportunities for its public and private members to network and collaborate with each other. She outlined the Westside Economic Alliance's vision and values statements. She provided an overview of the Executive Committee and Board of Directors members. She thanked Council for their hard work and public service. Mayor Mays asked Ms. Greenman if the vision, goals, or mission had changed at the WEA since she started there? Ms. Greenman replied that there had been no changes made to the value statement or the mission statement but there was a new officer in the Treasurer position as well as some outgoing members due to retirement.

Mayor Mays addressed the next agenda item.

8. NEW BUSINESS:

A. Selection of Council President

Mayor Mays explained that it was time to elect a Council President for the new year and thanked current Council President Tim Rosener for his service over the past year. Mayor Mays asked for nominations. Councilor Scott nominated current Council President Rosener. Councilor Young seconded the nomination. Councilor Rosener accepted the nomination. Councilor Young asked what the Council President position was responsible for? Council President Rosener replied that the position required him to attend various meetings, occasionally attending meetings in place of Mayor Mays when Mayor Mays was unable to attend, and several seasonal events. He reported he was appointed to the National League of Cities Broadband and Telecommunications committee. He explained that he met with Mayor Mays and City Manager Keith Campbell weekly to ensure everyone was on the same page. With no other nominations received, Mayor Mays called for a vote.

VOTE: ELECTING COUNCILOR TIM ROSENER AS COUNCIL PRESIDENT. VOTE PASSED, ALL MEMBERS VOTED IN FAVOR.

Mayor Mays addressed the next agenda item.

9. CITY MANAGER REPORT:

City Manager Keith Campbell thanked Public Works staff for their work during the recent inclement weather. Council President Rosener also thanked the Public Works staff for their work during the inclement weather and added his thanks for their year-round work taking care of the roads and infrastructure in Sherwood. Mayor Mays stated he agreed with Council President Rosener's comments. Councilor Scott thanked City Manager Campbell for his frequent updates throughout the weather event. City Manager Campbell thanked Police Department staff who worked over the holidays and during the inclement weather, and their hard work year-round.

Mayor Mays addressed the next agenda item.

10. COUNCIL ANNOUNCEMENTS:

Councilor Young thanked Public Works staff for their work during the inclement weather. She commented that she felt that the holiday lights downtown looked very good, but she also liked Mr. Sweeney's ideas. She spoke on the Robin Hood Holiday Festival and commented she was very pleased with the event and the

crowd turnout. She reported she had been selected to serve on the League of Oregon Cities Finance and Taxation policy committee in 2022.

Councilor Griffin reported he attended the Parks and Recreation Advisory Board meeting and reported that the board had requested a work session to hold an in-depth discussion about the Parks and Recreation Master Plan and future projects and objectives.

Councilor Brouse reported that the Library Advisory Board was seeking public input to determine which order to bring back some of the public events. She reported they had won a \$2,000 grant through the Cultural Coalition to fund a program that will welcome and celebrate immigrants coming into the community of Sherwood. She reported that the Sherwood Chamber of Commerce annual awards dinner would be held February 24th at the Sherwood Center for the Arts, and they were seeking various nominees for business and business leaders. She reported that May 14th would be the Sherwood Police Foundation Gala which would be held at Vine & Sparrow.

Councilor Garland reported that the Cultural Arts commission was continuing their work. He reported the Sherwood Center for the Arts puzzle competition would be held in-person on February 26th.

Councilor Scott reported that the next Planning Commission meeting would be held on January 11th, and the January 25th Planning Commission meeting would have three public hearings. He reported that the Planning Commission was seeking applicants to fill two vacancies.

Council President Rosener reported he attended the CAC meeting for the Sherwood West Relook project where they discussed how to finetune their message to the community. He commented that the CAC was also discussing the need for park land in Sherwood West, as well as a signature park for that area. He reported that the Sip and Spell would be held in-person on February 3rd.

Mayor Mays gave his kudos to City staff for their work over the holidays and inclement weather. He reported that January 1st marked his first day as Past President of the League of Oregon Cities. Council President Rosener thanked Mayor Mays for his work as the President of the LOC over the previous year.

11. ADJOURN:

Mayor Mays adjourned the regular session at 7:48 pm.

Attest:

Sylvia Murphy, MMC, City Recorder

Keith Mays, Mayor

TO: Sherwood City Council

FROM: Ty Hanlon, Interim Police Chief

Through: Keith D. Campbell, City Manager and Josh Soper, City Attorney

SUBJECT: **Resolution 2022-004, Appointing Lisa Patterson to the Sherwood Traffic Safety Committee**

Issue:

Should the City Council appoint Lisa Patterson to the Sherwood Traffic Safety Committee?

Background:

On March 03, 2020 the Sherwood City Council established the Sherwood Traffic Safety Committee and appointed five (5) initial members. The members were selected after a complete recruitment and selection process held in February 2020. Position numbers were established with the adoption of Resolution 2019-066 and the initial terms were staggered for the purpose of managing terms.

The interview panel unanimously recommends Lisa Patterson for the vacant position on the Traffic Safety Committee. The Mayor has recommended this appointment to Council. In accordance with City Council Rules of Procedure, all such appointments are subject to the approval of City Council by resolution.

Financial Impacts:

There are no additional budgetary funds required for this resolution.

Recommendation:

Staff respectfully requests City Council approve Resolution 2022-004, appointing Lisa Patterson to the Sherwood Traffic Safety Committee.



RESOLUTION 2022-004

APPOINTING LISA PATTERSON TO THE SHERWOOD TRAFFIC SAFETY COMMITTEE

WHEREAS, on March 3, 2020, the City Council established the Sherwood Traffic Safety Committee; and

WHEREAS, the Sherwood Traffic Safety Committee has five (5) members with assigned position numbers per Sherwood Municipal Code; and

WHEREAS, position #2 on the Traffic Safety Committee is currently vacant; and

WHEREAS, Traffic Safety Chair Jason Wuertz, Police Advisory Board liaison Laurie Zwingli, and Police Captain Jon Carlson reviewed the applications on file and recommended the appointment of Lisa Patterson to Mayor Keith Mays; and

WHEREAS, Mayor Mays has recommended Lisa Patterson appointment; and

WHEREAS, in accordance with Council Rules, all such appointments are subject to the approval of the City Council by resolution.

NOW, THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

Section 1. The Sherwood City Council hereby appoints Lisa Patterson to position #2 of the Sherwood Traffic Safety Committee expiring June 30, 2022.

Section 2. This Resolution shall be effective upon its approval and adoption.

Duly passed by the City Council this 18th day of January, 2022.

Keith Mays, Mayor

Attest:

Sylvia Murphy, MMC, City Recorder

City Council Meeting Date: January 18, 2022

Agenda Item: Consent Agenda

TO: Sherwood City Council

FROM: Keith D. Campbell, City Manager

SUBJECT: Resolution 2022-005, Appointing the Budget Officer for Fiscal Year 2022-23

Issue:

Shall the City Council appoint a Budget Officer for Fiscal Year 2022-23?

Background:

Oregon budget law requires that a Budget Officer be appointed by City Council or designated by the Charter for each budget cycle. The Budget Officer prepares or supervises preparation of the budget document.

City staff is recommending the City Manager, Keith Campbell be appointed as the Budget Officer for the upcoming fiscal year.

Recommendation:

Staff respectfully recommends Council adoption of Resolution 2022-005, appointing the Budget Officer for Fiscal Year 2022-23.



RESOLUTION 2022-005

APPOINTING THE BUDGET OFFICER FOR FISCAL YEAR 2022-23

WHEREAS, Oregon budget law requires that a Budget Officer be appointed by the City Council or designated by Charter for each budget cycle; and

WHEREAS, the Budget Officer is responsible for preparing the proposed budget for presentation to the Budget Committee, publishing required notices, and compliance with budget law; and

WHEREAS, in the Charter, the City Manager prepares and administers the annual city budget.

NOW, THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

Section 1. Keith D. Campbell, City Manager is appointed as the Budget Officer.

Section 2. This Resolution shall be effective upon its approval and adoption.

Duly passed by the City Council this 18th day of January 2022.

Keith Mays, Mayor

Attest:

Sylvia Murphy, MMC, City Recorder

TO: Sherwood City Council

FROM: David Bodway, Finance Director
Through: Keith D. Campbell, City Manager and Josh Soper, City Attorney

SUBJECT: Resolution 2022-006, Authorizing Full Faith and Credit Financing

Issue:

Shall the City Council authorize the City Manager, or the person designated by the City Manager, to enter into the necessary agreements to finance various Water Projects?

Background:

As of June 30, 2021, the City had approximately \$22.4 million in outstanding debt made up of five debt issuances. The City has identified a need to finance improvements to its Water System, including Sherwood's portion of the Willamette River Water Treatment Plant Expansion and Water Distribution Improvements (including piping and pump station).

To capture interest rates while they are still low it is important to move quickly through the process once the decision is made to move forward with financing. This resolution would authorize the City Manager to execute the necessary steps to complete the proposed financing.

Financial Impacts:

The Financing Agreements may constitute \$10 million in unconditional obligations of the City, which are payable from all legally available funds of the City.

Recommendation:

Staff respectfully recommends adoption of Resolution 2022-006, Authorizing Full Faith and Credit Financing.



RESOLUTION 2022-006

AUTHORIZING FULL FAITH AND CREDIT FINANCING

WHEREAS, the City of Sherwood, Oregon (the “City”) is authorized by Oregon Revised Statutes Section 271.390 to enter into financing agreements to finance real or personal property which the City Council determines is needed; and

WHEREAS, the City Council determines that improvements to the City’s Water System, including Sherwood’s portion of the Willamette River Water Treatment Plant Expansion and Water Distribution Improvements (including piping and pump station) are needed; and

WHEREAS, the City may incur expenditures (the “Expenditures”) to pay costs of the Projects prior to the issuance of the financing agreement and the City wishes to declare its official intent to reimburse for any Expenditures the City may make from its own funds on the Projects from the proceeds of the financing agreement, the interest on which may be excluded from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”).

NOW, THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

Section 1. **Full Faith and Credit Financing Agreements Authorized.** The City Council hereby authorizes the City to obtain up to \$10,000,000 in principal amount of full faith and credit-backed financing for the Projects pursuant to ORS 271.390, ORS 287A.315 and the other relevant provisions of ORS Chapter 287A.

Section 2. **Delegation.** The City Manager of the City or a person designated by the City Manager to act under this Resolution (each of whom is referred to herein as a “City Official”) is hereby authorized, on behalf of the City and without further action by the City Council, to:

1. Negotiate, execute and deliver one or more financing agreements (the “Financing Agreements”) to accomplish the financing authorized in Section 1. Subject to the limitations of this Resolution, the Financing Agreements may be in such form and contain such terms as the City Official may approve.
2. Negotiate, execute and deliver one or more escrow agreements or similar documents (the “Escrow Agreements”) that provide for the issuance of one or more series of “full faith and credit obligations” (the “Obligations”) that represent ownership interests in the principal and interest payments due from the City under the Financing Agreements. Subject to the limitations of this Resolution, the Escrow Agreements and each series of Obligations may be in such form and contain such terms as the City Official may approve.

3. Deem final and authorize the distribution of a preliminary official statement for each series of Obligations, and authorize the preparation and distribution of a final official statement or other disclosure document for each series of Obligations.
4. Undertake to provide continuing disclosure for each series of Obligations in accordance with Rule 15c2-12 of the United States Securities and Exchange Commission.
5. Apply for ratings for each series of Obligations, determine whether to purchase municipal bond insurance or obtain other forms of credit enhancements for each series of Obligations, enter into agreements with the providers of credit enhancement, and execute and deliver related documents.
6. Enter into covenants which the City Official determines are desirable to obtain more favorable terms for the Financing Agreements.
7. Engage the services of escrow agents or trustees and any other professionals whose services are desirable for the financing.
8. Determine the final principal amount of each Financing Agreement, payment terms, and all other terms of each Financing Agreement and each series of Obligations.
9. Solicit competitive bids for the purchase of each series of the Obligations and award their sale to the bidder offering the most favorable terms to the City, or select one or more underwriters to purchase the Obligations and negotiate the terms of the sale of those Obligations with those underwriters, or place any Financing Agreement directly with a commercial bank or other lender.
10. Issue any qualifying Financing Agreement as a "tax-exempt bond" bearing interest that is excludable from gross income under the Code and enter into covenants to maintain the excludability of interest on those Financing Agreements from gross income under the Code.
11. Designate any qualifying Financing Agreement as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Code, if applicable.
12. Execute and deliver any other certificates or documents and take any other actions which the City Official determines are desirable to carry out this Resolution.

Section 3. **Security.** Pursuant to ORS 287A.315, the City Official may pledge the City's full faith and credit and taxing power within the limitations of Sections 11 and 11b of Article XI of the Oregon Constitution to pay the amounts due under the Financing Agreements. The City is not authorized to levy additional taxes to pay the amounts due under the Financing Agreements.

Section 4. **Reimbursement Declaration.** The City hereby declares its official intent to reimburse itself with the proceeds of the Financing Agreements for any of the Expenditures incurred

prior to the issuance of the Financing Agreements. This Resolution is adopted as official action of the City in order to comply with Treasury Regulation Section 1.150-2 and any other regulations of the Internal Revenue Service relating to the qualification for reimbursement of Expenditures the City incurred prior to the date of issue of the Financing Agreements.

Section 5. **Effective Date.** This Resolution shall be effective upon its approval and adoption.

Duly passed by the City Council this 18th day of January 2022.

Keith Mays, Mayor

Attest:

Sylvia Murphy, MMC, City Recorder