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IN THE COUNTY COURT OF THE STATE OF OREGON, WASCO COUNTY

IN AND FOR THE COUNTY OF WASCO

2007 MAR 21 P 12:43

FILED
WASCO COUNTY
COURT CLERK

IN THE MATTER OF AN ORDINANCE)
AUTHORIZING WASCO COUNTY,)
OREGON, TO ENTER INTO AN)
INTERGOVERNMENTAL AGREEMENT)
UNDER ORS CHAPTER 190 CREATING) ORDINANCE
AS ASSOCIATION TO PROMOTE,)
FOSTER AND ADVANCE COMMUNITY)
BASED RENEWABLE ENERGY, TO BE)
KNOWN AS COMMUNITY RENEWABLE)
ENERGY ASSOCIATION (CREA).)

THE COUNTY COURT OF WASCO COUNTY, OREGON, DOES ORDAIN

AS FOLLOWS:

Section 1. AUTHORITY.

ORS Chapter 190 authorizes units of local government, including counties, to enter into Intergovernmental Agreements.

Section 2. EFFECTIVE DATE.

The effective date of the Intergovernmental Agreement shall be the date of its execution by the County Court of Wasco County, Oregon.

Section 3. PURPOSE.

The primary purpose of the Association created by the Intergovernmental Agreement is as follows:

- a. To promote, foster and advance, through cooperative action of community based renewable energy industry of the State served by the Association, the economic

R2007-0116(5)

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application and public understanding of community-based renewable energy.

- b. To provide cooperation and liaison with other persons, organizations and institutions having an interest in community-based renewable energy.
- c. To cooperate in and contribute towards the enhancement of widespread understanding of the various applications of community renewable energy through public and professional activities.
- d. To engage in any lawful activity that will enhance the efficient and economic progress of community-based renewable energy industry and to inform the public of its scope and character, such as but not limited to collecting and disseminating market and trade statistics and other useful information; carrying on and assisting in research investigations and experiments; conducting conferences and producing publications, and conducting trade promotion activities.
- e. To voluntarily extend aid or assistance, financial or otherwise, and to cooperate with such private or governmental bodies, corporations, associations, institutions, societies, agencies, or persons as are now or may hereafter be engaged in whole or in part in

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furtherance of the objectives and purposes herein
named.

- f. Act as intervener spokesperson and lobbyist at PUC and legislative hearings and other public forums.

Section 4. POWERS.

CREA, the association created by the Intergovernmental Agreement, shall have the power:

- a. To exercise all powers that may be necessary to enable it to perform and carry out the duties and responsibilities conferred upon its members or which may hereafter be imposed upon it by law, contract, or the agreement.
- b. To accept gifts and bequests, to apply for and use subsidies, grants, or appropriations of money and personal or real property from any lawful source, and to enter into any and all agreements required in connection therewith, in accordance with the terms of the gift, subsidy, grant, appropriation, agreement, or contract related thereto.
- c. To accept appointments to act as agents or assignees of others, including the members, as is necessary to carry out its functions and purposes.

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d. To establish, join, and cooperate with communities and advisory groups of citizens, private or governmental bodies, corporations, associations, institutions, societies, and agencies as are now or may hereafter be engaged in furtherance of community-based renewable energy objectives.

Section 5. APPORTIONMENT OF EXPENSES AND REVENUE.

The expenses of the Association shall be apportioned among the parties to the agreement equally, as shall the revenue or fees derived from any functions or activities of the Association. The Association shall establish a budget on an annual basis, which budget shall be approved by the members of the Association. The Association shall generally follow the budget laws for cities and counties in the State of Oregon, as set forth in Oregon law.

Section 6. SEVERABILITY CLAUSE.

If any portion of this Ordinance is held invalid by a Court of competent jurisdiction, such decision shall apply only with respect to the specific portion held invalid by the decision. It is the intent of Wasco County that the remaining portions of this Ordinance continue in full force and effect.

Section 7. EMERGENCY CLAUSE.

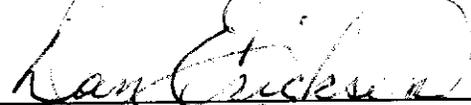
This Ordinance being immediately necessary for the preservation of the public well being, an emergency is declared to exist and this Ordinance shall take effect immediately upon its adoption.

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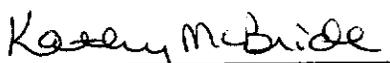
Regularly passed and adopted by a unanimous vote of all members of
the County Court of the County of Wasco, State of Oregon, this 21st day of
March, 2007.

WASCO COUNTY COURT



Dan Ericksen, County Judge

ATTEST:

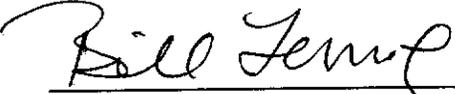


Kathy McBride
Administrative Assistant



Sherry Holliday, County Commissioner

APPROVED AS TO FORM:



Bill Lennox, County Commissioner



Eric J. Nisley
District Attorney

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