

MAR 20 3 16 PM '96

KAREN H. LECRETON
COUNTY CLERK

IN THE COUNTY COURT OF THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

**IN THE MATTER OF ADOPTING AN ORDINANCE)
RATIFYING THE CREATION OF THE CENTRAL)
AND EASTERN OREGON JUVENILE JUSTICE) O R D I N A N C E
CONSORTIUM (CEOJJC) AND DECLARING AN)
EMERGENCY)**

This matter having come before the Wasco County Court on March 20, 1996, for reading of this Ordinance.

WHEREAS, an intergovernmental agreement exists by and between Wasco County and the counties of Hood River, Jefferson, Deschutes, Malheur, Baker, Harney, Sherman, Grant, Gilliam, Wheeler, Wallowa, Morrow, Crook, Umatilla, Union and Lake for the creation of CEOJJC and its performance on behalf of the above counties;

WHEREAS, the above referenced intergovernmental agreement is authorized by ORS 190.010 (5); and

WHEREAS, this ordinance is necessary under ORS 190.085 to ratify the intergovernmental agreement and the creation of CEOJJC.

THE WASCO COUNTY COURT ORDAINS AS FOLLOWS:

SECTION 1: INTENT

It is the intent of the Wasco County Court to enter into an intergovernmental agreement (the agreement) with the counties of Hood River, Jefferson, Deschutes, Malheur, Baker, Harney, Sherman, Grant, Gilliam, Wheeler, Wallowa, Morrow, Crook, Umatilla, Union and Lake, as provided by ORS 190.003 through 190.085, for the creation of the Central and Eastern Oregon Juvenile Justice Consortium (CEOJJC).

2960070 (5)

1 **SECTION 2: EFFECTIVE DATE OF INTERGOVERNMENTAL AGREEMENT**

2 The effective date of the intergovernmental agreement shall be following the adoption of this
3 ordinance and upon the execution of the agreement by all counties.

4 **SECTION 3: PUBLIC PURPOSE FOR WHICH CEOJJC IS CREATED**

5 The creation of CEOJJC will serve the following public purposes within Wasco County and
6 other communities of Central and Eastern Oregon participating in the intergovernmental agreement:

- 7 I. The creation of a management system which develops, deploys and delivers juvenile
8 justice services.
- 9 II. Assistance to the Wasco County Court, Commission on Children and Families, Juvenile
10 Court Judges, Local Public Safety Coordinating Councils and other local units of
11 government in Central and Eastern Oregon in the development of policy and resources
12 for juvenile justice matters.
- 13 III. Assistance to Wasco County and other Central and Eastern counties in addressing
14 juvenile justice needs of youth and families within the jurisdiction of a juvenile court
15 and others served by county juvenile departments.
- 16 IV. The exploration of alternatives and creation of a plan to reduce the population of youth
17 in the state training schools and the placement of youth diverted from the training
18 schools into community placements and programs.
- 19 V. The creation of a self-sufficient juvenile justice system.
- 20 VI. The maintenance of cooperative agreements between counties with the Oregon Youth
21 Authority, Department of Human Resources, Commissions on Children and Families
22 and other public or private entities.
- 23 VII. The fulfillment and performance of an agreement with the Department of Human
24 Resource, Office of Alcohol and Drug Abuse Programs, Mental Health and
25 Developmental Disability Services, Children’s Services Division (now the State Office
26 for Services to Children and Families) and the Department of Education to develop a

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1 self-sufficient juvenile justice system in Central and Eastern Oregon.

2 VIII. Provide cooperative and coordinated effort among the counties who are parties to the
3 intergovernmental agreement.

4 **SECTION 4: POWERS, DUTIES AND FUNCTIONS OF CEOJJC**

5 CEOJJC shall be empowered with all powers, rights, duties, including expenditure of appropriate
6 funds and retaining of personnel necessary for those functions in the coordinated delivery of the public
7 services set forth in Section 3 above and in the furtherance of the administration of CEOJJC and the
8 intergovernmental agreement. CEOJJC shall expressly have the power to:

- 9 I. Make, perform, and carry out contracts of every kind and description made for any
10 lawful purpose, with any person, firm, association or corporation, either public or
11 private, or with any government, or any agency thereof. All contracts are subject to the
12 Public Contract laws of the State of Oregon as set forth in ORS, Chapter 279.
- 13 II. Maintain financial records and books of CEOJJC in accordance with acceptable
14 accounting practices.
- 15 III. Manage and invest monies of CEOJJC in accordance with ORS 294.035.
- 16 IV. Hire employees, independent contractors and other staff to carry out the administration
17 and business activities of CEOJJC.
- 18 V. Assume annual indebtedness and liabilities not to exceed annual revenues.
- 19 VI. Dispose, divide and distribute any assets acquired by CEOJJC in accordance with by-
20 laws adopted by its Board of Directors or as authorized by the Board of Directors.
- 21 VII. Enter into contracts to provide personal services.
- 22 VIII. Implement public services, plans, goals and objectives to the extent funds are appropriate
23 for such purposes.
- 24 IX. Approve new counties into CEOJJC.
- 25 X. Select a CEOJJC Director. Review and evaluate director performance.
- 26 XI. Adopt an annual budget to include funding allocation between counties, programs and

0960070 (5)

1 services. Approve budget modifications.

2 XII. Exercise all powers, authorities and duties as authorized by the Board of Directors and as
3 may be permitted by law to the extent that such power, authority and duties does not
4 promote unilateral decisions that will affect the operating relationship of CEOJJC or
5 availability of resources to Wasco County and other counties participating in CEOJJC.

6 XIII. Elect or appoint a Board of Directors, Executive Board and Program Committee.

7 XIV. Have one or more offices to carry on all or any part of its operation or business.

8 XV. Exercise powers set forth in ORS 190.080.

9 **SECTION 5: TERMINATION OF CEOJJC BY THE WASCO COUNTY COURT**

10 Wasco County's participation in CEOJJC may be terminated at anytime upon 60 days advance
11 written notice to CEOJJC or as otherwise provided by the terms of the intergovernmental agreement.

12 **SECTION 6: SEVERABILITY**

13 If any section, sentence, clause, or phrase of this ordinance, or its application to any statute, is
14 determined by any court of competent jurisdiction to be invalid or unenforceable for any reason, such
15 determination shall not effect the validity of the remainder of the ordinance or its application to any other
16 statute, which shall continue to be in effect.

17 **SECTION 7: EMERGENCY PROVISION**

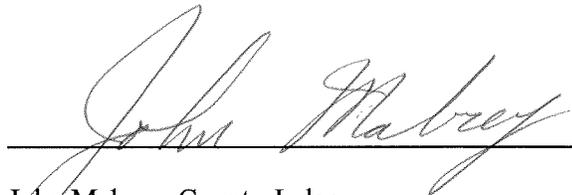
18 An emergency is hereby declared to exist as it is necessary to adopt this ordinance to empower
19 CEOJJC. In addition, it is the best interests of the citizens of Wasco County that this ordinance become
20 effective immediately upon passage and adoption by the Wasco County Court.

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0960070(5)

1 UNANIMOUSLY PASSED AND ADOPTED this 20th day of March, 1996, by the Wasco

2 **County Court.**

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5 _____
6 John Mabrey, County Judge

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9 _____
10 Scott McKay, County Commissioner

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14 C.E. Filbin, County Commissioner

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16 **ATTEST:**

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19 Karen LeBreton, Clerk

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21 **APPROVED AS TO FORM:**

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23 _____
24 Bernard L. Smith, Wasco County District Attorney

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26 **Page 5 of 5 - Ordinance No. _____**

8960070 (5)