

**CITY OF TOLEDO  
ORDINANCE NO. 1394**

**AN ORDINANCE OF THE TOLEDO CITY COUNCIL DECLARING THAT BLIGHTED AREAS EXIST IN THE CITY OF TOLEDO ESTABLISHING THE NEED FOR AN URBAN RENEWAL AGENCY IN THE CITY AND ELECTING A METHOD FOR EXERCISING OF THE POWER OF AN URBAN RENEWAL AGENCY WITHIN THE CITY. CREATING SECTIONS: 2.50.010– 2.50.070 WITHIN THE TOLEDO MUNICIPAL CODE**

**WHEREAS**, There exists in the City of Toledo has blighted areas as defined in ORS 457.010(1); and

**WHEREAS**, Such blighted areas impair economic values and negatively impact the health, safety, and welfare of the City's citizens; and

**WHEREAS**, Some portions of these blighted areas may be improved by development and rehabilitation to eliminate the conditions of blight; and

**WHEREAS**, These development and rehabilitation activities and the prevention and reduction of blight are public purposes for which public money may be spent; and

**WHEREAS**, There is a need to establish an urban renewal agency to assist in the elimination of blight in Toledo; and

**WHEREAS**, ORS 457.035 authorizes the City to activate the powers of its urban renewal agency by adoption of a nonemergency ordinance declaring that blight exists and that there is a need for an urban renewal agency to function in the City and electing one of three ways to exercise the powers of an urban renewal agency in the City.

**NOW THEREFORE, THE CITY OF TOLEDO ORDAINS AS FOLLOWS:**

Section 1.     The City Council, based on the existence of blighted conditions, declares that blighted areas, as defined by ORS 457.010(1), exist within the City and that there is a need for an urban renewal agency to function within the City. The City Council further declares that, pursuant to ORS 457.045(3), all of the rights, powers, duties, privileges, and immunities granted to and vested in an urban renewal agency shall be exercised by and vested in the City Council itself. Any act of the City Council acting as the urban renewal agency shall be considered the act of the urban renewal agency only and not of the City Council. The corporate name of the urban renewal agency activated by this ordinance shall be, and the agency shall be known as the Toledo Urban Renewal Agency.

Section 2. The Toledo Municipal Code shall be amended to include Chapter 2.50, a provision for an Urban Renewal Agency as shown below:

## **Chapter 2.50 – URBAN RENEWAL AGENCY**

### **2.50.010 – Urban Renewal Agency Created**

A. There exist within the city blighted areas and such areas impair economic values and property tax revenues. The urban renewal agency of the city of Toledo is established to carry out those duties as may be allowed under this chapter or as established in an urban renewal plan to reduce the presence of blight and improve property values and tax revenues within the city. The corporate name of the agency shall be known as the “Toledo Urban Renewal Agency.”

The agency shall have the powers and duties set forth in this chapter, other ordinances, orders and the Charter of the city of Toledo, and the laws and the constitution of the state of Oregon.

B. The term of office for each of the members shall be the same as the city council terms. Any vacancy on the agency shall be filled by the same method as a city council member is filled.

### **2.50.020 - Organization**

A. The agency shall elect a president and vice-president each year at its regular July meeting, each of whom shall serve for one year or until his or her successor is appointed and qualified.

B. The city of Toledo shall provide at all meetings a secretary satisfactory to the agency. The secretary shall keep an accurate record of all proceedings of the agency and shall perform such duties as are imposed upon him or her by law, by this chapter, or by any other ordinance of the city of Toledo, or by the commission.

### **2.50.030 - Meetings**

A. Meetings shall occur on an as needed basis. All meetings of the agency shall be public and shall be scheduled and conducted in accordance with state statutes relating to public meetings. A majority of the members of the agency shall constitute a quorum. The agency shall meet at least once a month unless the president and city manager jointly agree that there is no business to be conducted. Special meetings will be duly noticed as required state statutes relating to public meetings.

B. The agency may make and amend its own governmental and procedural rules and regulations consistent with the laws and the Constitution of the state of Oregon and with the ordinances and Charter of the city of Toledo.

**2.50.040 - Annual report**

In accordance with ORS 457.460, the agency shall make and file an annual report, covering the preceding year. This annual report will be reviewed by the City Council and shall contain all requirements of ORS 457.460.

**2.50.050 - General powers and duties**

Pursuant to ORS 457.045(3), all of the rights, powers, duties, privileges, and immunities granted to and vested in an urban renewal agency by the laws of the state of Oregon shall be exercised by and vested in the agency of the city of Toledo provided, however, that any act of the governing body acting as the urban renewal agency shall be considered the act of the agency only and not of the city council.

**2.50.060 Expenditures**

The agency shall have no authority to make expenditures on behalf of the city, or to obligate the city for the payment of any sums of money, except as the same may be authorized by the city council or pursuant to budget appropriations and pursuant to administrative methods by which said funds shall be drawn and expended.

**2.50.070 Termination of urban renewal agency**


If the city council finds that a need for an urban renewal agency no longer exists, the city council shall provide, by ordinance, for a termination of the agency and a transfer of the agency facilities, files and personnel, if any, to the city. The termination of the agency shall not affect any outstanding legal actions, contracts or obligations of the agency and the city shall be substituted for the agency in these matters. The agency shall not be terminated unless all indebtedness to which a portion of taxes is irrevocably pledged for repayment of indebtedness is satisfied.

Section 3. That this Ordinance shall be effective 30 days upon passage by the Toledo City Council.

This Ordinance adopted by the Toledo City Council this 5<sup>th</sup> day of May, 2021.

APPROVED:

ATTEST:

  
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Mayor Rod Cross

  
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City Recorder Lisa Figueroa