

W. 16.5 ORIGINAL

Memorandum Date: August 10, 2006  
Order Date: August 30, 2006

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**TO:** Board of County Commissioners  
**DEPARTMENT:** Public Works, Land Management Division  
**PRESENTED BY:** Bill Robinson, Lane County Surveyor BR  
**AGENDA ITEM TITLE:** IN THE MATTER OF THE SURRENDER OF A PORTION OF PRAIRIE ROAD (COUNTY ROAD NUMBERS 184 AND 203) AND A PORTION OF BAILEY LANE (COUNTY ROAD NUMBER 783) TO THE CITY OF JUNCTION CITY.

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**I. MOTION**

TO APPROVE THE ORDER TO SURRENDER A PORTION OF PRAIRIE ROAD (COUNTY ROAD NUMBERS 184 AND 203) AND A PORTION OF BAILEY LANE (COUNTY ROAD NUMBER 783) TO THE CITY OF JUNCTION CITY.

**II. AGENDA ITEM SUMMARY**

The Board is being asked to approve the Order to surrender the jurisdiction of a portion of Prairie Road (County Road Numbers 184 and 203) and a Portion of Bailey Lane (County Road Number 783) located within the city limits of Junction City, to the city of Junction City.

**III. BACKGROUND/IMPLICATIONS OF ACTION**

**A. Board Action and Other History**

The city of Junction City has enacted Resolution Number 876, dated May 9, 2006, formally requesting that the jurisdiction of a portion of Prairie Road (County Road Numbers 184 and 203) and a portion of Bailey Lane (County Road Number 783) as described in Exhibit "A" and shown on Attachment "A", and being located within the city limits, be transferred from Lane County to the city of Junction City. This action by the City is in accordance with the amended County/City Roads Partnership Agreement of July 1, 2004.

The northerly half of the subject portion of Prairie Road was annexed into the City by Annexation C JC 04-22, and the southerly half of the subject portion of Prairie Road and the subject portion of Bailey Lane was annexed into the City by Annexation C JC 05-35.

Resolution and Order No. 06-8-2-04 set a public hearing date of August 30, 2006, before the Board of Commissioners, to consider the merits to transfer jurisdiction of the subject roads to the city of Junction City. If the Board approves the Final Order to surrender jurisdiction of the described portions of Prairie Road and Bailey Lane, it will complete the road surrender process.

**B. Policy Issues**

ORS 373.270 provides for the transfer of jurisdiction over County Roads within a city. The county may transfer jurisdiction over county roads, or parts thereof, within a city when it is considered to be necessary, expedient, or in the best interest of the county to do so, and when the governing body of the city deems it necessary or expedient and in the best interest of the city to acquire jurisdiction over the county roads or portions thereof.

A public hearing is being held to consider any objections or testimony offered by any interested person, and to determine whether it is in the best interest of the county to surrender jurisdiction over the described portions of the Prairie Road and Bailey Lane. Legal notice has been provided regarding the hearing as required by ORS 373.270 (2).

**C. Board Goals**

Part of Lane County's Strategic Plan is to contribute to appropriate community development in the area of transportation. Transferring the jurisdiction of the described roads to the city of Junction City would conform with this part of the Strategic Plan, by allowing Junction City to develop and improve the roads as necessary to the City's specification, standards, and timetable.

**D. Financial and/or Resource Considerations**

The proposed surrender is in accordance with the County/City Roads Partnership Agreement of July 1, 2004. The proposed surrender of this 0.50 mile portion of Prairie Road and 0.24 mile portion of Bailey Lane may slightly increase the payment to the city of Junction City but it would not increase the overall total payment by the County to cities in the County/City Partnership Agreement of July 1, 2004.

**IV. ANALYSIS**

The portions of Prairie Road and Bailey Lane described in Exhibit "A" of the Final Order have been annexed into the city of Junction City, but are under the jurisdiction of Lane County and are currently being maintained by Lane County Public Works Department. The City has requested that Lane County surrender these roads in accordance with the County/City Road Partnership Agreement dated July 1, 2004. If the Board approves the Final Order, this will complete the surrender process and transfer the jurisdiction of the described roads to the city of Junction City.

**V. ALTERNATIVES/OPTIONS**

The Board of County Commissioners has the option to:

1. Approve the Order to surrender jurisdiction of the portion of Prairie Road (County Road Numbers 184 and 203) and Bailey Lane (County Road Number 783) to the city of Junction City.
2. Deny the Order to surrender jurisdiction of the portion of Prairie Road (County Road Numbers 184 and 203) and Bailey Lane (County Road Number 783) to the city of Junction City.

3. Postpone further action until a future date.

**VI. TIMING/IMPLEMENTATION**

Timing in this matter is important as the surrender of County roads is part of the County/City Roads Partnership Agreement and would address the resolution submitted by the city of Junction City to transfer jurisdiction of the described portions of the county roads.

**VII. RECOMMENDATION**

The Public Works Director's Report recommends that the Board of Commissioners approve Option 1. This will approve the Order to surrender jurisdiction of the portions of Prairie Road and Bailey Lane, as described in the Final Order, to the city of Junction City.

**VIII. FOLLOW-UP**

Upon approval of the Order transferring jurisdiction of these roads, the County's involvement in the process will be concluded. The County Clerk shall file the Order in the Commissioner's Journal of Administration and forward copies to the Lane County Surveyor and Public Works Director for updating appropriate indexes and County Road records.

**IX. ATTACHMENTS**

Final Order w/attachments:

Legal Description – Exhibit "A"

Director's Report – Exhibit "B"

Affidavit of Posting - Exhibit "C"

Vicinity Map - Attachment "A"

Copy of City of Junction City Resolution No. 876 – Attachment "B"

**IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON**

**FILE NO. 4138**

**IN THE MATTER OF THE SURRENDER OF A )  
PORTION OF PRAIRIE ROAD (COUNTY ROAD )  
NUMBERS 184 AND 203) AND A PORTION OF ) FINAL ORDER NO.  
BAILEY LANE (COUNTY ROAD NUMBER 783) TO )  
THE CITY OF JUNCTION CITY )**

**WHEREAS**, by Resolution and Order Number 06-8-2-04 the Board of County Commissioners set August 30, 2006 at 1:30 P.M. to conduct a public hearing on the matter of the surrender, and to consider the transfer of jurisdiction of a portion of Prairie Road (County Road Numbers 184 and 203) and Bailey Lane (County Road Number 783) located within the city limits of Junction City, to the City of Junction City; and

**WHEREAS**, the city of Junction City has enacted Resolution No. 876 formally requesting that the jurisdiction over the described portion of Prairie Road (County Road Numbers 184 and 203) and Bailey Lane (County Road Number 783), be transferred from Lane County to the city of Junction City; and

**WHEREAS**, ORS 373.270 provides for the transfer of jurisdiction over county roads within a city. The county may transfer jurisdiction over county roads, or parts thereof, within a city when it is considered to be necessary, expedient, or in the best interest of the county to do so; and the governing body of the city deems it necessary or expedient and in the best interest of the city to acquire jurisdiction over the county roads or portions thereof and to the same extent as it has over public streets and alleys of the city; and

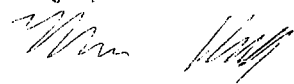
**WHEREAS**, all legal notice has been provided regarding this matter as required by law as witnessed by an Affidavit of Posting by the Lane County Surveyor marked as Exhibit "C", attached hereto and made a part hereof, and the Public Works Director of Lane County recommends that the portion of Prairie Road (County Road Numbers 184 and 203) and a portion of Bailey Lane (County Road Number 783) be surrendered, as indicated on the Final Director's Report, Exhibit "B" attached hereto, and made a part hereof, by this order; and

**WHEREAS**, there are no known objections to the proposed surrender and it appears that the transfer of jurisdiction would be in the best interest of the county; now therefore it is hereby

**ORDERED**, that Lane County, in accordance with ORS 373.270, hereby surrenders jurisdiction of the portion of Prairie Road (County Road Number 184 and 203) and Bailey Lane (County Road Number 783), as described in Exhibit "A" attached hereto and made a part hereof by this Order, to the city of Junction City; and it is further

**ORDERED**, that this Order be filed with the Lane County Clerk in the Commissioner's Journal of Administration and copies be forwarded to the city of Junction City, the Lane County Surveyor, and the Department of Public Works for updating appropriate indexes and County Road records.

**DATED** this \_\_\_\_ day of \_\_\_\_\_, 2006

8-16-06  


\_\_\_\_\_  
Chair  
Lane County Board of Commissioners

**EXHIBIT "A"**

**LEGAL DESCRIPTION**

**MILEAGE**

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**PRAIRIE ROAD (COUNTY ROAD NUMBERS 184 and 203)**

00.50

Beginning at the intersection of Prairie Road and the southerly right of way of West 1<sup>st</sup> Ave (also known as High Pass Road, County Road Numbers 313 and 283), thence southerly 2658 feet, more or less, to the city limits of Junction City, at the easterly extension of the southerly right of way line of Bailey Lane (County Road Number 783), all in Sections 5 and 6, Township 16 South, Range 4 West of the Willamette Meridian

**BAILEY LANE (COUNTY ROAD NUMBER 783)**

00.24

Beginning at the intersection of Bailey Lane and the westerly right of way line of Prairie Road (County Road Numbers 184 and 203), thence westerly 1290 feet, more or less, to the city limits of Junction City, all in Section 6, Township 16 South, Range 4 West of the Willamette Meridian

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

FILE NO. 4138

IN THE MATTER OF THE SURRENDER OF A	)	
PORTION OF PRAIRIE ROAD (COUNTY ROAD	)	FINAL DIRECTOR'S
NUMBERS 184 AND 203) AND A PORTION OF	)	REPORT
BAILEY LANE (COUNTY ROAD NUMBER 783)	)	
TO THE CITY OF JUNCTION CITY	)	

The city of Junction City is requesting the surrender of jurisdiction of a portion Prairie Road (County Road Numbers 184 and 203) and a portion of Bailey Lane (County Road Number 783) located within the city limits.

The 0.50 mile segment of Prairie Road proposed for surrender was annexed into the city of Junction City in 2004 and 2005, by Annexation C JC 04-22 and C JC 05-35, respectively. The 0.24 mile portion of Bailey Lane proposed for surrender was annexed into the City in 2005 by Annexation C JC 05-35.

The city of Junction City has enacted Resolution No. 876 formally requesting that the jurisdiction over the above described portions of county roads, located within the city limits and described in the attached Final Order, be transferred from Lane County to the city of Junction City. This action by the City is in accordance with the amended County/City Roads Partnership Agreement of July 1, 2004. The proposed surrender of this 0.50 mile portion of Prairie Road and 0.24 mile portion of Bailey Lane may slightly increase the annual payment to the city of Junction City, but it would not increase the overall total payment by the County to cities as outlined in the amended County/City Partnership Agreement of July 1, 2004. The public's interest was determined to be benefited when this agreement was reached.

ORS 373.270 provides for the transfer of jurisdiction over county roads within a city. The county may transfer jurisdiction over county roads or portions thereof within a city when it is considered to be necessary, expedient or in the best interest of the county to do so; and the governing body of the city deems it necessary or expedient and for the best interest of the city to acquire jurisdiction over the county roads or portions thereof to the same extent as it has over public streets and alleys of the city.

All legal notice for the public hearing to consider the matter of the surrender of the described portions of Prairie Road (County Road Numbers 184 and 203) and a portion of Bailey Lane (County Road Number 783) has been provided by the County Surveyor, as required by law.

The surrender of these segments of road will allow the city to have full jurisdiction of these roads and to maintain, develop, improve, and use these roads and the surrounding area to their own specifications, standards, and timetables. It is therefore recommended that the portion of Prairie Road (County Road Numbers 184 and 203) and Bailey Lane (County Road Number 783) as described in the Final Order, be surrendered to the City of Junction City, as it will be in the best interest of the county.

DATED this 15<sup>th</sup> day of August, 2006

  
 Oliver P. Snowden, Director  
 Department of Public Works

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

FILE NO. 4138

IN THE MATTER OF THE SURRENDER OF A	)	
PORTION OF PRAIRIE ROAD (COUNTY ROAD	)	
NUMBERS 184 AND 203) AND A PORTION OF	)	AFFIDAVIT OF
BAILEY LANE (COUNTY ROAD NUMBER 783)	)	POSTING
TO THE CITY OF JUNCTION CITY	)	

I, Bill Robinson, Lane County Surveyor, certify as follows:

That on the 9th day of August, 2006, and in accordance with ORS 373.270, I caused to be posted three (3) copies of the Notice of Hearing in the above entitled matter in three places, positioned to be visible to the traveling public, as follows:

1. Posted on a directional street sign on east side of Prairie Road at intersection of Bailey Lane.
2. Posted on EPUD Power Pole # 67402 on north side of Bailey Lane approximately .25 mile west of intersection with Prairie Road.
3. Posted on Power Pole labeled PPL #32004 on the northeast corner of the intersection of High Pass and Prairie Road.

Bill Robinson  
 Bill Robinson  
 Lane County Surveyor

State of Oregon )  
County of Lane )

Subscribed and sworn to before me this 11<sup>th</sup> day of August, 2006 by Bill Robinson, as Lane County Surveyor.



Peggy Hunter  
 NOTARY PUBLIC FOR OREGON  
 My Commission Expires: Oct 13, 2007



Sec. 5 & 6 T. 16S. R. 4W. W.M.  
LANE COUNTY

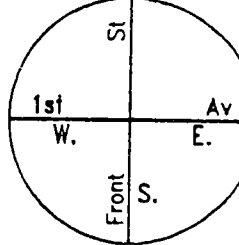
NO SCALE

# JUNCTION CITY

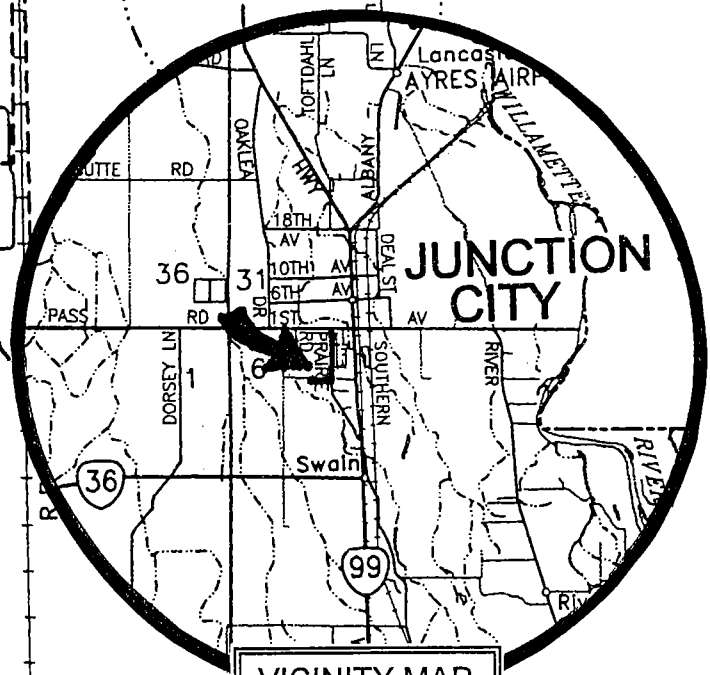
LANE COUNTY, OREGON  
97448

Love Lake

Junction City  
Street Prefix



**PROPOSED SURRENDER**



**VICINITY MAP**

Bryant Lake



RESOLUTION NO. 876

A RESOLUTION REQUESTING THE BOARD OF COMMISSIONERS OF LANE COUNTY TO SURRENDER JURISDICTION OF PORTIONS OF PRAIRIE ROAD AND BAILEY LANE IN JUNCTION CITY, OREGON.

WHEREAS, the City Council of the City of Junction City has determined that it is in the public interest to seek surrender of jurisdiction from the Board of Commissioners of Lane County those portions of Prairie Road and Bailey Lane, located in Junction City, Oregon, described in Exhibit A; and

WHEREAS, the event that such surrender occurs, the City of Junction City assumes all jurisdiction of said streets in their existing condition and all maintenance responsibilities; and

WHEREAS, the City of Junction City is requesting surrender of said streets in consideration of the terms set forth in an agreement entered into by the City and Lane County, entitled County/City Road Partnership Agreement; now, therefore

THE CITY OF JUNCTION CITY DOES RESOLVE AS FOLLOWS:

Section 1. The Board of County Commissioners of Lane County are hereby requested to surrender to the City of Junction City portions of Prairie Road and Bailey Lane as described in Exhibit A.

Section 2. City of Junction City personnel are hereby directed to provide Lane County all information and documentation requested in order to support this Resolution to the Board of County Commissioners of Lane County.

Passed by the City Council this 9<sup>th</sup> day of May 2006.

Approved by the Mayor this 9<sup>th</sup> day of May 2006.

**EXHIBIT "A"**

**LEGAL DESCRIPTION**

**MILEAGE**

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**PRAIRIE ROAD (COUNTY ROAD NUMBERS 184 and 203)**

Beginning at the intersection of Prairie Road and the southerly right of way of West 1<sup>st</sup> Ave (also known as High Pass Road, County Road Numbers 313 and 283), thence southerly 2658 feet, more or less, to the city limits of Junction City, at the easterly extension of the southerly right of way line of Bailey Lane (County Road Number 783), all in Sections 5 and 6, Township 16 South, Range 4 West of the Willamette Meridian

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**BAILEY LANE (COUNTY ROAD NUMBER 783)**

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