

A-Engrossed
House Bill 3085

Ordered by the Senate June 12
Including Senate Amendments dated June 12

Sponsored by Representatives FAGAN, KENNEMER

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

[Provides that City of Damascus shall surrender its charter, disincorporate and cease to exist. Requires city to expend city funds to satisfy all outstanding legal debts and obligations and to return excess moneys to ad valorem property taxpayers of city. Requires city to convey all real and personal property to Clackamas County.] **Provides that, beginning on 30th day following date of election held pursuant to Act and ending on 60th day following date of election, City of Damascus shall satisfy all debts, obligations, liabilities and expenses of city and transfer moneys and all of city's other property to Clackamas County. Requires City of Damascus, on 61st day following date of election, to surrender its charter, disincorporate and cease to exist.**

Refers Act to people of City of Damascus for their approval or rejection [at next regular general election held throughout this state], by a majority of voters voting on question, at special election held on same date as next primary election.

A BILL FOR AN ACT

1
2 Relating to the disincorporation of the City of Damascus; and providing that this Act shall be re-
3 ferred to the people of the City of Damascus for their approval or rejection.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. (1) Notwithstanding ORS 221.650, during the period that begins on the 30th**
6 **day following the date of the election held pursuant to section 2 of this 2015 Act and ends**
7 **on the 60th day following the date of the election, the City of Damascus shall:**

8 (a) **Expend moneys in the funds of the city to satisfy all debts, obligations, liabilities and**
9 **expenses of the city, and transfer moneys to Clackamas County, in the manner required**
10 **under section 1 (2), chapter _____, Oregon Laws 2015 (Enrolled House Bill 3086); and**

11 (b) **Convey, grant, assign and deliver all of the city's real property and tangible and in-**
12 **tangible personal property, other than moneys expended or transferred under paragraph (a)**
13 **of this subsection, by proper conveyance, to Clackamas County for the benefit and use of the**
14 **county.**

15 (2) **Notwithstanding ORS 221.610 and 221.621, on the 61st day following the date of the**
16 **election held pursuant to section 2 of this 2015 Act:**

17 (a) **The City of Damascus shall surrender its charter, disincorporate and cease to exist.**

18 (b)(A) **The city shall cease to exist in its corporate capacity without any further or other**
19 **formal action;**

20 (B) **The city's property rights and interests shall vest in Clackamas County; and**

21 (C) **The auditor, clerk or other keeper of records in the city shall deposit the records of**
22 **the city in the office of the county clerk.**

23 **SECTION 2. This 2015 Act shall be submitted to the people of the City of Damascus for**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 **their approval or rejection, by a majority of the voters voting on this 2015 Act, at a special**
2 **election held on the same date as the next primary election.**

3
