

RESOLUTION NO. 2894

A RESOLUTION WITHDRAWING TWENTY ONE COUNCIL POLICIES

Findings

- A. The City Council has adopted various policies over the years. Some policies have remained in place even though they are no longer consistent with the Bend Code, relate to issues that are no longer City responsibility, or are otherwise out of date or no longer applicable.
- C. Resolution 2783, (May 19, 2010) adopted a process for establishing and a mechanism for maintaining Council Policies.
- D. Appendix A of this resolution includes the list of policies adopted by the City Council that are withdrawn as a result of this Council action.
- E. Council Policies withdrawn by this Resolution are obsolete or are addressed through other mechanisms such as the Bend Code.

Based on these findings,

THE CITY COUNCIL OF THE CITY OF BEND RESOLVES AS FOLLOWS:

1. The Council Policies listed in Appendix A are withdrawn by this resolution and Appendix A of Resolution 2783 is amended by adding the policies listed in Appendix A to this resolution.
2. This resolution is effective immediately upon passage.

Adopted by roll call vote on September 19, 2012.

YES: Tom Greene
Scott Ramsay
Mark Capell
Jodie Barram
Jim Clinton
Kathie Eckman
Mayor Jeff Eager

NO: None



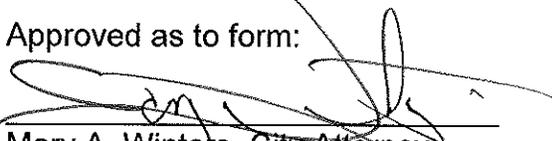
Jeff Eager, Mayor

ATTEST:



Robyn Christie, City Recorder

Approved as to form:



Mary A. Winters, City Attorney

APPENDIX A

With- drawal Date	Council Policy Title	Adoption Date	Policy Summary	Reason for Withdrawal
	CDBG Loan Repayment Policy (Council Policy 2-2-1)	June 21, 1995 Council Motion	Provided means for CDBG loans to be negotiated into regular interest bearing and monthly payment notes and mortgages	Loan Advisory Committee now handles this task
	Predevelopment Loan Fund for Affordable Housing CDBG Trust Account (Council Policy 2-2-2)	June 21, 1995 Council Motion	Established trust account for revolving funds for short-term affordable housing loans	Obsolete because City is not an entitlement funding entity
	Policy on Loans and Grants Through the CDBG Program (Council Policy 2-2-3)	December 4, 2004 Council Motion	Established guidelines regarding the awarding of grants and loans through CDBG Program	Obsolete because City is not an entitlement funding entity
	Park Development Trust Fund Policy (Council Policy 2-7.1)	August 19, 1985 Council Motion	Provides how and when money will be expended from the park development trust fund	City no longer controls park development and does not have trust fund monies
	Park System Development Charge Credit and Reimbursement Policy (Council Policy 2-11-1.1)	October 4, 1995 Council Motion	Provides for collection and reimbursement of Parks SDCs	Superseded by Res. #2394, adopted February 19, 2003 which is an IGA with BMPD regarding SDCs
	Fee In-Lieu of Providing Parking (Council Policy 2-13)	Adopted December 1, 2004 Revised February 15, 2006 Council Motion	Establishes guidelines regarding fee in-lieu of providing parking requirements for central business district zone.	Addressed in Bend Code at 3.3.200 and fee resolution at section 12.12.01
	Declaration of Policy Regarding Outside City Services (Council Policy 3-6.1)	Adopted June 6, 1990 Revised August 21, 1991	Requires written consent to annexation prior to providing services to non-city residents	Obsolete as a development agreement is required
	Bend Metropolitan Park District Water Provision Policy (Council Policy 3-7.1)	Adopted August 18, 1982	Agreement between the City and BMPD for exchange of services	Obsolete as the City has entered into various IGAs with BMPD.
	Right-of-Way and Property Acquisition Policy/Procedure (Council Policy 3-18)	Adopted November 1, 2006	Provides direction for property acquisitions and defines Right-of-Way procedures.	Redundant to an Administrative Policy that governs procedure for

				ROW and Property Acquisition
	Boundary Withdrawal (Council Policy 4-1)		Establishes criteria for property owners to petition Council for consideration to withdraw from City	Obsolete. Property owners may rely upon ORS 222.460 as a method for boundary withdrawal
	Policy of Nondiscrimination on the Basis of Handicap Status (Council Policy 4-5)	Adopted December 18, 1996 Revised January 15, 2003 Council Motion	Addresses City's nondiscrimination policy	Outdated. No longer needed as this is otherwise implemented in the Bend Code and the City's Employee Handbook
	Prohibition Against City Employment of Governing Body Members (Council Policy 5-7.1)	September 18, 1996 Council Motion	Establishes policy to avoid perception that employment opportunities with the City may be improperly influenced by members of City's governing body.	Addressed in Bend Code Title I and under conflict of interest rules
	Street Policy #1 – General Policy (Council Policy 6-3-1)	Adopted April 2, 1975 Revised May 17, 2006	Defines requirements of street development and street improvement projects	Outdated and redundant because of new PW S&S and Land Use Code
	Traffic Engineering Devices on City Streets Policy (Council Policy 6-3-5)	Adopted Dec. 21, 1996	Outlines procedures for which TEDs (traffic engineering devices) are to be requested, evaluated, and approved	Redundant. This practice is otherwise implemented in the Transportation Division SOPs that address Traffic Calming.
	Street Policy #6 – Traffic Impact Analysis Development Requirements Policy (Council Policy 6-3-6)	Adopted May 7, 2003	Outlines use of Traffic Impact Analyses in new developments	Redundant. Traffic Impact Analysis criteria are covered in Chapter 4.7 of Land Use Code.
	Traffic Engineering Devices on Local Streets (Council Policy 6-3-8)	Adopted June 5, 1996 Revised May 7, 2003	Defines standards and requirements for the use of traffic engineering devices on public ROWs in the City.	Redundant. Traffic Engineering Devices are addressed in Chapter 4.7 of the Land Use Code.
	Bend Area Transit Policy 1—	Adopted August 2,	Standards for	City no longer

	Paratransit Eligibility (Council Policy 6-6-1)	2006 Revised November 01, 2006 Council Motion	paratransit eligibility.	operates BAT
	Bend Area Transit Policy 2 — Fare Policy (Council Policy 6-6-2.1)	Adopted August 2, 2006 Revised August 16, 2006 Council Motion	Provides direction when making changes to City's fare structure	City no longer operates BAT
	Bend Area Transit Policy 3 – Bicycle and Bus Policy (Council Policy 6-6-3.1)	June 17, 2009 by Resolution # 2738	Provides for bike racks on buses	City no longer operates BAT
	Bend Area Transit Policy 4 – Service Animal Policy (Council Policy 6-6-4.1)	June 17, 2009 by Resolution # 2738	Explains rights and rules for BAT riders with service animals	City no longer operates BAT
	Bend Area Transit Advertising Policy and Standards		Provides standards for advertising on transit buses	City no longer operates BAT