

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

In the Matter of the Dissolution of the)
Mid-County Park and Recreation) ORDER
District) #22-053

This matter came before the Tillamook County Board of Commissioners on August 24, 2022 at the request of Rachel Hagerty, Chief of Staff. Based on the records and files herein, the Board finds as follows:

1. The Board of Commissioners has jurisdiction over this matter pursuant to ORS 198.705 to 198.955.
2. On February 21, 2018, the Board of Commissioners signed Order #18-023 forming the Mid-County Park and Recreation District ('District').
3. The District boundaries are identical to the exterior boundaries of Tillamook School District No. 9, as more particularly described in the attached Exhibit A, incorporated herein by reference.
4. On June 24, 2022, Tillamook County received District Resolution #0222 ('Exhibit B') resolving that it is in the best interest of the county to dissolve the District, citing issues with debt accrual and management and board vacancies.
5. ORS 198.940 provides for a special district dissolution without an election if the district has failed regularly to elect district board members in accordance with the principal Act of the district.
6. On July 22, 2022, pursuant to ORS 198.925, Tillamook County received the District's findings of fact and the proposed plan of dissolution and liquidation ('Exhibit C').


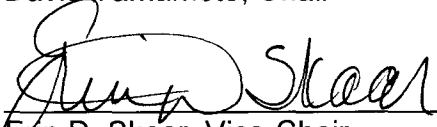
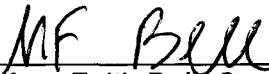
NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

7. Pursuant to ORS 198.940, the Board of Commissioners declare the Mid-County Park and Recreation District dissolved.
8. In accordance with the District's plan of dissolution and liquidation:
 - a. Debt to Tillamook County totaling \$3,786.36 incurred from the election be extinguished; and
 - b. Assets totaling \$1,710 residing with Columbia Bank be transferred to the Tillamook High School Charity Drive.

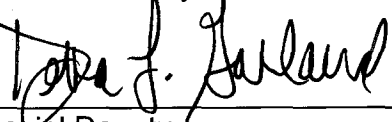
9. Pursuant to ORS 198.945, after the affairs of the District have been fully settled, all books and records of the District shall be deposited by the District board in the office of the County Clerk.
10. A Notice from Taxing District form be sent to the Department of Revenue informing the Department of the District's dissolution.

DATED this 24th day of August, 2022.

THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

	Aye	Nay	Abstain/Absent
 _____ David Yamamoto, Chair	✓	—	— / —
 _____ Erin D. Skaar, Vice-Chair	✓	—	— / —
 _____ Mary Faith Bell, Commissioner	x	—	— / —

ATTEST: Tassi O'Neil
County Clerk

By: 

Special Deputy

APPROVED AS TO FORM:



William K. Sargent, County Counsel

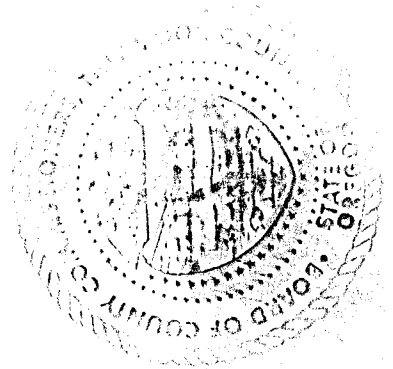


EXHIBIT A

LEGAL DESCRIPTION – Mid-County Park & Recreation District

Beginning at the Northwest corner of Section 19, Township 1 North, Range 9 West of the Willamette Meridian, in Tillamook County, Oregon, on the Township line between Ranges 9 and 10 West, Township 1 North;

thence East 6 miles to the Northeast corner of Section 24, Township 1 North, Range 9 West;

thence South on Range line between Ranges 8 and 9 West, 3 miles to the Southeast corner of Section 36, Township 1 North, Range 9 West on the base line;

thence East on base line 5 miles to the Southeast corner of Section 35, Township 1 North, Range 8 West;

thence North 3 miles to the Northwest corner of Section 24, said Township and Range;

thence East 1 mile to the Northwest corner of Section 19, Township 1 North, Range 7 West;

thence North 1 mile to the Northwest corner of Section 18, said Township and Range;

thence East 1 mile to the Southwest corner of Section 8, said Township and Range;

thence Northerly along the West section line of Sections 8 and 5, said Township and Range, 2 miles to the Northwest corner of Section 5, said Township and Range;

thence East 7 miles along Sections 5, 4, 3, 2 and 1, Township 1 North, Range 7 West, and Sections 6 and 5, Township 1 North, Range 6 West, to the Northeast corner of Section 5, said Township and Range;

thence South 1 mile to the Northwest corner of Section 9, said Township and Range;

thence East 6 miles along Sections 9, 10, 11 and 12, Township 1 North, Range 6 West, and Sections 7 and 8, Township 1 North, Range 5 West;

thence 1 mile South to the Southeast corner of Section 8, said Township and Range;

thence West 2 miles along Sections 7 and 8 to the Southeast corner of Section 12, Township 1 North, Range line between Range 6 West and Range 5 West;

thence South 2 miles to the Southeast corner of Section 24, Township 1 North, Range 6 West of the Willamette Meridian;

thence West 2 miles to the Northeast corner of Section 27, said Township and Range;

thence South 1 mile to the Southeast corner of said Section 27;

thence West 1 mile to the Northeast corner of Section 33, said Township and Range;

thence South 1 mile to the Southeast corner of said Section 33;

thence West 1 mile to the Northeast corner of Section 5, Township 1 South, Range 6 West of the Willamette Meridian;

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thence South 2 miles to the Southeast corner of Section 8, said Township and Range;

thence West 1 mile to the Northeast corner of Section 18, said Township and Range;

thence South 3 miles to the Southeast corner of Section 30, said Township and Range;

thence West 1 mile to the Northeast corner of Section 36, Township 1 South, Range 7 West;

thence South 1 mile to the Southeast corner of said Section 36, Township 1 South, Range 7 West and on the Township line between Townships 1 and 2 South, Range 7 West;

thence East 1 mile to the Northeast corner of Section 6, Township 2 South, Range 6 West;

thence South 4 miles to the Southeast corner of Section 19, said Township and Range;

thence West 7 miles to the Southwest corner of Section 19, Township 2 South, Range 7 West;

thence South on jog to the Southeast corner of Section 24, Township 2 South, Range 8 West;

thence West 6 miles to the Southwest corner of Section 19, said Township and Range;

thence North on a jog to the Southeast corner of Section 24, Township 2 South, Range 9 West;

thence West 2 miles to the Southwest corner of Section 23, said Township and Range;

thence South 2 miles to the Southeast corner of Section 34, said Township and Range;

thence West on Township line 1 mile to the Northeast corner of Section 4, Township 3 South, Range 9 West;

thence South 1 mile to the Southeast corner of said Section 4;

thence West 1 mile to the Southwest corner of said Section 4;

thence South on jog to the Southeast corner of Section 5, said Township and Range;

thence West 1 mile to the Southwest corner of said Section 5;

thence North ½ mile to the East quarter section corner of Section 6, said Township and Range;

thence West on quarter section line through the center of said Section 6, 1 mile to the West quarter section corner of said Section 6;

thence North ½ mile and more to the Northwest corner of said Section 6 on the Township line between Townships 2 and 3 South;

thence West on jog to the Southwest corner of Section 31, Township 2 South, Range 9 West;

thence West on Township line 6 ½ miles, more or less, to the meander line of the Pacific Ocean in Section 36, Township 2 South, Range 11 West;

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thence Northerly along the meander line of the Pacific Ocean 5 $\frac{3}{4}$ miles, more or less, to the Northwest corner of Lot 3, Section 6, Township 2 South, Range 10 West of the Willamette Meridian;

thence across the mouth of Netarts Bay Northeasterly to the meander corner of the East shore of Netarts Bay on the line between Section 6, Township 2 South, Range 10 West of the Willamette Meridian and Section 31, Township 1 South, Range 10 West of the Willamette Meridian at the Southwest corner of Lot 4 of said Section 31 and changing at the intersection of the shoreline of the Pacific Ocean with the Township line between Townships 1 and 2 South, Range 10 West of the Willamette Meridian;

thence Northwesterly, along the shoreline of the Pacific Ocean, to the meander corner between Section 13 and 24, Township 1 South, Range 11 West of the Willamette Meridian;

thence continuing along the shoreline of the Pacific Ocean in a Northwesterly and Northeasterly direction to the mouth of Tillamook Bay on the North meander line of Lot 2 of Section 20, Township 1 North, Range 10 West;

thence following the West and South shoreline of Tillamook Bay in a general Southwesterly and Southeasterly direction to the intersection of said shoreline of said Tillamook Bay to the East Section line of Section 22, Township 1 South, Range 10 West;

thence North on said Section line approximately $\frac{1}{2}$ mile to the meander corner on Tillamook Bay between Sections 22 and 23, at the Southeast corner of Government Lot 5 of said Section 22, said Township and Range on the shoreline of the Tillamook Bay;

thence in a general Northwesterly and Northeasterly and Northwesterly direction following the East shoreline of Tillamook Bay in Sections 22, 15, 14, 11, 2 and 3, Township 1 South, Range 10 West to the intersection of the West line of Adams Street and the South line of Kelchis Street in Barview Addition to Bay City;

thence Easterly 1668.48 feet to a point which is Southerly 523.38 feet of the Southeast corner of Block 16, Barview Addition;

thence Northerly 523.38 feet to the Southeast corner of said Block 16;

thence Northerly on the east of Barview Addition to the Northeast corner thereof, which point is also on the North line of the Hiram Smith Donation Land Claim and the South line of the Obed S. Thomas Donation Land Claim;

thence East $\frac{1}{3}$ mile, more or less, to the Southeast corner of said Thomas Claim and reentrant corner of said Smith Claim in said section 2;

thence North on line between said Smith and Thomas Claims $\frac{1}{16}$ mile, more or less, to the intersection of the North line of the Smith Claim and the East line of the Thomas Claim at the Southwest corner of Lot 2 of Section 2, Township 1 South, Range 10 West;

thence East on quarter section line of said Section 2 and Section 1, 1 mile to the center quarter section corner on the East and West quarter Section line of Section 1, said Township and Range, to the Southeast corner of Lot 3 of said Section;

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thence North on quarter section line ½ mile to the North quarter Section corner of said Section 1 on the base line;

thence East ½ mile to the Southwest corner of Section 31, Township 1 North, Range 9 West on the range line between Ranges 9 and 10 West;

thence North on Range line 3 miles to the Northwest corner of Section 19, said Township and Range and the place of beginning, together with the tidelands fronting and abutting thereon.

Also, a tract of land in Government Lot 2, Section 1, Township 1 South, Range 10 West of the Willamette Meridian, Tillamook County, Oregon, said tract being more particularly described as Beginning at the Southeast corner of the West 650 feet of said Government Lot 2; thence North 208.7 feet along the East line of said West 650 feet of Government Lot 2; thence West 208.7 feet; thence South 208.7 feet to the South line of said Government Lot 2; thence East 208.7 feet to the point of beginning.

Less the following described property:

Beginning at the Southeast corner of the Thomas Donation Land Claim, thence along the common line of the Hiram Smith and Obed S. Thomas Donation Claim in Section 2, Township 1 South, Range 10 West N. 89° 33' 24" W. 666.18 feet to the initial point of Smith's addition to Bay City; thence South 472.48 feet to the North line of Alderbrook Road; thence Northwesterly along said road to a point which is South of the Southeast corner of Lot 36, Block 12 of Cone's subdivision; thence North 331 feet, more or less, to the Common line of the Smith and Thomas claims; thence Easterly to the point of beginning.

EXHIBIT B

Resolution #0222

Resolution to Dissolve of the Mid County Parks and Recreation District

WHEREAS, it is the responsibility of the Tillamook Mid County Parks and Recreation District Board of Directors to function as a district in the best interest of the community, the Board Members have decided that dissolution of the Mid County Parks and Recreation district would meet this charge.

WHEREAS, the Tillamook Mid County Parks and Recreation District is accruing debt and has no funding mechanism to manage the debt, creating a burden on the electors it serves.

WHEREAS, the Tillamook Mid County Parks and Recreation District has failed to regularly elect a full district board members who serve full term without resignation. Attempts to fill vacant seats have been challenging or unsuccessful.

WHEREAS, the Tillamook Mid County Parks and Recreation District board members have found without being a taxing district, the District is not operational.

WHEREAS, the Tillamook Mid County Parks and Recreation District has evaluated and recorded its indebtedness and assets to submit a liquidation plan upon acceptance of this resolution from the Tillamook County Board of County Commissioners.

WHEREAS, The undersigned hereby certifies that he/she is the duly elected and qualified board member pursuant to the laws of the State of Oregon and that the foregoing is a true record of resolution duly adopted at a regular meeting of the Mid County Parks and Recreation District and that said meeting was held in accordance with state law on 6/20/2022 at 3:30pm and that this resolution will now be submitted to the Tillamook County Board of County Commissioners for adoption.

Now, therefore be it resolved that, in the best interest of the county, the Mid County Parks and Recreation District will be dissolved.


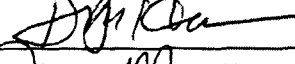
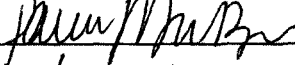
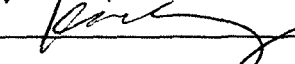
Board Member & Chair Michelle Jenck		Date 6/20/22
Board Member Doug Henson		Date 6/20/22
Board Member Pami Boomer		Date 6/20/22
Board Member Kaylan Sisco		Date 6/20/22
One Position Vacant		Date _____



EXHIBIT C

7/22/22

Dissolution of Assets

As approved on June 20, 2022 by the Tillamook Mid County Parks & Recreation District board of directors, we propose the following steps for dissolution of assets and debts:

Liabilities:

We currently have an elections debt to Tillamook County of \$3,786.36 for costs associated with district elections for officer positions on the county election ballots. We would like to see this debt forgiven due to the lack of non-donor directed assets at our disposal.

Assets:

The lone asset for the Mid County Parks and Recreation District is Columbia Bank acct ending in 4379 with a balance of \$1710.00. The balance is the remainder of a donation to the district from Tillamook High School Charity Drive designated to playground improvements at 9th street park. Since this project was not completed, we propose that the balance is returned to the Tillamook High School Charity Drive.

Upon approval of this dissolution plan by the Tillamook County Commissioners, the Mid County Parks and Recreation District will have zero assets and zero liabilities.

Thank you for your consideration,

A handwritten signature in cursive script, appearing to read "Michelle Jenck".

Michelle Jenck
Board Chair

Tillamook County Mid County Parks and Recreation District