



**CITY COUNCIL MEETING  
STAFF REPORT**

<b>Meeting Date:</b> November 6, 2023		<b>Subject: Resolution No. 3093</b> Accepting the Jurisdictional Surrender for a Portion of SW Stafford Road and SW Frog Pond Lane by Clackamas County Pursuant to Oregon Revised Statute 373.270  <b>Staff Member:</b> Zach Weigel, P.E., City Engineer  <b>Department:</b> Community Development	
<b>Action Required</b>		<b>Advisory Board/Commission Recommendation</b>	
<input checked="" type="checkbox"/> Motion <input type="checkbox"/> Public Hearing Date: <input type="checkbox"/> Ordinance 1 <sup>st</sup> Reading Date: <input type="checkbox"/> Ordinance 2 <sup>nd</sup> Reading Date: <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Information or Direction <input type="checkbox"/> Information Only <input type="checkbox"/> Council Direction <input checked="" type="checkbox"/> Consent Agenda		<input type="checkbox"/> Approval <input type="checkbox"/> Denial <input type="checkbox"/> None Forwarded <input checked="" type="checkbox"/> Not Applicable  <b>Comments:</b> N/A	
<b>Staff Recommendation:</b> Staff recommends Council adopt the Consent Agenda.			
<b>Recommended Language for Motion:</b> I move to adopt the Consent Agenda.			
<b>Project / Issue Relates To:</b>			
<input type="checkbox"/> Council Goals/Priorities:	<input checked="" type="checkbox"/> Adopted Master Plan(s): Transportation System Plan Project UU-06 & RE-12A	<input type="checkbox"/> Not Applicable	

**ISSUE BEFORE COUNCIL:**

A Resolution authorizing acceptance of the Board of County Commissioners of Clackamas County's transfer of jurisdictional authority on a portion of Stafford Road and Frog Pond Lane from Clackamas County to the City of Wilsonville.

**EXECUTIVE SUMMARY:**

On November 6, 2020, the City entered into an Intergovernmental Agreement (IGA) with Clackamas County for road maintenance and permitting authority for a portion of Stafford Road (Frog Pond Lane to approximately 450 south of Frog Pond Lane) and Frog Pond Lane (Ponderosa Avenue to Stafford Road). The IGA gave the City permitting authority over the identified portions of Stafford Road and Frog Pond Lane until such time the roadways were annexed into the City of Wilsonville and jurisdiction transfer could be completed.

In addition, on May 1, 2023, City Council authorized Resolution No. 3056, entering into an Intergovernmental Agreement (IGA) with Clackamas County for jurisdiction transfer for a portion Stafford Road (Frog Pond Lane to Kahle Road) and Frog Pond Lane (Boeckman Creek to Ponderosa Avenue). The IGA stipulates that if Clackamas County elects to surrender jurisdiction over the identified roadways and the City of Wilsonville accepts jurisdiction, as provided in Oregon Revised Statute (ORS) 373.270, Clackamas County will pay to Wilsonville \$45,446.00. This compensation represents the sum equivalent to the cost of a 2-inch asphalt overlay on the portions of the subject roadways where jurisdiction is transferred to the City.

On October 5, 2023, the Board of County Commissioners of Clackamas County adopted Board Order No. 2023-100 (**Exhibit A**), which formally offered to surrender jurisdiction of the portions of Frog Pond Lane and Stafford Road to the City of Wilsonville. The jurisdiction surrender includes the portions of roadways identified in both IGAs (2020 and 2023) with Clackamas County. The order further stipulates that the offer will be withdrawn unless accepted by the City of Wilsonville within one year of the date of the adopted order.

In order to fulfill the terms of the IGAs, City Council authorization of Resolution No. 3093, accepting the Clackamas County jurisdictional surrender for the portions of Stafford Road and Frog Pond Lane, is required. Upon City acceptance, Clackamas County will pay to the City the agreed upon compensation amount within 30 days.

**EXPECTED RESULTS:**

Authorization of Resolution No. 3093 will complete the roadway jurisdiction transfer for the identified portions of Stafford Road and Frog Pond Lane, located within the Frog Pond West neighborhood. Once authorized, Clackamas County will pay to the City the agreed upon compensation amount within 30 days, fulfilling the terms of the IGA.

**TIMELINE:**

City acceptance of the jurisdictional surrender by Clackamas County for the identified portions of Stafford Road and Frog Pond Lane fulfills the terms of the IGAs. The agreed upon compensation will be paid by Clackamas County to the City of Wilsonville within 30 days of the acceptance.

**CURRENT YEAR BUDGET IMPACTS:**

Upon City acceptance of the Clackamas County jurisdictional surrender for the subject roads, the City will receive compensation in the amount of \$45,446.00. No other current year budgetary impacts will result from the roadway jurisdiction transfer.

**COMMUNITY INVOLVEMENT PROCESS:**

The Frog Pond West Master Plan included an extensive public engagement program that resulted in the identification of existing Clackamas County roadways, Frog Pond Lane and Stafford Road, to be incorporated into the future Wilsonville transportation system as development in Frog Pond occurs over time.

**POTENTIAL IMPACTS OR BENEFIT TO THE COMMUNITY:**

The transfer of roadway jurisdiction to Wilsonville will allow the City to have authority over design and construction standards of the subject roadways, ensuring the roadways will comply with Wilsonville standards, the Frog Pond West Master Plan, and the Wilsonville Transportation System Plan. Jurisdiction transfer will clarify road maintenance responsibilities within the Wilsonville city limits and ensure efficient and consistent road maintenance activities within the Frog Pond West neighborhood.

**ALTERNATIVES:**

The City of Wilsonville acceptance of the Clackamas County jurisdictional surrender of the subject roads is necessary to fulfill the terms of the IGAs. If jurisdiction of these roadways is not transferred to the City of Wilsonville, the City will not be able to apply design and construction standards consistent with the Frog Pond West Master Plan and Wilsonville Transportation System Plan and will instead be determined by Clackamas County.

**CITY MANAGER COMMENT:**

N/A

**ATTACHMENTS:**

1. Vicinity Map
2. Resolution No. 3093
  - A. Clackamas County Board Order No. 2023-100 – Jurisdictional Transfer of Stafford Road and Frog Pond Lane