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KAREN R. LEBRETON
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INTERGOVERNMENTAL AGREEMENT TO CREATE AN
INTERGOVERNMENTAL CORRECTIONS ENTITY (I.C.E.)
FOR THE PURPOSE OF FINANCING, CONSTRUCTING AND
OPERATING A REGIONAL CORRECTIONAL FACILITY,
AND ACTING AS A SUPERVISORY AUTHORITY

THIS AGREEMENT, made and entered into this 19th day of June,
1996, by and between the following five (5) Oregon Counties, which
are political subdivisions of the State of Oregon: GILLIAM, HOOD
RIVER, MORROW, SHERMAN, and WASCO, hereinafter referred to as
"MEMBERS".

R E C I T A L S:

1. ORS 190.010 through 190.620 authorizes counties to
establish, by agreement ratified by the governing body of each
county, an intergovernmental corrections entity for the purpose of:
Acquiring, developing, maintaining, and operating a regional
correctional facility; and administering local community corrections
programs and services.

2. To further this end, an intergovernmental agency may issue
general obligation bonds and assess, levy, and collect taxes in
support of its purposes.

3. A regional corrections facility constructed and operated in
the five County area and the formation of a supervisory authority
enhances the protection and well-being of the citizens in each of the

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1 Member Counties and provides facilities and services which may not be
2 affordable by any single Member County.

3 A G R E E M E N T:

4 In consideration of the mutual covenants of the Members, each to
5 the other giving, the parties do hereby agree as follows:

6 Section 1. Pursuant to Oregon law, the Member Counties hereby
7 establish an Intergovernmental Corrections Entity (I.C.E.) for the
8 purpose of acquiring, developing, maintaining and operating a
9 regional correctional facility and to act as or administer a
10 supervisory authority for the purpose of administering local
11 community corrections programs and services.

12 To accomplish these purposes, the Intergovernmental Corrections
13 Entity shall have all the powers to the fullest extent now or
14 hereafter granted or allowed by the laws of the State of Oregon.

15 Section 2. The Intergovernmental Corrections Entity hereby
16 created shall be known as Northern Oregon Corrections (NORCOR) and
17 its principal office shall be as determined by its Board of Directors.

18 Section 3. The powers of NORCOR shall be vested in its Board of
19 Directors, which shall consist of two (2) Board Members from each of
20 the five participating Counties.

21 The Governing Body of each Member County shall appoint two (2)
22 Members to the Board of Directors, one of which shall be an acting
23 Commissioner or County Judge from the Member County.

24 Section 4. Upon the formation of NORCOR and appointment of its
25 first Board of Directors, the Board shall elect its officers to serve
26 until its first annual May meeting. Thereafter, at the annual May

1 meeting, the Board shall elect its officers to serve one (1) year
2 terms. The officers shall consist of a Chair, Vice-Chair, and
3 Secretary.

4 a. The Chair shall be the principal officer of NORCOR and
5 shall preside at all Board meetings. In addition to presiding at
6 Board meetings, the duties and powers of the Chair shall include:

- 7 (1) Preserving order at Board meetings.
- 8 (2) Enforcing the rules of the Board of Directors.
- 9 (3) Determining the order of business for the
10 Board.
- 11 (4) Preparing and presenting the annual report and
12 budget message for the Board.
- 13 (5) The right to require written motions prior to
14 Board consideration.

15 b. The Vice-Chair shall assume the duties and powers of the
16 Chair in the Chair's absence. In the event that the Chair's office
17 is vacated, the Vice-Chair shall succeed to the office of Chair and
18 occupy that position until the next election.

19 c. The Secretary shall keep or cause to be kept permanent
20 records of all Board proceedings, including minutes of all meetings
21 of the Board of Directors. The Secretary shall be responsible for
22 all official documents, resolutions, and actions of the Board and
23 shall, within thirty(30) days after any meeting, distribute or cause
24 to be distributed minutes of that meeting to all Board Members.

25 The Secretary, with approval of the board, may designate
26 another Board Member, representative, or employee of NORCOR to assist

1 in record keeping or to take minutes at Board meetings in the
2 Secretary's absence.

3 In the absence of both the Chair and Vice-Chair, the
4 Secretary shall act as Chair. In the event the offices of Chair and
5 Vice-Chair are vacated, the Secretary shall succeed to the office of
6 Chair and occupy that position until the next election.

7 In the event the office of Secretary is vacated, the
8 Chair shall designate a Member of the Board of Directors to serve as
9 Secretary until the next election. Should any vacant office not be
10 filled by succession, the Board of Directors may call a special
11 meeting of the Board for the purpose of filling the vacant office by
12 election.

13 Section 5. The Board of Directors shall meet regularly, at least
14 four(4) times each year, and at such times and places as the Board
15 may prescribe by rule. Special meetings may be called by the Chair
16 or by a majority of the Members of the Board of Directors.

17 Written notice of all meetings shall be served on all Members of
18 the Board not less than twenty-four(24) hours prior to the meeting,
19 and shall contain the time and place of meeting and an agenda of
20 subjects to be considered. A facsimile notice shall be accepted as
21 appropriate written notice of all meetings.

22 All meetings shall be open to the public, except for executive
23 sessions, as allowed by State law.

24 Section 6. The Board of Directors may adopt rules relating to
25 the conduct of its meetings. In addition to such rules, the Board
26 shall conduct its meetings in accordance with the latest edition of

1 Robert's Rules of Order, Revised, unless otherwise modified by
2 resolution of the Board. All questions of parliamentary procedure
3 shall be decided by the Chair, whose decision on such matters shall
4 be final.

5 Section 7. A quorum shall consist of a majority of the Members
6 of the Board, which is a majority of all members of the Board. No
7 action of the Board of Directors shall be valid or binding unless
8 adopted by the affirmative vote of a majority of the Members. All
9 voting shall be by recorded roll call vote. All resolutions shall be
10 effective immediately upon adoption, subject to any formal
11 requirements of State law.

12 Section 8. NORCOR shall have all powers set forth in ORS
13 Chapters 137, 190, 283, 423, or any other law pertaining to
14 intergovernmental correctional entities and supervisory authorities.

15 In addition to such specific powers granted by State law, NORCOR
16 shall have all the power and authority over matters of its concern to
17 the fullest extent that each of its Member Counties possess such
18 power and authority. The Member Counties do here by delegate and
19 vest in NORCOR all of their inherent powers relating to correctional
20 facilities and correctional programs and to the formation and
21 operation of a supervisory authority, including, without limitation
22 of such powers, the authority to:

23 a. Exercise all powers that may be necessary to enable it
24 to perform and carry out the duties and responsibilities conferred
25 upon its Members or which may hereafter be imposed upon it by law,
26 contract or this Agreement.

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b. Enter into contracts with the Member Counties, providing planning for the construction, operation, control, occupancy, maintenance, repair and management of a multi-county correctional facility and the apportionment among the Counties of the costs thereof.

c. Enter into contracts for products, items and services related to its purposes and facilities, and financing of the same, including agreements with the Oregon Department of Corrections or other political subdivisions to procure or provide services.

d. Accept gifts and bequests, to apply for and use subsidies, grants or appropriations of money and personal or real property from any lawful source, and enter into any and all agreements required in connection therewith, in accordance with the terms of the gift, subsidy, grant, appropriation, agreement or contract related thereto.

e. Accept appointments to act as agents or assignees of others, including the Members, as is necessary to carry out its functions and purposes.

f. Establish, join and cooperate with committees and advisory groups of citizens, correction professionals, and others interested in NORCOR and its work.

g. Adopt such personnel policies and procedures as are deemed necessary; such policies and procedures may include but are not limited to provisions for contracts for personal service, the establishment of a personnel merit system and such other items as may be determined by NORCOR.

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h. Receive, review, modify and approve on an annual basis a Comprehensive Corrections Plan as recommended by the Regional Local Public Safety Coordinating Counsel.

i. To form a supervisory authority for its Member Counties and perform all functions in that capacity as set forth in ORS Chapter 423 and other applicable Oregon Statutes or Administrative Rules.

j. Issue general obligation or revenue bonds, and assess, levy and collect taxes in support of its purposes, and the authority to expend, consistent with its purposes, any tax receipts, general obligation bond proceeds, revenue bond proceeds, and other revenues received by NORCOR, and to execute and deliver all leases, contracts, certificates or agreements necessary for the sale, issuance and performance of any long term bonds or any short term or interim financing issued or incurred by in Intergovernmental Corrections Entity to the extent permitted by law. Propositions for the issuance of general obligation bonds and for the creation of a tax base within the meaning of Section II, Article XI of the Oregon Constitution shall comply with State election laws and shall be voted on by electors throughout the entire combined Member territories creating NORCOR.

Approval or denial of propositions submitted by NORCOR to the electors shall be by a majority of the electors of the entire territory included in NORCOR.

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Section 9. NORCOR may appoint one of its Member Counties to act as fiscal and procurement agent for NORCOR prior to service agreements being signed.

Section 10. This Agreement may be terminated only by unanimous vote of all of the County Members to this Agreement, and subject to any covenants made with any outstanding bond holders or other financing parties. Notwithstanding this requirement for termination, any Member County may withdraw from NORCOR by giving sixty(60) days advance written notice to all of the other Member Counties of its intent to do so.

Withdrawal of a Member County shall not relieve it from any and all obligations assumed by the County or its taxpayers prior to withdrawal and such obligations shall continue to be binding until they are satisfied.

In the event this agreement is terminated as to all of its Members, the remaining assets shall be distributed pro-rata to the Member Counties who were Members at the time of termination, based upon the formula of how each Member County contributed to such assets, and all liabilities, if any, shall be distributed and born by each of the Member Counties in the same manner and based upon the same formula used for the distribution of assets.

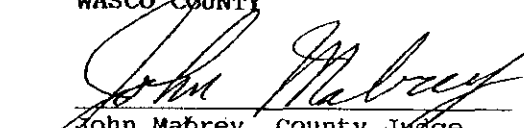
IN WITNESS WHEREOF, each of the Member Counties have executed this agreement pursuant to due authority, as evidenced by a signature page executed by the governing body of each Member County, which signature pages are attached hereto and by this reference incorporated herein. Pursuant to ORS Chapter 190, certified copies

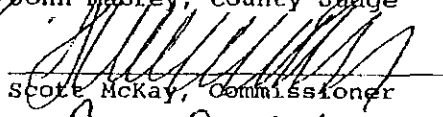
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of ordinances passed by each County ratifying this Agreement are also attached hereto and by this reference incorporated herein.

DATED this 14th day of June, 1996.

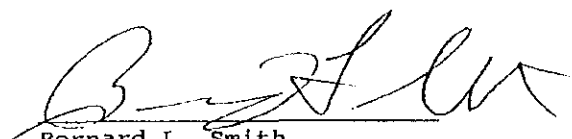
WASCO COUNTY


John Mabrey, County Judge


Scott McKay, Commissioner


Dan Ericksen, Commissioner

APPROVED AS TO FORM:


Bernard L. Smith
Wasco County District Attorney