

ORDINANCE NO. 5150

AN ORDINANCE RATIFYING AN INTERGOVERNMENTAL AGREEMENT CREATING A VALIANT POLICY BOARD.

WHEREAS, criminal conduct involving illegal drugs and controlled substances often takes place in multiple political jurisdictions.

WHEREAS, successful and efficient investigation and prosecution therefore requires the involvement of multiple law enforcement agencies.

WHEREAS, a regional approach to combatting drug crime would be more cost effective and efficient for government units within the boundaries of Linn and Benton Counties.

WHEREAS, a regional drug task force team would operate more effectively and efficiently as a body than individual government units.

WHEREAS, a regional approach would enable more efficient and timely flow of information and data between cooperating government units.

WHEREAS, such a regional board is in the public interest.

WHEREAS, the health and safety of the citizens of Linn and Benton Counties is at risk.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1.: Definitions.

The following definitions apply to this ordinance:

(1) "initial members" means the State of Oregon by and through the Oregon State Police, and the following units of local government: The Cities of Albany, Corvallis, Lebanon, and Philomath, and the Counties of Linn and Benton.

(2) "members" means units of government having authority to enforce laws regarding crimes involving illegal drugs and controlled substances committed within the boundaries of Linn and Benton Counties and the surrounding area and which enter into the VALIANT intergovernmental agreement.

(3) "VALIANT Intergovernmental Agreement" means the written contract created pursuant to ORS 190.003 TO 190.110 wherein the regional VALIANT Policy Board is created for the purposes described in this ordinance.

Section 2.: Public Purposes.

The VALIANT Policy Board is created to improve the cost effectiveness, efficiency, and responsiveness of law enforcement agencies in combatting drug crime and the advancement of intergovernmental communications by consolidating certain regulatory responsibilities of the several members into one entity, thereby simplifying the enforcement of illegal drugs within the two county region and avoiding duplication of staff training and capital expenses.

Section 3.: Powers, Duties, and Functions.

(1) The VALIANT Policy Board shall have authority to perform only those functions and activities described in this chapter and in the VALIANT intergovernmental agreement. Specifically, the VALIANT Policy Board shall have only those powers, rights, and duties that are:

- (a) possessed by it several members,
- (b) specifically delegated to it by its members pursuant to this ordinance and the VALIANT intergovernmental agreement, and
- (c) necessary to carry out its purposes.

(2) The VALIANT Policy Board shall be subject to the VALIANT Intergovernmental Agreement and all applicable federal, state, and local laws.

Section 4.: Cooperation of Oregon State Police.

It is the intent of the Oregon State Police that it will, pursuant to ORS 190.110, endeavor to cooperate with the members of the VALIANT Intergovernmental Agreement and will therefore enter into the VALIANT Intergovernmental Agreement as an initial member.

Section 5.: Declaration of Intent.

It is the intent of the City of Albany to enter into the VALIANT Intergovernmental Agreement to be effective on October 1, 1994.

Section 6.: Ratification of the VALIANT Policy Board.

The City of Albany hereby ratifies the creation of the VALIANT Policy Board by, in accordance with and subject to the provisions of this chapter.

Section 7.: Effective date of this ordinance.

The general welfare, safety and health of the public will be promoted if this ordinance takes effect immediately; therefore, this ordinance is effective upon adoption.

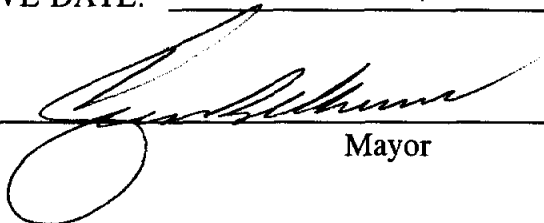
Section 8.: Severability Clause.

Invalidity of a section or part of a section of this ordinance shall not affect the validity of the remaining sections or parts of sections.

Section 9.: Emergency Declared.

It is hereby adjudged and declared that this ordinance is necessary for the immediate preservation of the public peace, health and safety of the City of Albany, and an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force and effect when signed by the Mayor.

PASSED BY THE COUNCIL: September 28, 1994
APPROVED BY THE MAYOR: September 28, 1994
EFFECTIVE DATE: September 28, 1994



Mayor

ATTEST:



City Recorder - Deputy