

## RESOLUTION NO. 2922

### A RESOLUTION APPROVING CREATION OF A NEW SPECIAL REVENUE FUND, THE HELEN E. LORENZ ESTATE FUND, FOR THE 2013-2015 BIENNIAL BUDGET PERIOD BEGINNING JULY 1, 2013.

#### Findings

- A. In 2009, Helen E. Lorenz willed her Estate to the City's Police and Fire departments. Ms. Lorenz's will requested equal distribution of her estate to the Bend Fire and Police Departments.
- B. On January 31, 2011, the City of Bend, personal representatives of the Helen E. Lorenz Estate, and Oregon Community Foundation (OCF) entered into a Fund Agreement stating that all assets of the Lorenz Estate will be distributed to OCF.
- C. The 2011 Fund Agreement states that no less than annually, OCF will make distributions to the City that will be given priority to, but not limited to, the following activities:
  1. Fire Department:
    - a. Purchase of Fire/EMS equipment and supplies that are above and beyond the normal and ordinary equipment and supplies purchased by the Bend Fire Department for its normal daily operations
    - b. Purchase of historical fire items and vehicles or for equipment and supplies to support the restoration, preservation and display of historical items
    - c. Contribute to the funding of land and buildings to be used for the purpose of Fire/EMS public education, maintenance and storage of historical archives and Fire/EMS related museums and exhibits
    - d. Reimburse employee travel and lodging expenses related to attendance of courses and education programs outside of State requirements
    - e. Fund expenses to bring national level Fire/EMS expert speakers and trainers to Bend
  2. Police Department:
    - a. Purchase of police equipment and supplies that are above and beyond the normal and ordinary equipment and supplies purchased by the Bend Police Department for its normal daily operations
    - b. Purchase of historical police items and vehicles or for equipment and supplies to support the restoration, preservation and display of historical items
    - c. Fund an annual awards banquet or similar event to honor and recognize employees and/or volunteers of the Bend Police Department
- D. Since execution of the 2011 Fund Agreement, OCF notified the City that they are not able to hold the mineral rights in North Dakota owned by the Helen E. Lorenz Estate.

The value of the mineral rights and cash that was set aside for administrative and legal expenses related to administering the mineral rights will be distributed directly to and held by the City.

- E. In 2013 the City and personal representatives of the Helen E. Lorenz Estate entered into an agreement that requires the City to create a special revenue fund to account for future proceeds derived from the mineral rights and all distributions from OCF.

Based on these findings,

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

1. To create a new Special Revenue Fund, the Helen E. Lorenz Estate Fund, for the 2013-2015 Biennial Budget period.
2. The Helen E. Lorenz Estate Fund will exist for the specific purpose of accounting for the receipt and use of assets and distributions from the estate of Helen E. Lorenz. Revenues, including but not limited to proceeds from mineral rights, distributions from OCF, and related interest earnings, will be committed to the specific purpose for which the fund is being created.
3. ORS 294.473 requires adoption of a supplemental budget to create a new fund after the biennial budget has been adopted. A supplemental budget to adopt changes to the 2013-2015 Biennial Budget is presented as a related agenda item, and includes the revenues and appropriations required to create the new Helen E. Lorenz Estate Fund.

Adopted by a roll call vote of the Bend City Council on July 17, 2013.

YES: Mayor Jim Clinton  
Councilor Scott Ramsay  
Councilor Mark Capell  
Councilor Victor Chudowsky  
Councilor Doug Knight  
Councilor Sally Russell

NO: none

  
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Jim Clinton, Mayor

ATTEST:

  
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Robyn Christie, City Recorder

APPROVED AS TO FORM:

  
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Mary A. Winters, City Attorney