



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(Revised: 8/18/12)

Board Clerk Use Only

Meeting Date: 4/25/13
Agenda Item #: R.4
Est. Start Time: 9:55 am
Date Submitted: 4/16/13

Agenda Title: **Authorize Settlement of Condemnation Litigation Associated with the Sellwood Bridge Project**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date: April 25, 2013 **Amount of Time Needed:** 5 minutes
Department: Community Services **Division:** Transportation/Bridges
Contact(s): Matthew O. Ryan, Assistant County Attorney
Phone: 503-988-3138 **Ext.** #26932 Bldg # 503, Rm. 500
Presenter Name(s) & Title(s): Matthew O. Ryan, Assistant County Attorney

General Information

1. What action are you requesting from the Board?

Authorize settlement of condemnation litigation associated with the Sellwood Bridge Project.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

This is a condemnation action to acquire property necessary for the construction of the new Sellwood Bridge. The settlement will settle all issues in the case including claims for just compensation and attorney fees. Settlement of these cases is acceptable and as it resolves these compensation matters, insulates the County from further liability, and avoids the further use of County time and resources in the defense of the matters. This settlement does not affect any Program Offers. See #3 below.

3. Explain the fiscal impact (current year and ongoing).

Sufficient funds have been secured to proceed with final design and right-of-way acquisitions.

4. Explain any legal and/or policy issues involved.

On December 18, 2003, the Board adopted Resolution 03-171 delegating authority to the County Attorney to settle claims and litigation against the County or its employees in amounts up to \$25,000 per case. The County Attorney must obtain Board approval for all settlements of over \$25,000.

5. Explain any citizen and/or other government participation that has or will take place.

N/A.

Required Signature

**Elected Official or
Department/
Agency Director:**



Date: 4/16/13
