

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

RESOLUTION NO. _____

Authorizing Acquisition of Real Property for a Public Improvement Project on NE Arata Road, and Rescinding Resolution 2014-053

The Multnomah County Board of Commissioners Finds:

- a. On May 8th, 2014, the County's Land Use and Transportation Program (LUTP) sought and this Board adopted Resolution No. 2014-053, authorizing negotiations for the acquisition of certain real property for the NE Arata Road Project; identified as Parcels No.1 through 12, and more particularly described in Exhibit A to Resolution No. 2014-053.
- b. Based on input from the public and other concerns that have come to light since May, LUTP found it necessary to alter the descriptions of the majority of the properties that were included in Resolution No. 2014-053 and now respectfully requests that the Board rescind Resolution No. 2014-053 in its entirety.
- c. This new Resolution is brought forward at this time to supersede and replace Resolution 2014-053.
- d. It is necessary for Multnomah County to acquire the real property described in attached Exhibit A to this Resolution (the "Property") for purposes of constructing, operating, maintaining, repairing, replacing, and reconstructing the road and road related facilities on and along a portion of NE Arata Road, a County road, in the Cities of Fairview and Wood Village (the "Project").
- e. This Project has been planned and located in a manner that is most compatible with the greatest public good and the least private injury.

The Multnomah County Board of Commissioners Resolves:

1. Resolution No. 2014-053 of this Board adopted on May 8, 2014, is hereby rescinded in its entirety and is without any further force and effect.
2. It is necessary to acquire the Property described in the attached Exhibit A for purposes of the Project.

3. Multnomah County Land Use Transportation Program (LUTP) is directed to begin negotiations to acquire the Property in accordance with all applicable laws, rules, and regulations governing such acquisition. Legal counsel is directed to assist LUTP as necessary in such negotiations. Any agreement to purchase property described in Exhibit A is subject to Board approval.
- 4.

ADOPTED this 11th day of December, 2014.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Deborah Kafoury, Chair

REVIEWED:

JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By /s/ Matthew O. Ryan
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:

Kim Peoples, Director
Department of Community Services