

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Declaring Certain County Real Property Temporarily Surplus, Approving Lease of Said Property, Authorizing the County Chair to Execute Appropriate Documents.

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County Land Use and Transportation Program (LUTP) awarded and executed a contract with Gallagher Asphalt Corporation (Gallagher) in 2013 for road paving work on county roads; however because of contracting delays the contract was not fully executed until too late in the construction season last year to begin the work.
- b. Gallagher's offices were out of state and Gallagher had brought its equipment to Oregon in 2013; LUTP determined that it was most cost effective to provide outdoor storage space at the John B. Yeon Facility (Yeon) for that equipment until it could be used this year.
- c. The Gallagher equipment has been at Yeon since September 2013, the lease terms were negotiated over the ensuing months with the lease rental rate to be gratis; but this lease proposal saved additional costs towards completing the contracted for road paving work.
- d. A final version of a the proposed lease, a copy of which is attached and identified as Exhibit 1, has been negotiated with Gallagher for placement of up to four (4) pieces of equipment at Yeon and is retroactive to September 19, 2013 and runs through July 31, 2014.
- e. The proposed lease space and access route (the "Premises") was not being used by the County, and does qualify for a temporary designation as "surplus" for the duration of the proposed lease term.
- f. It is in the best interest of the County to lease the Premises on the terms and conditions set forth in the attached lease identified as Exhibit 1.

The Multnomah County Board of Commissioners Resolves:

1. The Premises as identified herein are designated as surplus for the duration of the Lease Term as set forth in the Lease attached as Exhibit 1, said designation shall immediately expire at the end of the Lease Term.
2. The County Chair is authorized to execute a Lease substantially in conformance with the attached Lease identified as Exhibit 1.
3. The County Chair is authorized to execute renewals of the Lease and execute amendments to the Lease without further Board action.

ADOPTED this 26th day of June 2014.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Deborah Kafoury, Chair

REVIEWED:

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

By _____
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:
Sherry Swackhamer, Director, Dept of County Assets