

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

**RESOLUTION NO. \_\_\_\_\_**

Authorizing the County Chair to Execute an Intergovernmental Agreement with the City of Fairview for the NE 223<sup>rd</sup> Avenue Pedestrian Crossing Feasibility Study Project

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 190.003 to 190.030 allows units of local government to enter into agreements for performance of any or all functions and activities that a party to the agreement, its officers or agencies, have authority to perform.
- b. City of Fairview (hereafter, "City") is the sponsor of the NE 223<sup>rd</sup> Avenue Pedestrian Crossing Feasibility Study Project (the "Project"). The Project purpose is to study the cost of designing, engineering, and constructing a new pedestrian crossing under the railroad tracks located north of NE 223<sup>rd</sup> Avenue and Townsend Way, located in the City of Fairview within the County.
- c. NE 223<sup>rd</sup> Avenue is a County road as defined in ORS 368.001(1). In order to perform the Project, the City must obtain permits from Union Pacific Railroad Company ("Railroad").
- d. Because NE 223<sup>rd</sup> Avenue is a County road, the Railroad requires County to obtain all necessary permits from the Railroad in order for City to work within Railroad right of way on the Project.
- e. The County and the City desire to work together in obtaining necessary permits from Railroad for the purpose of the Project consistent with attached intergovernmental agreement.

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**The Multnomah County Board of Commissioners Resolves:**

1. The intergovernmental agreement attached hereto in Exhibit A made and entered into by the City of Fairview and Multnomah County is approved and the County Chair is authorized and directed to sign the attached agreement. Board approval is needed for any modification or amendment that results in a material increase in County obligations or a material decrease in County benefits under the intergovernmental agreement.

**ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.**

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Deborah Kafoury, Chair

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

By \_\_\_\_\_  
Courtney Lords, Assistant County Attorney

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