

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

BOARD ORDER No. 98 – 122

BOARD ORDER AMENDING ORDER 97-54

THE BOARD OF COUNTY COMMISSIONERS FINDS:

1. Multnomah County relinquished surplus property not needed for public use to Janus Youth Programs, Inc. by Board Order No 97-54 on March 27, 1997.
2. The Conditions of title relinquished included under the Terms and Conditions Section of the Agreement For Relinquishment Of Property Not Needed For Public Use state that: "Relinquishment of title to the Property by County to Janus shall be subject to the conditions that the property shall be used to provide social services and child care by a nonprofit corporation or, in the event that Janus shall sell or exchange said Property or a portion thereof, the proceeds of such sale or the fair market value of the Property or portion thereof exchanged shall be used solely and within a period of one year from such sale or exchange for the purpose of acquiring real property or investing in the Regional Children's Campus, Inc. which shall be used by Janus to provide social services and child care as a nonprofit corporation. The Bargain and Sale Deed(s) by which County relinquishes title to Janus shall recite these conditions of title and the reversion of title stated in paragraph 5 below."
3. On August 21, 1997, Janus sold the property at 2346 NW Northrup with the plan to reinvest all the proceeds from the sale into the Regional Children's Campus (RCC). Due to circumstances beyond the control of Janus, the revenue bonds to finance the RCC project have not been issued. Because of this delay, On July 20, 1998, Janus requested that the amount of time to reinvest the proceeds be extended 3-6 months as the cash flow needs for the construction at RCC require the investment.
4. The County has been working with RCC over the past four years to issue revenue bonds to finance a portion of the RCC project and it is expected that the revenue bonds will be issued in October 1998.

THE BOARD ORDERS:

1. That the Board of County Commissioners authorize the Chair to amend the Terms And Conditions Section of the of the Agreement For Relinquishment Of Property Not Needed For Public Use dated March 27, 1997, (attached) to allow Janus to reinvest the proceeds from the sale of the Northrup property in RCC to occur no later than the closing date of the Multnomah County, Oregon Revenue Bonds, Series 1998 (Regional Children's Campus, Inc.)

DATED this 3rd day of September 1998.



THOMAS SPONSLER, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By John Thomas, Assistant County Counsel

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Beverly Stein
Beverly Stein, Chair

AMENDMENT

TO THE AGREEMENT FOR RELINQUISHMENT OF PROPERTY NOT NEEDED FOR PUBLIC USE

This amendment to THE AGREEMENT FOR RELINQUISHMENT OF PROPERTY NOT NEEDED FOR PUBLIC USE dated March 27, 1997, is made this 3rd day of September, 1998.

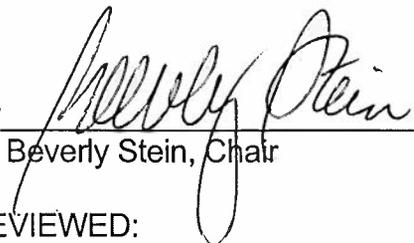
The parties agree to amend The CONDITIONS OF TITLE RELINQUISHED included under the TERMS AND CONDITIONS SECTION OF THE AGREEMENT FOR RELINQUISHMENT OF PROPERTY NOT NEEDED FOR PUBLIC USE dated March 27, 1997 to authorize Janus to reinvest the proceeds from the sale of the Northrup property in the Regional Children's Campus to occur no later than the closing date of the Multnomah County, Oregon Revenue Bonds, Series 1998 (Regional Children's Campus, Inc.)

IN WITNESS WHEREOF, the parties have executed this amendment as of the date above written.

Multnomah county, a political subdivision of
The State of Oregon

Janus Youth Programs, Inc. an
Oregon nonprofit corporation

By


Beverly Stein, Chair

By

Dennis Morrow, Executive Director

REVIEWED:

THOMAS SPONSLER, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By


John Thomas, Assistant County Counsel