



OFFICE OF COUNTY COUNSEL

PUBLIC SERVICES BUILDING
 2051 KAEN ROAD OREGON CITY, OR 97045

Stephen L. Madkour
 County Counsel

September 22, 2016

Board of County Commissioners
 Clackamas County

Members of the Board:

Kathleen Rastetter
Chris Storey
Scott C. Ciecko
Alexander Gordon
Amanda Keller
Nathan K. Boderman
Christina Thacker
Shawn Lillegren
Jeffrey D. Munns
 Assistants

Approval of a Resolution Delegating Contract Signing Authority to Board Chair and
 County Administrator for Conveying Land to ODOT
for the OR 213 (82nd Ave.): King Rd.- Mt. Scott Creek Bridge Project

Purpose/Outcomes	Approve a Resolution allowing the Chair and County Administrator authority to sign documents to complete the transfer of Clackamas County property to the Oregon Department of Transportation for the OR213 (82nd Ave.): King Rd.-Mt. Scott Creek Bridge Project
Dollar Amount and Fiscal Impact	ODOT will pay \$7,250 to County for conveyance and project coordination, oversight and repair costs.
Funding Source	N/A
Duration	Delegation is for this transaction
Previous Board Action	On September 8, 2016, the Board approved the conveyance. This Resolution delegating signature authority is requested by ODOT.
Strategic Plan Alignment	1. Build a strong infrastructure
Contact Person	Stephen L. Madkour, County Counsel

BACKGROUND:

ODOT is working on a project that will impact some County property on the corner of 82nd and Sunnybrook. The project involves the construction of ADA complaint sidewalk ramps along 82nd and this portion of the project will impact a small portion of property where we have the Public Safety Training Center.

ODOT will acquire in fee 77 square feet of property for the ramps and other improvements and a temporary construction easement of 482 square feet. A right of entry has been provided. ODOT is paying \$7,250 for the property and for costs associated with county staff time associated with construction management and irrigation. The Board approved this transaction on September 8, 2016. ODOT is requesting a formal Resolution that authorizes the Chair and the County Administrator to sign on the County's behalf.

RECOMMENDATION:

Staff recommends that the Board approve the attached Resolution authorizing the Chair and the County Administrator signature authority to convey the property and granting the construction easement and any other documents necessary to complete the transaction.

Respectfully submitted,

Stephen L. Madkour
County Counsel

Attachments:
Resolution and Exhibit A

A Resolution Delegating Signing
Authority to Chair and County
Administrator for ODOT/OR 213
Land Conveyance

Resolution No. _____

WHEREAS, the Oregon Department of Transportation (ODOT) is commencing a road improvement project within Clackamas County. The project will impact some county property on the corner of 82nd Avenue and Sunnybrook Road. The project involves the construction of ADA compliant sidewalk ramps.

WHEREAS, the Board of County Commissioners has agreed on the sale of the acquisition areas described in the "Exhibit A" to the Oregon Department of Transportation as part of the OR213 (82nd Ave): King Road – Mt. Scott Creek Bridge project.

WHEREAS, to conclude this particular transaction, the Board of County Commissioners delegates contract signing authority to the Board Chair, John Ludlow, and the County Administrator, Don Krupp.

NOW, THEREFORE, the Clackamas County Board of Commissioners do hereby resolve:

1. To delegate contract signing authority to Commission Chair John Ludlow and County Administrator Don Krupp, on permits of entry, warranty deeds, and other documents necessary to convey the subject property and to complete the transaction.

ADOPTED this __ day of _____, 2016

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

Chair

Recording Secretary

Parcel 1 - Fee

A parcel of land lying in Parcel 1 of Partition Plat No. 2001-093 Clackamas County, Oregon and being a portion of that property described in that Statutory Bargain and Sale Deed to County of Clackamas, Oregon, recorded June 3, 2004 as Recorder's Fee No. 2004-050166, Film Records of Clackamas County; the said parcel being that portion of said property lying Southwesterly of the following described line:

Beginning at a point opposite and 84.10 feet Easterly of Engineer's Station "L" 445+25.25 on the center line of the relocated Cascade Highway North; thence Southeasterly in a straight line to a point opposite and 190.00 feet Easterly of Engineer's Station "L" 446+00.00 on said center line, which center line is described as follows:

Beginning at Engineer's center line station "L" 386+00.00, said station being 164.34 feet South and 0.09 feet East of a 3-1/4 inch Brass Disk marking the Northwest corner of Section 33, Township 1 South, Range 2 East, W.M.; thence South 0°01'52" East 2309.66 feet; thence on a 11459.16 foot radius curve right (the long chord of which bears South 0°53'43" West 370.61 feet) 370.62 feet; thence South 1°49'19" West 2274.35 feet to Engineer's center line station "L" 435+54.64 Back equals "L" 435+53.90 Ahead ; thence on a spiral curve left (the long chord of which bears South 1°09'19" West 399.98 feet) 400.00 feet; thence on a 5729.58 foot radius curve left (the long chord of which bears South 6°08'12" East 1189.54 feet) 1191.69 feet; thence on a spiral curve left (the long chord of which bears South 13°25'42" East 399.98 feet) 400.00 feet to Engineer's center line station "L" 455+45.59, said station being 1,783.42 feet south and 217.97 feet East of a 3-1/4 inch Brass Disk marking the Southwest corner of Section 33, Township 1 South, Range 2 East, W.M.

Bearings are based on the Oregon Coordinate Reference System, Portland Zone, NAD 83 (2011) EPOCH 2010.00.

This parcel of land contains 77 square feet, more or less.

Parcel 2 - Temporary Easement For Work Area (3 years or duration of Project, whichever is sooner)

A parcel of land lying in Parcel 1 of Partition Plat No. 2001-093 Clackamas County, Oregon and being a portion of that property described in that Statutory Bargain and Sale Deed to County of Clackamas, Oregon, recorded June 3, 2004 as Recorder's Fee No. 2004-050166, Film Records of Clackamas County; the said parcel being that portion of said property lying Southeasterly of the following described line:

Beginning at a point opposite and 84.36 feet Easterly of Engineer's Station "L" 445+10.00 on the center line of the relocated Cascade Highway North; thence Southeasterly in a straight line to a point opposite and 190.00 feet Easterly of Engineer's Station "L" 446+00.00 on said center line, which center line is described in Parcel 1.

EXCEPT therefrom Parcel 1.

This parcel of land contains 482 square feet, more or less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

DIGITAL SIGNATURE

OREGON
JANUARY 20, 1998
FESTUS I. OBIJIOFOR
*02852LS

EXPIRES: 12-31-2016