

**THE URBAN RENEWAL AGENCY OF THE CITY OF WILSONVILLE**

**URA RESOLUTION NO. 162**

**A RESOLUTION OF THE URBAN RENEWAL AGENCY OF THE CITY OF WILSONVILLE AUTHORIZING ACQUISITION OF PROPERTY INTEREST RELATED TO THE CONSTRUCTION OF PUBLIC IMPROVEMENTS ASSOCIATED WITH BARBER STREET FROM KINSMAN ROAD TO COFFEE LAKE DRIVE, AND KINSMAN ROAD FROM BARBER STREET TO BOECKMAN ROAD TOGETHER WITH ASSOCIATED SANITARY SEWER, WATER SERVICE, STORM DRAINAGE IMPROVEMENTS AND WETLAND MITIGATION IN THE WEST SIDE URBAN RENEWAL AREA**

WHEREAS, under and by virtue of the laws of the State of Oregon and The Wilsonville West Side Urban Renewal Plan (“Plan”), the City of Wilsonville Urban Renewal Agency is duly authorized and empowered to acquire such real property as may be deemed necessary and proper for identified public improvements; and

WHEREAS, Plan Section V entitled "Urban Renewal Projects" provides for “A series of major road improvements, including street extensions, widening projects and intersection improvements that will increase accessibility and connectivity to and from the Area and between the east and west sides of the City” and “A series of public sanitary sewer, water service and storm drainage improvements that will extend properly sized facilities to the Area” and more specifically in Section V.B.1.a. identifies urban renewal projects and roadway system improvements necessary to implement the Plan and this list includes an “alternative to Wilsonville Road at Barber” and a “new north-south connector at Kinsman Road”; and

WHEREAS, the Barber Street and Kinsman Road extension improvements are necessary to carry out Plan objectives and are authorized by Plan Section V.B.1.a., and the improvements and activities so listed will be financed through West Side Urban Renewal Bond Proceeds and other State and Federal programs; and

WHEREAS, the 2003 Transportation System Plan identifies the Barber Street extension project and the Kinsman Road extension project as short-range plan projects; and

WHEREAS, in comparing the cost amount for the aforementioned construction and the property interest along with the existing use of the subject property, the alignment represented herein reflects the least amount of property interest to ensure safe, efficient and adequate public improvements; and

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WHEREAS, the property interest described in attached Exhibit A and Exhibit B includes property for road construction, wetland mitigation, water service improvements and storm drainage improvements; and

WHEREAS, Plan Section VIII “Property Acquisition and Disposition”, authorizes the Urban Renewal Agency to acquire property within the West Side Urban Renewal Area by any legal means, including eminent domain, to achieve the objectives of the Plan; and

WHEREAS, Plan Section VIII. A. “Property Acquisition for Public Improvements”, provides that procedures for property acquisition requiring eminent domain shall conform to all statutory requirements to ensure that property owners’ rights are fully respected; and

WHEREAS, the Agency’s adopted “Appraisal and Acquisition Policies” shall guide acquisition and related activities; and

WHEREAS, City and Agency staff have had both verbal and written communication with the property owners regarding the upcoming Barber Street extension and Kinsman Road extension projects and related property acquisition; and

WHEREAS, the public right-of-way should be vested in the City of Wilsonville to provide for necessary care, maintenance and public safety authority.

NOW, THEREFORE, THE URBAN RENEWAL AGENCY OF THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

1. There is needed and required, for the public purpose of providing public improvements known as the Barber Street Extension from Kinsman Road to Coffee Lake Drive, and Kinsman Road Extension from Barber Street to Boeckman Road, for the residents of the City of Wilsonville and its West Side Urban Renewal Area, acquisition of property interest of those properties identified in Exhibit A and Exhibit B, attached hereto and incorporated herein by this reference.

2. The property interest is required as a result of the aforementioned public improvements, and the improvements have been planned and located in a manner most compatible with the greatest public good and the least private injury.

3. The Urban Renewal Agency staff and attorneys are authorized and directed to attempt to agree with the owners of the real property herein described as to the compensation to be paid for the acquisition of the property and, in the event agreement cannot be reached, then to

commence and prosecute to final determination such condemnation proceedings as may be necessary to acquire the real property or property interest.

4. Upon trial of and action of condemnation, the attorneys for the City are authorized to make such stipulation, agreement or admission as in their judgment may be in the best interests of the City.

5. The Urban Renewal Agency anticipates it will acquire the above-described property in the spring of 2008.

6. In accordance with the above recitals, the City Manager acting as the Agency's Executive Director is authorized to transfer title of identified properties to the City of Wilsonville by deed or directly through negotiation.

7. This resolution is effective upon adoption.

ADOPTED by the Wilsonville Urban Renewal Agency at a regular meeting thereof this 3rd day of December, 2007 and filed with the Wilsonville City Recorder this date.

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CHARLOTTE LEHAN, Board Chair

ATTEST:

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Sandra C. King, City Recorder, MMC

SUMMARY OF VOTES:

Chair Lehan	_____
Member Knapp	_____
Member Kirk	_____
Member Ripple	_____
Member Núñez	_____