

**RESOLUTION NO. 1568**

**A RESOLUTION OF THE CITY OF WILSONVILLE AUTHORIZING THE MAYOR TO SIGN AMENDMENT NO. 2 TO FUND EXCHANGE AGREEMENT NO. 12,672 WITH THE STATE OF OREGON ACTING BY AND THROUGH THE OREGON DEPARTMENT OF TRANSPORTATION TO PROVIDE \$182,301 IN FUNDING FOR THE BICYCLE AND PEDESTRIAN PATH IMPROVEMENTS PROJECT.**

WHEREAS, construction of the Bicycle and Pedestrian Path Improvements Project was completed in March 1999; and

WHEREAS, the Bicycle and Pedestrian Path Improvements Project incorporated three projects included in the adopted 1998-1999 Capital Projects budget including the Kinsman Road/Barber Street/Boberg Road Bikeway Improvements (Project 412), the Town Center Loop West Bike Path Improvements (Project 431) and the Boberg Road Sidewalk Improvements (Project 455); and

WHEREAS, the City of Wilsonville and State of Oregon entered into the original Fund Exchange Agreement No. 12,672 on August 22, 1994 and Amendment No. 1 on August 20, 1997; and


WHEREAS, this resolution authorizes the Mayor to sign Amendment No. 2 to Fund Exchange Agreement No. 12,672; and

WHEREAS, by approving Amendment No. 2 to Fund Exchange Agreement No. 12,672 the expiration date will be extended until December 31, 1999 which will allow time for processing reimbursement documents on the already constructed project.

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:


1. That the City Council does hereby approve and authorize the Mayor to sign Amendment No. 2 to Fund Exchange Agreement No. 12,672 between the City of Wilsonville and the State of Oregon, acting by and through its Department of Transportation, a copy of which is marked Exhibit "A" and attached hereto and incorporated herein to provide funding for the Bicycle and Pedestrian Path Improvements Project.

ADOPTED by the Wilsonville City Council at a regular meeting thereof this 21<sup>st</sup> day of June, 1999, and filed with the Wilsonville City Recorder this date.



CHARLOTTE LEHAN, Mayor

ATTEST:



SANDRA C. KING, City Recorder

SUMMARY OF VOTES:

Mayor Lehan	Yes
Councilor Helser	Yes
Councilor Barton	Yes
Councilor Kirk	Yes
Councilor Holt	Yes

Misc. Contracts & Agreements  
No. 12,672

AMENDMENT NO. 2  
FUND EXCHANGE AGREEMENT  
Kinsman Rd/Boberg Rd, Town Center Loop

The State of Oregon, acting by and through its Department of Transportation (State), and City of Wilsonville, acting by and through its Elected Officials (Agency), entered into Local Agency Agreement No. 12,672 on August 22, 1994 and Amendment No. 1 on August 20, 1997. Said agreements cover a fund exchange project that includes minor roadway widening, addition of signing and striping on Kinsman Rd./Boberg Ave. between Boeckman Rd. and Wilsonville Rd., and providing a continuous bicycle/pedestrian path on Town Center Loop West, hereinafter referred to as "Project."

It has now been determined by State and Agency that the agreements referenced above, although remaining in full force and effect, shall be amended by this agreement to extend the project expiration date:

Page 3, Paragraph M of Amendment No. 1 which reads:

"M. This contract shall be extended and the new expiration date will be December 31, 1998."

Shall be amended to read:

"M. This contract shall be extended and the new expiration date will be December 31, 1999."

M C & A No. 12,672  
CITY OF WILSONVILLE

Agency shall authorize execution of this agreement during a duly authorized session of its City Council.

IN WITNESS WHEREOF, the parties hereto have set their hands and affixed their seals as of the day and year hereinafter written.

The funding for this fund exchange program was approved by the Oregon Transportation Commission on September 13, 1995, as a part of the 1996-1998 Statewide Transportation Improvement Program.

The Financial Services Branch Manager approved the fund exchange on January 13, 1999.

The Oregon Transportation Commission on March 18, 1999, approved Subdelegation Order No. 2 in which the Director grants authority to the Executive Deputy Director to approve and execute agreements over \$75,000 when the work is related to a project included in the Statewide Transportation Improvement Program.

APPROVAL RECOMMENDED

By Kay Van Auckel  
Region 1 Manager

Date 5/26/99

APPROVED AS TO  
LEGAL SUFFICIENCY

By \_\_\_\_\_  
Agency Attorney

Date \_\_\_\_\_

STATE OF OREGON, by and through  
its Department of Transportation

By \_\_\_\_\_  
Executive Deputy Director

Date \_\_\_\_\_

CITY OF WILSONVILLE, by and  
through its elected officials

By Charles E. King  
Mayor

By Andrew C. King  
Recorder

Date June 22, 1999

Misc. Contracts & Agreements  
No. 12,672

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CITY OF WILSONVILLE

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APPROVAL RECOMMENDED

By Kay Van Aukel  
Region 1 Manager

Date 5/26/99

APPROVED AS TO  
LEGAL SUFFICIENCY

By N/A  
Agency Attorney

Date \_\_\_\_\_

STATE OF OREGON, by and through  
its Department of Transportation

By Thomas DeLay  
Executive Deputy Director

Date 7/1/99

CITY OF WILSONVILLE, by and  
through its elected officials

By Charlitta Sloan  
Mayor

By Andrea C. King  
Recorder

Date June 22, 1999

**RESOLUTION NO. 1568**

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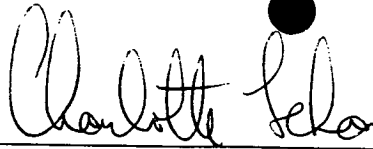
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CHARLOTTE LEHAN, Mayor

ATTEST:



SANDRA C. KING, City Recorder

SUMMARY OF VOTES:

Mayor Lehan	Yes
Councilor Helser	Yes
Councilor Barton	Yes
Councilor Kirk	Yes
Councilor Holt	Yes





# Oregon

John A. Kitzhaber, M.D., Governor

Department of Transportation  
Transportation Building  
Salem, OR 97310

FILE CODE:

July 6, 1999

CITY OF WILSONVILLE  
ATTN: SANDRA KING, CITY RECORDER  
3000SW TOWN CENTER LOOP EAST  
WILSONVILLE OR 97070

AGR

Enclosed for your records is a fully executed copy of Amendment No. 1 to revise an agreement covering the Kinsman Road/Boberg Road, Town Center Loop Project.

We have retained a fully executed copy of this amendment for the Department of Transportation's files.

Fran Neavoll, Agreement Specialist  
Construction Contracts Unit  
Roadway Engineering Section

Enclosure

FN: pf

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