

RESOLUTION NO. 887

A RESOLUTION ADOPTING SETTLEMENT WITH CALKINS RE L.I.D. #7 ASSESSMENT CLAIMS.

WHEREAS, Dr. Raymond Calkins and his wife, Lynn Calkins, are owners of certain real property, Tax Lot 1603, subject to City of Wilsonville tax assessment for Local Improvement District, No. 7, and disputed claims have arisen between the Calkins and the City of Wilsonville regarding the project and the assessment; and

WHEREAS, the parties mutually have agreed to resolve their dispute amicably upon the terms and conditions set forth below.


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

- (1) The Calkins have agreed to pay to the City a final payment of \$3,778 without further claim and the City agrees that said sum shall be accepted as full settlement of any and all assessment monies claimed owing by the Calkins on L.I.D. #7.
- (2) That said settlement agreement is hereby adopted by the City Council.

ADOPTED by the City Council of the City of Wilsonville at a regular meeting thereof the 6th day of January, 1992 and filed with the Wilsonville City Recorder this same day.


GERALD A. KRUMMEL, Mayor

ATTEST:


VERA A. ROJAS, CMC/AAE, City Recorder

SUMMARY of Votes:

Mayor Krummel	<u>AYE</u>
Councilor Chandler	<u>AYE</u>
Councilor Carter	<u>AYE</u>
Councilor Lehan	<u>AYE</u>
Councilor Van Eck	<u>AYE</u>

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City of
WILSONVILLE
in OREGON

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(503) 682-1011

MEMORANDUM

To : Honorable Mayor and City Council
From : Michael E. Kohlhoff, City Attorney
Date : December 23, 1991
Re : Calkins Assessment

The L.I.D. #7 assessment owing by Dr. Raymond and Lynn Calkins is \$7,556.00, together with interest. The Calkins believed they had off-setting claims against the City.

The Council previously authorized me to use my best judgment and indicated that a 50% compromise on principal would be a reasonable settlement. This was reached in negotiations. The Calkins will pay \$3,778.00. The City will have to make up the interest and balance of principal, which is far less expensive than litigation costs, let alone if Calkins' claims had any merit.

mek:dp