

URBAN RENEWAL AGENCY OF THE CITY OF WILSONVILLE

URA RESOLUTION NO. 194

**A RESOLUTION APPROVING ADDENDUM NO. 2 TO THE DISPOSITION AND DEVELOPMENT AGREEMENT FOR CREEKSIDE WOODS SENIOR HOUSING, A LOW-INCOME APARTMENT DEVELOPMENT OWNED AND OPERATED BY CREEKSIDE WOODS LIMITED PARTNERSHIP**

WHEREAS, the City of Wilsonville, the City of Wilsonville Urban Renewal Agency, and Northwest Housing Alternatives, Inc. entered into that certain Disposition and Development Agreement (DDA) for a senior affordable housing project, also known as Creekside Woods, made as of December 15, 2008; and

WHEREAS, the DDA contemplated a revised legal description exhibit upon recording of the plat; and

WHEREAS, plat has been duly recorded in Clackamas County deed records; and

WHEREAS, Addendum No. 2 to the Disposition and Development Agreement serves to replace Exhibit A, Legal Description in full with the revised Exhibit A, Legal Description.

NOW, THEREFORE, THE URBAN RENEWAL AGENCY RESOLVES AS FOLLOWS:

1. The City of Wilsonville approves Addendum No. 2 to Disposition and Development Agreement and authorizes the Executive Director to execute the Addendum on behalf of the Agency.
2. This Resolution is effective upon adoption.

ADOPTED by the Urban Renewal Agency at a special meeting thereof this 7<sup>th</sup> day of December 7, 2009, and filed with the Wilsonville City Recorder this date.



Alan Kirk, Council President, Board Member  
ACTING CHAIR

ATTEST:



Starla J. Schur, CMC, Deputy City Recorder

SUMMARY OF VOTES:

|                       |         |
|-----------------------|---------|
| Board Chair Knapp -   | Excused |
| Board Member Kirk -   | Yes     |
| Board Member Hurst -  | Yes     |
| Board Member Ripple - | Yes     |
| Board Member Nunez -  | Yes     |

Attachment:

Exhibit A – Addendum No. 2 to Disposition and Development Agreement

**ADDENDUM NO. 2 TO DISPOSITION AND  
DEVELOPMENT AGREEMENT  
Amending the Disposition and Development Agreement  
by Replacing Exhibit A, Legal Description, with  
a revised Exhibit A, Legal Description**

This Addendum No. 2 ("Addendum") to the Disposition and Development Agreement ("DDA") is made as of December 7, 2009, by and between the City of Wilsonville, an Oregon Public Body Corporate and Politic (in such capacity, the "City"); City of Wilsonville Urban Renewal Agency, an Oregon Public Body Corporate and Politic ("Agency"); and Northwest Housing Alternatives, Inc., an Oregon nonprofit corporation ("Nonprofit Developer"). City Agency and Nonprofit Developer are jointly referred to in this Addendum as "Parties" and individually as a "Party".

**RECITALS**

WHEREAS, the Parties previously entered into that certain Disposition and Development Agreement (DDA) for a senior affordable housing project, also known as Creekside, made as of December 15, 2008; and

WHEREAS, the DDA contemplated a revised legal description exhibit upon recording of the plat; and

WHEREAS, plat has been duly recorded in Clackamas County deed records;

NOW, THEREFORE, the Parties agree that Exhibit A, Legal Description, to the DDA is deleted and is replaced in full by the revised Exhibit A, Legal Description, attached hereto and incorporated herein by reference, effective as of December 7, 2009.

IN WITNESS WHEREOF, the Parties have hereunto set their signatures and seals to this Addendum No. 2 as of the date first above written.

**AGENCY:**

CITY OF WILSONVILLE URBAN  
RENEWAL AGENCY

By: \_\_\_\_\_

Print name: \_\_\_\_\_

Title: \_\_\_\_\_

**NONPROFIT DEVELOPER:**

NORTHWEST HOUSING  
ALTERNATIVES, INC.

By: \_\_\_\_\_

Print name: \_\_\_\_\_

Title: \_\_\_\_\_

**ADDENDUM NO. 2 TO DISPOSITION AND  
DEVELOPMENT AGREEMENT (continued)**

**CITY:**

CITY OF WILSONVILLE

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

APPROVED AS TO FORM

This \_\_\_\_\_ day of December, 2009

\_\_\_\_\_  
Michael E. Kohlhoff, City Attorney  
City of Wilsonville, Oregon

**EXHIBIT:**

Exhibit A, Legal Description

**ADDENDUM NO. 2 TO DISPOSITION AND  
DEVELOPMENT AGREEMENT (continued)**

**EXHIBIT A**

**DESCRIPTION OF PROPERTY**

Parcel 2, PARTITION PLAT NO. 2009-072, in the City of Wilsonville, County of Clackamas, and State of Oregon.

SUBJECT TO the easements as set forth on the aforementioned parcel as platted, and the encumbrances as set forth in Chicago Title Insurance Company of Oregon's Sixth Supplemental Preliminary Title Report, Order No. 466163, dated November 19, 2009.