

CITY OF BROOKINGS
State of Oregon
RESOLUTION 14-R-1025

A RESOLUTION OF THE CITY OF BROOKINGS DECLARING PUBLIC NECESSITY FOR THE AIRPORT INFRASTRUCTURE IMPROVEMENT PROJECT AND AUTHORIZING THE CONDEMNATION OF EASEMENTS AS NECESSARY.

WHEREAS, the City of Brookings was awarded a 1.7 million dollar grant by the U.S. Economic Development Administration for the completion of an approximately 2.9 million dollar project in October, 2012; and

WHEREAS, the Airport Infrastructure Improvement Project will provide city water and sewer service to the only local airport in Curry County; and

WHEREAS, the water and sewer infrastructure is necessary for attracting business and encouraging development in the airport's light industrial zone; and

WHEREAS, the Brookings Airport is a designated regional staging area for the delivery of disaster assistance and having adequate water and sewer facilities is necessary to sustain such a disaster relief effort; and

WHEREAS, in order to complete the project, the City must acquire permanent and temporary easements from multiple properties within the project boundaries; and

WHEREAS, the City of Brookings has authority to acquire property by condemnation under ORS 223.105 and ORS 35.235; and

WHEREAS, for the accomplishment of this Project, it is necessary that the City of Brookings have the immediate right of possession to certain parcels of real property described herein;

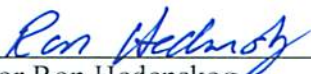
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Brookings, Oregon, that:

1. The Airport Infrastructure Improvement Project is necessary for a public purpose.
2. The acquisition of easements over the property listed in Exhibit A, attached hereto and hereby incorporated by reference, is necessary to build the Airport Infrastructure Improvement Project.
3. The Airport Infrastructure Improvement Project has been planned, designed and located in a manner which will be most compatible with the greatest public good and the least private injury.
4. The immediate possession of the parcel(s) is necessary to accomplish the Project.
5. City Staff is authorized and directed to make attempts to agree with the owner of the property and any other persons in interest as to the compensation to be paid for the necessary easements for the taking thereof and the City Manager is authorized to make a binding offer for such compensation.

6. In the event no satisfactory agreement can be reached, City Staff, through legal counsel, is authorized to commence and prosecute to final determination such proceedings as may be necessary to obtain immediate possession and acquire the easements; and City staff, through legal counsel, is further authorized to make such stipulations, agreements, or admissions in the course of such proceedings as may, in counsel's judgment, be in the best interests of the City.
7. The City Council hereby approves the condemnation of easements over real property made necessary by the Airport Infrastructure Improvement Project, as in Exhibit A, and authorizes the City Manager to take all action necessary, including the execution of all necessary documents, to complete the condemnation.

Passed by the City Council on February 10, 2014 and made effective the same date.

Attest:



Mayor Ron Hedenskog



City Recorder Joyce Heffington