

RESOLUTION NO. 620

A RESOLUTION AUTHORIZING THE MAYOR & CITY RECORDER TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT ON BEHALF OF THE CITY OF CANBY WITH CLACKAMAS COUNTY FOR A SAFETY IMPROVEMENT PROJECT (TRAFFIC SIGNAL) AT THE INTERSECTION AT SOUTH CANBY/MARQUAM HWY/IVY STREET ROAD NUMBER 61010 AND SOUTH 13TH AVENUE ROAD NUMBER 41002

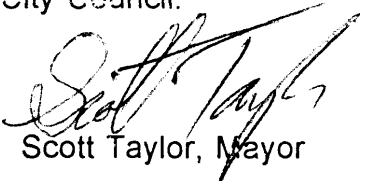
WHEREAS, pursuant to ORS 373.110 and 373.120, the County of Clackamas and City of Canby may enter into cooperative agreements for the performance of work on certain types of improvement projects with the allocation of costs on terms and conditions mutually agreeable to the parties; and

WHEREAS, a Local Agency Agreement Safety Improvement Project has been proposed by Clackamas County for the purpose of installing a new traffic signal and necessary road improvements at the intersection of South Canby Marquam HWY/Ivy Street road number 61010 and South 13th Avenue road number 41002, a copy of said Agreement is attached hereto as Exhibit "A" and by this reference incorporated herein, NOW THEREFORE

BE IT RESOLVED that the Mayor and City Recorder be authorized to execute the Local Agency Agreement with Clackamas County for the purpose of installing a new traffic signal and necessary road improvements at the intersection of South Canby Marquam HWY/Ivy Street road number 61010 and South 13th Avenue road number 41002.

ADOPTED this 3rd day of July, 1996 by the Canby City Council.

ATTEST:


Scott Taylor, Mayor


Sarah Jo Chaplen, Assistant to the Administrator

LOCAL AGENCY AGREEMENT
SAFETY IMPROVEMENT PROJECT

THIS AGREEMENT is made and entered into by and between THE COUNTY OF CLACKAMAS, in THE STATE OF OREGON, acting by and through its Department of Transportation and Development, hereinafter referred to as "County", and CITY OF CANBY, a municipal corporation of the State of Oregon, acting by and through its City Officials, hereinafter referred to as "City".

1. By the authority granted in ORS 373.110 and 373.120, County may enter into cooperative agreements with cities for the performance of work on certain types of improvement projects with the allocation of costs on terms and conditions mutually agreeable to the contracting parties.
2. Under such authority, County and City plan and propose to install a new traffic signal and necessary road improvements at the intersection of South Canby Marquam HWY./Ivy Street road number 61010 and South 13th. Avenue road number 41002, the intersection map as listed in Exhibit A, attached hereto and by this reference made a part hereof, hereinafter referred to as "project".
3. The project will be managed and constructed at the direction of County after approval of final plans and specifications by City. County or its consultant shall conduct the necessary field surveys, environmental studies, traffic investigations, and identify and obtain all required permits, and perform all preliminary engineering and design work required to produce final plans, preliminary/final specifications and cost estimates.
4. City shall be responsible for conducting all public meetings related to project, and resolving all issues that may arise before, during and after project is completed. City shall hold County harmless from all claims arising out of project, except when County is proven negligent in its actions.
5. City shall pay all costs associated with the design, inspection, and construction of project. Copies of all charges will be made available to City for ^{approval} ~~review~~ before payment is requested. At the completion of project City will pay all power costs associated with the traffic signal operation at no cost to County.

6. County agrees to manage project with county forces and not charge City for county time incurred to manage, project. At the completion of project county will take ownership of traffic signal and pay all costs associated with the maintenance and timing of the traffic signal at no cost to City.

7. City shall adopt ^{a resolution} ~~an ordinance~~ ^{JK} authorizing its city officials to enter into and execute this agreement.

Agreement with Canby

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

In the best interests of the motoring and pedestrian public Clackamas County, and The City of Canby Oregon agree to enter into this agreement.

COUNTY OF CLACKAMAS, by and
through its Department of Transportation

APPROVED AS TO
LEGAL SUFFICIENCY

By _____
County Counsel

Date _____

By _____
Department Director

Date _____

APPROVED AS TO
LEGAL SUFFICIENCY

By John H. Kelley
City Counsel

Date July 5, 1996

CITY OF CANBY, by and through its
Elected Officials.

By Scott Taylor
Mayor

By Marilyn K. Kurbad
Recorder

Date July 8, 1996