

ORDINANCE NO. 1216

AN ORDINANCE AUTHORIZING PURCHASE OF ROAD RIGHT-OF-WAY FOR THE EXTENSION OF SW BERG PARKWAY AND DECLARING AN EMERGENCY.

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1. Purchase Authorized. The City of Canby is hereby authorized to purchase from Carl A. Soles and Judith I. Soles, the following described property to be used for road right-of-way:

See Exhibit "A"

Section 2. Purchase Price. The total purchase price to be the sum of One Hundred Thirty Five Thousand and no/100 dollars(\$135,000.00), plus such other consideration as set forth in a Letter Agreement dated May 10, 2006 between the parties. The cash portion of the total purchase price shall be deposited in escrow at or prior to the close of escrow in accordance with the terms of attached Letter Agreement. By this reference the attached Agreement for Sale of Real Property is incorporated within as if set forth herein.

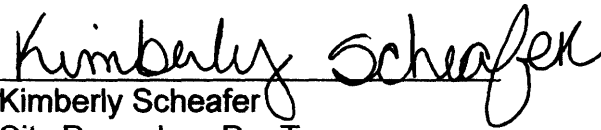
Section 3. Funds to Pay Purchase Price. The total sum of \$135,000.00 shall be paid from the City's current fiscal budget, account number 420-420-431-7600 titled "Transportation System Development Charge" fund.

Section 4. City attorney to approve Title Report and Deed. The City Attorney shall first approve the preliminary title report and form of deed for the City's purchase of said property. All costs associated with the closing of this sale to be paid by the City.

Section 5. City Administrator to Execute Deed for Road Purposes. The City Administrator is authorized and directed to execute and deliver in the name of the City of Canby, as purchaser, the required deed and any other documents as may be required for closing the transaction.

Section 6. Emergency Declared. Inasmuch as it is necessary to proceed as quickly as possible with the extension of SW Berg Parkway for the use and benefit of the citizens of the City of Canby, an emergency is hereby declared to exist and this ordinance shall take effect immediately upon final reading and enactment by the Canby City Council.

SUBMITTED to the Canby City Council and read the first time at a regular meeting thereof on Wednesday, July 5, 2006, and ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and to come before the City Council for final reading and action at a regular meeting thereof on Wednesday, July 19, 2006, commencing at the hour of 7:30 P.M. in the Council Meeting Chambers at Canby City Hall in Canby, Oregon.



Kimberly Scheafer
City Recorder - Pro Tem

PASSED on second and final reading by the Canby City Council at a regular meeting thereof on the 19th day of July, 2006, by the following vote:

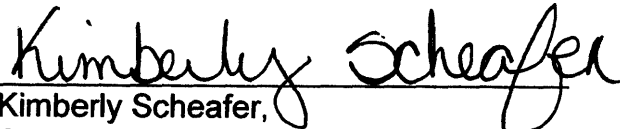
YEAS 5

NAYS 0



Melody Thompson
Mayor

ATTEST:

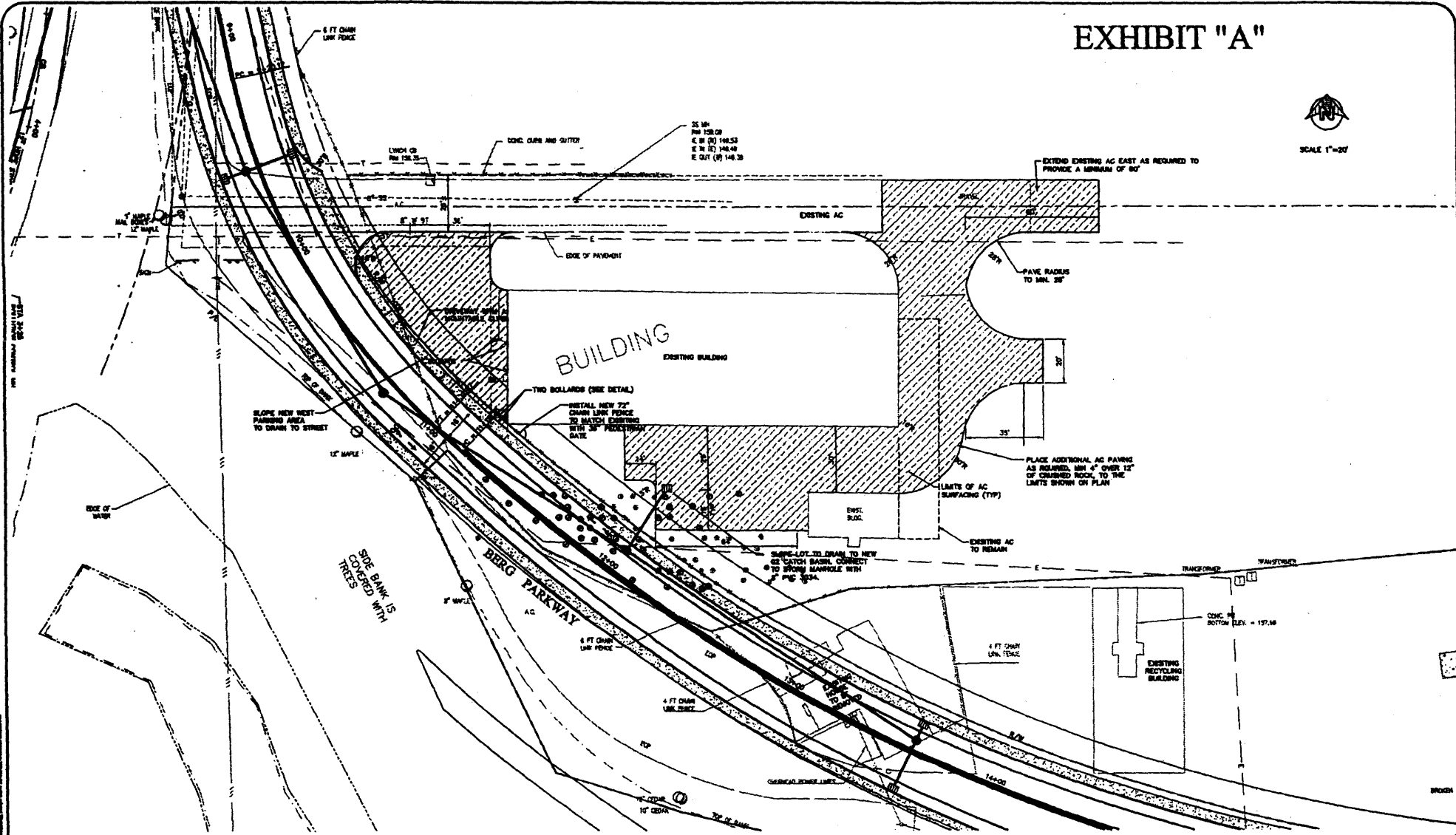


Kimberly Scheafer,
City Recorder - Pro Tem

EXHIBIT "A"



SCALE 1"=20'



BAR IS ONE INCH ON ORIGINAL DRAWING. DIMENSIONS ADAPTIVE SCALE AS SHOWN ACCORDINGLY.

NO.	DATE	REVISIONS

CURRAN-McLEOD, INC.
 CONSULTING ENGINEERS
 6655 SW HANFORD ST., SUITE 20
 PORTLAND, OREGON 97222
 PHONE 503 694-9478

CITY OF CANBY
**INDUSTRIAL SEATING
 PARKING LOT PLAN**
 CITY OF CANBY
 CLATSOP COUNTY, OREGON

DATE	NO.	BY	CHKD.
JUN 2002	1		

1 OF 1