

ORDINANCE NO. 1244

AN ORDINANCE AUTHORIZING PAYMENTS NOT TO EXCEED \$97,712.00 FROM THE TRANSPORTATION SYSTEM DEVELOPMENT CHARGE FUND TO STERLING DEVELOPMENT FOR THE RELOCATION OF A SIGNAL POLE AND UTILITIES AT THE INTERSECTION OF S. BERG PARKWAY AND HIGHWAY 99E; AND DECLARING AN EMERGENCY.

WHEREAS, in order to complete their own required frontage improvements on S. Berg Parkway and on Highway 99E, Sterling Development is relocating a traffic signal pole and utilities at the intersection of S. Berg Parkway and Highway 99E; and

WHEREAS, the pole relocation and resultant utility work is necessitated by the City's Berg Parkway improvement project and is listed within the City's Capital Improvement Plan and is an eligible use of transportation system development charge funds; and

WHEREAS, the City Council has agreed to fund the Berg Parkway improvement project using Transportation System Development Charges; now therefore,

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1. The City Council hereby authorizes payments not to exceed \$97,712.00 from Transportation System Development Charge Improvement funds to Sterling Development Corporation of La Jolla, CA.

Section 2. Inasmuch as it is in the best interest of the citizens of Canby, Oregon, to authorize this payment within the 2006-2007 fiscal year, an emergency is hereby declared to exist and this ordinance shall therefore take effect immediately upon its enactment after final reading.

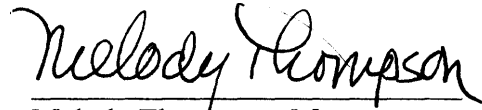
SUBMITTED to the Canby City Council and read the first time at a regular meeting therefore on Wednesday, May 16, 2007; ordered posted in three (3) public and conspicuous places in the City of Canby as specified in the Canby City Charter and scheduled for second reading before the City Council for final reading and action at a regular meeting thereof on Wednesday, June 6, 2007, commencing at the hour of 7:30 pm at the Council Meeting Chambers at the Canby City Hall, 182 N. Holly, 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 6th day of June, 2007, by the following vote:

YEAS 6

NAYS 0


Melody Thompson, Mayor

ATTEST:


Kimberly Scheafer, City Recorder Pro-Tem