

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER  
AND  
RESOLUTION NO.

96-2-14-5

) IN THE MATTER OF AMENDING THE PUBLIC  
) WORKS FY 96 - FY 00 FIVE YEAR CAPITAL  
) IMPROVEMENT PROGRAM AND THE LIST OF  
) PUBLIC IMPROVEMENT PROJECTS FOR THE  
) LANE COUNTY FY 95-96 BUDGET ADDING  
) CONSTRUCTION OF ROADS TO SERVE THE  
) LANE COUNTY FAIRGROUNDS

**FILED**

FEB 22 1996

**COUNTY CLERK**

BY Pam DeWette

WHEREAS, the Board of County Commissioners adopted the FY 96 through FY 00 Capital Improvement Program through Order No. 95-5-3-20; and

WHEREAS, the Board of County Commissioners adopted the List of Public Improvement Projects for the Lane County FY 95-96 budget through Order No. 95-5-16-14; and

WHEREAS, the Lane County Fairgrounds serves the general public; and

WHEREAS, the existing road system currently does not adequately serve the Lane County Fairgrounds; and

WHEREAS, a plan has been developed for construction of roads that will provide better service and access to the Lane County Fairgrounds; and

WHEREAS, the County is able to prepare the design, and advertise and solicit bids for a construction contract; and

WHEREAS, the Board has determined it is necessary and in the public's interest to acquire fee or other interests in portions of certain real properties as listed in exhibit "A", attached hereto and made a part hereof, from owners and others as their interests may appear of record to serve the needs of Lane County, and that the public welfare will be benefited by the improvement of said public improvement and the Board being fully advised; and

WHEREAS, the Board has concurred in the necessity of the improvement and believes that the proposed project is compatible with the greatest public good and the least private injury; NOW THEREFORE, BE IT

ORDERED, that the FY 96 - FY 00 Capital Improvement Program and the FY 95-96 Public Improvement Project List be amended to add construction of roads to serve the Lane County Fairgrounds at an estimated cost of \$1,050,000; AND, BE IT

RESOLVED, that under authority granted in ORS Chapter 35 and consistent with ORS Chapter 281, that there exists a necessity to acquire and immediately occupy

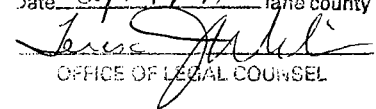
the real property in order to make improvements to serve the needs of Lane County for the general use and benefit of Lane County; AND FURTHER, BE IT

ORDERED, that the County Administrator is delegated authority to execute an agreement with the City of Eugene to memorialize the status of the roads upon completion of the project, AND IT IS FURTHER

RESOLVED AND ORDERED, that if Lane County is unable by negotiations to reach an agreement for the acquisition of necessary real property, the Office of Legal Counsel of Lane County is hereby authorized to commence and prosecute in the Circuit Court of Lane County, in the name of Lane County, any necessary proceedings for the condemnation and immediate possession of necessary real property and the assessment of damages for the taking thereof.

DATED this 20 day of February 1996.

  
Chair, Lane County Board of Commissioners

APPROVED AS TO FORM  
Date 2/14/96 lane county  
  
OFFICE OF LEGAL COUNSEL

IN THE MATTER OF AMENDING THE PUBLIC WORKS FY 96 - FY 00 FIVE YEAR CAPITAL IMPROVEMENT PROGRAM AND THE LIST OF PUBLIC IMPROVEMENT PROJECTS FOR THE LANE COUNTY FY 95-96 BUDGET ADDING CONSTRUCTION OF ROADS TO SERVE THE LANE COUNTY FAIRGROUNDS

EXHIBIT A

REAL PROPERTY FROM WHICH PORTIONS ARE TO BE ACQUIRED FOR  
LANE COUNTY FAIRGROUNDS ENTRANCE

<u>Tax Map</u>	<u>Tax Lot</u>
17-03-31-31	13200
17-03-31-31	13300
17-03-31-31	13500
17-03-31-31	13700