IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of County business in special formal session on Monday, September 21, 2009 at 3:55 p.m., in the conference room of the Fenton House, Commissioners Leslie Lewis, Kathy George, and Mary P. Stern being present.

Also present were John M. Gray, Jr., County Counsel; Laura Tschabold, Administrative Services Director.

Commissioner Lewis called the special formal session to order. She stated the purpose of the special session is to consider adoption of a public necessity resolution for condemnation of a portion of Tax Lot R6801-04200 in connection with the Grand Ronde Road reconstruction project.

Mr. Gray stated that last year the project was begun, with the County agreeing to do the right-of-way acquisition. He said five of the six necessary pieces were acquired and paid from the bike fund dollars. He said that the project needs 450' and a temporary construction easement from Tax Lot 6801-4200, and the property owners lives in Alaska and it has been difficult to elicit cooperation. He said it was believed that a compromise agreement had been reached, but unfortunately the owner declined to sign the documents by the deadline of September 21, necessitating a condemnation proceeding, because the project is nearing completion and is at the point of paving on Wednesday, September 23. If the Board approves, a complaint will be filed in Yamhill County Circuit Court on September 22. Following discussion, Commissioner Lewis moved to adopt Resolution 09-09-21-1.
The motion carried, Commissioners Lewis, George, and Stern voting aye.

B. O. 09-580 - Resolution 09-09-21-1, declaring the public necessity to acquire by eminent domain a portion of Tax Lot 6801-4200 for right-of-way in connection with the Grand Ronde Road reconstruction project, and to authorize retaining counsel.

The meeting adjourned at 3:03 p.m.

Carol Ann White
Secretary

YAMHILL COUNTY BOARD OF COMMISSIONERS

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Chair LESLIE LEWIS

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Commissioner KATHY GEORGE

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Commissioner MARY P. STERN