

RESOLUTION NO. 13-2007

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE,
OREGON TRANSFERRING APPROPRIATION AUTHORITY AND
AUTHORIZING THE CITY MANAGER TO SIGN AN INTERGOVERNMENTAL
AGREEMENT WITH ODOT TO IMPROVE SIDEWALKS ON LOGUS ROAD.**

WHEREAS, the City of Milwaukie has identified the need to improve the pedestrian infrastructure on Logus Road in the School Trip Safety Program and the Capital Improvement Plan; and

WHEREAS, the City Council committed to contribute towards the total cost of the Logus Road/Seth Lewelling Sidewalk project by Resolution No. 33-2006; and

WHEREAS, the Oregon Department of Transportation has notified the City of a grant award of \$445,400 to support the project; and

WHEREAS, \$45,465 have been collected through "fee in lieu of construction" payments within the neighborhood with none of those payments dedicated solely to projects on the property frontage; and

WHEREAS, the Logus Road/Seth Lewelling Sidewalk project will benefit the neighborhood as a whole by improving pedestrian safety in the vicinity of Seth Lewelling Elementary and along a TriMet bus route; and

WHEREAS, Oregon Local Budget Law allows a governing body to transfer appropriation authority by passing a resolution or ordinance (ORS 294.450(1)&(3));

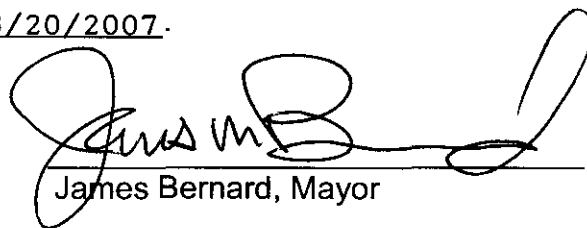
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Milwaukie authorize the City Manager to sign an Intergovernmental Agreement with ODOT to participate in a grant-funded project to improve sidewalks and streetscaping on Logus Road between SE Stanley Ave and SE 49th Ave.; and

BE IT FURTHER RESOLVED that the transfer of appropriation in the Street/State Gas Tax fund is hereby approved as follows:

From:	To:
Contingency	Capital Outlay
\$45,465.00	\$45,465.00

Introduced and adopted by the City Council on 3/20/2007.

This resolution is effective on 3/20/2007.

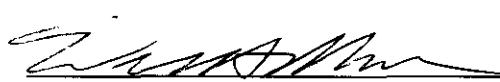


James Bernard, Mayor

ATTEST:

APPROVED AS TO FORM:
Ramis, Crew, & Corrigan, LLP


Pat DuVal, City Recorder


City Attorney