

**COUNCIL RESOLUTION No. 75-2019**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, AUTHORIZING THE CITY MANAGER TO WAIVE THE GENERAL CONDITIONS, AND COUNCIL WAIVER APPROVAL, AND DELEGATION OF AUTHORITY TO THE CITY MANAGER TO FINALIZE LEASE NEGOTIATIONS, WAIVE LEASE BACK CONDITION, EXECUTE A LEASE WITH THE SELLER TO FINALIZE AND REMOVE ALL CONTINGENCIES FROM THE PURCHASE AND SALE AGREEMENT (PSA) FOR THE ACQUISITION OF 10501 SE MAIN STREET, MILWAUKIE OREGON, 97222 FOR THE PURPOSE OF A CITY HALL.**

**WHEREAS**, the City has determined it is in the public interest to consolidate city services into a single location; and

**WHEREAS**, the City has been offered the opportunity to negotiate for the purchase of the building located at 10501 SE Main Street; and

**WHEREAS**, Council authorized the City Manager to retain a broker and begin negotiations with the owners of 10501 SE Main Street; and

**WHEREAS**, the City and the owners of 10501 SE Main Street have come to mutually agreeable terms outlined in the Purchase and Sale Agreement for the property; and

**WHEREAS**, the City has conducted all due diligence items and are satisfied with the results; and

**WHEREAS**, the city and the seller are finalizing lease terms for the leaseback of the building to the seller.

**Now, Therefore, be it Resolved, that:** the Milwaukie City Council authorizes the city manager to sign Amendment 3 to the PSA to waive the General Conditions, and Council Waiver Approval, delegating authority to the city manager to finalize lease negotiations, waive the Leaseback Condition, and execute a lease with the seller to finalize and remove all contingencies from the Purchase and Sale Agreement for the acquisition of 10501 SE Main Street for the purpose of a new city hall for an amount not to exceed \$6.5 million dollars.

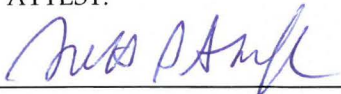
Introduced and adopted by the City Council on **December 17, 2019**.

This resolution is effective immediately.



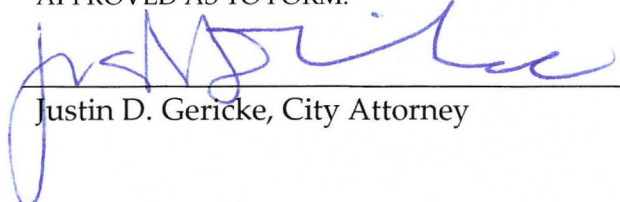
Mark F. Gamba, Mayor

ATTEST:



Scott S. Stauffer, City Recorder

APPROVED AS TO FORM:



Justin D. Gericke, City Attorney