

**RESOLUTION NO. 1732**

**A RESOLUTION AUTHORIZING THE EXERCISE OF THE CITY'S POWER OF EMINENT DOMAIN TO ACQUIRE PROPERTY FOR PROJECT NO. 260 - GRANT ROAD REALIGNMENT**

Recitals:

A. The City of Central Point may exercise the power of eminent domain pursuant to City Charter and the Laws of the State of Oregon generally, when the exercise of such power is deemed necessary by the City's governing body to accomplish public purposes for which the City has responsibility.

B. The City has the responsibility of providing safe transportation routes for commerce, convenience and to adequately serve the traveling public.

C. The project known as Project 260 - Grant Road Realignment to realign Grant Road south of Taylor Road to align with Grant Road north of Taylor Road and install two-way stop-control at Taylor Road/Grant Road and Grant Road/CP-6A (the "Project") was planned in accordance with appropriate engineering standards for the construction, maintenance or improvement of said transportation infrastructure such that property damage is minimized, transportation is promoted and travel is safeguarded.

D. To accomplish the Project set forth above it is necessary to acquire the interests in the property described in "Exhibit A" attached to this resolution and, by this reference incorporated herein.

The City of Central Point resolves as follows:

Section 1. The foregoing statements of authority and need are, in fact, the case. The Project for which the property is required and is being acquired is necessary in the public interest, and the same has been planned, designed, located, and will be constructed in a manner which will be most compatible with the greatest public good and the least private injury.

Section 2. The power of eminent domain is hereby exercised with respect to the interest in property described in Exhibit A. Acquisition is subject to payment of just compensation and subject to procedural requirements of Oregon law.

Section 3. The City's staff and the City Attorney are authorized and requested to attempt to agree with the owner and other persons in interest as to the compensation to be paid for each acquisition, and, in the event that no satisfactory agreement can be reached, to commence and prosecute such condemnation proceedings as may be necessary to finally determine just compensation or any other issue appropriate to be determined by a court in connection with the acquisition. This authorization is not intended to expand the jurisdiction of any court to decide matters determined above or determinable by the Council.

Section 4. City expressly reserves its jurisdiction to determine the necessity or propriety of any acquisition, its quantity, quality, or locality, and to change or abandon any acquisition.

Passed by the Council and signed by me in authentication of its passage this 21<sup>st</sup> day of January, 2023.

  
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Mayor Hank Williams

ATTEST:


  
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City Recorder

Exhibit "A"

Description of Property to be Acquired

A portion of Map No. 372W09A Tax Lot 1700 as depicted at the attached Exhibit "B", to be described by City surveyor.