



## Legislation Details (With Text)

<b>File #:</b>	14-204	<b>Version:</b>	1	<b>Name:</b>	Clackamette Cove, LLC Request for DDA Time Limit Extension
<b>Type:</b>	Report	<b>Status:</b>			Agenda Ready
<b>File created:</b>	3/28/2014	<b>In control:</b>			Urban Renewal Commission
<b>On agenda:</b>	4/2/2014	<b>Final action:</b>			4/2/2014
<b>Title:</b>	Clackamette Cove, LLC Request for DDA Time Limit Extension				
<b>Sponsors:</b>	Eric Underwood				
<b>Indexes:</b>	Goal 1: Implement Economic Development Strategy and Maintain an Environment for Success.				
<b>Code sections:</b>					
<b>Attachments:</b>	1. Staff Report, 2. Extension Request, 3. BOLI The Cove Phase 1 and Phase 2 FINAL, 4. DDA Fully Executed				

Date	Ver.	Action By	Action	Result
4/2/2014	1	Urban Renewal Commission	approve	Pass

Clackamette Cove, LLC Request for DDA Time Limit Extension

### RECOMMENDED ACTION (Motion):

Staff recommends that the Urban Renewal Commission (URC) consider the time limit extension request submitted on March 26, 2014 by Clackamette Cove, LLC (CCLLC) and provide direction.

### BACKGROUND:

Section 6.1 of the Disposition and Development Agreement for The Cove (DDA) requires that within sixty (60) days of the Effective Date, CCLLC shall provide the URC with a determination letter from the State of Oregon, Bureau of Labor and Industries (BOLI) advising whether or not some or all of the Project is a "public work." The DDA goes on to require that if BOLI determines that some or all of the Project is a "public work," then CCLLC shall either: (i) comply with all requirements of applicable law; or (ii) seek an exemption from the requirements of constructing a "public work."

On March 18, 2014, CCLLC received a letter from BOLI, which has since been submitted to the URC prior to the deadline indicated in the DDA, determining that Phases 1 and 2 of the Project are a "public work." As a result, CCLLC is issuing an appeal to BOLI contesting the findings documented in the determination letter. An appeal process through BOLI requires additional time and could require a hearing. Therefore, CCLLC is requesting an addendum be incorporated into the DDA reflecting a 60-day time extension to allow for the appeal period. If the URC approves the extension, the new expiration date of the DDA will be October 15, 2014.