



## Legislation Details (With Text)

<b>File #:</b>	16-225	<b>Version:</b>	1	<b>Name:</b>	Amendment 1 to Settlement Agreement
<b>Type:</b>	Contract	<b>Status:</b>		<b>Status:</b>	Consent Agenda
<b>File created:</b>	4/7/2016	<b>In control:</b>		<b>In control:</b>	City Commission
<b>On agenda:</b>	9/7/2016	<b>Final action:</b>		<b>Final action:</b>	
<b>Title:</b>	First Amendment to a Settlement Agreement Between Oregon City, South Fork Water Board, Clackamas River Water District, Sunrise Water Authority and the Clackamas Regional Water Supply Commission				
<b>Sponsors:</b>	John Lewis				
<b>Indexes:</b>	Goal 1: Implement Economic Development Strategy and Maintain an Environment for Success., Goal 2: Address Critical Facility Needs., Goal 5: Maintain Fiscal Health and Long Term Stability.				
<b>Code sections:</b>					
<b>Attachments:</b>	1. Staff Report, 2. First Amendment Settlement Agreement, 3. Settlement Agreement				

Date	Ver.	Action By	Action	Result
5/21/2014	1	City Commission	adopt	

First Amendment to a Settlement Agreement Between Oregon City, South Fork Water Board, Clackamas River Water District, Sunrise Water Authority and the Clackamas Regional Water Supply Commission

### RECOMMENDED ACTION (Motion):

Authorize the Mayor to execute the First Amendment to the Settlement Agreement between Oregon City, South Fork Water Board, Clackamas River Water District, Sunrise Water Authority and the Clackamas Regional Water Supply Commission in order to extend the agreement an additional two years for all parties to reach agreement on a methodology for compensation.

### BACKGROUND:

On May 24, 2014, the City of Oregon City (City), the South Fork Water Board (SFWB), the Clackamas River Water District (CRW), the Sunrise Water Authority (SWA) and the Clackamas Regional Water Supply Commission (CRWSC) entered into a Settlement Agreement to address the Land Use Board of Appeals (LUBA) litigation over the adoption of a 190 Agreement between CRW and SWA to create the CRWSC.

Section II.C of the Settlement Agreement states that, within two years of the execution of the Settlement Agreement, the Parties will reach an agreement regarding a methodology to determine the value of CRW assets for which CRW will be compensated upon withdrawal. This two year Agreement expired on May 24, 2016 and the Parties to the Agreement were not able to reach agreement before the Agreement expiration. As a result, it has been agreed by all Parties that the Settlement Agreement should be amended to extend the Agreement for one additional two-year period to allow the Parties to reach an agreement.

This amendment was simultaneously presented for approval to the governing bodies of all Parties.

**BUDGET IMPACT:**

Amount: N/A

FY(s): N/A

Funding Source: N/A