

RESOLUTION NO. 5738-23

**A RESOLUTION OF THE CITY OF TUALATIN
DECLARING CERTAIN ART INSTALLATIONS AS SURPLUS PROPERTY
AND AUTHORIZING A LOAN OF INSTALLATION**

WHEREAS, the Tualatin Development Commission (“TDC”) entered into an agreement with Linda Either (“Artist”) in 1995 for the installation of three art/drinking fountain installations (Fountains) at the Lake of the Commons; and

WHEREAS, the TDC transferred ownership of the drinking fountains to the City of Tualatin in January, 2020 by adoption of TDC Resolution 614-20; and

WHEREAS, the Fountains are no longer usable as drinking fountains and two are no longer safe structures; and

WHEREAS, the City of Tualatin plans to destroy of the two Fountains that are no longer usable and safe; and

WHEREAS, the City of Tualatin desires to loan the third Fountain that is still intact to Tualatin Historical Society (Organization) so that it may continue to be on display as art the Tualatin Heritage Center; and

WHEREAS, the City of Tualatin has determined it appropriate and necessary to declare the Fountains surplus personal property and direct City staff to dispose of two Fountains, and to loan the third Fountain to the Organization.

NOW, THEREFORE, THE TUALATIN CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1. The three fountains located at the Lake of the Commons are declared surplus personal property.

Section 2. City of Tualatin Staff is hereby authorized to dispose of the two Fountains that are no longer useable or safe as approved by the Tualatin City Manager and consistent with State Law.

Section 3. City of Tualatin Staff is hereby authorized to loan the third Fountain to the Organization and to take all steps to effectuate this loan.

Section 3. This Resolution is and shall be effective from and after its enactment by the City of Tualatin.

INTRODUCED AND ADOPTED: November 27, 2023.

City of Tualatin

Name, Title

ATTEST:

Name, City Recorder