

RESOLUTION NO. 5818-24

RESOLUTION AUTHORIZING THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF TUALATIN AND RANDALL AND KAREN ALVSTAD FOR MANAGEMENT AND OPERATIONS OF BASALT CREEK PARKLAND, 23515 SW 515 BOONES FERRY ROAD

WHEREAS, on or about October 10, 2022, City Council authorized a Management and Operations Agreement (Original Agreement) for Basalt Creek park property located at 23515 SW Boones Ferry Road, Tualatin OR 97062;

WHEREAS, the City and Randall/Karen Alvstad wish to amend the Original Agreement for one additional year, extending the term of the Original Agreement to December 31, 2025;

WHEREAS, it is in the best interest of the City to continue the Original Agreement for an additional year and receive public benefit to maintain, secure and enhance safety to the property and building structures.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUALATIN, OREGON, that:

**Section 1.** The City Manager is authorized to execute the First Amendment to the Management and Operations Agreement for Basalt Creek property located at 23515 SW Boones Ferry Road, Tualatin OR 97062, which is attached and incorporated herein as Exhibit 1.

**Section 2.** This resolution is effective upon adoption.

INTRODUCED AND ADOPTED this 28<sup>th</sup> day of October, 2024.

CITY OF TUALATIN, OREGON

BY \_\_\_\_\_  
Mayor

APPROVED AS TO FORM

ATTEST:

BY \_\_\_\_\_  
City Attorney

BY \_\_\_\_\_  
City Recorder

FIRST AMENDMENT TO CITY OF TUALATIN MANAGEMENT AND OPERATIONS AGREEMENT for Basalt Creek Park Property (23515 SW Boones Ferry Road, Tualatin OR 97062)

WHEREAS, on or about September 29, 2022, the City of Tualatin, Oregon ("City") and Randall and Karen Alvstad ("Provider"), entered into a Management and Operations Agreement ("Original Agreement") for the property located at 23515 SW Boones Ferry Road, Tualatin OR 97062 ("Premises"); and

WHEREAS, the Premises shall constitute a portion of the future City Basalt Creek Park; and

WHEREAS, the Original Agreement set out terms and conditions Provider agreed to in order to maintain the condition and useful value of the Premises consistent with the terms of the 2022 IGA between the City and Metro as well as all applicable City laws and policies; and

WHEREAS, pursuant to Section 2 of the Original Agreement, the Agreement Term ends on December 31, 2024; and

WHEREAS, City and Provider wish to amend the Original Agreement one additional year, extending the term of the Agreement to December 31, 2025.

THE PARTIES AGREE AS FOLLOWS:

**Section 1. Extension.** Section 2 of the Original Agreement is amended to allow Provider to use the Premises for the purposes outlined in the Agreement until December 31, 2025.

**Section 2. Controlling Documents.** Except as modified by this First Amendment, the terms of the Original Agreement remain in full force and effect.

**Section 3. Effective Date.** This First Amendment is effective upon the date of the last signature affixed below.

APPROVED AND ENTERED INTO this \_\_\_\_ day of \_\_\_\_\_, 2024.

PROVIDER

CITY OF TUALATIN, OREGON

By \_\_\_\_\_  
Randall Alvstad

By \_\_\_\_\_  
Sherilyn Lombos,  
City Manager

By \_\_\_\_\_  
Karen Alvstad