

**RESOLUTION NO. 1628
SEPTEMBER 2016
EUGENE WATER & ELECTRIC BOARD**

**AUTHORIZING GENERAL MANAGER TO
RESCIND RESOLUTION No. 1602 AND NEGOTIATE
PURCHASE AND SALE AGREEMENT**

WHEREAS, the Eugene Water & Electric Board (“EWEB”) Board of Commissioners has declared surplus approximately 20 acres of riverfront property by Resolution #1324, dated November 5, 2013,

WHEREAS, EWEB authorized General Manager to refine and finalize terms and conditions, and thereafter execute a Two Party Memorandum of Understanding and Three Party Exclusive Negotiating Agreement pursuant to Deal Points by Resolution 1602, dated January 5, 2016,

WHEREAS, the nature of the agreement between the City of Eugene and EWEB has evolved in a manner where a Purchase and Sale Agreement between EWEB and the City of Eugene is now the preferred instrument of conveyance, and

WHEREAS, the EWEB Commissioners have been apprised of proposed terms and conditions for a Purchase and Sale Agreement between EWEB and City of Eugene.

NOW, THEREFORE, BE IT RESOLVED by the Eugene Water & Electric Board that:

- (i) Board Resolution No. 1602 is hereby rescinded, and
- (ii) The General Manager is directed to refine and finalize the terms and conditions of a Purchase and Sale Agreement with the City of Eugene.

Dated this 6th day of September, 2016.

THE CITY OF EUGENE, OREGON
Acting by and through the
Eugene Water & Electric Board

President

I, ANNE M. KAH, the duly appointed, qualified and acting Assistant Secretary of the Eugene Water & Electric Board, do hereby certify that the above is true and exact copy of the Resolution adopted by the Board in its September 6th, 2016 Regular Board Meeting.

Assistant Secretary