

ORDINANCE No. 188285

* Authorize the disposition of two tax parcels located at 1099 SW Blaine Court, Gresham, Oregon for the Bureau of Technology Services (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Technology Services ("BTS") provides critical 800Mhz public safety radio communications services for the City of Portland as well as many government agencies.
2. BTS was authorized through previous Ordinance 184248 ("the Previous Ordinance"), dated November 17, 2010, to acquire real property located at 1127 SW Blaine Court, Gresham, Oregon, to locate a radio communications site. The City of Gresham since re-addressed the Property as 1099 SW Blaine Court, Gresham, Oregon, however the legal description and property tax ID numbers did not change.
3. At the time of the acquisition, three tax parcels ("the Property") were sold together with a common address of 1127 SW Blaine Court. BTS determined only one tax parcel was suitable for the radio site, but the estate of John P. Malcom ("Seller") would not agree to a sale of only the one tax parcel where the City's radio site was to be located.
4. The Previous Ordinance directed assets not required for maintenance and operation of the radio site to be declared as surplus and BTS was authorized to dispose of them as appropriate. Proceeds received as a result of the disposition(s) were to be returned to the Bureau of Technology Services fund to offset the cost of acquisition.
5. BTS reconfirms that the two of the Property's tax parcels identified as Section 16 1S 3E TL 800 1.04 Acres, Tax ID #R340311 ("R340311"), and Section 16 1S 3E TL 700 3.01 Acres, Tax ID #R340300 ("R340300") are not required to sustain the radio site.

NOW, THEREFORE, the Council directs:

- a. The parcels with Tax ID numbers R340311 and R340300 are reaffirmed and declared surplus.
- b. The Chief Administrative Officer, or designee, is authorized to dispose the surplus parcels through sale for the best price, terms and conditions available, or through other reasonable disposition methods including exchange, and to execute all necessary documents required for disposition and conveyance of title, as directed and approved as to form by the City Attorney.
- c. Any proceeds received as a result of disposition of assets shall be returned to the Bureau of Technology Services Fund to offset the cost of acquisition.

Section 2. The Council declares an emergency exists since a delay in the sale agreements and execution of the deeds in a timely manner may cause additional costs to the Bureau of Technology Services; therefore, this ordinance shall be in full force and effect from and after its passage by Council.

Passed by the Council: MAR 22 2017

Mayor Ted Wheeler
Prepared by: Jeff Baer: MBT, KL
Date Prepared: January 2, 2017

Mary Hull Caballero
Auditor of the City of Portland
By


Deputy

271

Agenda No.
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| INTRODUCED BY Commissioner/Auditor: | CLERK USE: DATE FILED <u>MAR 14 2017</u> |
| COMMISSIONER APPROVAL Mayor—Finance & Administration - Wheeler <i>W</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Eudaly | Mary Hull Caballero Auditor of the City of Portland By: <i>Luan Parsons</i> Deputy |
| BUREAU APPROVAL Bureau: OMF CAO: Tom Rinehart Bureau Head: BIBS: Bryant Engle <i>BME</i> | ACTION TAKEN: |
| Prepared by: P. Goble Date Prepared: 2/28/2017 | |
| Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> | |
| Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | |
| City Auditor Office Approval: required for Code Ordinances | |
| City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter | |
| Council Meeting Date 3/22/2017 | |

| AGENDA | FOUR-FIFTHS AGENDA | COMMISSIONERS VOTED AS FOLLOWS: | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|---------------------------------|------|
| TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion) | | YEAS | NAYS |
| CONSENT <input checked="" type="checkbox"/> | 1. Fritz | 1. Fritz <i>✓</i> | |
| REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion) | 2. Fish | 2. Fish <i>✓</i> | |
| | 3. Saltzman | 3. Saltzman <i>✓</i> | |
| | 4. Eudaly | 4. Eudaly <i>✓</i> | |
| | Wheeler | Wheeler <i>✓</i> | |