

ORDINANCE No. 189445

*Authorize the acceptance of a donation of 385 square feet of real property on NE 11th Ave adjacent to Woodlawn Park to be used for park purposes. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. In accordance with the terms and conditions of a Donation Agreement (Agreement) dated January 8, 2019, authorized by Ordinance 180626, Portland Parks & Recreation (Parks) wishes to accept the donation of 385 square feet of real property located on NE 11th Avenue, identified as R311484 (Property).
2. The Property is adjacent to Woodlawn Park and has long been managed as part of Woodlawn Park.
3. Parks has conducted its due diligence on the Property in accordance with the Agreement and finds the condition acceptable.
4. Due diligence and closing costs will be paid with Parks System Development Charge acquisition funds.
5. As the Property is very small and already managed as part of Woodlawn Park, no operations and maintenance funding will be requested.

NOW, THEREFORE, The Council Directs:

- a. The Director of Parks is authorized to execute all closing documents and take all other actions, necessary to close the transaction in accordance with the Agreement and any amendments thereto. All documents will be approved as to form by the City Attorney prior to execution.
- b. The Director of Parks is directed to pay the closing costs to First American Title Company. Such payments shall be made using Parks SDC funds.
- c. The Director of Parks is directed to add the Property to the City's Park inventory.

Section 2. The Council declares that an emergency exists in order to avoid further delay in the acquisition of the Property; therefore, this Ordinance shall be in force and effect from and after its passage by Council.

189445

Passed by the Council: APR 03 2019
Commissioner Fish
Prepared by: Zalane Nunn

Mary Hull Caballero
Auditor of the City of Portland

By
Deputy

A handwritten signature in blue ink, appearing to read "Anderson", written over the word "Deputy".

Agenda No.
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 Title

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| INTRODUCED BY Commissioner/Auditor: Fish | CLERK USE: DATE FILED MAR 26 2019 |
| COMMISSIONER APPROVAL Mayor—Finance & Administration - Wheeler Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Hardesty Position 4/Safety - Eudaly | Mary Hull Caballero Auditor of the City of Portland By: <u>[Signature]</u> Deputy |
| BUREAU APPROVAL Bureau: Parks & Recreation Bureau Head: Adina Long Prepared by: Zalane Nunn Date Prepared: March 15, 2019 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: <u>OK 3/15/19</u> required for contract, code, easement, franchise, comp plan, charter Council Meeting Date April 3, 2019 | ACTION TAKEN: |

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