

ORDINANCE No. 184357

Authorize Lease Agreement with Oregon Yacht Club for property along the Willamette River.
(Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

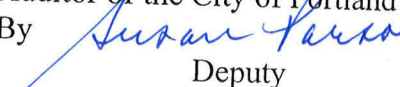
1. Portland Parks & Recreation (Parks) manages property (1S1E14C 300) along the Willamette River (Property).
2. Oregon Yacht Club (OYC), a floating home moorage, holds a Submerged and Submersible Waterway Lease (DSL Lease) from the Department of State Lands (DSL) for the majority of its moorage, but has recently discovered that a portion of the moorage actually fronts the Property.
3. As the upland property owner, the City has the preferential rights to lease the waterway that fronts the Property.
4. OYC has requested that the City obtain a DSL Lease for the waterway that fronts its property and then assign it to OYC, in accordance with DSL regulations.
5. OYC would also like to lease 4,753 square feet of the City's upland Property (Lease) as it has a need for it in connection with operations of the houseboat moorage.
6. Parks has determined that neither the DSL Lease nor the Lease will interfere with current management practices on the Property.
7. OYC and Parks wish to enter into the Lease Agreement, attached as Exhibit A, with an initial term of 15 years that outlines the terms and conditions under which the Property will be leased and the DSL Lease will be obtained and assigned.

NOW, THEREFORE, The Council Directs:

- a. The Commissioner-in-Charge of Portland Parks and Recreation is authorized to execute the Lease Agreement, substantially similar to the attached, and all other documents, including the DSL lease and Assignment of the DSL Lease, that are required by the terms of the Lease Agreement. All documents will be approved as to form by the City Attorney prior to execution.

Passed by the Council:
Commissioner Fish
Prepared by: Zalane Nunn
December 23, 2010

JAN 12 2011

LaVonne Griffin-Valade
Auditor of the City of Portland
By 
Deputy

21 = 53

Agenda No. **184357**
ORDINANCE NO.
 Title

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<p>INTRODUCED BY Commissioner/Auditor: Nick Fish</p>	<p>CLERK USE: DATE FILED <u>DEC 30 2010</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish <i>NF Emily</i></p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p>	<p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: Portland Parks & Recreation Bureau Head: Zari Santner <i>[Signature]</i></p> <p>Prepared by: Zalane Nunn Date Prepared: December 23, 2010</p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date January 5, 2011</p>	<p>ACTION TAKEN:</p> <p>JAN 05 2011 PASSED TO SECOND READING JAN 12 2011 9:30 A.M.</p>
<p><input checked="" type="checkbox"/> City Attorney Approval</p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	