

ORDINANCE No. 184665

*Amend Chart House parking lot lease with Landry's Restaurants to change maintenance responsibilities. (Ordinance; amend Contract No. 22982)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland (City) owns the parking lot located at 5700 SW Terwilliger (Parking Lot). Management of this property has been assigned to the Bureau of Parks & Recreation (Parks).
2. The City and Che, Inc entered into a lease agreement, dated January 2, 1986 (Lease) and authorized by Ordinance 158322, for the use of the Parking Lot by the Chart House. Landry's Restaurants is a successor in interest to Che, Inc. and now holds the Lease.
3. Under the Lease, the tenants installed and maintained various improvements, including planting beds, irrigation, and other landscaping.
4. Parks wishes to take over responsibility for the landscaping in the Parking Lot.
5. Landry's Restaurant is willing to pay Parks a monthly fee for landscaping, in addition to its regular rent.


NOW, THEREFORE, The Council Directs:

a. The Director of Portland Parks & Recreation is authorized to execute a Lease Amendment, substantially similar to the attached and approved as to form by the City Attorney's Office, with Landry Restaurants.

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

Passed by the Council:
Commissioner Fish
Prepared by: Zalane Nunn
June 8, 2011

JUN 15 2011

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

Agenda No.
ORDINANCE NO.
Title

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INTRODUCED BY Commissioner/Auditor: Nick Fish	CLERK USE: DATE FILED <u>JUN 10 2011</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish <i>Nick Fish</i> Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland By: <i>[Signature]</i> Deputy
BUREAU APPROVAL Bureau: Portland Parks & Recreation Bureau Head: <i>Zari Santher</i> Prepared by: Zalane Nunn Date Prepared: June 8, 2011 Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/> Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Council Meeting Date June 15, 2011	ACTION TAKEN:
City Attorney Approval	

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

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	✓	