

ORDINANCE No. 186730

Declare one City owned property at SE Foster Rd and SE 91st Ave as surplus and authorize the Director of the Bureau of Transportation to transfer the property to the Portland Development Commission (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City acquired an 8,409 square foot property at the northeast corner of SE Foster Road and SE 91st Avenue in 2011 as part of the Foster Streetscape Improvement Project to widen and realign the right-of-way and pedestrian corridor along Foster Road and SE 91st Avenue. A revision in the project design rendered a portion of the parcel unnecessary. This remnant property on SE Foster Road is a 2,390 square foot vacant parcel, zoned commercial, described on Exhibit A and depicted on Exhibit B (the "Property").
2. The Portland Bureau of Transportation (PBOT) has no further need or use for this Property, as was determined by the responses to a Memorandum dated November 27, 2013, which had been sent to key PBOT staff. In addition, there was no interest from other City Bureaus in purchasing the Property, based on responses to a Memorandum dated December 16, 2013.
3. The Portland Development Commission (PDC) owns all adjacent property to the east and north and desires to acquire the Property as part of its neighborhood redevelopment plans.
4. Since PDC provided the funding for the purchase of the larger parcel, PBOT will convey the Property to PDC for nominal consideration.
5. PDC approved Resolution 7051 on June 4, 2014 to authorize its Executive Director to accept the Property from PBOT for redevelopment in accordance with the Lents Town Center Urban Renewal Plan.
6. PBOT requests the property now be declared surplus and that PBOT be allowed to convey the property to PDC.
7. It is in the public's best interest that said Property be transferred to PDC to consolidate management and development of the property with PDC's abutting property.

NOW, THEREFORE, the Council directs:

- a. That the following described property is hereby declared surplus:

As described in Exhibit A and depicted on Exhibit B and by this reference made a part hereof. Containing 2,390 square feet, more or less.

- b. That the Director of PBOT is hereby instructed to execute a bargain and sale deed and any and all other documents approved by the City Attorney and required for conveyance of the property's title to the Portland Development Commission.


Section 2. PBOT's Right-of-Way Section will record, at City's expense, the executed deed with Multnomah County Deed Records and return the original recorded document to the Grantee and retain a copy in Right-of-Way File No. 7704.

Passed by the Council, **JUL 23 2014**

Commissioner Steve Novick
Prepared by: Martin Maloney: slg
Date Prepared: June 9, 2014
R/W #7704

LaVonne Griffin-Valade
Auditor of the City of Portland

By


Deputy

763 785

Agenda No.
ORDINANCE NO.

186730

Title

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INTRODUCED BY Commissioner/Auditor: COMMISSIONER STEVE NOVICK	CLERK USE: DATE FILED <u>JUL 11 2014</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick <i>CL</i>	LaVonne Griffin-Valade Auditor of the City of Portland By: <i>[Signature]</i> Deputy
BUREAU APPROVAL Bureau: Bureau of Transportation Interim Group Mgr. Christine Leon Development & Capital Program Other: Greg Jones <i>AB on behalf of CL</i> Prepared by: Martin Maloney: slg Date Prepared: June 9, 2014 <i>JR on behalf of DMC</i>	ACTION TAKEN: JUL 16 2014 PASSED TO SECOND READING JUL 23 2014 9:30 A.M.
Financial Impact & Public Involvement 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"/>	
Council Meeting Date July 16, 2014	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>et</i>	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 5 min (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	<input checked="" type="checkbox"/>	
2. Fish	2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>	
4. Novick	4. Novick	<input checked="" type="checkbox"/>	
Hales	Hales	<input checked="" type="checkbox"/>	