

ORDINANCE No. 18 67 79

*Authorize acquisition of approximately 25 acres of property located between I-84 and I-205 near Rocky Butte from the Oregon Department of Transportation for the future development of the Gateway Green project (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Oregon Department of Transportation (ODOT) owns approximately 25 acres of property (Property) located between I-84 and I-205 near Rocky Butte. ODOT does not need the Property for transportation purposes and has declared the property surplus.
2. For nearly a decade, community members have been working to develop the Gateway Green project that would take the ODOT Property and develop it as a new city park and a regional off-road biking destination.
3. Acquisition of the Property and development of the Gateway Green project is supported by numerous stakeholders, including Metro, Portland Parks & Recreation, ODOT, the City of Maywood Park, and the Friends of Gateway Green, as well as a variety of bicycle, environmental, and neighborhood groups
4. ODOT has agreed to sell the Property to the City for \$19,300, its appraised value, and the City and ODOT have negotiated a Cooperative Improvement Agreement outlining responsibilities for the Gateway Green Project, a Bid Form and Sales Agreement, which provides the terms of the sale, and the Deed. These agreements are attached hereto as exhibits and are collectively referred to as the Agreements.
5. The Director of Parks reports that the Property meets the Parks' System Development Charge (SDC) acquisition guidelines and that there is adequate revenue from the Park SDC to fund the acquisition of the Property.

NOW, THEREFORE, The Council Directs:

- a. The Director of Parks is authorized to execute the Cooperative Improvement Agreement, the Bid Form and Sales Agreement, and the Deed so long as these documents are substantially similar to the attached documents and are approved as to form by the City Attorney.
- b. The Director of Parks is authorized to take any other actions necessary to close the transaction in accordance with the Agreements, including making payment of the purchase price.
- c. The Director of Parks is directed to add the Property to the City's Park inventory upon closing.

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

Passed by the Council: **AUG 27 2014**
Commissioner Fritz
Prepared by: Zalane Nunn

LaVonne Griffin-Valade
Auditor of the City of Portland

By 
Deputy

902

Agenda No.

ORDINANCE NO.

Title

18 67 79

located between I84 and I205 near Rocky Butte

*Authorize acquisition of approximately 25 acres of property from the Oregon Department of Transportation for the future development of the Gateway Green project. (Ordinance)

| | |
|---|---|
| INTRODUCED BY Commissioner/Auditor: Fritz | CLERK USE: DATE FILED <u>AUG 22 2014</u> |
| COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz <i>Amanda Fritz</i> Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick | LaVonne Griffin-Valade Auditor of the City of Portland By: <i>[Signature]</i> Deputy |
| BUREAU APPROVAL Bureau: Parks & Recreation Bureau Head: <i>Mike Abbate</i> Prepared by: Zalane Nunn Date Prepared: August 5, 2014 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 August 27, 2014 | ACTION TAKEN: |
| City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter | |

| |
|---|
| AGENDA TIME CERTAIN <input checked="" type="checkbox"/> Start time: 2:30 pm Total amount of time needed: 30 min. (for presentation, testimony and discussion) |
| CONSENT <input 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 | <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"/> | |