



Commissioner Nick Fish
City of Portland

Date: February 12, 2015

To: Mayor Charlie Hales
Commissioner Amanda Fritz
Commissioner Steve Novick
Commissioner Dan Saltzman

From: Commissioner Nick Fish

Subject: New Surplus Property Policy for Our Utility Bureaus

The Bureau of Environmental Services and Water Bureau have developed a new surplus property policy and new websites. We are scheduled to brief the Council on February 18. This memo provides brief background.

I was assigned BES and Water in June 2013. Shortly thereafter, we learned that a small parcel of land in Southwest Portland (the “Freeman Tank” property) was under contract for sale to a private party. Neighbors from the Multnomah Neighborhood Association shared concerns with me about the bureau’s surplus property policy, including what they viewed as inadequate public notice and engagement.

After researching the issue, I learned that the contract for sale, executed in 2012, was legally binding. Therefore, I did not have the option to cancel the contract without exposing the City to substantial legal liability.

However, we agreed with many of the concerns raised by the community, and committed to work with the Neighborhood Association to strengthen our existing policy.

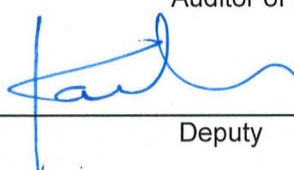
The Council briefing on February 18 will include an overview of the new policy, examples of how it is working in practice, and a preview of surplus properties in the queue.

I understand that the Bureau of Internal Business Services is working on a City-wide surplus policy, incorporating many of these changes. We look forward to that discussion as well.

Agenda No.
REPORT

New Surplus Property Policy for Our Utility Bureaus

Accept report on ~~New Surplus Property Policy for Our Utility Bureaus~~ (Report)

INTRODUCED BY Commissioner/Auditor: Fish	CLERK USE: DATE FILED <u>FEB 13 2015</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish <i>Miaf</i> Position 3/Affairs - Saltzman Position 4/Safety - Novick	Mary Hull Caballero Auditor of the City of Portland By:  Deputy ACTION TAKEN: FEB 18 2015 ACCEPTED
BUREAU APPROVAL Bureau: Commissioner Fish Bureau Head:	
Prepared by: February 10, 2015 Date Prepared: Sonia Schmanski	
Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan	
Council Meeting Date 2/18/2015	

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: 15 (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. Novick	4. Novick	✓
Hales	Hales	✓