

ORDINANCE No. 187710

* Authorize an Intergovernmental Agreement with Multnomah County for removal of reversionary interest on a portion of Lair Hill Park Property and release of reversionary interest at Troutdale Property. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Multnomah County conveyed to the City, by Warranty Deed dated January 10, 1927, and recorded February 27, 1927 at Book 410, Page 1088, in the Official Records of Multnomah County, Oregon, that real property situated in the City of Portland, County of Multnomah, State of Oregon, commonly known as the "Lair Hill Park Property".
2. The County's Warranty Deed restricted the Lair Hill Park Property to public park use only and reserved to the County a reversionary interest.
3. The City wishes to renovate the southeasterly portion of the Lair Hill Park Property (hereinafter "Dormitory Lot"), for City uses without the limitation of a reversionary interest. In order to do so, a partition of the Lair Hill Park Property will be necessary with the portion not partitioned for the Dormitory Lot remaining restricted for public park use.
4. The City conveyed to the County, by Bargain & Sale Deed dated July 27, 1923, and recorded August 7, 1923 at Book 929, Page 291, in the Official Records of Multnomah County, Oregon, the real property situated in the City of Troutdale, County of Multnomah, and State of Oregon, for the purposes of this document, as the "Troutdale Property".
5. The City's Bargain & Sale Deed restricted the Troutdale Property to use for a public purpose and reserved to the City a reversionary interest established by City Ordinance No. 43311, adopted July 27, 1923.
6. The County wishes to sell the Troutdale Property and an adjacent County-owned parcel to a private party for re-development with agriculture, recreational, open space and wetland mitigation uses.
7. While the Lair Hill Park Property is an essential element in the City's park portfolio, the building on Dormitory Lot has been unoccupied since 2001 and has been passively used for storage space since that date.
8. The County and the City agree that it is mutually beneficial to remove the encumbrances created by the respective reversionary interests so that the properties have free and clear title, and the parties will execute an Intergovernmental Agreement for that purpose.

NOW, THEREFORE, the Council Directs:

- a. The Commissioner in Charge of the Bureau of Parks and Recreation, or designee, is authorized to execute an Intergovernmental Agreement, in the form substantially consistent with attached Exhibit A and upon approval to form by the City Attorney, between the City and the Multnomah County, and any other necessary documents related to the Lair Hill Park Property, including amendments to the Intergovernmental Agreement to effectuate the removal of reversionary interests in the identified properties.
- b. The Director of Bureau of Internal Business Services, or designee, is authorized to execute a quit claim deed for the Troutdale Property in the form substantially consistent with Exhibit A, upon approval to form by the City Attorney.
- c. Upon execution of the Intergovernmental Agreement, the Director of the Bureau of Parks and Recreation, or designee, may take reasonable administrative action to commence partition of the Dormitory Lot from the Lair Hill Park Property.

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

Passed by the Council: MAY 04 2016

Mayor Charlie Hales

Prepared by: P. Goble

Date Prepared: April 19, 2016

Mary Hull Caballero

Auditor of the City of Portland

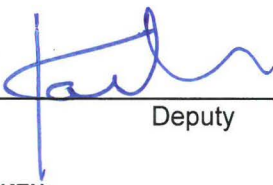
By



Deputy

Agenda No.
Ordinance NO. 187710
 Title

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INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales	CLERK USE: DATE FILED <u>APR 26 2016</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	Mary Hull Caballero Auditor of the City of Portland By:  Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: Fred Miller, CAO <i>Fred Miller</i> Bureau Head: Bryant Engle, Director <i>Bryant Engle</i>	
Prepared by: P.Goble Date Prepared: April 19, 2016	
Impact 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"/>	
City Auditor Office Approval: required for code ordinances <i>City Auditor Office</i>	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date May 4, 2016	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
CONSENT <input checked="" type="checkbox"/> <i>Pulled</i> REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)				
	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"/>	