



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 08/02/10)

Board Clerk Use Only

Meeting Date: 3/3/11
Agenda Item #: R-2
Est. Start Time: 9:35 am
Date Submitted: 2/11/11

Agenda Title: **Approving a Deed for Right of Way Purposes and Temporary Construction Easement to the City of Portland**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	<u>March 3, 2011</u>	Amount of Time Needed:	<u>5 minutes</u>
Department:	<u>Dept. of County Management</u>	Division:	<u>Facilities (FPM)</u>
Contact(s):	<u>Mike Sublett</u>		
Phone:	<u>503-988-4149</u>	Ext.	<u>84149</u>
Presenter Name(s) & Title(s):	<u>MS 274</u>		
	<u>Bob Thomas, FPM Director; Mike Sublett, FPM Strategic Projects</u>		

General Information

1. What action are you requesting from the Board?

Approve a Deed for Right of Way Purposes and Temporary Construction Easement to the City of Portland

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The City of Portland Bureau of Transportation ("City") is implementing the St. Johns Pedestrian and Freight Improvement Project, including work widening the street at the intersection of North Ivanhoe and North St. Louis Streets. The City's project area includes the perimeter of the patient parking lot for the North Portland Health Clinic at 9000 North Lombard Street owned and operated by the Multnomah County.

The City has requested that a perpetual easement be granted for public street and right of way purposes in a portion of real property owned by the County for construction of these public improvements at this location. The area of this proposed perpetual easement is approximately 477 square feet. The City has also requested a "Temporary Construction Easement" (TCE) at this same location to do the Project. The area of the TCE is approximately 138 square feet.

Multnomah County Facilities and Property Management Division staff have worked cooperatively with the City's Bureau of Transportation to negotiate a construction and restoration plan to minimize

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disruption to vital clinic operations. These negotiations resulted in the City undertaking the reconstruction of the County facility's perimeter brick and metal surrounding fence, which work is done under the "City Obligations Agreement" (which is Exhibit C to the TCE) as part of the consideration for the property rights acquired. The public interest is best served by the County's execution of the Deed For Right-Of-Way Purposes and the TCE substantially in conformance with the terms and conditions as set forth in the attached Exhibit 1.

3. Explain the fiscal impact (current year and ongoing).

In addition to the reconstruction of the County fence, the City will also pay a total of \$48,930 for the area of the right-of-away and temporary construction easement. In addition, the compensation will cover the landscape, irrigation, and curb repairs after the fence re-installation.

4. Explain any legal and/or policy issues involved.

The property for the right-of-way and easement was potentially subject to condemnation absent this agreement.

5. Explain any citizen and/or other government participation that has or will take place.

none

Required Signature

Elected Official or
Department/
Agency Director:



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