

## Legislation Details (With Text)

---

**File #:** 23-2      **Version:** 1

**Type:** Action Item      **Status:** Passed

**In control:** City Council

**On agenda:** 1/23/2023      **Final action:** 1/23/2023

**Title:** Agreement for transfer of real property with the State of Oregon.

Ward(s): 2  
Councilor(s): Nishioka  
Neighborhood(s): NESCA  
Result Area(s): Good Governance; Natural Environment Stewardship; Welcoming and Livable Community

**Sponsors:****Indexes:****Code sections:****Attachments:** 1. Lease, 2. Agreement

Date	Ver.	Action By	Action	Result
1/23/2023	1	City Council	approved	Pass

**TO:** Mayor and City Council**THROUGH:** Keith Stahley, City Manager**FROM:** Kristin Retherford, Urban Development Department Director**SUBJECT:**

Agreement for transfer of real property with the State of Oregon.

Ward(s): 2  
Councilor(s): Nishioka  
Neighborhood(s): NESCA  
Result Area(s): Good Governance; Natural Environment Stewardship; Welcoming and Livable Community

**SUMMARY:**

The City of Salem currently operates Geer Community Park via a land lease (Lease) (Attachment 1) with the State of Oregon. Underlying/surrounding property includes the Oregon State Hospital, the Oregon State Penitentiary, and a City-owned former rail spur. State and City staff have come to terms on an agreement (Agreement) (Attachment 2) to transfer various properties and property rights between the parties to allow for fee title ownership of Geer Park by the City (and additional access easements) and State ownership of property where identified.

**ISSUE:**

Shall City Council authorize the City Manager to execute the Agreement with the State of Oregon for transfer of real property?

**RECOMMENDATION:**

Authorize the City Manager to execute the Agreement with the State of Oregon for transfer of real property.

**FACTS AND FINDINGS:**

Key facts of the Agreement are below.

City will acquire the following:

Geer Park and adjacent property (~45 acres) in fee title

Public Easement over northern portion of Park Avenue NE

Pedestrian Access Easement along Recovery Drive NE

State will acquire the following:

Portion of Rail Spur Parcel in fee title

Consideration: No cash

City to complete all land use requirements at its sole cost

City to supply State crossing signal equipment for intersection of Park Avenue NE and Recovery Drive NE (State to install, maintain, and own)

City to complete Crossing Improvements at intersection of Park Avenue NE and Recovery Drive NE

**BACKGROUND:**

Funding for this project will come from Parks System Development Charges. The estimated timeline to complete the project is two years. Estimated costs are \$230,000 (preliminary due to the large amount of title work and property research needed) for the land use work and \$40,000 for the signal crossing equipment.

Clint Dameron  
Real Property Services Manager

**Attachments:**

1. Lease
2. Agreement