

RESOLUTION NO. 2699

Introduced by All Commissioners

A RESOLUTION APPROVING THE SALE OF CERTAIN REAL PROPERTY TO FORT  
STEVENS VFW Post/Auxiliary #10580 (VFW)

WHEREAS, the City of Warrenton owns Lots 23 and 24, Block 22, New Astoria, Warrenton, Clatsop County, Oregon, commonly known as 861 Pacific Drive, Warrenton, OR 97121 (the Property); and

WHEREAS, the Property has been leased by the VFW since December 15, 2022; and

WHEREAS, ORS 221.725 sets forth certain requirements for a city desiring to sell real property, including public notice, a public hearing, and certain disclosures; and

WHEREAS, notice of the proposed sale and public hearing was published in The Astorian on February 1, 2025, consistent with ORS 221.725; and

WHEREAS, the City Commission held a public hearing on this proposed sale on February 11, 2025, at which any resident of the city was given an opportunity to present written or oral testimony, consistent with ORS 221.725; and

WHEREAS, the nature of the proposed sale and the general terms thereof, and evidence of the market value of the Property, are described in this resolution and have been disclosed as required by ORS 221.725; and

WHEREAS, ORS 271.310 sets forth certain additional provisions relating to sale by a city of real property, including those relating to consideration being in the form of cash or real property, and a finding that the public interest may be furthered by the sale; and

WHEREAS, the consideration for the proposed sale is cash, consistent with ORS 271.310; and

WHEREAS, it appears to the City Commission that selling said Property to VFW is necessary or convenient in order to transfer ownership and responsibility for repairs and maintenance of the property to VFW, rather than continue City ownership of land that has been leased by the City since December 15, 2022; and

WHEREAS, after considering all of the information and testimony presented at the public hearing, it appears to the City Commission that the public interest may be furthered by the proposed sale; and

WHEREAS, ORS 271.330(2) permits the City to relinquish title to any of its property to a qualifying nonprofit corporation for the purpose of social services, as defined by ORS 271.330(2); and

WHEREAS, the VFW is a qualifying nonprofit corporation because it is a corporation exempt from federal income taxes under section 501(c)(3) of the Internal Revenue Code and the VFW provides social services because it provides services that include, but are not limited to, education, training, counseling, health and mental health services, and the administrative services to support those social services; and

WHEREAS, on the November 5, 2024, election, pursuant to and in satisfaction of the requirements of the Warrenton City Charter Chapter XI, at least fifty percent of all registered voters within the City cast ballots on the question of whether to convey the Property to the VFW and the majority of those casting a ballot voted yes.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Warrenton that:

City Manager Esther Moberg is hereby authorized to act on behalf of the City Commission and the City of Warrenton to execute a deed and take all other steps necessary and appropriate to effectuate a sale of the property described in Exhibit A, attached hereto and incorporated herein by reference, for consideration of cash in the amount of \$1 (one dollar), subject to a reversionary clause for the benefit of the City in the event the Property is no longer used as a VFW facility.

Adopted by the City Commission of the City of Warrenton this 11 day of February 2025.

This resolution shall take effect immediately upon its passage.

APPROVED

  
Henry A. Balensifer III, Mayor

ATTEST

  
Dawne Shaw, CMC, City Recorder