

## **ORDINANCE No. 184846**

Amend an Intergovernmental Agreement with the Port of Portland for planning services to prepare a West Hayden Island plan and possible annexation proposal and provide for payment (Ordinance; amend Contract No. 30000526)

The City of Portland ordains:

Section 1. The Council finds:

1. Through a series of agreements the City of Portland and the Port of Portland have a long history of cooperative planning to enhance the region's economy and quality of life, protect and conserve natural resources, maintain an adequate supply of marine industrial land, and improve the region's access to national and global markets.
2. West Hayden Island was brought into the urban growth boundary in 1983 for the purpose of satisfying a regional need for marine industrial facilities.
3. The City acknowledges the future importance of West Hayden Island in the bi-state regional economy and its importance in the regional ecosystem and open space network.
4. Metro Title 13, Nature in Neighborhoods, code section 3.07.1330(B)(4)(a) states the City shall develop a district plan in cooperation with the Port of Portland.
5. Anticipating eventual annexation of West Hayden Island, since 1996 the City of Portland has provided planning and zoning services to West Hayden Island through an Intergovernmental Agreement with Multnomah County (Ordinance No. 170585).
6. The City has a critical interest in ensuring that any future urbanization of this site complements the surrounding transportation network and development pattern.
7. The City and the Port of Portland entered into a formal agreement on May 29, 2009, to prepare a long-term vision for West Hayden Island, which included establishment of a Community Working Group (Ordinance No. 182856). That agreement authorized acceptance of funding from the Port of Portland in an amount up to \$440,000 for planning services in Fiscal Year 2009/10.
8. The City and the Port of Portland amended the formal agreement on June 9, 2010 to update and continue the planning of West Hayden Island for the 2010-2011 fiscal year (Ordinance No. 183884). This agreement authorized acceptance of funding from the Port of Portland in an amount up to \$322,000 for planning services.
9. On July 29, 2010, the City Council adopted Resolution No. 36805 to direct the Bureau of Planning and Sustainability to prepare a legislative proposal for annexation of West Hayden Island with the intent to protect at least 500 acres as open space, and identify no more than 300 acres for future deep water marine terminal.

10. Resolution No. 36805 outlined a set of parameters and additional studies that are needed as part of continued planning efforts for West Hayden Island. These items were not anticipated as part of the formal agreement approved under Ordinance No. 183884.
11. The City and the Port of Portland amended and extended the terms of the current agreement and work plan to incorporate additional responsibilities and funding required by Resolution No. 36805 under Ordinance No. 184211. This increased the funding by an additional \$169,000 and extended the completion date of the project to December 2011.
12. The City and the Port of Portland now desire to amend and extend the terms of the current agreement and work plan to incorporate additional funding to support the completion of the additional studies identified under Resolution No. 36805 and to extend the completion date of the project to July 30, 2012. The cost of the additional studies, specifically the concept planning and cost benefit analysis, are higher than originally budgeted for under IGA amendment no. 2 and Ordinance No. 184211. The time extension reflects the time it took to form a new advisory committee and hire consultants.

NOW, THEREFORE, the Council directs:

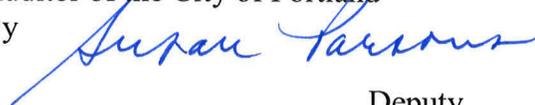
- a. Authorize the Mayor and Auditor to sign an amended intergovernmental agreement (IGA) with the Port of Portland in a form substantially in accordance with the IGA in Exhibit A (including Exhibits 1-3), to provide planning services for West Hayden Island in preparation for possible annexation and adoption of City Comprehensive Plan and zoning designations.
- b. Authorize the Mayor and Auditor to accept additional funding through said agreement from the Port of Portland in the amount of \$190,000 for a total amount of funding from the Port of \$1,121,000.

Passed by the Council, SEP 07 2011

Mayor Sam Adams  
Prepared by: Eric Engstrom  
Date Prepared: August 24, 2011

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By



Deputy

Agenda No.  
**ORDINANCE NO. 184846**  
Title

*Amend*

Authorize a ~~third amendment and extension~~ of an Intergovernmental Agreement with the Port of Portland for planning services to prepare a West Hayden Island plan and possible annexation proposal and provide for payment (Ordinance); *amend Contract No. 30000526*

INTRODUCED BY Commissioner/Auditor: <b>Mayor Sam Adams</b>	CLERK USE: DATE FILED <u>AUG 26 2011</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams	LaVonne Griffin-Valade Auditor of the City of Portland  By: <u><i>Fritz</i></u> Deputy
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	ACTION TAKEN:  <b>AUG 31 2011 PASSED TO SECOND READING</b> <b>SEP 07 2011 9:30 A.M.</b>
BUREAU APPROVAL Bureau: Planning and Sustainability Bureau Head: <i>Susan Anderson</i>	
Prepared by: Eric Engstrom Date Prepared: August 25, 2011	
Financial Impact & Public Involvement 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"/>	
Council Meeting Date <b>August 31, 2011</b>	
City Attorney Approval: <i>KS Beaumont</i> required for contract, code, easement, franchise, comp plan, charter	

**AGENDA**

**TIME CERTAIN**   
Start time: \_\_\_\_\_

**Total amount of time needed:** \_\_\_\_\_  
(for presentation, testimony and discussion)

**CONSENT**

**REGULAR**   
**Total amount of time needed:** \_\_\_\_\_  
(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. Leonard	4. Leonard	✓	
Adams	Adams	✓	