ORDINANCE No.184930

Authorize the Director of the Bureau of Parks & Recreation to execute certain Intergovernmental Agreements or real Property Agreements needed for Parks & Recreation purposes (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Director of Portland Parks & Recreation (Parks) already has the authority, either by City Code or ordinance, to sign certain agreements, such as recreational or non-park use permits, concession agreements, agreements related to community gardens, and certain easements.

2. Each year Parks enters into many other agreements that require City Council authorization. In many cases, these agreements are routine, administrative agreements needed to carry out regular park business, such as renewals to existing contracts, rental agreements with tenants, and intergovernmental service agreements with other agencies. Parks also enters into real property agreements, most typically license or lease agreements, with non-profit groups wishing to use Park property.

3. In many cases, the agreements Parks enters into often have little or no direct costs to Parks and may, in fact, generate revenue and enhance the visitor experience in parks. The authorization granted herein applies to agreements requiring Parks to make payments of $5000 or less to the other party.

4. This authorization granted herein does not apply to agreements subject to Procurement rules, since both intergovernmental and real property agreements are not controlled by standard Procurement regulations.

5.   This ordinance is not intended to supplant or supersede any similar authorization granted, by City Code or another ordinance, to the Director of Parks, the Chief Procurement Officer, or anyone else in the City.

6. By delegating the Director of Parks with the authority to execute intergovernmental and real property agreements, Parks will be able to more efficiently carry out Parks' functions and business.

NOW, THEREFORE, The Council Directs:

a. The Director of Parks is authorized to execute, on behalf of the City, any intergovernmental agreement or real property agreement, including, but not limited to, leases, licenses, permits, easements and amendments and renewals of such agreements; provided that the direct cost to the City does not exceed $5000 annually

and that the agreement is for a Parks purpose. Such agreements may contain indemnification language. All agreements shall be approved as to form by the City Attorney.

Passed by the Council: OCT 1 2 2011
Commissioner Fish
Prepared by: Zalane Nunn
September 21, 2011

LaVonne Griffin-Valade
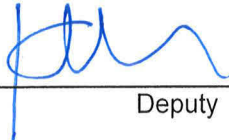Auditor of the City of Portland
By _Susan Parsons_
Deputy

1061 - 1085   √140

Agenda No.
ORDINANCE NO. 1 8 4 9 3 0
Title

Authorize the Director of the Bureau of Parks & Recreation to execute certain intergovernmental agreements or real property agreements needed for Parks & Recreation purposes. (Ordinance)

INTRODUCED BY Commissioner/Auditor: **Nick Fish**	CLERK USE: DATE FILED ___SEP 30 2011___
COMMISSIONER APPROVAL	LaVonne Griffin-Valade Auditor of the City of Portland
Mayor—Finance and Administration - Adams	
Position 1/Utilities - Fritz	By: _____
Position 2/Works - Fish	Deputy
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	**ACTION TAKEN:**
BUREAU APPROVAL	
Bureau: Portland Parks & Recreation Bureau Head: Susan D. Keil	OCT 05 2011 **PASSED TO SECOND READING** OCT 12 2011 9:30 A.M.
Prepared by: Zalane Nunn Date Prepared: 9-13-11	
Financial Impact & Public Involvement Statement Completed ☒ Amends Budget ☐	
Portland Policy Document If "Yes" requires City Policyparagraph stated in document. Yes ☐ No ☒	
Council Meeting Date **October 5, 2011**	
City Attorney Approval	

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	✓	