

## ORDINANCE No. 185128

\*Amend contract with the Institute for Conflict Management, Inc. to provide additional funding and extended facilitation support service for the West Hayden Island Plan and provide for payment (Ordinance; amend Contract No. 30001769)

The City of Portland ordains:

### Section 1. The Council finds:

1. 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 West Hayden Island including, an area plan and related Comprehensive Plan and Zoning changes necessary to annex West Hayden Island into the city. The plan will determine the future land use of that side of the island. The resolution set parameters 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.
2. During the fall of 2010, the Mayor, in consultation with the Bureau of Planning and Sustainability staff, determined that a broader public involvement approach for the next phase of the West Hayden Island planning project was necessary. This approach included appointing a new Advisory Committee to serve in an advisory capacity on the West Hayden Island Project. Their charter states that the members of the Advisory Committee will help ensure that: the project objectives are being met, the project stays on track, the work is done in a transparent way, and the result is within the framework of City Council's Resolution 36805 and is consistent with the Intergovernmental Agreement (IGA) and Work Plan adopted by the City Council and the Port of Portland.
3. On November 12, 2010, the City entered into a \$22,000 Professional, Technical and Expert (PTE) contract with the Institute for Conflict Management, Inc., for professional services related to the facilitation of the Advisory Committee for the West Hayden Island planning process. On April 28, 2011, the contract was amended to provide additional compensation of \$5,500 to cover additional services and meeting attendance provided by the consultant. This additional funding was intended to cover services rendered through June 2011.
4. On May 25, 2011, the contract was amended for a second time to provide additional compensation and add work tasks for the consultant to work with the Advisory Committee beyond the Advisory Committee meetings. Additional time was needed with individual project partners and stakeholders due to the complexity of the issues related to the concept planning and the additional studies that are being done per Resolution No. 36805.
5. Project negotiations have been more intensive than anticipated on this project and the consultant is spending more time conducting meetings between project partners and stakeholders to ensure a transparent process. The City is adding work tasks for the consultant

including the facilitation of additional subcommittee meetings related to mitigation as well as the facilitation of technical work sessions to review studies that are being done per Resolution No. 36805. This additional time beyond the Advisory Committee meetings is needed to ensure a successful and transparent process.

6. The City anticipates that the consultant will need to continue to work with the Advisory Committee through August 2012. The additional cost to conduct more hours of work will be \$30,050, for a cumulative total of \$103,050. Funds are available in the adopted FY 2011-2012 budget for the Bureau of Planning and Sustainability, Cost Center PNCP000001.

NOW, THEREFORE, the Council directs:

- a. The Mayor and Auditor are authorized to execute an amendment to Contract No. 30001769 as described in a form substantially in accordance with Amendment No. 3 attached as Exhibit A.
- b. The Mayor and Auditor hereby are authorized to draw and deliver checks chargeable to the FY 2011-2012 budget for Bureau of Planning and Sustainability when demand is presented and approved by the proper authorities.

Section 2. The Council declares that an emergency exists due to the need for intensive work to continue without interruption. Therefore this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council:

FEB 01 2012

Mayor Sam Adams

Prepared by: Rachael Hoy

Date Prepared: January 18, 2012

**LaVonne Griffin-Valade**

Auditor of the City of Portland

By

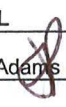

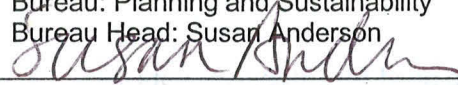



Deputy

881281

Agenda No. 185128  
**ORDINANCE NO.**  
 Title

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INTRODUCED BY Commissioner/Auditor: <b>Mayor Sam Adams</b>	CLERK USE: DATE FILED <u>JAN 27 2012</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams  Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland  By:  Deputy
<b>BUREAU APPROVAL</b> Bureau: Planning and Sustainability Bureau Head: Susan Anderson  Prepared by: Rachael Hoy Date Prepared: January 18, 2012 Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <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>February 1, 2012</b>	ACTION TAKEN:
City Attorney Approval 	

<b>AGENDA</b> <b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/>
<b>REGULAR</b> <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	<input checked="" type="checkbox"/>	
2. Fish	2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>	
4. Leonard	4. Leonard	<input checked="" type="checkbox"/>	
Adams	Adams	<input checked="" type="checkbox"/>	