

ORDINANCE No. 185370

*Authorize commitment to fund operations and maintenance of the South Waterfront Greenway Central District improvements. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. In 2003 Council set goals for the development of the Greenway in the South Waterfront District, that included both community livability and environmental outcomes,
2. The South Waterfront Central District (Greenway) bank improvements have significant benefits to the habitat values of the Willamette River, which achieve both City and federal agency interests.
3. The development of the Greenway improvements will realize the shared vision and efforts of a range of community and agency partners, including Portland Parks & Recreation (PP&R), the Portland Development Commission, the Bureaus of Environmental Services, Planning & Sustainability, and Development Services, the Office of Healthy Working Rivers, TriMet, nearby property owners, neighbors, advocacy groups and a variety of regulatory agencies.
4. City Council authorized an IGA with TriMet, through Ordinance 184855, to accept a contribution of \$1 million towards these Greenway improvements, to construct habitat mitigation as required for their Transit Bridge project, which must be constructed and completed by October 1, 2012 to comply with Tri-Met's project requirements.
5. City Council supported the design and special purchasing conditions to move forward with the Greenway improvements through Ordinances 184388 (addressing design services for the Greenway District) and 184389 (dealing with special Purchasing conditions for the design and construction of the Greenway).
6. This project will make significant strides to reverse the imbalance between shallow water (20%) and deep water (80%) habitat (historically the opposite ratio) in a critical reach of the Willamette River with few other opportunities to make such improvements.
7. In March of 2012, the Director of Parks & Recreation decided to construct the project in two phases. This was due to a shortfall in funding to complete the entire project. Phasing the project will allow construction of the riverbank restoration work this summer and fulfill commitments made in the agreement with Tri-Met. Phase 1 construction to start summer of 2012. Phase 2 construction will include the trail and site improvements between the top of bank and the private development. Phase 2 construction will proceed when funds become available.
8. PP&R wants to be clear about the expected operation and maintenance (O&M) costs for the entire build out of these improvements, even though the work will be phased, so that Council can understand and plan for future expenses. Therefore the operating funds requested in this Ordinance are broken out based on those funds needed

following implementation of Phase I of construction, and those funds that will be needed (using current labor costs) once Phase II is completed.

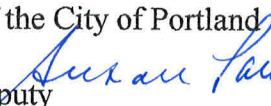
9. Phase 1 O&M will include routine litter removal along the improved bank, vegetation management in the vaults and on the bank, as well as the monitoring required as part of the Permits for this project. One time costs are estimated at \$4,000. The annual cost is estimated at \$55,670.
10. Phase 2 O&M will include one time costs for post construction inspection and start up and annual O&M for maintenance of Phase 1 improvements and all the hard surfaces, site furniture, the bioswale between the bike and pedestrian trails, landscaped beds, irrigation, trees, lawn, and for the provision of Park Ranger. One time costs are estimated at \$13,230. Annual O&M cost when construction is complete are estimated at \$346,800.

NOW, THEREFORE, The Council Directs:

a. The Council acknowledges the need to fund the O&M costs at the time the improvements to the South Waterfront Greenway Central District are completed and authorizes the transfer of the O&M funding for the Greenway, currently estimated at one time cost of \$4,000 and annual cost of \$55,670 for Phase I and the one time costs of \$13,230 and annual costs of \$346,800 after Phase 2 construction, from the General Fund during the budgetary process. Both the O&M estimate and the fiscal year may be adjusted if there is updated information. Council further acknowledges that the ongoing O&M costs are subject to change once the actual improvements and related permit conditions are better understood.

Section 2. The Council declares that an emergency exists so that construction of the Greenway improvements, scheduled to begin in June 2012, are not delayed; therefore, this Ordinance shall be in force and effect from and after its passage by Council.

Passed by the Council: **MAY 30 2012**
 Commissioner Fish
 Prepared by: Liz Moorhead:sd
 May 30, 2012

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

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Agenda No.
ORDINANCE NO. 185370
 Title

*Authorize commitment to fund operations and maintenance of the South Waterfront Greenway Central District improvements. (Ordinance)

INTRODUCED BY Commissioner/Auditor: Fish	CLERK USE: DATE FILED <u>MAY 24 2012</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish <i>Vinf</i> Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland By: <i>Susan Parsons</i> Deputy
BUREAU APPROVAL Bureau: Parks Bureau Head: Mike Abbate <i>Mike Abbate</i> Prepared by: Liz Moorhead Date Prepared: 5/16/2012	ACTION TAKEN:
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 May 30, 2012	
City Attorney Approval	

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: <u>15-20 min for both Greenway Ordinances.</u> (for presentation, testimony and discussion) <i>1 of 2</i>

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