

ORDINANCE NO. 185810

*Authorize an agreement with Portland General Electric Company for cost sharing of remediation costs on the Portland Hydroelectric Project (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland through its Bureau of Hydroelectric Power (BHP) is the owner of the Portland Hydroelectric Project (PHP). Portland General Electric (PGE) through a long term power sales agreement with the City is the PHP's operator.
2. An accidental release of diesel fuel to ground occurred at one of the PHP powerhouses. That release required BHP and PGE immediately to commence joint efforts to identify the extent of the affected area and then to remediate the impact of the release as quickly as possible.
3. Due to the nature of the circumstances associated with the release, the staff of BHP and PGE have agreed to have PGE take immediate actions aimed at remediating this release.
4. BHP staff and PGE have agreed to cost sharing for the remediation work listed within the Cost Sharing Agreement attached as Exhibit A.

NOW, THEREFORE, the Council directs:

- a. That the Water Bureau Administrator is authorized to execute on behalf of the City a Cost Sharing Agreement with Portland General Electric to agree to the division of costs associated with the investigation and subsequent remediation of an accidental release of diesel at the Portland Hydroelectric Project's Powerhouse No. 2 in accordance with the Agreement attached hereto as Exhibit A.
- b. The Mayor and Auditor are hereby authorized to draw and deliver checks chargeable to the Hydropower Operating Fund when demand is presented and approved by the proper authorities.
- c. Amendments to the Cost Sharing Agreement may be agreed to and executed by the Water Bureau Administrator.

Section 2. The Council declares that an emergency exists because of the immediate necessity to remediate the diesel release and protect the environment. Therefore this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, DEC 12 2012

Commissioner Leonard
Frank Galida
November 29, 2012

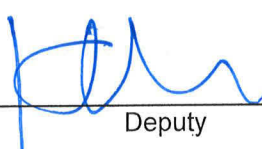
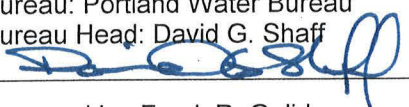
LaVonne Griffin-Valade
Auditor of the City of Portland

By  Deputy

1429 -

Agenda No. **185810**
ORDINANCE NO.
 Title Company

*Authorize an Agreement with Portland General Electric for cost sharing of Remediation Costs on the Portland Hydroelectric Project (Ordinance)

INTRODUCED BY Commissioner/Auditor: Commissioner Leonard	CLERK USE: DATE FILED <u>DEC 07 2012</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman <u>Randy Leonard</u> Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland By: <u></u> Deputy
BUREAU APPROVAL Bureau: Portland Water Bureau Bureau Head: David G. Shaff <u></u>	ACTION TAKEN:
Prepared by: Frank R. Galida Date Prepared: November 29, 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 type="checkbox"/>	
Council Meeting Date <u>December 19, 2012</u> <u>12.12.2012</u>	
City Attorney Approval	

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

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"/>	