

ORDINANCE No. 188107

Authorize the Bureau of Environmental Services to execute an easement with TriMet as part of the Portland to Milwaukie Light Rail: SE Powell Boulevard/16th Avenue Storm Sewer Project No. E10060. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Environmental Services (BES) needs to acquire a sewer easement from Tri-County Metropolitan Transportation District of Oregon (TriMet) for the ongoing operations and maintenance of the sewer facilities constructed under the Portland to Milwaukie Light Rail: SE Powell Boulevard/16th Avenue Storm Sewer Project.
2. BES has designed and constructed the Portland to Milwaukie Light Rail: SE Powell Boulevard/16th Avenue Storm Sewer Project to repair and replace several sewer lines and other related facilities prior to the start of construction of the Portland to Milwaukie Light Rail Project.
3. TriMet requires that the City indemnify them for use of the permanent easement area for any damage caused by the City or its representatives as described in Exhibit 1.
4. The cost of the easement is one dollar and funds are available in the Sewer System Operating Fund, FY 2016-2017 CIP BES Project E10060, Account No. 563300 (permanent asset). BES's level of confidence in the cost estimates for this project is optimal.

NOW, THEREFORE, the Council directs:

- a. The Commissioner-in-Charge is authorized to execute an easement substantially in the form of the attached Exhibit 1 with TriMet, for the purposes described in Section 1.
- b. The Mayor and City Auditor are hereby authorized to pay for the easement from the Sewer System Operating Fund Budget.

Passed by the Council,
Commissioner Nick Fish

NOV 23 2016

Scott Gibson
Oct 7, 2016

WBS E10060 - ord

Mary Hull Caballero
Auditor of the City of Portland

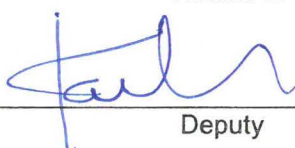
By

Gayla Jennings

Deputy

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 Agenda No.
ORDINANCE NO. 188107
 Title

Authorize the Bureau of Environmental Services to execute an easement with Tri-County Metropolitan Transportation District of Oregon, as part of the Portland to Milwaukie Light Rail: SE Powell Boulevard/16th Avenue Storm Sewer Project No. E10060. (Ordinance)

INTRODUCED BY Commissioner/Auditor: FISH	CLERK USE: DATE FILED <u>NOV 08 2016</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	Mary Hull Caballero Auditor of the City of Portland By:  Deputy
BUREAU APPROVAL Bureau: Environmental Services Bureau Head: Michael Jordan <i>WJR Michael Jordan</i>	ACTION TAKEN: NOV 16 2016 CONTINUED TO NOV 17 2016 2 P.M. NOV 17 2016 PASSED TO SECOND READING NOV 23 2016 9:30 A.M.
Prepared by: Scott Gibson Date Prepared: October 7, 2016	
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"/>	
City Auditor Office Approval:	
City Attorney Approval: <i>BT</i>	
Council Meeting Date 11-16-2016	

AGENDA
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/>
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	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	_____	
Hales	Hales	✓	