

ORDINANCE No. 189623

Authorize the Bureau of Environmental Services to execute an easement with the Port of Portland as part of the NE Airport Way Loop; Vicinity 7300 PH2, Project No. EP464 (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. 1.The Port of Portland ("the Port") is proposing a large-scale renovation at Portland International Airport that will include a new structure for rental cars, a multi-level parking garage, and additional small buildings. These new buildings will require the existing City-owned 18-inch sanitary forcemain to be relocated.
2. The forcemain is located within a City easement on Port property. The previous easement was released and a new easement for the relocated forcemain has been negotiated.
3. Because the Port and the City will both incur a certain amount of risk during the project, mutual indemnification language is appropriate to include in the new easement.
4. Because the relocation will be performed at the request of the Port, there is no direct cost required of the City to relocate the forcemain or to acquire the easement from the Port other than staff labor to negotiate and prepare the easement documentation. Those costs will be charged to the project.
5. The Port will be billed for the City's time on this project and costs will be reimbursed through the public works permit process.
6. The City of Portland will not incur any design or construction costs from the Port's request to relocate the forcemain. Bureau of Environmental Services' level of confidence in the cost estimates for this project is high.

NOW, THEREFORE, the Council directs:

- a. The Director of the Bureau of Environmental Services or designee is authorized to execute an easement substantially in the form of the attached Exhibit 1 with the Port of Portland, for the purpose described in Section 1.

Passed by the Council:
Commissioner Nick Fish

JUL 31 2019

Prepared by: John Daniel Koziol
Date prepared: 4/16/2019

Cost object – EP464 ord

Mary Hull Caballero
Auditor of the City of Portland

By



Deputy

Agenda No. **ORDINANCE NO. 189623**
Title

Authorize the Bureau of Environmental Services to execute an easement with the Port of Portland as part of the NE Airport Way Loop; Vicinity 7300 PH2, BES Project No. EP464. (Ordinance)

INTRODUCED BY Commissioner/Auditor: Fish	CLERK USE: DATE FILED <u>JUL 01 2019</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Wheeler Position 1/Utilities <u>Fritz</u> Position 2/Works <u>Fish</u> Position 3/Affairs - Hardesty Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland By: <u>[Signature]</u> Deputy
BUREAU APPROVAL Bureau: Environmental Services Bureau Head: Michael Jordan <u>[Signature]</u> Prepared by: John Daniel Koziol Date Prepared: 4/16/2019 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: required for Code Ordinances City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <u>[Signature]</u> Council Meeting Date 07/10/2019	ACTION TAKEN: JUL 10 2019 PASSED TO SECOND READING JUL 24 2019 9:30 A.M.

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	<input checked="" type="checkbox"/>
2. Fish	2. Fish	<input checked="" type="checkbox"/>
3. Hardesty	3. Hardesty	<input type="checkbox"/>
4. Eudaly	4. Eudaly	<input checked="" type="checkbox"/>
Wheeler	Wheeler	<input checked="" type="checkbox"/>