

EXHIBIT A

AGREEMENT

PARTIES:

SCHOOL DISTRICT NO. 1, MULTNOMAH COUNTY, 501 N. Dixon
P.O. Box 3107, Portland, Oregon 97208, (School District),

CITY OF PORTLAND, OREGON, 1220 S.W. Fifth Avenue, Portland,
Oregon 97204, (City).

RECITALS:

The City of Portland, through its Office of Planning and Development (OPD), is undertaking a comprehensive neighborhood improvement program in Southeast Portland utilizing Community Development Block Grant (HCD) funds provided by the Department of Housing and Urban Development.

The City, in cooperation with the Buckman Community Association of Southeast Portland, has approved the preparation of development plans by the Portland Community Design Center for the improvement of Buckman School grounds for use by neighborhood residents and school children as part of the City's comprehensive 3-Year Community Development Strategy.

The School District, as owner of all of Blocks 4, 5, 6, and 7 Nicholson's Addition (Buckman School) and the City find it is appropriate and in the public interest, to undertake preliminary improvements identified in the plan approved by the Buckman Neighborhood.

The City and the School District find that the improvements are compatible with both educational and recreational purposes and the principal beneficiaries will be low and moderate income persons who reside in the nearby community.

AGREED:

- (1) The City shall purchase and provide to the School District play equipment valued at \$4,675 and a sum of Three Thousand Seven Hundred Forty-Five Dollars (\$3,745) for site preparation and installation of said equipment on Blocks four through seven, Nicholson's Addition known as Buckman School grounds.
- (2) The School District, in cooperation with the Buckman Neighborhood, will obtain necessary approvals, plan review and permits, and cause to be constructed those preliminary improvements identified in the master plan and agreed upon by the City.

- (3) In consideration for the City's donation of play equipment and construction costs to the School District, the District shall maintain the improvements in accordance with School District standards.
- (4) The School District shall have access to the improvements, but must comply with current (March 1, 1978) rules and regulations governing the Community Development Block Grant Program. Specifically, the rule states the facility (improvements) shall be available to the general public after school hours and on weekends.
- (5) School District agrees to hold harmless, defend and indemnify the City from any and all claims arising out of the use, installation or maintenance of the donated equipment.

DATED this _____ day of _____, 1980.

CITY OF PORTLAND

By _____
Mayor

Approved as to form:

City Attorney

SCHOOL DISTRICT NO. 1
MULTNOMAH COUNTY, OREGON

Approved as to form:

By _____

(Title)

Legal Counsel for
School District No. 1

150157

ORDINANCE NO.

An Ordinance authorizing an agreement in the amount of \$3,745 between the City of Portland and School District No. One, Multnomah County, for recreation improvements at Buckman School, transferring \$8,420 within the Housing and Community Development (HCD) fund, authorizing the drawing and delivery of warrants, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Buckman neighborhood has been identified as park deficient by the Bureau of Parks.
2. Representatives of Buckman Community Association, in cooperation with the Community Design Center, School District No. One and the City's Office of Planning and Development have prepared a plan for improving Buckman School site that will meet recreational and open space needs of the community.
3. The Buckman Community Association has requested HCD funding for the play equipment. Equipment purchase, site preparation and installation will cost \$8,420.
4. The total project amount (\$8,420) should be appropriated from the HCD contingency in the FY 80-81 budget.
5. School District No. One will be responsible for installation, maintenance and supervision of the improvements.
6. This project will help meet the recreation needs of the Buckman community, and is consistent with the City's School/Park Playground Development Policy.

NOW, THEREFORE, the Council directs:

- a. The Mayor and Auditor are hereby authorized to execute an agreement with School District No. One, Multnomah County, for installation of play equipment at Buckman School site; such agreement to be in substantial conformance with the form of agreement attached as Exhibit A and by this reference made a part hereof.

ORDINANCE No.

b. The 1980-81 City budget is amended as follows:

Housing and Community Development Fund

<u>Transfer</u>	<u>From</u>	<u>To</u>
General Operating Contingency BUC 53000011/710	(\$8,420)	
Housing and Community Development Materials and Services BUC 53400311/3019/260		\$3,745
Capital Outlay BUC 53200010/3019/640		4,675
	(\$8,420)	\$8,420

c. The Mayor and Auditor are authorized to draw and deliver warrants on the HCD fund for payments pursuant to this agreement not to exceed \$3,745.

Section 2. The Council declares an emergency exists because installation of play equipment at Buckman School should be substantially complete before the school reopens in September; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council,

AUG 6 1980

Mayor Connie McCreedy
Connie Lively-Trudeau:ct
July 30, 1980

Attest:

Serge J. Gherard
Auditor of the City of Portland

Calendar No. 2800

ORDINANCE No. 150157

Title

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THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Ivancie		
Jordan		
Lindberg		
Schwab		
McCready		

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

INTRODUCED BY
Mayor McCreedy

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration *CM*

Safety

Utilities

Works

BUREAU APPROVAL

Bureau: Office of Planning & Dev.

Prepared By: *Connie Lively* Date: *7/30/80*
Connie Lively-Trudeau

Budget Impact Review:
 Completed Not required

Bureau Head: *CE* *7/30/80*
7/30/80

Consent / Regular

NOTED BY

City Attorney

City Auditor

City Engineer

Filed JUL 31 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND
George Yerovich
Deputy