

## **IMPACT STATEMENT**

**Legislation title:** Authorize the Bureau of Environmental Services (“BES”) to acquire certain permanent and temporary property rights necessary for construction of the Portsmouth Force Main Valve Vault Monitoring Project through the exercise of the City’s Eminent Domain Authority, BES Project E10735. (Ordinance)

**Contact name:** Joe Dvorak

**Contact phone:** 503-865-6447

**Presenter name:** Joe Dvorak, BES Design Division Manager; Lisa Moscinski, BES Project Manager; Kevin Balak, PBOT Right-of-Way Agent

### **Purpose of proposed legislation and background information:**

The purpose of the proposed legislation is to authorize the Bureau of Environmental Services (BES) to acquire a certain permanent property right, as described in Exhibits 1 and 2 necessary for the construction of the Portsmouth Force Main Valve Vault Monitoring Project (the “Project”) through the exercise of the City’s Eminent Domain Authority.

A permanent sewer easement is needed at said property in order to construct and maintain a force main valve vault adjacent to the existing sewer trunk line. The new easement will provide enough room for both construction of and will allow for future maintenance activities of the vault.

### **Financial and budgetary impacts:**

The cost of acquiring the needed property right will be determined by an independent appraisal during the Eminent Domain process. Funds are available in the Sewer System Operating Fund, FY 2021-2022 Budget, Bureau of Environmental Services WBS E10735.

The proposed legislation will not create, eliminate, or re-classify any positions now or in the future. BES Construction Services Division, supported by BES Engineering Services and the design Engineer of Record (EOR), and the Construction Manager, will manage the construction contract.

### **Community impacts and community involvement:**

One property, as depicted in Exhibits 1 and 2 will be affected and will require an easement for a permanent sewer vault. The contract documents will require the Contractor to restore all affected areas that are disrupted along the property.

BES staff has discussed the proposed project with the property owner over the course of the past two years. The property owner appears supportive of the proposed work. Continued outreach will be coordinated by BES Public Involvement and PBOT Right of Way to coordinate schedules, obtain access, and easement to the property.

The City will require the construction contractor to install all traffic control measures where necessary, and, during evenings and other non-work hours the active construction zone will be fenced and secured if not completed within the standard working hours.

We do not anticipate that any individuals or groups will be testifying with regard to this proposed legislation. The specific location for this ordinance is not impacting the general public.