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ORDINANCE No. 183586

*Authorize a Ground Lease Agreement with the Portland Development Commission for a construction staging area related to the Portland Streetcar Loop Project (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. After a competitive process, Stacy and Witbeck, Inc. (SWI) was selected as the Construction Manager/General Contractor for the Portland Streetcar Loop Project.
2. The Portland Bureau of Transportation (PBOT) desires to provide SWI with an area suitable for their use for construction staging of materials and supplies.
3. The Portland Development Commission (PDC) owns a parcel of land, bounded by NW Naito Parkway, NE Multnomah Street, NE 2nd Avenue and NE Holladay Street (One Waterfront Place), that meets those needs.
4. PDC and PBOT have agreed to the terms and conditions by which PDC will lease One Waterfront Place to PBOT, so that PBOT may make it available to SWI.

NOW, THEREFORE, the Council directs:

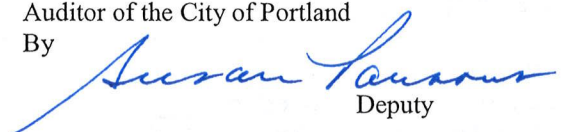
- a. The Council hereby authorizes the Director of the Bureau of Transportation to enter into the Ground Lease Agreement with the Portland Development, substantially in accordance with the agreement attached to the original of this Ordinance.
- b. The Mayor and the City Auditor are hereby authorized to draw and deliver checks payable to the Portland Development Commission, chargeable to the Transportation Operating Fund, Fund 200000, Business Area TR00.
- c. The City's Project Manager is hereby authorized to negotiate, agree to and execute, on behalf of the City, any amendment to the Ground Lease Agreement, which does not increase the maximum compensation.

Section 2. The Council declares an emergency exists because the construction schedule calls for this action to be finalized in a timely manner; therefore, this Ordinance shall be in full force and effect from and after its passage by Council.

Passed by the Council, **MAR 10 2010**

Mayor Sam Adams
Prepared by: Vicky Diede:slg
Date Prepared: February 23, 2010

LaVonne Griffin-Valade
Auditor of the City of Portland
By


Deputy

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Agenda No.
ORDINANCE NO. 183586
 Title

*Authorize a Ground Lease Agreement with the Portland Development Commission for a construction staging area related to the Portland Streetcar Loop Project (Ordinance)

INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: <i>LaVonne Griffin-Valade</i> 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 checked="" type="checkbox"/> Council Meeting Date March 10, 2010 City Attorney Approval	CLERK USE: DATE FILED MAR 05 2010 <i>on behalf of Mayor Adams</i> LaVonne Griffin-Valade Auditor of the City of Portland By: <i>[Signature]</i> Deputy ACTION TAKEN:
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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	<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"/>	