

ORDINANCE No. 183771

* Authorize Intergovernmental Agreement with State of Oregon Department of Energy for federal grant funds through the American Recovery and Reinvestment Act of 2009 for The Portland Building Digital Control Upgrade project. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The American Recovery and Reinvestment Act (ARRA) of 2009 directs states to focus State Energy Program (SEP) funding on energy efficiency and renewable energy. ARRA calls for expanding existing programs approved by the state, directing funds to energy efficiency retrofits of buildings and supporting renewable energy projects. To increase the impact of the stimulus funds, USDOE gives preference to projects with a high degree of leverage or matching funds.
2. ARRA has provided funds to the Oregon Department of Energy for competitive State Energy Program (SEP) grants for energy efficiency and renewable energy projects benefiting local governments. Portland's energy efficiency program for city-owned facilities – the City Energy Challenge – has worked cooperatively with bureau managers to identify energy and renewable energy projects to submit for SEP funding.
3. The Office of Management and Finance has identified the Portland Building Digital Control Upgrade as a capital improvement project that saves energy, reduces carbon emissions, reduces annual maintenance expense and improves the function of the facility.
4. The Oregon Department of Energy has notified the Office of Management and Finance that the Portland Building Digital Control Upgrade project has been approved.
5. The project will include the retrofit of 454 terminal heating and cooling units in the Portland Building from the building's original pneumatic controls to direct digital controls. The enhanced control of the units will decrease building energy use with the use of schedules and temperature setbacks during unoccupied times of the day. Monitoring and comfort control of the temperature zones will be improved as well as a decrease in maintenance resources needed for repairs and problem diagnostics.
6. This project has also applied for additional funding sources from the Energy Trust of Oregon, Oregon Business Energy Tax Credit (BETC) and the ARRA Energy Efficient Community Block Grant (EECBG).
7. In the event it is necessary to amend the framework agreement to accomplish the goals of obtaining ARRA funding, the Mayor is authorized to execute such amendment provided it does not require the City to incur financial obligations.
8. The Bureau of Internal Business Services under the Office of Management and Finance, recommends approval of the Intergovernmental HVAC Controls Upgrade Agreement, substantially in conformance with Exhibit A attached.

NOW THEREFORE, the Council directs:

- a. The Mayor and Auditor are hereby authorized to enter into an Intergovernmental HVAC Controls Upgrade Agreement substantially in conformance with Exhibit A, attached, to accept funds, if awarded, from ODOE, through their application to the federal government, for development and funding of the Portland Building Digital Control Upgrade Project as identified.
- b. The FY 2009/2010 budget is hereby amended as follows:

GRANTS FUND

Fund 217001

Business Area – MF01

Bureau Program Expenses– \$0

- c. The OMF Grants Office is authorized to perform all administrative matters in relation to the grant application, grant agreement or amendments, requests for reimbursement from the grantor, and to submit required online grant documents on the Mayor's behalf.
- d. In the event it is necessary to amend the framework agreement to accomplish the goals of obtaining ARRA funding, the Mayor is authorized to execute such amendment provided it does not require the City to incur financial obligations.

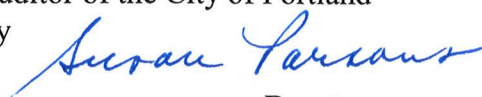
Section 2. The Council declares that an emergency exists because a delay in executing the Intergovernmental HVAC Controls Upgrade Agreement by ODOE's deadline would jeopardize funding for the Portland Building HVAC Controls Upgrade Project; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: MAY 19 2010

Commissioner: Mayor Sam Adams
Prepared by: Ed Newvine:dseaton
Date Prepared: May 7, 2010

LaVonne Griffin-Valade
Auditor of the City of Portland

By


Deputy

680

✓140

Agenda No.
ORDINANCE NO. 183771
 Title

Authorize
 ✓ * **Approve Intergovernmental Agreement with State of Oregon Department of Energy for federal grant funds through the American Recovery and Reinvestment Act of 2009 for The Portland Building Digital Control Upgrade project. (Ordinance)**

INTRODUCED BY
 Commissioner/Auditor
Mayor Adams

CLERK USE: DATE FILED **MAY 14 2010**

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: Internal Business Services
 Bureau Head: Jeff Baer, Director

Prepared by: Ed Newwine:dseaton
 Date Prepared: May 7, 2010

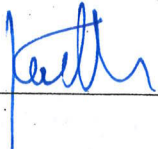
Financial Impact Statement
 Completed ☒ Amends Budget ☐
 Not Required ☐

Portland Policy Document
 If "Yes" requires City Policy paragraph stated
 in document.
 Yes ☐ No ☒

Council Meeting Date
May 19, 2010

✓ City Attorney Approval

LaVonne Griffin-Valade
 Auditor of the City of Portland

By:  Deputy

ACTION TAKEN:

AGENDA

TIME CERTAIN ☐

Start time: _____

Total amount of time needed: _____
 (for presentation, testimony and discussion)

CONSENT ☒

REGULAR ☐

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. Leonard	4. Leonard	✓	
Adams	Adams	✓	