

ORDINANCE No. 184158

*Amend license agreement with Leach Garden Friends (Ordinance; amend Contract No. 53068)

The City of Portland ordains:

Section 1. The Council finds:

1. The Leach Garden Friends is an Oregon non-profit organization with the mission of sustaining, enhancing, and promoting the Leach Botanical Garden and its museum as a unique educational resource for flora, horticulture, botany, and related historical artifacts.
2. Through various agreements since 1984, the Leach Garden Friends have taken on increasing responsibility for the management and operation of the Leach Botanical Garden. On April 9, 2008, the Portland City Council approved ordinance 181741 authorizing the Commissioner in Charge of Parks & Recreation to execute a license agreement with Leach Garden Friends for its continued management and operation of Leach Botanical Garden. License agreement #53068 was executed by both parties and is currently still in effect.
3. Portland Parks & Recreation and Leach Garden Friends now wish to amend the existing license agreement to further clarify the roles and responsibilities of each party.
4. As part of this amendment, Portland Parks & Recreation will make a one-time \$100,000 cash contribution in FY 2010-11 to Leach Garden Friends to continue Leach Garden Friends' management and operation of the Leach Botanical Garden.

NOW, THEREFORE, The Council Directs:

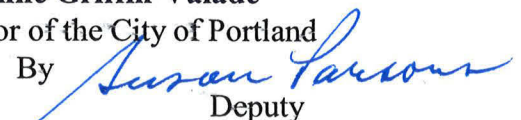
- a. The Director of the Parks and Recreation Bureau is authorized to execute an amendment to the existing license agreement with the Leach Garden Friends for its continued management and operation of the Leach Botanical Garden. Such amendment to the license agreement shall be in a form substantially like the form of agreement attached hereto, as approved as to form by the City Attorney.

Section 2. The Council declares that an emergency exists in order to avoid further delay in the provision of the management and operation of Leach Botanical Garden by Leach Garden Friends; therefore, this Ordinance shall be in force and effect from and after its passage by Council.

Passed by the Council: OCT 13 2010
Commissioner Fish
Prepared by: Todd Lofgren
September 30, 2010

LaVonne Griffin-Valade
Auditor of the City of Portland

By


Deputy

1338

184158

Agenda No.
ORDINANCE NO.
 Title

Friends

*Amend license agreement with Leach Botanical Garden (Ordinance; amend Agreement No. 53068) *Contract*

INTRODUCED BY Commissioner/Auditor: Nick Fish	CLERK USE: DATE FILED OCT 08 2010
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish <i>N. Fish</i> Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland By: <i>[Signature]</i> Deputy
BUREAU APPROVAL Bureau: Portland Parks & Recreation Bureau Head: <i>Zari Santner</i> Prepared by: Todd Lofgren Date Prepared: 9-30-2010 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 10/13/2010	ACTION TAKEN:
City Attorney Approval	

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"/>	