

ORDINANCE No. 184175

*Amend grant agreement with the U.S. Environmental Protection Agency, Region 10 from the American Recover and Reinvestment Act Funding for the National Clean Diesel Funding Assistance Program (Ordinance; amend Grant No. 2A-96095001)

The City of Portland Ordains:

Section 1. The Council finds:

1. On June 4, 2008 by Ordinance No. 181894 Council authorized an application for grant funds from the Environmental Protection Agency (EPA) for the West Coast Collaborative Diesel Emissions Reduction Program. On February 18, 2009 by Ordinance No. 182540, Council accepted the grant from the EPA for upgrades to a portion of City of Portland's and Multnomah County's fleets.
2. The EPA extended the grant program, and on April 15, 2009, by Ordinance No. 182658, the City applied for additional funding on behalf of City of Portland, City of Salem and Multnomah County to retrofit the remainder of their diesel fleet vehicles. On August 12, 2009, by Ordinance No. 183075, City Council accepted additional grant funding from EPA in the amount of \$1,622,348 from the American Recovery and Reinvestment Act Funding for the National Clean Diesel Funding Assistance Program.
3. On August 12, 2009, City Council authorized the City to accept Grant 2A-96095001 from the U.S. Environmental Protection Agency (EPA) from the American Recovery and Reinvestment Act Funding for the National Clean Diesel Funding Assistance Program in the amount of \$1,622,348.
4. The grant provides funds to 1) retrofit diesel fleets for City of Portland, City of Salem, and Multnomah County by purchasing and installing verified emission reduction technologies including diesel particulate filters, partial flow filters and diesel oxidation catalysts; 2) purchase and install fuel operated heaters; and 3) develop a pilot Clean Diesel Contracting Policy for construction contractors working for the City of Portland and Multnomah County.
5. For purposes of the grant, the City established work program deadlines for managing an RFP and contracting process to select vendors for retrofits and installations, identify construction projects to pilot the clean diesel contracting policy, adopt an idle reduction policy for City of Portland vehicles and equipment, finalize grant agreements with the EPA and project partners, award vendor contracts and finalize price agreements, retrofit municipal fleets and contractors' equipment, and complete retrofits and heater installation on Portland, Salem, and Multnomah County fleets by May 2010.

6. Retrofitting devices to be purchased from grant funds have been unavailable from manufacturers and are on back order, thereby delaying work by all three jurisdictional partners. Grant No. 2A-96095001 was scheduled to expire on September 30, 2010.
7. On September 21, 2010, EPA granted an extension and revisions to the work program as follows:
 - a. Extend the project and budget period to June 30, 2011.
 - b. Approve the revised workplan and budget updated on June 21, 2010.
 - c. Change the Program Manager to Michele Crim, Bureau of Planning and Sustainability,
 - d. Update Administrative and Programmatic Conditions.
8. There are no changes to grant funding in the FY 2010-11 budget for this project. The internal number for the project is SD000042.

NOW, THEREFORE, the Council directs:

- a. That the Mayor is authorized to accept an amendment to Grant 2A-96095001 from the U.S. Environmental Protection Agency from the American Recovery and Reinvestment Act Funding for the National Clean Diesel Funding Assistance Program as outlined in a form similar to attached Exhibit A.

Section 2. The Council declares that an emergency exists because the City must respond quickly to the EPA's directive for a revised time period and workplan; therefore, this ordinance shall be in full force and effect from and after its passage by Council.

Passed by the Council: OCT 27 2010

Mayor Sam Adams

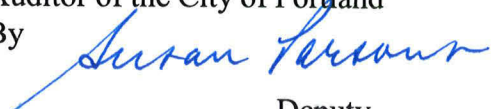
Prepared by: Joan Hamilton

Date Prepared: Sep. 27, 2010

LaVonne Griffin-Valade

Auditor of the City of Portland


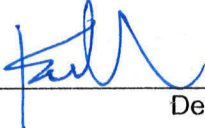
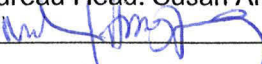

By



Deputy

Agenda No.
ORDINANCE NO. 184175
 Title

*Amend grant agreement with the U.S. Environmental Protection Agency, Region 10, from the American Recover and Reinvestment Act Funding for the National Clean Diesel Funding Assistance Program (Ordinance); amend Grant No. 2A-96095001

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| INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams | CLERK USE: DATE FILED OCT 22 2010 |
| COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams  Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard | LaVonne Griffin-Valade Auditor of the City of Portland By:  Deputy ACTION TAKEN: |
| BUREAU APPROVAL Bureau: Planning and Sustainability Bureau Head: Susan Anderson  Prepared by: Kyle Diesner Date Prepared: Sep. 27, 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 October 27, 2010 | |
| City Attorney Approval  | |

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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"/> <i>ASR</i> REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 5 mins. (for presentation, testimony and discussion) |
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| FOUR-FIFTHS AGENDA | COMMISSIONERS VOTED AS FOLLOWS: | |
|--------------------|---|------|
| | YEAS | NAYS |
| 1. Fritz | 1. Fritz <input checked="" type="checkbox"/> | |
| 2. Fish | 2. Fish <input checked="" type="checkbox"/> | |
| 3. Saltzman | 3. Saltzman <input checked="" type="checkbox"/> | |
| 4. Leonard | 4. Leonard <input checked="" type="checkbox"/> | |
| Adams | Adams <input checked="" type="checkbox"/> | |