

1238
1237

ORDINANCE No. 184259

*Authorize a Ground Lease Agreement with the Portland Development Commission for construction staging related to the SW Moody Avenue 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 SW Moody Avenue 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 SW Water Avenue, SW River Parkway and SW Moody Avenue (Lot 3), that meets those needs.
4. PDC and PBOT have agreed to the terms and conditions by which PDC will lease Lot 3 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 Commission, 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, Project No. T00185.C42.
- 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 the Council.

Passed by the Council,

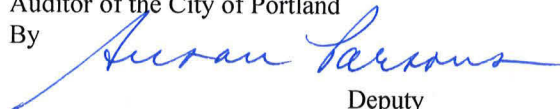
DEC 01 2010

Mayor Sam Adams
Prepared by: Chris Armes: BH:slg
Date Prepared: October 7, 2010

LaVonne Griffin-Valade

Auditor of the City of Portland

By



Deputy

Agenda No. **184259**
ORDINANCE NO.
 Title

*Authorize a Ground Lease Agreement with the Portland Development Commission for construction staging related to the SW Moody Avenue Project (Ordinance)

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| <p>INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>R. Wittmann on behalf of Mayor Adams</i> COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <p>BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: Prepared by: Chris Armes/BH:slg Date Prepared: October 7, 2010</p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date DECEMBER 1, 2010</p> <p>City Attorney Approval</p> | <p>CLERK USE: DATE FILED <u>NOV 23 2010</u></p> <p>LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>Susan Parsons</i> Deputy</p> <p>ACTION TAKEN:</p> |
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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 <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"/> | |