

ORDINANCE No. 184292

*Authorize a Permit and Right of Entry agreement with the Port of Portland to grant City staff access to West Hayden Island (Ordinance)

The City of Portland Ordains:

Section 1. The Council finds:

General Findings

1. On November 3, 2010, by Ordinance 184211, City Council approved an Intergovernmental Agreement between the Bureau of Planning and Sustainability and the Port of Portland for completion of the West Hayden Island Phase II planning project.
2. The West Hayden Island Phase II project provides for planning services related to possible annexation and adoption of City Comprehensive Plan and zoning designations as well as numerous studies to analyze the current status of and potential impacts on wildlife and natural resources on the island.
3. Completion of the Hayden Island Natural Resource Inventory is an important component of the project. The inventory includes documentation of natural resource features on and wildlife use of the island and surrounding Columbia River. Data gathering and monitoring is an early action item for the inventory and must begin in the winter of 2010 to coincide with bird migration.
4. Exhibit A: *Permit and Right of Entry* agreement grants city staff access to West Hayden Island for the purposes of observation and data gathering associated with the inventory and contains an indemnification from the City. The agreement is retroactive to December 1, 2010.

NOW, THEREFORE, the Council directs:

- a. The Director of the Bureau of Planning and Sustainability is authorized to enter into and execute the *Permit and Right of Entry* agreement in a form substantially in accordance with the agreement attached as Exhibit A, for the purpose described in Section 1.

Section 2. The Council declares that an emergency exists because timely execution of the Agreement is required to authorize current work and avoid delays in documenting current migratory waterfowl and other natural resources on West Hayden Island; therefore, this ordinance shall be in full force and effect from and after its passage by City Council.

Passed by the Council: DEC 15 2010

Mayor Adams
Prepared by: M. Brooks
Date Prepared: December 2, 2010

LaVonne Griffin-Valade
Auditor of the City of Portland

By 
Deputy

Agenda No.
ORDINANCE NO. 1842 92
 Title

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<p>INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams</p> <p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration <i>Adams</i></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</p> <p>Bureau: Planning and Sustainability Bureau Head: Susan Anderson <i>Susan Anderson</i></p> <p>Prepared by: Mindy Brooks Date Prepared: Dec. 2, 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 15, 2010</p> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>DEC 10 2010</u></p> <p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</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"/>	