

ORDINANCE NO. 184345

Authorize the Portland Water Bureau to execute grants to fund the Habitat Restoration Project in support of the Bull Run Water Supply Habitat Conservation Plan (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland Water Bureau (PWB) has worked with a partnership of Federal, State, and Local government agencies and non-governmental organizations to develop a Sandy River Basin Salmon Habitat Conservation and Restoration Strategy (Strategy).
2. The Strategy complements and builds on the actions of the PWB's Bull Run Water Supply Habitat Conservation Plan (HCP) approved by City Council on October 1, 2008 through Ordinance No. 182235. The HCP contains a sizeable Habitat Fund from which the City of Portland (City) will expend City funds to improve habitat conditions in the Sandy River Basin.
3. The PWB will enter into an agreement with a selected Federal, State, and Local government agencies or non-governmental organizations to fund salmon habitat restoration projects to increase the productivity of Sandy River Basin salmon and steelhead.
4. The work will advance the City's long-term interest in rebuilding fish stocks in the Sandy River Basin consistent with its commitments in the HCP and shall be renewed through an approved grant application process annually over the next twenty years.
5. The selected agency or non-governmental organization will provide the services to the City, both through its own activities and through contracting with other organizations or persons.
6. All partners receiving grants will be selected in consultation with the HCP Implementation Committee and will be guided by the Sandy River Basin Restoration Strategy. The City and the National Marine Fisheries Service will make the final project selection decisions.
7. The City has created a Habitat Fund of \$9,000,000 which is dedicated to partnership projects as defined in the HCP. Funds granted to partners shall not exceed \$50,000 for FY 2010-11 and will not exceed \$250,000 per year for FY 2011-12 through FY 2029-30. Funds are available in the FY 2010-11 Budget, and will be requested in the FY 2011-12 through 2029-30 Budgets.
8. Funds appropriated for these purposes will be distributed to organizations pursuant to grant agreements or intergovernmental agreements generally similar to the example attached hereto as Exhibit A, subject to alterations appropriate in individual circumstances as approved by the Administrator and the City Attorney's Office.

NOW, THEREFORE, The Council directs:

- a. That the Portland Water Bureau Administrator is authorized to execute and amend on behalf of the City grant agreements or intergovernmental agreements generally similar to the form attached as Exhibit A, with such changes deemed by the Administrator to be appropriate in individual circumstances as approved by the City Attorney's Office.
- b. That the Mayor and Auditor are hereby authorized to draw and deliver checks chargeable to the Water Fund Account 529000, when demand is presented and approved by the proper authorities.

Passed by the Council, JAN 05 2011

Commissioner Leonard
Steve Kucas
November 24, 2010

LaVonne Griffin-Valade
Auditor of the City of Portland

By *Susan Parsons*
Deputy

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<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Commissioner Leonard</p>	<p>CLERK USE: DATE FILED <u>DEC 10 2010</u></p>
<p style="text-align: center;">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 <i>sample</i></p>	<p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p>
<p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: Water Bureau Head: David G. Shaff <i>[Signature]</i></p> <p>Prepared by: Steve Kucas Date Prepared: November 24, 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>ACTION TAKEN: DEC 15 2010 PASSED TO SECOND READING JAN 05 2011 9:30 A.M.</p>

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	✓	