

FINANCIAL IMPACT STATEMENT For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator Sallie Edmunds	2. Telephone No. 503-823-6950	3. Bureau/Office/Dept. Planning and Sustainability
4a. To be filed (date) May 12, 2011	4b. Calendar (Check One) Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> 4/5ths <input type="checkbox"/>	5. Date Submitted to FPD Budget Analyst: May 9, 2011

1) Legislation Title:

*Amend contract with Tetra Tech to provide additional technical services for the River Plan / North Reach and provide for payment (Ordinance; amend Contract No. 38089)

2) Purpose of the Proposed Legislation:

The City Council unanimously adopted the River Plan/North Reach in April 2010. The Plan is currently under appeal but is expected to be presented to City Council for re-adoption once a new Economic Opportunities Analysis is adopted and any other legal issues are resolved.

The River Plan/North Reach requires mitigation for development and redevelopment activities that impact natural resources in the North Reach and directs the City to establish a fee in lieu and a mitigation bank. In November 2010, City Council heard testimony on a document that described how the City would implement the in lieu fees. Several issues were raised that need to be addressed.

This contract amendment will allow the City to refine the document "How to Calculate River Plan / North Reach In Lieu Fees" to address stakeholder concerns and will allow the City to finalize the 30% design for the Swan Island Beaches restoration/mitigation site. A 30% pre-design will improve restoration cost estimates and bring the City closer to development of a mitigation bank. The Office of Healthy Working Rivers has approximately \$13,000 in contracting funds that they have been reserving for this type of River Plan / North Reach implementation.

3) Revenue:

Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If new revenue is generated please identify the source.

This legislation will result in revenue generation in the future in the form of in lieu fees and as mitigation banking credits.

4) Expense:

What are the costs to the City as a result of this legislation? What is the source of funding for the expense? (Please include costs in the current fiscal year as well as costs in future years) (If the action is related to a grant or contract please include the local contribution or match required) The source of funding is in the FY 2010-11 budget for the Office of Healthy Working Rivers, Cost Center ESDR000006, Account 521000.

Staffing Requirements:

5) Will any positions be created, eliminated or re-classified in the current year as a result of this legislation? (If new positions are created please include whether they will be part-time, full-time, limited term or permanent positions. If the position is limited term please indicate the end of the term.) No positions will be created, eliminated or reclassified as a result of this legislation.

6) Will positions be created or eliminated in future years as a result of this legislation?

No positions will be created, eliminated or reclassified as a result of this legislation

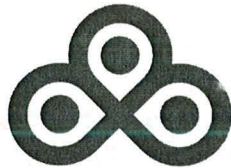
Complete the following section if you are accepting and appropriating a grant via ordinance. This section should only be completed if you are adjusting total appropriations, which currently only applies to grant ordinances.

7) Change in Appropriations Not Applicable

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

Susan Anderson/Michael Armstrong

APPROPRIATION UNIT HEAD (Typed name and signature)



184579

Bureau of Planning and Sustainability
Innovation. Collaboration. Practical Solutions.

MEMORANDUM

To: Mayor Sam Adams

From: Susan Anderson, Director *SA*

Date: May 10, 2011

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1. Ordinance Title: *Amend contract with Tetra Tech to provide additional technical services for the River Plan / North Reach and provide for payment (Ordinance; amend Contract No.38089)

Emergency Ordinance is necessary in order to encumber funds by end of City's Fiscal Year 2010/11.

2. Contact Name, Department, & Phone Number: Sallie Edmunds, 503-823-6950

3. Requested Council Date: May 18, 2011
-

Consent Agenda Item: X or Regular Agenda Item:

Emergency Item (answer below): X or Non- Emergency Item:

If emergency, why does this need to take effect immediately.

This allows for continuity of funding within deadlines set for the end of this fiscal year.

4. History of Agenda Item/Background:

On June 23, 2008, the City entered into a \$54,443.32 Professional, Technical and Expert (PTE) contract with Tetra Tech for professional services related to the River Plan / North Reach's River Restoration Program. The contract was amended on May 29, 2009 for \$13,600 for continued services including development of a crediting method. The contract was amended again on December 16, 2009 for \$25,000 using funds from the Bureaus of Planning and Sustainability and Environmental Services and the Office of Healthy Working Rivers to conduct continued work on the crediting system, the pricing system, and to help develop a City of Portland mitigation certification process. The contract was amended again on May 19, 2010 for \$100,000 to finalize the model to respond to direction from an independent science panel; finalize the cost recovery information that will serve as the basis for the in lieu fees; complete the mitigation banking prospectus and prepare portions of the mitigation banking instrument; and develop 30% design restoration plans for two mitigation sites.

5. Purpose of Agenda Item:

Amend the Professional, Technical and Expert contract with Tetra Tech. This contract amendment will allow the City to refine the document "How to Calculate River Plan / North Reach



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In Lieu Fees" to address stakeholder concerns, and will allow the City to finalize the 30% design for the Swan Island Beaches restoration/mitigation site. A 30% pre-design will improve restoration cost estimates and bring the City closer to development of a mitigation bank.

The River Plan / North Reach requires mitigation for development and redevelopment activities that impact natural resources in the North Reach and directs the City to establish a fee in lieu and a mitigation bank. In November 2010, City Council heard testimony on the "How to Calculate River Plan / North Reach In Lieu Fees" document. Several issues were raised that need to be addressed.

6. Legal Issues:
The City Council unanimously adopted the River Plan/North Reach in April 2010. The Plan is currently under appeal but is expected to be presented to City Council for re-adoption once a new Economic Opportunities Analysis is adopted and any other legal issues are resolved.
7. What individuals or groups are or would be opposed to this ordinance? Supportive?
There are no known individuals or groups that oppose this ordinance. The River Plan / North Reach stakeholders who expressed concerns during a hearing about the cost recovery pricing for the in lieu fee may support this ordinance as the work being conducted with the PTE contract is intended to address their concerns.
8. How Does This Relate to Current City Policies?
This ordinance will help complete actions called for in the River Plan / North Reach.
9. Community Participation:
This contract related to restoration and mitigation activities in the North Reach stems from past planning efforts and adopted reports including the River Plan North Reach and the River Renaissance Vision and Strategy 2000 - 2004. The development of these plans involved a considerable amount of community participation
10. Other Government Participation:
The Bureau of Planning and Sustainability, the Bureau of Environmental Services and the Office of Healthy Working Rivers.
11. Financial Impact:
Funds are contained in budget of the Office of Healthy Working Rivers, Cost Center ESDR000006, Account 521000.

