

## ORDINANCE No. 184686

\*Authorize contracts with Epic Land Solutions Inc. and Kohler Meyers O'Halloran Inc. for on-call natural area land acquisition services (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Environmental Services (BES) requires services for on-call real estate professionals to support the Grey to Green Land Acquisition Program and the Johnson Creek Willing Seller Program.
2. In November of 2007, the Grey to Green Initiative was launched to address principal elements of the *Portland Watershed Management Plan* implementation, which includes acquiring over 400 acres of key natural resource lands from 2008-2013. Priority areas for acquisition that are most critical for watershed health include tributaries, confluences, floodplains, riparian areas, off-channel habitats, seeps, springs, steep slopes, forested areas, wetlands, riverine islands, and special status habitats. In addition, targeted acquisition improves open space connectivity and builds existing habitats by focusing on properties that are contiguous or provide corridors between existing habitats.
3. The Johnson Creek Willing Seller Program provides land acquisition in support of the *Johnson Creek Restoration Plan*, adopted by City Council in 2001. The program purchases flood prone properties within four target locations, allowing property owners to move out of harms way while increasing the Bureau's ability to perform floodplain restoration work that minimizes flooding and increases habitat for Endangered Species Act (ESA) listed species.
4. BES issued a Request for Proposals for these services (RFP #BES112). The evaluation committee evaluated proposals in accordance with Section 5.68 of City Code and selected Epic Land Solutions Inc. and Kohler Meyers O'Halloran Inc.
5. The terms of both contracts are three years with a not-to-exceed amount of \$250,000 each.
6. One of the two selected firms, Epic Land Solutions, is a certified Women Business Enterprise. Neither firm is utilizing subconsultants to perform the work.
7. The established cost is \$500,000. Funds are available in the Sewer System Operating Fund, FY 12 Budget, Bureau of Environmental Services, WBS Elements E08905 and E10040.

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NOW, THEREFORE, the council directs:

- a. The Commissioner of Public Affairs is authorized to execute contracts with Epic Land Solutions Inc. and Kohler Meyers O'Halloran Inc, in substantially the same form as Attachment A, for the purpose and amount described in Section 1.
- b. The Mayor and Auditor are hereby authorized to draw and deliver warrants chargeable to the Sewer System Operating Fund Budget when demand is presented and approved by the proper authority.

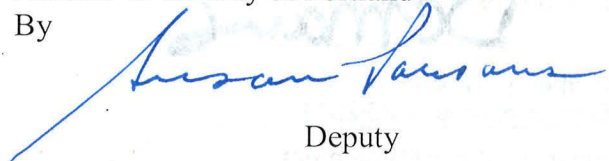
Section 2. The Council declares that an emergency exists because real estate transactions are dependant on BES' timely action to negotiate and conduct transactions to acquire properties, and the Bureau is currently under capacity for negotiations. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **JUN 22 2011**  
Dan Saltzman  
Commissioner of Public Affairs

[Shannah Anderson]  
[April 25, 2011]

WBS Elements E08905 and E10040- ord

**LaVonne Griffin-Valade**  
Auditor of the City of Portland  
By



Deputy

888181

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Agenda No. **184686**  
**ORDINANCE NO.**  
 Title

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<b>INTRODUCED BY</b> Commissioner/Auditor:	CLERK USE: DATE FILED <u>JUN 17 2011</u>
<b>COMMISSIONER APPROVAL</b> 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: <u>[Signature]</u> Deputy
<b>BUREAU APPROVAL</b> Bureau: Environmental Services Bureau Head: Dean Marriott Prepared by: Shannah Anderson Date Prepared: 4/25/2011 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 June 22, 2011	<b>ACTION TAKEN:</b>
<b>City Attorney Approval</b> <u>[Signature]</u>	

<b>AGENDA</b> <b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/>
<b>REGULAR</b> <input checked="" type="checkbox"/> 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	✓	