

## ORDINANCE No. 184855

Accept a grant in the amount of \$1,300,000 and authorize an Intergovernmental Agreement with TriMet for Wetland Mitigation in the Central District (Ordinance)

The City of Portland ordains:

### Section 1. The Council finds

1. Tri-County Metropolitan District of Oregon (TriMet) is planning to construct the Portland-Milwaukie Light Rail Project ("Project"), a 7.3-mile alignment that will connect Portland State University in downtown Portland and north Clackamas County. The Project will consist of ten transit stations and a bridge crossing of the Willamette River.
2. The Project will required placement of rock in shallow water areas to protect against re-suspension of contaminated soils. To mitigate for the impact of the rock placement, TriMet proposes to have 25,500 square feet (sf) of shallow water habitat constructed.
3. TriMet is proposing to provide funding to the City's South Waterfront Central Greenway Project (Greenway Project) for the construction and maintenance of shallow water habitat. TriMet will receive credit for creation of 25,500 sf. of habitat to comply with Project permit conditions.
4. Council approved the South Waterfront Greenway Development Plan in 2004. The development plan includes improving fish and wildlife habitat along the greenway.
5. This Intergovernmental Agreement sets out terms and conditions under which TriMet will provide \$1,000,000 of Project mitigation funds and \$300,000 for maintenance of the mitigation improvements to the City.
6. PP&R will use the \$1,000,000 Project mitigation funds as partial funding for the construction of Greenway Project improvements. These improvements will include shallow water habitat that the TriMet Project will receive credit for and will fulfill the needs of the Greenway Project.
7. PP&R will use the \$300,000 to fund the maintenance of the shallow water habitat in accordance with Project's permit conditions

NOW THEREFORE, The Council directs:

- a. The Mayor is hereby authorized to accept on behalf of the City of Portland a grant from the Tri-Met for the Wetland Mitigation in the Central District in the amount of \$1,300,000.

- b. The Commissioner in Charge of Portland Parks and Recreation to execute an Intergovernmental Agreement with TriMet, in substantially similar form to attached exhibit approved as to form by the City Attorney, and any future amendments thereto.
- c. The FY 2011/2012 budget is hereby amended as follows:

GRANTS FUND

Fund 217

Business Area – PK00

Bureau Program Expenses– \$1,300,000.00

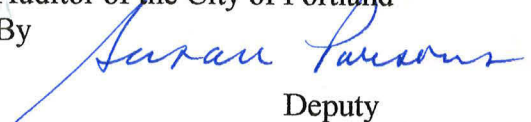
- d. The OMF Grants Office is authorized to perform all administrative matters in relation to the grant application, grant agreement or amendments, requests for reimbursement from the grantor, and to submit required online grant documents on the Mayor's behalf.

Passed by the Council:  
Commissioner Fish  
Prepared by: Lisa Tyler  
August 9, 2011

SEP 07 2011

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


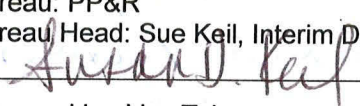
By

  
Deputy

728481

Agenda No.  
**ORDINANCE NO. 184855**  
Title

Accept a grant in the amount of \$1,300,000 and authorize an Intergovernmental Agreement <sup>with</sup> ~~between City of Portland and Tri-County Metropolitan District of Oregon~~ for Wetland Mitigation in the Central District. (Ordinance)

<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Fish</b>	CLERK USE: DATE FILED <u>AUG 26 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:  Deputy
<b>BUREAU APPROVAL</b> Bureau: PP&R Bureau Head: Sue Keil, Interim Dir.  Prepared by: Lisa Tyler Date Prepared: August 9, 2011	<b>ACTION TAKEN:</b>  AUG 31 2011 PASSED TO SECOND READING SEP 07 2011 9:30 A.M.
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input type="checkbox"/>	
Council Meeting Date <b>August 24, 2011</b>	
<b>City Attorney Approval</b>	

<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 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	✓	