

Portland, Oregon

**FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT
For Council Action Items**

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

1. Name of Initiator Scott Gibson		2. Telephone No. 503 -823-7615	3. Bureau/Office/Dept. Environmental Services
4a. To be filed (hearing date): November 16, 2011	4b. Calendar (Check One) Regular Consent 4/5ths <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>		5. Date Submitted to Commissioner's office and FPD Budget Analyst:
6a. Financial Impact Section: <input type="checkbox"/> Financial impact section completed		6b. Public Involvement Section: <input type="checkbox"/> Public involvement section completed	

1) Legislation Title:

Authorize the Bureau of Environmental Services to acquire certain easements and other real property interests necessary for construction of the Eastside Combined Sewer Overflow Communication and Control – Outfall 46 Project No. E10223 through the exercise of the City's Eminent Domain Authority (Ordinance)

2) Purpose of the Proposed Legislation:

To authorize the Bureau of Environmental Services to acquire certain easements and other real property interests necessary for construction of the Eastside Combined Sewer Overflow Communication and Control – Outfall 46 Project No. E10223 through the exercise of the City's Eminent Domain Authority.

3) Which area(s) of the city are affected by this Council item? (Check all that apply—areas are based on formal neighborhood coalition boundaries)?

- | | | | |
|--|------------------------------------|------------------------------------|--------------------------------|
| <input checked="" type="checkbox"/> City-wide/Regional | <input type="checkbox"/> Northeast | <input type="checkbox"/> Northwest | <input type="checkbox"/> North |
| <input type="checkbox"/> Central Northeast | <input type="checkbox"/> Southeast | <input type="checkbox"/> Southwest | <input type="checkbox"/> East |
| <input type="checkbox"/> Central City | | | |

FINANCIAL IMPACT**4) Revenue: Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If so, please identify the source.**

No.

5) 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. If there is a project estimate, please identify the level of confidence.)

It is anticipated that the condemnation process will cost up to \$5,000. The cost of the necessary easements are unknown at this time, but given the limited construction term, relatively minor impact to real property, and proposed restoration measures the easement costs are not expected to exceed \$10,000. Funds are available in the Sewer System Operating Fund, FY 2011-2012 Budget, Bureau of Environmental Services, Project No. E10223, Account No. 563300 (permanent asset) and Account No. 549000 (temporary asset).

6) Staffing Requirements:

- **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.

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

No.

(Complete the following section only if an amendment to the budget is proposed.)

7) Change in Appropriations *(If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Fund Center column if new center needs to be created. Use additional space if needed.)*

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

[Proceed to Public Involvement Section — REQUIRED as of July 1, 2011]

8) Was public involvement included in the development of this Council item (e.g. ordinance, resolution, or report)? Please check the appropriate box below:

- YES:** Please proceed to Question #9.
- NO:** Please, explain why below; and proceed to Question #10.

9) If "YES," please answer the following questions:

a) What impacts are anticipated in the community from this proposed Council item?

Acquiring the easements is necessary for construction of the Outfall 46 Sewer Level Monitoring Project. During construction access to private property will be necessary with the permission of the property owner.

b) Which community and business groups, under-represented groups, organizations, external government entities, and other interested parties were involved in this effort, and when and how were they involved?

Staff has worked directly with the property owner affected by the easement acquisition, including "permit of entry" forms in order to gain permission and access to their property.

c) How did public involvement shape the outcome of this Council item?

Public outreach has given the City the opportunity to address the public's needs regarding private property. Examples would be staging area, access issues, vegetation removal and trimming, and proper appointment timing for both the project preparation and execution.

d) Who designed and implemented the public involvement related to this Council item?

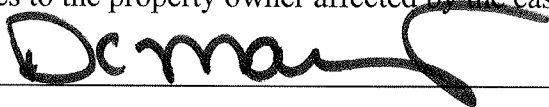
Debbie Caselton, BES Community Outreach

e) Primary contact for more information on this public involvement process (name, title, phone, email):

Debbie Caselton
Community Outreach
503-823-2831
Debbie.Caselton@portlandoregon.gov

10) Is any future public involvement anticipated or necessary for this Council item? Please describe why or why not.

Regular updates to the property owner affected by the easement acquisition will be provided by email and by telephone.



Dean Marriott, Director, Bureau of Environmental Services

APPROPRIATION UNIT HEAD (Typed name and signature)



185017

CITY OF PORTLAND
ENVIRONMENTAL SERVICES



1120 SW Fifth Avenue, Room 1000, Portland, Oregon 97204 ■ Dan Saltzman, Commissioner ■ Dean Marriott, Director

City Council
Agenda Item
Staff Supplemental Report

TO: Commissioner Dan Saltzman
THROUGH: Matt Grumm or Amy Trieu

FROM: Scott Gibson, Principle Engineer for Design Services *Scott*

DATE: October 26, 2011 *Wiley O'By*

RE: Authorize the Bureau of Environmental Services to acquire certain easements and other real property interests necessary for construction of the Eastside Combined Sewer Overflow Communication and Control – Outfall 46 Project No. E10223 through the exercise of the City's Eminent Domain Authority (Ordinance)

Requested Council Hearing Date: November 16, 2011

I. RECOMMENDATION

Authorize the Bureau of Environmental Services to acquire certain easements and other real property interests necessary for construction of the Eastside Combined Sewer Overflow Communication and Control – Outfall 46 Project No. E10223 through the exercise of the City's Eminent Domain Authority (Ordinance)

II. BACKGROUND

The Eastside Combined Sewer Overflow Communication and Control – Outfall 46 Project requires acquisition of certain easements and other real property interests to construct the project.

III. FINANCIAL IMPACT

It is anticipated that the condemnation process will cost up to \$5,000. The cost of the necessary easements are unknown at this time, but given the limited construction term, relatively minor impact to real property, and proposed restoration measures the easement costs are not expected to exceed \$10,000. Funds are available in the Sewer System Operating Fund, FY 2011-2012 Budget, Bureau of Environmental Services, Project No. E10223, Account No. 563300 (permanent asset) and Account No. 549000 (temporary asset).

IV. LEGAL ISSUES

No legal issues to this authorization have been identified.

V. CONTROVERSIAL ISSUES

No controversial issues to this authorization have been identified.

VI. LINK TO CURRENT CITY POLICIES

The project is consistent with BES strategic planning and the BES CIP process.

VII. CITIZEN PARTICIPATION

The City of Portland has worked directly with the owner of the property affected by the easement acquisition, including "permit of entry" forms to gain permission and access to their property.

VIII. OTHER GOVERNMENT PARTICIPATION

Other governmental agencies are not involved with this authorization.

IX. FINANCIAL IMPACT ON LOCAL ECONOMY

IF APPLICABLE, PROVIDE INFORMATION ON ESTIMATED NUMBER OF JOBS CREATED BY THIS ACTION

IF THIS ACTION IS CONTRACT-RELATED, PROVIDE INFORMATION ON M/W/ESB PARTICIPATION (NUMBER AND PERCENTAGE)

- X. IF THIS IS A CONTRACT, DOES CONTRACTOR HAVE A CURRENT BUSINESS LICENSE? ____ WHAT IS THEIR BUSINESS LICENSE NUMBER? ____ IS THEIR ACCOUNT WITH THE CITY CURRENT? ____ IF NOT, HOW MUCH IS OWING? _____