

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. BES/Design Services
4a. To be filed (hearing date): January 25, 2012	4b. Calendar (Check One) Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> 4/5ths <input type="checkbox"/>		5. Date Submitted to Commissioner's office and FPD Budget Analyst:
6a. Financial Impact Section: <input checked="" type="checkbox"/> Financial impact section completed		6b. Public Involvement Section: <input checked="" type="checkbox"/> Public involvement section completed	

1) Legislation Title:

Authorize a contract and provide payment for construction of the East Lents Floodplain Restoration Project - Phase 2, BES Project No. E08464 (Ordinance)

2) Purpose of the Proposed Legislation:

The purpose of the proposed legislation is to authorize a contract with the lowest responsible bidder to construct Phase 2 of the East Lents Floodplain Restoration Project. The project is needed to achieve the following goals identified in the June 2001 Johnson Creek Restoration Plan; mitigation of nuisance flooding, reconnection and restoration of the floodplain, stabilization of stream banks, increase in-stream complexity, and enhance upland and riparian habitat.

Additionally, the project is needed to construct new NE Cooper Street. This new street will provide access to local residents and thus allow removal of the SE 110th Avenue and SE 108th Avenue bridges.

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 type="checkbox"/> City-wide/Regional | <input type="checkbox"/> Northeast | <input type="checkbox"/> Northwest | <input type="checkbox"/> North |
| <input type="checkbox"/> Central Northeast | <input checked="" 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 revenue change will occur.

- 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**.)

The estimated construction cost is \$2,538,622. The level of confidence is high.

Funds are available in the Sewer System Operating Fund, FY 2011-2012 and FY 2012-2013 Budgets, Bureau of Environmental Services, Cost Center, WBS Element E08464, Internal Order.

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 position changes will occur.

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

No position changes will occur.

(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?**

The project is expected to reduce nuisance flooding that currently affects SE Foster Rd and property owners in the area.

About 1000 feet of a new public street, SE Cooper Street, will be constructed to provide access to local residents at the southern end of SE 108th Avenue and SE 110th Avenue.

The bridges over Johnson Creek at SE 106th Avenue, SE 108th Avenue and SE 110th Avenue will be removed and the creek banks reconstructed to improve habitat for fish, birds, and other wildlife.

Additionally, construction impacts are anticipated to include noise, vibration, and possible impacts to traffic.

Upon completion, the project will provide opportunities for public recreation and education by construction of a parking area on SE Foster Rd and public access to the site via a maintenance road on top of the flood storage berms.

- 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?**

Project staff and public outreach staff have involved the surrounding property owners, the Lents Neighborhood Association and the Johnson Creek Watershed Council in the project's design. Public meetings were held in 2007, 2008, 2009, 2010, and 2011. Media events were held in 2010 and 2011. Phase 1 construction, which was completed in October 2011, included frequent notification to residents and businesses via email and postal mail. The same type and frequency of notification to neighbors is anticipated during Phase 2 construction.

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

BES project team members have worked with members of the community, State and Federal agencies, and the staff of other City bureaus throughout the design of the project. Knowledge gained from public involvement efforts informed and influenced the design of the project elements.

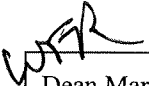
- d) **Who designed and implemented the public involvement related to this Council item?**

Bureau of Environmental Services project staff and public involvement coordinators.

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

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

One or more public meetings will be held prior to the beginning of Phase II construction to inform the community about the project purpose and design, and the anticipated construction impacts. The public will be kept informed of activities during construction via briefings at neighborhood meetings, postal mail, email and the BES website. PI staff will attend project site meetings and meet with the community as needed.

 Dean Marriott, Director, Bureau of Environmental Services


APPROPRIATION UNIT HEAD (Typed name and signature)



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

185130

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

FROM: Scott Gibson *Scott*

Wish RB

DATE: December 27th, 2011

RE: Proposed Ordinance to authorize the award and execution of a construction contract for the construction of Phase 2 of the East Lents Floodplain Restoration Project.

Requested Council Hearing Date: January ²⁵~~18th~~, 2012

I. RECOMMENDATION

Authorize a contract and provide payment for construction of the East Lents Floodplain Restoration Project - Phase 2, BES Project No. E08464 (Ordinance)

II. BACKGROUND

Johnson Creek historically floods SE Foster Road in the vicinity of SE 111th Avenue. The Bureau of Environmental Services Johnson Creek Watershed Group acquired the site for the East Lents Floodplain Restoration Project through the Willing Sellers Program. A FEMA grant has been secured to help fund the project design and construction.

The intent of the project is to redirect high flow water from Johnson Creek that would flood SE Foster Road to a restored floodplain to be constructed in the southwestern portion of the project site.

III. FINANCIAL IMPACT

The estimated construction cost for Phase 2 is \$2,538,622.

Funds are available in the Sewer System Operating Fund, FY 2011-2012 and FY 2012-2013 Budgets, Bureau of Environmental Services, WBS code E08464, Account No. 549000.

IV. LEGAL ISSUES

185130

The property at 6821-6829 SE 112th Avenue has been foreclosed by MidFirst Bank. The bank has been informed of the proposed work on their property and a relationship with the bank is being established.

V. CONTROVERSIAL ISSUES

It is anticipated that removal of the 112th driveway entrance for 6821-6829 SE 112th Avenue onto new SE Cooper Street will not be a controversial issue. What will be constructed will be an improvement over what exists and should benefit property use.

VI. LINK TO CURRENT CITY POLICIES

City Code 17.28.110 Driveways Permits and Conditions paragraph B states: No portion of a driveway, excluding ramps if required, shall be located closer than 25 feet from the corner of a lot where two streets intersect.

Once SE Cooper Street is constructed, the driveway at 6821-6829 SE 112th Avenue will be less than 25 feet from the lot corner that it at the intersection of two streets.

City Code 17.28.110 paragraph F, Revocability of driveway permits, subparagraph.1 states: The City Engineer may revoke any driveway permit or require the modification of any driveway if the area occupied by the driveway is needed for the public convenience.

In accordance with the above mentioned code, for safety reasons, the City Engineer is revoking access for the driveway off of SE 112th Avenue and directing it to be relocated off new SE Cooper Street. Once the work is completed, the new driveway access on SE Cooper Street will meet all applicable codes and construction standards.

VII. CITIZEN PARTICIPATION

No citizen participation is anticipated to complete the work.

VIII. OTHER GOVERNMENT PARTICIPATION

No other government participation is anticipated to complete the work.

IX. FINANCIAL IMPACT ON LOCAL ECONOMY

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

This action by itself will create work for those associated with acquisition of the temporary construction easements, and when Phase 2 of the East Lents Floodplain Restoration Project is awarded to a contractor; work will be created in constructing new driveway improvements.

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? ____