

Portland, Oregon

FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT For Council Action Items

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

1. Name of Initiator Angie Tomlinson	2. Telephone No. 503-823-7858	3. Bureau/Office/Dept. BES/PPS/Env. Compliance
4a. To be filed (hearing date): December 12 2012	4b. Calendar (Check One) <div style="display: flex; justify-content: space-around;"> Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> 4/5ths <input type="checkbox"/> </div>	5. Date Submitted to Commissioner's office and FPD Budget Analyst: November 29 2012
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 an intergovernmental agreement with the Port of Portland to provide for cost sharing of joint National Pollutant Discharge Elimination System Municipal Stormwater permit compliance activities.

2) Purpose of the Proposed Legislation:

Allow the City and Port of Portland to share costs for joint activities related to implementing requirements of the NPDES MS4 Permit. These actions include technical assistance, preparation of compliance reports and related documents, Regional Coalition for Clean Rivers and Streams implementation funding, monitoring, and permit fees.

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 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.

The Agreement provides for annual reimbursement by the Port of Portland of \$42,000.

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*.)

This IGA provides for a cost-savings partnership with the Port of Portland, through which approaches to new permit conditions will be coordinated. The City's costs will be established on an as-needed basis, in accordance with section 5 of the IGA. No costs are anticipated this fiscal year. Based on implementation of a similar provision in the 2007 IGA, over a five-year period, the cost to the City will not exceed \$60,000.

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]

PUBLIC INVOLVEMENT

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.

The Intergovernmental Agreement includes provisions to assist the City and it's co-permittee the Port of Portland comply with requirements of their National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Discharge Permit. As such, the IGA does not affect the public.

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

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

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?

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

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

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.

No. This Council item provides for implementation coordination and cost sharing for permit compliance.



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

185826

City Council
Agenda Item
Staff Supplemental Report

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

FROM: Angie Tomlinson

DATE: December 6, 2012

RE: Intergovernmental Agreement with the Port of Portland

Requested Council Hearing Date:

I. RECOMMENDATION

Authorize updated Intergovernmental Agreement with the Port of Portland to provide cost sharing on National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Discharge permit compliance actions.

II. BACKGROUND

The City of Portland and its co-permittee the Port of Portland (Port), received their renewed NPDES MS4 permit on January 31, 2011. The co-permittees have agreed to establish implementation responsibilities and to cost share on a variety of permit compliance actions. The City and Port last entered into a cost sharing IGA in 2007 that provided for the Port to reimburse the City for monitoring, reporting, and other compliance activities. Since the 2007 agreement was authorized, permit conditions were enacted and monitoring and permit implementation costs have increased. This agreement replaces the existing IGA and establishes updated responsibilities and cost sharing.

III. FINANCIAL IMPACT

The Port will reimburse the City approximately \$42,000 annually. The IGA provides for increasing this amount in response to increases in City costs. The IGA includes provision for the City to cost share with the Port on professional technical services that mutually benefit both co-permittees. The City's cost will be determined in accordance with the provisions of section 5 of the IGA. The 2007 IGA included a similar provision for City cost sharing. Over a five-year period The City's costs were approximately \$60,000.

IV. LEGAL ISSUES

None.

V. CONTROVERSIAL ISSUES

None.

VI. LINK TO CURRENT CITY POLICIES

This action supports implementation of the NPDES MS4 permit, Portland Watershed Management Plan, and the Portland Plan.

VII. CITIZEN PARTICIPATION

None.

VIII. OTHER GOVERNMENT PARTICIPATION

Port of Portland

IX. FINANCIAL IMPACT ON LOCAL ECONOMY

Not applicable.

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? ____

Not applicable.