

**ORDINANCE No. 185884**

\*Authorize an Intergovernmental Agreement with the U.S. Department of Agriculture for Wildlife Damage and Conflict Management (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. In the past, when bridge or other project construction had the potential to affect migratory birds or wildlife, Portland Transportation entered into project specific agreements with the United States Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services (APHIS-WS).
2. APHIS-WS assists with wildlife problems involving urban or natural resources as well as threats to human health and safety. The services are contingent upon a determination by APHIS-WS that such actions are in compliance with the National Environmental Policy Act, Endangered Species Act, and other applicable environmental statutes.
- 3 Utilizing the expertise of this federal agency has helped to reduce the risk of viable migratory bird nests and wildlife habitats that could cause delay to project schedules.
4. APHIS-WS is agreeable to entering into a one year Intergovernmental Agreement for their services for an amount not to exceed \$100,000.
5. Specific task orders will be written and executed for each project under the terms of this agreement.

NOW, THEREFORE, the Council directs:

- a. That the Mayor is authorized to execute an Intergovernmental Agreement with APHIS-WS, substantially in accordance with the agreement attached to the original of this ordinance and by reference, made a part hereof.

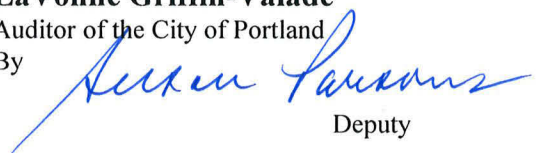
Section 2. The Council declares that an emergency exists because a delay in executing the Intergovernmental Agreement could delay obtaining APHIS-WS services when needed; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **FEB 13 2013**

Mayor Charlie Hales  
Prepared by: Kathryn Levine:slg  
Date Prepared: 1/2/2013

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

By

  
Deputy

Agenda No.  
**ORDINANCE NO.**  
Title

185884

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<b>INTRODUCED BY</b> Commissioner/Auditor: <u>Hales</u>	CLERK USE: DATE FILED <u>FEB 08 2013</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Hales <i>JDA</i> Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland  By: <u><i>[Signature]</i></u> Deputy  <b>ACTION TAKEN:</b>
<b>BUREAU APPROVAL</b> Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: <i>[Signature]</i> Prepared by: Kathryn Levine:slg Date Prepared: January 2, 2013 <i>[Signature]</i>	
<b>Financial Impact &amp; Public Involvement Statement</b> Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
<b>Portland Policy Document</b> If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>Council Meeting Date</b> <b>FEBRUARY 13, 2013</b>	
<b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter	

<b>AGENDA</b>  <b>TIME CERTAIN</b> <input type="checkbox"/> <b>Start time:</b> _____  <b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input checked="" type="checkbox"/>
<b>REGULAR</b> <input type="checkbox"/> <b>Total amount of time needed:</b> _____ (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. Novick	4. Novick	✓	
Hales	Hales	✓	