

ORDINANCE No. 186512

Authorize the Bureau of Environmental Services to execute a Temporary Construction Easement and Permit of Entry with Waverley Country Club as part of the Sellwood-Moreland Sewer Rehabilitation Project No. E10333 for \$19,500 (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Environmental Services has designed the Sellwood-Moreland Sewer Rehabilitation Project to rehabilitate or replace approximately 25,500 feet of deteriorated public sewer in Southeast Portland.
2. The Sellwood-Moreland Sewer Rehabilitation Project requires the acquisition of a Temporary Construction Easement (the "Easement") and a Permit of Entry (the "Permit") from Waverley Country Club in order to complete the project.
3. In exchange for granting the Easement and agreeing to the terms of the Permit, Waverley Country Club has requested indemnification by the City for any damage caused by the City or its representatives.
4. The estimated cost is \$19,500. Funds are available in the Sewer System Operating Fund, FY 2014-2015 Budget, Bureau of Environmental Services Project E10333, Account No. 549000 (temporary non-asset).

NOW, THEREFORE, the Council directs:

- a. The Director of the Bureau of Environmental Services, or his designee, is authorized to execute the Easement substantially in the form of the attached Exhibit 1 with Waverley Country Club for the purpose described in Section 1.
- b. The Director of the Bureau of Environmental Services, or his designee, is authorized to execute the Permit substantially in the form of the attached Exhibit 2 with Waverley Country Club for the purpose described in Section 1.
- c. The Commissioner of Public Works and Auditor are hereby authorized to draw and deliver warrants chargeable to the Sewer System Operating Fund Budget when demand is presented and approved by the proper authority.

Passed by the Council, **MAR 26 2014**
Nick Fish
Commissioner of Public Works

Scott Gibson
February 12, 2014

WBS E10333 - Waverley

LaVonne Griffin-Valade
Auditor of the City of Portland
By

Gayla Jennings

Deputy

Authorize the Bureau of Environmental Services to execute a Temporary Construction Easement and Permit of Entry with Waverley Country Club, as part of the Sellwood-Moreland Sewer Rehabilitation Project No. E10333, \$19,500. (Ordinance)

INTRODUCED BY Commissioner/Auditor: FISH	CLERK USE: DATE FILED MAR 14 2014
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish <i>Mia</i> Position 3/Affairs - Saltzman Position 4/Safety - Novick	LaVonne Griffin-Valade Auditor of the City of Portland By: <i>[Signature]</i> Deputy
BUREAU APPROVAL Bureau: Environmental Services Bureau Head: Dean Marriott <i>[Signature]</i>	ACTION TAKEN: MAR 19 2014 PASSED TO SECOND READING MAR 26 2014 9:30 A.M.
Prepared by: Scott T Gibson Date Prepared: February 12, 2014	
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> <i>SW</i>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
City Auditor Office Approval:	
City Attorney Approval: <i>of</i>	
Council Meeting Date: March 19, 2014	

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