

ORDINANCE No. 186577

*Authorize the Chief Administrative Officer of the City of Portland to enter into amendments to the Rose Quarter Development Agreement and Related Agreements that are administrative in nature. (Ordinance)

The City Council ordains:

Section 1. The Council finds:

1. Through Ordinance No. 165979, the City and Oregon Arena Corporation (OAC), now Portland Arena Management (PAM), entered into the Rose Quarter Development Agreement for the construction of a new multi-purpose arena and related improvements (the Oregon Arena project) on land mostly owned by the City in the vicinity of Veterans Memorial Coliseum (formerly Memorial Coliseum). The Ordinance also authorized the Mayor and the City Auditor to enter into certain Related Agreements, which are defined in Section 3 of the Development Agreement and include, among others, the Arena Lease and Entertainment Complex Lease.
2. During the construction of the Oregon Arena project, the City entered into a number of agreements with OAC to amend the Rose Quarter Development Agreement and Related Agreements. Two ordinances numbered 166433 and 166434 were approved to authorize the Mayor and Auditor to enter into amendments and execute agreements associated with construction and operations. Through Ordinance No. 166666 Council authorized the Executive Director of the Portland Development Commission to enter into technical and clarifying amendments to these agreements to facilitate the timely completion of the project.
3. The Rose Quarter Development Agreement and Related Agreements resulted in the construction of the Rose Garden Arena, now Moda Center, Arena Garage, the Entertainment Complex, East-West public parking garages, and other public improvements.
4. The Portland Development Commission was the lead City agency during the construction phase of the Oregon Arena project, while the Office of Management and Finance (OMF) is the lead City agency for the ongoing management and administration of Rose Quarter facilities and agreements.
5. From time to time, it is necessary to make administrative and clarifying amendments to the Redevelopment Agreement and Related Agreements that do not substantially alter the City's obligations under these agreements.
6. OMF's ability to efficiently complete activities needed for the routine oversight of these facilities will be enhanced if the Chief Administrative Officer (CAO) is authorized to enter into administrative amendments to the Redevelopment Agreement and Related Agreements.

7. It is a more efficient use of City resources to allow the Chief Administrative Officer, or his or her designee, to approve and to execute, on behalf of the City, any such amendment.

NOW, THEREFORE, the Council directs:

- a. The City's Chief Administrative Officer, or his or her designee, is granted authority to act on behalf of the City and to amend the Rose Quarter Development Agreement and Related Agreements provided the amendments are clarifying and administrative in nature and do not substantially alter the City's financial obligations.

Section 2. The Council declares that an emergency exists in order for the City to be timely and responsive to our partners and expeditiously proceed in completing certain administrative amendments to the Rose Quarter Development Agreement and Related Agreement. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council:

MAY 21 2014

Mayor Charlie Hales
Prepared by: Susan Hartnett
Date Prepared: May 5, 2013

LaVonne Griffin-Valade

Auditor of the City of Portland

By



Deputy

Agenda No. **186577**
ORDINANCE NO.
 Title

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<p>INTRODUCED BY Commissioner/Auditor: Mayor Charlie Hales</p> <p>COMMISSIONER APPROVAL <i>[Signature]</i> Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Novick</p> <p>BUREAU APPROVAL Bureau: OMF Bureau Head: Fred Miller <i>[Signature]</i></p> <p>Prepared by: Susan Hartnett Date Prepared: May 5, 2014</p> <p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: <i>[Signature]</i> required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date May 21, 2014</p>	<p>CLERK USE: DATE FILED <u>MAY 16 2014</u></p> <p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> _____ Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

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	✓	