

ORDINANCE No. 186579

Authorize the Bureau of Environmental Services to execute a Temporary Construction Easement with Peninsula Drainage District No. 2, as part of the Schmeer Pump Station Upgrade Project No. E07448. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Environmental Services has designed the Schmeer Pump Station Upgrade Project to improve the pump station's reliability and reduce ongoing maintenance expenses.
2. The Schmeer Pump Station Upgrade Project requires the acquisition of a Temporary Construction Easement (the "Easement") from Peninsula Drainage District No. 2 ("District") in order to complete the project.
3. As part of the District's agreement to grant the Easement for no compensation, the District's Board of Supervisors has requested indemnification by the City for any damage caused by the City or its representatives, including reasonable attorney fees.
4. The Easement is being donated by the District, and the Easement is being acquired at no cost to the City. It is in the public's interest that the City acquire the Easement as negotiated with the District.

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 the District, for the purpose described in Section 1.

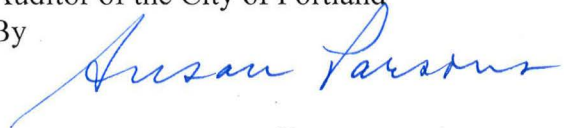
Passed by the Council,
Commissioner Nick Fish

MAY 21 2014

Scott Gibson
April 15, 2014

WBS E07448 - ord

LaVonne Griffin-Valade
Auditor of the City of Portland
By

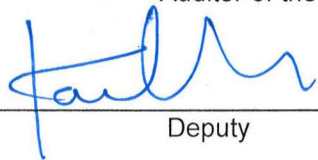
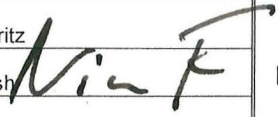
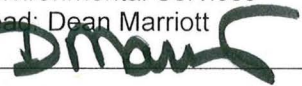




Deputy

481 463

Agenda No.
ORDINANCE NO. 186579
Title

Authorize the Bureau of Environmental Services to execute a Temporary Construction Easement with Peninsula Drainage District No. 2, as part of the Schmeer Pump Station Upgrade Project No. E07448. (Ordinance)

INTRODUCED BY Commissioner/Auditor: FISH	CLERK USE: DATE FILED <u>MAY 09 2014</u>
COMMISSIONER APPROVAL	LaVonne Griffin-Valade Auditor of the City of Portland
Mayor—Finance and Administration - Hales	By: <u></u> Deputy
Position 1/Utilities - Fritz	
Position 2/Works - Fish <u></u>	
Position 3/Affairs - Saltzman	
Position 4/Safety - Novick	
BUREAU APPROVAL	ACTION TAKEN:
Bureau: Environmental Services Bureau Head: Dean Marriott <u></u>	MAY 14 2014 PASSED TO SECOND READING MAY 21 2014 9:30 A.M.
Prepared by: Scott Gibson Date Prepared: April 15, 2014	
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> <u></u>	
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: <u></u>	
Council Meeting Date May 14, 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	<input checked="" type="checkbox"/>	
2. Fish	2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>	
4. Novick	4. Novick	<input checked="" type="checkbox"/>	
Hales	Hales	<input checked="" type="checkbox"/>	