

ORDINANCE No. 186861

*Authorize revenue-generating Revegetation Sponsorship Agreement in the amount of \$144,093 with Colwood Industrial Park, LLC for vegetation management services at Colwood Golf Course Mitigation site. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. As a result of permits associated with the forthcoming industrial development, Colwood Industrial Park, LLC is required to implement habitat restoration and enhancement work on over 20 acres of natural area at the Colwood site, on both City property and private property.
2. The City of Portland Bureau of Environmental Services Watershed Revegetation Program is a regional expert in native vegetation management and habitat restoration in the Columbia Slough watershed.
3. It is in the best interest of both parties for the City of Portland Bureau of Environmental Services Watershed Revegetation Program to perform the required work.
4. This agreement allows Colwood Industrial Park, LLC (a subsidiary of Trammell Crow Company) to reimburse the Watershed Revegetation Program for all costs to install and maintain a portion of the required mitigation plantings for 5 years.
5. This agreement requires the City to hold Colwood Industrial Park, LLC harmless from negligence or intentional misconduct of the City's contracted work crews except to the extent that such claims arise from the negligence or intentional misconduct of Colwood Industrial Park, LLC.
6. The estimated cost is \$144,093. Funds from Colwood Industrial Park, LLC will reimburse BES vegetation management costs. Receiving cost object is ESEN000023.

NOW, THEREFORE, the Council directs:

- a. The Commissioner in Charge is authorized to execute an agreement with Colwood Industrial Park, LLC, for the purpose described in Section 1, in the amount of \$144,093, and to execute any amendments thereto.
- b. The Mayor 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.

Section 2. The Council declares that an emergency exists because of the time sensitive nature of vegetation management work. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council,
Commissioner Nick Fish **OCT 22 2014**

Scott T. Gibson
October 2, 2014
ESEN000023- ord

LaVonne Griffin-Valade
Auditor of the City of Portland

By

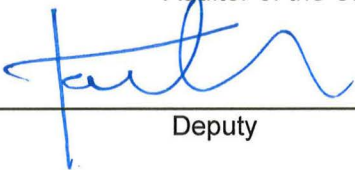
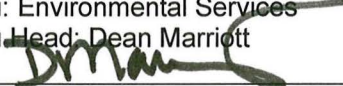

Gayla Jennings

Deputy

Agenda No.
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 Title

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INTRODUCED BY Commissioner/Auditor: FISH	CLERK USE: DATE FILED <u>OCT 17 2014</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales 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: _____ Deputy
BUREAU APPROVAL Bureau: Environmental Services Bureau Head: Dean Marriott 	ACTION TAKEN:
Prepared by: Scott T. Gibson, PE Date Prepared: October 2, 2014	
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
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: 	
Council Meeting Date October 22, 2014	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: <u>5</u> (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	<input checked="" type="checkbox"/>	
2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	<input checked="" type="checkbox"/>	
4. Novick	<input checked="" type="checkbox"/>	
Hales	<input type="checkbox"/>	<input type="checkbox"/>