

# ORDINANCE No. 186989

\*Authorize the Bureau of Environmental Services to execute easements with Tualatin Hills Park and Recreation District, as part of the SW 86<sup>th</sup> Avenue Pump Station and Appurtenances Project No. E09051. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Environmental Services has designed the SW 86<sup>th</sup> Avenue Pump Station and Appurtenances Project to significantly increase the pumping capacity of the Fanno Creek Basin sewer system in order to meet projected flow demands.
2. The SW 86<sup>th</sup> Avenue Pump Station and Appurtenances Project requires the acquisition of certain permanent and temporary easements from Tualatin Hills Park and Recreation District (THPRD) to complete the project.
3. THPRD requires that the City indemnify them for use of the permanent and temporary easement areas for any damage caused by the City or its representatives.
4. The estimated cost is \$2,600. Level of confidence is high. Funds are available in the Sewer System Operating Fund, FY 2014-2015 Budget, Bureau of Environmental Services Project E09051, Account No. 563300 (permanent asset) and 549000 (temporary non-asset).
5. The estimated cost for the design and implementation of the items required by the Obligations Agreement with THPRD is \$106,000. Funds are available in the Sewer System Operating Fund Budget for Project E09051.

NOW, THEREFORE, the Council directs:

- a. The Director of the Bureau of Environmental Services, or his designee, is authorized to execute easements substantially in the form of the attached Exhibits 1 and 2 with THPRD, for the purpose described in Section 1.
- b. 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.

Section 2. The Council declares that an emergency exists because delay in execution of the required easements at this location may result in a delay of construction and impact the overall project completion. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

186989

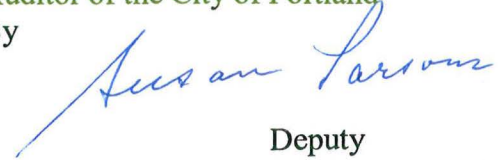
Passed by the Council,  
Commissioner Nick Fish JAN 28 2015

Scott Gibson  
January 6, 2015

E09051

**Mary Hull Caballero**  
Auditor of the City of Portland

By

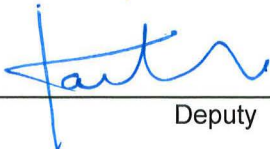


Deputy

Agenda No. **186989**  
**ORDINANCE NO.**

Title

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<p><b>INTRODUCED BY</b> Commissioner/Auditor: <b>Commissioner Fish</b></p>	<p>CLERK USE: DATE FILED <u>JAN 23 2015</u></p>
<p><b>COMMISSIONER APPROVAL</b></p> <p>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 style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By:  Deputy</p>
<p><b>BUREAU APPROVAL</b></p> <p>Bureau: Environmental Services Bureau Head: James Hagerman</p> <p>Prepared by: Scott Gibson Date Prepared: January 6, 2015</p> <p>Financial Impact &amp; 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><b>City Auditor Office Approval:</b></p> <p><b>City Attorney Approval:</b></p> <p>Council Meeting Date <b>February 4, 2015</b> <u>January 28</u></p>	<p><b>ACTION TAKEN:</b></p>

<p style="text-align: center;"><b>AGENDA</b></p> <p><b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____</p> <p><b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)</p> <p><b>CONSENT</b> <input checked="" type="checkbox"/></p> <p><b>REGULAR</b> <input type="checkbox"/> <b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 33%;">FOUR-FIFTHS AGENDA</th> <th colspan="2">COMMISSIONERS VOTED AS FOLLOWS:</th> </tr> <tr> <th></th> <th>YEAS</th> <th>NAYS</th> </tr> <tr> <td>1. Fritz</td> <td>1. Fritz <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>2. Fish</td> <td>2. Fish <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>3. Saltzman</td> <td>3. Saltzman <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>4. Novick</td> <td>4. Novick <input checked="" type="checkbox"/></td> <td></td> </tr> <tr> <td>Hales</td> <td>Hales <input checked="" type="checkbox"/></td> <td></td> </tr> </table>	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"/>	
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