

# ORDINANCE No. 187165

Delegate authority for the periodic disposition of used artificial turf to the Chief Administrative Officer and approve 2014 donations of turf from Providence Park. (Ordinance, amend Code Chapter 5.36)

The City of Portland ordains:

Section 1. The Council finds:

1. The City owns the stadium currently known as Providence Park. Peregrine Sports, LLC operates the stadium in accordance with the Stadium Operating Agreement with an effective date of March 10, 2010, and amended on March 6, 2014.
2. To meet the performance requirements of Major League Soccer, the artificial turf playing surface used at Providence Park is anticipated to be replaced every two to three years depending on performance standards and testing results. Though it is no longer suitable for Major League Soccer, the turf being removed still has a usable life for other recreational uses.
3. As an integral physical part of the stadium, the artificial turf is a City asset and must be disposed in accordance with City Code Chapter 5.36.010, Disposition of Surplus Property.
4. City Commissioners have expressed interest in extending the life of the City's investment in artificial turf by donating the used turf to community agencies and organizations for reuse, particularly in youth-oriented recreational installations.
5. When the first turf replacement project under the 2010 Stadium Operating Agreement occurred at Providence Park in December 2013, it was important to act quickly because of the short construction window between event seasons. At the direction of City Commissioners, Office of Management and Finance staff worked with the Portland Timbers to donate the used turf to several community organizations. That donation effort is summarized in Exhibit A.
6. City Code Chapter 5.36.010, Disposition of Surplus Property requires City Council authorization for donation of individual or aggregate property with current market values of more than \$5,000. Council authorization of the used turf donations made in 2014 is required.
7. While the City's desire is to donate the turf to community agencies and organizations for reuse, there are many challenges involved with reusing turf. These challenges include significant transportation and storage costs, technical installation challenges, lack of manufacturer warranties on the turf, and a narrow timeframe in which the turf must be collected from Providence Park. If suitable recipients for the turf cannot be identified, recycling is typically the most cost-effective and environmentally-friendly method of disposal.

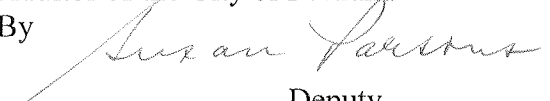
8. It is desirable to delegate authority for future turf disposition by donation or recycling to the Chief Administrative Officer as it will allow the City to respond quickly and efficiently when the turf is replaced in the future. An amendment to City Code Chapter 5.36.010 is required to delegate this specific, limited authority.
9. It is desirable for the City to have an established process for future turf disposition. An Office of Management and Finance administrative rule similar to that outlined in Exhibit B will be adopted by the Chief Administrative Officer to guide future turf disposition efforts.

NOW, THEREFORE, the Council directs:

- a. Approval of the turf donations made in 2014 as described in Exhibit A.
- b. City Code Section 5.36.010 is amended by adding the following new section:
  - I. Artificial Turf: The Chief Administrative Officer (CAO) is authorized to donate or arrange for recycling of artificial turf from City-owned spectator facilities when such turf no longer meets venue performance standards. The CAO shall comply with the provisions of this Section for all other means of disposing of the artificial turf.
- c. The Chief Administrative Officer to establish a disposition procedure for used artificial turf similar to that outlined in Exhibit B.

Passed by the Council: JUN 10 2015  
Commissioner Mayor Hales  
Prepared by: Karl Lisle  
Date Prepared: May 14, 2015

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

  
Deputy

1140

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Agenda No.  
**ORDINANCE NO. 187165**  
 Title

Delegate authority for the periodic disposition of used artificial turf to the Chief Administrative Officer and approve 2014 donations of turf from Providence Park. (Ordinance, amend Code Chapter 5.36)

<p style="text-align: center;">INTRODUCED BY          Commissioner/Auditor:  <b>Mayor Hales</b></p>	<p>CLERK USE: DATE FILED <u>MAY 29 2015</u></p>
<p style="text-align: center;"><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;">Mary Hull Caballero          Auditor of the City of Portland</p> <p>By:  _____          Deputy</p>
<p style="text-align: center;"><b>BUREAU APPROVAL</b></p> <p>Bureau: OMF          Bureau Head: Fred Miller <i>Fred Miller</i></p>	<p><b>ACTION TAKEN:</b></p> <p style="font-size: 1.2em; font-weight: bold;">JUN 03 2015 PASSED TO SECOND READING JUN 10 2015 9:30 A.M.</p>
<p>Prepared by: Karl Lisle          Date Prepared: May 14, 2015</p>	
<p>Impact Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>Portland Policy Document          If "Yes" requires City Policy paragraph stated in document.</p> <p>Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p><input checked="" type="checkbox"/> <b>City Auditor Office Approval:</b>          required for Code Ordinances <i>Toni</i></p>	
<p><input checked="" type="checkbox"/> <b>City Attorney Approval:</b>          required for contract, code, easement, franchise, comp plan, charter <i>BA</i></p>	
<p>Council Meeting Date  <b>June 3, 2015</b></p>	

**AGENDA**

**TIME CERTAIN**

Start time: \_\_\_\_\_

**Total amount of time needed:** \_\_\_\_\_  
 (for presentation, testimony and discussion)

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**CONSENT**

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**REGULAR**

**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"/>	