

ORDINANCE NO. 187601

Authorize the Water Bureau to execute a Collection Agreement with the U. S. Forest Service for \$200,000 to fund juvenile fish monitoring activities required by the Bull Run Water Supply Habitat Conservation Plan (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Water Bureau has worked with a partnership of federal, state, local government agencies and non-governmental organizations called the Sandy River Basin Partners to develop the Bull Run Water Supply Habitat Conservation Plan (HCP).
2. The HCP was approved by City Council through Ordinance No. 182235 and was formally approved by the National Marine Fisheries Service in April 2009. The HCP was created to bring the City of Portland (City) in compliance with the Endangered Species Act and the Clean Water Act for impacts due to operating the water supply facilities in the Bull Run watershed.
3. The HCP is a 50-year plan to protect and improve aquatic habitat in and around the Bull Run River while continuing to manage the Bull Run watershed as a water supply for the City. The HCP commits the City to provide funding each year to support juvenile fish monitoring to document the effectiveness of habitat restoration projects for fish in the Sandy River Basin.
4. The Water Bureau completed a five year Collection Agreement with the U.S. Forest Service (USFS) in 2015 for juvenile fish monitoring and is requesting to enter into a new Collection Agreement with the USFS to partially fund the staffing and operation of rotary fish traps and to provide for necessary supplies in the Upper Sandy River Basin for the purposes of juvenile fish monitoring.
5. The funds will be distributed to the USFS for a period of five years beginning in FY 2015-16. The total amount of the Collection Agreement will not exceed \$200,000. Funding of \$38,011 is available in the FY 2015-16 Budget. The remaining funds of \$161,989 will be requested in the FY 2016-17 through FY 2019-20 Budgets.

NOW, THEREFORE, the Council directs:

- a. That Portland Water Bureau Administrator is authorized to execute on behalf of the City a Collection Agreement with the USFS in the amount of \$200,000 generally in accordance with the Collection Agreement attached as Exhibit A.

- b. That the Portland Water Bureau Administrator is authorized to amend on behalf of the City the said agreement with such changes deemed to be appropriate in individual circumstances as approved by the City Attorney's Office and not exceeding twenty-five percent of the total compensation of the Collection Agreement.
- c. The Mayor and Auditor are hereby authorized to draw and deliver checks chargeable to the Water Fund when demand is presented and approved by the proper authorities.

Passed by the Council, MAR 02 2016

Commissioner Nick Fish
Steve Kucas
January 15, 2016

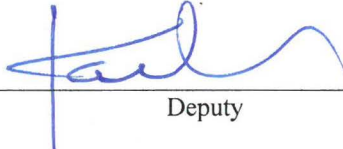
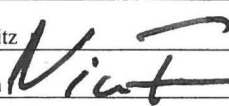
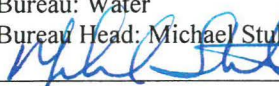

Mary Hull Caballero
Auditor of the City of Portland
By *Gayla Jennings*
Deputy

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Agenda No.
ORDINANCE NO. 187601
Title

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INTRODUCED BY Commissioner/Auditor: Commissioner Nick Fish	CLERK USE: DATE FILED <u>FEB 16 2016</u>
COMMISSIONER APPROVAL	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p style="text-align: center;">By:  Deputy</p> <p>ACTION TAKEN: FEB 24 2016 PASSED TO SECOND READING MAR 02 2016 9:30 A.M.</p>
Mayor—Finance and Administration - Hales	
Position 1/Utilities - Fritz	
Position 2/Works - Fish 	
Position 3/Affairs - Saltzman	
Position 4/Safety - Novick	
BUREAU APPROVAL	
Bureau: Water Bureau Head: Michael Stuhr, P.E. 	
Prepared by: Steve Kucas Date Prepared: January 15, 2016	
Impact 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: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter 	
Council Meeting Date February 24, 2016	

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	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	✓	