

ORDINANCE No. 187699

*Authorize the Bureau of Environmental Services to execute easements with Tualatin Hills Park and Recreation District, as part of the SW 86th Avenue Pump Station and Appurtenances Project No. E09051 and Fanno Basin Pressure Line System Upgrade Project No. E10599 (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Environmental Services has designed the SW 86th 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 Bureau of Environmental Services set aside 2% of above-ground construction costs of the Project for Portland's Public Art Program administered by the Regional Arts & Cultural Council (RACC). The specific location selected for the artwork is the closest location to the pump station site and the only location without environmental restrictions. Members of the local community participated in the selection and approval of the site, as well as the artists and the proposed concept for the artwork.
3. The SW 86th Avenue Pump Station and Appurtenances Project requires the acquisition of an art easement from Tualatin Hills Park and Recreation District (THPRD) to install the artwork in the selected location.
4. The Bureau of Environmental Services has designed the FABA Pressure Line System Upgrade Project to provide continuous pressure monitoring and reporting in the parallel pipelines, and to replace elements of the system that are susceptible to degradation to enhance the long term reliability of the FABA Pressure Line.
5. The FABA Pressure Line System Upgrade Project requires the acquisition of a temporary access easement from THPRD to complete the project.
6. 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.
7. There is no direct cost required to acquire the easements from THPRD, other than City staff labor to negotiate and prepare the easement documentation which is charged to the project. Funds are available in the Sewer System Operating Fund, FY 2015-2016 Budget, Bureau of Environmental Services Project E09051, Account No. 563300 (permanent asset) and Bureau of Environmental Services Project E10599, Account No. 549000 (temporary non-asset).
8. The Bureau's level of confidence in the cost estimates for the required easements is high.

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 Mayor and City Auditor are hereby authorized to pay for the contract from the Sewer System Operating Fund Budget.

Section 2. The Council declares that an emergency exists because delay in execution of the required easements 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.

Passed by the Council,
Nick Fish
Commissioner of Public Affairs

APR 27 2016

Scott Gibson
December 18, 2015

WBS E09051 – ord
WBS E10599 - ord

Mary Hull Caballero
Auditor of the City of Portland
By



Deputy

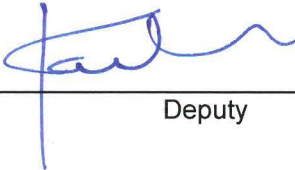
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Agenda No.
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Title

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Fanno Basin

<p>INTRODUCED BY Commissioner: Fish</p>	<p>CLERK USE: DATE FILED <u>APR 19 2016</u></p>
<p>COMMISSIONER APPROVAL</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>BUREAU APPROVAL</p> <p>Bureau: Environmental Services Bureau Head: Michael Jordan</p> <p>Prepared by: Scott Gibson Date Prepared: December 18, 2015</p> <p>Financial Impact & 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>City Auditor Office Approval:</p> <p>City Attorney Approval:</p> <p>Council Meeting Date January 20, 2016 <u>April 27</u></p>	<p>ACTION TAKEN:</p>

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input type="checkbox"/></p>
<p>REGULAR <input checked="" type="checkbox"/></p> <p>Total amount of time needed: 10 minutes (for presentation, testimony and discussion)</p>

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	✓	