

Ordinance No. **188007**

* Authorize agreement for Downtown Business District Management Services with Clean and Safe, Inc. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Pursuant to Chapter 6.06 of the City Code, the City has established a business property management fee within the Downtown Business District. The purpose of the license fee is to provide revenues to fund supplemental cleaning, public safety and business development services within the District. The City Council passed Resolution No. 36857 on April 20, 2011 to extend the current District and the License Fee for a 10 year period.
2. Clean & Safe, Inc. (Clean & Safe) is presently providing such services to the Downtown Business District under an Agreement for Downtown Clean and Safe District Management Services (City Contract No. 51730, approved by Ordinance No 176263) which expires September 30, 2016.
3. Clean & Safe is an Oregon non-profit 501 (c) (3) corporation formed by license fee payers within the District. Clean & Safe is the only qualified contractor under City Code Section 6.06.020 N, which defines a "qualified contractor" as "... a non-profit corporation or other non-profit entity established by property owners or licensees in the District for the purpose of providing services that benefit the District."
4. The services provided for the District are part of a unique and coordinated program that Clean & Safe provides at the District's request. There is no other "qualified contractor" with the experience, expertise and capability of Clean & Safe. Therefore, it is appropriate for the City to enter into an agreement with Clean & Safe for such service and Clean & Safe is willing to contract to provide the services.
5. In accordance with City Code 5.33.120.C, a Sole Source Procurement Notice was published on August 19, 2016 and remained posted for a minimum of seven (7) business days. No responses were received to the public notification of the intent to award a sole source contract.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the City Auditor are authorized to execute an agreement with Clean & Safe, Inc. to manage and provide certain Downtown Business District services, in substantially the form attached to this Ordinance as Exhibit A.

- b. To the extent that any services to be provided by Clean & Safe would otherwise have to be bid pursuant to ORS Chapter 279, the City Council, acting in its capacity as the Local Contract Review Board, hereby declares this contract to be exempt.

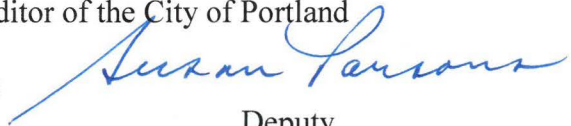
Section 2. The Council declares that an emergency exists because a delay will prevent the Revenue Division from disbursing revenues collected from the 577 license year 2016-2017 bills issued on August 1, 2016, and due October 1, 2016; therefore, this Ordinance shall be in force and effective from and after its passage by Council.

Passed by the Council: SEP 28 2016

Mayor Charlie Hales
Prepared by: Terri Williams
Date Prepared: August 30, 2016

Mary Hull Caballero
Auditor of the City of Portland

By:



Deputy

1072

Agenda No. **ORDINANCE NO.**

188007

Title

*Authorize agreement for Downtown Business District Management Services with Clean & Safe, Inc. (Ordinance)

<p>INTRODUCED BY Commissioner/Auditor: Hales</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>BUREAU APPROVAL</p> <p>Bureau: BRFS <i>OME Jon</i> Bureau Head: Fred Miller, CAO Ken Rust, CFO BRFS <i>KLR</i></p> <p>Prepared by: Terri Williams <i>tlw</i> Date Prepared: 9/8/2016</p> <p>Impact 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: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>KRM</i></p> <p>Council Meeting Date 9/28/16</p>	<p>CLERK USE: DATE FILED <u>SEP 20 2016</u></p> <p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p>
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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 checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Saltzman	_____	
4. Novick	✓	
Hales	✓	