ORDINANCE No. 189648

Authorize an Intergovernmental Agreement between the Bureau of Environmental Services and the Port of Portland for use of each agencies compressed natural gas fueling facility in the event that such party's facility is inoperable not to exceed $1,000 per calendar year (Ordinance)

The City of Portland ordains:

Section 1.   The Council finds:

1. Bureau of Environmental Services (BES) utilizes compressed natural gas (CNG) vehicles. Some of these CNG vehicles require daily fueling using the City's sole CNG fueling facility located at the Columbia Boulevard Wastewater Treatment Plant (CBWTP).

2. BES sought to identify and utilize alternative CNG fueling sources in the event the BES CBWTP CNG fueling facility was to become inoperable.

3. BES would like to establish a partnership with the Port of Portland for CNG fueling. The Port of Portland has a reliable CNG fueling facility at their Airport site.

4. BES and the Port of Portland seek to establish an agreement where the Port shall have the nonexclusive right to utilize City's Facility for the fueling of the Port's CNG-operated vehicles in the event the Port's Facility is inoperable; and City shall have the nonexclusive right to utilize the Port's Facility for the fueling of City's CNG-operated vehicles in the event the City's Facility is inoperable.

5. Each party shall pay the other party's fuel costs for the actual amount of fuel used at the then-current Market Price or such other price as may be mutually agreed upon by BES and the Port of Portland. The established cost is estimated to be approximately $1000 per calendar year. Funds are available in the Sewer System Operating Budget, FY 19-20 Budget, Bureau of Environmental Services, ESWW000021.

NOW, THEREFORE, the Council directs:

a.   The Commissioner-in-Charge is authorized to execute an Intergovernmental Agreement with the Port of Portland, in a form substantially similar to the agreement attached to this ordinance, for the purpose described in Section 1.

b.   The Mayor and Auditor are hereby authorized to pay for the Intergovernmental Agreement from the Sewer System Operating Fund budget when demand is presented and approved by the proper authority.

c.   The Director of the Bureau of Environmental Services is authorized to execute subsequent amendments to the Intergovernmental Agreement, as needed for all amendments authorized by this Ordinance
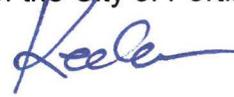
Passed by the Council: AUG 07 2019
Commissioner Nick Fish

Prepared by: Steve Behrndt
Date prepared: June 10, 2019

Cost object – ESWW000021

Mary Hull Caballero
Auditor of the City of Portland
By

Keele

Deputy

718~ 759

Agenda No.
ORDINANCE NO. 189648
Title

Authorize

~Approve~ an Intergovernmental Agreement between the Bureau of Environmental Services (BES) and the Port of Portland for use of each agencies compressed natural gas (CNG) fueling facility in the event that such party's facility is inoperable. ~In the amount~ not to exceed $1,000 per calendar year. (Ordinance)

INTRODUCED BY Commissioner/Auditor: FISH	CLERK USE: DATE FILED _____ JUL 23 2019
COMMISSIONER APPROVAL	Mary Hull Caballero Auditor of the City of Portland
Mayor—Finance and Administration - Wheeler	
Position 1/Utilities - Fritz	By: _____
Position 2/Works - Fish SMS	Deputy
Position 3/Affairs - Hardesty	
Position 4/Safety - Eudaly	**ACTION TAKEN:**
BUREAU APPROVAL	JUL 31 2019 **PASSED TO SECOND READING** AUG 07 2019 9:30 A.M.
Bureau: Environmental Services Bureau Head: Michael Jordan	
Prepared by: Steve Behrndt Date Prepared: June 10, 2019	
Financial Impact & Public Involvement Statement Completed ☒ Amends Budget ☐	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes ☐ No ☒	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date **July 24, 2019** 31	

AGENDA	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
			YEAS	NAYS
TIME CERTAIN ☐ Start time: _____				
Total amount of time needed: _____ (for presentation, testimony and discussion)	1. Fritz	1. Fritz	✔	
	2. Fish	2. Fish	✔	
CONSENT ☒	3. Hardesty	3. Hardesty	✔	
REGULAR ☐ Total amount of time needed: (for presentation, testimony and discussion)	4. Eudaly	4. Eudaly	✔	
	Wheeler	Wheeler	✔	