ORDINANCE No. *

Authorize a second amendment and extension of an Intergovernmental Agreement with the Port of Portland for planning services to prepare a West Hayden Island plan and possible annexation proposal and provide for payment (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Through a series of agreements the City of Portland and the Port of Portland have a long history of cooperative planning to enhance the region's economy and quality of life, protect and conserve natural resources, maintain an adequate supply of marine industrial land, and improve the region's access to national and global markets.

2. West Hayden Island was brought into the urban growth boundary in 1983 for the purpose of satisfying a regional need for marine industrial facilities.

3. The City acknowledges the future importance of West Hayden Island in the bi-state regional economy and its importance in the regional ecosystem and open space network.

4. Metro Title 13, Nature in Neighborhoods, code section 3.07.1330(B)(4)(a) states the City shall develop a district plan in cooperation with the Port of Portland.

5. Anticipating eventual annexation of West Hayden Island, since 1996 the City of Portland has provided planning and zoning services to West Hayden Island through an Intergovernmental Agreement with Multnomah County (Ordinance No. 170585).

6. The City has a critical interest in ensuring that any future urbanization of this site complements the surrounding transportation network and development pattern.

7. The City and the Port of Portland entered into a formal agreement on May 29, 2009, to prepare a long-term vision for West Hayden Island, which included establishment of a Community Working Group (Ordinance No. 182856). That agreement authorized acceptance of funding from the Port of Portland in an amount up to $440,000 for planning services in Fiscal Year 2009/10.

8. The City and the Port of Portland amended the formal agreement on June 9, 2010 to update and continue the planning of West Hayden Island for the 2010-2011 fiscal year (Ordinance No. 183884). This agreement authorized acceptance of funding from the Port of Portland in an amount up to $322,000 for planning services.

9. On July 29, 2010, the City Council adopted Resolution No. 36805 to direct the Bureau of Planning and Sustainability to prepare a legislative proposal for annexation of West Hayden Island with the intent to protect at least 500 acres as open space, and identify no more than 300 acres for future deep water marine terminal.

10. Resolution No. 36805 outlined a set of parameters and additional studies that are needed as part of continued planning efforts for West Hayden Island. These items were not anticipated as part of the formal agreement approved under Ordinance No. 183884.

11. The City and the Port of Portland now desire to amend and extend the terms of the current agreement and work plan to incorporate the additional responsibilities and funding required by Resolution No. 36805 and to provide funding until the estimated completion of the project in December, 2011.

NOW, THEREFORE, the Council directs:

a. Authorize the Mayor and Auditor to enter into an amended intergovernmental agreement (IGA) with the Port of Portland in a form substantially in accordance with the IGA in Exhibit A (including Exhibits 1-3), to provide planning services for West Hayden Island in preparation for possible annexation and adoption of City Comprehensive Plan and zoning designations. This amended IGA with the Port of Portland supersedes the IGA approved by the City Council on June 9, 2010 under Ordinance No.183884.

b. Authorize the Mayor and Auditor to accept additional funding through said agreement from the Port of Portland in an amount up to $491,000 for planning services through December 31, 2011. This amount supersedes the dollar amount ($322,000) approved on June 9, 2010.

Passed by the Council,

Mayor Sam Adams
Prepared by: Eric Engstrom
Date Prepared: October 14, 2010

LaVonne Griffin-Valade
Auditor of the City of Portland
By

Deputy

Agenda No.

ORDINANCE NO.

Title

Authorize a second amendment and extension of an Intergovernmental Agreement with the Port of Portland for planning services to prepare a West Hayden Island plan and possible annexation proposal and provide for payment (Ordinance)

INTRODUCED BY Commissioner/Auditor: **Adams**	CLERK USE: DATE FILED _____
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland By: _____ Deputy **ACTION TAKEN:**
BUREAU APPROVAL Bureau: Planning & Sustainability Bureau Head: Susan Anderson	
Prepared by: Eric Engstrom Date Prepared: October 14, 2010	
Financial Impact Statement Completed ☒ Amends Budget ☐ Not Required ☐	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes ☐ No ☒	
Council Meeting Date **10/27/2010**	
City Attorney Approval	

AGENDA
TIME CERTAIN ☒ **Start time: 9:30** **Total amount of time needed: 45 min** **(for presentation, testimony and discussion)**
CONSENT ☐
REGULAR ☐ **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. Leonard	4. Leonard		
Adams	Adams		