



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

(revised 12/31/09)

Board Clerk Use Only

Meeting Date: 7/22/2010

Agenda Item #: R-17

Est. Start Time: 11:30 am

Agenda Title: **Intergovernmental Agreement between Multnomah County and Portland Parks and Recreation (PPR) in Connection with Willamette Moorage Park and the Sellwood Bridge Project**

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title sufficient to describe the action requested.

Requested Meeting Date:	<u>July 15 POSPONED TO 7-22-2010</u>	Amount of Time Needed:	<u>5 minutes</u>
Department:	<u>Community Services</u>	Division:	<u>Land Use & Transportation</u>
Contact(s):	<u>Michael Eaton, Project Manager</u>		
Phone:	<u>503-988-3757</u>	Ext.:	<u>247</u>
I/O Address:	<u>446</u>		
Presenter(s):	<u>Ian Cannon</u>		

General Information

1. What action are you requesting from the Board?

Approval of an Intergovernmental Agreement with Portland Parks and Recreation in which the impact of the Sellwood Bridge Project (Project) is defined as “de minimis” taking into account stipulated actions that Multnomah County will perform as mitigation.

2. Please provide sufficient background information for the Board and the public to understand this issue. Please note which Program Offer this action affects and how it impacts the results.

The Sellwood Bridge will have permanent as well as temporary impacts on Willamette Moorage Park. The agreement is a result of nearly a year of negotiations with Portland Parks and Recreation. The Oregon Department of Transportation is obligated under the National Environmental Policy Act and its stewardship agreement with the Federal Highway Administration, to ensure that the terms of this agreement are carried out.

The impacts to the parks and trails by the Project are as follows:

0.35 acres of park land is being converted to transportation use, commuter bicyclists’ use of the Willamette Greenway Trail will diminish the natural aspect of the existing trail, and an existing 20 foot wide crossing of the Stephens Creek salmonid fish habitat will be widened by 38 feet.

The actions to be taken by the County are:

PPR will be compensated for the 0.35 acres of land converted, an alternate bike path will be built to avoid the Stephens Creek and Butterfly Park natural areas, and the small Stephens Creek culverts will be replaced by a fish/wildlife-friendly bridge or culvert.

3. Explain the fiscal impact (current year and ongoing).

The cost of the mitigation is estimated at approximately \$5.2 Million. This cost of the mitigation is included in the current project estimate.

4. Explain any legal and/or policy issues involved.

The National Environmental Policy Act specifies that no recreational park land be impacted by the project unless no feasible and reasonable alternative is available and actions are taken that, when considered, results in the park jurisdiction's finding that the impacts are "de minimis", that is, insignificant. This finding is necessary before the Federal Highway Administration will issue the Record of Decision for the project.

5. Explain any citizen and/or other government participation that has or will take place.

The Project has had an extensive public involvement process that has gone on for the past 4 years. Reducing the impact on Parks was a critical value expressed by the public. The Preferred Alternative selected by the Community Task force and endorsed by the boards of Multnomah and Clackamas Counties, the City of Portland and Metro had less impact on park lands than the other alternatives studied.

Portland Parks and Recreation has agreed to sign a letter agreeing to the finding of de minimis impact on the parks and trails within the Project footprint. In addition, the South Portland Riverbank Partners, which assists PPR with care for the parks, has agreed to the mitigation plan.

Required Signature

**Elected Official or
Department/
Agency Director:**



Date: June 30, 2010