

RESOLUTION NO. 2388

A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE SANDY DRAINAGE IMPROVEMENT COMPANY FOR THE SALMON CREEK WEIR IMPROVEMENT PROJECT

THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:

1. The City and the Sandy River Drainage Company (SDIC) have a long established and successful cooperative relationship, providing protection from seasonal flooding of the Columbia and Sandy rivers and from flooding within the SDIC levee system, benefiting the City.
2. The Salmon Creek Weir Improvement Project is included in the Capital Improvement Plan adopted by Resolution No. 2331 as Project SD-N21, and amended by Resolution No. 2381.
3. The Project is to improve the functionality and capacity of drainage and flooding control systems along Salmon Creek and in the Port of Portland's Troutdale Reynolds Industrial Park ("TRIP").
4. The City and SDIC entered into an intergovernmental agreement (IGA) via Resolution No. 1919 providing a partnership for the purpose of permitting, designing, constructing, operating, and maintaining the Salmon Creek Weir Improvement Project.
5. The circumstances have changed since the 2008 IGA with significant additional development in TRIP expanding the scope and complexity of stormwater management required to support the development.
6. The increased stormwater management burden of the TRIP development requires increased capacity and increased functionality that has increased the Project cost, scale and complexity.
7. A successor IGA with SDIC was prepared for the City to provide the additional funding contribution to the Project, and to assign responsibilities for the acquisition of real property interest, permits, and other permission that may be necessary for the Project, for the design and construction of the Project, and for the ongoing operation and maintenance of the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE:

Section 1. The Intergovernmental Agreement, (SD-1706-065-IGA), with the Sandy River Drainage Company for cost sharing of the construction of the Salmon Creek Weir Improvement Project, is hereby approved in substantial conformity with Exhibit A of the Staff Report.

Section 2. Designates the Ray Young, City Manager, Steve Gaschler, Public Works Director, or Erich Mueller, Finance Director (each a "City Official") or a designee of the City Official, to act on behalf of the City, and without further action by the City Council, the City Official is hereby authorized, empowered and directed to sign the IGA on behalf of the City, and any and all other required and necessary documents to implement the intent of the IGA.

Section 3. The City Official is hereby authorized and directed to execute, acknowledge and deliver the IGA, including any other supporting and implementing documents, and to take any other action as may be advisable, convenient, necessary, or appropriate to give full force and effect to the terms and intent of the IGA, and the execution thereof by any such City Official, shall be conclusive as to such determination.

Section 4. Further, Consistent with intent of the resolution, and in the best interest of the City, the City Official is hereby authorized to execute any and all required and necessary documents to implement the intent of the resolution and the execution thereof by any such City Official, shall be conclusive as to such determination.

Section 5. The Finance Director is authorized to disburse funds, subject to annual appropriations, as necessary to fulfill the IGAs obligations, and is further directed to implement all such actions necessary to ensure budgetary compliance.

Section 6. This Resolution shall be effective upon adoption.

YEAS: 5
NAYS: 0
ABSTAINED: 0



Casey Ryan, Mayor
7/12/2017

Date



Sarah Skroch, City Recorder
Adopted: July 11, 2017