



# Project Authorization for Litigation Funds for Former Brown & Haley Site Project



# PROJECT AUTHORIZATION

## Litigation Funds for Former Brown & Haley Site Project



Request project authorization in the amount of \$1,270,000, for a total authorized amount of \$1,530,000, for cost recovery litigation associated with the former Brown & Haley Site project, Master Identification No. 101042.01.

# Background: Property Location



# Background: Property History



Circa 1956

# Background: Building Demolition



# PROJECT DESCRIPTION

## Litigation Funds for Former Brown & Haley Site Project



The scope of work will include Port staff, consulting and legal support for litigating the Port's suit. This could include discovery, depositions, expert witnesses, possible mediation, preparation for trial, and the trial itself.

# REQUESTED AUTHORIZATION

## Litigation Funds for Former Brown & Haley Site Project



Authorization for this project includes all tasks necessary for the cost recovery litigation associated with the former Brown & Haley Site project. Specifics are presented in the Cost Details table.

# SOURCE OF FUNDS

## Litigation Funds for Former Brown & Haley Site Project



- The estimated cost through litigation for the project is \$1,530,000.
- Future costs for developing the cleanup action plan, remedial design and remedial construction are not estimable at this time.
- The 2017-2021 Capital Improvement Plan allocates \$1,293,000 for this project.



# FINANCIAL SUMMARY

## Litigation Funds for Former Brown & Haley Site Project



ITEM	BUDGET ESTIMATE	COSTS TO DATE	REMAINING
<b>Building Demolition (Public Work Authorization - MID 091270)</b>			
Total*		\$3,398,839	
<b>Litigation and Remediation Project Authorization - MID 101042.01</b>			
<b>Settlement Negotiations and Remediation Oversight</b>			
Consultant(s)	\$69,000	\$11,146	\$57,854
Port Staff	\$35,000	\$12,874	\$22,126
Legal Support	\$146,000	\$213,479	(\$67,479)
Contingency	\$10,000	\$0	\$10,000
Subtotal	\$260,000	\$237,499	\$22,501
<b>Litigation Support</b>			
Consultant(s)	\$25,000	\$0	\$25,000
Port Staff	\$35,000	\$0	\$35,000
Legal Support	\$998,000	\$0	\$998,000
Contingency (20%)	\$212,000	\$0	\$212,000
Subtotal	\$1,270,000	\$0	\$1,270,000
Total	\$1,530,000	\$237,499	\$1,292,501
<b>RI/FS/DCAP</b>	Not Estimable		
<b>Design/Construction</b>	Not Estimable		
<b>Long-Term Monitoring</b>	Not Estimable		

# PROJECT SCHEDULE

## Litigation Funds for Former Brown & Haley Site Project



Activity	Timeframe
Scheduled Trial Date	December 11, 2017
Feasibility Study and Cleanup Action Plan	TBD
Remedial Design and Remedial Construction	TBD

# ECONOMIC INVESTMENT/JOB CREATION Litigation Funds for Former Brown & Haley Site Project



Litigation resolution will pave the way for redevelopment of the property through implementation of cleanup on the property. Temporary design and construction jobs are anticipated for implementing the cleanup, and permanent jobs are anticipated following property redevelopment.

# CONCLUSION

## Litigation Funds for Former Brown & Haley Site Project



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