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



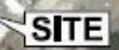
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### PROJECT AUTHORIZATION Litigation Funds for Former Brown & Haley Site Project



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



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# **Background: Building Demolition**

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## 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	
Building Demolition (Public Work Authorization - MID 091270)				
Total*	\$3,398,839			
Litigation and Remediation Project Authorization - MID 101042.01				
Settlement Negotiations and Remediation Oversight				
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	
Litigation Support				
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	
<u>Subtotal</u>	<u>\$1,270,000</u>	<u>\$0</u>	<u>\$1,270,000</u>	
Total	\$1,530,000	\$237,499	\$1,292,501	
RI/FS/DCAP	Not Estimable			
Design/Construction	Not Estimable			
Long-Term Monitoring	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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