

ORDINANCE No. 184049 As Amended

*Accept and appropriate a grant in the amount of \$5,900,000 and authorize Intergovernmental Agreement with State of Oregon, Department of Transportation for the Union Station Facility Improvements Phase IIb project. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds

1. The Bureau of Internal Business Services, Facilities Services applied to State of Oregon, Department of Transportation for a grant in the amount of \$5,900,000 for the Union Station Facility Improvements Phase IIb project.
2. The State of Oregon, Department of Transportation has notified the City of Portland that it will award a grant for the Union Station Facility Improvements Phase IIb project to Bureau of Internal Business Services, Facilities Services in the amount of \$5,900,000.
3. The City of Portland is dedicated to the improvement of Union Station, a railroad passenger terminal located at NW 6th Street and Irving Street. Union Station is part of the regional transportation system owned by the Portland Development Commission (PDC), and operated and maintained by the City of Portland, Office of Management and Finance, Facilities Services (City).
4. In mid-2009, the Oregon Department of Transportation (ODOT) identified Union Station as being eligible for American Recovery and Reinvestment Act (ARRA) funding through the High Speed Intercity Rail Program (HSIRP) administered by the Federal Rail Administration (FRA).
5. Ordinance No. 183131 passed by Council on August 19, 2009 authorized the City to enter an Intergovernmental Framework Agreement with ODOT's Rail Division to apply to the HSIRP on the City's behalf.
6. On August 24, 2009, ODOT's Rail Division submitted an application to the HSIRP with the Union Station Phase IIb project included as one of several projects statewide. The Phase IIb project includes the historic replacement of the red metal tile roofs and associated seismic upgrades as well as other repairs to the exterior envelop of the building.
7. On January 28, 2010, the Union Station Phase IIb project was selected by FRA for "award contingent upon more detailed review of the application." The project is estimated at \$5,900,000 and was selected as the only "hammer-ready" or "fast track" project in ODOT's application to the HSIRP. The City and ODOT's Rail Division worked together to provide detailed application information to FRA throughout the Spring of 2010 and began negotiating the Intergovernmental Agreement for the City's acceptance and administration of the ARRA funds.

8. The ARRA funds identified in the Intergovernmental Agreement are limited to a maximum of \$5,900,000. City will not be required to provide a match for the ARRA funds but will be responsible for any non-participating costs; which are defined as project costs not eligible for federal reimbursement, including all cost in excess of the ARRA funds. City shall also be responsible for any costs for work City chooses to add that are outside the scope of work determined for the Project. The City does not currently anticipate the need to expend any non-participating costs.

9. The term of the Agreement will begin upon execution and will terminate upon completion of the Project and final payment or September 30, 2030.

10. The City wishes to accept the grant in the amount of \$5,900,000, and enter into an Intergovernmental Agreement, substantially in conformance with the attached Exhibit A, with ODOT for receipt and use of ARRA funds for the Union Station Facility Improvements Phase IIb project.

NOW THEREFORE, The Council directs:

a. The Mayor is hereby authorized to accept on behalf of the City of Portland a grant from the State of Oregon, Department of Transportation for the Union Station Facility Improvements Phase IIb project in the amount of \$5,900,000 and to execute an Intergovernmental Agreement, substantially in conformance with the attached Exhibit A, for this purpose.

b. The FY 2010/2011 budget is hereby amended as follows:

GRANTS FUND

Fund 217

Business Area – MF01

Bureau Program Expenses – \$5,900,000

c. The OMF Grants Office is authorized to perform all administrative matters in relation to the grant application, grant agreement or amendments, requests for reimbursement from the grantor, and to submit required online grant documents on the Mayor's behalf.

Section 2. The Council declares an emergency exists in order to avoid a delay in meeting the grant expenditure timeline and expediting the Union Station Phase IIb work; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: **AUG 11 2010**

Commissioner: Mayor Sam Adams

Prepared by: Jim Coker:dseaton

Date Prepared: July 27, 2010

LaVonne Griffin-Valade

Auditor of the City of Portland

By



Deputy

Agenda No. **184049** As Amended
ORDINANCE NO.
 Title

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<p>INTRODUCED BY Commissioner/Auditor: Mayor Adams</p>	<p>CLERK USE: DATE FILED <u>AUG 06 2010</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams <i>AA</i></p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p>	<p style="text-align: center;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>LaVonne</i></u> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: Internal Business Services Bureau Head: Jeff Baer, Director <i>JB</i></p> <p>Prepared by: Jim Coker:dseaton Date Prepared: July 27, 2010 <i>JC</i></p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date August 11, 2010</p>	
<p>City Attorney Approval <i>D.H.</i></p>	<p>ACTION TAKEN:</p>

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input type="checkbox"/></p>
<p>REGULAR <input checked="" type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz <input checked="" type="checkbox"/>	
2. Fish	2. Fish <input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>	
4. Leonard	4. Leonard <input checked="" type="checkbox"/>	
Adams	Adams <input checked="" type="checkbox"/>	