

ORDINANCE No. 184 753

*Amend the Intergovernmental Agreement with Multnomah County for services related to County bridges and the Portland Streetcar Loop Project (Ordinance; amend Contract No. 30001389)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland (City) is the lead agency for the design and construction of the Portland Streetcar Loop Project (Project), which will run from the Pearl District in N.W. Portland to the Oregon Museum of Science and Industry in S.E. Portland.
2. The streetcar will operate across the Broadway Bridge and its east and west approach ramps and under the east viaducts of the Morrison and Hawthorne Bridges on Martin Luther King Jr. Boulevard requiring modifications and/or attachments to each structure.
3. With respect to the bridges identified above, ORS 382.305 to ORS 382.330 imposes obligations on Multnomah County (County) to “maintain, keep in good condition and repair and operate the bridges and their approaches”.
4. ORS 382.325 provides that the City may “lay and maintain upon the bridges and their approaches constructed by the City of Portland all rails and tracks necessary, desirable or convenient for the operation of streetcars”.
5. On May 19, 2010, the City Council passed Ordinance No. 183766 authorizing Intergovernmental Agreement No. 30001389 with Multnomah County for services related to County Bridges and the Portland Streetcar Loop Project (the IGA); and amended the IGA on March 9, 2011 to recognize and compensate for additional services required from the County.
6. The City and the County have been working cooperatively to fulfill their respective responsibilities, as set forth in the IGA and the first amendment.
8. The necessary inspection and other services provided by the County again are anticipated to exceed the compensation called for in the IGA and the City concurs that the additional compensation is warranted.
9. The City and County desire to amend the IGA to provide an increase in compensation to the County. Resources are available within the contingency for the Portland Streetcar Loop Project.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the City Auditor are hereby authorized to enter into Amendment No. 2 to Intergovernmental Agreement No. 30001389 with Multnomah County, substantially in

accordance with the Amendment attached to the original of this Ordinance and, by reference, made a part hereof.

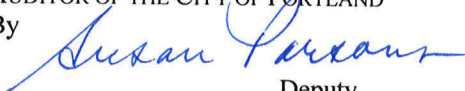
- b. The Mayor and the Auditor are hereby authorized to draw and deliver checks to Multnomah County, chargeable to the Transportation Operating Fund, Fund 200000, Business Area TR00.
- c. The City's Project Manager is hereby authorized to agree to and execute, on behalf of the City, any amendment that does not increase the maximum compensation amount.

Section 2. The Council directs an emergency exists because the schedule for the remaining work on the County bridges and approaches has a direct bearing on the Project budget; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, JUL 20 2011

Mayor Sam Adams
Prepared by: Vicky Diede:slg
Date Prepared: July 5, 2011

LaVonne Griffin-Valade
AUDITOR OF THE CITY OF PORTLAND
By


Deputy

Agenda No. 184753
ORDINANCE NO.
 Title

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Contract

INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>W. Billmann on behalf of Mayor Adams</i> COMMISSIONER APPROVAL	CLERK USE: DATE FILED <u>JUL 15 2011</u>
Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland
BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: <i>Greg Jones</i> Prepared by: Vicki Diede:slg Date Prepared: July 5, 2011 <i>vld</i>	By: <i>[Signature]</i> Deputy
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/>	ACTION TAKEN:
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date JULY 20, 2011	
City Attorney Approval	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/>
REGULAR <input checked="" type="checkbox"/> Total amount of time needed: <u>30 MIN</u> (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	