

# ORDINANCE No. 185079

Amend Intergovernmental Agreement with the Oregon Department of Transportation to define the roles and responsibilities for maintenance of stormwater management facilities constructed by the St Johns Pedestrian/Freight Project (Ordinance; amend Contract No. 30000332)

The City of Portland ordains:

Section 1. The Council finds:

1. In 2001, Council adopted the St Johns Truck Strategy, a multi-phased package of street improvement projects to address freight mobility and neighborhood livability issues in the St Johns community. In 2005, Council adopted the St Johns/ Lombard Plan to support revitalization and development of the St Johns Town Center.
2. The Portland Bureau of Transportation (PBOT) was awarded a \$1,934,000 grant from the Metropolitan Transportation Improvement Program in 2004 to implement elements from the St Johns Truck Strategy and the St Johns/ Lombard Plan.
3. In 2007-8 the Portland Bureau of Transportation worked with a citizens advisory committee to refine the design concepts from both plans in preparation for design engineering. The project will improve pedestrian crossing safety and freight mobility. The resulting design recommendations are supported by the St Johns Neighborhood Association, St Johns Boosters and Portland Freight Advisory Committee.
4. Council authorized the City to enter into an Intergovernmental Agreement (Ordinance 182340) on November 19, 2008 to proceed with design engineering and construction of the project.
5. Design engineering has identified several opportunities to upgrade stormwater management facilities that will be receiving stormwater from the Oregon Department of Transportation (ODOT) owned right-of-way. The facilities will be maintained by the Bureau of Environmental Services.
6. This amendment allows for the Bureau of Environmental Services to be compensated for the cost of long-term maintenance of the stormwater facilities.

NOW, THEREFORE, the Council directs:

- a. That the Commissioner-in-Charge and the Auditor are authorized to amend the Intergovernmental Agreement with the Oregon Department of Transportation, substantially in accordance with the agreement attached to the original of this ordinance and, by reference, made a part hereof.

Passed by the Council, DEC 21 2011

Mayor Sam Adams  
Prepared by: Rich Newlands:slg  
Date Prepared: December 02, 2011

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By

  
Deputy

Agenda No. **185079**  
**ORDINANCE NO.**  
 Title

Amend Intergovernmental Agreement with the Oregon Department of Transportation to define the roles and responsibilities for maintenance of stormwater management facilities constructed by the St Johns Pedestrian/Freight Project. (Ordinance) ; *amend Contract No. 30000332*

**INTRODUCED BY**  
 Commissioner/Auditor:  
**MAYOR SAM ADAMS**  
*LaVonne Griffin-Valade on behalf of Mayor Adams*  
**COMMISSIONER APPROVAL**

Mayor—Finance and Administration - Adams

Position 1/Utilities - Fritz

Position 2/Works - Fish

Position 3/Affairs - Saltzman

Position 4/Safety - Leonard

**BUREAU APPROVAL**  
 Bureau: Bureau of Transportation  
 Group Manager: Greg Jones  
 Development & Capital Program  
 Other: *Greg Jones*

Prepared by: Rich Newlands:slg  
 Date Prepared: December 2, 2011 *slg*

Financial Impact & Public Involvement Statement  
 Completed  Amends Budget   
 Not Required

Portland Policy Document  
 If "Yes" requires City Policy paragraph stated in document.  
 Yes  No

Council Meeting Date  
**December 14, 2011**

**City Attorney Approval**

CLERK USE: DATE FILED DEC 09 2011

LaVonne Griffin-Valade  
 Auditor of the City of Portland

By: *[Signature]*  
 Deputy

**ACTION TAKEN:**  
 DEC 14 2011 **PASSED TO SECOND READING** DEC 21 2011 **9:30 A.M.**

**AGENDA**

**TIME CERTAIN**   
 Start time: \_\_\_\_\_

**Total amount of time needed:** \_\_\_\_\_  
 (for presentation, testimony and discussion)

**CONSENT**

**REGULAR**  *2nd Reading*  
**Total amount of time needed:** \_\_\_\_\_  
 (for presentation, testimony and discussion)

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