

ORDINANCE No. 185441

*Amend contract with Portland Streetcar, Inc. for Portland Streetcar Operations Assistance (Ordinance; amend Contract No. 33325)

The City of Portland ordains:

Section 1. The Council finds:

1. On January 10, 2001, the City Council passed Ordinance No. 175242 authorizing an Agreement with Portland Streetcar, Inc. (PSI) for Portland Streetcar Operations Assistance Services (Contract No. 33325) in anticipation of revenue service for the initial alignment starting in July 2001.
2. This agreement has been amended from time to time as the Portland Streetcar System has expanded and as other services have been required. The current termination date is June 30, 2012.
3. In anticipation of expanded Streetcar service as a result of the Portland Streetcar Loop Project, which will begin on September 22, 2012, the City and the Tri-County Metropolitan Transportation District of Oregon (TriMet) have recognized the importance of more closely connecting the City's growth, development and access goals and objectives with TriMet's mobility objectives.
4. Consequently, the City and TriMet will enter into a Master Agreement setting out their longer term collaborative relationship regarding Streetcar service and system development, including recognition of the Streetcar's role in the regional transit network and PSI's role in providing operations assistance to the City. The Master Agreement will provide for an indefinite termination date, but can be amended at any time by mutual consent.
5. In addition, the City and TriMet will enter into a new agreement related to the Operations and Maintenance of Portland Streetcar, which will update and consolidate the current agreements for funding, personnel and other services, which currently expire on June 30, 2012. The agreement will provide for a termination date of June 30, 2015.
6. The City Council and TriMet Board will consider the Master Agreement and the new Operations Agreement at their regularly scheduled meetings on July 25, 2012. To ensure uninterrupted Streetcar service and under separate action, the current agreements for funding, personnel and other services are proposed to be extended by two months to August 31, 2012.
7. The City and PSI wish to enter into Amendment No. 14 to Contract No. 33325 to continue providing operations assistance to the City as we prepare for expanded Streetcar service as a result of the Portland Streetcar Loop Project.

8. While the termination date of Amendment No. 14 is indicated as June 30, 2015, to correspond with the termination date of the new agreement between the City and TriMet related to Operations and Maintenance of Portland Streetcar, no services will be required or provided after August 31, 2015, until the City and TriMet have approved the Master Agreement and the new Operations Agreement.

NOW THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to execute an Amendment to Contract No. 33325 with Portland Streetcar, Inc., substantially in accordance with the amendment attached to the original of this Ordinance and, by reference, made a part thereof.
- b. The Mayor and City Auditor are hereby authorized to draw and deliver checks payable to Portland Streetcar, Inc., chargeable to the Transportation Operating Fund, Fund 200000, Business Area TR00.

Section 2. The Council declares an emergency exists because a delay will result in the interruption of Streetcar service; therefore, this Ordinance shall be in full force and effect from and after its passage by Council.

Passed by the Council, JUN 20 2012

Mayor Sam Adams
Prepared by: Vicky Diede:slg
Date Prepared: May 30, 2012

LAVONNE GRIFFIN-VALADE
AUDITOR OF THE CITY OF PORTLAND

By *Gayla Jennings*
Deputy

Agenda No.
ORDINANCE NO.
Title

185441

***Amend contract with Portland Streetcar, Inc. for Portland Streetcar Operations Assistance (Ordinance; amend Contract No. 33325)**

<p align="center">INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS</p>	<p>CLERK USE: DATE FILED <u>JUN 15 2012</u></p>
<p>COMMISSIONER APPROVAL <i>Approved for Mayor Adams</i> Mayor - Finance and Administration - Adams</p>	<p align="center">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p> <p>ACTION TAKEN:</p>
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	
<p align="center">BUREAU APPROVAL</p>	
Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: <i>Greg Jones</i>	
Prepared by: Vicky Diede:slg Date Prepared: May 30, 2012 <i>slg</i>	
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date JUNE 20, 2012	
✓ City Attorney Approval	

<p align="center">AGENDA 768</p>
<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: 5 min (for presentation, testimony and discussion)</p>

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	✓	