

ORDINANCE No. 185645

*Authorize an Intergovernmental Agreement with the Oregon Department of Transportation for Right-of-Way Services for the N. Killingsworth St Project Phase II. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds

1. In August 2003, the Portland City Council adopted the Killingsworth Street Improvement Planning Project Final Report which created a streetscape plan located within the Interstate Corridor Urban Renewal Area. The Report included the contributions of over 1000 community members and created a streetscape concept plan, new streetlight standards, and design guidelines for Killingsworth Street between North Interstate Avenue and Northeast Martin Luther King Jr. Boulevard (NE MLK).
2. Phase I of the project between Interstate Avenue and Commercial Avenue was completed in 2008, including new sidewalks and decorative street pavers, new street trees, ornamental lighting and street furnishings, new crosswalks and curb extensions.
3. Phase II will construct new sidewalks, install new street lights, plant new street trees and other pedestrian amenities between N Commercial Avenue and NE MLK. This Project will be conducted as a part of the Congestion Mitigation and Air Quality (CMAQ) Program under Title 23, United States Code. The total Project cost is estimated at \$3,377,000, which is subject to change. The CMAQ funds are limited to \$400,000 and are for Preliminary Engineering only. Eligible costs for the Project will be reimbursed at the full federal share or until the \$400,000 limit is reached.
4. On December 15, 2010, Council approved Ordinance No. 184303 that authorized an IGA with the Oregon Department of Transportation for Right-of-Way Services for the N. Killingsworth St Project Phase II. This Intergovernmental Agreement will replace the previously authorized IGA. The Oregon Department of Transportation requested the replacement IGA. It has been reviewed by the bureau and the City Attorney's Office.
5. The Bureau's level of confidence in the cost estimates for this project is low, because the project has not yet been engineered.

NOW, THEREFORE, the Council directs:

- a. The Mayor is hereby authorized to execute an Intergovernmental Agreement with the Oregon Department of Transportation for Right-of-Way Services for the N. Killingsworth St Project Phase II, in substantially the form of the attached exhibit for this purpose.

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Section 2. The Council declares that an emergency exists because a delay would unnecessarily delay the City's ability to perform the activities authorized by the grant; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, SEP 26 2012

Mayor Sam Adams
Prepared by: Winston Sandino:slg
Date Prepared: September 17, 2012

LaVonne Griffin-Valade
Auditor of the City of Portland
By


Deputy

Agenda No. **185645**
ORDINANCE NO.
 Title

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 Right-of-Way Services for the N. Killingsworth St Project Phase II. (Ordinance)

INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>K. Saltzman on behalf of Mayor Adams</i> COMMISSIONER APPROVAL	CLERK USE: DATE FILED SEP 21 2012
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 By: <i>[Signature]</i> Deputy
BUREAU APPROVAL Bureau: Bureau of Transportation Group Manager: Greg Jones <i>GS/KL</i> Development & Capital Program Other: Prepared by: Winston Sandino: slg <i>WJS</i> Date Prepared: September 17, 2012 <i>DR</i>	ACTION TAKEN:
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 SEPTEMBER 26, 2012	
City Attorney Approval	

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

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