

ORDINANCE No. 185779 *As Amended*

Authorize 2012 Washington Park Transportation and Parking Management Agreement at Washington Park (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland (City) owns Washington Park, including the parking lots serving the patrons of all the parties to the proposed agreement. An estimated three million visitors visit the attractions and Washington Park each year.
2. Metro owns and operates the Oregon Zoo in Washington Park for the use, education, enjoyment and benefit of the general public.
3. The World Forestry Center (WFC), the Portland Children's Museum (PCM), the Hoyt Arboretum Friends Foundation, Inc. (HOYT) and the Japanese Garden Society of Oregon (JGS) operate and maintain museum, educational and horticultural facilities for the enjoyment and benefit of the general public on land in Washington Park and they occupy it under long-term leases or license agreements with the City.
4. Pursuant to a 35-year agreement entered into on April 10, 1979 (Parking Lot Lease), the City leased to Metro, WFC, and the Oregon Museum of Science and Industry, an Oregon nonprofit corporation (OMSI), the parking lot adjacent to the Zoo, the WFC, and the OMSI (the Parking Lot). Metro, OMSI, and the WFC entered into an Operating Agreement governing the use, operation, and maintenance of the Main Parking Lot by Metro, the WFC and the City (the Operating Agreement).
5. The Parking Lot Lease and Operating Agreement expire in April 2014, but all parties of the Operating Agreement wish to agree to simultaneously terminate said Parking Lot Lease and the Operating Agreement and enter into the 2012 Washington Park Transportation and Parking Management Agreement (the Agreement) with the City, the WFC, the PCM, the Hoyt and the JGS, setting forth the rights and obligations of the Parties relating to the operation, use and maintenance of all parking in Washington Park.
6. It is in the public interest for the Parties to enter into the Agreement to cooperatively create and implement an effective, world-class transportation and access management system for the regionally significant public and private non-profit venues within Washington Park, (the Oregon Zoo, WFC, PCM, Washington Park itself, including the International Rose Test Garden, the Portland Japanese Garden, and the Hoyt Arboretum collectively, the Venues), through active access management and programs to increase the use of transportation alternatives to

Washington Park and provide safe and affordable access.

7. It is in the public interest to ensure continued and equitable access to the Venues by the residents of the Metro region, the state of Oregon and international visitors while minimizing transportation, parking and safety impacts to the adjacent neighborhoods.
8. Parking fees must be charged for Washington Park parking, to raise funds (Parking Revenues) to pay for parking lot operations, maintenance and repair, to encourage the use of alternative modes of transportation to Washington Park, to discourage use of Washington Park parking for park-and-ride purposes, and to fund the establishment of a non-profit Transportation Management Association (TMA). The TMA will be governed by a Board, which will include WFC, PCM, HOYT, PJG, Portland Parks & Recreation (PP&R), Arlington Heights Neighborhood Association, Sylvan Highlands Neighborhood Association, Metro and TriMet.
9. PP&R and Metro anticipate serving as lead partners and performing public fiduciary responsibilities to support the fulfillment of the Agreement, including organizational set-up and various implementation functions, provision of funding and staff resources, and on-going technical assistance, and therefore will review and approve TMA recommendations on parking rate structures and the annual TMA scope of work and budget.
10. All Parties to the Agreement will provide representation on the TMA Board and actively support actions for the improvement of transportation-related infrastructure and transportation programs in Washington Park.
11. The Parties to the proposed Agreement intend that parking fees be established and adjusted such that they minimize negative impacts on the park visitor, guest experience and financial health of the Venues.
12. The Parties intend that the Parking Revenues be expended primarily for transportation purposes, that they be solely dedicated to expenditures in Washington Park, and that they be an addition to current City funding levels for Washington Park management, operations, repair and maintenance, and not replace said reasonable funding allocated by the City.
13. Parking Revenues will be used to pay for, among other things: operations, maintenance and security supervision of all parking within Washington Park; to fully fund a Transportation Management Association and the development and implementation of a Transportation and Parking Management Plan; pay for capital improvements to the Washington Park parking lots needed to bring them into current compliance with City building and development codes, and as necessary to promote pedestrian and vehicle safety and traffic calming; to pay for regular enhanced and expanded shuttle service connecting all of Washington Park an off-site shuttle parking lots; to fund future transportation-related capital improvements in all of Washington Park; and pay for the creation of a

Washington Park Master Plan.

14. The Commissioner In Charge of Park has authority to regulate traffic and parking in parks under City Code 16.70.560, Traffic Regulations in Parks. The provisions of this Title regulating street traffic and parking apply to driving or parking a vehicle in a City park.

NOW, THEREFORE, The Council Directs:

- a. The Director of Parks and Recreation is authorized to execute, on behalf of the City of Portland, an agreement, generally in the form attached to this Ordinance, and to negotiate and execute on behalf of the City, any amendment thereof, once such agreement and/or amendment has been approved as to form by the City Attorney.
- b. The Director of Parks and Recreation is authorized to negotiate and enter into agreement(s), approved as to form by the City Attorney, with Metro, the Washington Park Transportation Management Association and/or other entities for transportation related services, security and parking enforcement in Washington Park.
- c. The Director of Parks and Recreation is authorized to establish a Washington Park parking trust fund for the purposes of receiving all parking revenues and expending funds associated with this Agreement.
- d. The Director of Parks and Recreation is authorized deposit up to \$800,000 in the Washington Park parking trust fund from PP&R System Development Charge Fund to purchase and install pay stations in Washington Park. Parking fee revenues will repay the PP&R System Development Charge Fund including any financing costs associated with this loan.

Passed by the Council: DEC 05 2012
Commissioner Fish
Prepared by: Todd Lofgren
November 7, 2012

LaVonne Griffin-Valade
Auditor of the City of Portland

By


Deputy

~~1304-1858-1309~~

Agenda No. **185779** As Amended
ORDINANCE NO.
Title Management

2012

Authorize Washington Park Transportation and Parking Agreement at Washington Park.
(Ordinance)

INTRODUCED BY Commissioner/Auditor: Nick Fish	CLERK USE: DATE FILED <u>NOV 08 2012</u>
COMMISSIONER APPROVAL	LaVonne Griffin-Valade Auditor of the City of Portland
Mayor—Finance and Administration - Adams	
Position 1/Utilities - Fritz	
Position 2/Works - Fish	By: <u>[Signature]</u> Deputy
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	
BUREAU APPROVAL	ACTION TAKEN:
Bureau: Portland Parks & Recreation	NOV 14 2012 PASSED TO SECOND READING NOV 28 2012 9:30 A.M.
Bureau Head: Mike Abbate	NOV 28 2012 PASSED TO SECOND READING DEC 05 2012 9:30 A.M. As Amended
Prepared by: Todd Lofgren Date Prepared: November 7, 2012	
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <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 November 14, 2012	
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: 15 minutes (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"/>	