

ORDINANCE No. 188315

Approve an agreement with Christopher D. Duffin and Elizabeth C. Staver in the amount of \$75,975 to construct sidewalk improvements to the north side of SE Henderson St from 300 feet east of SE 78th Ave to 545 feet west of SE 82nd Ave (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Local Improvement District Administrator received an inquiry from Rudy Kadlub on July 20, 2016 exploring additional options besides the permit process for constructing sidewalk improvements to SE Henderson Street.
2. The Portland Bureau of Transportation ("PBOT") estimated the cost of sidewalk improvements required as a three-lot subdivision of 8001 SE Henderson Street in the amount of \$75,975 on February 13, 2017.
3. The proposed project is located in the Brentwood-Darlington neighborhood, which had a sidewalk coverage ratio of 26.6% as of January 30, 2015, versus a Citywide sidewalk coverage ratio of 61.4%. The Brentwood-Darlington Neighborhood Association was notified of this project on March 1, 2017.
4. The area in which the proposed project is located includes vulnerability risk factors of median family income below 80%; a high proportion of rental housing; a higher proportion of population of color; and a lower proportion of population lacking a bachelor's degree in college. These populations typically rely more on walking and transit than driving single occupancy vehicles.
5. The proposed sidewalk improvements along the north side of SE Henderson Street would extend from 300 feet east of SE 78th Avenue to 545 feet west of SE 82nd Avenue. The eastern project limit of the new sidewalk would be within 545 feet of the second-most heavily used bus line in the Tri-Met system, which is line #72 Killingsworth-82nd Avenue.
6. An Agreement was signed by Christopher D. Duffin and Elizabeth C. Staver on March 7, 2017 to provide \$75,975 in funding to construct new sidewalk, and is pending City Council approval. Upon Council approval of this Ordinance, the frontage improvement requirements of a pending plat per PBOT job no. TF0022 and Bureau of Environmental Services ("BES") job no. EP123 will be satisfied per Section 17.24.055 of City Code.
7. PBOT's level of confidence in the cost estimates for this project as of the filing date of this Ordinance is "Low" per Exhibit A of Resolution No. 36430 adopted by Council on July 26, 2006 given that project specifications are preliminary.
8. The City Attorney has approved as to form the Agreement attached as Exhibit A.

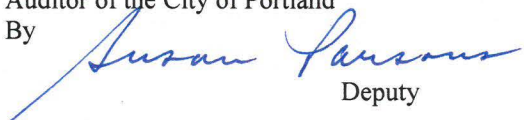
NOW, THEREFORE, the Council directs:

- a. That the Local Improvement District Administrator is authorized to enter into the Agreement attached as Exhibit A to this Ordinance.
- b. That the City Engineer shall prepare plans and specifications for the improvement.
- c. That the City Engineer shall arrange for construction of the local improvement project in accordance with City requirements.
- d. That Maintenance Operations may construct the improvement at this discretion of the City Engineer.
- e. Procurement Services within the Bureau of Internal Business Services may advertise for bids, prepare a contract, and award the contract through a competitive bid process at the discretion of the City Engineer. The improvements may be constructed in whole or in part by the City of Portland, or the City of Portland may seek bids for any portion of the SE Henderson Street project. The manner in which the improvements are constructed is at the sole discretion of the City Engineer.
- f. The Portland Bureau of Transportation shall obtain interim financing to pay for the SE Henderson Street project costs prior to bonding.
- g. The Bureau of Planning & Sustainability to release the plat for the property with State ID #1S2E20AD 6400, Tax Account #R795002380, and Property ID #R276348, commonly known as 8001 SE Henderson Street, upon Council passage of this Ordinance and compliance with all applicable City requirements.
- h. The City Auditor to create a pending lien record in the Docket of City Liens for the property with State ID #1S2E20AD 6400, Tax Account #R795002380, and Property ID #R276348 upon receipt of the affidavit from the Portland Bureau of Transportation for actual costs of sidewalk construction.
- i. The City Auditor to prepare an assessment for this project after completion of construction.
- j. Any segregation of the assessment subsequent to recording of a plat for the property with State ID #1S2E20AD 6400, Tax Account #R795002380, and Property ID #R276348 shall be on an equal shares basis among resulting taxlots for which a building permit is to be issued.

Passed by the Council, APR 12 2017

Commissioner Dan Saltzman
Prepared by: Andrew Aebi:tlk
Date Prepared: March 7, 2017

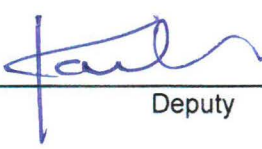
Mary Hull Caballero
Auditor of the City of Portland
By


Deputy

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 Agenda No.
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Title

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| <p>INTRODUCED BY Commissioner/Auditor: COMMISSIONER Dan Saltzman</p> | <p>CLERK USE: DATE FILED <u>MAR 28 2017</u></p> |
| <p>COMMISSIONER APPROVAL Mayor—Finance and Administration - Wheeler Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Eudaly</p> | <p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By:  Deputy</p> |
| <p>BUREAU APPROVAL Bureau: Transportation Policy, Planning & Projects Group Manager: Art Pearce Director: Leah Treat Prepared by: Andrew Aebi: tlc Date Prepared: March 07, 2017 Supervisor: Millicent Williams</p> | <p>ACTION TAKEN: APR 05 2017 PASSED TO SECOND READING APR 12 2017 9:30 A.M.</p> |
| <p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> | |
| <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> | |
| <p>City Auditor Office Approval: required for Code Ordinances</p> | |
| <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p> | |
| <p>Council Meeting Date April 5, 2017</p> | |

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| AGENDA |
| <p>TIME CERTAIN <input type="checkbox"/> Start time: Total amount of time needed: (for presentation, testimony and discussion)</p> |
| <p>CONSENT <input type="checkbox"/></p> |
| <p>REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 5 min (for presentation, testimony and discussion)</p> |

| 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. Eudaly | <input checked="" type="checkbox"/> | |
| Wheeler | <input checked="" type="checkbox"/> | |