

**ORDINANCE No. 188381**

\*Authorize an Intergovernmental Agreement with the Oregon Department of Transportation to define the roles and responsibilities for real property to be obtained and used as part of right-of-way for road, street or construction of public improvements for the St Johns Truck Strategy Phase II Project (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. In May of 2011, Council adopted the recommendations of the St Johns Truck Strategy to reduce conflicts between freight mobility and neighborhood livability within the St Johns Town Center.
2. In 2012 the Portland Bureau of Transportation (PBOT) applied for federal funding through the Regional Flexible Funds Program administered by Metro and was awarded \$3,002,356 to design and construct Phase II of the St Johns Truck Strategy.
3. On March 16<sup>th</sup> of 2016, Council adopted Ordinance #187653 that accepted the Intergovernmental Agreement with the Oregon Department of Transportation that allows PBOT to use the grant funding for design and construction of the St Johns Truck Strategy Phase II Project.
4. This Agreement clarifies PBOT's obligations for acquiring the right-of-way necessary to construct the project with federal funds.
5. The Bureau's level of confidence in the cost estimates for this project is low. The cost estimate for the design and construction will be developed during the design phase.

NOW, THEREFORE, the Council directs:

- a. That the Commissioner-in-Charge and the Auditor are authorized to enter into an 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.

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, MAY 24 2017

Mayor Ted Wheeler  
Prepared by: Rich Newland; IR  
Date Prepared: 4/24/2017

**Mary Hull Caballero**  
Auditor of the City of Portland

By *CPhillips*

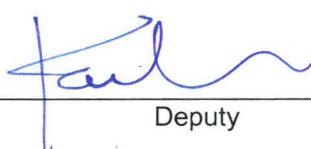
Deputy

533

Agenda No. **ORDINANCE NO. 188381**

Title

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>MAYOR Ted Wheeler</b>	CLERK USE: DATE FILED <u>MAY 16 2017</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Wheeler	 Mary Hull Caballero Auditor of the City of Portland  By: _____ Deputy
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Eudaly	
<b>BUREAU APPROVAL</b> Bureau: <b>Transportation</b> <i>amp</i> Policy, Planning & Projects Group Manager: <b>Art Pearce</b> Director: <b>Leah Treat</b> <i>LT</i>	<b>ACTION TAKEN:</b>
Prepared by: Rich Newlands Date Prepared: 4/24/2017 Supervisor: Millicent Williams <i>MLW</i>	
Impact 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"/>	
<b>City Auditor Office Approval:</b> required for Code Ordinances	
<b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter <i>GF</i>	
<b>Council Meeting Date</b> 5/24/2017	

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

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