

ORDINANCE No. 188668

*Authorize a grant agreement between Portland Parks & Recreation and Portland Parks Foundation for \$500,000 for the Wildwood Trail Pedestrian Bridge (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Portland Parks & Recreation ("PP&R") promotes health, livability, and economic vitality through the effective management of the city's award-winning parks and recreation system.
2. Wildwood Trail (the "Trail") is a federally-recognized National Recreation Trail facility that traverses Washington Park and Forest Park. The Trail currently has an at-grade crossing at NW Burnside Street.
3. The City recognizes the significance of the Trail as a regional trail facility, serving public interest and contributing to the vitality of the community and economy.
4. Over the years, Washington Park and Forest Park have experienced increasing demand for its use by the community. A Pedestrian Bridge traversing NW Burnside Street would serve the thousands of parks users who use the Wildwood Trail every month, providing public safety with this public amenity.
5. Formed in 2001, Portland Parks Foundation's mission is to mobilize financial and popular support to ensure a thriving and accessible parks system for a healthy Portland.
6. On November 23, 2016, Portland City Council authorized the transfer of an amount not-to-exceed \$500,000 as last-in funds to Portland Parks Foundation ("PPF") upon evidence that PPF has raised the remaining funds required to complete the Wildwood Trail Pedestrian Bridge Project (the "Bridge Project"). The current Project is approximately estimated at ~\$2,500,000.
7. Aside from the \$500,000 funding previously awarded to PPF by the City, PPF will be responsible for all costs associated with the Project, including any cost overruns.
8. PPF has committed to all responsibility to fund, project manage, design, permit and construct the "Bridge Project" pursuant to the Grant Agreement substantially similar in form to the Grant Agreement attached hereto as Exhibit 1 (the "Grant Agreement") and associated Exhibits A-I.
9. The Grant Agreement will be executed in a form substantially similar to the agreement attached as Exhibits A through I, but will be further negotiated by and between PPF and PP&R upon approval of this Ordinance and subject to approval

as to form by the City Attorney.

10. The City will have approval rights over the Project Goals, including but not limited to aesthetics, maintenance and durability, safety and cost effectiveness used to implement the Wildwood Trail Pedestrian Bridge Project. The Bridge Project must meet all applicable federal, state and local code requirements. Structural design and material specifications will reflect the consideration of and constructability of site access constraints and environmental conditions specific to the site.

NOW THEREFORE, the Council Directs:

- a. The Director of the Parks & Recreation Bureau is authorized to enter into a Grant Agreement with Portland Parks Foundation in a form substantially similar to the Grant Agreement attached as Exhibits A through I, subject to approval as to form by the City Attorney's Office.
- b. The Director of the Parks & Recreation Bureau is authorized to enter into any subsequent modifications to the Grant Agreement so long as the modification does not increase the grant amount, and it is subject to approval as to form by the City Attorney's Office.

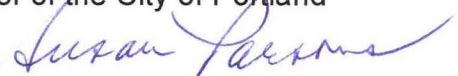
Section 2. The Council declares that an emergency exists in order to avoid further delay in the execution of this agreement. Therefore, this Ordinance shall be in force and effect from and after its passage by Council.

Passed by the Council: NOV 01 2017

Commissioner Amanda Fritz
Prepared by: Robin Johnson Craig
Date Prepared: 10/17/2017

Mary Hull Caballero
Auditor of the City of Portland

By



Deputy

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Agenda No. **188668**
ORDINANCE NO.
 Title

*Authorize a Grant Agreement between Portland Parks & Recreation and Portland Parks Foundation for \$500,000 for the Portland Parks Foundation to fund, project manage, design, permit, and construct the Wildwood Trail Pedestrian Bridge. (Ordinance)

INTRODUCED BY Commissioner/Auditor: Fritz	CLERK USE: DATE FILED <u>OCT 24 2017</u>
COMMISSIONER APPROVAL Mayor—Finance & Administration - Wheeler Position 1/Utilities - Fritz <i>Amended Fritz</i> Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland By: <u><i>[Signature]</i></u> Deputy
BUREAU APPROVAL Bureau: PP&R Bureau Head: <i>Mike Abbate</i> Prepared by: Robin Johnson Craig Date Prepared: 10/17/2017 Impact Statement Completed ☒ Amends Budget ☐ Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes ☐ No ☒	ACTION TAKEN:
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>[Signature]</i>	
Council Meeting Date 11/1/2017	

AGENDA TIME CERTAIN ☒ Start time: 10:45 am Total amount of time needed: 10 min. (for presentation, testimony and discussion)	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 30%;">FOUR-FIFTHS AGENDA</th> <th colspan="2">COMMISSIONERS VOTED AS FOLLOWS:</th> </tr> <tr> <th></th> <th style="width: 30%;">YEAS</th> <th style="width: 30%;">NAYS</th> </tr> <tr> <td>1. Fritz</td> <td>1. Fritz ☒</td> <td></td> </tr> <tr> <td>2. Fish</td> <td>2. Fish ☒</td> <td></td> </tr> <tr> <td>3. Saltzman</td> <td>3. Saltzman ☒</td> <td></td> </tr> <tr> <td>4. Eudaly</td> <td>4. Eudaly ☒</td> <td></td> </tr> <tr> <td>Wheeler</td> <td>Wheeler ☒</td> <td></td> </tr> </table>	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 ☒	
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