

ORDINANCE No. 188717

*Amend Intergovernmental Agreement with the Oregon Department of Transportation to accept and appropriate a grant from the Federal Highway Bridge Program for the SE 122nd Avenue: Johnson Creek Bridge Replacement(Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The weatherworn timber bridge that carries public traffic on SE 122nd Avenue over Johnson Creek in the Pleasant Valley Neighborhood was significantly damaged by the record-breaking storms in December of 2015; and
2. The storm-damaged bridge was closed to all motorized vehicular traffic on February 3, 2016, and remains so;
3. The Bureau of Transportation (PBOT) applied to the Federal Highway Bridge Program for a grant in the amount of \$2,512,440 for the replacement of the SE 122nd Avenue Bridge over Johnson Creek (51C20) on February 22, 2016;
4. The City of Portland and the Oregon Department of Transportation (ODOT) entered into an agreement (Agreement No. 31310 / Ordinance No. 187976 passed by City Council September 07, 2016) to fund the replacement of the SE 122nd Avenue Bridge over Johnson Creek (51C20) in the amount of \$2,512,440;
5. The total project cost was estimated to be \$2,800,000, of which \$2,512,440 was to be Federal Highway Bridge Program funding and \$287,560 was to be local City match;
6. The current project cost estimate has been modified to \$3,811,431, based on current bridge design plans and a more detailed estimate, of which \$3,419,997 is to be Federal Highway Bridge Program funding and \$391,434 is to be local City match;
7. The Bureau's level of confidence of the cost estimate for this project is high because the bridge design plans are 95% complete;
8. This amendment modifies the existing agreement to allow for the City of Portland to use its own procedures to demonstrate compliance with the Americans with Disabilities Act.

NOW, THEREFORE, the Council directs:

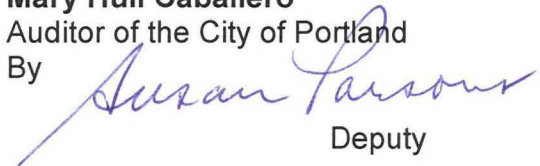
- a. That the Commissioner-in-Charge is hereby authorized to accept on behalf of the City of Portland increased grant funding from the Federal Highway Bridge Program for the replacement of the SE 122nd Avenue Bridge over Johnson Creek (51C20) in the amount of \$907,557 for a total of \$3,419,997 and to amend an Intergovernmental Agreement in a form similar to the contract attached as Exhibit A.
- b. The funding and appropriate will be added in the FY 18/19 Budget.
- c. The Commissioner-in-Charge is authorized to execute amendments, approved as to form by the City Attorney, to the scope of the services or the terms and conditions of this Agreement, provided the changes do not increase the City's financial risk. Increases to the grant amount must be approved by the City Council.
- d. The OMF Grants Office is authorized to perform all administrative matters in relation to the grant application, grant agreement or amendments, requests for reimbursement from the grantor, and to submit required online grant documents on the Commissioner-in-Charge's behalf.

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, DEC 13 2017

Commissioner Dan Saltzman
Prepared by: Cameron Glasgow: SP
Date Prepared: 11/13/2017

Mary Hull Caballero
Auditor of the City of Portland
By


Deputy

Agenda No.
Ordinance NO. 188717
Title

*Amend Intergovernmental Agreement with the Oregon Department of Transportation to accept and appropriate a grant from the Federal Highway Bridge Program for the SE 122nd Avenue: Johnson Creek Bridge Replacement (Ordinance)

<p>INTRODUCED BY Commissioner/Auditor: Dan Saltzman</p>	<p>CLERK USE: DATE FILED DEC 05 2017</p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance & Administration – Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman <i>DS</i></p> <p>Position 4/Safety - Eudaly</p>	<p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: PBOT Group: Engineering Services Group Manager: Steve Townsen Asst. Director: Chris Warner <i>CS</i></p> <p>Prepared by: Cameron Glasgow, SP Supervisor: Steve Townsen <i>ST</i> Date Prepared :November 13, 2017</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 type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan <i>KAM</i></p>	<p>ACTION TAKEN:</p>
<p>Council Meeting Date December 13, 2017</p>	

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

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	✓	