

ORDINANCE No. 189106

* Authorize an Intergovernmental Agreement with the Port of Portland for the North Rivergate Freight Project to transfer \$4 million to the City (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. North Rivergate Blvd which serves the Rivergate Industrial area often experiences significant traffic delays due to the at-grade rail crossing.
2. The Port of Portland and the Bureau of Transportation have endeavored for several years to fund a grade separation of N. Rivergate Blvd.
3. In 2015 the Port of Portland received a Transportation Investment Generating Economic Recovery grant from the Federal Highway Administration in the amount \$7,329,000. The project has also received funding from several other local, state and federal sources.
4. In April 2018 council approved an Intergovernmental Agreement with the Port of Portland and the Oregon Department of Transportation to fund construction of the North Rivergate Freight Project.
5. The Port of Portland desires to transfer the \$4,000,000 contribution they have agreed to make to the project to the City of Portland.
6. By separate agreement the City of Portland intends to transfer \$4,000,000 in project funds to Metro in exchange for Metro supporting an amendment to the to Metropolitan Transportation Improvement Project to add \$5,185,063 in federal Highway Infrastructure Program fund authority to the North Rivergate Freight Project.
7. The City of Portland will contribute \$8,000,000 in Transportation System Development Charge funds to the North Rivergate Freight Project.

NOW, THEREFORE, the Council directs:

- a. The Commissioner-in-Charge is hereby authorized to execute an Intergovernmental Agreement in a form similar to the contract attached as Exhibit A.
- b. The Commissioner-in-Charge (or party authorized above to execute the IGA) is

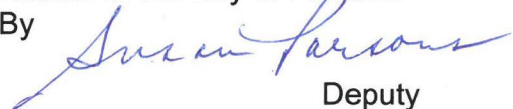
authorized to execute amendments, approved as to form by the City Attorney, to the scope of the services or the terms and conditions of this Agreement, provided the changes do not increase the City's financial risk. Increases to the grant amount must be approved by the City Council.

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, **AUG 15 2018**

Commissioner Dan Saltzman
Prepared by: Dan Layden; coordinator initials
Date Prepared July 16, 2018

MARY HULL CABALLERO
Auditor of the City of Portland
By


Deputy

Agenda No.
Ordinance NO.
Title

189106

Authorize

*Approve an Intergovernmental Agreement with the Port of Portland for the North Rivergate Freight Project (Ordinance)

to transfer \$4 million to the City

INTRODUCED BY Commissioner/Auditor: Dan Saltzman	CLERK USE: DATE FILED <u>AUG 07 2018</u>
COMMISSIONER APPROVAL Mayor—Finance & Administration – Wheeler Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman <i>Don Saltzman</i> Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland By: <i>[Signature]</i> Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: PBOT Group: PPP Group Manager: Art Pearce <i>SD on behalf of A.P.</i> Director: Chris Warner <i>for CW</i> Prepared by: Dan Layden; IR Supervisor: Millicent Williams Date Prepared: July 16, 2018 <i>ML</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"/>	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan <i>KAM</i>	
Council Meeting Date August 15, 2018	

AGENDA <i>1 of 2</i>
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/> <i>(per Gene)</i>
REGULAR <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	<input checked="" type="checkbox"/>	
2. Fish	2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman	<input checked="" type="checkbox"/>	
4. Eudaly	4. Eudaly	<input type="checkbox"/>	<input type="checkbox"/>
Wheeler	Wheeler	<input checked="" type="checkbox"/>	