

ORDINANCE No. 189107

* Authorize an Intergovernmental Agreement with Metro for the North Rivergate Freight Project to transfer \$4 million in City funds to Metro in exchange for Metro applying \$5,185,063 in Federal Highway Improvement Funds to the project (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. Metro recently received an allocation of Highway Improvement Funds from the Federal Highway Administration, the funds must be obligated by September 2021. The Rivergate Freight Project meets the criteria for expenditure of the funds.
6. This agreement provides for Metro to recommend and support the allocation of \$5,185,063 in Highway Improvement Funds to the Rivergate Freight Project in exchange for the City transferring \$4,000,000 in city funds to Metro.

NOW, THEREFORE, the Council directs:

- a. The Commissioner-in-Charge is hereby authorized to execute an Intergovernmental Agreement in a form similar to the agreement attached as Exhibit A in an amount not to exceed \$4,000,000 in City funds.
- b. 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.

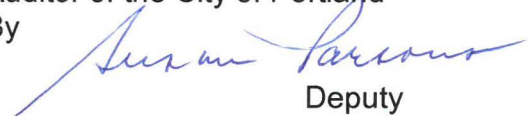
- c. The OMF Grants Office is authorized to perform all administrative matters in relation to the agreement, amendments, requests for reimbursement from Metro, and to submit required online grant documents on the Commissioner-in-Charge's behalf.

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 this Ordinance. 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; CK
Date Prepared July 16, 2018

MARY HULL CABALLERO
Auditor of the City of Portland
By


Deputy

Agenda No.
Ordinance NO.

189107

Title

Authorize million

* Approve an Intergovernmental Agreement with Metro for the North Rivergate Freight Project to transfer \$4,000,000 in city funds to Metro in exchange for Metro applying \$5,185,063 in Federal Highway Improvement Funds to the project. (Ordinance)

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>[Signature]</i> Position 4/Safety - Eudaly	Mary Hull Caballero Auditor of the City of Portland By: <u><i>[Signature]</i></u> Deputy
BUREAU APPROVAL Bureau: PBOT Group: PPP Group Manager: Art Pearce Director: Chris Warner <i>[Signature]</i> Prepared by: Dan Layden; CK Supervisor: Millicent Williams <i>[Signature]</i> Date Prepared: July 19, 2018	ACTION TAKEN:
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>[Signature]</i>	
Council Meeting Date August 15, 2018	

AGENDA <i>2/12</i>
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input checked="" type="checkbox"/>
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	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Eudaly	4. Eudaly	_____	
Wheeler	Wheeler	✓	