

**ORDINANCE No. 189268**

\*Authorize Intergovernmental Agreement for Right of Way Services with the Oregon Department of Transportation to define roles and responsibilities regarding the use of real property for construction of public improvements related to the Connected Cully Project (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. In March 2016, City Council executed an Intergovernmental Agreement with the Oregon Department of Transportation for the Connected Cully Project via Ordinance No. 187654; and
2. This supplemental Right of Way Services Agreement outlines the Portland Bureau of Transportation's obligations for acquiring the right-of-way necessary to construct the project with federal funds.

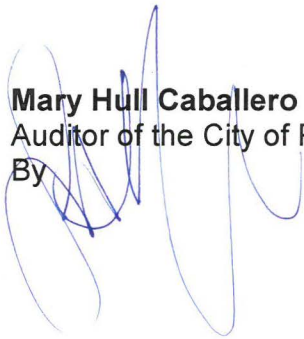
NOW, THEREFORE, the Council directs:

- a. That the Commissioner-in-Charge is hereby authorized to execute an Intergovernmental Agreement for Right of Way Services with the Oregon Department of Transportation in a form similar to the contract attached as Exhibit A.
- 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. Increases to the grant amount must be approved by the City Council.
- c. 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 to meet federal-aid schedule requirements; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, DEC 05 2018

Commissioner Chloe Eudaly  
Prepared by: Elizabeth Mahon: CB  
Date Prepared: 10/17/2018

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

Deputy

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Chloe Eudaly</b>	CLERK USE: DATE FILED <u>NOV 27 2018</u>
<b>COMMISSIONER APPROVAL</b>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>Susan Larson</i></u> Deputy</p> <p><b>ACTION TAKEN:</b></p>
Mayor—Finance & Administration – Wheeler	
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Eudaly <i>[Signature]</i>	
<b>BUREAU APPROVAL</b>	
Bureau: PBOT Group: Policy, Planning and Projects Group Manager: Art Pearce <i>[Signature]</i> Director: Chris Warner	
Prepared by: Elizabeth Mahon; CB Supervisor: Steve Szigethy <i>[Signature]</i> Date Prepared: October 29, 2018	
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, charter, Comp Plan <i>[Signature]</i>	
Council Meeting Date <b>December 5, 2018</b>	

<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)

Revised 8/2017

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