

ORDINANCE No. 189277

*Amend Grant Agreement with Portland Parks Foundation to transfer \$1,050,000 City funds for the Wildwood Trail Pedestrian Bridge (Ordinance; amend Contract No. 32001732)

The City of Portland ordains:

Section 1. The Council finds:

1. In 2016, Council authorized the Bureau of Transportation to transfer \$500,000 to the Portland Parks Foundation for construction of the Footbridge Over Burnside upon evidence that the Parks Foundation has raised the remaining funds estimated at \$2,000,000. (Ordinance 188111).
2. In 2017, Council authorized the Bureau of Parks and Recreation to enter into the Grant Agreement with the Portland Parks Foundation for the construction of the Wildwood Trail Pedestrian Bridge. (Ordinance 188668).
3. In 2018 Council authorized the Bureau of Transportation to accept a grant from Metro to provide \$200,000 for construction of the Wildwood Trail Pedestrian Bridge. (Ordinance 188962).
4. Now, the Portland Parks Foundation has requested an additional \$350,000 in funding from Transportation System Development Charge ("SDC") revenue to complete design and construction of the Wildwood Trail Pedestrian Bridge.
5. This ordinance will authorize the Director of Portland Parks and Recreation Bureau (PP&R) to execute the First Amendment to the Grant Agreement between PP&R and the Portland Parks Foundation (PPF). The Amendment will allow the transfer of all grant funds, a total of \$1,050,000, from PBOT to PPF for the Wildwood Trail Pedestrian Bridge project. The funds to be transferred pursuant to the Amendment will include the additional Transportation SDC funds and the Metro grant funds.
6. According to the Grant Agreement, the transfer will only take place upon certification by PP&R that the foundation has met the terms and conditions of the Grant Agreement and will be considered "last-in" project funds, as that term is defined in the Grant Agreement.

NOW, THEREFORE, The Council Directs:

- a. The Director of the Portland Parks & Recreation Bureau is authorized to execute the First Amendment to the Grant Agreement, in the form substantially similar to the Exhibit A attached, to authorize the Portland Bureau of Transportation to transfer \$1,050,000 to the Portland Parks Foundation for construction of the Wildwood Trail Pedestrian Bridge upon certification by the PP&R that the Foundation has met the terms of the Grant Agreement between PP&R and the Foundation. The funds will be used to

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fill the gap in the Wildwood Trail Pedestrian Bridge project's financing plan as "last-in" funds, designed to complete the funds needed for the Bridge's physical construction.

- b. The Portland Bureau of Transportation is authorized to direct payments and reimbursement to the Portland Parks Foundation in accordance with City obligations and with proper documentation as may be required.

Section 2. The Council declares that an emergency exists in order to avoid further delay in the funding for the ongoing operations of the Portland Parks Foundation therefore, this Ordinance shall be in force and effect from and after its passage by Council.

Passed by the Council: DEC 05 2018

Mary Hull Caballero
Auditor of the City of Portland

Commissioner Nick Fish

Prepared by: F. Dennis James & Robin Johnson Craig

Date Prepared: November 28, 2018

By 

Deputy

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<p>INTRODUCED BY Commissioner/Auditor: FISH</p>	<p>CLERK USE: DATE FILED <u>NOV 27 2018</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance & Administration - Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish <i>Sms for Nick Fish</i></p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Eudaly</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>Luzanne Luzanne</i></u> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: Parks & Recreation Bureau Head: Interim Director Kia Selley <i>Kia Selley</i></p> <p>Prepared by: F. Dennis James Date Prepared :November 7, 2018</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 checked="" type="checkbox"/></p> <p>City Auditor Office Approval: N/A required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>[Signature]</i></p> <p>Council Meeting Date: Dec. 5, 2018</p>	<p>ACTION TAKEN:</p>

<p style="text-align: center;">AGENDA</p> <p>TIME CERTAIN <input type="checkbox"/> Start time: _____</p> <p>Total amount of time needed (for presentation, testimony and discussion)</p> <p>CONSENT <input type="checkbox"/></p> <p>REGULAR <input checked="" type="checkbox"/> Total amount of time needed: 15 Minutes (for presentation, testimony and discussion)</p>	<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>YEAS</th> <th>NAYS</th> </tr> <tr> <td>1. Fritz</td> <td style="text-align: center;">✓</td> <td></td> </tr> <tr> <td>2. Fish</td> <td style="text-align: center;">✓</td> <td></td> </tr> <tr> <td>3. Saltzman</td> <td style="text-align: center;">✓</td> <td></td> </tr> <tr> <td>4. Eudaly</td> <td style="text-align: center;">✓</td> <td></td> </tr> <tr> <td>Wheeler</td> <td style="text-align: center;">✓</td> <td></td> </tr> </table>	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:			YEAS	NAYS	1. Fritz	✓		2. Fish	✓		3. Saltzman	✓		4. Eudaly	✓		Wheeler	✓	
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