

**ORDINANCE No.**      **189681**

\*Authorize an agreement in the amount of \$39,710 with TriMet for the NE 46th Ave and Bryant St Local Improvement District to include design of bus pullouts west of the NE 47th Ave and Columbia Blvd intersection (Ordinance; C-10065)

The City of Portland ordains:

Section 1. The Council finds:

1. The Council approved formation of the NE 46th Avenue and Bryant Street Local Improvement District (“LID”) on January 16, 2019.
2. Directive ‘j’ of Ordinance No. 189347 anticipated the potential need for bus pullouts for frequent service bus line 75 which will serve the future Columbia Bus Base to be built by the Tri-County Metropolitan Transportation District of Oregon (“TriMet”).
3. Traffic analysis and Portland Bureau of Transportation (“PBOT”) outreach to TriMet performed since formation of the LID has confirmed that blocks of NE Columbia Blvd. immediately west of the currently signalized NE 47th Avenue and Columbia Blvd. intersection are the most appropriate locations at which to design both westbound and eastbound bus pullouts for line 75, and will not block existing commercial driveways or infringe upon current off-street parking for existing businesses.
4. Kittelson & Associates (“Kittelson”) is currently providing preliminary engineering for PBOT to design the LID. There will be efficiencies and economies of scale in having a single contractor also design the bus pullouts. PBOT currently has administrative authority to amend its existing task order with Kittelson but lacks the funding for the bus pullout design work.
5. Kittelson provided a proposal to amend the existing task order with PBOT to increase compensation by \$39,710 as shown in Exhibit A.
6. TriMet confirmed its intent to fund the Kittelson task order amendment proposal as shown in Exhibit A per the letter attached as Exhibit B.
7. An agreement between PBOT and TriMet to fund the bus pullout design work is pending Council approval and is attached as Exhibit C.

8. The bus pullout locations to be designed are located in the Cully neighborhood, which is the most racially diverse of Portland's current 94 neighborhood associations, and whose residents will benefit from additional living wage jobs created in the Columbia Corridor, including new jobs created by TriMet at its future Columbia Bus Base.
9. The bus pullouts to be utilized by line 75 will be in the public right-of-way of NE Columbia Blvd., which is among the City's High Crash Corridors. Safety of bus operators and passengers, as well as other vehicles using NE Columbia Blvd. will be improved consistent with PBOT's Vision Zero efforts by line 75 not having to stop in lanes of traffic with high speeds and high traffic volumes.
10. Line 75 currently serving NE Columbia Blvd. already has the third highest bus line ridership in the TriMet system as of Spring 2019 even before new living wage jobs are created in the Columbia Corridor, after first place line #20 – Burnside / Stark and second place line #2 – Division. The planned improvements will provide a safe location for buses to dwell if operating ahead of schedule, and for bus operators to make road reliefs as necessitated by line 75 providing service nearly 20 hours each day.
11. Directive 'i' of Ordinance No. 189347 authorized the Local Improvement District Administrator to negotiate Extra Work Agreement(s) to incorporate additional scope elements into the LID but did not authorize execution of Extra Work Agreement(s) for which the City Attorney provides approval as to form.
12. Directives 'j', 'k' and 'l' of Ordinance No. 189347 waived the requirement for a Council hearing to amend the LID to add additional scope elements into the LID.
13. Both PBOT and TriMet have conducted outreach to the current owner of the property adjacent to the proposed westbound bus pullout. Approval of acquisition of any necessary property rights will be by a separate and subsequent Ordinance unless the property rights are provided by the property owner as a condition of development.
14. The location of the proposed eastbound bus pullout is adjacent to property currently owned by the City of Portland.

NOW, THEREFORE, the Council directs:

- a. The Local Improvement District Administrator is authorized to execute an agreement similar to Exhibit C of this Ordinance.
- b. The Local Improvement District Administrator is authorized to execute additional Extra Work Agreement(s) per directive 'i' of Ordinance No. 189347 for which the City Attorney provides approval as to form, including but not limited to funding of right-of-way acquisition and construction of the bus pullouts.

Section 2. The Council declares that an emergency exists because the currently-formed NE 46th Avenue and Bryant Street LID must be designed knowing whether there will be bus pullouts at or near NE 47th Avenue and Columbia Blvd., so that the existing traffic signal at this location can be upgraded to interconnect with the future planned traffic signal at NE 42nd Avenue and Columbia Blvd. to efficiently and safely manage the flow of traffic on NE Columbia Blvd., therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, SEP 04 2019

Commissioner Chloe Eudaly  
Prepared by: Andrew Aebi:cdb  
Date Prepared: August 5, 2019




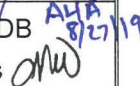


**MARY HULL CABALLERO**  
Auditor of the City of Portland  
By *Phillips*

Deputy

Agenda No.  
**Ordinance NO. 189681**  
 Title TriMet

Authorize

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| INTRODUCED BY<br>Commissioner/Auditor:<br><b>Chloe Eudaly</b>   | CLERK USE: DATE FILED <u>AUG 27 2019</u>  |
| COMMISSIONER APPROVAL<br><br>Mayor—Finance & Administration – Wheeler<br><br>Position 1/Utilities - Fritz<br><br>Position 2/Works - Fish<br><br>Position 3/Affairs - Hardesty<br><br>Position 4/Safety - Eudaly  | Mary Hull Caballero<br>Auditor of the City of Portland<br><br>By: <br>Deputy |
| BUREAU APPROVAL<br>Bureau: PBOT<br>Group: Policy, Planning & Projects<br>Group Manager: Art Pearce<br>Director: Chris Warner   | ACTION TAKEN:   |
| Prepared by: Andrew Aebi:CDB <br>Supervisor: Millicent Williams <br>Date Prepared: August 5, 2019                             |   |
| Impact Statement<br>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>  |   |
| Portland Policy Document<br>If "Yes" requires City Policy paragraph stated in document.<br>Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>  |   |
| City Auditor Office Approval:<br>required for Code Ordinances   |   |
| City Attorney Approval:<br>required for contract, code, easement, franchise, charter, Comp Plan    |   |
| Council Meeting Date September 4, 2019  |   |

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

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