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# 191160

Emergency Ordinance

## **\*Amend Intergovernmental Agreement with Oregon Department of Transportation to increase funding amount for the SW Barbur Blvd: SW Caruthers St to SW Capitol Hwy Project (amend Contract 30007165)**

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. On February 4, 2020, City Council approved Ordinance No. 189853 authorizing execution of an Intergovernmental Agreement (IGA) for Preliminary Engineering and Construction Engineering services of the Project and accepting a grant of \$530,000.12 from Oregon Department of Transportation (ODOT). Original total Project cost was estimated at \$590,661 with \$530,000.12 Federal funds. Since the overall Project estimate has increased to \$858,500, this amendment will add \$199,999.19 from Federal funds and additional non-federal local match of \$67,839.81.
2. The City entered into Contract (IGA ODOT Contract No. 33400 / City Contract No. 30007165) with ODOT for the installation of Intelligent Transportation Systems (ITS) fiber optic communication along SW Barbur Blvd and connection to all City maintained traffic signals along the corridor.
3. The project will include installation of high-speed broadband fiber optic communication with connection to PBOT maintained traffic signals along the corridor and also improve ITS network data connection to regional partners.
4. PBOT staff will use the high-speed broadband communication to monitor traffic conditions at signalized intersections, relieve congestion, enhance safety, and to increase efficiency of the existing transportation system.
5. Design and construction costs for this project are funded with Federal funds at a total amount of \$729,999.31 with \$128,500.69 (GTR and Build Portland) of local match required.

Introduced by

[Commissioner Mingus Mapps](#)

Bureau

[Transportation](#)

Contact

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Requested Agenda Type

Consent

Date and Time Information

Requested Council Date  
February 1, 2023

6. The Bureau's level of confidence in the cost estimate for this project is moderate.

NOW, THEREFORE, the Council directs:

- A. The Commissioner-in-Charge is hereby authorized to enter into Amendment No. 1 with Oregon Department of Transportation in a form similar to the amendment 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 by 20% or greater.
- 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 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.

## Documents and Exhibits

 [Exhibit A](#) 755.76 KB

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council  
February 1, 2023

Auditor of the City of Portland  
Simone Rede

## Impact Statement

### Purpose of Proposed Legislation and Background Information

- The Project will design and construct Intelligent Transportation Systems (ITS) fiber optic communication along SW Barbur Blvd (from 4<sup>th</sup>/Caruthers to Capitol Highway) and connect existing City maintained traffic signals to the ITS Network.
- During the grant application, the original Project cost was estimated at \$590,661. At the start of design phase, the overall Project estimate was updated to \$858,500 to reflect an increase of \$267,839 to design and construction costs.

- The ordinance will authorize an amendment to existing Intergovernmental Agreement (IGA) between the City of Portland and Oregon Department of Transportation for SW Barbur Blvd: SW Caruthers St to SW Capitol Highway Project (KN18316/T00960).
- This ordinance will amend existing Intergovernmental Agreement (IGA) ODOT Contract No. 33400 (City Contract No. 30007165) by increasing the overall funding on this Project by \$267,839 with additional funding of \$199,999.19 from Federal funds and \$67,839.81 of non-federal local match.

## Financial and Budgetary Impacts

- The updated project cost is \$858,500.00 (low confidence estimate). The Project (T00960) will be funded through Federal grant from ODOT (\$729,999.31) and local match from PBOT GTR funds (\$60,500.00) and remaining match from PBOT Build Portland funds (\$68,000.69).
- Project T00960 is for SW Barbur Blvd: SW Caruthers St to SW Capitol Highway. The grant number for this project is TR000303.
- Project costs were determined through engineers estimates at the start of design phase.
- The cost of the project has been accounted for in the GTR and Build Portland funding and PBOT's FY 2022-23 CIP budget.
- There is no work outside of the scope of the project anticipated, and no additional funds requested.

## Community Impacts and Community Involvement

- This action is administrative, and the execution of this contract is noncontroversial and will not have community impacts upon its execution.
- This project will improve traffic signal coordination along SW Barbur Blvd.
- This project will improve traffic signal equipment and give City traffic signal engineers and signal maintenance staff the ability to monitor corridor operation.
- There is regional support for this project as it will improve traffic signal equipment, give City traffic signal engineers and signal maintenance staff the ability to monitor corridor operation, and improve data exchange between regional agencies.

## 100% Renewable Goal

Not applicable.

## Agenda Items

### 98 Consent Agenda in [February 1-2, 2023 Council Agenda](#)

Passed

Commissioner Carmen Rubio Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Absent