

SE 17TH AVENUE AND OCHOCO RAILROAD CROSSING
MAINTENANCE AGREEMENT

THIS AGREEMENT, entered into this ____ day of _____, 1983, by and between the City of Portland, hereinafter referred to as "Portland," and the City of Milwaukie, hereinafter referred to as "Milwaukie," is for the purpose of providing for the installation and continued maintenance of certain protective devices to be installed at the Portland Traction Company grade crossing of SE 17th Avenue and Ochoco Street, as ordered by the Public Utility Commission of Oregon.

WHEREAS, the north edge of the pavement on SE Ochoco Street closely follows the boundary between Portland and Milwaukie, and

WHEREAS, the Public Utility Commissioner of Oregon has recommended that the Portland Traction Company crossing at SE Ochoco Street east of SE 17th Avenue be protected with flashing lights, 100 feet of protective curbing/retaining wall along the north edge of the pavement on SE Ochoco Street, and pavement markings, as indicated in Exhibit A, attached hereto, and

WHEREAS, the Public Utility Commissioner has requested an agreement between Portland and Milwaukie to provide for the installation and continued maintenance of advance warning signs, and the proposed curbing and pavement markings, and

WHEREAS, the Public Utility Commissioner has indicated that funds are available to reimburse Portland and Milwaukie for the cost of installing the curbing and pavement markings, and

WHEREAS, Portland and Milwaukie will be required to maintain the advance warning signs, protective curbing and pavement markings once they are installed, and

WHEREAS, these improvements are necessary for the safety and protection of motorists using SE Ochoco Street;

NOW, THEREFORE, Portland and Milwaukie do mutually agree as follows:

- (1) Portland shall install and maintain advance warning signs and protective curbing, as required by the Public Utility Commissioner.
- (2) Milwaukie shall install and maintain pavement markings, as required by the Public Utility Commissioner.

IN WITNESS WHEREOF, Portland and Milwaukie have executed this Agreement:

APPROVED AS TO FORM

CITY OF PORTLAND

Portland City Attorney

Commissioner of Public Works

Date

Date

City Auditor

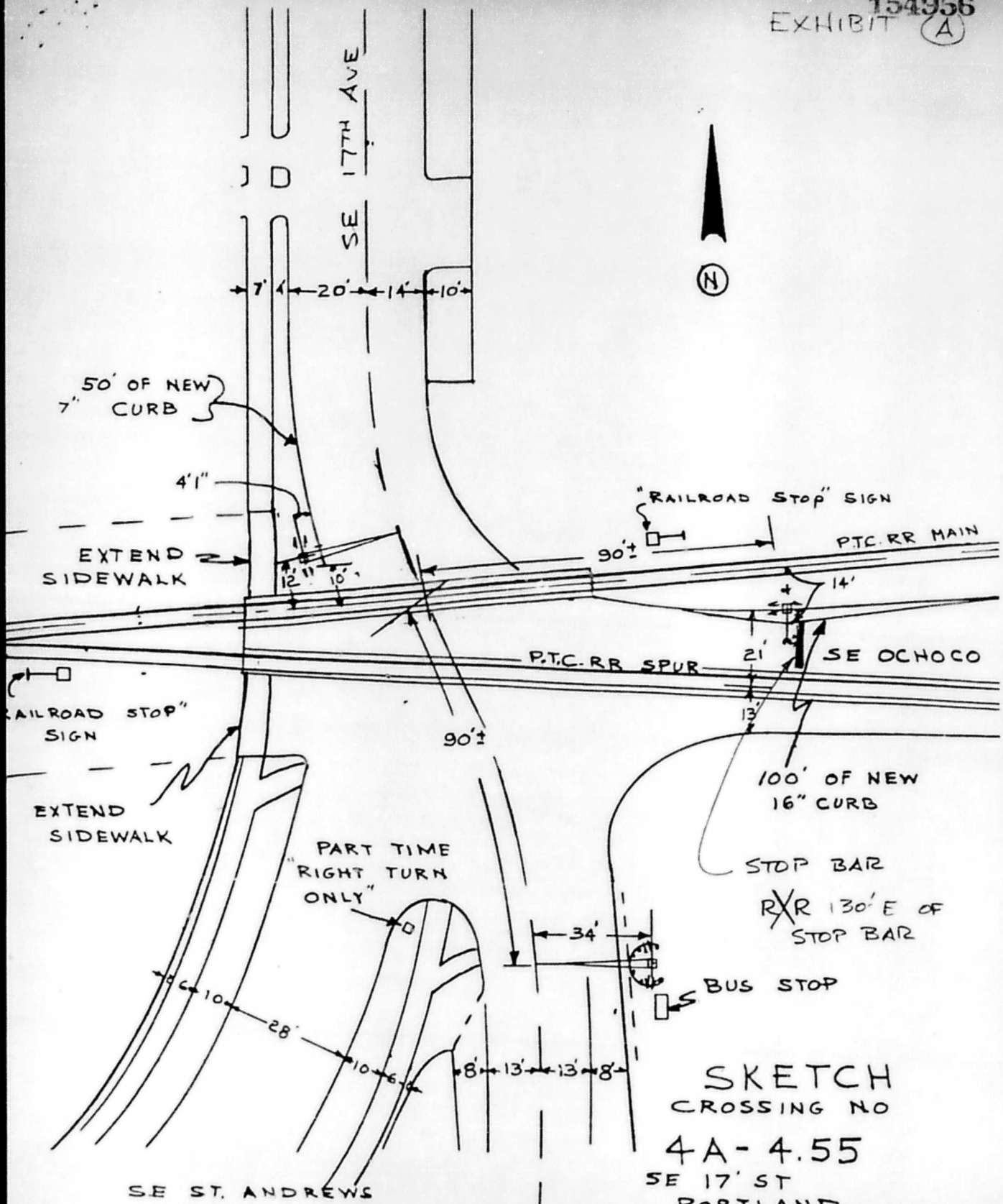
Date

CITY OF MILWAUKIE

Joy Burgess

Mayor

Date



SKETCH
CROSSING NO

4A-4.55

SE 17' ST
PORTLAND

RAM 2-28-82
4-20-82
6-2-82
6-5-82

ORDINANCE No. 154956

An Ordinance authorizing the City to enter into an agreement with the City of Milwaukie, providing for the installation and continued maintenance of certain protective devices to be installed at the Portland Traction Company grade crossing of SE 17th Avenue and SE Ochoco Street.

The City of Portland ordains:

Section 1. The Council finds:

1. SE Ochoco Street between SE 17th Avenue and SE 24th Avenues is located on the boundary between the city of Portland and the city of Milwaukie.
2. The Oregon Public Utility Commissioner has recommended that the Portland Traction Company crossing at SE Ochoco Street east of 17th Avenue be protected with flashing lights, 100 ft. of protective curbing/retaining wall along the north edge of the pavement on SE Ochoco Street, and pavement markings.
3. The Public Utility Commissioner has indicated that funds are available to reimburse Portland and Milwaukie for the cost of installing the curbing and pavement markings.

NOW, THEREFORE, the Council directs:

- a. The Commissioner of Public Works and the Auditor are authorized to execute, on behalf of the City, an agreement with the City of Milwaukie, which stipulates that Portland shall install and maintain advance warning signs and protective curbing, and Milwaukie shall install and maintain pavement markings, as required by the Public Utility Commissioner, and which agreement is attached to the original of this ordinance and by reference made a part hereof.
- b. Executed copies of this ordinance and the attached agreement shall be forwarded to the Oregon Public Utility Commissioner and the City of Milwaukie for filing and future reference.

Passed by the Council,

AUG 17 1983

Commissioner Mike Lindberg
David Vargas:ms
July 28, 1983

JEWEL LANSING
Auditor of the City of Portland

By

Doris E. Sherry
Deputy

Calendar No. **2151**
2105

ORDINANCE No. **154956**

Title

An Ordinance authorizing the City to enter into an agreement with the City of Milwaukie, providing for the installation and continued maintenance of certain protective devices to be installed at the Portland Traction Company grade crossing of SE 17th Avenue and SE Ochoco Street

AUG 10 1983
AUG 17 1983
PASSED TO SECOND READING

THE COMMISSIONERS VOTED AS FOLLOWS:		
	YEAS	NAYS
JORDAN	1	
LINDBERG	1	
SCHWAB	1	
STRACHAN		
IVANCIE	1	

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

Filed _____

AUG 4 1983

JEWEL LANSING
Auditor of the CITY OF PORTLAND

By *Dennis Nelson*
Deputy

INTRODUCED BY
Commissioner Mike Lindberg

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities

Works

mlm

BUREAU APPROVAL

Bureau:

Street & Structural Engineering

Prepared By:

Date:

David Vargas 7/28/83

Budget Impact Review:

Completed Not required

Bureau Head *Ralph W. Tashima*, Acting Chief

CALENDAR	
Consent	X Regular

NOTED BY

City Attorney

City Auditor

City Engineer

R.O. Schmidt

R.O. Schmidt