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# 191629

Emergency Ordinance

## \*Accept a grant in the amount of \$387,068 from Oregon Department of Transportation, authorize Intergovernmental Agreement for a paved pathway and crossing improvements between NE 106th Ave and NE San Rafael St

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. Portland Bureau of Transportation applied to Oregon Department of Transportation for a grant in the amount of \$387,068 for a paved pathway and crossing improvements on 1/31/2023; and
2. Oregon Department of Transportation has notified the City of Portland that it will award a grant for the pathway paving and route improvements between NE 106th Avenue and NE San Rafael Street and crossing improvements at NE San Rafael to Portland Bureau of Transportation in the amount of \$387,068;
3. The project number for this is T01385. The grant number is TR000373.
4. The NE 106<sup>th</sup> Avenue pathway project is an unfunded link in the 100s Neighborhood Greenway. It is a designated Neighborhood Walking Route, a Safe Routes to School Primary Investment Route and connects to transit stops.
5. The NE 106<sup>th</sup> Avenue pathway will improve connectivity on a low-traffic route, supporting themes heard in East Portland in Motion (EPIM) planning interviews: better transit access, more off-street paths for biking, and to focus on children.
6. The Oregon Community Paths Program is dedicated to helping communities create and maintain connections through multi-use

Introduced by

[Commissioner Mingus Mapps](#)

Bureau

[Transportation](#)

Contact

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Requested Agenda Type

Regular

Date and Time Information

Requested Council Date

February 14, 2024

Time Requested

10 minutes


paths to improve access and safety for people walking and bicycling.

NOW, THEREFORE, the Council directs:

- A. The Commissioner-in-Charge is hereby authorized to accept on behalf of the City of Portland a grant from the Oregon Department of Transportation for the pathway paving and route improvements between NE 106th Avenue and NE San Rafael Street and crossing improvements at NE San Rafael in the amount of \$387,068.
- B. The Commissioner-in-Charge to execute an Intergovernmental Agreement in the amount of \$387,068 in a form similar to the contract attached as Exhibit A.
- C. 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 total project cost by twenty-five percent (25%) or greater.
- D. 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 \(https://www.portland.gov/sites/default/files/council-documents/2024/exhibit-a-ocp23-07-city-of-portland-bureau-of-transportation.pdf\)](https://www.portland.gov/sites/default/files/council-documents/2024/exhibit-a-ocp23-07-city-of-portland-bureau-of-transportation.pdf) 1.02 MB

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 14, 2024

Auditor of the City of Portland  
Simone Rede

## Impact Statement

### Purpose of Proposed Legislation and Background Information

- Accept a grant from Oregon Department of Transportation in the amount of \$387,068, authorize Intergovernmental Agreement for paved pathway and crossing improvements between NE 106<sup>th</sup> Avenue and NE San Rafael Street.

### Financial and Budgetary Impacts

- The total cost of the NE 106<sup>th</sup> Avenue Pathway project is \$552,955 (low confidence estimate).
- Project number T01385. Grant number TR000373.
- The grant agreement with Oregon Department of Transportation, as stipulated in the Approved Project Description within Exhibit A of the grant agreement (Exhibit A), is for an approximately 165' path from NE 106<sup>th</sup> Avenue to San Rafael Street, lighting improvements, and a new mid-block ramp sidewalk connection.
- The estimated project cost of \$552,955 is based on a preliminary engineering estimate from August 2022 considering a five-year inflation rate and 30% contingency.
- Costs for this project will be posted to PBOT Capital Project T01385, which is included in PBOT's Requested FY 2024-25 Budget and five-year CIP forecast.
- More details about the contract or project to explain the purpose of taking this document to Council, if necessary.
- Maximum reimbursement on the grant is 70%, resulting in a 30% minimum local match. Local match in the amount of \$165,887 will be provided by funds from a General Fund allocation to the Safe Routes to School program for ongoing infrastructure work in East Portland. The funds for improving Safe Routes to School were approved by Council as part of the Fall BMP process in November of 2021.
- No additional funding or staffing is requested with this Ordinance.

### Community Impacts and Community Involvement

- PBOT received a letter of support for this grant from the Parkrose School District.

- The NE 106<sup>th</sup> Avenue pathway was included in the 2012 City Council-adopted East Portland in Motion (EPIM) plan, a strategy for active transportation projects east of 82<sup>nd</sup> Avenue. This project was identified in partnership with East Portland neighborhoods and organizations, overall, a total of \$80 million in projects.

## 100% Renewable Goal

N/A

## Budget Office Financial Impact Analysis

This action accepts grant revenues in the amount of \$387,068 from ODOT to support paved pathway and crossing improvements between NE 106th Ave. and NE San Rael St. This grant includes a minimum 30% local match, which PBOT intends to meet through \$165,887 contribution of Safe Routes to School general fund contribution in the FY2024-25 Requested Budget.

## Agenda Items

151 Regular Agenda in [February 14, 2024 Council Agenda](https://www.portland.gov/council/agenda/2024/2/14)  
(<https://www.portland.gov/council/agenda/2024/2/14>)

Passed

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea