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191630

Emergency Ordinance

***Accept a grant in the amount of \$2,400,000 from the Oregon Department of Transportation, authorize Intergovernmental Agreement for NW Naito Pkwy Rail Crossing and appropriate \$50,000 in FY 2023-24 budget**

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland Bureau of Transportation (PBOT) applied to the Oregon Department of Transportation (ODOT) for a grant in the amount of \$2,400,000 for pedestrian crossing improvements, bike safety improvements, and rail crossing upgrades in 2022; and
2. ODOT has notified the City of Portland that it will award a grant for the NW Naito Parkway Rail Crossing project to PBOT in the amount of \$2,400,000; and
3. The project number for this is T01379. The grant number is TR000371.
4. This grant will allow PBOT to both improve safety at a busy urban rail crossing and implement a rail quiet zone, long advocated for by the community. The project is also referred to as the NW Flanders Connector at Naito and Glisan, as it serves to connect the Flanders Greenway to the Waterfront.

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 ODOT for the NW Naito Parkway Rail Crossing project in the amount of \$2,400,000.
- B. The Commissioner-in-Charge to execute an Intergovernmental Agreement in the amount of \$2,400,000 in a form similar to the

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

contract attached as Exhibit A, provided the agreement is approved as to form by the City Attorney's Office.

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 FY 2023 / 2024 budget is hereby amended as follows:

GRANTS FUND

Fund: 217


Business Area – TR00

Bureau Program Expenses – \$50,000

E. 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 \(https://www.portland.gov/sites/default/files/council-documents/2024/exhibit-a-k23293_015097_nw-naito-pkwy-rail-crossing_final.pdf\)](https://www.portland.gov/sites/default/files/council-documents/2024/exhibit-a-k23293_015097_nw-naito-pkwy-rail-crossing_final.pdf) 1.09 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

- To accept a federal grant for design and construction of the NW Naito Parkway Rail Crossing project.
- The project invests in making a busy urban rail crossing safer for all users with the co-benefit of allowing for a rail quiet zone to be signed.
- The project is also referred to as the NW Flanders Connector at Naito and Glisan, as it serves to connect the Flanders Greenway to the Waterfront.

Financial and Budgetary Impacts

- Total project cost is \$2,400,000 (low confidence estimate).
- The project requires \$246,580 in local match that was approved by the PBOT Capital Investment Committee.
- The project was not included in the FY 2023-24 CIP. Therefore, the FY 2023-24 is being appropriated via this ordinance.
- The project will be included in the upcoming FY 2024-25 CIP.
- The project number is T001379. The Grant number is TR000371.
- The FY 2023 / 2024 budget is hereby amended as follows:

GRANTS FUND

Fund: 217

Business Area – TR00

Bureau Program Expenses – \$50,000

Community Impacts and Community Involvement

- This project will improve safety of an at-grade rail crossing of Naito Parkway at the Steel Bridge. Multimodal crossings will be consolidated and gated; new marked crossing will be installed across Naito south of the rail crossing.
- This project will allow for Quiet Zone, long sought by the community.
- This project will improve access between Old Town and the Waterfront for people walking, rolling and biking.
- This project does not change vehicular lane configuration or capacity on Naito Parkway.

100% Renewable Goal

N/A

Budgetary Impact Worksheet

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount
217001	TRED000009	441100	TPCIAM00000000GT	T01379	TR000371	T01379	50,000
217001	TRED000009	511300	TPCIAM00000000GT	T01379	TR000371	T01379	27,000
217001	TRED000009	529000	TPCIAM00000000GT	T01379	TR000371	T01379	23,000

Agenda Items

152 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