

## ORDINANCE No. 184413

\*Authorize the Bureau of Transportation to execute Temporary Construction Easement with both GHS, LLC and Oregon Health and Science University, as part of the SW Moody Ave Improvements: SW River Pkwy to SW Gibbs St Project (Ordinance).

The City of Portland ordains:

Section 1. The Council finds:

1. The general characteristics of the SW Moody Avenue Improvements Project are to construct approximately 3,200 linear feet of SW Moody Avenue from approximately SW River Parkway to SW Gibbs Street. SW Moody Avenue will include three traffic lanes, dual streetcar tracks, and pedestrian and bicycle facilities. The roadway will be elevated with an additional 14 feet of fill, allowing developers of adjacent brownfields to offer "tuck under parking" without disturbing capped contaminated areas. The elevated street also integrates mixed-use developments with street-level transit facilities, encouraging transit ridership and reducing auto trips. SW Moody Avenue is the main access point to the district. The new construction will increase roadway capacity and introduce urban development standards such as fiber optic, sewer, stormwater and water infrastructure to support future development. Rendering large parcels adjacent to SW Moody Avenue developable and incorporating additional transit modes along SW Moody Avenue will be vital to the economic success of the South Waterfront district. This investment in roadway and streetcar facilities also supports the Portland-Milwaukie Light Rail extension and streetcar extensions including the Close the Loop (connecting eastside and westside streetcar lines) and the Portland to Lake Oswego lines.
2. Council previously authorized the acquisition of property rights for this project on November 22, 2010 (Ordinance 184282).
3. Subject to indemnification from the City, GHS, LLC and Oregon Health Science University have agreed to convey the necessary Temporary Construction Easements.
4. The Office of the City Attorney has reviewed this matter and recommends that the City approve the Temporary Construction Easement's with the addition of indemnification language.

NOW, THEREFORE, the Council directs:

- a. The City Engineer is hereby authorized to execute the easements with GHS, LLC and Oregon Health Science University, in substantially the same form as the easements attached as Exhibit A & B.

Section 2. The Council declares that an emergency exists because delay in property acquisition at this location will result in a construction delay of the SW Moody Avenue Improvements: SW River Parkway to SW Gibbs Street Project; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

FEB 16 2011

FEB 16 2011

Passed by the Council, **FEB 16 2011**

Mayor Sam Adams  
Prepared by: Marty Maloney  
Date Prepared: January 24, 2011

**LaVonne Griffin-Valade**

Auditor of the City of Portland

By



Deputy

Agenda No.  
**ORDINANCE NO. 184413**  
Title

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<p align="center"><b>INTRODUCED BY</b> Commissioner/Auditor: <b>MAYOR SAM ADAMS</b> <i>LaVonne Griffin-Valade</i> <b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <p align="center"><b>BUREAU APPROVAL</b></p> <p>Bureau: Bureau of Transportation Group Manager: Greg Jones Development &amp; Capital Program Other: <i>Greg Jones</i></p> <p>Prepared by: Marty Maloney:slg Date Prepared: January 24, 2011</p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date <b>February 9, 2011</b></p> <p><b>City Attorney Approval</b> <i>MEM</i></p>	<p>CLERK USE: DATE FILED <u>FEB 04 2011</u></p> <p><i>LaVonne Griffin-Valade</i> LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>Susan Sanson</i> Deputy</p> <p>ACTION TAKEN: <b>FEB 09 2011 CONTINUED TO FEB 16 2011 9:30 A.M.</b></p>
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<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p>Start time: _____</p> <p><b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)</p>
<p><b>CONSENT</b> <input checked="" type="checkbox"/></p>
<p><b>REGULAR</b> <input type="checkbox"/></p> <p><b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	<input checked="" type="checkbox"/>	
2. Fish	<input checked="" type="checkbox"/>	
3. Saltzman	<input checked="" type="checkbox"/>	
4. Leonard	<input checked="" type="checkbox"/>	
Adams	<input checked="" type="checkbox"/>	