

ORDINANCE No. 184433

*Authorize Intergovernmental Agreement with TriMet for Portland – Lake Oswego Transit Project (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Regional Transportation Plan, adopted by the Metro Council in 2004, called for a corridor refinement plan for evaluation of high capacity transit options for the Portland to Lake Oswego corridor.
2. In 2005, Metro initiated an alternatives analysis consistent with Federal Transit Administration (FTA) requirements to assess the feasibility of transit and trail alternatives between Lake Oswego and Portland. A wide range of alternatives was evaluated in the alternatives analysis, including No-Build, Bus Rapid Transit with multiple alignments, Streetcar with multiple alignments, River Transit, and accompanying trail alignments.
3. An extensive public involvement process was undertaken from July 2005 to December 2007 which included a Lake Oswego to Portland Project Advisory Committee (LOPAC), Project Management Group (PMG), Steering Committee, public hearings, community design workshops, open houses, neighborhood meetings and meetings with individual property owners.
4. On September 10, 2007 the Steering Committee, adopted Recommendations on Alternatives to Advance into a Draft Environmental Impact Statement (DEIS) and Work Program Considerations.
5. The transit alternatives adopted by the Steering Committee included No-build, Enhanced Bus and Streetcar, including streetcar alternatives in Johns Landing on SW Macadam Avenue, the Willamette Shore Line or combinations of the two. The recommendation also called for a Minimal Operable Segment (MOS) extending streetcar from its existing terminus in South Waterfront to the southern end of Johns Landing.
6. On November 19, 2007, the Steering Committee amended their recommendation to add a permanent Johns Landing terminus to the alternatives to be advanced, and to initiate a Refinement Study of streetcar alternatives in the Johns Landing area prior to the start of the DEIS.
7. On December 12, 2007, the City of Portland submitted a letter to Metro Council supporting the Steering Committee recommendations as amended and approved on November 19, 2007 and recommending elements to be incorporated in the Johns Landing Refinement Study.

8. On December 13, 2007, Metro Council adopted the Lake Oswego to Portland Transit and Trails Alternatives to Advance into the Draft Environmental Impact Statement (DEIS).
9. Metro is currently conducting the NEPA process for the Lake Oswego to Portland Transit Project ("Project"), which is studying transit alternatives between Lake Oswego and Portland along the Highway 43 transit corridor.
10. The Parties are signatory to a multi-party agreement (TriMet contract number GH090371LE) related to the Project that was also signed by the City of Lake Oswego, Metro, and Clackamas County ("Multi-Party Agreement"). The purpose of that agreement was to set out the signatories' obligations with regard to the Project through the New Starts application process and into preliminary engineering ("PE").
11. As part of the Multi-Party Agreement, the City agreed to pay \$57,000 to Metro by April 15, 2009 to support the Refinement Study and \$83,000 (\$23,000 payment and \$60,000 in-kind services) for the DEIS and FTA application as match for MTIP funding of \$1,227,327. The DEIS payment was due on November 1, 2009.
12. The City has budgeted \$183,000 in the current year (FY 2010-11) to fund the City's portion of the Locally Preferred Alternative (LPA) phase of the Project.

NOW, THEREFORE, the Council directs:

- a. That the Commissioner-in-Charge and Auditor are authorized to enter into an Intergovernmental Agreement with TriMet, substantially in accordance with the Intergovernmental Agreement attached to the original of this ordinance and, by reference, made a part hereof.
- b. The City's Project Manager is hereby authorized to agree and execute, on behalf of the City, any amendment that does not increase the amount of the Intergovernmental Agreement.

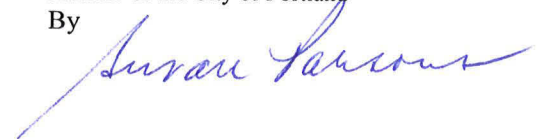
Section 2. The Council declares that an emergency exists because approval of the Intergovernmental Agreement by City Council is required before the City can make payment to TriMet for work currently in process; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, **FEB 23 2011**

Mayor Sam Adams
Prepared by: Paul Smith: jf
Date Prepared: February 9, 2011

LaVonne Griffin-Valade
Auditor of the City of Portland

By



Deputy

Agenda No.
ORDINANCE NO. 184433
Title

*Authorize Intergovernmental Agreement with TriMet for the Portland – Lake Oswego Transit Project (Ordinance)

<p>INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS <i>K. J. Milbrunn on behalf of Mayor Adams</i> COMMISSIONER APPROVAL</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>BUREAU APPROVAL Bureau: Bureau of Transportation Bureau Head: Susan D. Keil, Director Other: <i>Susan D. Keil</i> Prepared by: Paul Smith: <i>Paul</i> Date Prepared: 2-9-11</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 2-23-11</p> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED FEB 16 2011</p> <p>LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	