

## ORDINANCE No. 184505

\*Authorize an Intergovernmental Agreement and accept a grant in the amount of \$407,516 from the Portland Development Commission for construction of street, sidewalk and stormwater improvements to NE 97th Ave from Glisan St to Davis St (Ordinance; C-10035)

The City of Portland ordains:

Section 1. The Council finds:

1. The City Council approved formation of the NE 97th Avenue Green Street LID on June 2, 2010 with the passage of Ordinance No. 183849.
2. The NE 97th Avenue Green Street LID has sufficient contingency funds and funds remaining in the previously-executed design Intergovernmental Agreement between the Portland Development Commission and the Bureau of Transportation to cover the cost of the street, sidewalk and stormwater improvements; however, it is preferable to have a separate Intergovernmental Agreement with the Portland Development Commission for construction.
3. The Bureau of Transportation applied to the Portland Development Commission for a grant in the amount of \$407,516.00 for construction of street, sidewalk and stormwater improvements to the improvements to NE 97th Avenue on December 10, 2010.
4. The Portland Development Commission notified the City of Portland on February 3, 2011 that it will award a grant for the construction of street, sidewalk and stormwater improvements to the Bureau of Transportation in the amount of \$407,516.00.
5. No Bureau of Transportation match is required by this grant beyond local improvement district funds already committed to this project.
6. The Portland Development Commission grant is included in the Proposed FY2011/2012 budget.

NOW, THEREFORE, the Council directs:

- a. The Mayor is hereby authorized to accept on behalf of the City of Portland a grant from the Portland Development Commission for the NE 97th Avenue Green Street LID Project to the Bureau of Transportation in the amount of \$407,516.00.
- b. That the Director of the Bureau of Transportation is authorized to provide such information and assurances as are required for the grant period.

- c. That the Director of the Bureau of Transportation and the City Auditor are authorized to enter into an Intergovernmental Agreement with the Portland Development Commission to begin construction of the street, sidewalk and stormwater improvements to NE 97th Avenue, substantially in accordance with the Agreement attached to the original of the Ordinance as Exhibit A and, by reference, made a part hereof.
- d. That the Mayor and the City Auditor are hereby authorized to draw and deliver checks chargeable to the Transportation Fund, AU 159 when demand is presented and approved by the proper authorities.
- 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 Mayor'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.

Passed by the Council, **APR 06 2011**

Mayor Sam Adams  
Prepared by: Andrew Aebi:slg  
Date Prepared: March 24, 2011

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By   
Deputy

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Agenda No. **ORDINANCE NO. 184505**

*Authorize an Intergovernmental Agreement and* Title

\*Accept a grant in the amount of \$407,516.00 from the Portland Development Commission for construction of street, sidewalk and stormwater improvements to NE 97th Ave from Glisan St to Davis St and authorize an Intergovernmental Agreement (Ordinance; C-10035)

<b>INTRODUCED BY</b> Commissioner/Auditor: <b>MAYOR SAM ADAMS</b> <i>L. Griffin-Valade on behalf of Mayor Adams</i> <b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard <b>BUREAU APPROVAL</b> Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: <i>Greg Jones</i> Prepared by: Andrew Aebi:slg <i>AA 3/24/11</i> Date Prepared: March 24, 2011 <i>DL</i> Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/> Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Council Meeting Date <b>APRIL 6, 2011</b> <b>City Attorney Approval</b>	CLERK USE: DATE FILED <b>APR 01 2011</b>  LaVonne Griffin-Valade Auditor of the City of Portland  By: <i>[Signature]</i> Deputy  <b>ACTION TAKEN:</b>
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<b>AGENDA</b> <i>2 of 2</i>
<b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input type="checkbox"/>
<b>REGULAR</b> <input checked="" type="checkbox"/> Total amount of time needed: <b>5 MIN</b> (for presentation, testimony and discussion)

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