

## ORDINANCE No. 184558

\*Authorize Procurement Services to enter into a contract for construction and payment of the Waud Bluff Trail. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Ordinance No. 179514 passed by Council on August 4, 2005 authorized the Bureau of Parks and Recreation (Parks) to enter into with the Oregon Department of Transportation (ODOT) Local Agency Agreement No. 22473 executed in July 2005 and accept Federal Highway Administration (FHWA) Transportation Enhancement (TE) funds for the design and construction of the Waud Bluff Trail improvements (Project).
2. Ordinance No. 183142 passed by Council on August 6, 2009 authorized replacement of the Local Agency Agreement No. 22473 with Supplemental Project Agreement No. 25179.
3. The Project is supported by the 40-Mile Loop Land Trust, United Parcel Service, Adidas America, the US Coast Guard Portland Base, the Overlook Neighborhood, the Swan Island Transportation Management Association, Metro Regional Government and the Portland Bureau of Transportation.
4. Parks has prepared plans, specifications and estimate for construction of the Project. The Project has a high level of confidence with regard to the cost estimate.
5. Funds for this project are available in the FY 2010-'11 and FY 2011-'12 budgets. The funding is from the FHWA TE fund administered by ODOT. The Parks project number is P10226.
6. Parks will be the lead contracting agency for the project and will advertise, award and manage the construction contract.

NOW, THEREFORE, The Council Directs:

- a. The Purchasing Agent is authorized to negotiate and execute a contract to the lowest responsive and responsible bidder, provided the contract has been approved as to form by the City Attorney's office.
- b. The Auditor to draw and deliver warrants chargeable to P10226 when demand is presented and approved by the proper authority.

- c. In accepting responsibility for the new improvements, the Council acknowledges the need to fund the annual on going maintenance costs estimated at \$17,300 per year and the one-time stabilization cost of \$9,100. Parks requests that OMF include this funding in its five-year forecast for the fiscal year 2012/2013 going forward.

Section 2. The Council declares that an emergency exists in order to avoid further delay in the executing the construction contract which will adversely impact the City's ability to meet the schedule for the improvement project; therefore, this Ordinance shall be in force and effect from and after its passage by Council.

Passed by the Council: MAY 04 2011  
Commissioner Fish  
Prepared by: Lisa Tyler  
April 18, 2011

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

By *Emily Matasen*  
Deputy

Agenda No.  
**ORDINANCE NO. 184558**

*Procurement Services* into Title

\*Authorize Bureau of Purchases to enter a contract for construction and payment of the Waud Bluff Trail. (Ordinance)

<p align="center"><b>INTRODUCED BY</b> Commissioner/Auditor: <b>Commissioner Fish</b></p> <hr/> <p align="center"><b>COMMISSIONER APPROVAL</b></p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - <i>Fish</i></p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <hr/> <p align="center"><b>BUREAU APPROVAL</b></p> <p>Bureau: Parks &amp; Recreation Bureau Head: Zari Santner <i>Zari Santner</i></p> <p>Prepared by: Lisa Tyler Date Prepared: April 18, 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>May 4, 2011</b></p> <hr/> <p><b>City Attorney Approval</b></p>	<p>CLERK USE: DATE FILED <u><b>APR 29 2011</b></u></p> <p align="center">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p> <p><b>ACTION TAKEN:</b></p>
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<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p> <hr/> <p><b>CONSENT</b> <input checked="" type="checkbox"/></p> <hr/> <p><b>REGULAR</b> <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	<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"/>	