

SUBSTITUTE

ORDINANCE No. 185162

*Authorize the Director of the Bureau of Transportation to execute an Intergovernmental Agreement with the Portland Development Commission in the amount of \$802,740 and authorize a competitive bidding process for construction of street improvements in the Lents Town Center Urban Renewal Area (Ordinance)

The City of Portland ordains:

Section 1. The Council finds

1. In 2006, Metro awarded the Portland Bureau of Transportation a Metropolitan Transportation Improvement Program grant to fund design and construction of pedestrian improvements consistent with the Lents Town Center Business District Transportation Plan, adopted by City Council on January 12, 2000 (Resolution 35854).
2. On September 26, 2008, the Portland Bureau of Transportation entered into an intergovernmental agreement with the Portland Development Commission to plan, design and build the Foster-Woodstock Streetscape Project, using the grant funding in conjunction with over-matching funds from the Portland Development Commission Contract No. 53140.
3. This intergovernmental agreement, attached as Exhibit A was approved to form by the City Attorney. The agreement covers the construction phase of the project. Both the Portland Development Commission and City Council are being asked concurrently to approve this Agreement, as the authority to enter into such an Agreement has not been delegated to the Executive Director or to the Director of the Bureau of Transportation.
4. This project is in the FY 2011/2012 budget. The grant is identified as the Foster-Woodstock Streetscape, TR000045.
5. The Bureau's level of confidence in the cost estimates for this project is medium, because the project design is approximately at 90%.

NOW, THEREFORE, the Council directs:

- a. The Mayor is hereby authorized to execute a Intergovernmental Agreement on behalf of the City of Portland from the Portland Development Commission for construction of the Foster-Woodstock Streetscape Project in substantially the form of the attached exhibit for this purpose.
- b. 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.

- c. The Chief Procurement Officer is authorized to negotiate and execute a contract, provided the contract has been approved as to form by the City Attorney's office.
- d. The Auditor to draw and deliver warrants chargeable to T00045.C42 when demand is presented and approved by the proper authority.

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 Council.

Passed by the Council,

FEB 22 2012

Mayor Sam Adams

Prepared by: Rich Newlands:slg

Date Prepared: 2/9/12

LaVonne Griffin-Valade

Auditor of the City of Portland

By

Garda Jennings

Deputy

801381

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Agenda No. **ORDINANCE NO. 185162**
Title

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<p>INTRODUCED BY Commissioner/Auditor: MAYOR SAM ADAMS</p> <p><i>[Signature]</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</p> <p>Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other: <i>[Signature]</i></p> <p>Prepared by: Rich Newlands:slg Date Prepared: February 9, 2012</p> <p>Financial Impact & Public Involvement 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 FEBRUARY 22, 2012</p> <p><input checked="" type="checkbox"/> City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>FEB 21 2012</u></p> <p><i>[Signature]</i> on behalf of Mayor Adams</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	✓	
2. Fish	✓	
3. Saltzman	✓	
4. Leonard	✓	
Adams	✓	