

## ORDINANCE No. 185291

Terminate Cooperative Improvement Agreement with the Oregon Department of Transportation and Metro for the Peninsula Crossing Trail – North Portland Road Section (Ordinance; amend Contract No. 51267)

The City of Portland ordains:

Section 1. The Council finds:

1. In 1995, voters approved Metro's Bond Measure 26-26 for Open Space, Trails and Streams, and Metro subsequently approved a work plan and budget that included funds to design and construct the Peninsula Crossing Trail.
2. Segments 1 and 2 of the Trail, between Willamette Boulevard and North Portland Road were built in 1999.
3. The City of Portland entered into Cooperative Improvement Agreement 51267 (authorized by Ordinance 174084) with Metro and ODOT in January 2000, which specifies responsibilities for design, construction, and maintenance of Segment 3, on ODOT's North Portland Road right-of-way.
4. Segment 3 was completed in 2000.
5. In November 2007, Council passed Ordinance 181407, authorizing Jurisdictional Transfer 770, which transferred responsibility of Swift Highway (Marine Drive and North Portland Road) to PBOT.
6. Jurisdictional Transfer 770 states that the City "agrees to...maintain the property as portions of its city street system...including...bike paths".
7. The City has sole responsibility to maintain Segment 3 of the Peninsula Crossing Trail; contract 51267 is no longer needed.

NOW, THEREFORE, the Council directs:

- a. The Commissioner-in-Charge and Auditor are hereby authorized to amend contract 51267 in a form substantially in accordance with the amendment attached to the original of this ordinance and, by reference, made a part hereof.

Passed by the Council:

MAY 02 2012

Mayor Sam Adams  
Prepared by: Jeff Smith:cm  
April 13, 2012

**LaVonne Griffin-Valade**

Auditor of the City of Portland

By

  
Deputy

Agenda No. **185291**  
**ORDINANCE NO.**  
 Title

Terminate Cooperative Improvement Agreement with the Oregon Department of Transportation and Metro for the Peninsula Crossing Trail – North Portland Road Section (Ordinance; Amend Contract 51267)  
 No.

<p><b>INTRODUCED BY</b>                  Commissioner/Auditor:  <i>K. Billmann on behalf of Mayor Adams</i>  <b>MAYOR SAM ADAMS</b>  <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><b>BUREAU APPROVAL</b>                  Bureau: Bureau of Transportation                  Group Manager: Robert Burchfield,                  System Management  <i>Robert Burchfield</i>                  Prepared by: Jeff Smith/cem                  Date Prepared: 4/13/12</p> <p><b>Financial Impact &amp; Public Involvement Statement</b>                  Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>                  Not Required <input type="checkbox"/></p> <p><b>Portland Policy Document</b>                  If "Yes" requires City Policy paragraph stated in document.                  Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p><b>Council Meeting Date</b>                  April 25, 2012</p> <p><input checked="" type="checkbox"/> <b>City Attorney Approval</b></p>	<p><b>CLERK USE: DATE FILED</b> <u>APR 20 2012</u></p> <p style="text-align: right;">LaVonne Griffin-Valade                  Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p><b>ACTION TAKEN:</b>                  APR 25 2012 <b>PASSED TO SECOND READING</b> MAY 02 2012 <b>9:30 A.M.</b></p>
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<b>AGENDA</b>
<p><b>TIME CERTAIN</b> <input type="checkbox"/></p> <p><b>Start time:</b> _____</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	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"/>	