

# ORDINANCE No. 186091

Amend Intergovernmental Agreement with TriMet to increase total not-to-exceed services by \$235,800 for construction between SW Moody Ave Improvement Project, SW Harbor Dr / SW River Pkwy Project, and Portland-Milwaukie Light Rail Project. (Ordinance; amend Contract No. 30002351)

The City of Portland ordains:

## Section 1. The Council finds

1. In September 2009, the City and TriMet submitted an application for federal funds under the Transportation Investment Generating Economic Recovery (TIGER) program, part of the American Recovery and Reinvestment Act (ARRA). The Federal Transit Administration (FTA) awarded \$23,203,988 in TIGER funding for the SW Moody Avenue portion of the application.
2. The resulting SW Moody Avenue Improvement Project (SW Moody Avenue: SW River Parkway – SW Gibbs Street), (Moody Project) includes the final design and construction of approximately 3,200 feet of roadway elevated on 14 feet of fill in the heart of the South Waterfront District to facilitate intense urban redevelopment of the area as planned by the City and nearby property owners. SW Moody will include three traffic lanes, dual streetcar tracks, and pedestrian and bike facilities. Fiber optic, sewer, storm water and water infrastructure will support future development.
3. In April 2010, the City accepted a grant in the amount of \$3,000,000 from the Oregon Department of Transportation for improvements to the SW Harbor Drive/SW River Parkway intersection.
4. The resulting SW Harbor Drive/SW River Parkway Project (Harbor Project) includes the final design and construction of an additional southbound left turn lane from Harbor Drive to SW River Parkway, a lengthened taper to the existing northbound right turn lane from SW Harbor Drive to SW River Parkway, and an additional eastbound lane along SW River Parkway to SW Moody. This intersection improvement will serve as the primary North Portal into the South Waterfront District.
5. Currently, TriMet is in the construction phase of the Portland to Milwaukie Light Rail Project (PMLR Project), which will extend high capacity transit service from downtown Portland to unincorporated Clackamas County, ending just south of the City of Milwaukie. The PMLR Project will include the construction of a new bridge across the Willamette River in the South Waterfront District. The bridge will provide for a shared transitway that will serve light rail, buses, bicycles, pedestrians and, eventually, streetcars. This shared transitway will continue west after crossing the bridge in a transit only street called SW Porter Street. The shared transitway in SW Porter Street will cross SW Moody Street at the Moody/Porter intersection.

6. In August 2010, the parties entered into an Intergovernmental Agreement To Disburse Federal Grant Funds for the SW Moody Street and Streetcar Reconstruction Project (Subrecipient Agreement) (TriMet Contract No. GH110219TL). Pursuant to the Subrecipient Agreement, the City became the subrecipient of federal TIGER grant funding in the amount of \$23,203,988. The parties are also partners in TriMet's PMLR Project.
7. The Moody Project, Harbor Project, and PMLR Projects have overlapping scopes of work. On May 25, 2011, Council passed Ordinance # 184608, authorizing an Intergovernmental Agreement with TriMet to transfer construction tasks from the Moody Project and the Harbor Project to the PMLR Project, and from the PMLR Project to the Moody Project and the Harbor Project. The Ordinance authorized the City to reimburse TriMet for tasks transferred from the Moody Project and the Harbor Project to the PMLR project and, to receive reimbursement from TriMet for tasks transferred from the PMLR Project to the Moody Project and the Harbor Project.
8. This amendment modifies the IGA to provide for bus bridge services during construction to maintain transit service to the South Waterfront District.
9. TriMet and the City are authorized to enter into this Agreement by ORS Chapter 190.

NOW THEREFORE, The Council directs:

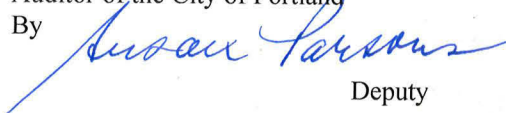
- a. The Mayor is hereby authorized to execute an amendment to the intergovernmental agreement with TriMet for construction between SW Moody Ave Improvement Project, SW Harbor Dr / SW River Pkwy Project, and Portland-Milwaukie Light Rail Project in a form substantially in accordance with the attached exhibit.

Passed by the Council, JUN 12 2013

Mayor Charlie Hales  
Prepared by: Chris Armes:slg  
Date Prepared: May 8, 2013

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

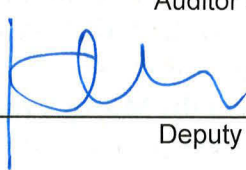
By



Deputy

Agenda No. **ORDINANCE NO. 186091**  
Title

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>MAYOR CHARLIE HALES/NOVICK</b>	CLERK USE: DATE FILED <u>MAY 31 2013</u>
<b>COMMISSIONER APPROVAL</b>	LaVonne Griffin-Valade Auditor of the City of Portland
Mayor—Finance and Administration - Hales	By:  Deputy
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Novick	
<b>BUREAU APPROVAL</b>	<b>ACTION TAKEN:</b>
Bureau: Bureau of Transportation Group Manager: Greg Jones Development & Capital Program Other:	<b>JUN 05 2013 PASSED TO SECOND READING JUN 12 2013 9:30 A.M.</b>
Prepared by: Chris Armes:slg Date Prepared: June 5, 2013	
Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <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>June 5, 2013</b>	
<b>City Attorney Approval:</b> required for contract, code, easement, franchise, comp plan, charter	

<b>AGENDA</b>
<b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ <b>Total amount of time needed:</b> _____ (for presentation, testimony and discussion)
<b>CONSENT</b> <input type="checkbox"/>
<b>REGULAR</b> <input checked="" type="checkbox"/> <b>Total amount of time needed: 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. Novick	4. Novick	<input checked="" type="checkbox"/>	
Hales	Hales	<input checked="" type="checkbox"/>	