

ORDINANCE No. 186447

Amend an Intergovernmental Agreement with TriMet to correct error on Amendment Two for transfer of construction work between the 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 August 2010, TriMet and the City 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.
2. TriMet and the City are also partners in TriMet's PMLR Project.
3. The Moody Project, SW Harbor Dr / SW River Pkwy Project, and PMLR Projects have overlapping scopes of work. On May 25, 2011, Council passed Ordinance #184608, which authorized 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.
4. On June 12, 2013, City Council passed Ordinance #186091 amending contract #30002351 to provide for payment for labor, materials and services.
5. This Amendment Three corrects an error on the Amendment Two cover sheet and does not increase the actual cost of the project or modify the project budget.
6. TriMet and the City are authorized to enter into the Agreement and amendments by ORS Chapter 190.

NOW, THEREFORE, the Council directs:

- a. The Commissioner-in-Charge is hereby authorized to execute an amendment with TriMet to correct error on Amendment Two for transfer of construction work between the SW Moody Ave Improvement Project, SW Harbor Dr / SW River Pkwy Project, and Portland-Milwaukie Light Rail Project, in a form similar to the contract attached as Exhibit A.

- b. The Commissioner-in-Charge is authorized to execute amendments, approved as to form by the City Attorney, to the scope of the services or the terms and conditions of this agreement, provided the changes do not increase the City's financial risk. Increases to the grant amount must be approved by the City Council.
- c. 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.


Passed by the Council,

FEB 05 2014

Commissioner Steve Novick
Prepared by: Chris Armes:slg
Date Prepared: December 27, 2013

LaVonne Griffin-Valade
Auditor of the City of Portland

By


Deputy

107 126

7140

744081

Agenda No.
ORDINANCE NO. 186447
Title

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INTRODUCED BY Commissioner/Auditor: COMMISSIONER STEVE NOVICK	CLERK USE: DATE FILED <u>JAN 24 2014</u>
COMMISSIONER APPROVAL	LaVonne Griffin-Valade Auditor of the City of Portland
Mayor—Finance and Administration - Hales	By: <u>[Signature]</u> Deputy
Position 1/Utilities - Fritz	ACTION TAKEN: JAN 29 2014 PASSED TO SECOND READING FEB 05 2014 9:30 A.M.
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Novick	
BUREAU APPROVAL	
Bureau: Bureau of Transportation Interim Group Mgr. Christine Leon Development & Capital Program Other: Greg Jones	
Prepared by: Chris Armes:slg Date Prepared: December 27, 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 JANUARY 29, 2014	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	

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

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Novick	4. Novick	✓	
Hales	Hales	_____	_____