

ORDINANCE No. 187348

*Authorize an Intergovernmental Agreement with Metro for the Project Development Phase of the Powell-Division Transit and Development Project. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Powell-Division Transit and Development Project (Project) plans to bring Bus Rapid Transit (BRT) to a pair of the region's busiest thoroughfares: SE Powell Boulevard and SE Division Street between downtown Portland and Gresham.
2. In 2013, Metro initiated the Powell-Division Transit and Development Project to develop a planning vision for future transit service and related investments in the corridor with project partners from TriMet, the cities of Portland and Gresham, Multnomah County, and the Oregon Department of Transportation. A work plan and grant funding that paid for City staff involvement during the planning phase was authorized through an Intergovernmental Agreement with Metro. (Ordinances 186395 and 186906)
3. On June 1, 2015, the Project Steering Committee of community partners, agency leaders and elected officials approved the *Powell-Division Transit Action Plan*, which focuses on a vision for the corridor by narrowing the mode, alignment, and terminus of the future high capacity transit. The action plan also defines the work for the next phase of the project, called Project Development, which includes initiating preliminary engineering, preparing cost estimates, conducting environmental analysis and receiving approvals required by the National Environmental Policy Act (NEPA), identifying and adopting a final Locally Preferred Alternative (LPA), and developing a project finance plan and accompanying information for a Small Starts rating.
4. In spring 2015, TriMet and Metro prepared a formal request to the Federal Transit Administration (FTA) to seek entry into Project Development under the Small Starts discretionary funding program for transit projects.
5. On May 13, 2015, the Portland City Council voted unanimously to support entering the Project Development phase of the Project and to declare the City's intent to access an estimated total \$2 million of Transportation System Development Charge (TSDC) funds towards the Project in Fiscal Years 2015/16 and 2016/17. (Resolution 37123)
6. During Project Development, the City of Portland will provide engineering and technical input, develop and seek approvals of the LPA, support public engagement efforts, and participate in development of a finance plan for the Project. The Bureau of Transportation will serve as the City's lead agency on the Project, with other City bureaus contributing professional expertise, including but not limited to the bureaus of Environmental Services, Portland Parks and Recreation, Planning and Sustainability, and Water.

7. The Bureau of Transportation and Metro developed this Intergovernmental Agreement to provide a work plan to guide the City, Metro, TriMet, and the other regional project partners through the Project Development phase of the Project, and secure the City's two-year financial commitment to the Project.

NOW, THEREFORE, the Council directs:

- a. That the Commissioner-in-Charge is hereby authorized to execute an Intergovernmental Agreement with Metro for the Project Development Phase of the Powell-Division Transit and Development Project, in a form similar to the contract attached as Exhibit A.
- b. That the Bureau of Transportation shall prepare a 5-Year Capital Improvement Plan budget request to encumber the second half of the City's funding contribution, an estimated total of \$1,000,000 of Transportation System Development Charges, through the Portland City Council's annual budget appropriation for Fiscal Year 2016/2017.

Section 2. The Council declares that an emergency exists because the project partners anticipate authorization from the Federal Transit Administration to begin Project Development in early fall and delay in executing the agreement would unnecessarily delay the City's work progress and financial contributions to the project; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

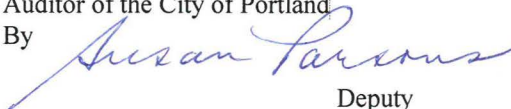
Passed by the Council, SEP 23 2015

Commissioner Steve Novick
Prepared by: Jean Senechal Biggs: slg
Date Prepared: September 1, 2015

Mary Hull Caballero

Auditor of the City of Portland

By



Deputy

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 Agenda No. 187348
ORDINANCE NO.
 Title

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<p>INTRODUCED BY Commissioner/Auditor: COMMISSIONER STEVE NOVICK</p> <p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety – Novick</p> <p>BUREAU APPROVAL</p> <p>Bureau: Transportation Development, Permitting & Transit Group Manager: Christine Leon Division Mgr: Assistant Director: <i>[Signature]</i> 9/10/15</p> <p>Prepared by: J. Senechal Biggs: slg Date Prepared: September 1, 2015 Supervisor: JSB/KL</p> <p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <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>City Auditor Office Approval: required for Code Ordinances</p> <p><input checked="" type="checkbox"/> City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date September 23, 2015</p>	<p>CLERK USE: DATE FILED <u>SEP 17 2015</u></p> <p style="text-align: right;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p> <p>ACTION TAKEN:</p>
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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	✓	