

ORDINANCE No. 189669

*Accept a grant in the amount of \$2 million from Prosper Portland to construct street, sidewalk and stormwater improvements to NE Couch Street from NE 97th Ave to NE 99th Ave and to NE Davis St from NE 97th Ave to NE 100th Ave and authorize the Director of the Portland Bureau of Transportation to execute an Intergovernmental Agreement (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland Bureau of Transportation applied to Prosper Portland for a grant in the amount of \$2,000,000 for the NE Couch / Davis Local Improvement District on August 17, 2018.
2. Prosper Portland has notified the City of Portland that it will award a grant for design and construction of NE Couch / Davis Local Improvement District (LID) to the Portland Bureau of Transportation in the amount of \$2,000,000.
3. The City Council approved formation of the NE 97th Avenue Phase II LID on April 24, 2019 with the passage of Ordinance No. 189472 and formation of a future NE Couch / Davis LID will result in two new intersections being designed adjacent to the NE 97th Avenue Phase II LID at NE 97th Avenue and Couch Street and at NE 97th Avenue and Davis Street.
4. The Design Commission approved LU 18-173798-DZM on May 16, 2019 which allows the first development in Central Gateway to proceed following the grand opening of the nearby Rose Apartments on May 6, 2015. Both existing and new developments in Central Gateway will benefit from the construction of new east-west streets to provide safe and convenient access.

NOW, THEREFORE, the Council directs:

- a. The Director of the Portland Bureau of Transportation is hereby authorized to accept on behalf of the City of Portland a grant from Prosper Portland for T00903 NE Couch / Davis LID in the amount of \$2,000,000. Any increases to the Grant Amount must be approved by the City Council.
- b. The Director of the Portland Bureau of Transportation is hereby authorized to execute an Intergovernmental Agreement in a form substantially similar to the contract attached as Exhibit A.
- c. The Director of the Portland Bureau of Transportation 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.

- d. The FY 2019/2020 budget is hereby amended as follows:

GRANTS FUND

Fund 217

Business Area – TR00

Bureau Program Expenses - \$2,000,000

- e. 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 Commissioner-in-Charge's behalf.

Section 2. The Council declares that an emergency exists because the currently-formed NE 97th Avenue Phase II LID must be designed knowing whether there will be future intersections at NE 97th Avenue and Couch Street and at NE 97th Avenue and Davis Street to avoid unnecessary costs of redesign, and 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 the Council.

Passed by the Council, AUG 28 2019

Commissioner Chloe Eudaly
Prepared by: Andrew Aebi:cdb
Date Prepared: July 29, 2019

MARY HULL CABALLERO
Auditor of the City of Portland
By 

Deputy

million Title

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<p>INTRODUCED BY Commissioner/Auditor: Chloe Eudaly</p>	<p>CLERK USE: DATE FILED <u>AUG 20 2019</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance & Administration – Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Hardesty</p> <p>Position 4/Safety - Eudaly <i>CPE by [Signature]</i></p>	<p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u>[Signature]</u> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: PBOT Group: Policy, Planning & Projects Group Manager: Art Pearce <i>[Signature]</i> Director: Chris Warner <i>[Signature]</i></p> <p>Prepared by: Andrew Aebi: CDB Supervisor: Millicent Williams <i>[Signature]</i> Date Prepared: July 29, 2019 <i>[Signature]</i></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>City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan <i>[Signature]</i></p> <p>Council Meeting Date August 28, 2019</p>	<p>ACTION TAKEN:</p>

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____ 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>

Revised 8/2017

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Hardesty	3. Hardesty	✓	
4. Eudaly	4. Eudaly	✓	
Wheeler	Wheeler	✓	