

**ORDINANCE No. 189871**

\*Authorize the Director of the Bureau of Transportation to sign an agreement with the Burlington Northern and Santa Fe Railroad for construction services for the North Rivergate Overcrossing Project (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Bureau of Transportation is constructing the North Rivergate Overcrossing Project on North Rivergate Blvd in North Portland.
2. The BNSF will need to provide rail flagging services for construction of the project and remove the existing track crossings and gates once the project is complete.
3. The Bureau's level of confidence in the cost estimates for this project is high as it is based on the estimate from the RR.

NOW, THEREFORE, the Council directs:

- a. That the Director of the Bureau of Transportation is hereby authorized to enter into a contract with the BNSF attached as Exhibit A

Section 2. The Council declares that an emergency exists because rail flagging will be necessary for project construction therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, MAR 04 2020

Commissioner Chloe Eudaly  
Prepared by: Dan Layden, cb  
Date Prepared: January 13, 2020

**MARY HULL CABALLERO**  
Auditor of the City of Portland

By



Deputy

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Chloe Eudaly</b>	CLERK USE: DATE FILED <b>FEB 25 2020</b>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance & Administration – Wheeler Position 1/Utilities - <i>Vacant</i> Position 2/Works - Fish Position 3/Affairs - Hardesty Position 4/Safety - Eudaly <i>JD</i>	Mary Hull Caballero Auditor of the City of Portland By: <i>[Signature]</i> Deputy ACTION TAKEN:
<b>BUREAU APPROVAL</b> Bureau: PBOT Group: PPP Capital Project Group Manager: Art Peace Director: Chris Warner <i>[Signature]</i> Prepared by: Dan Layden; CB Supervisor: Millicent Williams <i>[Signature]</i> Date Prepared: January 13, 2020 Impact 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"/> <b>City Auditor Office Approval:</b> required for Code Ordinances <b>City Attorney Approval:</b> required for contract, code, easement, franchise, charter, Comp Plan <i>[Signature]</i> Council Meeting Date <b>March 4, 2020</b>	

<b>AGENDA</b> <b>TIME CERTAIN</b> <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion) <b>CONSENT</b> <input checked="" type="checkbox"/> <b>REGULAR</b> <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)
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FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	<input checked="" type="checkbox"/>	
2. <i>Vacant</i>	2. <i>Vacant</i>		
3. Hardesty	3. Hardesty	<input checked="" type="checkbox"/>	
4. Eudaly	4. Eudaly	<input checked="" type="checkbox"/>	
Wheeler	Wheeler	<input checked="" type="checkbox"/>	