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# 191232

Emergency Ordinance

## **\*Accept grant for \$4,836,940 from the Oregon Department of Transportation, authorize Intergovernmental Agreement for the 82nd Avenue at NE Glisan and NE Davis Signal Improvements Project, and appropriate \$40,000 in FY 2022-23**

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland has the responsibility of providing safe transportation routes for commerce, convenience and to adequately serve the traveling public.
2. 82nd Avenue serves as an important street in the city of Portland for people walking, taking transit and driving. It provides access to businesses, homes and institutions.
3. On April 28, 2022, the Council approved Ordinance 190795 approving an Intergovernmental Agreement with the Oregon Department of transportation for the Jurisdictional Transfer of Portions of 82nd Avenue.
4. Following the Jurisdictional Transfer of 82nd Avenue, the Oregon Department of Transportation (ODOT) requested that the Portland Bureau of Transportation (PBOT) design and construct the 82nd Avenue at NE Glisan and NE Davis Signal Improvements Project.
5. The ODOT will provide PBOT funds in the amount of \$4,836,940 for the design and construction of the 82nd Avenue at NE Glisan and NE Davis Signal Improvements Project.
6. The project number for this is T01211. The grant number is TR000356.

NOW, THEREFORE, the Council directs:

Introduced by

[Commissioner Mingus Mapps](#)

Bureau

[Transportation](#)

Contact

Briana Orr

Capital Project Manager, PBOT

✉ [briana.orr@portlandoregon.gov](mailto:briana.orr@portlandoregon.gov)

📞 [503-865-6982](tel:503-865-6982)

Requested Agenda Type

Consent

Date and Time Information

Requested Council Date

April 12, 2023

- A. The Commissioner-in-Charge is hereby authorized to accept on behalf of the City of Portland funds from the Oregon Department of Transportation for the design and construction of signals and related improvements at the intersections of NE Glisan and NE Davis with 82nd Avenue in the amount of \$4,836,940.00.
- B. The Commissioner-in-charge to execute an Intergovernmental Agreement in the amount of \$4,836,940.00 in a form similar to the contract attached as Exhibit A.
- C. 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 total project cost by twenty percent (20%) or greater.
- D. The FY 2022 / 2023 budget is hereby amended as follows:  
GRANTS FUND  
Fund: 217  
Business Area – TR00  
Bureau Program Expenses – \$40,000
- E. The OMF Grants Office is authorized to perform all administrative matters in relation to the IGA agreement or amendments, requests for reimbursement from ODOT, and to submit required supplemental documents on the Commissioner-in-Charge's behalf.

Section 2. The Council declares that an emergency exists because a delay would unnecessarily delay the City's ability to perform the activities authorized by the IGA; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

## Documents and Exhibits

 [Exhibit A](#) 939.45 KB

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council  
April 12, 2023

Auditor of the City of Portland  
Simone Rede

## Impact Statement

### Purpose of Proposed Legislation and Background Information

- To accept a funds and approve an IGA with the Oregon Department of Transportation for the design and construction of the 82nd Avenue Glisan and Davis Signal Improvements Project.
- The project invests in critical maintenance and safety improvements on 82nd Avenue.

### Financial and Budgetary Impacts

- Total project cost is \$4,836,940 (low confidence estimate) and is funded primarily with Federal and State funds.
- The cost estimate was generated by ODOT and is a standard cost estimate.
- Costs for this project will be posted to PBOT Capital Project T01211, which is included in PBOT's Requested FY 2023-24 Budget and five-year CIP forecast.
- The grant number for this will be TR000356.
- Project will not require a local match.
- There is no additional funding requested.
- The FY 2022-23 budget is hereby amended as follows:

#### GRANTS FUND

Fund: 217

Business Area – TR00

Bureau Program Expenses – \$40,000

### Community Impacts and Community Involvement

- Outreach efforts for this portion of the project have been ongoing as part of the outreach efforts for entire Building a Better 82nd Avenue Program.
- The Project Team has begun outreach to adjacent property owners and businesses and broader construction notification will continue throughout the project design and construction from 2023-2026.
- Safety and maintenance projects are typically non-controversial and supported by neighbors and the broader community.
- PBOT bureau and other agencies conducted extensive community engagement the over the past 10 years, including:
  - Bureau of Planning & Sustainability 82nd Avenue Corridor Study (1980)
  - PBOT 82nd Avenue Roses High Crash Corridor Safety Plan (2008)
  - Jade District Visioning Plan (2014)
  - Portland City Council Town Hall Visioning Forum on 82nd Ave
  - ODOT Avenue of Roses Implementation Plan (2018)

- Bureau of Planning & Sustainability 82nd Avenue Study: Understanding Barriers to Development (2018)
- PBOT 82nd Avenue Plan (2019)
- Connected Centers Plan (2019)
- Metro’s Get Moving Regional Funding Measure (2020)
- Grassroots efforts of groups including the 82nd Avenue Improvement Coalition

**100% Renewable Goal**

- This action does not have an anticipated impact on the City's total energy use.
- This action does not have an anticipated impact on the City's renewable energy use.

**Budgetary Impact Worksheet**

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount
217001	TRED000009	441100	TRCIAM0000000GT	TR000356	T01213	40000	
217001	TRED000009	511300	TRCIAM0000000GT	TR000356	T01213	23000	
217001	TRED000009	529000	TRCIAM0000000GT	TR000356	T01213	17000	

**Budget Office Financial Impact Analysis**

This action allows PBOT to accept grant funds of \$4.8 million for the 82nd Avenue improvement project and appropriates \$40,000 of those grant funds in the current budget year, FY22-23. Funding for the project is included in PBOT's FY 2023-24 Requested Budget and five-year CIP forecast.

**Agenda Items**

**283 Consent Agenda in [April 12, 2023 Council Agenda](#)**

Passed

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Absent

Mayor Ted Wheeler Yea