

## **RESOLUTION NO. 2619**

### **A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF OREGON FOR THE OREGON COMMUNITY PATHS 2ND STREET BRIDGE PROJECT REFINEMENT GRANT PROVIDED THROUGH ITS DEPARTMENT OF TRANSPORTATION.**

#### **THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:**

1. That the 2020-2040 Town Center Plan adopted May 11, 2021 via Resolution No. 2531 included the aspirational concept of a safer crossing of over 257th Drive for bikes and pedestrians.
2. That the concept of a 2nd Street Bridge project has subsequently been included in the amended Capital Improvement Plan adopted March 8, 2022 via Resolution No. 2561 for future consideration.
3. That the concept of a 2nd Street Bridge project grant application to the Oregon Department of Transportation (ODOT) for project refinement and feasibility was adopted November 8, 2022 via Resolution No. 2583.
4. That to expand the concept of a 2nd Street Bridge project for possible federal funding programs, adding the project to the Metro Regional Transportation System Plan was supported by Resolution No. 2595 adopted May 23, 2023.
5. That ODOT has awarded the City a grant under the Oregon Community Paths Program project of \$217,266.30 and awarded grant funds in an amount not to exceed \$194,953.05 subject City Council approval, with the \$22,313.25 required local matching funds, for development up to 30% design and cost estimate of the 2nd Street Bridge project.
6. That the Oregon Revised Statutes (ORS) 190.110 provides the necessary authority for the City and ODOT to enter into an intergovernmental agreement (IGA) for the grant agreement.
7. That an IGA is necessary to implement the approved Oregon Community Paths Program grant, and the City and ODOT desire to enter into the IGA, which will serve a valuable, necessary and authorized public purpose, and that doing so is in the best interest of the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE:**

Section 1. Agrees now that the City enter into an IGA with the Oregon Department of Transportation (ODOT) for the Oregon Community Paths Program Grant and approves the Grant Agreement IGA in substantial conformity with Exhibit A of the Staff Report, but with any changes the City Official may determine necessary.

Section 2. Community Development Director Erika Palmer is hereby designated as the City Grant Project Manager for this Oregon Community Paths Program Grant.

Section 3. The City Council finds that in accordance with the authority granted in Oregon Revised Statute (ORS) 190.110 entering into an IGA with ODOT for development up to 30% design and cost estimate of the 2nd Street Bridge project serves a valuable, necessary, and authorized public purpose and is in the public interest.

Section 4. The City Manager Ray Young, and Finance Director Erich Mueller, (each an "City Official") are designated, or a designee of the City Official, to act on behalf of the City, and without further action by the City Council, the City Official is hereby authorized, empowered and directed to sign the IGA on behalf of the City, and any and all other required and necessary documents to implement the intent of the IGA and this resolution.

Section 5. The City Official is hereby authorized to execute, acknowledge and deliver the IGA, including any other supporting and implementing documents, and to take any other action as may be advisable, convenient, necessary, or appropriate to give full force and effect to the terms and intent of the IGA and this resolution, and the execution thereof by any such City Official shall be conclusive as to such determination.

Section 6. Further, consistent with intent of the IGA, and in the best interest of the City, the City Official is authorized to determine, execute, acknowledge, and deliver any subsequent addendums, extensions, revisions, modification, or successor documents of the IGA, and the execution thereof by any such City Official shall be conclusive as to such determination.

Section 7. Further, as applicable, to comply with State statutes, administrative rules or local ordinances, and to act in the best interest of the City, and without further action by the City Council, the City Officials are hereby authorized, directed, and responsible for fulfilling the ministerial, intergovernmental, technical, compliance, procedural or promotional functions as required for the effective administration and implementation of the IGA and this resolution, and to take any other action as may be advisable, convenient,

necessary, or appropriate, and the execution thereof by any such City Official shall be conclusive as to such determination.

Section 8. The Finance Director is authorized to disburse funds, subject to annual appropriations, as necessary to fulfill the IGA obligations and the intent of this resolution and is further directed to implement all such actions necessary to ensure budgetary compliance.

Section 9. This Resolution shall take effect immediately upon adoption.

**YEAS: 6**  
**NAYS: 0**  
**ABSTAINED: 0**



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**Randy Lauer, Mayor**  
**Date: April 10, 2024**



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**Sarah Skroch, City Recorder**  
**Adopted: April 9, 2024**