

## **RESOLUTION NO. 2411**

### **A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF OREGON FOR COST SHARING IMPROVEMENTS TO THE THIRD LANE UNDER I-84 GRAHAM ROAD BRIDGE REPLACEMENT PROJECT, PROVIDED THROUGH ITS DEPARTMENT OF TRANSPORTATION.**

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

1. That Graham Road provides a critical access the Port of Portland's Troutdale Reynolds Industrial Park ("TRIP") successful brownfield redevelopment site, and the Oregon Department of Transportation (ODOT) I-84: Graham Road Bridge Replacements Project ("Project") will support the growing economic activity of the TRIP site.
2. That the Columbia River Highway, I-84, is a part of the state highway system under the jurisdiction and control of the Oregon Transportation Commission (OTC). Graham Road is a part of the city street system under the jurisdiction and control of the city except for the street just underneath I-84, which is part of the state highway system.
3. That the I-84 bridge overpass of Graham Road has been determined to require replacement and this Project is in the 2018-2021 Statewide Transportation Improvement Program, (Key #19763) adopted by the OTC with an estimated cost of \$18,778,314 in local, state, and federal funds.
4. That the Oregon Legislature through House Bill 2017 has allocated funds for a third northbound lane on Graham Road under I-84 as part of the Project.
5. That the capacity expansion for the Graham Road underpass necessitates construction of a third northbound lane on Graham Road under I-84 which will provide a critical link between downtown Troutdale and the growing employment area of TRIP to support increased volumes to both westbound I-84 and north into the industrial area and to prevent congestion on 257th Avenue, particularly in the morning peak period.
6. That City participation with ODOT for the Graham Road underpass expansion as part of the ODOT Project, including wider lanes to accommodate freight traffic, sidewalks for pedestrians, to accommodate bike travel, and appurtenant storm drainage improvements, provides for a more cost effective expenditure of taxpayer funds.

7. That the City and ODOT recognize the economies of scale and efficiency from constructing improvements in a single Project managed by ODOT.

8. That the City and ODOT desire to enter into an Intergovernmental Agreement (IGA) to provide for a City payment of \$383,600 to ODOT toward construction of improvements to Graham Road underpass expansion as part of the Project, which addressing all the parties needs and obligations, has been successfully negotiated, and is in the best interest of the City.

9. That by the authority granted in Oregon Revised Statute (ORS) 190.110, state agencies may enter into agreements with units of local government for the performance of any or all functions and activities that a party to the agreement, its officers, or agents have the authority to perform.

**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 ODOT to provide for the budgeted cost sharing of constructing the third lane improvements to Graham Road underpass of I-84, and hereby approves the IGA in substantial conformity with Exhibit A of the Staff Report the *"Intergovernmental Agreement I-84: Graham Road Bridge Replacements Project, Agreement No. 32336."*

Section 2. Designates the City Manager or Finance Director (each a "City Official") 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 agreement.

Section 3. The City Official is hereby authorized to execute, acknowledge and deliver the IGA in substantial conformity with Exhibit A of the Staff Report, 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 the execution thereof by any such City Official shall be conclusive as to such determination.

Section 4. 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 5. The Finance Director is authorized to disburse funds, subject to annual appropriations, as necessary to fulfill the IGA obligations, and is further directed to implement all such actions necessary to ensure budgetary compliance.

Section 6. This Resolution shall be effective upon adoption.

**YEAS: 7**  
**NAYS: 0**  
**ABSTAINED: 0**



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**Casey Ryan, Mayor**  
**Date: April 12, 2018**



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**Sarah Skroch, City Recorder**  
**Adopted: April 10, 2018**