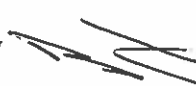


Date: March 25, 2020
To: Board of Directors
From: Doug Kelsey 
Subject: **RESOLUTION NO. 20-03-18 OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT (IGA) WITH THE CITY OF PORTLAND TO REIMBURSE THE CITY'S STAFF COSTS ON THE PROJECT DEVELOPMENT PHASE OF THE SOUTHWEST CORRIDOR PROJECT**

1. Purpose of Item

This Resolution requests that the TriMet Board of Directors (Board) authorize the General Manager or his designee to execute an Intergovernmental Agreement (IGA) with the City of Portland to reimburse the City for the costs of its staff who work on the Project Development phase of the Southwest Corridor Project (Project).

2. Type of Agenda Item

- Initial Contract
- Contract Modification
- Other Intergovernmental Agreement

3. Reason for Board Action

Board authorization is required because the amount TriMet will be obligated to reimburse the City under this IGA exceeds \$1,000,000.

4. Type of Action

- Resolution
- Ordinance 1st Reading
- Ordinance 2nd Reading
- Other _____

5. Background

The Southwest Corridor Project will construct a light rail line and associated roadway, bicycle and pedestrian improvements from downtown Portland, via Tigard, to the Bridgeport Transit Center in Tualatin. The Project is the region's highest transit priority under Metro's High Capacity Transit System Plan.

The Project entered the Project Development phase of the Federal Transit Administration (FTA) New Starts process on February 13, 2019. Project Development is a two-year process, and it should be complete by the end of February, 2021. The costs of TriMet and City staff time incurred during Project Development may be included as part of the "local match" for the Project when TriMet applies for a New Starts Full Funding Grant Agreement.

On previous New Starts projects, TriMet has reimbursed local jurisdictions for their staff time spent on eligible project activities, and has accounted for those expenses as local contributions to those projects. The City of Portland has developed a detailed list of staff who have worked or will work on the Southwest Corridor Project during the Project Development phase, which must be completed in order to successfully move into the Engineering phase of the Project.

The total anticipated City of Portland staff costs required to complete the Project Development phase is \$1,796,000. This Resolution authorizes TriMet to reimburse the City for staff time expended during Project Development up to that amount.

6. Diversity

The funding will be used to reimburse the City of Portland, which strongly encourages a diversity in its staff.

7. Financial/Budget Impact

The Project budget includes costs incurred by other jurisdictions for contributions to the Project by their staff, and the costs are included in the approved FY 2020 Capital Program budget. It is anticipated that the City of Portland will incur not more than \$1,796,000 for the work of its staff during the Project Development phase of the Project, which extends from February 13, 2019 to end of February 2021. Staff from TriMet, the City of Portland and other partner agencies and various consultants working on the Project are eligible for payment with regional flexible funds.

8. Impact if Not Approved

TriMet has a long history of working with the City of Portland on light rail transit projects and reimbursing the City for agreed-upon staff contributions toward the successful completion of the projects. The City of Portland staff time expenditures ordinarily are included as part of the local funds contributed toward the project. The failure to approve this Resolution would impair TriMet's strong and important relationship with the City, and would reduce the funds that can be used as local match for the Project, assuming the Project qualifies for an FTA New Starts Full Funding Grant.

RESOLUTION NO. 20-03-18

**RESOLUTION NO. 20-03-18 OF THE TRI-COUNTY METROPOLITAN
TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING
AN INTERGOVERNMENTAL AGREEMENT (IGA) WITH THE CITY OF
PORTLAND TO REIMBURSE THE CITY'S STAFF COSTS ON THE PROJECT
DEVELOPMENT PHASE OF THE SOUTHWEST CORRIDOR PROJECT**

WHEREAS, TriMet has authority under ORS 267.200 to enter into an Intergovernmental Agreement (IGA) with City of Portland to reimburse the City for the costs of its staff who work on the Project Development phase of the Southwest Corridor Project (Project); and

WHEREAS, the total amount of the IGA exceeds \$1,000,000; and

WHEREAS, by Resolution dated October 25, 2017, the TriMet Board of Directors (Board) adopted a Statement of Policies requiring it to authorize IGAs obligating TriMet to pay in excess of \$1,000,000;

NOW, THEREFORE, BE IT RESOLVED:

1. That the IGA shall conform with applicable law.
2. That the General Manager or his designee is authorized to execute the IGA in the amount of not more than \$1,796,000 for City staff work on the Project, from February 13, 2019 through the anticipated February 28, 2021 end of the Project Development phase of the Project.

Dated: March 25, 2020

Presiding Officer

Attest:

Recording Secretary

Approved as to Legal Sufficiency:

Gregory E. Skillman

Legal Department

