

RESOLUTION NO. 1971

A RESOLUTION APPROVING AMENDMENT NO. 1 TO INTERGOVERNMENTAL AGREEMENT NO. 4600006913 WITH MULTNOMAH COUNTY FOR AN URBAN DRAINAGE STUDY IN THE VICINITY OF TROUTDALE ROAD

THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:


1. ORS 190.003 to 190.030 authorizes governmental entities to enter into intergovernmental agreements for the performance of any or all functions that a party to the agreement has authority to perform.
2. There is an undeveloped area generally bounded on the north by Stark Street, on the east by Troutdale Road, on the south by the westerly extension of Strebin Road, and on the west by Beaver Creek which is not currently served by an urban drainage system. The area lies partially within the Troutdale City limits and partially within unincorporated Multnomah County but within the Urban Growth Boundary and the City's urban planning area. The aforementioned roads are County roads also in need of storm water collection, treatment, and disposal.
3. City and County staff recommended a joint effort to engage the services of a qualified engineering firm to plan an appropriate urban drainage system for the area generally described above, with the City assuming contracting responsibility and the parties sharing the cost equally. The City Council approved an Intergovernmental Agreement in October of 2007 to implement the staff recommendation.
4. The IGA was executed, a solicitation process was held and an engineering consultant was selected to perform this study. Work commenced in earnest on this study in May of 2008 and is still ongoing. The original expiration date of the IGA was October 30, 2008. The study has taken longer to complete than expected and, as such, the term of the agreement needs to be extended. County staff prepared an IGA amendment to extend the term of the agreement to October 31, 2009. The County board has approved the amendment and forwarded to the City for action.

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

Section 1. Amendment No. 1 to Intergovernmental Agreement No. 4600006913 with Multnomah County for an urban drainage study in the vicinity of Troutdale Road, as shown in Attachment A, is approved.

Section 2. This resolution is effective immediately upon adoption.

YEAS: 7
NAYS: 0
ABSTAINED: 0



Paul Thalhofer, Mayor
December 10, 2008

Date



Debbie Stickney, City Recorder

Adopted: December 9, 2008

**MULTNOMAH COUNTY
INTERGOVERNMENTAL AGREEMENT AMENDMENT NO.1
(Amendment to Change Contract Provisions During Contract Term)**

CONTRACT NO. 4600006913

This is an amendment to the Multnomah County Intergovernmental Agreement referenced above effective November 1, 2008, between Multnomah County, Oregon, hereinafter referred to as County, and the City of Troutdale, hereinafter referred to as City.

1. The present text of the clause captioned: "**H. TERM**," shall be deleted and the following shall be substituted:

The effective date of this contract shall be November 1, 2007, or the date on which each party has signed this Contract, whichever is later. Unless earlier terminated as provided below, the termination date shall be October 31, 2009.

2. Except as provided herein, all other terms and conditions of the contract shall remain in full force and effect.

MULTNOMAH COUNTY, OREGON

By 
Ted Wheeler

Title Chair
Board of County Commissioners

Date 11/06/08

Reviewed:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY

By /s/ Matthew O. Ryan
Assistant County Attorney

Date October 16, 2008

CITY OF TROUTDALE

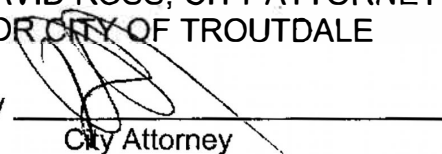
By 
Paul Thalhofer

Title Mayor
City of Troutdale

Date December 10, 2008

Approved as to form:

DAVID ROSS, CITY ATTORNEY
FOR CITY OF TROUTDALE

By 
City Attorney

Date 12/16/08