

PBOT

PORTLAND BUREAU OF TRANSPORTATION

1120 SW Fifth Ave., Suite 800 Portland, OR 97204 503-823-5185
Fax 503-823-7576 TTY 503-823-6868 www.portlandoregon.gov/transportation

To: Fixing Our Streets Oversight Committee
From: Steve Szigethy, Capital Delivery Division Manager
Date: October 2, 2024
Subject: FOS2 Sidewalk Funding Reallocation Request: NE Glisan St to NE Shaver St

Staff Proposal:

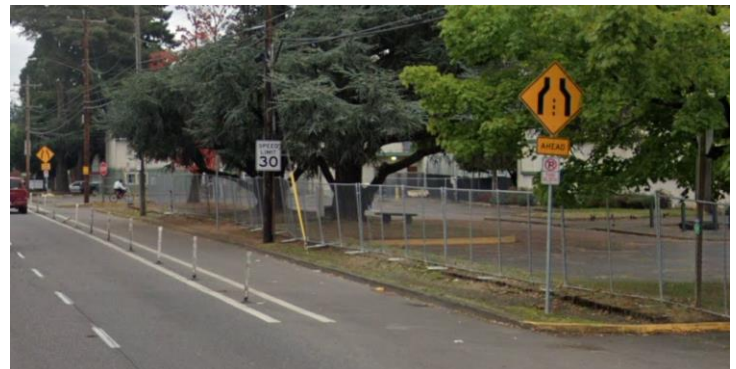
We are seeking Fixing Our Streets Oversight Committee (FOSOC) approval to reallocate \$800,000 in FOS2 “Safer Streets Sidewalks and Other Walkways” funding from the NE Glisan St: 122nd to 123rd sidewalk infill project (T01044) to two sidewalk projects in progress on NE Shaver Street in the Parkrose neighborhood (T00762 and T01049). Specifically:

- Reduce the Glisan project budget (T01044) from \$875,000 to \$75,000 for the purposes of constructing an interim protected walkway/bikeway on Glisan while cancelling the larger sidewalk project due to future redevelopment of the property frontage.
- Of the reallocated \$800,000:
 - Allocate \$660,000 to the NE Shaver St: 115th to Parkrose Middle School sidewalk project (T00762, FOS1) to cover construction overage of this completed project.
 - Allocate remaining \$140,000 to the NE Shaver St: 102nd-115th sidewalk project (T01049, FOS2) to help mitigate cost pressures and minimize scope cuts on this project which is in currently in design engineering.

Background: This proposed reallocation of Fixing Our Streets (FOS) gas tax funds involves three capital projects:

T01044: NE Glisan St: 122nd-123rd Sidewalk Infill

This FOS2 project proposed to fill a sidewalk gap on the south side of NE Glisan St from 122nd Ave east for approximately 280 feet along the frontage of Multnomah County’s vacant Hansen Building. The \$875,000 total project budget included \$600,000 FOS2 and \$275,000 General Transportation Revenue (GTR). As of September 26, 2024, \$21,416.17 has been spent on the project, attributed to preliminary engineering.



Location of the previously proposed FOS2 sidewalk project on NE Glisan Street. The existing delineator-protected bike lane would be upgraded to a concrete separator-protected walkway/bikeway while the adjacent county property awaits redevelopment.

In August 2024 Multnomah County informed PBOT that the county will be demolishing the Hansen Building, performing site remediation, and either redeveloping or selling the property. The county has deemed the building unoccupiable due to asbestos, black mold, and seismic concerns. PBOT also has learned that the county’s demolition and remediation activities will conflict with PBOT’s construction schedule for the sidewalk. More importantly, future redevelopment of the property will trigger full-width



The Portland Bureau of Transportation fully complies with Title VI of the Civil Rights Act of 1964, the ADA Title II, and related statutes and regulations in all programs and activities. For accommodations, complaints and information, call (503) 823-5185, City TTY (503) 823-6868, or use Oregon Relay Service: 711.

frontage improvements on NE Glisan Street and NE 122nd Avenue, completing all sidewalk gaps on this block with non-city funds.

For these reasons, we believe the FOS2 sidewalk project on Glisan is not a prudent use of city funds and should not move forward, except for installation of an interim protected walkway/bikeway using concrete separators to reduce pedestrian exposure during the interim period prior to site redevelopment. We propose keeping \$75,000 in the T01044 budget (\$53,584 after expenditures to date) for this purpose, leaving \$800,000 available for reallocation.

T00762: NE Shaver St: 115th – Parkrose Middle School Sidewalk

This FOS1 Safe Routes to School sidewalk project on NE Shaver Street between NE 115th Avenue and the Parkrose Middle School property is at substantial completion of construction. Unfortunately the project will close out with an estimated overage of \$660,000. The overage is attributable to insufficient initial project scoping, unprecedented inflation, project delays, city and consultant staffing changes during the pandemic, right-of-way negotiation challenges, extensive property owner concerns during construction, and complex site conditions that included steep slopes, large nuisance tree removals, and deconstruction of a private koi pond.



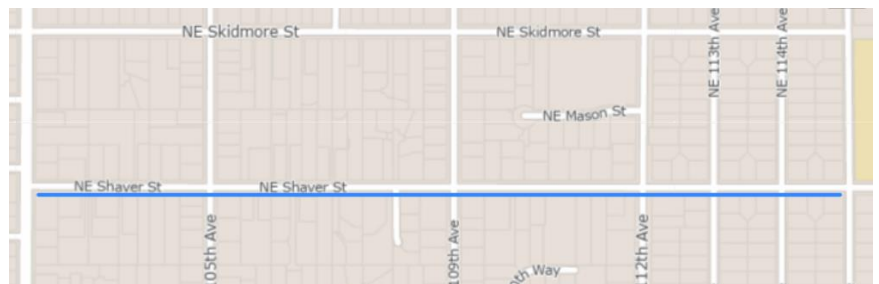
Newly constructed NE Shaver Street sidewalk looking west from the Parkrose Middle School frontage, August 2024.

In addition, the need to complete the project before the 2024-25 school year after years of delay influenced PBOT's decision to use an existing construction price agreement contract rather than advertising the project for bids. This resulted in a contract that was potentially more costly than the low bid process, but much faster to implement, and supportive of PBOT's contract equity goals. The construction contract of \$454,346.67 was let to Just Bucket Excavating, Inc., a registered Minority Business Enterprise (MBE) and Disadvantaged Business Enterprise (DBE) based in Oregon.

We propose allocating the FOS2 Glisan sidewalk funds first to this project to zero out the construction overage of \$660,000.

T001049: NE Shaver St: 102nd-115th Sidewalk

This FOS2 Safe Routes to School sidewalk is adjacent and to the west of project T00762 above. The project received an ODOT Safe Routes to School grant in the amount of \$1 million and has a total budget of \$3,379,970. The project is at 30% design and faces a \$1 – 1.5 million shortfall due to insufficient scoping that assumed the use of a low cost “floating” sidewalk design that has since been deemed technically infeasible. Flat site conditions and frequent nuisance flooding require extensive



Proposed location of sidewalk on the south side of NE Shaver Street between 102nd and 115th Avenues. The project may need to be cut short at NE 105th or 109th Avenues, even with additional funding.

infrastructure including curb and gutter, stormwater inlets, stormwater conveyance pipes, sedimentation/sump maintenance holes, and substantial pavement repair.

After the proposed infusion of \$140,000, the project will still require scope reductions and/or bid alternate packages to stay within budget. The project team is currently determining how far west along NE Shaver Street the sidewalk can extend from NE 115th Avenue – likely to either NE 109th Avenue or NE 105th Avenue. The ODOT Safe Routes to School program, as grantor, will need to approve any scope reductions. Project staff will also discuss any scope cuts with the neighborhood and school community.

Alternatives Considered: Prior to this proposed reallocation of the NE Glisan Street sidewalk funds, staff were considering seeking FOSOC approval to use FOS2 funds from the T01049 NE Shaver St: 102nd-115th project to cover the construction overage on the T00762 NE Shaver St: 115th – Parkrose Middle School project. This would have necessitated more drastic cuts to the scope of the T01049 project.

Considerations of Program Intent: The proposed reallocation moves the investment 1.8 miles northwest and onto a street with lesser traffic. However, the investment would remain (1) in projects that were already included in the FOS project lists, (2) in the safety category (rather than maintenance), (3) specifically in sidewalk work, and (4) located in East Portland, an area of higher need in terms of both infrastructure and underrepresented populations.