

<p align="center"><b>PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue WEDNESDAY, 9:30 AM, OCTOBER 5, 2016</b></p>	<p align="center"><b>Disposition:</b></p>
<p align="center"><b>TIMES CERTAIN</b></p> <p><b>1096 TIME CERTAIN: 9:45 AM</b> – Proclaim October 10, 2016 to be Indigenous Peoples’ Day in Portland (Proclamation introduced by Mayor Hales) 1 hour requested</p>	<p>No fiscal impact.</p>
<p><b>1097 TIME CERTAIN: 10:45 AM</b> – Presentation from A Home for Everyone on Scaling Response to Need: Early Wins in Expanding to Scale (Presentation introduced by Mayor Hales) 15 minutes requested</p>	<p>No fiscal impact.</p>
<p align="center"><b>CONSENT AGENDA – NO DISCUSSION</b></p> <p align="center"><b>Mayor Charlie Hales</b></p> <p><b>1098</b> Extend term of Street Closure Program in Old Town/Chinatown for a period of one year (Ordinance)</p>	<p>PBOT will be charged about \$200 per weekend for parking and towing enforcement, or about \$10,400 per year, to pay for using General Transportation Revenues. The Portland Police Bureau will be charged the cost of providing, at most, one sergeant and four officers to manage the street closure and patrol the entertainment district at a cost of \$1,831 per weekend, or about \$95,217 per year, which is covered by the bureau’s overtime budget.</p>
<p align="center"><b>Fire &amp; Police Disability and Retirement</b></p>	

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<p><b>*1099</b> Amend the Fire and Police Disability, Retirement and Death Benefit Plan in order to comply with an arbitration decision, regarding final pay calculation for members of the Portland Police Association (Ordinance)</p>	<p>the City's most recent actuarial analysis estimates that the increased costs for FPDR Two pension payments will be \$11 million over the life of the plan. There is a one-time retroactive payment of \$80,000 and an ongoing monthly pension payment increase of \$6,900. FPDR will use fund contingency in FY 2016-17 and the tax levy will be increased for future payments.</p>
<p><b>Office of Management and Finance</b></p>	
<p><b>*1100</b> Pay claim of Mary Haney in the sum of \$20,956 involving the Bureau of Environmental Services (Ordinance)</p>	<p>This claim will be paid out of the City's Insurance and Claims Fund. There is no additional fiscal impact.</p>
<p><b>*1101</b> Pay claim of Samuel Sachs in the sum of \$130,000 involving the Parks Bureau (Ordinance)</p>	<p>This claim will be paid out of the City's Insurance and Claims Fund. There is no additional fiscal impact.</p>
<p><b>1102</b> Extend contract with Hyas Group and increase compensation in the amount of \$115,000 for investment consulting services for the City Deferred Compensation Plan (Second Reading Agenda 1073; amend Contract No. 30001011)</p>	<p>\$115,000 additional contract value, extending the contract through November 18, 2016, bringing the total contract to \$419,000. Costs are reimbursed from the Deferred Compensation Plan contributions.</p>
<p><b>Commissioner Steve Novick</b> <b>Bureau of Transportation</b></p>	
<p><b>1103</b> Rename a segment of NE Couch Ct and name a segment of unnamed public right-of-way as NE Couch St (Ordinance)</p>	<p>The cost for staff time associated with processing this ordinance is estimated, with high confidence, to not exceed \$1,000.</p>

<p><b>1104</b> Authorize an Intergovernmental Agreement with the Oregon Department of Transportation for inspections of City-owned highway tunnels (Ordinance)</p>	<p>ODOT is proposing to provide the tunnel inspection and related services and deliverables to the City at no direct cost to the City. Alternatively, the utilization of PBOT staff to perform tunnel inspections to meet the new standards would require a significant investment in staff training and time.</p>
<p><b>1105</b> Authorize contracts as required with three service firms for Right-of-Way Appraisal and Acquisition and Relocation projects not to exceed \$250,000 each (Second Reading Agenda 1076)</p>	<p>See below.</p>
<p><b>1106</b> Authorize an Intergovernmental Agreement with the Port of Portland to allow the Bureau of Transportation to administer the design, right-of-way and construction for the NE Columbia Blvd: Cully Blvd &amp; Alderwood Rd project (Second Reading Agenda 1077)</p>	<p>Total project costs are estimated to be \$5,527,534 (moderate confidence), paid for with \$4,538,856 in grant funds from the Oregon Department of Transportation's Multimodal Transportation Enhance Program (MTEP) that will be on a separate grant IGA, and the remaining local match amount funded by the Port of Portland.</p>
<p><b>REGULAR AGENDA</b></p> <p><b>Mayor Charlie Hales</b></p> <p><b>Office of Management and Finance</b></p>	
<p><b>*1107</b> Authorize a contract with Labyrinth Solutions, Inc. for implementation services for SAP Enterprise Asset Management at a not-to-exceed amount of \$1,850,000 (Ordinance) 10 minutes requested</p>	<p>See below.</p>
<p><b>*1108</b> Authorize CityFleet to purchase replacement Bridge Inspection Crane for use by Bureau of Transportation at \$811,932 (Ordinance)</p>	<p>\$811,932, funded from CityFleet's replacement fund. The cost of the crane will be offset by any sale proceeds for the old crane.</p>

<p><b>1109</b> Ratify a successor collective bargaining agreement between the City and the Portland Police Association relating to the terms and conditions of employment of represented employees in the Portland Police Association bargaining unit (Previous Agenda 1065)</p>	<p>See below.</p>
<p style="text-align: center;"><b>Commissioner Steve Novick</b> <b>Bureau of Transportation</b></p> <p><b>1110</b> Vacate a portion of an unnamed alley between N Midway Ave and N Columbia Blvd subject to certain conditions and reservations (Hearing; Ordinance; VAC-10107) 10 minutes requested</p>	<p>This street vacation is estimated (with moderate confidence) to cost approximately \$8,500. Revenue paid by the Petitioner for this street vacation will cover the actual expenditures incurred by City staff for the processing of this request. The revenue and expenses are recognized in FY 2015-16 and 2016-17.</p>
<p><b>Commissioner Amanda Fritz</b> <b>Portland Parks &amp; Recreation</b></p> <p><b>1111</b> Authorize an Intergovernmental Agreement between Portland Parks &amp; Recreation and Portland State University to develop a citywide tree planting strategy (Second Reading Agenda 1082)</p>	<p>Total cost of the agreement is \$50,000 and will be funded with resources in the Planting and Preservation Trust Fund.</p>
<p style="text-align: center;"><b>Commissioner Nick Fish</b> <b>Water Bureau</b></p> <p><b>1112</b> Authorize a contract with the lowest responsive bidder and provide payment for the construction of the Cornell Road Services - Macleay Park Project at an estimated cost of \$600,000 (Second Reading Agenda 1085)</p>	<p>Total estimated project costs are \$825,000 and have been included in the bureau's FY 2016-17 capital budget.</p>
<p style="text-align: center;"><b>Commissioner Dan Saltzman</b> <b>Portland Housing Bureau</b></p>	

<p><b>*1113</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for 9101 Foster located at 9101 SE Foster Rd (Ordinance)</p>	<p>This action would result in estimated foregone property tax revenues to the City totaling \$209,384 over ten years. The City will still benefit from property taxes collected on the improved value of the land during the exemption period. The City will also receive \$8,000 from application fees for program administration and project monitoring.</p>
<p><b>1114</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for Koz 16<sup>th</sup> and Marshall located at 1015, 1033 and 1039 NW 16<sup>th</sup> Ave (Ordinance) 10 minutes requested</p>	<p>This action would result in estimated foregone property tax revenues to the City totaling \$621,921 over ten years. The City will still benefit from property taxes collected on the improved value of the land during the exemption period. The City will also receive \$8,000 from application fees for program administration and project monitoring.</p>
<p><b>1115</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for Koz 2211 SW 4<sup>th</sup> located at 2211 SW 4<sup>th</sup> Ave (Ordinance)</p>	<p>This action would result in estimated foregone property tax revenues to the City totaling \$445,215 over ten years. The City will still benefit from property taxes collected on the improved value of the land during the exemption period. The City will also receive \$8,000 from application fees for program administration and project monitoring.</p>

<p style="text-align: center;"><b><u>WEDNESDAY, 2:00 PM, OCTOBER 5, 2016</u></b></p> <p><b>1116 TIME CERTAIN: 2:00 PM</b> – Authorize a surtax to the City’s Business License Tax for publicly traded companies subject to U.S Securities and Exchange Commission disclosure and reporting requirements if a subject company reports that the ratio of compensation of its chief executive officer to median worker is equal to or greater than 100:1 under the Commission’s Pay Ratio Disclosure Rule (Ordinance introduced by Commissioner Novick; amend Code Section 7.02.500) 3 hours requested</p>	<p>See below.</p>
<p style="text-align: center;"><b><u>THURSDAY, 2:00 PM, OCTOBER 6, 2016</u></b></p> <p><b>1117 TIME CERTAIN: 2:00 PM</b> – Amend the Official City Zoning Map, Planning and Zoning Code and Transportation System Plan to carry out Portland’s 2035 Comprehensive Plan; establish a new Community Involvement Program and Committee; amend related codes, the 2035 Comprehensive Plan and Plan Map to coordinate policies and programs (Ordinance introduced by Mayor Hales; amend Code Titles 3, 17, 33 and Ordinance Nos. 165851, 177028, 187832) 3 hours requested</p>	<p>The bureau estimates the need for one additional Community Involvement and Outreach Coordinator position related to the new Community Involvement Committee, which may have other administrative costs. There are additional potential fiscal impacts related to the cost of administering new zoning code provisions, as well as possible impacts to development activity, which may impact City costs and revenues.</p>

**1105 Authorize contracts as required with three service firms for Right-of-Way Appraisal and Acquisition and Relocation projects not to exceed \$250,000 each**

This ordinance establishes 3-year contracts based upon estimated amounts of work without specific City commitments to purchase any given amount of services. All expenses associated with contracts and resulting Task Orders will be funded from current budgeted funds. PBOT will negotiate individual Task Orders within the contracts with selected firms. As project needs are identified and funds are available, services needed for specific projects will be defined, authorized, assigned and approved for the not-to-exceed dollar value at the discretion of PBOT via negotiated task orders

**\*1107 Authorize a contract with Labyrinth Solutions, Inc. for implementation services for SAP Enterprise Asset Management at a not-to-exceed amount of \$1,850,000 (Ordinance) 10 minutes requested**

The cost of this contract is not to exceed \$1.85 million - \$150,000 greater than the current project appropriation. The current budget appropriation is \$1.6 million. The total estimated project cost is \$2.2 million, including \$200,000 in BTS Geographic Information Systems services and \$150,000 of other costs. The additional funding necessary to support this contract and additional services (\$600,000) has been requested in the Fall BMP and has not yet been passed by Council.

As of the FY 2015-16 Adopted Budget, this project was estimated at \$450,000. In June 2015, those estimates had increased to \$1.2 million, per EBS Program Advisory Committee presentation materials. As part of the FY 2016-17 requested budget, OMF included \$1.3 million. During the Adopted phase of the budget, that was increased to \$1.6 million. This Fall BMP request brings the total budget to \$2.2 million. These increases are the result of scope development through engagement with Facilities as well as an ad hoc subcommittee of technical experts from around the City and then through price discovery in the competitive proposal process.

The project is funded with EBS rate-payer funds. While the project is specifically focused on the OMF-Facilities Division business needs, the justification for using general customer funds is the expectation that this implementation will become an enterprise solution for the City and will be rolled out to other bureaus.

While CBO recommendations have not yet been finalized, the specific recommendation regarding this project is to budget the increase but that – in light of the significantly increased costs to all customer bureaus – the Technology Oversight Committee review the business case and the discarded alternatives. We recommend that this review be done in the context of the system ultimately serving Citywide business needs. As such, we recommend the TOC getting the input from the extended stakeholder group (i.e. staff from other bureaus that are serving as a sounding board for the project) on the degree to which the scope of this project will establish a base layer of data that supports a robust, state-of-the-art asset management program.

Should Council wish to adopt this recommendation, passage of this ordinance could be accompanied by direction to the bureau to not proceed with finalization of the contract prior to the TOC review. EBS did an introductory presentation to the TOC last week and will be making their next report in November.

**1109 Ratify a successor collective bargaining agreement between the City and the Portland Police Association relating to the terms and conditions of employment of represented employees in the Portland Police Association bargaining unit**

Upon ratification, the total ongoing cost estimate for the General Fund increases to \$6.8 million over the next three years starting in January 2017. In FY 2016-17, the Portland Police Bureau will use existing salary savings to fund the initial step increase for PPA members, estimated to cost \$1.2 million. The financial risk to the bureau is that while there are one-time salary savings, PPB is using higher rates of officer overtime to fill vacancies, which reduces the flexibility to absorb unforeseen costs. Ongoing costs for FY 2017-18 and FY 2018-19 will be added to the Bureau's Current Appropriation Level (CAL) target, however a citywide revenue source has not been identified, which may result in future reductions to either the Police Bureau or to other General Fund operations.

In addition, ratification will impact the Portland Fire & Disability & Retirement (FPDR) Fund, which is funded by a separate property tax levy. The wage increases above previously projected levels will increase FPDR benefits expenses by between \$6.5 and \$7.5 million over the five-year period ending in FY 2020-21. By FY 2020-21 additional ongoing FPDR costs will be \$2.6 million per year, and costs will continue to grow in real terms for the next 15 – 20 years. Cost increases are spread between FPDR One pension benefits (which receive cost-of-living adjustments equal to increases in active police officer pay); future FPDR Two pension benefits (which will now be based on higher final pay); PERS contributions made by FPDR on behalf of FPDR Three members (which are a percent of pay); and disability and funeral benefits for FPDR Two and FPDR Three members (which are a percent of pay). Costs will continue to grow in real terms for the next 15 – 20 years as the entire FPDR Two population retires and the entire active workforce becomes FPDR Three.

As the tax levy has been established for the current fiscal year, FPDR will use either contingency of fund reserve if payments prove to be in excess of appropriations. In future years, the bureau will recover any increase through increased property tax levy. The City's actuary will provide updated analysis and recommendations as to levy adequacy.

**1116 Authorize a surtax to the City's Business License Tax for publicly traded companies subject to U.S Securities and Exchange Commission disclosure and reporting requirements if a subject company reports that the ratio of compensation of its chief executive officer to median worker is equal to or greater than 100:1 under the Commission's Pay Ratio Disclosure Rule**

The proposal amends the City's business License Tax to include a surtax provision for publicly traded

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companies that pay a chief executive at 100 times what it pays its median U.S. worker. The Revenue Division estimates that this would raise between \$2.5 million and \$3.5 million annually. It should be noted that the actual amount brought in under the surtax could fluctuate dramatically with economic conditions. Also because this likely only applies to a small number of taxpayers, there is even greater potential for inconsistent collections.

Finally, recognizing that the City is projected to have a \$3.5 million shortfall related to the new intergovernmental agreement with Multnomah County for the Joint Office for Homeless Services, the ordinance also directs CBO to increase the Housing Bureau's current appropriation level target by \$2.5 million.