

<p align="center"><b>PORTLAND CITY COUNCIL AGENDA</b>  <b>City Hall - 1221 SW Fourth Avenue</b>  <b><u>WEDNESDAY, 9:30 AM, NOVEMBER 9, 2016</u></b></p>	<p align="center"><b>Disposition:</b></p>
<p align="center"><b>TIMES CERTAIN</b></p> <p><b>1232 TIME CERTAIN: 9:45 AM</b> – Accept the Quarterly Technology Oversight Committee Report from the Chief Administrative Officer (Report introduced by Mayor Hales) 30 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 align="center"><b>Bureau of Police</b></p> <p><b>1233</b> Amend an Intergovernmental Agreement with Multnomah County for the Sex Buyers Accountability and Diversion Program (Ordinance; amend Contract No. 30002122)</p>	<p>No fiscal impact. Funding for this contract is within the bureau’s current appropriation.</p>
<p align="center"><b>Office of Management and Finance</b></p> <p><b>1234</b> Accept the Portland Oregon Sign 2016 Annual Program Review (Report)</p>	<p>No fiscal impact.</p>
<p><b>*1235</b> Pay claim of Frank and Zayda McKowen in the sum of \$8,665 involving the Bureau of Environmental Services (Ordinance)</p>	<p>\$8,665.24, funded in the Insurance &amp; Claims Operating Fund.</p>
<p><b>*1236</b> Authorize the purchase of Cisco optical equipment to upgrade existing data network equipment to support communication between different City locations in an amount not to exceed \$911,000 (Ordinance)</p>	<p>\$911,000, budgeted in the Technology Services Fund.</p>

<p><b>*1237</b> Authorize purchase of 24 vehicles and equipment for use by the Portland Bureau of Transportation at \$1,500,000 (Ordinance)</p>	<p>Revenue from the new 10-cent per gallon gas tax passed by voters will pay for the additional vehicles and for their ongoing O&amp;M costs. Based on the estimated usage, the repair and maintenance cost is estimated to be \$108,743 per year, while annual replacement costs will be \$147,932. Charges for replacement and repair occur in accordance with the IA between CityFleet and PBOT.</p>
<p><b>1238</b> Extend term of a franchise granted to MCI Metro Access Transmission Services, Inc. to build and operate telecommunication facilities within City streets (Ordinance; amend Ordinance No. 169230)</p>	<p>No marginal fiscal impact. The City will continue to receive franchise fees under this agreement.</p>
<p><b>1239</b> Extend term of a franchise granted to Electric Lightwave, Inc. to build and operate telecommunication facilities within City streets (Ordinance; amend Ordinance No. 170283)</p>	<p>No marginal fiscal impact. The City will continue to receive franchise fees under this agreement.</p>
<p><b>1240</b> Extend term of a franchise granted to McLeodUSA Telecommunications Services, Inc. to build and operate telecommunication facilities within City streets (Ordinance; amend Ordinance No. 175061)</p>	<p>No marginal fiscal impact. The City will continue to receive franchise fees under this agreement.</p>
<p><b>1241</b> Extend term of a franchise granted to XO Communications Services, LLC to build and operate telecommunications facilities within City streets (Ordinance; amend Ordinance No. 175062)</p>	<p>No marginal fiscal impact. The City will continue to receive franchise fees under this agreement.</p>
<p><b>Commissioner Amanda Fritz</b></p>	<p>\$48,000 in program expenses have been included in Parks' FY 2016-17 budget. The bureau expects to receive \$46,000 in reimbursements for these expenses from the Oregon Department of Education. This ordinance authorizes the Parks director to enter into future similar agreements with Centennial School District, so long as Parks has adequate funding.</p>
<p><b>Portland Parks &amp; Recreation</b></p>	

**\*1242** Authorize price agreements with Centennial School District for the Afterschool At-Risk Meal and Snack Program (Ordinance)

---

**Commissioner Nick Fish**  
**Bureau of Environmental Services**

**1243** Authorize an Intergovernmental Agreement with Home Forward to allow the Percent for Green Program to fund the construction of a green street facility as part of Home Forward's construction project at St. Francis Apartments at SE 11<sup>th</sup> Ave., SE 12<sup>th</sup> Ave., SE Stark St. in the amount of \$113,936 (Ordinance)

This project budgeted in the Percent for Green program. Total IGA amount is \$113,936. BES will maintain the stormwater facility after the two-year establishment period.

---

<p style="text-align: center;"><b>Commissioner Dan Saltzman</b> <b>Portland Housing Bureau</b></p> <p><b>1244</b> Approve amended application under the Multiple-Unit Limited Tax Exemption Program for 17th and Pettygrove located at 1331 NW 17th Ave (Second Reading Agenda 1217)</p>	<p style="text-align: center;"><b>See Below</b></p>
<p><b>REGULAR AGENDA</b></p>	
<p style="text-align: center;"><b>Mayor Charlie Hales</b> <b>Bureau of Planning &amp; Sustainability</b></p> <p><b>1245</b> Proclaim Veterans Day, November 11th, 2016 to be a day to express our gratitude for our veterans and citizens serving in the United States Military in Portland (Proclamation introduced by Mayor Hales and Commissioner Fish) 10 minutes requested</p>	<p>No fiscal impact.</p>
<p style="text-align: center;"><b>Bureau of Police</b></p> <p><b>*1247</b> Accept and appropriate a grant in the amount of \$136,536 from the State of Oregon, Oregon Military Department, Office of Emergency Management for the FY 2016 State Homeland Security Grant Program Phase Five to fund joint state bomb teams equipment and training (Ordinance)</p>	<p>There is no local match requirement for the acceptance of this grant. There may be overtime for training shift-backfill, and the bureau will fund any overtime within current personnel services budget.</p>
<p style="text-align: center;"><b>Office of Management and Finance</b></p> <p><b>1248</b> Accept bid of Moore Excavation, Inc. for the Humboldt Sewer Rehabilitation for \$4,177,461 (Procurement Report - Bid No. 00000393)</p>	<p>The bid is \$4,177,461 (or 16.1% lower than the engineer's estimate that came before City Council on August 3, 2016). BES rates the confidence level in this cost as 'high'.</p>
<p><b>1249</b> Accept Guaranteed Maximum Price of \$7,590,279 from Balfour Beatty Construction LLC dba Howard S. Wright for the construction of the Pioneer Courthouse Square Renovation Project (Procurement Report - RFP No. 0000198) 15 minutes requested</p>	<p>Funding for this project comes from voter approved G.O Bond proceeds. Voters authorized \$10 million for the project, which is included in the Parks budget.</p>

<p><b>*1250</b> Pay claim of Jennifer Castro in the sum of \$13,000 involving the Police Bureau (Ordinance)</p>	<p>\$13,000 from the Insurance and Claims Fund.</p>
<p><b>*1251</b> Pay claim of Sophia Holmes in the sum of \$10,000 involving the Police Bureau (Ordinance)</p>	<p>\$10,000 from the Insurance and Claims Fund.</p>
<p><b>1252</b> Authorize an agreement with Oregon Sports Authority for national and international sports marketing activities and event recruiting services and provide for payment (Second Reading Agenda 1211)</p>	<p>This agreement commits up to \$250,000 over five years, budgeted in the Spectator Venues &amp; Visitor Activities Fund.</p>
<p style="text-align: center;"><b>Commissioner Steve Novick</b> <b>Bureau of Transportation</b></p> <p><b>*1253</b> Authorize the Bureau of Transportation to acquire certain permanent and temporary rights necessary for construction of the Foster Road – SE Powell Boulevard to SE 91<sup>st</sup> Avenue project, through the exercise of the City's Eminent Domain Authority (Ordinance)</p>	<p>Property values associated with the property acquisitions have not yet been quantified since negotiations are not completed; however, an estimate for the right of way phase has been budgeted in the Transportation Operating Fund. The level of confidence for the estimate is moderate. Over \$3.5 million are included in PBOT's FY 2016-17 Adopted Budget for this project and comes from Regional Flexible Funds and Urban Renewal Funds from PDC.</p>
<p><b>1254</b> Make administrative changes to Motor Vehicle Fuel Tax Code for more efficient implementation of the Street Repair and Traffic Safety Program (Ordinance; amend Code Chapter 17.105) 20 minutes requested</p>	<p>See below</p>
<p style="text-align: center;"><b>Commissioner Nick Fish</b> <b>Water Bureau</b></p>	

<p><b>1255</b> Authorize a contract with the lowest responsible bidder and provide payment for the construction of the SW Vista Avenue Water Main Improvement Project at an estimated cost of \$533,000 (Second Reading Agenda 1220)</p>	<p>The estimated cost for the contract is \$533,000 with a high confidence level. Funding for this project is available in the FY 2016-17 budget and will be requested in the FY 2017-18 budget. Approval of this contract will not impact forecasted retail water rates.</p>
<p style="text-align: center;"><b>Commissioner Dan Saltzman</b> Portland Housing Bureau</p> <p><b>*1256</b> Approve financing not to exceed \$13,262,131 using Lents Town Center tax increment urban renewal funds for the Oliver Station Apartments at 5932 SE 92<sup>nd</sup> Ave and 9138 SE Foster Rd to develop 126 units of affordable rental housing within a mixed use and mixed income development (Ordinance) 20 minutes requested</p>	<p>Total project cost is estimated at \$55.5 million. The City will contribute, through passing this ordinance, up to \$13.3 million in Tax Increment Financing resources towards 126 affordable housing units (\$105,255 per unit subsidy). The Portland Development Commission is funding an additional \$8.1 million of project costs; the project is anticipated to attract the remaining funds through external sources.</p>
<p style="text-align: center;"><b>City Auditor Mary Hull Caballero</b></p>	

<p><b>*1257</b> Authorize a three-year contract with Michael Gennaco dba OIR Group for the review of closed officer-involved shooting and in-custody death administrative investigations for a total not-to-exceed amount of \$140,000 (Ordinance; Contract No. 30005510) 15 minutes requested</p>	<p>This ordinance, in accordance with City Code (Chapter 3.21.070 Powers and Duties of IPR), authorizes the Auditor’s Office to hire an external consultant to review closed investigations of officer-involved shooting (OIS) and in-custody deaths (ICD). Currently there are 11 shooting investigations that are either closed or soon-to-be-closed that will require independent review; the scope of work under this contract includes any future OIS/ICD incidents that are closed prior to 12/31/2017. The Independent Police Review (IPR) budget includes \$40,000 in FY 2016-17 for this contract. Per IPR, FY 2016-17 contract costs will be managed within this allocation.</p>
--	--

<p style="text-align: center;"><b><u>WEDNESDAY, 2:00 PM, NOVEMBER 9, 2016</u></b></p> <p><b>1258 TIME CERTAIN: 2:00 PM</b> – Accept the Residential Infill Project: Concept Report to Council as general conceptual parameters for subsequent zoning code and zoning map amendments (Resolution introduced by Mayor Hales) 2 hours requested</p>	<p>No fiscal impact to accept report. The bureau anticipates requesting \$100,000 in one-time General Fund resources in the FY 2016-17 Spring BMP for consultants to conduct public engagement and outreach to implement the report concepts, and an additional \$200,000 in one-time dollars to continue supporting two planning positions in FY 2017-18.</p>
--	--

<p style="text-align: center;"><b><u>THURSDAY, 2:00 PM, NOVEMBER 10, 2016</u></b></p>	
---	--

**1259 TIME CERTAIN: 2:00 PM** – Restrict bulk fossil fuel terminals  
(Ordinance introduced by Mayor Hales; amend Title 33, Planning  
and Zoning) 3 hours requested

No direct fiscal impact  
anticipated.

**1244** Approve amended application under the Multiple-Unit Limited Tax Exemption Program for 17th and Pettygrove located at 1331 NW 17th Ave (Second Reading Agenda 1217)

**CBO: Analysis** Total cost to the City of this exemption is in the form of foregone revenue and is estimated at \$1,472,780 over ten years. This is roughly \$400,000 greater than a previously approved Ordinance for the project, due to increases in project size. PHB will receive \$8,000 in fees to administer and monitor the exemption. Adds 17 additional affordable units due to increased project size, but all units are now restricted to 80% MFI rather than the previously-approved 60% MFI.

**1246** Amend Title 33, Planning and Zoning to reduce regulatory restrictions and processes for short-term housing and mass shelters (Second Reading 1223; amend Title 33)

**CBO Analysis:** No significant long-term fiscal impact anticipated. There may be some minimal short-term impacts related to training and reviews. These proposed changes affect a small number of projects, with generally less than five conditional use reviews required in a given calendar year.

**1254** Make administrative changes to Motor Vehicle Fuel Tax Code for more efficient implementation of the Street Repair and Traffic Safety Program

**CBO Analysis:** The changes are not expected to have an impact on the end payer of the tax, the timing of the tax, or the amount of revenue raised from the tax. Payers of the Oregon weight-mile tax are exempt from paying the ten-cents per gallon tax, and this legislation is expected make the exemption process more efficient. Currently, Oregon weight-mile tax holders first have to pay the tax and then apply for a refund. With these legislative changes, Oregon Weight-Mile tax payers will never have to pay the tax. These road users, instead pay for their share of road damage through the Heavy Vehicle Use Tax, a separate temporary tax which will be administered through the City's Revenue Division. As ODOT implements its software system for tax collections, PBOT anticipates a small additional charge to set up the system to accommodate this change. This charge is expected to be a one-time charge of around \$50,000. The total administrative collection charges are still expected to remain under 3% of the revenue collected. This is consistent with the original estimate for administrative costs.