

<p align="center"><b>PORTLAND CITY COUNCIL AGENDA</b>  <b>City Hall – 1221 SW Fourth Avenue</b>  <b><u>WEDNESDAY, 9:30 AM, APRIL 26, 2017</u></b></p>	<p align="center"><b>Disposition:</b></p>
<p align="center"><b>TIMES CERTAIN</b></p> <p><b>TIME CERTAIN: <del>9:45 AM</del> RESCHEDULED TO 2:00 PM</b> – Adopt the FY 2016-17 Spring supplemental budget and make other budget-related changes (Ordinance introduced by Mayor Wheeler)</p>	<p align="center"><b>See Wednesday below.</b></p>
<p><b>397 TIME CERTAIN: 10:00 AM</b> – Accept the Quarterly Technology Oversight Committee Report from the Chief Administrative Officer (Report introduced by Mayor Wheeler) 30 minutes requested</p>	<p align="center">No fiscal impact.</p>
<p align="center"><b>CONSENT AGENDA – NO DISCUSSION</b></p> <p align="center"><b>Mayor Ted Wheeler</b></p> <p align="center"><b>Office of Management and Finance</b></p> <p><b>*398</b> Pay claim of Espresso Machine Experts, in the sum of \$82,864 involving the Portland Bureau of Transportation (Ordinance)</p>	<p align="center">\$82,864 from the Insurance and Claims Fund.</p>
<p><b>*399</b> Pay claim of Jeff Wong in the sum of \$21,790 involving the Portland Police Bureau (Ordinance)</p>	<p align="center">\$21,790 from the Insurance and Claims Fund.</p>
<p><b>400</b> Extend the City 2013-2017 Equal Employment Opportunity Affirmative Action Plan for six additional months to December 31, 2017 (Second Reading Agenda 378)</p>	<p align="center">No fiscal impact.</p>
<p align="center"><b>Portland Housing Bureau</b></p> <p><b>*401</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for Block 290/KOTI Apartments located at 1417 NW 20th Ave (Ordinance)</p>	<p align="center">See below.</p>
<p><b>*402</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for Pettygrove Apartments located at 2216 NW Pettygrove St (Ordinance)</p>	<p align="center">See below.</p>
<p><b>*403</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for SW Park + Columbia Apartments located at SW Park Ave and SW Columbia St (Ordinance)</p>	<p align="center">See below.</p>

<p><b>*404</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for 3<sup>rd</sup> &amp; Ash located at 108 SW 3<sup>rd</sup> Ave (Ordinance)</p>	<p>See below.</p>
<p><b>*405</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for Atomic Orchard Lofts located at 2510 NE Sandy Blvd (Ordinance)</p>	<p>See below.</p>
<p><b>*406</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for Block 33 located at 125 NW 4<sup>th</sup> Ave (Ordinance)</p>	<p>See below.</p>
<p><b>*407</b> Approve application under the Multiple-Unit Limited Tax Exemption Program for Woody Guthrie Place Apartments located at 5728 SE 91<sup>st</sup> Ave (Ordinance)</p>	<p>See below.</p>
<p style="text-align: center;"><b>Commissioner Nick Fish</b> <b>Bureau of Environmental Services</b></p> <p><b>*408</b> Authorize the Bureau of Environmental Services to reimburse property owner at 7326 N Williams Ave for sewer user fees paid to the City in the amount of \$5,768 (Ordinance)</p>	<p>The ordinance reimburses a property owner \$5,768 for sewer user charges. The property owner paid \$8,588 in sewer user charges to the City from Aug. 2002 until Dec. 2016 before the owner learned he was not connected to the public sewer. BES issued a reimbursement of \$2,820 in January 2017 for user charges paid from 2014 to 2016. This ordinance reimburses the remaining amount.</p>
<p style="text-align: center;"><b>Commissioner Dan Saltzman</b></p> <p><b>409</b> Approve allocation of \$10,000 annually of Portland Children's Levy revenues to fund event sponsorship through June 2019 (Second Reading Agenda 379)</p>	<p>No fiscal impact to General Fund.</p>

**Bureau of Transportation**

**\*410** Amend contract with e-Builder, Inc. to extend the term and increase the value of the contract by \$988,233 for a not-to-exceed total of \$1,724,162 for project management software (Ordinance; amend Contract No. 30004084)

The \$988,233 can be broken down as follows. In the first year, the investment for the software is \$301,965, which includes various services. For years two to five, the cost will be \$121,567 annually for the subscription fee. An additional \$200,000 is also being requested for additional interfaces between existing software and eBuilder. PBOT is using General Transportation Revenue to fund this amendment.

**\*411** Authorize an agreement with Union Pacific Railroad for preliminary engineering and other related services up to the amount of \$25,000 for construction of a grade separated crossing of North Rivergate Boulevard over the Union Pacific Railroad (Ordinance)

PBOT's level of confidence in the \$25,000 cost estimate is moderate. The project is paid for by SDCs and a federal TIGER 8 grant which the City jointly applied for with the Port of Portland.

**412** Authorize a competitive solicitation for Security Services for the SmartPark Garages and the Portland Streetcar Facility at an estimated amount of \$4,000,000 for five years (Ordinance)

The security costs are paid for by parking garage and streetcar revenues and are budgeted in PBOT's FY 2017-18 Requested Budget. The bureau's confidence level in the \$4.0 million figure for estimated costs over five years is moderate. The final contract amount will depend on the costs submitted by the successful vendor and negotiated with the City.

**Commissioner Chloe Eudaly**

**Office of Neighborhood Involvement**

**\*413** Authorize grant agreement of \$50,000 with the Kenton Action Plan, dba North Portland Community Works, to provide liability insurance coverage for neighborhood association and community activities in North Portland (Ordinance)

The \$50,000 is for five years, so ONI's General Fund base budget would fund \$10,000 each year.

**REGULAR AGENDA**

**414** Replace the Multiple-Unit Limited Tax Exemption Program foregone revenue annual cap with a rolling 5-year cap (Ordinance introduced by Mayor Wheeler and Commissioner Saltzman) 10 minutes requested

See below.

**Mayor Ted Wheeler**

**Bureau of Police**

**\*415** Accept and appropriate an additional \$30,000 from the Oregon Department of Transportation Traffic Safety Division FY 2017 Speed Enforcement Grant program for sworn personnel overtime reimbursement (Ordinance)

This ordinance appropriates an additional \$30,000 in the Grants Fund in FY 2016-17. The match requirement of \$11,125 will be funded from the bureau's existing General Fund appropriation and expended on straight time.

**\*416** Authorize Chief of Police to sign lease agreements of real property for Police Bureau Criminal Investigation needs (Previous Agenda 381)

See below.

**Office of Management and Finance**

**\*417** Authorize a contract with N. Harris Computer Corporation for maintenance services for support of the Bureau of Environmental Services, Portland Water Bureau and Portland Bureau of Transportation Customer Information System, for a five-year total not to exceed \$1,800,000 (Ordinance)

This ordinance authorizes a five-year \$1.8 million contract for the Cayenta Software Maintenance Agreement. The previous 5-year agreement was for approximately \$1.6 million.

<p><b>*418</b> Authorize an on-call contract with N. Harris Computer Corporation for updates in reports and other customizations as required to the Bureau of Environmental Services, Portland Water Bureau and Portland Bureau of Transportation Customer Information System, for a five-year total not to exceed \$700,000 (Ordinance)</p>	<p>This ordinance authorizes a five-year \$700,000 contract to modify the existing software to be able to provide specialized reports and customizations to improve data collection and information availability in the Cayenta system. The previous five-year contract was for \$500,000.</p>
<p><b>419</b> Grant a franchise to McLeodUSA Telecommunications Services, LLC for telecommunications services and facilities within the City's streets for a period of 15 years (Second Reading 272)</p>	<p>The City will continue to receive franchise fees from McLeodUSA. FY 2015-16 revenues from this agreement were \$55,963; revenues are expected to be similar under the renegotiated agreement.</p>
<p><b>420</b> Change the salary grade for the Nonrepresented classification of Neighborhood Involvement and Programs Director (Second Reading Agenda 382)</p>	<p>The annual maximum rate is increased by \$18,408, which will be paid for by a reallocation within ONI's budget starting in FY 2017-18.</p>
<p style="text-align: center;"><b>Commissioner Nick Fish</b> <b>Bureau of Environmental Services</b></p> <p><b>421</b> Accept the report on status of the Columbia Wastewater Treatment Plant Lagoon Reconstruction Phase 3&amp;4 Project No. E07146 from the Chief Engineer (Report) 15 minutes requested</p>	<p>No fiscal impact to accept the report.</p>
<p><b>422</b> Authorize a contract with ICF Jones &amp; Stokes, Inc. in the amount of \$240,000 to provide for the use of proprietary habitat model for the City's Salmon Safe Certification (Ordinance) 15 minutes requested</p>	<p>This ordinance authorizes a three year \$240,000 contract to use a proprietary habitat model to support the City's Salmon Safe Certification. The bureau's FY 17/18 Budget Request includes a one-time request for \$75,000 from the Sewer System Operating Fund. The remainder of the contract will be funded with existing resources.</p>

<p><b>City Auditor Mary Hull Caballero</b></p>	
<p><b>423</b> Appeal of residents of the 937 Condominiums against the noise variance granted to Bremik Construction to conduct six day-long concrete pours with early morning set up for the hotel construction project located at 485 NW 9<sup>th</sup> Ave (Previous Agenda 390)</p>	<p>No fiscal impact.</p>
<p><b><u>WEDNESDAY, 2:00 PM, APRIL 26, 2017</u></b></p>	
<p><b>*424</b> <b>TIME CERTAIN: 2:00 PM</b> – Adopt the FY 2016-17 Spring supplemental budget and make other budget-related changes (Ordinance introduced by Mayor Wheeler) 1 hour requested</p>	<p>See below.</p>
<p><b>425</b> <b>TIME CERTAIN: 3:00 PM</b> – Accept the Design Overlay Zone Assessment Final Report dated April 2017 (Report) 2 hours requested</p>	<p>The anticipated costs of implementing the report recommendations is \$315,000 for two FTE and professional services. Funding has been proposed for this purpose through an interagency agreement between BDS and BPS in FY 2017-18 budget development. No fiscal impact to accept report.</p>
<p><b><u>THURSDAY, 2:00 PM, APRIL 27, 2017</u></b></p>	
<p><b>426</b> <b>TIME CERTAIN: 2:00 PM</b> – The Intertwine Alliance Summit (Presentation introduced by Commissioner Fish) 15 minutes requested</p>	<p>No fiscal impact.</p>
<p><b>427</b> <b>TIME CERTAIN: 2:15 PM</b> – Accept the City of Portland and Multnomah County Climate Action Plan 2017 Progress Report (Report introduced by Mayor Wheeler) 1.5 hours requested for items 427-428</p>	<p>No fiscal impact to accept report. There may be future costs associated with implementing individual action items.</p>
<p><b>428</b> Establish goal to transition Portland to 100% renewable energy by 2050 (Resolution introduced by Mayor Wheeler)</p>	<p>Establishing a goal of 100% renewable energy has no fiscal impact; however, achieving the goal may have significant financial impact the scope of which is currently undefined.</p>

- \*401** Approve application under the Multiple-Unit Limited Tax Exemption Program for Block 290/KOTI Apartments located at 1417 NW 20th Ave (Ordinance)

CBO Analysis: This action amends a previously approved MULTE application, increasing the estimated foregone property tax revenues to the City by \$567,199 for a total of \$2,018,257 over ten years. The size of the project has increased, resulting in ten additional affordable units for a total of 40 units affordable at 80 percent median family income. This translates to \$5,479/unit in the first year of the exemption period. Total first year cost to all jurisdictions forgoing revenue is estimated at \$16,436/unit. The City will still benefit from property taxes collected on the improved value of the land during the exemption period. The City also received \$8,000 from application fees for program administration and project monitoring.

- \*402** Approve application under the Multiple-Unit Limited Tax Exemption Program for Pettygrove Apartments located at 2216 NW Pettygrove St (Ordinance)

CBO Analysis: This action would result in estimated foregone property tax revenues to the City totaling \$275,004 over ten years, which translates to \$3,318/unit in the first year of the exemption period. Total first year cost to all jurisdictions forgoing revenue is estimated at \$9,953/unit. 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.

- \*403** Approve application under the Multiple-Unit Limited Tax Exemption Program for SW Park + Columbia Apartments located at SW Park Ave and SW Columbia St (Ordinance)

CBO Analysis: This action would result in estimated foregone property tax revenues to the City totaling \$429,877 over ten years, which translates to \$1,964/unit in the first year of the exemption period. Total first year cost to all jurisdictions forgoing revenue is estimated at \$5,893/unit. 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.

- \*404** Approve application under the Multiple-Unit Limited Tax Exemption Program for 3<sup>rd</sup> & Ash located at 108 SW 3<sup>rd</sup> Ave (Ordinance)

CBO Analysis: This action would result in estimated foregone property tax revenues to the City totaling \$796,908 over ten years, which translates to \$3,285/unit in the first year of the exemption period. Total first year cost to all jurisdictions forgoing revenue is estimated at \$9,856/unit. 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.

- \*405** Approve application under the Multiple-Unit Limited Tax Exemption Program for Atomic Orchard Lofts located at 2510 NE Sandy Blvd (Ordinance)

CBO Analysis: This action would result in estimated foregone property tax revenues to the City totaling \$538,902 over ten years, which translates to \$3,284/unit in the first year of the exemption period. Total first year cost to all jurisdictions forgoing revenue is estimated at \$9,851/unit. 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.

- \*406** Approve application under the Multiple-Unit Limited Tax Exemption Program for Block 33 located at 125 NW 4<sup>th</sup> Ave (Ordinance)

CBO Analysis: This action would result in estimated foregone property tax revenues to the City totaling

\$1,397,869 over ten years, which translates to \$4,646/unit in the first year of the exemption period. Total first year cost to all jurisdictions forgoing revenue is estimated at \$13,938/unit. 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.

- \*407** Approve application under the Multiple-Unit Limited Tax Exemption Program for Woody Guthrie Place Apartments located at 5728 SE 91<sup>st</sup> Ave (Ordinance)

CBO Analysis: This action would result in estimated foregone property tax revenues to the City totaling \$214,345 over ten years, which translates to \$1,469/unit in the first year of the exemption period. Total first year cost to all jurisdictions forgoing revenue is estimated at \$4,408/unit. 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.

- 414** Replace the Multiple-Unit Limited Tax Exemption Program foregone revenue annual cap with a rolling 5-year cap

CBO Analysis: This action changes the ability of Council to approve tax exemptions from a limit of \$3 million/year to \$15 million over five years. While over the long term, the aggregate maximum exemption allowable will remain the same as with the current policy, approving this item allows for Council to approve greater than \$3 million in tax exemptions in a given year. Specifically, in calendar year 2017, the maximum exemptions allowed will increase from \$3 million to over \$11 million due to low values of exemptions approved over the previous four years. However, should Council approve \$11 million in exemptions in the current year, Council would only be able to approve \$4 million in exemptions over the next four years, rendering the long term fiscal impact equal to the current policy. This policy change enables the program and the City to maximize program utilization in accordance with economic cycles; to the extent to which the program is more fully utilized as a result of this policy change, the City may experience greater levels of foregone revenue than it otherwise would have experienced.

- \*416** Authorize Chief of Police to sign lease agreements of real property for Police Bureau Criminal Investigation needs (Previous Agenda 381)

CBO Analysis: This ordinance would allow the Chief of Police to authorize lease agreements for apartments and other real property for investigative purposes. This could include temporary housing for confidential informants or confidential locations for use by undercover teams. Current practice to secure such locations is to utilize purchasing cards; this strategy is limited to hotel room rentals, as the authority does not currently exist for the bureau to enter into real property lease agreements (i.e. short term apartment or storefront leases). In cases where the bureau deems it necessary to obtain a short to medium term lease agreement, it will be more cost effective to execute a lease on an apartment than rent a hotel room for the same time period. It is unknown whether this authority will have an impact on the volume or length of temporary confidential space locations pursued by the Police Bureau. Currently, investigative space needs are handled by individual RUs, and monitored via purchasing card operating procedures. The bureau estimates that less than \$30,000 will be spent on investigative leases annually, absorbed within current appropriation levels.

- \*424** **TIME CERTAIN: 2:00 PM** – Adopt the FY 2016-17 Spring supplemental budget and make other budget-related changes

CBO Analysis: The proposed supplemental budget increases net General Fund appropriation by \$2.2 million. The supplemental budget includes a net draw on discretionary contingency accounts totaling \$2.3 million, and a net deposit into all accounts of \$2.9 million. This includes:

- Allocation of \$2.2 million in compensation set aside to the Police Bureau, Portland Fire and Rescue, Office of Neighborhood Investment, Office of Equity and Human Rights, and the Mayor's Office.
- Allocation of \$91,673 in unrestricted contingency funding for new or unforeseen expenses, and one allocation previously approved by Council.



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- A net subsidy of \$62,779 from general fund unrestricted contingency as a result of mid-year budget changes in non-General Fund funds.
- Deposit of \$5.2 million into contingency for requested program carryovers into the FY 2017-18 budget.

These appropriations leave the following General Fund contingency balances:

- \$937,409 in unrestricted contingency
- \$952,287 in compensation set-aside
- \$5,177,084 in program carryover set-aside
- \$517,684 set aside to fund a true-up in the General Fund Overhead model during FY 2017-18 budget development

For additional details, please see Exhibits 1-5 attached to the Ordinance.