

<p align="center">PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue WEDNESDAY, 9:30 AM, MAY 24, 2017</p>	<p align="center">Disposition:</p>
<p align="center">TIMES CERTAIN</p> <p>527 TIME CERTAIN: 9:45 AM – Proclaim May 30, 2017 to be Vanport Day of Remembrance in Portland (Proclamation introduced by Mayor Wheeler and Commissioner Fish) 20 minutes requested</p>	<p>No fiscal impact.</p>
<p>528 TIME CERTAIN: 10:05 AM – Declare intent to initiate local improvement district formation proceedings to construct street, sidewalk and stormwater improvements in the NE 27th Ave and Holland St Local Improvement District (Resolution introduced by Mayor Wheeler; C-10059) 15 minutes requested</p>	<p>The preliminary, low confidence estimate of the cost of the improvements is \$789,152, with property owners providing \$684,524, and PBOT funding overhead costs estimated at \$104,628. Property owners' assessments range from \$34,352 to \$295,284. 100% of the LID revenue (\$684,524) will be added to the FY 2017-18 budget.</p>
<p align="center">CONSENT AGENDA – NO DISCUSSION</p> <p align="center">Mayor Ted Wheeler</p> <p align="center">Bureau of Development Services</p> <p>529 Appoint Greg Douglass, John Karasaki, and Milo Coy to the Mechanical Code Board of Appeal for terms to expire May 23, 2020 (Report)</p>	<p>No fiscal impact.</p>
<p>530 Appoint Michael B. Wallace to the Noise Review Board for a term to expire May 31, 2020 (Report)</p>	<p>No fiscal impact.</p>

<p style="text-align: center;">Bureau of Environmental Services</p> <p>531 Authorize contract with Brown and Caldwell, Inc. for engineering services for the Columbia Blvd Wastewater Treatment Plant Waste Gas Burner Replacement Project No. E10649 for an estimated amount of \$293,939 (Second Reading Agenda 493)</p>	<p>This ordinance authorizes the preliminary and final design, construction support, and start up assistance to replace the existing waste gas burners with new burners, controls and instrumentation to ensure accurate accounting of biogas production and demand. The estimated cost for this contract is \$293,939. The overall project cost estimate is \$1.02 million with a low level of confidence</p>
<p style="text-align: center;">Bureau of Planning & Sustainability</p> <p>*532 Authorize City participation in a partnership agreement with the U.S. Department of Energy's Home Energy Score program to implement Portland's residential energy performance rating and disclosure requirement (Ordinance)</p>	<p>This partnership requires some work on the part of BPS; while implementation is expected to require up to 1 FTE, BPS proposes using existing staff resources to complete the work.</p>
<p style="text-align: center;">Bureau of Transportation</p>	

<p>*533 Authorize an Intergovernmental Agreement with the Oregon Department of Transportation to define the roles and responsibilities for real property to be obtained and used as part of right-of-way for road, street or construction of public improvements for the St Johns Truck Strategy Phase II Project (Ordinance)</p>	<p>No fiscal impact. The IGA clarifies PBOT's obligations for acquiring the right-of-way necessary to construct the project with federal funds. The bureau's low confidence estimate for the cost of the project is \$3.345 million. PBOT was awarded \$3.0 million in federal funding to design and construct the project and will use General Transportation Revenues for the local match.</p>
<p>*534 Authorize a contract with the lowest responsible bidder for the Burgard/Lombard at North Time Oil Road project (Ordinance)</p>	<p>PBOT's optimal confidence level estimate for the cost of this project is \$2,905,615. In 2011, the bureau received a federal grant in the amount of \$2,635,000 for the project. Local match of \$270,615 is paid for by System Development Charges.</p>
<p>*535 Authorize a contract with the lowest responsible bidder for the NE Columbia Blvd at Oregon 99 East/Martin Luther King Jr Blvd project (Ordinance)</p>	<p>PBOT's optimal confidence level estimate for the cost of this project is \$3,523,829. In 2009, the bureau received a federal grant in the amount of \$3,014,264 for the project. Local match of \$309,565 is paid for by System Development Charges. PBOT is also receiving \$200,000 of funds from the State of Oregon.</p>
<p>Fire & Rescue</p>	
<p>*536 Authorize application to the Mt. Hood Cable Regulatory Commission for a grant in the amount of \$119,700 to increase network capabilities for fire stations (Ordinance)</p>	<p>This grant requires a local match, which the bureau would achieve in providing personnel support to the project. The FY 2017-18 Approved Budget includes ongoing funding of \$50,000 for the additional costs of the upgraded internet service.</p>

<p>537 Accept a donation from the Friends of Portland Fire & Rescue Foundation in the amount of \$594 for the Portland Fire & Rescue marine program (Second Reading Agenda 500)</p>	<p>Additional resources of \$594 from the donation will be used for the purchase of a bell on Portland Fire & Rescue boat.</p>
<p>Office of Government Relations</p>	
<p>*538 Authorize an Intergovernmental Agreement between the Portland Development Commission and the Office of Government Relations for Federal and State legislative and lobbying activities in the amount of \$35,000 (Ordinance) 10 minutes requested</p>	<p>Budgeted revenue funding existing staff.</p>
<p>Office of Management and Finance</p>	
<p>*539 Pay claim of Holly and Steve Schaaf in the sum of \$22,177 involving the Bureau of Environmental Services (Ordinance)</p>	<p>\$22,177 from the Insurance and Claims Fund.</p>
<p>*540 Pay claim of Jesse Deanda in the sum of \$10,509 involving the Bureau of Transportation (Ordinance)</p>	<p>Funded by the City's Insurance and Claims Fund, with the total costs of the settlement occurring in FY 2016-17. \$1,000 was directly paid to Jesse Deanda, with the balance of \$9,509 to be paid to an insurance company.</p>
<p>541 Extend term of right-of-way use agreement granted to Verizon Wireless LLC dba Verizon Wireless for mobile telecommunications services (Second Reading Agenda 501; amend Ordinance No. 185717)</p>	<p>This ordinance extends an existing right-of-way agreement with Verizon Wireless through June 30, 2018. The City will continue to receive franchise fees of approximately \$41,500 annually under the extended agreement.</p>
<p>542 Extend term of a right-of-way use agreement granted to Sprint Spectrum, L.P. for mobile telecommunication services (Second Reading Agenda 502; amend Ordinance No. 185717)</p>	<p>This ordinance extends an existing right-of-way agreement with Sprint Spectrum, L.P through June 30, 2018. The City will continue to receive franchise fees of approximately \$76,725 annually under the extended agreement.</p>

<p>543 Extend term of a right-of-way use agreement granted to New Cingular Wireless PCS, LLC for mobile telecommunication services (Second Reading Agenda 503; amend Ordinance No. 185789)</p>	<p>This ordinance extends an existing right-of-way agreement with New Cingular Wireless PCS through June 30, 2018. The City will continue to receive franchise fees of approximately \$71,923 annually under the extended agreement.</p>
<p>544 Extend term of a right-of-way use agreement granted to T-Mobile West Corporation, Inc. for mobile telecommunication services (Second Reading Agenda 504; amend Ordinance No. 185790)</p>	<p>This ordinance extends an existing right-of-way agreement with T-Mobile West through June 30, 2018. The City will continue to receive franchise fees of approximately \$183,306 annually under the extended agreement.</p>
<p>Office of Neighborhood Involvement</p>	
<p>*545 Authorize grant agreement of \$12,900 with the Kenton Action Plan, dba North Portland Community Works, to give out as neighborhood small grants in North Portland Neighborhood Services district (Ordinance)</p>	<p>Funded by the General Fund and included in ONI's FY 2016-17 budget.</p>
<p>REGULAR AGENDA</p>	
<p>546 Ensure tax fairness in the sharing economy and delegate subpoena power to the Revenue Division (Resolution introduced by Mayor Wheeler and Commissioner Fish)</p>	<p>No fiscal impact to this resolution. Delegating subpoena power to the Revenue Division will enable the Division to pursue rental records from short term rental operating platforms, potentially increasing compliance with the transient lodging tax.</p>
<p>547 Amend fee schedules for tree permits (Ordinance introduced by Mayor Wheeler and Commissioner Fritz) 10 minutes requested</p>	<p>The intent of the proposed fee changes is to increase current cost recovery for the program. If the proposed changes are approved, program fees will cover 32% of costs. The FY 2017-18 Approved Budget includes a reduction of \$100,000 in General Fund resources in the Urban Forestry budget, which will be offset by the proposed fee increases.</p>

<p>548 Accept contract with Kodiak Pacific Construction for the construction of the Road 10 MP 3.0 - 4.6 and Road 10 MP 4.6 - 6.2 Project as complete, release retainage, and authorize final payment (Report introduced by Mayor Wheeler and Commissioner Fish; Contract No. 30005307)</p>	<p>This ordinance authorizes final payment for the pavement removal and replacement for Road 10 MP 3.0-4.6 and Road MP 4.6-6.2 which is the main road to the Bull Run Watershed. Final construction cost is approximately \$1.4 million. Work was completed on 11/29/16. The funds are available in the bureau's FY 2016-17 budget.</p>
<p>549 Authorize a contract with Carollo Engineers, Inc. in an amount not to exceed \$291,852 for design and construction support services for the Conduit 2 Trestle Upgrades Project (Ordinance introduced by Mayor Wheeler and Commissioner Fish)</p>	<p>This ordinance authorizes a contract for design and construction support services to improve Conduit 2's resiliency to seismic and flooding events at the Beaver Creek Tributary and the El Camino Trestles. The contract amount for design and construction support services is \$291,852. The total cost of the project is \$1.35 million and has a low level of confidence. This is a \$200,000 increase from the original project cost of \$1.150 million. The project is part of the Conduit and Transmission Main Program which has a total budget of \$45 million. The funds are included in the bureau's 5-year FY 2017-18 to 2021-22 Capital Improvement Plan.</p>

<p>550 Authorize a contract with the lowest responsible bidder for construction of the Council Crest Roof Replacement Project at an estimated cost of \$550,000 (Ordinance introduced by Mayor Wheeler and Commissioner Fish)</p>	<p>This ordinance authorizes a contract to provide design and construction support to replace the roof, portions of the tank walls, conduits and coatings on the Council Crest Potable Water Tank. The engineer's estimate for design and construction support contract is \$550,000. The total project cost is \$1.3 million and has a high level of confidence. This represents a \$450,000 increase from the total project cost of \$850,000 provided in the bureau's FY 2017-18 to 2021-22 Capital Improvement Plan.</p>
<p>551 Authorize an agreement with Clackamas County in the amount of \$210,425 to acquire a 30-acre conservation and access easement (Ordinance introduced by Mayor Wheeler and Commissioner Fish) 10 minutes requested</p>	<p>This ordinance gives the Water Bureau permission to enter into an agreement to purchase a 30-acre conservation and access easement from Clackamas County. This ordinance is part of Bull Run Water Supply Habitat Conservation Plan (HCP) to project and improve aquatic habitat in and around the Bull Run. The appraised value of the conservation easement is \$210,425. Funding to implement HCP measures is available in the bureau's FY 2016-17 budget.</p>

<p>552 Authorize an agreement with TriMet for an estimated amount of \$20,080 to implement the Environmental Services project SW Yamhill/Morrison-SW 1st/13th Project No. E10886 (Second Reading Agenda 492; Ordinance introduced by Mayor Wheeler and Commissioner Fish)</p>	<p>This ordinance authorizes a License Agreement with TriMet for rehabilitating aging and deteriorating sewer pipes under light rail on SW Morrison and Yamhill Streets. The estimated cost for the agreement is \$20,800 (high level of confidence). The funds are available in the Sewer System Operating Fund, FY 2016-17 Budget. The total budget for the rehab project on SW Yamhill/Morrison is \$4.23 million.</p>
<p>553 Authorize a competitive solicitation and contract with the lowest responsible bidder for construction of the Citywide Sewer Rehabilitation Project No. E10562 for \$7,800,000 (Second Reading Agenda 507; Ordinance introduced by Mayor Wheeler and Commissioner Fish)</p>	<p>This project authorizes a solicitation and contract for replacing and rehabbing 20,100 ft. of combined sewer pipe in various locations throughout the city. The estimated cost for this project is \$7.8 million with a high level of confidence. \$16 million is budgeted in the bureau's FY 17-18 proposed budget for this work and \$108 million in the bureau's five-year capital plan, FY 2017-22.</p>
<p>554 Authorize the rates and charges for water and water-related services during the FY beginning July 1, 2017 to June 30, 2018 and fix an effective date (Second Reading Agenda 520; Ordinance introduced by Mayor Wheeler and Commissioner Fish)</p>	<p>The rate of increase for the typical single family household for water service will be 6.7%. This amounts to an increase of about \$2.28 on the monthly bill for the typical single family household, totaling \$36.11 for water in FY 2017-18. Combined with BES' request, the typical single family residence will experience a 4.19% increase for a total combined average monthly bill of \$107.97 next year.</p>

<p>555 Revise sewer and stormwater rates, charges and fees in accordance with the FY 2017-18 Sewer User Rate Study (Second Reading Agenda 521; Ordinance introduced by Mayor Wheeler and Commissioner Fish)</p>	<p>The rate of increase for the typical single family household for sewer and stormwater services will be 2.95%. This amounts to an increase of about \$2.06 on the monthly bill for the typical single family household, totaling \$71.86 in FY 2017-18. Combined with Water's request, the typical single family residence will experience a 4.19% rate of increase for a total combined average monthly bill of \$107.97 next year.</p>
<p style="text-align: center;">Mayor Ted Wheeler</p> <p style="text-align: center;">Bureau of Planning & Sustainability</p> <p>556 Revise residential solid waste and recycling collection rates and charges, effective July 1, 2017 (Second Reading Agenda 519; amend Code Chapter 17.102)</p>	<p>Residential rates in FY 2017-18 will increase slightly for most customers (less than one percent). As such, City revenues from hauler franchise fees are anticipated to increase by an estimated 0.3%.</p>
<p style="text-align: center;">Bureau of Transportation</p> <p>557 Authorize \$100,000 for the establishment of the Portland in the Streets Community Grant Program to award grants through a competitive process for the period of July 1, 2017 - June 30, 2019 (Ordinance) 15 minutes requested</p>	<p>Funded by General Transportation Revenues and will be included in PBOT's FY 2017-18 budget.</p>
<p>558 Revise transportation fees, rates and charges for FY 2017-18 and fix an effective date (Second Reading Agenda 488)</p>	<p>See below.</p>
<p>559 Vacate a portion of NE Couch St east of NE 3rd Ave subject to certain conditions and reservations (Second Reading Agenda 512; VAC-10112)</p>	<p>This street vacation is estimated with moderate confidence to cost \$12,000, with \$5,000 paid for by the petitioner, and PBOT paying \$7,000 using General Transportation Revenues and System Development Charges.</p>
<p style="text-align: center;">Office of Management and Finance</p>	

<p>560 Approve FY 2017-18 cost of living adjustments to pay rates for nonrepresented classifications and Elected Officials, specify the effect upon employees in the classifications involved, and provide for payment (Ordinance) 10 minutes requested</p>	<p>This action approves a 2.2% Cost of Living Adjustment for all non-represented employees, providing for consistent treatment relative to most City labor agreements. The cost for FY 2017-18 is \$3,816,000, \$1,800,000 of which is for General Fund bureaus. This cost of living adjustment is accounted for in the FY 2017-18 budget and in the forecast.</p>
<p>561 Authorize revenue bonds in an amount sufficient to provide not more than \$20 million to finance space in a project to be located on SW 4th Ave and SW Montgomery St (Second Reading Agenda 515)</p>	<p>See below.</p>
<p>561-1 Accept bid of Paul Brothers, Inc. for the Spring Garden Park - Development project for \$3,100,659 (Previous Agenda 475; Procurement Report – Bid No. 00000555)</p>	<p>The engineer's estimate for this project was \$2.75 million (medium confidence). Based on bids received, the revised cost is \$3.1 million, which resulted from escalating costs in the construction market, bid timing, and additional challenges in site access. This project will be funded by Parks' system development charge revenues, \$1.2 million from an LID, and \$189,000 in PBOT funding.</p>
<p>Portland Housing Bureau</p>	
<p>562 Approve Rental Rehabilitation Conditional Grant Product Guidelines (Ordinance; amend Code Section 30.01.090) 15 minutes requested</p>	<p>See below.</p>
<p><u>WEDNESDAY, 2:00 PM, MAY 24, 2017</u></p>	
<p>563 TIME CERTAIN: 2:00 PM – Presentation to City Council by the family of Quanice Hayes: Quanice's Life for Change Tribute (Presentation introduced by Commissioners Fritz and Eudaly) 2 hours requested</p>	<p>No fiscal impact.</p>

THURSDAY, 2:00 PM, MAY 25, 2017

***564 TIME CERTAIN: 2:00 PM** – Amend relocation assistance regulations in Affordable Housing Preservation and Portland Renter Protections (Ordinance introduced by Mayor Wheeler; amend Code Section 30.01.085) 1 hour requested

The proposed amendments generate no fiscal impact on the City of Portland's operations.

558 Revise transportation fees, rates and charges for FY 2017-18 and fix an effective date.

CBO Analysis: The revenue from the fee adjustments is already included in the Mayors' FY 2017-18 Proposed Budget. Highlights of changes for FY 2017-18 include:

Parking:

- Minor changes to monthly rates, weekend rates, and Carpool and Disabled Monthly Permits
- Surface Lots at SW 18th – management of these lots reverts to Tri-Met, the owner of the properties
- Central Eastside Industrial District Surcharge on Area Parking Permits – increase in 2017 and 2018 as requested by Central Eastside Industrial Council

Land Use

- Fee increases to reflect current costs and phase in full cost recovery over several years. Some fees decrease, and some fees do not change.

Development and Street Systems Management and Temporary Use

- Fee increases to reflect current costs and phase in full cost recovery over several years. Some fees do not change.

Other Fees

- Bike Parking Fund rates are adjusted, reflecting the 10-year moving average of the National Highway Construction Cost Index (NHCCI)
- New fees to cover costs of moving Bike Share station or kiosk due to adjacent construction or maintenance

Regulatory

- Towing – minor adjustments
- Derelict RV fee – new fee (\$9 per vehicle towed) for costs associated with recycling derelict RV's towed from city streets. This program was authorized by Ordinance 188061 on October 26, 2016 and funded through June 30, 2017. The Derelict RV Fee serves as a funding stream to maintain this vital service.

Code Enforcement

- Enforcement penalties will be assessed based on the degree of deviation from PBOT's regulations or the degree to which the violation jeopardizes safety or mobility.
- Violation classifications to be defined in the Enforcement Program.
- Applicable to violations of Portland City Code provisions, administrative rules, and permits related to: Safe Accommodation for Pedestrians and Cyclists in and Around Work Zones, Traffic Control Plan Rules & Procedures, Parking, Lane, Sidewalk and Street Closure Permits, Street Closure Permits for Community Events and Block Parties, Street Closures in Conjunction with Revocable Permit, Street Closures.

561 Authorize revenue bonds in an amount sufficient to provide not more than \$20 million to finance space in a project to be located on SW 4th Ave and SW Montgomery St (Ordinance)

CBO Analysis: This ordinance authorizes the issuance of revenue bonds to provide \$20 million in financing for a real estate project at SW 4th and SW Montgomery (the Jasmine Block). Full details of the project are unknown at this point, and cost estimates (below) are considered preliminary. The lead organization in this project, Portland State University, requires demonstration of the City's commitment to the project in order to

move forward with State bonds to finance other portions of the project. The City is not authorized to sell bonds prior to City Council action confirming the City's participation in the project via approval of a development agreement or similar documentation. Without a development agreement in place, it is difficult to assess the distribution of risk in the case of cost overruns or other potential concerns.

The \$20 million in project financing is anticipated to fund costs for the development of 30,000 square feet of City-owned space in the Jasmine Block building. The total building cost is estimated to be \$99.5 million for 199,000 square feet. The actual "occupant area" square footage occupied by the City will be closer to 23,000 square feet based on the PSU report. Partner organizations, in addition to PSU, include OHSU and PCC. While OMF-Facilities Services has not yet completed a recently authorized tenancy study determining tenancy options for the downtown core, at this point OMF anticipates that BPS will occupy the newly constructed space at the Jasmine Block. BPS currently occupies 22,457 square feet in the 1900 Building, and BDS employees currently in 31,964 square feet of out-leased space will be moved to the 1900 Building; the viability of this plan depends on purchasing smaller standardized kits of furniture.

The City's estimated hard costs for construction are \$15.9 million based on a report from PSU. OMF estimates an additional \$4.1 million in soft costs (project management, tenant improvements, moving costs, furniture (excluding BDS furniture for the 1900 Building), etc.), and \$2.4 million in capitalized interest costs for a total project cost of \$22.4 million. This calculates to approximately \$667 per square foot total cost to the City to occupy the space.

Debt financing for the project is estimated to be \$1.8 million per year for 20 years, the impact of which will be to increase the blended downtown core rental rate from \$39.03 per square foot to \$41.18 per square foot. The rate was previously estimated at \$36.02 per square foot, prior to Council's approval of the Space Optimization project in the Portland Building Reconstruction project, which had a \$750,000 General Fund impact. The impact of the Jasmine Block project on the General Fund is estimated to be \$715,000 annually, with the remainder of the increase to the blended rate borne by non-General Fund bureaus.

Finally, per City financial policy, OMF anticipates the City will make a one-time cash contribution to the project of \$1 million in General Fund discretionary resources (5% of project costs), likely in FY 2018-19. If this ordinance is approved, CBO will include \$715,000 in ongoing General Fund costs for the Jasmine Block into the forecast.

As noted above, these cost estimates should be considered preliminary.

562 Approve Rental Rehabilitation Conditional Grant Product Guidelines

CBO Analysis: The legislation authorizes the Portland Housing Bureau – through the Rental Rehabilitation Program – to issue forgivable loans of up to \$25,000 per unit to correct property habitability and maintenance issues. In exchange, property owners agree to maintain unit affordability for a period of ten years.

The FY 2016-17 Adopted Budget originally included \$487,500 in General Fund resources for the Rental Rehabilitation program; however, this funding has been de-appropriated and carried over to the FY 2017-18 budget. Therefore, no program funding is budgeted for the remainder of the current fiscal year. General Fund resources totaling \$578,413 are currently budgeted for the program in the FY 2017-18 Approved Budget (including carryover resources) and will be available July 1st, pending approval of the Adopted Budget on June 8th. The current FY 2017-18 level of funding should support the rehabilitation and 10-year affordability of a minimum of 23 housing units.