

<p align="center"><b>PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue WEDNESDAY, 9:30 AM, JULY 5, 2017</b></p>	<p align="center"><b>Disposition:</b></p>
<p align="center"><b>TIMES CERTAIN</b></p> <p><b>757 TIME CERTAIN: 9:45 AM</b> – Proclaim July 2017 to be Portland PrEP Awareness Month in Portland (Proclamation introduced by Mayor Wheeler and Commissioner Fish) 10 minutes requested</p>	<p>No fiscal impact.</p>
<p align="center"><b>CONSENT AGENDA – NO DISCUSSION</b></p> <p><b>758</b> Reappoint Linda Barnes, Eugene Lathan, John McCamish and Ed Wallace to the Fire Code Board of Appeals for terms to expire June 30, 2020 (Report introduced by Mayor Wheeler and Commissioner Saltzman)</p>	<p>No fiscal impact.</p>
<p align="center"><b>Mayor Ted Wheeler</b></p> <p><b>759</b> Appoint Colleen Johnson as co-chair, Hilda Stevens and Dan Peterson as voting members, and Alice Brawley-Chesworth, Ana Brophy, and Van Le as ex-officio members of the Portland Utility Board (Report)</p>	<p>No fiscal impact.</p>
<p><b>*760</b> Authorize a grant agreement with the Portland Opportunities Industrialization Center, not to exceed amount of \$60,000 for the employ of the Gang Impacted Family Team Coordinator to provide support for program stakeholders serving gang impacted youth and families (Ordinance)</p>	<p>This grant is funded by one-time General Fund resources in the FY 2017-18 Special Appropriations budget.</p>
<p align="center"><b>Office of Management and Finance</b></p> <p><b>*761</b> Pay claim of Anthony Johnson in the sum of \$8,797 involving the Bureau of Transportation and Procurement Services (Ordinance)</p>	<p>Total cost to the City to settle the claim is \$8,797.16. The source of funding is the City's Insurance and Claims Fund. All cost of the settlement will be in the 2017-2018 fiscal year. This Ordinance does not amend the budget.</p>

<p><b>*762</b> Pay claim of Keene Studio, LLC in the sum of \$8,808 involving the Bureau of Transportation (Ordinance)</p>	<p>Total cost to the City to settle the claim is \$8,808.18. The source of funding is the City's Insurance and Claims Fund. All cost of the settlement will be in the 2017-2018 fiscal year. This Ordinance does not amend the budget.</p>
<p style="text-align: center;"><b>Commissioner Dan Saltzman</b> <b>Bureau of Transportation</b></p> <p><b>*763</b> Authorize contract with Cardno, Inc. for on-call services for environmental review of transportation projects not to exceed \$150,000 (Ordinance)</p>	<p>The contract is for work on federally-funded projects. PBOT's Level of Confidence for the proposed work is moderate, and specific scopes will be determined on a project by project basis. Funds for contracts will come from individual projects.</p>
<p><b>764</b> Authorize Intergovernmental Agreement with Sound Transit for cooperative procurement of modern streetcars (Ordinance)</p>	<p>The IGA does not authorize the purchase of streetcars. Its purpose is to establish a procurement agreement in the event that the City decides to pursue this option as a means of procuring additional streetcars in the future. Any decision to procure additional streetcars will be presented at separate Council hearings in partnership with Procurement Services. Partnering with another streetcar system for procurement of vehicles, spare parts, and engineering reduces costs for all agencies through economies of scale.</p>

**Fire & Police Disability & Retirement**

**\*765** Authorize an Intergovernmental Agreement with the State of Oregon, Office of Administrative Hearings/Employment Department for hearings officer and appellate review services in an amount not to exceed \$400,000 for a four-year period (Ordinance)

The maximum cost of this IGA is \$400,000 over a four-year period, which is similar to the current IGA that is set to expire on June 30, 2017. Funds necessary to cover all contracted expenses are included in the FY 2017-18 Requested Budget and FPDR Five-Year Forecast.

**Portland Fire & Rescue**

**766** Authorize a purchase order with Skeeter Brush Trucks, LLC for the purchase of three wildland brush trucks for a total not-to-exceed amount of \$700,000 (Ordinance)

Funding for these purchases will be provided by the 2010 Public Safety GO Bond fund for apparatus replacement and budgeted in the FY 2017-18 Adopted Budget.

**Commissioner Nick Fish**

**Bureau of Environmental Services**

**\*767** Authorize an application to Oregon Office of Emergency Management for a Hazard Mitigation Grant Program grant up to \$1,350,000 for Johnson Creek floodplain acquisition (Ordinance)

This ordinance authorizes an application to the Oregon Office of Emergency Management to purchase land from willing sellers within the Johnson Creek floodplain to mitigate nuisance flooding. The grant has a 25% local match requirement for up to \$450,000. If awarded, matching funds will be requested and budgeted in the Sewer Operating Fund for the period FY 2017-18 through FY 2019-20.

<b>REGULAR AGENDA</b>		
<b>*768</b>	Revise Transient Lodgings Tax Code to provide Administrative subpoena authority to the Director of the Revenue Division to ensure compliance with short-term rental laws and regulations (Ordinance introduced by Mayor Wheeler and Commissioner Fish; amend Code Sections 6.04.040 and 6.04.130) 15 minutes requested	No direct fiscal impact. To the degree that these changes increase compliance, this will impact collections of the City's Transient Lodgings Tax.
<b>Mayor Ted Wheeler</b>		
<b>Bureau of Police</b>		
<b>*769</b>	Authorize application to the U.S. Department of Justice, Office of Community Oriented Policing for a grant in the amount of \$625,000 for the Fiscal Year 2017 COPS Hiring Program grant program to partially fund five Police Officers for 36-months (Ordinance) 20 minutes requested	See below.
<b>Office of Management and Finance</b>		
<b>770</b>	Accept bid of Titan Utilities, LLC for the Middle Hillsdale Rainfall Derived Inflow and Infiltration Pilot Project Laterals for \$3,922,244 (Procurement Report - Bid No. 00000583) 15 minutes requested	This ordinance authorizes the construction contract to rehabilitate house laterals to keep stormwater and groundwater out of the sanitary sewers in the Burlingame basin. The estimated construction cost is \$3.9 million. The original engineer's estimate was \$3.4 million with a high level of confidence. Funding is available in the Sewer Operating Fund for this project.
<b>*771</b>	Authorize contract with Applied Technical Systems, Inc. to provide telecommunications cabling and related services not to exceed \$2,500,000 (Ordinance) 15 minutes requested	Utilization of this not-to-exceed contract will be funded by the customer bureaus requiring the service.
<b>*772</b>	Authorize a contract with Motorola Solutions, Inc. in the amount of \$14,000,000 to provide public safety communications equipment and related services (Ordinance) 15 minutes requested	Utilization of this not-to-exceed contract will be funded by the customer bureaus purchasing radio equipment. The contract has a five-year term.
<b>Portland Housing Bureau</b>		
<b>773</b>	Direct the Portland Housing Bureau to adopt median income and maximum monthly rent guidelines (Second Reading Agenda 747)	No fiscal impact to the City. This policy formalizes existing bureau practices.

<p><b>Commissioner Dan Saltzman</b></p> <p><b>Bureau of Transportation</b></p>	
<p><b>774</b> Amend contract with TriMet related to development and funding of the Portland Streetcar system and shared regional transit goals (Ordinance; amend Contract No. 33000088) 10 minutes requested</p>	<p>See below.</p>
<p><b>775</b> Amend the boundary of the SW Dolph Ct – Spring Garden St Local Improvement District to construct additional street, sidewalk and stormwater improvements 111 feet west on SW Spring Garden St and create a new pending lien record for 3352 SW Spring Garden St (Hearing; Ordinance; C-10053; amend Ordinance No. 187740)</p>	<p>The Moderate confidence estimate of the increase in LID cost is \$108,442, and the new total project cost will be increased to \$1,380,994. There is no change to existing pending lien amounts, but a new pending lien record is created for 3352 SW Spring Garden Street in the amount of \$108,442. The owner of 3352 SW Spring Garden Street is privately funding all design costs.</p>
<p><b>776</b> Create a local improvement district to construct street, sidewalk and stormwater improvements in the NE 27th Ave and Holland St Local Improvement District (Hearing; Ordinance; C-10059)</p>	<p>The LID Administrator’s low-confidence estimate for the cost of designing, constructing, and financing the improvements is \$749,550. The estimated amount of the future assessment for the LID is \$650,172. Additional funding is being provided by PBOT in the amount of \$99,378 for overhead costs. Property owners’ assessments range from \$34,352 to \$295,284. 100% of the LID revenue is to be added to PBOT’s FY 2017-18 budget.</p>
<p><b>Commissioner Amanda Fritz</b></p> <p><b>Portland Parks &amp; Recreation</b></p>	

<p><b>*777</b> Authorize the acquisition of 2.2 acres of real property at 1610 SW Taylors Ferry Rd for \$525,000 to be used for natural area purposes and increase the capacity of the park system (Ordinance) 15 minutes requested</p>	<p>All acquisition costs will be paid with Parks' SDC funds (90%) and BES Grey to Green funds (10%). One-time costs to improve the property are estimated at \$45,000 and will be paid with Parks' SDC funds. O&amp;M is estimated at \$5000 annually and will be requested through the FY 2018-19 budget process.</p>
<p style="text-align: center;"><b>Commissioner Nick Fish</b> <b>Bureau of Environmental Services</b></p> <p><b>778</b> Authorize a competitive solicitation and Price Agreements for Furnishing Sewer Improvements for Nonconforming Sewer Conversions Project No. E08748 for an estimated \$3,000,000 annually (Second Reading Agenda 748)</p>	<p>This agreement is to authorize a \$3 million solicitation for price agreements for sewer improvements for nonconforming sewer conversions. \$2 million is budgeted in the bureau's FY 2017-18 Adopted Budget to convert non-conforming sewers. Property owners are required to pay the applicable sewer conversion charge to the bureau. According the bureau, the charges only cover approximately 10-15% of the total cost to perform the work. The remaining amount is paid by service charges.</p>
<p style="text-align: center;"><b>Water Bureau</b></p> <p><b>779</b> Authorize an Intergovernmental Agreement with Energy Northwest in the amount of \$8,000,000 for the Operations and Maintenance of Portland Hydroelectric Project (Ordinance) 10 minutes requested</p>	<p>See below</p>

<p><b>780</b> Authorize Intergovernmental Agreement with Oregon State University in the amount of \$10,178 for the Cascadia Subduction Zone at Bull Run Watershed Project (Second Reading Agenda 750)</p>	<p>This agreement authorizes the Water Bureau and Oregon State University to enter into an intergovernmental agreement to conduct a study to investigate shaking levels of Bull Run Lake during prehistoric earthquakes and present-day vulnerabilities of Bull Run Lake and the greater watershed. The agreement will not exceed \$10,178. Funding is included in the bureau's FY 2017-18 Capital Improvement Plan.</p>
<p><b>City Auditor Mary Hull Caballero</b></p>	
<p><b>781</b> Assess property for sidewalk repair for the Portland Bureau of Transportation (Hearing; Ordinance; Y1092) 15 minutes requested</p>	<p>The liens can generate \$137,771 for the Transportation Operating Fund.</p>
<p><b><u>2:00 PM WEDNESDAY/THURSDAY JULY 5-6, 2017</u></b></p>	
<p><b>DUE TO LACK OF AGENDA THERE WILL BE NO WEDNESDAY OR THURSDAY 2:00 PM MEETINGS</b></p>	

**774** Amend contract with TriMet related to development and funding of the Portland Streetcar system and shared regional transit goals

Beginning in FY 2018-19, TriMet's operating funding share will be determined by applying the operating funding threshold measures applicable to TriMet, to the product of the agreed-upon Streetcar system annual vehicle revenue hours for the upcoming fiscal year, and the FY 2017-18 operating cost (net of fare and sponsor revenues) per Streetcar revenue vehicle hour. This calculation will be adjusted to the upcoming fiscal year in proportion to the change in TriMet's represented employees' wage rates from FY 2017-18 to the upcoming fiscal year. For FY 2017-18, the operating cost (net of fare and sponsor revenues) per Streetcar revenue vehicle hour as \$149.59. This change in calculation does not materially change the overall financial result - the amount of TriMet funding expected in FY 2018-19, but it does provide a consistent metric over time for tracking TriMet funding in relation to hours of revenue vehicle service provided.

**\*769** Authorize application to the U.S. Department of Justice, Office of Community Oriented Policing for a grant in the amount of \$625,000 for the Fiscal Year 2017 COPS Hiring Program grant program to partially fund five Police Officers for 36-months

There are no financial or budgetary impacts with this application ordinance legislation. If the City is awarded CHP grant funding, the grant authorization ordinance will contain the appropriate FY 2017-18 appropriations. The CHP program will reimburse the City \$125,000 per officer for the 36-month grant period to cover a portion of salary and benefits for a total of \$625,000 (federal share). The City's local share will be approximately \$1,080,756 for the 36-month grant period, which includes the required 33% average annual match. The distribution of the local share is \$270,189 for FY 17-18, \$378,263 for FY 18-19, and \$432,304 for

FY 19-20 in addition to the Bureau's Current Appropriation Levels (CAL). The CHP grant program requires the City to retain each additional officer position for a minimum of 12- months following the conclusion of the 36-months of grant funding for that position and requires an additional \$736,600 to the Bureau's CAL.

**\*779** Authorize an Intergovernmental Agreement with Energy Northwest in the amount of \$8,000,000 for the Operations and Maintenance of Portland Hydroelectric Project (Ordinance)

This ordinance would authorize an intergovernmental agreement with Energy Northwest (EN) to operate and maintain the two hydroelectric power generating facilities owned by the City of Portland located on the Bull Run River. Since 1982, the power generated from the hydroelectric facilities has been purchased by the Portland General Electric (PGE) under a Power Sales Agreement. Under the terms of the agreement, PGE also operated, maintained, and distributed the power. The sales agreement with PGE ends in August 2017. Prior to the end of the contract, the bureau needs to replace the one existing agreement with four agreements: a new Power Purchase Agreement (PPA), an Operations and Maintenance Agreement, a new Power Transition Agreement, and Scheduler Agreement to optimize the sale of the power to PGE. Negotiations for these new agreements are in progress.

Historically, excess balance totaling a few hundred thousand dollars has been transferred to the General Fund each year due to the methods used to finance the hydroelectric facilities in the 1970s. Due to the ending of the existing PGE PPA and the uncertainty of future cash needs of the fund, the Spring 2016-17 BMP ended those transfers, and they are not currently included in the City's forecast. The bureau continues to forecast that minimal profits will be generated during the first few years of the transition to the new PPA and operations and maintenance agreement, making Hydropower Operating Fund cash transfers to the General Fund unlikely in the five-year forecast. This projection is driven by low market power prices, new contract implementation and startup costs, higher anticipated operations and maintenance costs under the new contract and capital improvements to control systems in FY 2020-21.

The total contract to operate and maintain the hydroelectric power facilities is \$8 million for a five-year term. The first-year costs are estimated to be \$2 million. Given that negotiations for the new Power Purchase Agreement, Power Transition Agreement and Scheduler Agreement are still in progress, it is uncertain whether the Hydroelectric Operating Fund will have sufficient revenue from power sales to cover the estimated total costs. CBO notes that if revenue is not sufficient to cover unmet hydropower liabilities, then the General Fund may be liable under the new agreements.