

<p align="center"><b>PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue WEDNESDAY, 9:30 AM, AUGUST 2, 2017</b></p>	<p align="center"><b>Disposition:</b></p>
<p align="center"><b>TIMES CERTAIN</b></p> <p><b>858 TIME CERTAIN: 9:45 AM</b> – Proclaim August 2017 to be International Rose Test Garden Centennial Month in Portland (Proclamation introduced by Mayor Wheeler) 15 minutes requested</p>	<p>No fiscal impact.</p>
<p><b>859 TIME CERTAIN: 10:00 AM</b> – Appoint Francesca Gambetti and Peter Platt to the Prosper Portland Board for terms to expire August 1, 2020 (Report introduced by Mayor Wheeler) 10 minutes requested</p>	<p>No fiscal impact.</p>
<p align="center"><b>CONSENT AGENDA – NO DISCUSSION</b></p> <p align="center"><b>Mayor Ted Wheeler</b></p> <p><b>*860</b> Approve grant agreement with WorkSystems, Inc. for the SummerWorks youth employment program and Black Male Achievement Initiative within City Bureaus for summer 2017 for an amount not-to exceed \$550,000 (Ordinance)</p>	<p>No fiscal impact beyond what is currently appropriated in the FY 2017-18 budget.</p>
<p align="center"><b>Bureau of Planning &amp; Sustainability</b></p> <p><b>*861</b> Authorize an Intergovernmental Agreement with Portland State University for \$8,000 to provide funding for Low-Cost Urban Air Quality Sensor Testing (Ordinance)</p>	<p>Grant resources have been allocated for this purpose in the bureau’s FY 2017-18 budget.</p>
<p align="center"><b>City Budget Office</b></p> <p><b>*862</b> Authorize an Intergovernmental Agreement with Prosper Portland for FY 2017-18 economic development activities for a total of \$6,021,910 (Ordinance)</p>	<p>No fiscal impact beyond what is currently appropriated in the FY 2017-18 budget.</p>
<p align="center"><b>Office of Management and Finance</b></p> <p><b>*863</b> Authorize charitable organizations eligible to participate in the City's 2018 Charitable Campaign and authorize exemptions from umbrella requirement for Portland Parks Foundation and Portland Fire Bureau Toy &amp; Joy Makers (Ordinance)</p>	<p>No fiscal impact to authorize the list of eligible organizations. Administrative costs associated with the Charitable Campaign will be reimbursed by participating organizations.</p>

**AUGUST 2-3, 2017**

**\*864** Authorize a contract with I-Ten Associates, Inc. for architectural and engineering services for architectural drawing updates, boma calculations, floor plans and egress maps for a total not-to exceed amount of \$144,000 (Ordinance; Contract No. 30005949)

This project was originally approved in the FY 2016-17 Fall BMP. Funding will come from major maintenance reserves from the Facilities Services Operating Fund.

**Commissioner Dan Saltzman**

**865** Authorize a grant agreement of \$21,307 with Southwest Trails for the development of the Robert Gray Trail for the period of July 20, 2017 through December 31, 2017 (Ordinance)

\$10,000 of General Fund was originally appropriated for this in FY 2014-15, of which \$8,498 is left. PBOT is using this leftover funding, along with \$12,809 of General Transportation Revenues, to fund this \$21,307 grant.

**REGULAR AGENDA**

**Mayor Ted Wheeler**

**City Attorney**

**866** Authorize City Attorney to appeal final opinion and order in Columbia Pacific Building Trades v. City of Portland, Land Use Board of Appeals No. 2017-001 (Resolution) 15 minutes requested

No fiscal impact. This work will be performed with existing resources.

**WEDNESDAY, 2:00 PM, AUGUST 2, 2017**

**867 TIME CERTAIN: 2:00 PM** – Comply with Oregon Health Authority's order to treat drinking water from the Bull Run Watershed for Cryptosporidium by submitting a compliance plan and proceeding with updating the design and construct an ultraviolet treatment facility (Resolution introduced by Commissioner Fish) 2 hours requested

See below.

**THURSDAY, 2:00 PM, AUGUST 3, 2017**

**868 TIME CERTAIN: 2:00 PM** – Appoint Ben Bortolazzo to the Planning and Sustainability Commission for a term to expire August 31, 2021 (Report introduced by Mayor Wheeler) 10 minutes requested

No fiscal impact.

**869 TIME CERTAIN: 2:10 PM** – Accept the Portland Recycles! Progress Report and Action Plan, dated August 2017 (Report introduced by Mayor Wheeler) 1 hour requested for items 869 - 870

No fiscal impact to accept report.

<p><b>870</b> Direct Bureau of Planning and Sustainability to review Portland's franchise system for collecting residential solid waste, recycling and composting (Resolution introduced by Mayor Wheeler)</p>	<p>Funding for a consultant to carry out the research and facilitation services would come from existing Solid Waste Management Fund resources.</p>
<p><b>871</b> <b>TIME CERTAIN: 3:10 PM</b> – Adopt new Post Deadly Force Procedures for Police Bureau and authorize legal proceedings to determine validity (Ordinance introduced by Mayor Wheeler) 90 minutes requested for items 871 - 873</p>	<p>This ordinance adopts new procedures around the Police Bureau's investigations of officer-involved deadly force incidents, and directs the City Attorney to seek interpretation from the state courts on the issue. Minor costs associated with litigation expenses and attorney time are anticipated, but will be managed within existing resources.</p>
<p><b>872</b> Approving amendments to Settlement Agreement between the United States and the City of Portland in United States District Court Case No. 3:12-cv-02265-SI, and Plan for Portland Commission on Community-Engaged Policing (Ordinance introduced by Mayor Wheeler)</p>	<p>See below.</p>
<p><b>873</b> Amend Independent Police Review Code to revise filing process, investigation and appeal provisions of complaints of police officer misconduct (Ordinance introduced by Auditor Hull Caballero; amend Code Sections 3.21.070, .120 and .160)</p>	<p>Fiscal impact is estimated to be \$256,694 in general fund resources. IPR intends to ask for this funding in the Fall Budget Monitoring Process.</p>
<p><b>*867</b> <b>TIME CERTAIN: 2:00 PM</b> – Comply with Oregon Health Authority's order to treat drinking water from the Bull Run Watershed for <i>Cryptosporidium</i> by submitting a compliance plan and proceeding with updating the design and construct an ultraviolet treatment facility (Resolution introduced by Commissioner Fish) 2 hours requested</p>	

This resolution authorizes the Portland Water Bureau to 1) proceed with the design and construction of an ultra-violet (UV) treatment facility, and 2) create a sub-account within the Water Bureau's Rate Stabilization Account to be used for rate stabilization and/or the construction of a filtration treatment facility in the future. This resolution is the result of the Oregon Health Authority's (OHA) order revoking the City's *Cryptosporidium* treatment variance (effective September 22, 2017). The order was issued after the Water Bureau notified OHA that continued testing would not result in a concentration of *Cryptosporidium* below the threshold required to maintain the City's variance.

The Water Bureau recommends constructing the UV treatment plant in addition to creating a reserve to be used for rate stabilization and/or to fund a portion of the future cost of a filtration plant.

The fiscal impacts for each of the treatment options is outlined below.

- **UV Only:**
  - The Water Bureau estimates that a UV facility would cost approximately \$105 million and take about five years to build.

- For this treatment option, the Water Bureau forecasts continued rate increases over a six year period. The greatest increase in water rates would occur in the first five years of the forecast (FY 2018-19 to FY 2023-24), reaching a peak annual rate of increase of 7.8%. This is 1.1% higher than the 6.7% annual rate of increase in the bureau’s baseline forecast.
- In FY 2033-34, the typical retail customer would pay approximately \$89.09 per month for the water portion of their utility bill or \$2.09 per month above the baseline forecast. With the Bureau of Environmental Services’ 2.95% forecasted annual rate of increase, the typical retail customer will pay \$203.51 per month in FY 2033-34 versus \$201.43 under the current baseline.
  
- **Filtration:**
  - The Water Bureau estimates that the filtration treatment plant could cost as much as \$500 million and will take approximately 10-12 years to design and build.
  - For this treatment option at the outer range of estimated costs, the Water Bureau forecasts continuous rate increases over a 12-year period. The greatest increase in water rates would occur in the first five years of the forecast (FY 2018-19 to FY 2023-24), reaching a peak annual rate of increase of 8.9%. This is 2.2% higher than the 6.7% annual rate of increase in the bureau’s baseline forecast.
  - In FY 2033-34, the typical retail customer would pay approximately \$101.53 per month for the water portion of their utility bill or \$14.53 per month above the baseline forecast. Combined with the Bureau of Environmental Services 2.95% forecasted annual rate of increase, the typical retail customer will pay \$215.95 per month in FY 2033-34 for the combined bill versus \$201.43 under the current baseline.
  
- **UV + Water Treatment Facility Reserve (Water Bureau’s Recommendation):**
  - In addition to the UV treatment facility outlined above, this option creates a subaccount to the bureau’s existing Rate Stabilization Account, the Water Treatment Facility Reserve (Reserve).
  - The amount dedicated to the reserve account would be approved by Council in the Water Bureau’s annual rate setting process. The bureau estimates that approximately \$130 million could accumulate in the reserve account by 2034 which would cover a portion of the cost for a future filtration treatment plant. The \$130 million estimate is based on an additional 0.2% rate increase for six years and 0.5% rate increase thereafter. This rate of increase would be in addition to the rate of increase to fund the UV treatment facility above the baseline forecast.
  - The future cost of a filtration treatment plant is outside the 16-year forecast and is not included in this analysis.
  - For this treatment option, the Water Bureau forecasts continuous annual rate increases over the 16-year forecast period. The greatest annual rates of increase in water rates would occur in the first five years of the forecast (FY 2018-19 to FY 2023-24), reaching a peak annual rate of increase of 8.0%. This is 1.3% higher than the 6.7% peak rate of increase in the bureau’s baseline forecast.
  - In FY 2033-34, the typical retail customer will pay approximately \$94.48 per month for the water portion of their utility bill or \$7.48 per month above the baseline forecast and \$5.39 more per month than the UV-only option. Combined with the Bureau of Environmental Services’ 2.95% forecasted rate of increase, the typical retail customer will pay \$208.90 per month in FY 2033-34 for the combined bill.

Baseline Forecast	UV Only	Filtration	UV Now + Reserve
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<b>Compound Annual Growth Rate: 5-year forecast (FY 2018-19 to FY 2022-23)</b>				
Combined Utility Bill	3.4%	3.7%	4.0%	3.7%
Water Portion of Utility Bill	5.2%	6.0%	6.9%	6.2%
<b>Compound Annual Growth Rate: 10-year forecast (FY 2018-19 to FY 2027-28)</b>				
Combined Utility Bill	3.7%	3.9%	4.6%	4.0%
Water Portion of Utility Bill	5.6%	5.8%	7.5%	6.1%
<b>Compound Annual Growth Rate: 16-year forecast (FY 2018-19 to FY 2033-34)</b>				
Combined Utility Bill	3.7%	3.8%	4.1%	3.9%
Water Portion of Utility Bill	5.2%	5.3%	6.1%	5.7%

CBO notes that this analysis is based on low-confidence level cost estimates provided by the Water Bureau. Further, the rate increases for water are based on the five-year adopted forecast; estimates beyond FY 2023-24 are based on estimated escalation factors. To the extent that ancillary benefits or costs are generated by these treatment options, they are not included in this analysis. Finally, the Water Bureau has not provided CBO any cost benefit or risk analyses prior to our review of this resolution.

**872** Approving amendments to Settlement Agreement between the United States and the City of Portland in United States District Court Case No. 3:12-cv-02265-SI, and Plan for Portland Commission on Community-Engaged Policing (Ordinance introduced by Mayor Wheeler)

This ordinance authorizes several changes to the U.S. Department of Justice Settlement Agreement, particularly to the roles and responsibilities of the now-defunct Community Oversight and Advisory Board (COAB). A new commission, the Portland Commission on Community-Engaged Policing (PCCEP), will be convened in place of the COAB. There will be costs associated with the PCCEP, such as staff support, training, retreats, and quarterly community meetings. The amended Agreement also requires that the City conduct a community wide survey on PPB's community outreach efforts. The FY 2017-18 Adopted Budget includes approximately \$75,000 for staffing the PCCEP (1.0 FTE) and \$112,000 in currently unprogrammed resources available to support this work. Until additional programmatic details are determined, it is not clear whether amendments to the Agreement will require resources beyond available funding.