

<p align="center">PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue <u>WEDNESDAY, 9:30 AM, SEPTEMBER 27, 2017</u></p>	<p align="center">Disposition:</p>
<p align="center">TIMES CERTAIN</p> <p>1052 TIME CERTAIN: 9:45 AM – Appoint Candace Avalos to the Citizen Review Committee advisory board to the Independent Police Review, a division of the City Auditor’s Office (Resolution introduced by Auditor Hull Caballero) 15 minutes requested</p>	<p>No fiscal impact.</p>
<p>1053 TIME CERTAIN: 10:00 AM – Authorize Amendment to Proposed Transaction Terms for Expansion of Stadium with Peregrine Sports, LLC for the expansion of Providence Park (Resolution introduced by Mayor Wheeler) 10 minutes requested</p>	<p>This resolution authorizes construction to begin on the Providence Park expansion (concept approved June 2017, Resolution 37299) prior to Council’s adoption of the final development agreement (expected in November or December 2017). Peregrine Sports will be allowed to begin limited construction activities in October 2017, and will be responsible for returning the stadium to same or better condition if the final negotiations of the formal expansion agreement fall through. This action does not change the financial impact of the expansion itself.</p>
<p>1054 TIME CERTAIN: 10:30 AM – Accept report of the 2017 Disability Leadership Academy (Report introduced by Commissioner Eudaly) 20 minutes requested</p>	<p>No fiscal impact to accept the report. The program is funded by ongoing General Fund resources in ONI’s Disability Program budget.</p>
<p>1055 TIME CERTAIN: 10:50 AM – Consider the proposal of Sarah Radelet of Strata Land Use Planning and the recommendation from the Hearings Officer for approval, to change the Comprehensive Plan Map designation from Low-Density Multi-Dwelling to Neighborhood Commercial and the Zoning Map designation from Residential 2,000 to Neighborhood Commercial 1 for property at 5901 SE Belmont St (Previous Agenda 1045 introduced by Commissioner Eudaly; Adopt Hearings Officer’s approval; LU 16-292724 CP ZC) 5 minutes requested for items 1055 and 1056</p>	<p>This is not a legislative action, but rather a Type III quasi-judicial land use review. The decision will not substantially impact generation or reduction of revenues to the City.</p>

<p>1056 Amend the Comprehensive Plan Map designation and amend the Zoning Map for property at 5901 SE Belmont St, at the request of Sarah Radelet, Strata Land Use Planning (Second Reading Agenda 1046 introduced by Commissioner Eudaly; LU 16-292724 CP ZC)</p>	<p>Similar to the above item, this decision will not substantially impact generation or reduction of revenues to the City.</p>
<p>CONSENT AGENDA – NO DISCUSSION</p>	
<p>Mayor Ted Wheeler</p>	
<p>City Attorney</p>	
<p>1057 Authorize City Attorney to appear as <i>amicus curiae</i> on behalf of the City of Portland in the case of <i>Miller v. Ford</i>, seeking clarity from the Oregon Supreme Court regarding the application of Oregon’s product liability statute of repose to defective products produced in a state without an applicable statute of repose (Resolution)</p>	<p>No additional fiscal impact. Expenses incurred will be covered by City Attorney’s budget.</p>
<p>City Budget Office</p>	
<p>*1058 Authorize a Request For Proposal to obtain the most responsible and responsive proposer for a new budgeting software system (Ordinance)</p>	<p>This project received an initial allocation of \$1 million based on very low confidence estimates last Fall BMP. While there is no fiscal impact to issue RFP, vendor responses may indicate that CBO will need to come forward with an additional General Fund request or reduce the scope of the project.</p>
<p>Office of Management and Finance</p>	
<p>*1059 Authorize a 3-year lease with Beacon Capitol Partners, LLC for the Bureau of Transportation to lease space at City Center Parking, 515 SW Salmon St, through September 30, 2020 in the amount of \$21,600 for enforcement bikes and equipment storage (Ordinance)</p>	<p>The FY 2017-18 amount is funded by a draw on PBOT’s general contingency, which will be appropriated during the Fall Supplemental Budget.</p>
<p>*1060 Authorize a 10-year lease with Multnomah County School District N. 1J for the Bureau of Technology Services to lease space at Skyline Elementary School, 11536 NW Skyline Blvd, through April 15, 2027 in the amount of \$103,175 for antennas for public safety radio coverage (Ordinance)</p>	<p>The cost of this lease is the full 10-year cost with an annual rate of \$9,000, inflated over the life of the lease. This is an increase from \$5,280 annually.</p>
<p>Commissioner Dan Saltzman</p>	
<p>Bureau of Transportation</p>	

<p>*1061 Authorize application to the Oregon Department of Aviation for a Critical Oregon Air Relief program grant in an amount of \$123,000 for the Downtown Portland Heliport Modernization Project (Ordinance)</p>	<p>No fiscal impact to apply for the grant. Local match in the amount of \$40,000 (25%) will be provided by the Parking Facilities Fund.</p>
<p>Commissioner Amanda Fritz</p>	
<p>*1062 Authorize an Intergovernmental Agreement with David Douglas School District for \$306,797 to support a Student Transit Pass Program to provide TriMet transit passes to lower-income high school students (Ordinance)</p>	<p>A total of \$967,000 in General Fund discretionary resources was appropriated in Special Appropriations for this purpose during the FY 2017-18 budget development process. The allocation amongst the school districts was determined by the number of students on free or reduced lunch in each district, as reported by the Department of Education. This allocation was arrived at through a session convened by Commissioners Fritz and Eudaly with representatives of the districts and youth advocates.</p>
<p>*1063 Authorize an Intergovernmental Agreement with Multnomah County School District 1J aka Portland Public Schools for \$588,128 to support a Student Transit Pass Program to provide TriMet transit passes to all Portland Public Schools high school students (Ordinance)</p>	<p>See 1062 above.</p>
<p>*1064 Authorize an Intergovernmental Agreement with Parkrose School District for \$72,075 to support a Student Transit Pass Program to provide TriMet transit passes to lower-income high school students (Ordinance)</p>	<p>See 1062 above.</p>
<p>Portland Parks & Recreation</p>	
<p>1065 Revise ordinance to correct the fee schedules for tree permits (Second Reading Agenda 1035; amend Ordinance No. 188415)</p>	<p>No fiscal impact. This amendment corrects several errors in the FY 2017-18 fee schedule previously passed by Council.</p>
<p>REGULAR AGENDA - Morning Mayor Ted Wheeler</p>	

<p style="text-align: center;">Bureau of Police</p> <p>*1066 Amend contract with EnviroIssues Inc. in the amount of \$35,000 to provide additional police review board facilitator services (Previous Agenda 1036; amend Contract No. 30003585) <i>This item is referred to the Mayor's Office and will not be heard on 9/27.</i></p>	<p>The increase in contract cost will be funded within the existing Police Bureau appropriation.</p>
<p style="text-align: center;">Office of Government Relations</p> <p>1067 Authorize a contract with Squire Patton Boggs (US) LLP, for federal lobbying not to exceed \$198,000 a year (Second Reading Agenda 1037)</p>	<p>This is included in the bureau's FY 2017-18 Adopted Budget.</p>
<p style="text-align: center;">Office of Management and Finance</p> <p>1068 Accept bid of Emery & Sons Construction Group for the Slough Outfall 104b project for \$2,710,128 (Procurement Report - Bid No. 00000647) 20 minutes requested</p>	<p>This legislation is for a construction contract for the Columbia Slough Outfalls project. \$2.78 million is included in the bureau's FY 17-18 Adopted Budget for this work and \$7.9 million in the 5-year CIP. The construction contract amount of \$2.7 million is 17% higher than the original estimate of \$2.25 million.</p>
<p>1069 Accept bid of James W. Fowler Co. for the Citywide Sewer Rehabilitation Project for \$8,925,000 (Procurement Report - Bid No. 00000648) 20 minutes requested</p>	<p>This legislation is for a construction contract to support the Citywide Sewer Rehab Project for \$8.9 million; the construction contract is 13% over the engineer's original estimate. This work is part of the bureau's larger project, Pipe Rehabilitation Phase 3. \$16 million in included in the bureau's FY 2017-18 Adopted Budget and \$108 million in the 5-year CIP for this rehabilitation work.</p>
<p>*1070 Authorize a grant agreement with All Hands Raised for \$194,940 for the Cradle to Career Partnership to provide the framework, coaching and tools that empower schools and organizations to improve educational outcomes for more than 220,000 children and youth (Ordinance) 20 minutes requested</p>	<p>Funded by ongoing General Fund discretionary resources in the Special Appropriations budget.</p>

<p>*1071 Authorize a competitive solicitation for Banking Services for a 5-year contract period at an estimated cost of \$800,000 (Ordinance) 20 minutes requested</p>	<p>The current banking services contract expires in July 2018. Contract costs will be covered by Treasury's budget.</p>
<p><u>WEDNESDAY, 2:00 PM, SEPTEMBER 27, 2017</u></p>	
<p>1072 TIME CERTAIN: 2:00 PM – Approve findings to authorize an exemption to the competitive bidding requirements and authorize the use of the alternative contracting method of Construction Manager/General Contractor in connection with the Columbia Boulevard Wastewater Treatment Plant Secondary Treatment Expansion Program for an estimated amount of \$89,000,000 (Ordinance introduced by Commissioner Fish) 30 minutes requested</p>	<p>See below.</p>
<p>REGULAR AGENDA - Afternoon</p> <p>Mayor Ted Wheeler</p> <p>Portland Housing Bureau</p>	
<p>*1073 Approve application under the Multiple-Unit Limited Tax Exemption Program for 54 Woodstock located at 5401 SE Woodstock Blvd (Ordinance) 20 minutes requested</p>	<p>See below.</p>
<p>*1074 Approve application under the Multiple-Unit Limited Tax Exemption Program for 6012 SE Yamhill located at 6012 SE Yamhill (Ordinance) 20 minutes requested</p>	<p>See below.</p>
<p>*1075 Approve application under the Multiple-Unit Limited Tax Exemption Program KOZ 1299 SE Ankeny located at 123 SE 13th Ave (Ordinance) 20 minutes requested</p>	<p>See below.</p>
<p>Commissioner Dan Saltzman</p> <p>Bureau of Transportation</p>	
<p>1076 Adopt the Transportation System Development Charge update 2017 rate study; establish an updated rate schedule; and amend Code, effective January 1, 2018 (Second Reading 1006; amend Code Chapter 17.15)</p>	<p>See below.</p>
<p>Commissioner Amanda Fritz</p> <p>Portland Parks & Recreation</p>	

<p>*1077 Authorize an Intergovernmental Agreement between Portland Parks & Recreation and Metro to establish the roles of each party in the North Portland Greenway Trail Segments 1 and 2 via the Columbia Boulevard Bicycle/Pedestrian Bridge Project (Ordinance)</p>	<p>The City's portion of project costs will be funded by \$204,699 in Parks' system development charge revenues. Additionally, the bureau will be requesting ongoing General Fund resources to fund the operations and maintenance following the design phase of the project.</p>
<p>Commissioner Nick Fish</p> <p>Water Bureau</p>	
<p>1078 Authorize a contract with Stantec Consulting Services, Inc. in the amount of \$3,325,000 for the Corrosion Control Improvements Project (Second Reading Agenda 1031)</p>	<p>See below.</p>
<p>1079 Approve findings to authorize an exemption to the competitive bidding requirements and authorize the use of the alternative contracting method of Construction Manager/General Contractor in connection with the Corrosion Control Improvements Project for an estimated amount of \$11,000,000 (Second Reading Agenda 1032)</p>	<p>See below.</p>
<p><u>THURSDAY, 3:00 PM, SEPTEMBER 28, 2017</u></p>	
<p>1080 TIME CERTAIN: 3:00 PM – Amend the Central City Plan District to increase height and floor area ratio limits on the United States Postal Service site (Previous Agenda 1021; Ordinance introduced by Mayor Wheeler; amend Code Section 33.510 and Ordinance No. 175163) 1 hour requested</p>	<p>No fiscal impact.</p>
<p>1081 TIME CERTAIN: 4:00 PM – Adopt the New Chinatown/Japantown Historic District Design Guidelines (Previous Agenda 1019; introduced by Mayor Wheeler) 1 hour requested</p>	<p>No fiscal impact.</p>

1072 Approve findings to authorize an exemption to the competitive bidding requirements and authorize the use of the alternative contracting method of Construction Manager/General Contractor in connection with the Columbia Boulevard Wastewater Treatment Plant Secondary Treatment Expansion Program for an estimated amount of \$89,000,000

This legislation authorizes the City to use a Construction Management/General Contractor (CM/CG) contracting method for the CBWTP Secondary Treatment Expansion Project. The proposed plan to expand secondary treatment was approved by DEQ in March 2017. The expansion provides more biological treatment during high rain events and adds resiliency to the plant. Under the recently amended 2011 Mutual Agreement and Order with DEQ, the City is required to complete the expanded secondary treatment facilities by December 2024. A secondary expansion project was originally budgeted for \$56 million in estimated

construction costs. The current estimate for this work is \$89 million and has a low level of confidence; total estimated program costs are \$145.7 million. Per the bureau, the change is driven by constructability, sequencing and risk reduction, and the inclusion of other improvement projects. The bureau also states that the project will be actively monitored throughout the year to ensure the project stays within FY 2017-18 Adopted Budget for all the individual projects. Additional funding will be requested in the bureau's FY 2018-19 and 5-year capital improvement plan.

1073: Approve application under the Multiple-Unit Limited Tax Exemption Program for 54 Woodstock located at 5401 SE Woodstock Blvd

This action would result in estimated foregone property tax revenues to the City totaling \$8,707 over ten years for three (3) units affordable at 60% MFI or below. Total cost to all jurisdictions forgoing revenue is estimated at \$26,385, which equals \$955/unit per year of affordability. The City will still benefit from property taxes collected on the improved value of the land and the market-rate units during the exemption period. The City will pay Multnomah County up to a \$9,000 application activation fee for the approved exemption to be added to the tax account.

1074: Approve application under the Multiple-Unit Limited Tax Exemption Program for 6012 SE Yamhill located at 6012 SE Yamhill

This action would result in estimated foregone property tax revenues to the City totaling \$16,496 over ten years for seven (7) units affordable at 80% MFI or below. Total cost to all jurisdictions forgoing revenue is estimated at \$49,989, which equals \$417/unit per year of affordability. The City will still benefit from property taxes collected on the improved value of the land and the market-rate units during the exemption period. The City will pay Multnomah County up to a \$9,000 application activation fee in order for the approved exemption to be added to the tax account.

1075: Approve application under the Multiple-Unit Limited Tax Exemption Program KOZ 1299 SE Ankeny located at 123 SE 13th Ave

This action would result in estimated foregone property tax revenues to the City totaling \$37,253 over ten years for 13 units affordable at 80% MFI or below. Total cost to all jurisdictions forgoing revenue is estimated at \$112,889, which equals \$943/unit per year of affordability. The City will still benefit from property taxes collected on the improved value of the land and the market-rate units during the exemption period. The City will pay Multnomah County up to a \$9,000 application activation fee in order for the approved exemption to be added to the tax account.

1076: Adopt the Transportation System Development Charge update 2017 rate study; establish an updated rate schedule; and amend Code, effective January 1, 2018

As in the past, the updated TSDC methodology is based on an improvement fee only structure. As such, the TSDCs are designed to obtain the costs of planned capital improvements that expand capacity in the transportation system across all modes of travel for future users associated with new development. The methodology established the base level of service as the current system facility value per person trip. Existing system facilities were acquired and developed to meet the needs of existing users; a proportionate level of future investment per person trip is needed to maintain the current level of service. Any additional capacity investments up to this base level of service cost per trip are therefore needed to equitably recover capacity costs from future system users. These reductions serve to reduce the TSDC fee per person trip since the TSDC projects can be funded from a variety of sources.

Based on input from stakeholders, PBOT directors support TSDC rates based on funding 50% of the eligible TSDC project costs. This is also based on a comprehensive review of fees and charges assessed to development and will result in approximately \$177 million to \$295 million in revenue over the next 10 years, depending on actual growth realized and the amounts of exemptions, credits, and discounts granted. (In the past 10 years, the City has assessed fees of transportation facilities totaling \$75 million). Eligible costs of the proposed TSDC Update project list total \$589.3 million, including \$95 million for regional projects.

Major differences from the prior 10-year cycle methodology: in December 2016, Council authorized PBOT to utilize a “person trip” methodology that better reflects the multi-modal characteristics of Portland and measures PM peak hour travel rather than daily travel to assess the impacts of when the system is most in demand. Furthermore, the proposed fee schedule contains land use categories that have been combined or eliminated for simplicity, resulting in four categories for residential development. Similarly, the new schedule contains land use types applicable for tenant improvements that have been combined or eliminated for increased cost predictability to businesses applying for tenant improvement permits.

1078: Authorize a contract with Stantec Consulting Services, Inc. in the amount of \$3,325,000 for the Corrosion Control Improvements Project (Ordinance introduced by Commissioner Fish) 45 minutes requested for items 1031 and 1032

This ordinance authorizes a contract with Stantec Consulting Services to design and develop plans and specifications for the construction of a corrosion control treatment facility. The Lead and Copper Rule (LCR) requires that large utilities serving more than 50,000 people maintain optimal corrosion control treatment to minimize lead and copper in drinking water. This work, in addition to Council Calendar Item 1032, is part of a multi-phase project to improve corrosion control treatment. The work performed by Stantec Consulting Services, Inc. will utilize the recommendations from the Corrosion Control Treatment Pilot in the facility’s design. The Pilot is scheduled for completion in the summer of 2018.

The not to exceed amount for this 5-year contract is \$3.3 million. The total estimated project cost is \$19.9 million which is included in the bureau’s 5-year capital improvement plan and rate forecast. Funds are available in the FY 2017-18 Budget. Additional funds will be requested in future budget requests.

1079: Approve findings to authorize an exemption to the competitive bidding requirements and authorize the use of the alternative contracting method of Construction Manager/General Contractor in connection with the Corrosion Control Improvements Project for an estimated amount of \$11,000,000 (Ordinance introduced by Commissioner Fish)

This ordinance authorizes exemption to the competitive bidding requirements and the use of the alternative contracting method, Construction Manager/General Contract (CM/CG), for pre-construction and construction services of the Corrosion Control Improvements Project (“Project”). The goal of the Corrosion Control Improvements Project is to construct a corrosion control treatment facility at the Water Bureau’s Lusted Hill Facility. This includes construction of a building to house the corrosion control treatment system, a new utility water pump station, and the associated piping and support systems. OHA’s compliance schedule requires the bureau complete the corrosion control treatment facility by April 30, 2022.

The cost for the CM/CG contract, which includes pre-construction and construction services, is approximately \$11 million. The total project cost is \$19.9 million which includes both the cost of the CM/CG contract and Council Calendar Item 1031 to design and develop plans and specifications for the construction of a corrosion control treatment facility. The cost estimate has a low level of confidence. The Project is part of the bureau’s 5-year Capital Improvement Program and rate forecast; \$910,000 is budgeted for the Project in the bureau’s FY 2017-18 Adopted Budget. The bureau does not anticipate that the 5-year forecasted water rates will be impacted by the Project; however, the bureau estimates that operation and maintenance costs will increase by approximately \$1.4 million per year once the facility becomes operational.

CBO notes the bureau is under a compliance schedule for corrosion control and that the bureau’s cost estimates were developed prior to Council’s August 2, 2017 decision to build a water filtration plant. Per the bureau, the cost estimates for the corrosion control treatment facility will be impacted by a separate compliance schedule with OHA to construct the filtration plant.