

PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue <u>WEDNESDAY, 9:30 AM, SEPTEMBER 26, 2018</u>		Disposition:
TIMES CERTAIN		
1004	TIME CERTAIN: 9:45 AM – Appoint inaugural members to the Portland Committee on Community-Engaged Policing for staggered terms set to expire June 30, 2019 for youth members, September 26, 2019 and September 26, 2020 (Report introduced by Mayor Wheeler) 45 minutes requested	There is no direct fiscal impact to member appointment.
*1005	TIME CERTAIN: 10:30 AM – Amend marijuana business regulations to implement the Social Equity Program (Ordinance introduced by Commissioner Eudaly; amend Code Chapter 14B.130 and Portland Policy Document ADM-20.01) 30 minutes requested	See below.
CONSENT AGENDA – NO DISCUSSION		
Mayor Ted Wheeler		
Office of Management and Finance		
*1006	Pay property damage and bodily injury claims of Tara Karki in the sum of \$30,210 involving Portland Bureau of Transportation (Ordinance)	\$30,210 from the Insurance & Claims Operating Fund.
*1007	Pay property damage claim of Nordstrom in the sum of \$28,999 involving the Portland Bureau of Environmental Services (Ordinance)	\$28,999 from the Insurance & Claims Operating Fund.
*1008	Pay property damage claim of Stanley Horak in the sum of \$7,010 involving Portland Police Bureau (Ordinance)	\$7,010 from the Insurance & Claims Operating Fund.
*1009	Increase contract with Miller Consulting Engineers, Inc. by \$250,000 to provide additional on-call engineering consultant services to the Spectator Venues Program (Ordinance; amend Contract No. 30005601)	Additional costs of the contract will be funded with resources in Spectator Venues and Visitor Activities Fund. Projects that may be identified by on-call consultant services may not yet have funding or financing plan.

<p>*1010 Authorize an Intergovernmental Agreement with Metro to contribute \$25,000 in cooperation with Metro and other agencies to study the needs and develop a plan to address the lack of available trade-based skilled labor to work on government projects in the Portland region (Ordinance)</p>	<p>Funds for this project will be covered within OMF's existing FY 2018-19 General Fund resources.</p>
<p>Commissioner Dan Saltzman</p>	
<p>Portland Children's Levy</p>	
<p>*1011 Authorize an Intergovernmental Agreement with Portland State University to conduct qualitative research on the Portland Children's Levy grantmaking process and to identify needs, solutions and recommendations to improve the process, not to exceed \$49,924 (Ordinance)</p>	<p>Funding for this study will be provided through the children's investment fund which will have no impact on the City's General Fund.</p>
<p>Commissioner Chloe Eudaly</p>	
<p>Bureau of Transportation</p>	
<p>*1012 Authorize application to Oregon Department of Transportation for a grant in the amount of \$3.7 million for Safe Routes to School Competitive Infrastructure Grant Program (Ordinance)</p>	<p>Total project cost for three Safe Routes to School (SRTS) projects is an estimated \$5.1 million. Pending a successful grant application, the Oregon Department of Transportation's share would be \$3.7 million leveraging the \$1.4 million match from Fixing Our Street revenues set-aside for SRTS projects and Portland's Transportation System Plan (TSP) program funds. If grant is awarded to PBOT, the bureau would make necessary budget adjustments to account for grant award and project implementation.</p>
<p>REGULAR AGENDA</p> <p>Mayor Ted Wheeler</p> <p>Bureau of Police</p>	

1013

Authorize sale of usable surplus Mobile Data Computers pursuant to City Code 5.36 for approximately \$12,250 (Ordinance) 15 minutes requested

The expected sale price for these surplus items is \$12,250; the actual sale price will eventually be recorded as revenue in the Police Bureau's FY 2018-19 budget.

Office of Management and Finance		
*1014	Authorize charitable organizations eligible to participate in the City's 2019 Charitable Campaign and authorize exemptions for charities not meeting the 25% overhead cost cap requirement (Ordinance) 15 minutes requested	Administrative costs associated with the Charitable Campaign are budgeted in the OMF Business Operations budget and reimbursed by the participating charities.
Commissioner Chloe Eudaly		
Bureau of Transportation		
1015	Vacate NW Terminal St between NW 17th Ave and NW Upshur St subject to certain conditions and reservations (Hearing; Ordinance; VAC-10119) 10 minutes requested	Total project cost is estimated at \$6,000 and is to be paid to the City by the Petitioner, as the process for vacating streets is a cost recovery program.
1016	Authorize the Bureau of Transportation to acquire certain permanent and temporary property rights necessary for construction of the NE 148th Avenue: NE Glisan Street to NE Halsey Street project, through the exercise of the City's Eminent Domain Authority (Second Reading Agenda 993)	Total project cost is \$1,710,345 and is budgeted in PBOT's FY 2018-19 Transportation Operating Fund. This project is fully funded by Fixing our Street revenues.

***1005 TIME CERTAIN: 10:30 AM** – Amend marijuana business regulations to implement the Social Equity Program.

CBO Analysis: The recreational cannabis business license program has been in operation for two fiscal years, each year the program has generated excess revenues than projected by the bureau for a total of \$1,094,858 in carryover requests. The bureau's proposed amendments take into consideration industry feedback, CBO analysis, and trends for market considerations, with the goal to make this program more equitable by removing unintended barriers to new businesses entering the market.

Changes include:

- Reduce licensing fees for all license types:
 - Proposed revised “new application” fees (depending on type) would be \$200 or \$500, a decrease of \$475 and \$550.
 - Proposed revised “renewal application” fees (depending on type) would be \$200 or \$500, a decrease of \$250 and \$300.
 - Proposed revised license fees (depending on type) would be \$1,000 or \$3,500, a decrease of \$2,500 and \$1,475.
- Offer a deferred payment plan for license fees
- Add late fee penalty:
 - Ranging from \$100 - \$500 depending on the license type.
- Create a Social Equity Program:
 - Assist small businesses and individuals directly impacted by cannabis prohibition that wish to enter the cannabis industry.
 - Based on the number of qualifying factors, businesses will receive 15% or 25% license fee reductions. And, if the qualifying business is a processor or producer, they will also receive up to a \$750 or \$1,500 reduction to reimburse costs incurred

for Early Assistance meetings at the Bureau of Development Services (BDS)

- Modify permitting requirements for processors and producers
- Modify permitting enforcement procedures
- Add a Micro-Tier Processor endorsement

The bureau has calculated early estimates of proposed changes, cautioning that these are very early initial estimates. The licensing fee results in a projected total of \$274,771; estimates are based on information the bureau had about applicants and licensees and some low confidence estimates from the Revenue Bureau. Civic Life is still gathering data on the number of "small" businesses. The information gathered from this round of fee reductions will be used to inform the pending market study of the cannabis industry, and may lead to further fee adjustments. The estimated cost of the Social Equity Pilot program is \$62,428, with a majority of costs of the program coming from the licensing fee reduction – 75%, and the remaining costs coming from the BDS Early Assistance reimbursement. The bureau has not calculated the estimated costs and revenue generated from the enforcement of the new payment plan, the added late fee penalties, or the cost of increased staff time to meet the increased workload. Ultimately, proposed changes are a benefit for the public by ensuring the Cannabis Program is not collecting more revenue than is needed to recover operating costs. After accounting for fee reductions and the reimbursement from the Social Equity Program, the Cannabis Program will generate an estimated total savings for cannabis businesses of \$337,199.