

PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue <u>WEDNESDAY, 9:30 AM, MARCH 20, 2019</u>		Disposition:
TIMES CERTAIN		
244	TIME CERTAIN: 9:45 AM – Accept the annual report for calendar year 2018 of the North and Northeast Neighborhood Housing Strategy Oversight Committee (Report introduced by Mayor Wheeler) 45 minutes requested	No fiscal impact to accept report.
245	TIME CERTAIN: 10:30 AM – Fixing Our Streets Annual Program report (Report introduced by Commissioner Eudaly) 30 minutes requested	No fiscal impact.
246	TIME CERTAIN: 11:00 AM – Accept bid of Paul Brothers, Inc. for Lynchview Park Play Area Improvement Projects for \$2,007,457 (Procurement Report - Bid No. 00001150 introduced by Mayor Wheeler) 15 minutes requested	This action authorizes a construction contract for Lynchview Park Play Area Improvements Project. The project will be funded with system development charge resources. Ongoing operation and maintenance funding of \$70,893 has been requested as part of the bureau’s FY 2019-20 requested budget.
CONSENT AGENDA – NO DISCUSSION		
Mayor Ted Wheeler		
Office of Management and Finance		
*247	Pay bodily injury lawsuit of Anthony Schatz in the sum of \$20,000 resulting from a motor vehicle collision involving the Portland Police Bureau (Ordinance)	\$20,000 from the Insurance & Claims Operating Fund.
*248	Pay property damage claim of Jorge Torres in the sum of \$5,058 resulting from a motor vehicle collision involving the Portland Police Bureau (Ordinance)	\$5,058 from the Insurance & Claims Operating Fund.
Portland Housing Bureau		

<p>*249</p>	<p>Accept a federal grant for \$245,666 from the Department of Housing and Urban Development Continuum of Care program for the administration of the regional Homeless Management Information System (Ordinance)</p>	<p>Funding has already been allocated for this purpose in the bureau's FY 2018-19 Revised Budget and FY 2019-20 Requested Budget.</p>
<p>*250</p>	<p>Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for 815 W Burnside located at 15 NW Park Ave (Ordinance)</p>	<p>This action would result in estimated foregone property tax revenues to the City totaling \$713,359 over ten years for 6 units affordable at or below 60% MFI. Total cost to all jurisdictions forgoing revenue is estimated at \$2,170,783. The estimated value of the tax exemption for the first year is \$235,703 (all jurisdictions), which equals approximately \$39,284 per affordable unit per year of affordability. The City will still benefit from property taxes collected on the improved value of the land during the exemption period. The City will pay Multnomah County the \$9,000 application activation fee if the application moves forward.</p>
<p style="text-align: center;">Commissioner Jo Ann Hardesty Portland Bureau of Emergency Management</p> <p>*251 Authorize the Bureau of Emergency Management to enter into Intergovernmental Agreements with additional subrecipients of the Urban Area Security Initiative 2016, grant no. 16-170 (Ordinance)</p>		<p>No fiscal impact.</p>
<p style="text-align: center;">REGULAR AGENDA Office of the City Attorney</p> <p>*252 Amend City Code Office of the City Attorney duties and responsibilities (Ordinance introduced by Mayor Wheeler and Commissioners Eudaly, Fish, Fritz and Hardesty; amend Code Section 3.10.030) 20 minutes requested</p>		<p>This action amends City Code to allow the City Attorney to perform certain actions that require quick responses with the approval of the Commissioner-in-Charge rather than Council.</p>

Mayor Ted Wheeler Office of Management and Finance		
253	Accept bid of Brown Contracting, Inc. for the HSIP 2016 Signalized Improvements Portland Project for \$1,047,900 (Procurement Report - Bid No. 00001092) 10 minutes requested	The bureau's estimated costs for this project was \$718,900. Based on bids received, costs will be 1,047,900 --- which is \$329,000 or 45% over estimate. Funding for this project is included in the bureau's FY 2018-19 revised budget.
254	Accept bid of Moore Excavation, Inc. for the Road 10R MP 28.77 - 31.85 Improvements Project for \$1,099,917 (Procurement Report - Bid No. 00001111) 10 minutes requested	The engineer's moderate confidence level estimate for this project was \$1,540,000. Based on bids received, the Water Bureau anticipates the construction cost to be \$1,099,917, which is 28.5% under the engineer's estimate. Funding is available in the Water Bureau's FY 2018-19 Budget and is also requested in the FY 2019-20 Budget.
*255	Approve findings to authorize an exemption to the competitive bidding requirements, authorize use of the alternative contracting method of 2-step Negotiated Request For Proposals and authorize the Chief Procurement Officer to execute a contract with the successful proposer upon acceptance by the Council for Leach Upper Garden Project for an estimated \$6.8 million (Ordinance) 10 minutes requested	The proposed item authorizes a legislative action that is being sought to exempt the project from the competitive low-bid requirement. There is no fiscal impact for the legislative action being sought.
*256	Authorize South Park Blocks urban renewal and redevelopment refunding bonds (Ordinance) 10 minutes requested	The proposed refunding conforms with the City's Debt Management Policy (FIN 2.12), which requires net present value savings of at least \$100,000 for current refundings. The Refunding Bonds are expected to be issued in the spring of 2019. Based on current credit market conditions, total net present value debt service savings is projected to be approximately \$2.0 million.

Portland Housing Bureau		
*257	Amend contract with OPC, LLC to increase contract value by \$1,422,620 for relocation assistance payments to residential and commercial tenants of the Westwind Apartments (Ordinance; amend Contract No. 31001374) 20 minutes requested	Funding is allocated for this purpose in the bureau's FY 2018-19 budget.
Commissioner Nick Fish		
Bureau of Environmental Services		
258	Authorize a contract with the lowest responsible bidder for the construction of the NE Broadway & 94th Pump Station Upgrade Project No. E10783 for an estimated construction cost of \$1.2 million (Ordinance) 10 minutes requested	This is a planned, budgeted project included in the bureau's capital improvement plan.
259	Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Luther Road Restoration Project No. E10854 for the estimated amount of \$1,750,000 (Second Reading Agenda 230)	This is a secondary project under the Johnson Creek program (E07466) and has a secondary project budget which will cover these contract expenses.
260	Amend contract with HDR Engineering, Inc. for additional construction and start up support services for the Columbia Boulevard Wastewater Treatment Plant Renewable Natural Gas Facility Project No. E10033 not to exceed \$222,800 (Second Reading Agenda 231)	This is a stand-alone capital project that is planned and budgeted in the bureau's CIP. Expected completion date of October 2019.
Commissioner Chloe Eudaly		
Bureau of Transportation		
*261	Amend Intergovernmental Agreement with the Oregon Department of Transportation to increase limit allowed to be paid to the City for services requested through a Work Order Contract by \$500,000 (Ordinance; amend Contract No. 30004620) 10 minutes requested	No immediate fiscal impact. This ordinance increases the amount the City (PBOT) can be paid for services rendered to the Oregon Department of Transportation (ODOT) from \$500,000 to \$1.0 million. These monies are not budgeted as the amount of work requested of PBOT from ODOT annually are unknown year to year.
262	Amend Transportation Fee Schedule to charge fees associated with the Master Lease Agreement and wireless small cell permits and associated fees (Second Reading Agenda 234)	See below.

WEDNESDAY, 2:00 PM, MARCH 20, 2019

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TIME CERTAIN: 2:00 PM – Appeal of Elliott Mantell against Hearings Officer’s decision of denial for a conditional Use Review for the Everett House Community Healing Center, in the former homes at 2917 and 2927 NE Everett St and 2926 NE Flanders St (Hearing introduced by Mayor Wheeler; LU 18-190331 CU) 3 hours requested

No fiscal impact

***234** Amend Transportation Fee Schedule to charge fees associated with the Master Lease Agreement and wireless small cell permits and associated fees (Ordinance; amend TRN-3.450)

CBO Analysis:

This Ordinance amends the Transportation Fee Schedule by adding and revising fees associated with wireless small cell permits to prepare the City for 5G deployment and usage of the right-of-way. This amendment is based off negotiations with AT&T for the Site Lease Program, and internal cost recovery estimates.

Specifically, the fee schedule is amended under the Street Opening (SO) Permits to Utilities section, adding a Small Cells category. The fee menu allows providers scalable options for identifying and securing City owned infrastructure (poles) for rent, installing small wireless facilities to deploy 5G broadband. Services and fees range from hourly and one-time flat rates for options such as: site walk assessments and meetings to small cell site attachments. Additionally, this amendment decreases Central City and Outside of Central City rent for the Small Cell Site Lease program from \$5,500 and \$3,500 to a flat \$750.00 annual rent. It also adds a Master Lease Agreement and Lease Supplement option for the Small Cell Site Lease Program (\$2,500 and 800.00 one-time).

The Portland Bureau of Transportation (PBOT) notes that fees are based off low-confidence estimates to launch this new right-of-way program. It is designed to be cost recovery only, therefore the bureau notes that it will reassess fees next year to ensure full cost recovery, making adjustments up or down as necessary. Should all providers (AT&T, Verizon, Comcast, TMobile, Sprint, etc.) decide to move forward this year, PBOT estimates issuing 750 permits and collecting cost-recovery funds totaling \$1.75 million. PBOT notes that this is very unlikely, estimating only one-fourth moving forward, or processing 188 permits and charging/receiving \$437,500 for the year. The bureau highlights that this is a new program, of which existing fees had never been utilized before, therefore estimating the annual usage and cost-recovery estimate is difficult in this first year.