

PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue <u>WEDNESDAY, 9:30 AM, MAY 15, 2019</u>		Disposition:
TIMES CERTAIN		
414	TIME CERTAIN: 9:45 AM – Accept the Quarterly Technology Oversight Committee Report from the Chief Administrative Officer (Report introduced by Mayor Wheeler) 30 minutes requested	No fiscal impact.
415	TIME CERTAIN: 10:15 AM – Amend permit fee schedules for building, electrical, land use services, mechanical, enforcement, plumbing, signs, site development, and land use services fee schedule for the Hearings Office (Ordinance introduced by Mayor Wheeler) 30 minutes requested	See below
416	TIME CERTAIN: 10:45 AM – 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 (Previous Agenda 375; Findings; Report introduced by Mayor Wheeler; LU 18-190331 CU) 5 minutes requested	No fiscal impact.
CONSENT AGENDA – NO DISCUSSION Mayor Ted Wheeler Bureau of Planning & Sustainability		
*417	Authorize grant agreement with the Center for Intercultural Organizing for \$40,500 to fund engagement activities that support the Southwest Corridor Inclusive Communities Project (Ordinance)	This ordinance authorizes the Bureau of Planning and Sustainability to enter into a grant agreement with the Center for Intercultural Organizing for \$40,500. These funds are budgeted in the bureau’s FY 2018-19 budget for the SW Corridor Inclusive Communities Project.
418	Amend Intergovernmental Agreement with Metro to accept an additional \$40,000 for administration of the Master Recycler Program (Ordinance; amend Contract No. 30003529)	This Ordinance authorizes the Bureau of Planning and Sustainability to accept a \$40,000, one-year grant extension for the Master Recycle Program. This authorization does not amend the bureau’s budget.

Office of Management and Finance		
*419	Pay employment lawsuit of Gail Thompson-Ivory in the sum of \$200,000 involving the Portland Bureau of Human Resources (Ordinance)	Total cost to the City to settle the lawsuit is \$200,000. The source of funding is the City's Insurance and Claims Fund and the BHR payroll account. All cost of the settlement is in the current fiscal year. This ordinance does not amend the budget.
*420	Pay property damage claim of The Archdiocese of Portland in the sum of \$19,316 involving Portland Bureau of Environmental Services (Ordinance)	Total cost to the City to settle the claim is \$19,315.95. The source of funding is the City's Insurance and Claims Fund. All cost of the settlement is in the current fiscal year. This Ordinance does not amend the budget.
Commissioner Nick Fish		
Bureau of Environmental Services		
*421	Authorize the Bureau of Environmental Services to reimburse property owner at 2634 NE Columbia Blvd for sewer user fees, paid to the City, in the amount of \$4,203 (Ordinance)	Reimbursement costs will be paid from existing bureau resources and has no material fiscal impact nor an effect on rates.
422	Authorize an Intergovernmental Agreement with Clean Water Services for construction of Woods Creek stormwater facilities for an amount not to exceed \$73,325 (Ordinance)	This item is budgeted under project E10599 and has no additional fiscal impact.
423	Authorize the Director of the Bureau of Environmental Services to formally adopt a Trail Master Plan for the Tryon Creek State Natural Area to the Willamette River Greenway, and to work in partnership with the City of Lake Oswego and Metro on the implementation of the plan (Ordinance)	There are no fiscal impacts to these changes.
424	Amend various sections of the Public Improvements Code for clarity, correction of references and consistency (Ordinance; amend Code Chapters 17.14, 17.32, 17.34, 17.36, 17.37, and 17.39)	There are no financial impacts to these changes.

Commissioner Chloe Eudaly

Bureau of Transportation

***425** Authorize the Bureau of Transportation to execute temporary easements with the Port of Portland and other entities as part of the North Rivergate Freight Project (Ordinance)

Total project cost is \$25.7 million. This ordinance grants the City temporary easements during the construction of the North Rivergate Freight Project and does not permanently issue property easements on any property owner post-construction. All properties are commercial and no residential properties are impacted. The project is budgeted in FY 2018-19, and is included in the bureau's five-year capital improvement plan.

REGULAR AGENDA

Mayor Ted Wheeler

Bureau of Police

426 Amend an Intergovernmental Agreement with Multnomah County in an amount not to exceed \$197,160 and extend funding through March 31, 2020, for the Forensic Consultant contract expenses related to the National Sexual Assault Kit Initiative Program (Ordinance; amend Contract No. 30005612) 10 minutes requested

This ordinance extends a contract with the County through March 2020 and increases the not-to-exceed contract amount by \$99,000. Both the current contract cost and the increased cost funded by the City are reimbursed via a grant from the Department of Justice.

427 Extend contract with Central City Concern to provide treatment services, transitional housing, and support services to chemically-dependent, homeless adult chronic arrestees to June 30, 2022 and increase the not to exceed amount by \$6,477,785 (Ordinance; amend Contract No. 31000971) 20 minutes requested

This ordinance will extend the City's contract with Central City Concern for work performed for the Police Bureau's Service Coordination Team. The contract is extended for a 3 year term, and the not-to-exceed contract cost is increased by \$6.5 million to cover the cost of services over that time period. Contract costs will be funded with the Police Bureau's existing resources.

<p>428</p>	<p>Authorize an agreement with Multnomah County to address youth and gang violence in an amount not to exceed \$109,835 (Second Reading Agenda 409)</p>	<p>Partial year costs of \$38,752 will be funded from Police Bureau existing resources, while FY 2019-20 costs of \$71,083 will be funded from the Office for Youth Violence Prevention.</p>
<p>429</p>	<p>Extend contract with Cascadia Behavioral Healthcare, Inc. to June 30, 2022 and increase the not to exceed amount to \$3,223,577 for mental health clinician services (Second Reading Agenda 410; amend Contract No. 30003831)</p>	<p>This action extends the City's contract with Cascadia Behavioral Health by 3 years. The not-to-exceed amount is increased by \$1.6 million to \$3.2 million. Costs for this contract are funded by the Police Bureau's existing appropriation levels.</p>
<p style="text-align: center;">Office of Management and Finance</p>		<p>Based on historical usage of these services, the Portland Water Bureau's confidence in the \$4.6 million not-to-exceed amount of the Price Agreement is "High". Funding over the five year contractual term is available in the bureau's FY 2018-19 budget. Additional funding has been requested in the FY 2019-20 budget and will be requested in the FY 2021-21 through FY 2022-23 budgets. There will be no change to the forecast water rates.</p>
<p>430</p>	<p>Authorize a contract for utility bill printing, mailing and presentment for a term of five years for \$4.6 million (Procurement Report - Project No. 122817) 10 minutes requested</p>	<p>Based on historical usage of these services, the Portland Water Bureau's confidence in the \$4.6 million not-to-exceed amount of the Price Agreement is "High". Funding over the five year contractual term is available in the bureau's FY 2018-19 budget. Additional funding has been requested in the FY 2019-20 budget and will be requested in the FY 2021-21 through FY 2022-23 budgets. There will be no change to the forecast water rates.</p>

<p>Commissioner Nick Fish Bureau of Environmental Services</p>		<p>The original not to exceed value of this contract was \$357,693. Over the course of the project, additional amendments increased the contract amount to \$741,789. The amendments were required based on increased scope and project complexity identified during the design phase. This amendment will add \$85,000 and increase the contract to \$826,789, an increase of 11.5% over the current approved contract. These amendments are budgeted under project E10359.</p>
<p>431</p>	<p>Amend contract with Brown and Caldwell, Inc. for professional engineering services for the Alder Pump Station Upgrade Project No. E10359, in the amount of \$85,000 (Ordinance; amend Contract No. 30003063) 10 minutes requested</p>	
<p><u>WEDNESDAY, 2:00 PM, MAY 15, 2019</u></p>		
<p>432</p>	<p>TIME CERTAIN: 2:00 PM – Revise residential solid waste and recycling collection rates and charges, effective July 1, 2019 (Ordinance introduced by Mayor Wheeler; amend Code Chapter 17.102) 2 hours requested for items 437 – 439</p>	<p>Recycling collection rates and charges are proposed to increase by approximately 2% for FY 2019-20 due to inflation, and increased tipping fees for yard debris and food scraps. For 96% of customers, this equates to a \$0.60 increase. Additionally, yard debris and food scrap pick-up has increased by 16%. These changes impact the amount of revenue the bureau collects in franchise fee costs for administration of the program. For FY 2019-20 franchise fee revenue will increase by 1.2% or an additional \$39,900.</p>
<p>433</p>	<p>Authorize the rates and charges for water and water-related services beginning July 1, 2019 to June 30, 2020 and fix an effective date (Ordinance introduced by Mayor Wheeler and Commissioner Fritz)</p>	<p>See below</p>

434	Revise sewer and stormwater rates, charges and fees in accordance with the FY 2019-2020 Sewer User Rate Study (Ordinance introduced by Commissioner Fish)	See below
435	Settlement with the U.S. Environmental Protection Agency for certain Portland Harbor Remedial Design Costs (Ordinance introduced by Mayor Wheeler and Commissioner Fish) 30 minutes requested Ordinance introduced by Mayor Wheeler and Commissioner Fish) 30 minutes requested	Under this agreement with EPA, the City— alongside the State— will establish a trust and contribute a maximum total of \$12 million over the next 3 fiscal years. The first transfer to the trust by the City in July of 2019 will be in the total amount of \$6 million. Actual amounts required to be transferred in FY2020-21 and FY2021-22 will depend on the amount needed to provide reimbursement to the parties who have accepted the funding offer. Consistent with the Mayor’s Proposed Budget released May 1, 2019, BES will use funds transferred into the Portland Harbor Superfund Reserve for the initial payment in FY2019-2020. These funds have already been collected via the Environmental Remediation Fund. BES will work with other bureaus to identify funding for the two subsequent payments.
<u>THURSDAY, 2:00 PM, MAY 16, 2019</u>		
436	TIME CERTAIN: 2:00 PM – Accept the Citywide Tree Planting Strategy (Report introduced by Commissioner Fish) 1 hour requested for items 441 – 443	No fiscal impact from report adopted, however implementation of report recommendation could yield a future budgetary impact.
437	Accept the 2018 Title 11 Trees Trust Funds report (Report introduced by Commissioner Fish)	No fiscal impact.

438	Amend regulations for Tree Planting & Preservation Fund to improve tree planting program outcomes (Ordinance introduced by Commissioner Fish; amend Code Title 11)	No fiscal impact.
439	TIME CERTAIN: 3:00 PM – Appeal of the Citizen Review Committee against Portland Police Bureau’s finding regarding Independent Police Review/Internal Affairs case No. 2018-C-0001/ Appeal No. 2018-X-0003 (Previous Agenda 392; Report introduced by Auditor Hull Caballero) 1 hour requested	No fiscal impact.

420 Amend permit fee schedules for building, electrical, land use services, mechanical, enforcement, plumbing, signs, site development, and land use services fee schedule for the Hearings Office

The proposed fee increases are expected to result in additional revenue in FY 2019-20 of about \$2.4 million above the estimated amount the Bureau of Development Services expects to collect this year. Specifically, the table below lists the estimated changes by program:

Program	Estimated Collection Increases	
	Percent	Dollar
Building Program	3%	\$ 727,000
Electrical Program	5%	\$ 368,000
Facility Permit Program	8%	\$ 374,000
Field Issuance Remodel Program	16%	\$ 226,000
Hearings Office Fees	5%	\$ 3,500
Land Use Services Program	0%	\$ (18,000)
Mechanical Program	5%	\$ 238,000
Neighborhood Inspections Program	5%	\$ 72,000
Plumbing Program	5%	\$ 332,000
Sign Program	5%	\$ 17,500
Site Development Program	5%	\$ 57,000

Estimated collection increases are aggregated. However, percentage change to individual fees may vary. The bureau's FY 2019-20 budget includes revenue from the fee increases proposed in this ordinance. As such the BDS budget is not amended.

438 Authorize the rates and charges for water and water-related services beginning July 1, 2019 to June 30, 2020 and fix an effective date

Retail rates are expected to generate approximately \$170.3 million in water sales revenue in FY 2019-20. Retail customers are also expected to pay \$2.8 million in customer late charges. FY 2019-20 wholesale revenues will be \$21.0 million. Other rates and charges within this ordinance are expected to generate \$13.1 million for water-related services including system development charges, new service installations, customer requested new main connections, engineering permit fees, hydrant installation and usage, and miscellaneous utility charges. The proposed overall average effective retail rate increase is 7.4% in FY 2019-20. With a retail rate increase of 7.4%, the retail commodity rate will increase from \$4.890 to \$5.252, and the base charge will increase from \$44.37 to \$47.65 per bill (the billed base charge varies depending on the number of days in the billing period). The "typical" residential water customer using 5 hundred cubic feet (ccf) per month will now pay \$42.14, up 7.4% from the FY 2018-19 "typical" bill of \$39.24. The "medium" commercial customer using 100 ccf per month will see a water bill increase from \$533.37 to \$572.85; an increase of \$39.48 or 7.4%. Two tiers of fixed low-income discount for qualified single family quarterly billed residential water customers are included in the ordinance. The discount is 50% for a typical low-income customer bill and is \$63.20 for FY 2019-20. The discount is 80% for a typical extremely low income customer bill and is \$101.10 for FY 2019-20. All revenue and expenses are included in the FY 2019-20 Water Bureau Proposed Budget.

439 Revise sewer and stormwater rates, charges and fees in accordance with the FY 2019-2020 Sewer User Rate Study

This annual ordinance establishes rates, charges and fees to generate sufficient revenue for projected expenditures in FY 2019-2020. Under these proposed rates, the typical single-family residential bill is expected to increase by \$2.17 per month or 2.95%. Increases to each individual customer and other customer classes may vary based on actual usage and circumstances. This rate ordinance will generate \$405 million in operating revenue to support the Mayor's FY 2019-2020 Proposed budget for the Bureau of Environmental Services. \$357 million of this estimate is from billed retail revenues for sanitary, stormwater and Superfund services. The proposed rate ordinance will enable the Bureau to continue collecting and treating wastewater from residences and businesses; managing stormwater to prevent erosion, flooding and water quality problems; operating the combined sewer overflow (CSO) system to prevent sewage overflows into the Willamette River and Columbia Slough; and repairing and replacing inadequate public sewer lines that cause sewage overflows and basement backups. The rate ordinance does not create costs or expenses to the City. This legislation does not specifically create or eliminate positions in future years. Future position decisions will be made by the Council within the annual budget process.