

PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue <u>WEDNESDAY, 9:30 AM, SEPTEMBER 25, 2019</u>		Disposition:
TIMES CERTAIN		
891	TIME CERTAIN: 9:45 AM – Partners of the Americas Oregon-Costa Rica Adult Cultural Exchange (Presentation introduced by Commissioner Eudaly) 5 minutes requested	No fiscal impact.
*892	TIME CERTAIN: 10:00 AM – Amend the Property Maintenance Code to implement recommendations of the Quality Rental Housing Workgroup and to incorporate additional requirements per State statutes along with corrections for clarification (Ordinance introduced by Mayor Wheeler; amend Code Title 29) 30 minutes requested	BDS is not anticipating a fiscal impact from the adoption and enforcement of the proposed amendments to Title 29 at this time. The changes will cause some differences in work performed but should not require additional time.
*893	TIME CERTAIN: 10:30 AM – Authorize a contract with the lowest responsible bidder for the SW Naito Parkway I-405 to Jefferson project (Ordinance introduced by Commissioner Eudaly) 20 minutes requested	Total project cost is \$8.9 million and is funded with Fixing Our Street revenues. PBOT has budgeted this project for FY 2019-20 and included it in its five-year capital improvement plan.
894	TIME CERTAIN: 10:50 AM – Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of Tryon Creek at Boones Ferry Culvert Replacement Project No. E08682 for an estimated cost of \$5,360,000 (Ordinance introduced by Commissioner Fish) 20 minutes requested	The level of confidence in the construction cost estimate of \$5,360,000 is high. Funding is available in the Bureau of Environmental Services' FY 2019-20 budget in the Sewer System Operating Fund.

<p>CONSENT AGENDA – NO DISCUSSION</p> <p>Mayor Ted Wheeler</p> <p>Portland Housing Bureau</p>		
<p>895</p>	<p>Approve limited tax exemptions for properties under the Homebuyer Opportunity Limited Tax Exemption Program (Resolution)</p>	<p>This action leads to estimated foregone tax revenue for the City of Portland estimated at \$9,412 per year (based on the first year of the exemption). This includes 13 new units approved for the program. The City will receive \$11,700 from a one-time application fee.</p>
<p>896</p>	<p>Terminate limited tax exemptions for properties under the Homebuyer Opportunity Limited Tax Exemption Program (Resolution)</p>	<p>This action reclaims an estimated \$20,996 in annual tax revenue for the City of Portland by removing 29 exemptions for properties that no longer meet program requirements.</p>
<p>Commissioner Chloe Eudaly</p> <p>Bureau of Transportation</p>		
<p>*897</p>	<p>Accept a grant in the amount of \$451,000 from the Oregon Department of Transportation, authorize Intergovernmental Agreement for Engineering Review and Coordination services for the Powell Blvd SE 99th Ave to East City Limits Project, and appropriate \$200,000 in FY 2019-20 (Ordinance)</p>	<p>This is a State project, and the State has asked PBOT for its assistance in reviewing the engineering plans. This Ordinance would authorize PBOT to accept a grant for \$451,000, and appropriate \$200,000 of this amount for FY 2019-20. This project is not currently included in the bureau's FY 2019-20 budget or its five-year capital improvement plan, but the bureau will adjust for this in the upcoming Spring Supplemental budget process.</p>

<p>*898 Authorize contract with lowest responsible bidder for East Portland Access to Employment and Education Project (Ordinance)</p>	<p>Total project cost is \$7.0 million and is funded with federal funds, system development charges, and general transportation revenue (GTR). PBOT has budgeted this project for FY 2019-20 and included it in its five-year capital improvement plan.</p>
<p>*899 Authorize contract with lowest responsible bidder for SE 136th Paving: Foster to Division Project (Ordinance)</p>	<p>Total project cost is \$8.3 million and is funded with Fixing Our Street revenues and system development charges. PBOT has budgeted this project for FY 2019-20 and included it in its five-year capital improvement plan.</p>
<p>*900 Authorize Development Agreement with adidas America, Inc. for construction of the North Greeley Cycle Track for up to \$1 million in System Development Charge credit (Ordinance)</p>	<p>Total project cost is \$1.26 million. This Ordinance authorizes PBOT to issue system development charges credit for Adidas up to \$1.0 million in recognition of the company constructing the North Greeley Cycle Track. The City will own the cycle track and be responsible for the ongoing maintenance estimated \$500-1,000 annually.</p>
<p>*901 Authorize an Intergovernmental Agreement with State of Oregon, by and through the Oregon Department of Transportation, for a lease renewal on property for the Portland Streetcar facility at NW 16th, Lovejoy to Overton (Ordinance)</p>	<p>Monthly lease payments will be \$24,444 beginning October 1, 2019, representing a 75% increase from the current agreement. Additionally ODOT will increase monthly rent by 3% annually, but may also increase monthly rate based off current fair market rent – which would be in lieu of the 3% increase. PBOT has planned for the increased lease cost and included this in its FY 2019-20 budget.</p>

Commissioner Nick Fish

Bureau of Environmental Services

902 Authorize the Bureau of Environmental Services to enter into an agreement with Metro to cooperate in the management of the McDuffie Property, the Goff Conservation Easement, Gray Easements, and the acquisitions of future property interests to protect watershed health and to accomplish projects including, but not limited to, the Tryon Creek at Boones Ferry Culvert Replacement Project No. E08682 (Ordinance)

BES will reimburse Metro \$25,000 towards purchase of the Goff Conservation Easement, while Metro will reimburse BES \$30,000 toward the purchase price of the Gray Easements, the payment for which may be offset by the amount payable to Metro for the Goff Easement (balance due to BES is \$5,000). BES will be responsible for funding the operation and maintenance of the Property Interests until transferred to another agency for long-term management. Long-term management terms are under discussion between BES and Oregon State Parks and Recreation.

903 Authorize the Bureau of Environmental Services to enter into an agreement with Oregon Parks & Recreation Department to cooperate in the construction and maintenance of the Tryon Creek at Boones Ferry Culvert Replacement Project No. E08682 (Ordinance)

BES is responsible for all design, permitting, and construction costs of the bridge replacement project and associated work as authorized by previous ordinances for the Tryon Creek at Boones Ferry Culvert Replacement Project. OPRD is providing access for construction, protection of the compensatory wetland mitigation site in perpetuity, and will perform routine maintenance of the trail and staircase. The agreement outlines the cooperation and there is no financial obligation.

<p>REGULAR AGENDA MORNING</p> <p>Mayor Ted Wheeler</p>		
<p>City Budget Office</p>		
<p>*906</p>	<p>Authorize an Intergovernmental Agreement with Prosper Portland for FY 2019-20 economic development activities for \$7,609,120 (Ordinance) 20 minutes requested</p>	<p>The total value of the IGA/contract is for \$7,609,120. This amount is appropriated in the FY 2019-20 Adopted Budget. There are no direct increases in revenue anticipated as a result of this ordinance. However, it is anticipated that the results of Prosper Portland's economic development efforts could lead to job growth and retention as well as to increased economic activity, leading, in turn, to potentially increased revenue to the City.</p>
<p>Office of Management and Finance</p>		
<p>907</p>	<p>Accept bid of Stellar J Corporation for the Dam 1 Needle Valve Replacement Project for \$1,499,000 (Procurement Report - Bid No. 00001274) 15 minutes requested</p>	<p>The Portland Water Bureau (PWB) anticipates the construction contract cost to be \$1,499,000. The engineer's estimate for this project was \$2,000,000, and the confidence level was Moderate. Funds are available in PWB's FY 2019-20 budget.</p>

<p>908 Accept bid of James W. Fowler Co. for the South Portland – Burlingame Phase 1 Sewer Rehabilitation Project for \$2,235,000 (Procurement Report – Bid No. 00001297) 10 minutes requested</p>	<p>The engineer's estimate for this project was \$2,112,000, and the confidence level was high. Based on bids received, BES anticipates the construction contract cost to be \$2,235,000, which is 5.8% over the engineer's estimate. Funds are available in BES's FY 2019-20 budget in the Sewer System Operating Fund, and additional funding will be requested in the FY 2020-21 budget.</p>
<p>909 Authorize a lease extension with 2020 Portland Owner, LLC, for office space at Jacobs Center 2020 SW 4th Ave, expiring October 31, 2022 and October 31, 2024, at an average annual estimated cost of \$1.3 million (Ordinance) 20 minutes requested</p>	<p>The annual lease cost is approximately \$1.3 million. Annual increases over the remaining term of the lease extension are approximately 3%. Funds are available to cover the increased rent over the lease term and are included in BDS's five-year financial forecast.</p>
<p>Portland Housing Bureau</p>	
<p>*910 Amend the effective date of Ordinance No. 189580 to allow Portland Housing Bureau to adopt administrative rules prior to the March 1, 2020 implementation date and make technical clarifications to 30.01.086 (Ordinance; amend Ordinance No. 189580) 20 minutes requested for items 910-912</p>	<p>No fiscal impact expected. These actions make technical code changes to the FAIR ordinances and mandatory relocation assistance. These changes close potential loopholes, make technical clarifications in line with the legislative intent of the policies, and decouple the effective dates to allow rule making to occur in advance of code going into effect.</p>
<p>*911 Amend the effective date of Ordinance No. 189581 to allow Portland Housing Bureau to adopt administrative rules prior to the March 1, 2020 implementation date and make technical clarifications to 30.01.087 (Ordinance; amend Ordinance No. 189581)</p>	
<p>912 Amend Portland Renter Additional Protections Code to add an accessory dwelling unit exemption to mandatory relocation assistance (Ordinance; amend Code Section 30.01.085)</p>	

WEDNESDAY, 2:00 PM, SEPTEMBER 25, 2019

<p>913</p>	<p>TIME CERTAIN: 2:00 PM – Adopt the Southwest in Motion plan and its recommendations (Resolution introduced by Commissioner Eudaly) 90 minutes requested</p>	<p>No immediate fiscal impact. However, the adoption of this plan would result in an increase to PBOT’s Transportation System Plan (TSP) total costs by \$10.0 million for the projects listed in Exhibit A.</p>
<p>914</p>		
<p style="text-align: center;">REGULAR AGENDA AFTERNOON</p> <p style="text-align: center;">Mayor Ted Wheeler</p> <p style="text-align: center;">Portland Housing Bureau</p>		<p>Funding was allocated for this purpose in the bureau’s FY 2019-20 budget with resources from the Recreational Cannabis Tax Fund</p>
<p>915</p>	<p>Extend subrecipient contract with Metropolitan Public Defenders by \$100,000 in Recreational Cannabis Tax funding to support the expungement pilot program to June 30, 2020 (Ordinance; amend Contract No. 32001866) 15 minutes requested</p>	

<p>Commissioner Chloe Eudaly</p> <p>Bureau of Transportation</p>		
<p>*916</p>	<p>Authorize a construction contract with Cascade Bridge, LLC in the estimated amount of up to \$1 million for the stabilization and repair of the North Going Street Bridge under the auspices of a Declaration of an Emergency per ORS 279C.335 Competitive bidding; exceptions (Ordinance)</p>	<p>Emergency repairs for the North Going Street Bridge is estimated to cost \$1.0 million. PBOT will request contingency funds for this unexpected cost in the upcoming Spring Budget Monitoring Process (BMP). Confidence level is low for the estimated total repair costs to the bridge at this time.</p>
<p>Office of Community & Civic Life</p>		
<p>*917</p>	<p>Authorize an Intergovernmental Agreement with Portland State University to conduct disability engagement and equity research not to exceed \$75,000 (Previous Agenda 880) 15 minutes requested</p>	<p>Total project cost is \$75,000. Civic Life was allocated funds for this work in the FY 2019-20 Adopted Budget. This Ordinance moves this project forward.</p>
<p>Commissioner Nick Fish</p> <p>Bureau of Environmental Services</p>		
<p>*918</p>	<p>Amend Ordinance to authorize a competitive solicitation, contract with the lowest responsible bidder and provide payment for construction of the South Portland – Burlingame Phase 1 Sewer Rehabilitation Project No. E10680 in the amount of \$2,235,000 (Ordinance; amend Ordinance No. 189490) 10 minutes requested</p>	<p>The proposed project estimate of \$2,235,000 has been assigned a high confidence level. Funds are available in the BES's FY 2019-20 Capital Improvement Program budget in the Sewer System Operating Fund. This project is part of BES's Large Scale Sewer Rehabilitation Program, which is funded through FY 2020-21.</p>

<p style="text-align: center;">Parks & Recreation</p> <p>*919 Authorize the Director of Portland Parks and Recreation to execute the Second Amendment to the Grant Agreement between Portland Parks & Recreation and the Portland Parks Foundation for the Barbara Walker Crossing Project (Ordinance; amend Contract No. 32001732) 10 minutes requested</p>	<p>This second amendment will add maintenance funding of \$50,000 and up to \$100,000 for the project as well as transfer liability to the City. This ordinance also officially names the project the Barbara Walker Crossing (formerly, Wildwood Footbridge over Burnside). There is no additional fiscal impact to the General Fund as a result of this amendment.</p>
<p><u>THURSDAY, 2:00 PM, SEPTEMBER 26, 2019</u></p> <p>DUE TO LACK OF AGENDA THERE WILL BE NO THURSDAY 2:00 PM MEETING</p>	

NOTE: “Time Certain” indicates that an item will not be heard by Council **prior** to the time specified.

Communications items are three minutes each. Regular Agenda items taking longer than five minutes have the time estimate noted next to the item.

The * indicates an emergency ordinance, which takes effect immediately if passed. Non-emergency ordinances require two readings and a 30-day waiting period before taking effect. Resolutions, reports, etc., adopted by Council are effective after adjournment.

The above summary is published by the City Auditor as provided by Section 2-113 of the Charter and Ordinance No. 130672.

Council Chambers is equipped with a sound system for the hearing impaired. Assisted listening devices are available from the Clerk.

The City of Portland will gladly accommodate requests for an interpreter or make other accommodations that further inclusivity. Please make your request at least 72 hours before the meeting to the Council Clerk 503-823-4086. (TTY 503-823-6868).

City Council meetings can be viewed at www.portlandoregon.gov/video
The meetings are also cablecast on CityNet, Portland Community Media television. Watch CityNet on Xfinity Channel 30 and 330 (in HD) and CenturyLink Channels 8005 and 8505 (in HD).

Mary Hull Caballero
Auditor of the City of Portland

Testimony is taken on resolutions and ordinances (first reading). To testify, sign up on a testimony sheet as you enter Council Chambers on the day of the meeting. Individuals

SEPTEMBER 25, 2019

have 3 minutes to testify, unless otherwise stated at the meeting. Testimony is not taken on communications, second readings, proclamations or presentations in accordance with Code 3.02.040 F. and G. Testimony will be taken on reports at the Presiding Officer's determination (Code 3.02.040 G.5). Written testimony may be emailed or mailed to the Council Clerk prior to the meeting.

To schedule a communication, email or mail your request to the Council Clerk. Include your name, contact information, preferred date and a brief description of the subject you will be addressing. For full details, see testimony policies and procedures, <https://www.portlandoregon.gov/citycode/testimony>

Clerk Email: karla.moore-love@portlandoregon.gov

Council Clerk Testimony: cctestimony@portlandoregon.gov

US Mail: Council Clerk, 1221 SW Fourth Ave., Room 130, Portland OR 97204

Declaration Required by Lobbyists. Portland City Code 2.12.060 states: Prior to offering public testimony before City officials, at the beginning of any meetings or phone calls with City officials, or in emails and letters to City officials, a lobbyist must declare which lobbying entity he or she is authorized to represent for that communication.

“Get involved! Have a voice in city government! Join a City Board, Committee or Commission!” For more information, a brochure, or a volunteer application stop by the Office of Community & Civic Life in City Hall or call 503-823-4519 or online at www.portlandoregon.gov/civic/37423