

<p align="center"><b>PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue WEDNESDAY, 9:30 AM, FEBRUARY 5-6, 2020</b></p>		<p align="center"><b>Disposition:</b></p>
<p align="center"><b>TIMES CERTAIN</b></p>		
<p><b>89</b></p>	<p><b>TIME CERTAIN: 9:45 AM</b> – Extend contract with Cale America, Inc. for Multi-Space Parking Pay Stations through April 23, 2025 for continued operations, additional door upgrades, system expansion and provide for Area Permit Program online permits for \$16,164,000 for a 10-year total not to exceed \$31,039,000 (Ordinance introduced by Commissioner Eudaly; amend Contract No. 31000720) 30 minutes requested</p>	<p>This ordinance extends PBOT's contract with Cale America until 4/23/25 for approximately \$16.2 million; the contract has a 10 year not to exceed amount of \$31 million. The cost of the contract is included in the Bureau's FY 20-21 Request Budget and Five Year Financial Plan. The five year contract includes \$9.6 million to operate the 2,200 pay stations which includes the payment gateway, wireless fee and pay by plate system. The contract also includes \$6.23 million for pay station system hardware upgrades for existing machines, including the purchase of up to 600 new pay stations as needed. Further, there is \$322,870 in funding for an online parking permit system which is expected to go live in Oct. 2020 in zones C, D, and E. The current permit process is done all on paper.</p>
<p><b>90</b></p>	<p><b>TIME CERTAIN: 10:15 AM</b> – Portland Streetcar Annual Report for 2019 (Report introduced by Commissioner Eudaly) 30 minutes requested</p>	<p>No fiscal impact to accept this report.</p>
<p><b>91</b></p>	<p><b>TIME CERTAIN: 10:45 AM</b> – Proclaim February 5<sup>th</sup>, 2020 to be World Read Aloud Day (Proclamation introduced by Mayor Wheeler) 15 minutes requested</p>	<p>No fiscal impact.</p>

<p><b>92</b></p>	<p><b>TIME CERTAIN: 11:00 AM</b> – Amend the Introduction, Modal Plans, Implementation Strategies, and Glossary Chapters of the 2035 Transportation System Plan (Previous Agenda 65; Resolution introduced by Commissioner Eudaly) 15 minutes requested for items 92 and 93</p>	<p>See below.</p>
<p><b>93</b></p>	<p>Amend the 2035 Transportation System Plan and the 2035 Comprehensive Plan in compliance with the Regional Transportation Plan; adopt findings of compliance (Second Reading Agenda 66; Ordinance introduced by Commissioner Eudaly; amend Ordinances No. 187832, 188177, and 188957)</p>	<p>See below.</p>
<p><b>CONSENT AGENDA – NO DISCUSSION</b></p> <p><b>Mayor Ted Wheeler</b></p> <p><b>Office of Management and Finance</b></p>		
<p><b>*94</b></p>	<p>Create two new represented classifications of 311 Customer Service Representative I and Representative II and establish interim compensation rates for the classifications (Ordinance)</p>	<p>See below.</p>
<p><b>*95</b></p>	<p>Pay property damage claim of Jane Nahomey and Chad Gilbert in the sum of \$10,580 resulting from a motor vehicle collision involving the Office of Management and Finance (Ordinance)</p>	<p>Total cost to the City to settle the claim is \$10,580.39. The source of funding is the City's Insurance and Claims Fund.</p>
<p><b>*96</b></p>	<p>Pay property damage claim of Rhys Morgan in the sum of \$11,509 involving the Portland Water Bureau and the Bureau of Environmental Services (Ordinance)</p>	<p>Total cost to the City to settle the claim is \$11,508.96. The source of funding is the City's Insurance and Claims Fund.</p>
<p><b>Portland Housing Bureau</b></p>		
<p><b>97</b></p>	<p>Terminate limited tax exemptions for properties under the Homebuyer Opportunity Limited Tax Exemption Program (Resolution; amend Resolution No. 37449)</p>	<p>This action terminates exemptions for 27 units for an estimated annual reclaimed tax revenue of \$19,548 to the City of Portland (\$65,124 for all jurisdictions).</p>

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<p><b>*98</b></p>	<p>Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Woodstock located at 5111 SE Woodstock Blvd (Ordinance)</p>	<p>This action would result in estimated foregone property tax revenues to the City totaling \$3,519 over ten years for 2 units affordable at or below 60% MFI. Total cost to all jurisdictions forgoing revenue is estimated at \$10,664. The estimated value of the tax exemption for the first year is \$1,158 (all jurisdictions), which equals approximately \$579 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 \$1,700 application activation fee if the application moves forward.</p>
<p align="center"><b>Commissioner Chloe Eudaly</b></p>		
<p align="center"><b>Bureau of Transportation</b></p>		
<p><b>*99</b></p>	<p>Amend contract with Shiels Obletz Johnsen, Inc. for \$75,000 for Owner's Representative and Project Management Services for the 10th and Yamhill SmartPark Garage Renovation Project (Ordinance; amend Contract No. 30005241)</p>	<p>Funding for this \$75,000 contract amendment is included in PBOT's FY 2019-20 Requested Budget.</p>
<p><b>*100</b></p>	<p>Amend contract with MEI-Charlton for \$32,371 for Special Inspections and Material Testing for the 10th and Yamhill SmartPark Garage Renovation Project (Ordinance; amend Contract No. 30006301)</p>	<p>Funding for this contract amendment is included in PBOT's FY 2019-20 Requested Budget.</p>
<p align="center"><b>REGULAR AGENDA</b></p>		
<p align="center"><b>Mayor Ted Wheeler</b></p>		
<p><b>101</b></p>	<p>Appoint new members, Taji Chesimet, Jamari Etherly, and alternate member Thabiti Lewis to the Portland Committee on Community Engagement Policing (Report) 20 minutes requested</p>	<p>No fiscal impact.</p>
<p align="center"><b>City Attorney</b></p>		

<p><b>102</b></p>	<p>Authorize City Attorney to appeal judgment in Alan Lloyd Kessler v. City of Portland, Multnomah County Circuit Court No. 18CV43134 (Resolution) 15 minutes requested</p>	<p>No fiscal impact.</p>
<p><b>Office of Community Technology</b></p>		
<p><b>103</b></p>	<p>Grant a one-year temporary, revocable permit to Verizon Wireless, LLC for wireless communications services in the City (Ordinance) 20 minutes requested</p>	<p>Council heard a first reading of 10 year franchise agreement with Verizon in January 2020. This action would grant a revocable permit to Verizon under substantially similar terms, but for one year or until the 10-year agreement is authorized by Council. Revenue assumptions remain the same; per the Office for Community Technology, a conservative estimate of revenues to the City under this agreement is \$138,000 annually.</p>
<p><b>Office of Management and Finance</b></p>		
<p>*104</p>	<p>Authorize an interfund loan not to exceed \$3,333,500 from the Transportation Operating Fund to the General Fund to provide financing for prepayment of Limited Tax Housing Revenue Bonds, 2005 Series D and amend the FY 2019-20 budget (Ordinance) 20 minutes requested</p>	<p>See below.</p>
<p><b>105</b></p>	<p>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 Parklane Park Construction Project for an estimated amount of \$8,500,000 (Ordinance) 20 minutes requested</p>	<p>See below.</p>
<p><b>Commissioner Amanda Fritz</b></p> <p><b>Water Bureau</b></p>		

<p><b>106</b> Amend contract with Analytical Services, Inc. for a no-cost extension to provide back-up Cryptosporidium laboratory testing in support of Portland Water Bureau's Bilateral Compliance Agreement with Oregon Health Authority (Second Reading Agenda 69; amend Contract No. 30004436)</p>	<p>The not-to exceed value of the existing Analytical Services, Inc., contract is \$1,200,000 with sufficient funds remaining for the next five years. The contract currently has approximately \$650,000 remaining. The Water Bureau anticipates spending approximately \$80,000 per year. Funding for services are available in the FY 2019-20 Budget and will be requested in the FY 2020-21 through FY 2024-25 Budgets.</p>
<p><b>107</b> Authorize an Intergovernmental Agreement with the Board of Governors of the Colorado State University System for laboratory services for Cryptosporidium wildlife scat analysis in an amount not to exceed \$400,000 (Second Reading Agenda 70)</p>	<p>The not-to-exceed value of this Intergovernmental Agreement is \$400,000. The Water Bureau anticipates spending up to \$80,000 per year. Funding for the services is available in the FY 2019-2020 Budget and will be requested in the FY 2020-2021 through FY 2024-25 Budgets.</p>
<p><b>108</b> Declare surplus real property at six Water Bureau locations and request authorization to dispose of these properties (Second Reading Agenda 76)</p>	<p>According to this resolution: Six properties will be sold for the best price, terms, and conditions in accordance with City Code. Net proceeds from the property sales will be distributed to the Water Fund.</p>
<p style="text-align: center;"><b>Commissioner Chloe Eudaly</b> Bureau of Transportation</p>	

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<p><b>109</b> Extend contract with Central parking System of Washington, Inc. through March 31, 2021 for Parking Garage Management Services (Ordinance; amend Contract No. 30001972) 15 minutes requested</p>	<p>This ordinance extends the contract for the City's six owned parking garages. The total not to exceed value of this contract is \$1.45 million. The contract includes garage operations, equipment maintenance service, and janitorial services. The contract is funded from receipts from the SmartPark parking garages. PBOT estimates that the Smart Park garages will produce \$14.5 million in operational revenues in and approximately \$3.3 million in operational expenses in FY 20-21. The cost of the contract is included in the Bureau's FY 2020-21 Requested Budget.</p>
<p style="text-align: center;"><b><u>WEDNESDAY, 2:00 PM, FEBRUARY 5, 2020</u></b></p> <p style="text-align: center;"><b>DUE TO LACK OF AGENDA THERE WILL BE NO WEDNESDAY 2:00 PM MEETING</b></p>	
<p style="text-align: center;"><b><u>THURSDAY, 2:00 PM, FEBRUARY 6, 2020</u></b></p>	
<p><b>110</b> <b>TIME CERTAIN: 2:00 PM</b> – Consider removal of a condition of approval imposed by prior Comprehensive Plan Map and Zoning Map Amendment ordinance at the request of Allison Reynolds of Stoel Rives, LLP and the recommendation from the Hearings Officer for property at 1710 NE Multnomah St (Hearing introduced by Mayor Wheeler; LU 19-223221 CP ZC) 1 hour requested for items 113 and 114</p>	<p>This is not a legislative action. There are no costs to the City associated with this quasi-judicial land use review. The City resources necessary to review the application are covered by the land use review fees already paid by the applicant.</p>
<p><b>111</b> Remove a condition of approval imposed by a prior Comprehensive Plan Map and Zoning Map Amendment ordinance for Property at 1710 NE Multnomah St at the request of Allison Reynolds, Stoel Rives, LLP (Ordinance introduced by Mayor Wheeler; LU 19-223221 CP ZC)</p>	<p>This is not a legislative action. There are no costs to the City associated with this quasi-judicial land use review. The City resources necessary to review the application are covered by the land use review fees already paid by the applicant.</p>

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<p><b>112</b>      <b>TIME CERTAIN: 3:00 PM</b> – Accept Fixing Our Streets Annual Program Report (Report introduced by Commissioner Eudaly) 45 minutes requested for items 115 – 117</p>	<p>Accepting this report has no financial impact. The financial impacts of the 10 cent gas tax and heavy use tax which fund this program are identified in Council Calendar items 113 and 114.</p>
<p><b>113</b>      Refer a measure to City voters for the May 19, 2020 election authorizing the extension of a program dedicated to street repair and traffic safety through a temporary, 10 cents per gallon tax on motor vehicle fuels in Portland for vehicles not subject to weight-mile tax and amend City Code 17.105 (Resolution introduced by Commissioner Eudaly)</p>	<p>See below.</p>
<p><b>114</b>      Establish a Heavy Vehicle Use Tax to fund Portland's Street Repair and Traffic Safety Program (Ordinance introduced by Commissioner Eudaly; amend Code Section 7.02.500)</p>	<p>See below</p>
<p><b>115</b>      <b>TIME CERTAIN: 3:45 PM</b> – Appoint Richard Roche and Kory Murphy to the Mt. Hood Cable Regulatory Commission (Report introduced by Mayor Wheeler) 45 minutes requested for items 118 and 119</p>	<p>No fiscal impact.</p>
<p><b>116</b>      Appoint Karim Hassanein to the Open Signal Board (Report introduced by Mayor Wheeler)</p>	<p>No fiscal impact.</p>

**92 Amend the Introduction, Modal Plans, Implementation Strategies, and Glossary Chapters of the 2035 Transportation System Plan**

**93 Amend the 2035 Transportation System Plan and the 2035 Comprehensive Plan in compliance with the Regional Transportation Plan; adopt findings of compliance**

Adopting the update will not have any immediate budgetary impact. The update adds new projects to the TSP's Unconstrained Major Projects list. Unconstrained Projects are not included in the TSP's financial plan. These projects do have a cost to implement and increase the demand for limited transportation funds available to the City over the next 20 years.

**94 Create two new represented classifications of 311 Customer Service Representative I and Representative II and establish interim compensation rates for the classifications**

The 311 Program was created as a new program within OMF via Resolution 37456, adopted 11/13/19. The Resolution directed the program's initial staffing and funding structure, which includes the reclassification of the Information & Referral Specialist positions into two new represented classifications: 311 Customer Service Representative I & II. Seven existing Information and Referral staff will be reclassified into the CSR I classification; the additional annual cost of each position is \$5,740.80 will be funded with General Fund discretionary from vacancy savings in Civic Life's FY 2019-20 Adopted Budget. OMF's FY 20-21 Requested Budget includes the additional cost of the both classifications. The \$1.9 million total budget request for the 311 program consists of intergovernmental revenues, General Fund discretionary and overhead, and interagency revenue.

**104 Authorize an interfund loan not to exceed \$3,333,500 from the Transportation Operating Fund to the General Fund to provide financing for prepayment of Limited Tax Housing Revenue Bonds, 2005**

**Series D and amend the FY 2019-20 budget**

This Ordinance authorizes an interfund loan not to exceed \$3,333,500 from the Transportation Operating Fund to the General Fund to provide financing for the prepayment of Limited Tax Housing Revenue Bonds, 2005 Series D, amending the Fiscal Year 2019-20 budget accordingly. The Bureau of Transportation has sufficient resources in its Transportation Operating Fund. The loan is to be repaid with interest no later than June 30, 2025. The City expects to call the 2021-2025 maturities of the Bonds upon City Council approval of the legislation. The interfund loan is expected to produce approximately \$200,000 in total debt service savings in the City's General Fund through FY 2024-25. The loan will accrue interest at the City's Investment Fund earnings rate, payable to the Bureau of Transportation's Transportation Operating Fund during the life of the loan, resulting in a neutral economic impact to PBOT.

**105 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 Parklane Park Construction Project for an estimated amount of \$8,500,000**

This Ordinance authorizes Parks to use an alternative contracting approach for the Parklane Park development project. The bureau offers a low confidence estimate of \$8.5M in project costs. Authorizing this contract will trigger an estimated operations and maintenance cost of for the project of \$470,000 (low confidence). The bureau notes that it intends to request resources for operations and maintenance of this project in the budget process for FY 2021-22; approval of this project contract creates a de facto obligation to fund these future O&M costs that is currently unbudgeted.

CBO notes that the FY 2019-20 budget note "Operations and Maintenance Funding Sustainability" directs the Portland Parks & Recreation bureau and the City Budget Office to work together to develop, as part of the Parks bureau's financial sustainability plan, a mechanism that allows the bureau to better plan for and transparently communicate the bureau's out-year operations and maintenance needs and provide Council with clearer decision points regarding approval of new parks amenities. The FY 2019-20 Adopted Budget directs completion of this work as part of the Fall Supplemental budget. The Parks bureau and the City Budget Office are currently working to resolve this note, and a proposal is forthcoming.

**113 Refer a measure to City voters for the May 19, 2020 election authorizing the extension of a program dedicated to street repair and traffic safety through a temporary, 10 cents per gallon tax on motor vehicle fuels in Portland for vehicles not subject to weight-mile tax and amend City Code 17.105**

This legislation refers a measure to City voters to provide a four year continuation of a temporary 10 cent per gallon tax on motor vehicle fuels from light vehicles in Portland. PBOT estimates that the first gas tax, which was approved by voters in 2016, is estimated to bring in \$76 million for vehicles not subject to the weight-mile tax. If renewed at the same rate, the measure is estimated to raise \$76 million over four years, beginning January 2021. Administering the gas tax collection is estimated to cost approximately 1% of annual revenues.

Funding will support PBOT's Street Repair and Traffic Repair Program which include, but are not limited to, street repair, Safe Routes to School, sidewalk completion, and high crash corridor safety projects. A complete list of projects funded by the first heavy use and 10 cent motor vehicle tax are discussed in the Fixing Our Streets Progress Report of 2019 (Council Calendar item 112).

**114 Establish a Heavy Vehicle Use Tax to fund Portland's Street Repair and Traffic Safety Program**

The legislation extends a temporary tax on heavy use vehicles to help fund PBOT's street repair and traffic safety program that began on January 1, 2016 and imposed through the 2019 tax year. If passed by Council, the legislation would increase the tax from 2.8 to 3% of the total Oregon Weight-Mile Tax and extend it for four more tax years: 2020, 2021, 2022, and 2023. Business that have a Portland Business License and pay the Oregon weight-mile tax will be assessed the tax.

This legislation is expected to generate \$11 million in total revenue, a 38% increase from the first four years of the Heavy Use Tax which is estimated to bring in \$8 million. Administering the tax collection is estimated to cost approximately 5% of revenues annually. These estimates are medium confidence. If at the end of tax



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year 2021 the City is above or below the four year target by more than 10 percent, the legislation gives the City the authority to adjust the rate to meet the \$11 million target.