

PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue <u>WEDNESDAY, 9:30 AM, MARCH 18, 2020</u>		Disposition:
TIMES CERTAIN		
219	TIME CERTAIN: 9:45 AM – Old Town Community Association, Pearl District Neighborhood Association Joint Task Force Report and Recommendations (Report introduced by Mayor Wheeler) 30 minutes requested	No immediate fiscal impact to accept report. However, recommendations in the report could result in fiscal impacts to the City.
220	TIME CERTAIN: 10:15 AM – Accept the Portland Historic Landmarks Commission 2019 State of the City Preservation Report (Report introduced by Mayor Wheeler) 60 minutes requested	No fiscal impact.
CONSENT AGENDA – NO DISCUSSION		
*221	Grant revocable permits to the Portland Rose Festival Foundation to perform activities relating to Portland Rose Festival annual celebration from May 22 through June 7, 2020 (Ordinance introduced by Commissioners Eudaly and Fritz)	In line with the City-Rose Festival MOU agreed upon in December 2012 (Ordinance 185815), Council has historically voted in favor of absorbing the majority of the costs associated with the Rose Festival events and waiver of some fees. In 2020, PBOT estimates it will collect \$9,270 in permit fees, Parks will collect \$170,000 in revenues and repairs of Waterfront Park. The City will absorb approximately \$429,000 in expenses, including \$13,000 in PFPR planning and personnel standby costs; \$160,000 in police services, and \$256,000 in PBOT services. The FY 2019-20 Adopted Budget also includes \$100,000 in funding from the Rose Festival Foundation.

<p>Mayor Ted Wheeler</p> <p>Bureau of Development Services</p>		
<p>222</p>	<p>Reappoint Jessica Molinar to the Portland Design Commission for a term to expire March 15, 2024 (Report)</p>	<p>No fiscal impact.</p>
<p>Bureau of Planning & Sustainability</p>		
<p>223</p>	<p>Update Solid Waste and Recycling Collection Code to align definitions with Metro and require commercial collection permits for companies that collect and transport only food scraps (Second Reading Agenda 201)</p>	<p>This Ordinance amends City Code Chapter 17.102 in order to prepare for enforcement on mandatory commercial food scraps, which will follow a tiered implementation approach, beginning for certain large businesses in March 2021. Changes include 1. Aligning language in the code with Metro, and 2. Requiring commercial collection permits for companies that collect and transport only food scraps. There are no direct financial impacts to the City expected by changing suggested code changes. However, there will be future costs to the City associated with the enforcement of mandatory commercial food scraps. The bureau expects more immediate initial enforcement costs will be able to be absorbed by the bureau and long-term enforcement costs will be budgeted in future fiscal years.</p>
<p>Office of Management and Finance</p>		
<p>*224</p>	<p>Pay settlement of personal injury lawsuit of Daynelle Banks and Claudius Banks III in the sum of \$120,000 involving the Portland Police Bureau (Ordinance)</p>	<p>Total cost to the City to settle the lawsuit is \$120,000. The source of funding is the City's Insurance and Claims Fund. All cost of the settlement is in the current fiscal year.</p>

<p>*225 Pay settlement of bodily injury lawsuit of Sara Phillips in the sum of \$11,000 involving the Portland Police Bureau (Ordinance)</p>	<p>Total cost to the City to settle the lawsuit is \$11,000. 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.</p>
<p>226 Create a new represented classification of Water Meter Technician IV and establish an interim compensation range for this classification (Second Reading Agenda 202)</p>	<p>There is no direct cost to create the new classification. Two Water Meter Technician III positions with a maximum annual salary of \$72,405 will be reclassified to the new classification which has a maximum salary of \$76,025-a total annual increase of \$3,620 for each position, to be paid out of the Water Bureau's budget in the Water Fund.</p>
<p>Commissioner Jo Ann Hardesty Portland Bureau of Emergency Management</p>	
<p>*227 Authorize application to the Department of Homeland Security Urban Areas Security Initiative grant program for a grant up to \$5 million to enhance emergency preparedness through planning, training and equipping of emergency responders in the Portland Urban Area (Ordinance)</p>	<p>No immediate fiscal impact. PBEM applies for UASI funding annually. This Ordinance authorizes the bureau to apply for \$5.0 million as part of its normal application for fiscal year 2020-21. If awarded PBEM will amend its FY 2020-21 budget.</p>
<p>Portland Fire & Rescue</p>	
<p>*228 Authorize a sole source procurement not to exceed \$1,400,000 for the purchase of an Electric Fire Apparatus (Ordinance)</p>	<p>See below.</p>

Commissioner Chloe Eudaly

Bureau of Transportation

<p>*229</p>	<p>Amend Transportation and Parking Demand Management code to exempt Affordable Dwelling Units from Multimodal Incentive Fee to reflect Title 33 Transportation Demand Management requirement for multi-dwelling zones adopted through the Better Housing by Design legislative process (Ordinance; amend Code Chapter 17.107; amend Ordinance No. 188956)</p>	<p>The ordinance extends what is currently required of specific new development in the commercial/ mixed use zones to similar types of development in the multi-dwelling zones. Affordable housing units will be exempt from the fee through June 30, 2020 at which time the Affordable Dwelling Units will be subject to a Multimodal Incentive Fee rate based on the current rate of an annual TriMet Low Income Fare pass. Since May 24, 2018, PBOT has reviewed 49 development sites that are subject to the TDM requirement, of which eight development sites have received a Building Permit and have paid the Multimodal Incentive Fee. Total collected to date is \$288,200. According to the bureau, the expansion to multi-dwelling zones could double the number of permits required to meet the TDM requirement and potentially double the amount collected and distributed by PBOT - if all those applicants choose the pre-approved standards options in 17.107.</p>
<p>*230</p>	<p>Authorize the Chief Procurement Officer to execute a contract with AKS Engineering in the amount of \$5,213 to complete design for the NE 55th – 57th Aves and Killingsworth St Local Improvement District (Ordinance; C-10062)</p>	<p>The total cost of the project is \$1,249,773 (low confidence estimate) and is funded with LID, SOC, and HB 2017 funding. This project is included in PBOT's FY 2019-20 Adopted Budget and five year CIP.</p>

231	Authorize a one-time exception to Title 17 Underground Wiring Districts code to allow for the placement of string lighting across SW 9th Ave (Second Reading Agenda 206; allow exception to Code Section 17.60.020)	There are no fiscal impacts for this code exception.
City Auditor Mary Hull Caballero		
232	Approve Council Minutes for January - July 2019 (Report)	No fiscal impact.
REGULAR AGENDA		
233	Appoint Berk Nelson and Grecia Anahi Segovia Rodriguez to the Open and Accountable Elections Commission (Report introduced by Mayor Wheeler and Commissioner Fritz) 10 minutes requested	No fiscal impact.
Mayor Ted Wheeler		
Bureau of Environmental Services		
234	Authorize a contract with Brown and Caldwell, Inc. for professional engineering services for the NE 33rd Drive Pump Station Upgrade Project No. E10910 in the amount of \$1,719,235 (Ordinance) 20 minutes requested	The contract term is 5 years. Funding for the services required under the contract are available in BES's FY 2019-20 CIP budget in the Sewer System Operating Fund, and will be requested in the FY 2020-21 through FY 2024-25 budgets. The low confidence total cost for the project is approximately \$7.5 million, with \$5 million estimated to be construction costs. The confidence level rating index for the PTE contract only is moderate.

Office of Management and Finance		
235	Authorize a temporary interfund loan not to exceed \$200,000 from Portland Parks & Recreation System Development Charge Fund to Pittock Parking Lot Capital Project Fund to provide interim financing for parking meter installation (Second Reading Agenda 209)	No General Fund fiscal impact.
Commissioner Chloe Eudaly		
Bureau of Transportation		
*236	Amend Ordinance to authorize a contract with the lowest responsible bidder for the Flanders Crossing Active Transportation Bridge project in the amount of \$6,311,692 (Ordinance; amend Ordinance No. 189621) 15 minutes requested	Total contract cost is \$6,311,692 (low confidence estimate), funded from an Oregon Department of Transportation grant in the amount of \$2,877,000 and Transportation System Development Charges in the amount of \$3,434,692. Currently, \$3.05 million is budgeted in the bureau's FY 19-20 Revised Budget and approximately \$5.4 million is budgeted in the Bureau's FY 20-21 Five Year CIP.
<u>WEDNESDAY, 2:00 PM, MARCH 18, 2020</u>		
237	TIME CERTAIN: 2:00 PM – Adopt the Second Amendment to the Lents Town Center Urban Renewal Plan (Resolution introduced by Mayor Wheeler) 60 minutes requested	See below.
238	TIME CERTAIN: 3:00 PM – Appoint Adam Green, Megan Bigelow, Carol Johnson, Taylor Snell, Shaina Pomerantz and reappoint Andrea Chiller to the Citizen Review Committee, an advisory board to the City Auditor's Independent Police Review and the Police Bureau's Internal Affairs (Resolution introduced by Auditor Hull Caballero) 15 minutes requested	No fiscal impact.

237 Adopt the Second Amendment to the Lents Town Center Urban Renewal Plan

Approval of the amendment allows for the issuance of "du jour" debt based on the annual receipt of tax increment revenue that has minimal issuance fees, no bond reserve requirements, lower interest costs, and requires less staff time to implement, while preserving the ability to issue long-term bonds in the event that the project needs exceed "du jour" capacity. Replacing the planned final bond sale with this more efficient "pay-as-you-go" financing provides more resources to pay off existing bonds in the district, thereby returning tax increment revenues to the City and other overlapping taxing jurisdictions one year earlier than currently planned. The following is a summary of the anticipated fiscal impacts on reliance du jour debt to reach maximum indebtedness:

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- Outstanding bonds issued for the Lents Plan can be defeased and tax increment revenues returned to the taxing jurisdictions by FY 2025-26, a year earlier than projected with the current June 2020 last date to issue debt;
- The impact of property tax revenue returning to overlapping taxing jurisdictions(based on permanent rates) is approximately \$20.0 million in FY 2025-26 (including \$5.7 million to the City of Portland's General Fund); and
- There will be an increase in net Lents Plan proceeds due to efficiencies gained from the use of short-term debt in place of long-term debt; net additional resources are estimated to be \$1.3 million.

***228** Authorize a sole source procurement not to exceed \$1,400,000 for the purchase of an Electric Fire Apparatus (Ordinance)

The Fire Bureau retains funding for this purchase within their Apparatus Replacement Reserve—which is currently appropriated in the General Reserve Fund and totals just over \$7.6 million. The Bureau will request that this amount be transferred into the Fire Capital Fund (Fund 405) “Apparatus Replacement” subfund. This reserve was generated during the life of the Fire Apparatus Replacement GO Bond (2010 to 2015), a five-year period during which the bureau was able to use a local option levy to replace its emergency apparatus. During this time, the bureau sequestered its regular ongoing apparatus replacement appropriation of \$1.8 million annually into the General Reserve subfund to extend the ability to fully fund apparatus replacement needs beyond the life of the Bond. Upon the successful transfer of this money from the General Reserve Fund to the Fire Capital Fund, the bureau will be able to draw from this reserve without requiring Council action. The bureau has developed a 15-year Apparatus Replacement Plan for all the engines, trucks, and special apparatus at each of its stations through FY 2031-32. However, the cost of the electric apparatus is approximately \$400,000 more than a typical engine, meaning that switching to a full fleet of electric apparatus would deplete the apparatus reserve fund faster than current forecasts.