

**PORTLAND CITY COUNCIL AGENDA
 City Hall - 1221 SW Fourth Avenue
WEDNESDAY, 9:30 AM, JANUARY 27, 2021**

Disposition:

City Hall is closed to the public due to the COVID-19 Pandemic.

Under Portland City Code and state law, the City Council is holding this meeting electronically. All members of council are attending remotely by video and teleconference, and the City has made several avenues available for the public to listen to the audio broadcast of this meeting. The meeting is available to the public on the City's YouTube Channel, eGov PDX, www.portlandoregon.gov/video and Channel 30. The public can also provide written testimony to Council by emailing the Council Clerk at cctestimony@portlandoregon.gov.

The Council is taking these steps as a result of the COVID-19 pandemic and the need to limit in-person contact and promote social distancing. The pandemic is an emergency that threatens the public health, safety and welfare which requires us to meet remotely by electronic communications. Thank you all for your patience, flexibility and understanding as we manage through this difficult situation to do the City's business.

Provide Public Testimony: City Council will hear public testimony on resolutions and ordinances (first readings only). Testimony is not taken on communications, reports, second readings, proclamations or presentations in accordance with Code 3.02.040 F. and G. Public testimony will be heard by electronic communication (internet connection or telephone). Please identify the agenda item(s) you want to testify on, and then visit the Council Clerk's agenda webpage to register, www.portlandoregon.gov/auditor/councilagenda. Provide your name, agenda item number(s), zip code, phone number and email address. Individuals have three minutes to testify unless otherwise stated at the meeting.

The deadline to sign up for the January 27, 2020 Council meetings is January 26, 2020 at 4:00 p.m.

Email the Council Clerk at cctestimony@portlandoregon.gov with any questions.

TIMES CERTAIN

44 **TIME CERTAIN: 9:30 AM** – Accept 2021 Joint Terrorism Task Force Report (Report introduced by Mayor Wheeler) 30 minutes requested

No fiscal impact.

45 **TIME CERTAIN: 10:00 AM** - 2020 Steve Lowenstein Trust
Award (Presentation introduced by Mayor Wheeler) 15
minutes requested

No fiscal impact.

CONSENT AGENDA – NO DISCUSSION	
<p>46 Authorize Intergovernmental Agreement with Metro to provide special appropriation operating support for Portland’s Centers for the Arts not to exceed \$1,600,000 (Ordinance introduced by Mayor Wheeler and Commissioner Rubio)</p>	<p>Allocation of these resources to support Portland’s was approved by City Council as part of the FY 2020-21 Fall BMP, and the resources are available in the current-year Special Appropriations budget.</p>
<p>Mayor Ted Wheeler Office of Management and Finance</p>	
<p>*47 Authorize Intergovernmental Agreement with Multnomah County for the Revenue Division of the Bureau of Revenue and Financial Services to administer the Preschool for All Program Tax (Ordinance)</p>	<p>See below.</p>
<p>*48 Amend contract with FAST Enterprises, LLC, to increase contract amount by \$13,293,542 to incorporate Multnomah County’s Preschool for All Program personal income taxes into the Revenue Division’s Integrated Tax System (Ordinance; amend Contract No. 30006958)</p>	<p>The existing contract amount is being increased by \$13,293,542 for a new not-to-exceed price of \$62,100,596. The negotiated IGA with Multnomah County states that the County will reimburse the City for the City’s actual costs. FAST’s ITS development costs of \$13,293,542 would be a component of the City’s total actual costs.</p>

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*49	Pay property damage claim of Anibor Guerrero in the sum of \$8,273 resulting from a motor vehicle collision involving the Portland Water Bureau (Ordinance)	Total costs to the City to settle the claim is \$8,273. The source of funding is the City's Insurance and Claims Fund. All costs of the settlement are in the current fiscal year.
50	Authorize City donation to Metro of three unplayable surplus pianos at City-owned Portland's venues for disposal according to Metro's surplus property policy (Ordinance)	Based on expressed repair costs, to repair the three pianos would be cost prohibitive, and it is in the City's best interest to donate the unplayable pianos to Metro for disposal according to Metro's surplus property policy. If there are any proceeds from the disposal of the pianos, Metro will place those funds in the Portland's operating account to be available for any ongoing operating or capital costs.
Commissioner Carmen Rubio Bureau of Planning and Sustainability		

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***51** Accept and appropriate a grant in the amount of \$75,000 from Metro for the Unite East Portland Project, authorize an Intergovernmental Agreement, and authorize the Director of the Bureau of Planning and Sustainability to execute a grant agreement in the amount of \$75,000 with Unite Oregon (Ordinance)

This grant will fund community engagement for the Unite East Portland Project. The total Metro 2040 Planning and Development Grant awarded to the City for this project was \$75,000, which will be appropriated in the BPS FY 2020-2021 budget. The grant has no match requirement. BPS will provide the full grant amount of \$75,000 to Unite Oregon to lead the Unite East Portland Project's community engagement and to fund the participation of smaller community organizations, stipends for participants, and translation and interpretation services.

<p>52 Authorize an Intergovernmental Agreement with Metro for a total amount of \$839,351 for the Annual Waste Reduction Plan, Business Technical Assistance & Outreach, and Business Food Waste Requirement (Ordinance)</p>	<p>The funding is intended to support Metro’s work in the following areas: Annual Waste Reduction Services for \$348,062; Business Technical Assistance & Outreach for \$413,889; and Business Food Waste Requirement for \$77,400. The funding amount of \$838,674 was included in BPS’ FY20-21 Adopted Budget, and the remaining balance of \$677 will be appropriated in the Spring BMP of 2021.No City match is required.</p>
<p style="text-align: center;">Commissioner Jo Ann Hardesty Bureau of Transportation</p> <p>*53 Authorize Intergovernmental Agreement with the Oregon Department of Transportation to pay \$60,000 to design and install City Standard signal equipment on the Outer Powell Transportation Project (Ordinance)</p>	<p>The total cost of this agreement is not to exceed \$60,000. Funding for Signal and Streetlighting improvements are included in the Bureau’s FY 20-21 Revised Budget.</p>
<p style="text-align: center;">Commissioner Mingus Mapps Bureau of Environmental Services</p>	

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<p>54</p>	<p>Authorize the Bureau of Environmental Services to transfer up to \$166,250 to the Multnomah County Drainage District #1, under an existing Intergovernmental Agreement, for expenses related to a critical stormwater infrastructure replacement project (Ordinance; Contract No. 30003999)</p>	<p>The estimated cost of BES's 12.1% portion of the total project cost of \$1.1 million is currently estimated at \$133,000, plus a 25% contingency factor for a total of \$166,250. Funds are available in the bureau's FY 2020-21 budget in the Sewer System Operating Fund.</p>
<p>REGULAR AGENDA</p> <p>Mayor Ted Wheeler</p>		
<p>55</p>	<p>Proclaim January 31, 2021 to be Health for Humanity Yogathon Day (Proclamation introduced by Mayor Wheeler)</p>	<p>No fiscal impact.</p>
<p>Office of Management and Finance</p>		
<p>56</p>	<p>Authorize short term subordinate urban renewal and redevelopment bonds on behalf of Prosper Portland to finance projects in urban renewal areas (Second Reading Agenda 38)</p>	<p>See below.</p>
<p>Commissioner Dan Ryan</p> <p>Bureau of Development Services</p>		

57

Amend Building Demolition Code to require major residential alteration projects to comply with the same site control regulations as residential demolitions, consistent with related administrative rule (Second Reading Agenda 39; amend Code Chapter 24.55)

There are no additional costs to the City anticipated as a result of this ordinance. Because the ordinance expands the site control requirements that apply to major residential alterations, it may result in some additional revenue from citations issued for violations, but the extent of this revenue impact is not yet known.

<p style="text-align: center;">Housing Bureau</p> <p>58 Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Shift located at 5680 N Montana Ave (Second Reading Agenda 43)</p>	<p>This action would result in estimated foregone property tax revenues to the City totaling \$11,551 over ten years for 3 units affordable at or below 60% MFI. Total cost to all jurisdictions forgoing revenue is estimated at \$35,003. The estimated value of the tax exemption for the first year is \$3,801 (all jurisdictions), which equals approximately \$1,167 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 \$2,550 application activation fee if the application moves forward.</p>
<p style="text-align: center;">Commissioner Mingus Mapps Bureau of Environmental Services</p>	

59 Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Columbia Boulevard Wastewater Treatment Plant Outfall Diffuser Improvements Project No. E06923 for an estimated amount of \$5,500,000 (Ordinance) 10 minutes requested	The total cost for the project is estimated at \$7.1 million with \$5.5 million estimated for construction. The level of confidence for the design estimate is High. Funds will be paid out of BES's FY 2020-21 and FY 2021-22 budgets in the Sewer System Operating Fund.
60 Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Stark and Buckman East Reconstruction and Green Street Project, No. E10216, for an estimated cost of \$23,837,000 (Ordinance) 10 minutes requested	The proposed project estimate of \$23.8 million has been assigned a high confidence level. Funds will be paid out of BES's FY 2020-21, FY 2021-22, FY 2022-23 Maintenance and Reliability CIP Sewer Program budgets in the Sewer System Operating Fund.
61 Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Columbia Boulevard Wastewater Treatment Plant Headworks Screening Improvements Project No. E10805 for an estimated amount of \$12 million (Ordinance) 10 minutes requested	The total cost for the project is estimated at \$20 million with \$12 million estimated for construction. The level of confidence for the design estimate is High. Funds will be paid out of BES's FY 2021-22, FY 2022-23, and FY 2023-24 budgets in the Sewer System Operating Fund.

<p>62 Authorize a competitive solicitation and contract with the lowest responsive and responsible bidder and provide payment for construction of the Ankeny Pump Station Odor Treatment System Rehab Project No. E11093 for an estimated amount of \$1,200,000 (Ordinance) 10 minutes requested</p>	<p>The total cost for the project is estimated at \$1,900,000 with \$1,200,000 estimated for construction. The Project Estimate Confidence Rating Index is "High." Funds will be paid out of BES's FY 2020-21 and FY 2021-22 budgets in the Sewer System Operating Fund.</p>
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47 Authorize Intergovernmental Agreement with Multnomah County for the Revenue Division of the Bureau of Revenue and Financial Services to administer the Preschool for All Program Tax

CBO Analysis

The County will pay One-time Implementation Services costs not-to-exceed \$14,407,672 to initiate the program. The County will also pay Annual Compensation to the City for all services provided under this Agreement during the 10-year term. The Annual Compensation is equal to the actual costs incurred by the City, with not-to-exceed annual amounts each year from FY 2020-21 through FY 2024-25. Maximum Annual Compensation for fiscal years starting FY 2025-26 will be escalated by CPI-W – Size Class A, not seasonally adjusted, as published by the U.S. Bureau of Labor Statistics.

Annual Compensation Amounts	
FY 20-21	\$2,307,144
FY 21-22	\$4,308,144
FY 22-23	\$6,215,254
FY 23-24	\$6,383,520
FY 24-25	\$6,515,403

The City is implementing new tax collection software ("Integrated Tax System" or "ITS") that will be operational in FY 2020-21. Each of the tax programs on the ITS platform will contribute to ITS costs for bonded and un-bonded debt service based on their relative proportion of the total revenue collected using a three-fiscal year look back of actual revenues. In the event a new program is collected on ITS after this Agreement is implemented, it will be allocated a portion of ITS project costs for bonded and un-bonded debt service commencing in the fiscal year in which the program begins to generate revenue. This will result in a reduction of debt service costs for existing revenue programs on the platform assuming no other factors change, such as the amount collected by those programs, or programs terminating. Debt service costs will cease after the 10th year. The County's estimated ITS Debt Service payment to the City is \$335,747 in FY 2021-22.

The Annual Compensation amounts for FY 2020-21 through FY 2024-25 include an amount for "ITS Upgrade Set Aside", a reserve amount to cover future upgrade costs of ITS. Upon termination of

this Agreement, the City will refund any unused ITS Upgrade Set Aside funds paid by the County, plus any interest earned by those funds based on the City's internal interest allocation used for its own funds.

56 Authorize short term subordinate urban renewal and redevelopment bonds on behalf of Prosper Portland to finance projects in urban renewal areas

CBO Analysis

The maximum amount of short-term debt (also referred to as "du jour" indebtedness) authorized annually from FY 2020-21 thru FY 2022-23 for each urban renewal area is as follows:

Central Eastside Urban Renewal Area	\$ 2,210,000
Gateway Urban Renewal Area	\$ 6,000,000
Interstate Corridor Urban Renewal Area	\$ 27,000,000
Lents Town Center Urban Renewal Area	\$ 15,000,000
North Macadam Urban Renewal Area	\$ 17,000,000
River District Urban Renewal Area	\$ 11,100,000
Total	\$ 78,310,000

Oregon law allows tax increment revenues to only be used to pay principal and interest on indebtedness. Accordingly, the City issues taxable, short-term subordinate ("du jour") indebtedness to permit Prosper Portland to access tax increment revenues that are deposited into debt service funds and that exceed debt service requirements on long-term bonds and lines of credit. "Du jour" indebtedness effectively provides "pay-as-you-go" funding for projects qualifying for tax increment financing. While this Ordinance permits repayment of the debt within 30 days of issuance, the City historically has repaid the debt on the business day following the issuance of the debt.

The amounts shown above represent the maximum amount of short-term debt that may be issued each fiscal year from FY 2020-21 through FY 2022-23. Actual amounts issued may be lower depending on actual tax increment revenue collections and debt service requirements for long-term debt and lines of credit each year.

If approved by Council, the City plans to sell short-term bonds to a commercial bank each year over the proposed three-year period. Bonds of each urban renewal area will be secured with the tax increment revenues of that respective area. No General Fund revenues are pledged for this purpose.

However, the City will repay principal plus interest on any short-term "du jour" bonds issued. The amount issued at any time will not exceed the tax increment revenues in the urban renewal area's debt service fund, less any amounts required to pay principal and interest on outstanding long-term debt, lines of credit, and the short-term bonds when due.