

PORTLAND CITY COUNCIL AGENDA
City Hall - 1221 SW Fourth Avenue
WEDNESDAY, 9:30 AM, APRIL 7, 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 April 7, 2021 Council meeting is April 6, 2021 at 4:00 p.m.

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

TIMES CERTAIN

211 **TIME CERTAIN: 9:45 AM** – Proclaim April 2021 to be Fair Housing Month (Proclamation introduced by Mayor Wheeler and Commissioner Ryan) 15 minutes requested

No fiscal impact.

<p>*212 TIME CERTAIN: 10:00 AM – Authorize \$150,000 total in grant funds for the East Portland Action Plan 2020 Special Appropriations Grant Program to improve livability and increase civic engagement in East Portland (Ordinance introduced by Mayor Wheeler and Commissioner Hardesty) 30 minutes requested</p>	<p>This ordinance authorizes a total amount not to exceed \$150,000 for eight community grants through East Portland Action Plan (EPAP). These resources are available within EPAP’s FY 2020-21 Revised Budget, which includes a total allocation of \$341,076 for EPAP programs.</p>
<p>213 TIME CERTAIN: 10:30 AM – Appoint and reappoint members 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 Mayor Wheeler) 15 minutes requested</p>	<p>No fiscal impact anticipated.</p>
<p style="text-align: center;">CONSENT AGENDA – NO DISCUSSION Mayor Ted Wheeler Bureau of Emergency Management</p>	

APRIL 7-8, 2021

***214** Accept the FY 2020 Department of Homeland Security Urban Areas Security Initiative grant in the amount of \$3,137,000 from the Oregon Department of Emergency Management to enhance emergency preparedness through planning, training, and equipping of emergency responders in the Portland Urban Area (Ordinance)

This action authorizes the acceptance of the FY 2019-20 UASI grant in the bureau of Emergency Management. Awarded grant resources will be reflected in the Grants Fund, likely as part of the FY 2021-22 budget. No local match is required. In addition to expenses to enhance emergency preparedness through planning, training, and equipping emergency responders, grant resources are anticipated to continue covering costs of 6.0 FTE in PBEM in alignment with past practice around UASI grant awards.

Office of Management and Finance

***215** Authorize the Director of the Office of Violence Prevention to execute special appropriation grant agreements (Ordinance)

This ordinance authorizes the Director of the Office of Violence Prevention (OVP) to execute grant agreements and amendments to speed up the process of allocating resources to community organizations. Total grant agreements executed by the Director would not exceed the amount allocated for OVP through the City's budget processes.

<p>*216 Pay lost time and indemnity claims settlement of David Orton in the sum of \$100,000 involving the Portland Bureau of Transportation (Ordinance)</p>	<p>Total costs to the City to settle the claims is \$100,000. The source of funding is the City's Insurance and Claims Fund. All costs of the settlement are in the current fiscal year.</p>
<p>*217 Pay settlement of Mikhail Garbinsky, Catherine Garbinsky, Rica Rillo and Nicholas Anderson bodily injury lawsuit in the sum of \$50,000 resulting from a motor vehicle collision involving Portland Parks & Recreation (Ordinance)</p>	<p>Total costs to the City to settle the lawsuit is \$50,000. The source of funding is the City's Insurance and Claims Fund. All costs of the settlement are in the current fiscal year.</p>
<p>218 Authorize a 48-month sublease extension with Central City Concern for commercial office space at 110 NW Third Ave through June 30, 2024 at an estimated average lease cost of \$16,362 (Ordinance; amend Contract C52823)</p>	<p>The cost for continuation of this lease for space is covered by the Police Bureau's existing resources.</p>
<p>219 Create a new non-represented classification of Environmental Regulatory Manager and establish a compensation range for this classification (Ordinance)</p>	<p>The annual maximum rate for the Manager I classification is currently \$145,808. This ordinance will raise the annual maximum rate to \$158,226, an increase of \$12,418. There are currently two positions that will be reclassified into the new classification. There is no immediate fiscal impact as individual salaries will not be changing. However, increasing the high end of the salary range will have a fiscal impact as staff reach top of range.</p>
<p style="text-align: center;">Commissioner Jo Ann Hardesty</p>	

Bureau of Transportation

***220** Accept a grant in the amount of \$2 million from Oregon Department of Transportation, authorize Intergovernmental Agreement for sidewalks and crossing improvements on NE Shaver between NE 102nd and NE 115th (Ordinance)

The total cost of the NE Shaver Project is \$2,500,000. Local match in the amount of \$500,000 will be provided by Fixing Our Streets Safe Routes to School program. Funding for the project is included in the Bureau's FY 2020-21 Revised Budget and Capital Improvement Plan and the FY 2021-22 Requested Budget.

REGULAR AGENDA

Mayor Ted Wheeler

Office of Management and Finance

<p>221 Authorize price agreements for On-Call Land Survey Services to support design and construction of sanitary and stormwater collection systems, treatment facilities, and watershed restoration projects in amount not to exceed \$10,500,000 (Second Reading Agenda 196; Contract Nos. 31001870, 31001869, and 31001868)</p>	<p>The City desires to enter into price agreements with three firms with not-to-exceed contract amounts of \$3,500,000 per Price Agreement for a cumulative total not-to-exceed amount of \$10,500,000 for all Price Agreements. The estimated cost of these price agreements will be funded over the five-year period through annual appropriations in the BES budget. All expenses associated with the Price Agreements and resulting Task Orders will be funded from currently budgeted and forecasted funds. There will be no additional requests for funding outside of the current budget authority.</p>
<p style="text-align: center;">Police Bureau</p> <p>222 Amend contract term with Versaterm, Inc. for application software support and increase compensation in amount not to exceed \$5,990,000 (Second Reading Agenda 198; amend Contract No. 30005161)</p>	<p>See below.</p>

Commissioner Dan Ryan		
Bureau of Development Services		
223	Amend provisions of City Building Code to clarify permit abandonment, expiration, extensions, and reactivation (Second Reading Agenda 190; amend Code Chapters 24.10, 24.15, 25.05, 26.04, 27.03, and 32.62)	This ordinance amends City Building Code to increase clarity and maintain consistency with State Building Code, FCC rules, and BDS practice. There is no fiscal impact to the City anticipated as a result of these clarifying amendments.
Housing Bureau		
*224	Accept and appropriate \$19,647,973 in Emergency Rent Assistance Program funds from United States Department of the Treasury (Ordinance) 15 minutes requested	This Ordinance accepts \$19,647,973.30 in Emergency Rental Assistance Program (ERAP) funds from United States Department of the Treasury and appropriates \$5,000,000 of these funds into the Portland Housing Bureaus' FY 2020-21 budget. The remainder will be appropriated in the FY 2021-22 Budget. ERAP funds will provide rent assistance that supports households facing extreme economic and housing hardships.
*225	Amend Joint Office of Homeless Services Intergovernmental Agreement with Multnomah County to authorize FY 2020-21 revised budget allocation to the Joint Office of Homeless Services and extend term to June 2022 (Ordinance; amend Contract No. 30005335) 10 minutes requested	See below.

***226**

Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for 3114 SE Belmont St Apartments located at 3114 SE Belmont St (Ordinance) 10 minutes requested

This action would result in estimated foregone property tax revenues to the City totaling \$5,861 over ten years for 2 units affordable at or below 60% MFI. Total cost to all jurisdictions forgoing revenue is estimated at \$17,759. The estimated value of the tax exemption for the first year is \$1,928 (all jurisdictions), which equals approximately \$888 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.

***227** Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Cooper 52 located at 6865 SE 52nd Ave (Ordinance) 10 minutes requested

This action would result in estimated foregone property tax revenues to the City totaling \$5,763 over ten years for 2 units affordable at or below 60% MFI. Total cost to all jurisdictions forgoing revenue is estimated at \$17,463. The estimated value of the tax exemption for the first year is \$1,896 (all jurisdictions), which equals approximately \$8,731 per affordable unit during the exemption period. 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 a application activation fee if the application moves forward.

<p>*228 Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Gibbs Development located at 1325 SW Gibbs St (Ordinance) 10 minutes requested</p>	<p>This action would result in estimated foregone property tax revenues to the City totaling \$13,698 over ten years for 2 units affordable at or below 60% MFI. Total cost to all jurisdictions forgoing revenue is estimated at \$41,508. The estimated value of the tax exemption for the first year is \$4,507 (all jurisdictions), which equals approximately \$20,754 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">Commissioner Mingus Mapps Water Bureau</p>	

<p>229</p>	<p>Amend contract with Aurigo Software Technologies, Inc., for an additional five years for the continued use of the Capital Project Management Software System in the amount of \$784,000 (Ordinance; amend Contract No. 30005198) 10 minutes requested</p>	<p>This ordinance increases the not-to-exceed amount of this software by \$784,000 from \$825,000 to \$1,609,000. Will result in an additional annual costs projected to increase from \$129,500 to \$175,000 starting in FY 2022-23 to FY 2025-26. This increase was built into the bureau's FY 2021-22 Requested Budget and outyear forecasts and thus will not result in any water rate increases not already captured in the bureau's 10-year forecast.</p>
<p>230</p>	<p>Authorize bid solicitation and contracting with the lowest responsive and responsible bidder for construction of the Washington Park Hypochlorite Facility Improvements Project at an estimated cost of \$1,300,000 (Ordinance)</p>	<p>No fiscal impact this is a budgeted capital project and is built into the bureau's FY 2021-22 Requested Budget.</p>
<p><u>WEDNESDAY, 2:00 PM, APRIL 7, 2021</u></p> <p>DUE TO LACK OF AGENDA THERE WILL BE NO WEDNESDAY 2:00 PM MEETING</p>		
<p><u>THURSDAY, 3:00 PM, APRIL 8, 2021</u></p>		
<p>231</p>	<p>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. 2019-C-0144/Appeal No. 2019-X-0003 (Report introduced by Auditor Hull Caballero) 2 hours requested</p>	<p>No direct fiscal impact to review of appeal. This is a quasi-judicial action rather than a legislative action.</p>

222 Amend contract term with Versaterm, Inc. for application software support and increase compensation in amount not to exceed \$5,990,000.

CBO Analysis

This ordinance authorizes an extension to the Police Bureau's existing contract with Versaterm for support of the multi-jurisdictional records management system known as RegJIN. This action will extend the contract from its current expiration date in July 2021 to July 2024, and increase the not-to-exceed contract amount by \$2.2 million (increasing from \$3,790,000 to \$5,990,000).

Annual costs to the City for application support are anticipated to be \$624,000 in the first year of the extension period, which is slightly less than annual costs under the current contract. The extended contract also anticipates a move to the cloud in January 2022, with one-time costs for the conversion of approximately \$240,000.

Notably, this contract extension does not alter the current arrangement, whereby the City holds the contract for the multi-jurisdictional RegJIN support with Versaterm and owns the system, and the City is in turn paid by partner jurisdictions. This is a model in which the City assumes outsized responsibility for the annual costs of RegJIN support and maintenance. Moving away from this model was a major driver in earlier decisions to replace RegJIN with a new records management system. The Police Bureau chose to downgrade that technology replacement project over the last year, however, and instead elected to extend the contract with Versaterm.

225 Amend Joint Office of Homeless Services Intergovernmental Agreement with Multnomah County to authorize FY 2020-21 revised budget allocation to the Joint Office of Homeless Services and extend term to June 2022

CBO Analysis

The revised amount of federal funds includes an addition of \$3,600,000 from the third round of Community Development Block Grant – CARES Act funds to support COVID-19 emergency shelters to adhere to physical distancing procedures at existing shelters and new spaces. The funds may also be used to increase local inventory of affordable rental housing, permanent supportive housing, and/or hotels or other properties to expand the supply of non-congregate shelter. The amendment also extends the IGA term by 12 months, to June 30, 2022.

Execution of the ninth amendment to the IGA will result in \$55,760,996 from the PHB budget being directed to Multnomah County JOHS for FY 2020-21, including \$32,466,405 in City Funds (which matches the amount provided in the current year) and \$23,294,591 of federal funds from the U.S. Department of Housing and Urban Development, including funds authorized from the CARES Act, passed by Congress and signed into law on March 27th, 2020. The JOHS intends to receive and subcontract amended funds for the provision of homeless services and permanent housing placement activities to people experiencing homelessness in the City of Portland and Multnomah County.