

**PORTLAND CITY COUNCIL AGENDA  
City Hall - 1221 SW Fourth Avenue  
WEDNESDAY, 9:30 AM, MAY 5, 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](http://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](mailto: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](http://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 May 5-6, 2021 Council meetings is May 4, 2021 at 4:00 p.m.**

Email the Council Clerk at [councilclerk@portlandoregon.gov](mailto:councilclerk@portlandoregon.gov) with any questions.

**TIMES CERTAIN**

**300**      **TIME CERTAIN: 9:45 AM** – Proclaim May 5, 2021 to be Day of Awareness for Missing and Murdered Indigenous Women (Proclamation introduced by Mayor Wheeler) 30 minutes requested

No fiscal impact.

<p><b>301</b>      <b>TIME CERTAIN: 10:15 AM</b> – Authorize a five-year joint development agreement with Pierce Manufacturing Inc. for a reduced carbon emissions fire apparatus not to exceed \$837,875 (Ordinance introduced by Commissioner Hardesty) 10 minutes requested</p>	<p>Not-to-exceed amount includes \$690,000 for purchase of fire apparatus and \$147,875 for the purchase and installation of a charging system. Ongoing maintenance costs are expected to be similar to existing apparatus. One-time contract costs will be funded from the Fire Bureau’s existing apparatus replacement reserves.</p>
<p><b>302</b>      <b>TIME CERTAIN: 10:25 AM</b> – Proclaim May 2021 to be Mental Health Month (Proclamation introduced by Mayor Wheeler) 30 minutes requested</p>	<p>No fiscal impact.</p>
<p><b>303</b>      <b>TIME CERTAIN: 10:55 AM</b> – Proclaim May 2021 to be Asian American and Pacific Islander Heritage Month (Proclamation introduced by Mayor Wheeler) 10 minutes requested</p>	<p>No fiscal impact.</p>
<p style="text-align: center;"><b>CONSENT AGENDA – NO DISCUSSION</b></p> <p style="text-align: center;"><b>Mayor Ted Wheeler</b></p> <p style="text-align: center;"><b>City Attorney</b></p>	

<b>*304</b>	Approve Second Revised Settlement Agreement in the matter of <i>City of Portland v. Monsanto et al.</i> (Ordinance)	Total settlement cost to be awarded from Mosanto Company is \$550 million and will be paid to over 2,500 public bodies nationwide including the City. No specified amount has been awarded to the City as that amount will be determined by how many class members there are and the determination of a Special Master regarding division of funds. The settlement agreement does not direct or restrict the expenditure of settlement funds by the City.
<b>Office of Management and Finance</b>		
<b>*305</b>	Pay property damage claim of Vera Norman in the sum of \$8,129 resulting from a motor vehicle collision involving the Office of Management & Finance (Ordinance)	Total cost to the City to settle the claim is \$8,129. The source of funding is the City's Insurance and Claims Fund. All costs of the settlement are in the current fiscal year.
<b>*306</b>	Pay property damage claim of Jeff Reese in the sum of \$5,233 resulting from a motor vehicle collision involving the Portland Police Bureau (Ordinance)	Total cost to the City to settle the claim is \$5,233. The source of funding is the City's Insurance and Claims Fund. All costs of the settlement are in the current fiscal year.

<p><b>307</b> Authorize hanger and aircraft storage and office leases with Lynx FBO Aurora LLC and Jet Aero LLC through May 31, 2022 for Air Support Unit operations (Ordinance)</p>	<p>Funded via existing resources in the Police Bureau budget. There is no material change in cost under the new lease agreements for hangar and office space.</p>
<p><b>REGULAR AGENDA</b></p>	
<p><b>*308</b> Authorize Intergovernmental Agreement with the Urban Flood Safety and Water Quality District not to exceed \$6 million to develop an organizational structure and a method to fund operations of the district (Ordinance introduced by Mayor Wheeler and Commissioner Mapps) 10 minutes requested</p>	<p>See below.</p>
<p><b>Mayor Ted Wheeler</b> <b>Bureau of Emergency Management</b></p>	
<p><b>*309</b> Authorize the Emergency Coordination Center to provide sponsorships to community-based organizations during City disaster declarations (Ordinance) 15 minutes requested</p>	<p>Authorize Portland Bureau of Emergency Management to execute sponsorship grants to Community Based Organizations in the amount not to exceed \$10,000 per grant during City of Portland declared emergencies. Money for these grants will be allocated from the Portland Bureau of Emergency Management's Emergency Coordination Center's budget (already appropriated).</p>
<p><b>Office of Management and Finance</b></p>	

<p><b>310</b> Accept bid of Ballard Marine and Construction, LLC for the Columbia Boulevard Wastewater Treatment Plant Outfall Diffuser Improvements Project for \$2,599,975 (Procurement Report - Bid No. 00001604) 15 minutes requested</p>	<p>The engineer's high confidence estimate was \$5,500,000. Based on bids received, BES anticipates the construction contract cost to be \$2,599,975, which is 47.3% under the engineer's estimate. Funds are available in BES's FY 2020-21 budget in the Sewer System Operating Fund.</p>
<p><b>*311</b> Amend Hearings Office Code to update and clarify procedures (Ordinance; amend Code Title 22) 15 minutes requested</p>	<p>There are no financial impacts.</p>
<p><b>Commissioner Jo Ann Hardesty</b> <b>Bureau of Transportation</b></p>	
<p><b>*312</b> Authorize Bureau of Transportation to acquire certain temporary rights necessary for construction of the Safe Routes to School Signalized Crossings and Street Lighting project through the exercise of the City's Eminent Domain Authority (Ordinance) 10 minutes requested</p>	<p>Property values associated with the property acquisitions have not yet been quantified since negotiations are not completed; however, an estimate for the right of way phase has been budgeted in the FY 2021-22 CIP Budget. This amount is not disclosed as it would impact negotiations.</p>
<p><b>313</b> Assess benefited properties for street, sidewalk, and stormwater improvements in the NE 27th Ave &amp; Holland St Local Improvement District (Second Reading Agenda 287; C-10059)</p>	<p>The overall LID amount including street vacation costs is in the amount of \$561,933 which is 15.5% below the estimate of \$665,172 after LID formation when the EWA was executed.</p>

<p><b>314</b> Vacate portions of NE 27th Ave and NE Holland St south of NE Columbia Blvd subject to certain conditions and reservations (Second Reading Agenda 288; VAC-10131)</p>	<p>The process for vacating streets is a cost recovery program, typically paid for by the Petitioner, and does not have a net impact on PBOT's budget This street vacation is estimated (with moderate confidence) to be approximately \$35,000. This legislation does not affect staffing levels nor will result in a new or modified financial obligation or benefit now or in the future.</p>
<p style="text-align: center;"><b>Fire &amp; Rescue</b></p> <p><b>*315</b> Authorize Intergovernmental Agreement with Portland State University Homelessness and Research Action Collaborative for program evaluation of Portland Street Response in the amount of \$213,426 (Ordinance) 20 minutes requested</p>	<p>Total cost of program evaluation agreement is \$213,426, which includes a 25% project contingency to cover unforeseen changes in scope. The evaluation timeline is scheduled over 15 months, and is structured to provide reports outs after 6 months and 12 months of the PSR pilot in the Lents neighborhood. Funded via existing resources in the Fire Bureau budget.</p>
<p style="text-align: center;"><b><u>WEDNESDAY, 2:00 PM, MAY 5, 2021</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>	

**THURSDAY, 2:30 PM, MAY 6, 2021**

**316** **TIME CERTAIN: 2:30 PM** – City Council to convene as Prosper Portland Budget Committee to receive the Prosper Portland FY 2021-22 Proposed Budget and to hold a hearing on the Proposed Budget (Mayor convenes Council as Prosper Portland Budget Committee) 90 minutes requested

The FY 2020-21 Proposed Budget includes \$200.1 million, 79 full time positions, eight (8) limited term positions, and updated estimates for project and program expenditures that were included in the Requested Budget.

**308** Authorize Intergovernmental Agreement with the Urban Flood Safety and Water Quality District not to exceed \$6 million to develop an organizational structure and a method to fund operations of the district

**CBO Analysis**

The IGA would obligate the City, through the BES, to provide up to two draws not to exceed \$1.2 million annually beginning July 1, 2021, through June 1, 2026 (the “Drawdown Period”). The UFSWQD will repay the Loan in approximately equal annual installments on each June 1, commencing on June 1, 2027. The annual repayments received by the City will include current interest and principal payments (including accrued interest capitalized to the Loan principal balance during the Drawdown Period), as set forth in the following repayment schedule:

<b>Principal Amortization Schedule</b>	
<b>Annual Repayment Date</b>	<b>Annual Principal Amount Due (as a % of Final Principal Amount)</b>
6/1/2027	18.83%
6/1/2028	19.40%
6/1/2029	19.99%
6/1/2030	20.58%
6/1/2031	21.20%
<b>Total</b>	<b>100.00%</b>

Interest on the Loan will be charged and accrue daily on the outstanding Loan balance at a rate of three percent (3%) per annum, calculated on a 30/360-day basis, until the Loan is fully repaid.

The Bureau of Environmental Resources has sufficient financial resources over the next ten years and has agreed to lend monies. If the ordinance is approved by the Council, \$1.2 million will be included in the bureau’s budget for FY 2021-22.