

Portland, Oregon
FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT
For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator Jennifer Li		2. Telephone No. Ext. 3-5359	3. Bureau/Office/Dept. Revenue
4a. To be filed (date): September 11, 2013	4b. Calendar (Check One) Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> 4/5ths <input type="checkbox"/>		5. Date Submitted to Commissioner's office and FPD Budget Analyst: August 28, 2013
6a. Financial Impact Section: X Financial impact section completed		6b. Public Involvement Section: X Public involvement section completed	

1) Legislation Title:

*Grant a temporary, revocable permit to Oregon Health and Sciences University for telecommunications services and establish terms and conditions. (Ordinance)

2) Purpose of the Proposed Legislation:

OHSU is seeking a franchise to construct a telecommunications system in Portland. The City of Portland and OHSU have reached final agreement on a ten-year franchise, of which the City will shortly begin consideration following the formal City Charter procedures for franchises. OHSU has asked the City to issue a temporary, revocable permit to allow OHSU to immediate begin construction of its telecommunications system in the public right-of-way while the formal process is completed, a process that can take up to four to six months to complete. OHSU has provided a letter in support of its request for a temporary revocable permit indicating its need for authority to use the City's streets, which is attached to this Ordinance as Exhibit A. OHSU's planned construction will be in the SW Waterfront.

3) Which area(s) of the city are affected by this Council item? (Check all that apply—areas are based on formal neighborhood coalition boundaries)?

- | | | | |
|--|------------------------------------|------------------------------------|--------------------------------|
| <input checked="" type="checkbox"/> City-wide/Regional | <input type="checkbox"/> Northeast | <input type="checkbox"/> Northwest | <input type="checkbox"/> North |
| <input type="checkbox"/> Central Northeast | <input type="checkbox"/> Southeast | <input type="checkbox"/> Southwest | <input type="checkbox"/> East |
| <input type="checkbox"/> Central City | | | |
| <input type="checkbox"/> Internal City Government Services | | | |

FINANCIAL IMPACT

4) Revenue: Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If so, please identify the source.

OHSU will pay franchise fees to the City for its use of the right of way in the amount of the minimum annual franchise fee of \$10,000 or a fee based on the total linear feet of OHSU's system, whichever is greater. This revenue is intended for the general fund and is new revenue.

5) **Expense:** What are the costs to the City related to this legislation? What is the source of funding for the expense? *(Please include costs in the current fiscal year as well as costs in future years. If the action is related to a grant or contract please include the local contribution or match required. If there is a project estimate, please identify the level of confidence.)*
None.

6) **Staffing Requirements:**

- Will any positions be created, eliminated or re-classified in the current year as a result of this legislation? *(If new positions are created please include whether they will be part-time, full-time, limited term, or permanent positions. If the position is limited term please indicate the end of the term.)* No.
- Will positions be created or eliminated in *future years* as a result of this legislation?
NO

(Complete the following section only if an amendment to the budget is proposed.)

7) **Change in Appropriations** *(If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Fund Center column if new center needs to be created. Use additional space if needed.)* N/A

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

[Proceed to Public Involvement Section — REQUIRED as of July 1, 2011]

PUBLIC INVOLVEMENT

8) Was public involvement included in the development of this Council item (e.g. ordinance, resolution, or report)? Please check the appropriate box below:

- ☐ YES: Please proceed to Question #9.
☒ NO: Please, explain why below; and proceed to Question #10.

The City and OHSU have negotiated a franchise agreement for a ten year term. The City Charter requires franchises to undergo a formal franchising process, including public notice and opportunity for comment, which can take up to four to six months to complete. OHSU needs authority to be in the right of way, and this ordinance would grant OHSU that authority on a short term, temporary basis, while the formal franchise process takes place.

9) If "YES," please answer the following questions:

a) What impacts are anticipated in the community from this proposed Council item?

b) Which community and business groups, under-represented groups, organizations, external government entities, and other interested parties were involved in this effort, and when and how were they involved?

c) How did public involvement shape the outcome of this Council item?

d) Who designed and implemented the public involvement related to this Council item?

e) Primary contact for more information on this public involvement process (name, title, phone, email):

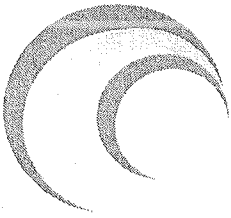
10) Is any future public involvement anticipated or necessary for this Council item? Please describe why or why not.

No future public involvement is anticipated or necessary. The formal Charter process for the ten year franchise agreement will include public notice prior to City Council consideration.



BUREAU DIRECTOR (Typed name and signature)

Thomas W. Lannom, Director




Office for Community Technology

▲ Broadband & Communications Policy ▲ Cable Regulation & Consumer Protection ▲ Utility Franchises, Licenses & Wireless

Charlie Hales, Mayor
Jack D. Graham, CAO
Thomas W. Lannom, Director
Mary Beth Henry, Manager
111 SW Columbia, #600
Portland, OR 97201

City Council Agenda Item Staff Supplemental Report

TO: Mayor Charlie Hales

FROM:  Thomas W. Lannom, Director
Contact Person: Jennifer Li, x 3-5359

DATE: August 9, 2013

RE: *Grant a temporary, revocable permit to Oregon Health and Sciences University for telecommunications services and establish terms and conditions. (Ordinance)

Requested Placement Date: Consent Agenda on September 11, 2013

- I. **RECOMMENDATION.** Grant a temporary, revocable permit to OHSU for a period of one year while a new franchise is approved.
- II. **BACKGROUND.** OHSU is seeking a franchise to construct a telecommunications system in Portland. The City of Portland and OHSU have reached final agreement on a ten-year franchise, of which the City will shortly begin consideration following the formal City Charter procedures for franchises. OHSU has asked the City to issue a temporary, revocable permit to allow OHSU to immediately begin construction of its telecommunications system in the public right-of-way while the formal process is completed, a process that can take up to four to six months to complete. OHSU has provided a letter in support of its request for a temporary revocable permit indicating its need for authority to use the City's streets, which is attached to this Ordinance as Exhibit A. OHSU's planned construction will be in the SW Waterfront.
- III. **FINANCIAL IMPACT.** OHSU will pay franchise fees to the City for its use of the right of way in the amount of the minimum annual franchise fee of



\$10,000 or a fee based on the total linear feet of OHSU's system, whichever is greater. This revenue is intended for the general fund and is new revenue.

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IV. LEGAL ISSUES. None

V. CONTROVERSIAL ISSUES. None

VI. LINK TO CURRENT CITY POLICIES:
<http://www.portlandonline.com/auditor/index.cfm?c=28215>

VII. CITIZEN PARTICIPATION. None

VIII. OTHER GOVERNMENT PARTICIPATION. None

IX. IF THIS IS A CONTRACT, DOES CONTRACTOR HAVE A CURRENT
BUSINESS LICENSE? _yes_

WHAT IS THEIR BUSINESS LICENSE NUMBER? __ 439956

IS THEIR ACCOUNT WITH THE CITY CURRENT? _yes_

IF NOT, HOW MUCH IS OWING? _N/A_____