

ORDINANCE No. 183903

* Authorize Intergovernmental Agreements with the Portland Development Commission in support of the transition of housing functions to the City of Portland Housing Bureau (Ordinance).

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland consolidated the housing functions that existed at the City and PDC through Ordinance No. 182465 on January 7, 2009, and established the Portland Housing Bureau (PHB).
2. PDC, as the duly-designated urban renewal agency of the City of Portland ("City"), is granted broad powers under ORS 457.170 for the planning and implementation of urban renewal programs, projects and activities.
3. PDC's urban renewal activities include housing rehabilitation, finance and development consistent with ORS Chapter 457.
4. The City Charter charges PDC with implementing the vision and goals of the City relating to affordable housing as adopted by the City Council. PDC may implement the vision and goals through agreement with PHB.
5. PHB is responsible for implementation of the City of Portland's housing policy.
6. In order to promote greater coordination between the housing rehabilitation, finance and development projects undertaken as urban renewal activities and the City of Portland's housing policy implemented by PHB, and as authorized by ORS 457.210, PDC desires to contract with PHB for implementation of that portion of PDC's urban renewal activities involving housing rehabilitation, finance and development and PHB desires to perform those activities.
7. A series of IGAs are necessary for the implementation of the housing portion of PDC's urban renewal activities at the PHB and to spell out the rights and responsibilities for the respective parties with regard to:
 - (a) Reimbursement to PHB for housing related Tax Increment Financing (TIF) expenditures;
 - (b) The transfer of employees from PDC to the PHB;
 - (c) The transfer and assignment of PDC's right, title and interest to real property, housing assets, loans and other agreements to PHB;
 - (d) Contracting and reimbursement of support services provided by PDC to PHB.
8. Through the agreements, and the consolidation and clarification of roles, PHB will produce greater efficiencies and better return on taxpayer investment.

NOW, THEREFORE, the Council directs:

- a. The Commissioner in Charge of the Portland Housing Bureau is authorized to execute the Housing Rehabilitation, Finance and Development Agreement in a form substantially similar to the attached Exhibit A (attached to the original ordinance only). The Director of the PHB is hereby given the authority to agree to modifications and enter into amendments to the exhibits to the Housing Rehabilitation, Finance and Development Agreement, to accurately reflect the transfers.
- b. The Commissioner in Charge of the Portland Housing Bureau is authorized to execute the Employee Transfer Agreement in a form substantially similar to the attached Exhibit B (attached to the original ordinance only). The Director of the PHB is hereby given the authority to agree to modifications and enter into amendments to the exhibits to the Employee Transfer Agreement, to accurately reflect the transfers.
- c. The Commissioner in Charge of the Portland Housing Bureau is authorized to execute the Assignment and Assumption Agreement in a form substantially similar to the attached Exhibit C (attached to the original ordinance only). The Director of the PHB is hereby given the authority to agree to modifications and enter into amendments to the exhibits to the Assignment & Assumption Agreement, to accurately reflect the transfers.
- d. The Commissioner in Charge of the Portland Housing Bureau is authorized to execute the Housing Support Services Agreement in a form substantially similar to the attached Exhibit D (attached to the original ordinance only). The Director of the PHB is hereby given the authority to agree to modifications and enter into amendments to the exhibits to the Housing Support Services Agreement, to accurately reflect the transfers.
- e. PHB is directed to develop amendments to Portland City Code, where necessary, to establish the duties and responsibilities of the Portland Housing Bureau and bring those amendments to the City Council.
- f. For purposes of leave eligibility under Human Resources Rule 6.05, relating to the Family Medical Leave Act and the Oregon Family Leave Act, time worked by a transferring employee at PDC will be treated as time worked by the City of Portland.
- g. As to those employees transferring pursuant to the Employee Transfer Agreement, the Initial Eligibility waiting period under Section 3.02 of the City of Portland Health Plan ("Plan") shall be waived and those transferring employees shall be eligible for benefits under the Plan on July 1, 2010.

Section 2. The Council declares that an emergency exists in order to begin immediate implementation of housing functions. Therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: JUN 16 2010

Mayor Sam Adams
Commissioner Nick Fish
Prepared by: Alissa Brumfield
June 2, 2010

LAVONNE GRIFFIN-VALADE

Auditor of the City of Portland

By:


Deputy

889

140

Agenda No.
ORDINANCE NO. 183903
Title

* Authorize Intergovernmental Agreements (IGAs) with the Portland Development Commission (PDC) in support of the transition of housing functions to the City of Portland Housing Bureau (PHB).

<p>INTRODUCED BY Commissioner/Auditor: Nick Fish</p> <p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p> <p>BUREAU APPROVAL</p> <p>Bureau/Portland Housing Bureau Bureau Head: Margaret Van Vliet</p> <p>Prepared by: Alissa Brumfield Date Prepared: June 2, 2010</p> <p>Financial Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date June 16, 2010</p> <p>City Attorney Approval</p>	<p>CLERK USE: DATE FILED <u>JUN 11 2010</u></p> <p style="text-align: right;">LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>Susan Parsons</i></u> Deputy</p> <p>ACTION TAKEN:</p>
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AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	_____	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	