AGENDA NO. 5407 MAY 17-18, 2017

PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue WEDNESDAY, 9:30 AM, MAY 17, 2017 Disposition: THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fish, Fritz and Saltzman, 5. COMMUNICATIONS 483 Request of Kim Smith to address Council regarding Greater Portland Sustainability Education Network (Communication) **PLACED ON FILE** 484 Request of Alfredo Gonzalez to address Council regarding Greater Portland Sustainability Education Network (Communication) PLACED ON FILE Request of Ibrahim Ibrahim to address Council regarding Greater 485 Portland Sustainability Education Network (Communication) PLACED ON FILE 486 Request of Jocelyn Gary to address Council regarding Greater Portland Sustainability Education Network (Communication) PLACED ON FILE 487 Reguest of Michael Jennings to address Council regarding Portland City Managers plan to force the closure of a world-famous art gallery **PLACED ON FILE** (Communication) **TIMES CERTAIN** 488 TIME CERTAIN: 9:45 AM - Revise transportation fees, rates and PASSED TO charges for FY 2017-18 and fix an effective date (Ordinance **SECOND READING** introduced by Mayor Wheeler) 15 minutes requested MAY 24, 2017 AT 9:30 AM 489 TIME CERTAIN: 10:00 AM - Appoint Andrés Oswill to the Planning and Sustainability Commission Youth Position for a term to expire May 31, 2019 (Report introduced by Mayor Wheeler) 10 minutes CONFIRMED requested Motion to accept report: Moved by Fish and seconded by Fritz. (Y-5)490 TIME CERTAIN: 10:10 AM - Deconstruction Program Six-Month Status Report (Report introduced by Mayor Wheeler) 45 minutes requested ACCEPTED Motion to accept report: Moved by Fish and seconded by Fritz. (Y-5)491 **TIME CERTAIN: 10:55 AM –** Proclaim May 15 - May 21 to be 31st Annual Great Blue Heron Week in Portland (Proclamation **PLACED ON FILE** introduced by Mayor Wheeler) 5 minutes requested

		WAT 17-10, 2017
492	CONSENT AGENDA – NO DISCUSSION Authorize an agreement with TriMet for an estimated amount of \$20,080	PASSED TO
	to implement the Environmental Services project SW Yamhill/Morrison-SW 1st/13th Project No. E10886 (Ordinance introduced by Mayor Wheeler and Commissioner Fish)	SECOND READING MAY 24, 2017 AT 9:30 AM
493	Authorize contract with Brown and Caldwell, Inc. for engineering services for the Columbia Blvd Wastewater Treatment Plant Waste Gas Burner Replacement Project No. E10649 for an estimated amount of \$293,939 (Ordinance introduced by Mayor Wheeler and Commissioner Fish)	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
	Mayor Ted Wheeler	
	Bureau of Planning & Sustainability	
*494	Amend the contract with Whole Building Solutions LLC, to provide an additional \$9,895 to continue work on the Cities LEAP Building Permit Review (Ordinance; amend Contract No. 30005622)	188368
	(Y-5)	
495	Amend Intergovernmental Agreement with Metro to accept an additional \$80,000 for administration of the City Master Recycler Program in FY 2017-19 (Second Reading Agenda 463; amend Contract No. 30003529)	188369
	(Y-5)	
	Bureau of Transportation	
*496	Authorize a grant agreement with City Repair Project to complete projects related to the KABOOM! Play Everywhere Challenge grant in an amount not to exceed \$15,000 (Ordinance)	188370
	(Y-5)	
*497	Extend agreement with the Oregon State Marine Board by three years to restrict night time use of Duckworth Dock except on certain days (Ordinance; amend Contract No. 50925)	188373
	(Y-4; Eudaly absent)	
*498	Authorize Memorandum of Understanding to reimburse City of Seattle Department of Transportation for their response to Portland's snowstorm of January 12-15, 2017 in the amount of \$140,459 (Ordinance)	188371
	(Y-4; Eudaly absent)	
*499	Grant revocable permits to the Portland Rose Festival Foundation to perform activities relating to Portland Rose Festival annual celebration from May 26, 2017 through June 11, 2017 (Ordinance)	188374
	(Y-4; Eudaly absent)	
	Fire & Rescue	

		MAY 17-18, 2017
500	Accept a donation from the Friends of Portland Fire & Rescue Foundation in the amount of \$594 for the Portland Fire & Rescue marine program (Ordinance)	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
	Office of Management and Finance	
501	Extend term of right-of-way use agreement granted to Verizon Wireless LLC dba Verizon Wireless for mobile telecommunications services (Ordinance; amend Ordinance No. 180379)	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
502	Extend term of a right-of-way use agreement granted to Sprint Spectrum, L.P. for mobile telecommunication services (Ordinance; amend Ordinance No. 185717)	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
503	Extend term of a right-of-way use agreement granted to New Cingular Wireless PCS, LLC for mobile telecommunication services (Ordinance; amend Ordinance No. 185789)	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
504	Extend term of a right-of-way use agreement granted to T-Mobile West Corporation, Inc. for mobile telecommunication services (Ordinance; amend Ordinance No. 185790)	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
505	Increase contract with Miller Consulting Engineers, Inc. by \$150,000 to provide additional on-call engineering consultant services to the Spectator Venues Program (Second Reading Agenda 465; amend Contract No. 30005601) (Y-5)	188372
	REGULAR AGENDA	
506	Proclaim the month of May to be Older Americans Month in Portland (Proclamation introduced by Mayor Wheeler and Commissioner Fish) 10 minutes requested	PLACED ON FILE
507	Authorize a competitive solicitation and contract with the lowest responsible bidder for construction of the Citywide Sewer Rehabilitation Project No. E10562 for \$7,800,000 (Ordinance introduced by Mayor Wheeler and Commissioner Fish) 10 minutes requested	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
508	Authorize a competitive solicitation and contract with the lowest responsible bidder for construction of the Tabor-Powell Sewer Rehabilitation Phase II Project No. E10382 for an estimated \$1,875,000 (Second Reading Agenda 469; Ordinance introduced by Mayor Wheeler and Commissioner Fish)	188375
	(Y-4; Eudaly absent)	

		WAY 17-18, 2017
	Mayor Ted Wheeler	
	Bureau of Development Services	
509	Consider the proposal of Greg Winterowd on behalf of Run our Dream LLC and the recommendation from the Hearings Officer for conditional approval to change the Comprehensive Plan Map designation from Neighborhood Commercial and Medium Density Multi-Dwelling to Urban Commercial and the Zoning Map designation from Neighborhood Commercial 2 and Residential 1,000 to Storefront Commercial for property at 2815 SW Barbur Blvd (Findings; Previous Agenda 450; Introduced by Mayor Wheeler; LU 16-186417 CP ZC)	FINDINGS ADOPTED
	Motion to adopt findings: Moved by Fish and seconded by Saltzman.	
	(Y-3; Eudaly absent, Fish recused)	
510	Amend the Comprehensive Plan Map designation and amend the Zoning Map for property 2815 SW Barbur Blvd (Second Reading Agenda 451; LU 16-186417 CP ZC)	188376
	(Y-3; Eudaly absent, Fish recused)	
	Bureau of Environmental Services	
511	Accept the report on status of the Columbia Wastewater Treatment Plant Lagoon Reconstruction Phase 3&4 Project No. E07146 from the Chief Engineer (Previous Agenda 470) 15 minutes requested	ACCEPTED
	Motion to accept report: moved by Fritz and seconded by Fish.	7.002. 125
	(Y-4; Eudaly absent)	
	Bureau of Transportation	
512	Vacate a portion of NE Couch St east of NE 3rd Ave subject to certain conditions and reservations (Hearing; Ordinance; VAC-10112) 10 minutes requested	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
	Office of Management and Finance	
*513	Grant a temporary, revocable permit to Portland General Electric Company dba World Trade Center Properties for electric vehicle charging station services (Ordinance) 10 minutes requested	188377
	(Y-4; Eudaly absent)	
*514	Increase on-call contract with Scott Edwards Architecture, LLP by \$400,000 and add qualified subconsultants to provide owner's representative services for the Providence Park stadium expansion project (Ordinance; amend Contract No. 30005604)	188378
	(Y-4; Eudaly absent)	
515	Authorize revenue bonds in an amount sufficient to provide not more than \$20 million to finance space in a project to be located on SW 4th Ave and SW Montgomery St (Ordinance)	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM

	WEDNESDAY, 2:00 PM, MAY 17, 2017	
THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fish, Fritz and Saltzman, 5.		
516	TIME CERTAIN: 2:00 PM – Approval of the FY 2017-18 budget for the City of Portland (Mayor Wheeler convenes Council as Budget Committee) 1 hour requested	PLACED ON FILE AS AMENDED
	Motions attached.	
517	TIME CERTAIN: 3:00 PM – Approve the Annual Budget of the Prosper Portland for FY 2017-18 (Mayor Wheeler convenes Council as Portland Development Budget Committee) 15 minutes requested	PLACED ON FILE
518	TIME CERTAIN: 3:30 PM – Work Systems Inc. update on workforce development activities (Presentation introduced by Mayor Wheeler) 30 minutes requested	PLACED ON FILE
	THURSDAY, 2:00 PM, MAY 18, 2017 E PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz and Saltzman, 5.	
519	TIME CERTAIN: 2:00 PM – Revise residential solid waste and recycling collection rates and charges, effective July 1, 2017 (Ordinance introduced by Mayor Wheeler; amend Code Chapter 17.102) 2 hours requested for items 519-521	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
520	Authorize the rates and charges for water and water-related services during the FY beginning July 1, 2017 to June 30, 2018 and fix an effective date (Ordinance introduced by Mayor Wheeler and Commissioner Fish)	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM
521	Revise sewer and stormwater rates, charges and fees in accordance with the FY 2017-18 Sewer User Rate Study (Ordinance introduced by Mayor Wheeler and Commissioner Fish)	PASSED TO SECOND READING MAY 24, 2017 AT 9:30 AM

NOTE: "Time Certain" indicates that an item will not be heard by Council **prior** to the time specified.

Communications items are three minutes each. Regular Agenda items taking longer than five minutes have the time estimate noted next to the item.

The * indicates an emergency ordinance, which takes effect immediately if passed. Non-emergency ordinances require two readings and a 30-day waiting period before taking

effect. Resolutions, reports, etc., adopted by Council are effective after adjournment.

The above summary is published by the City Auditor as provided by Section 2-113 of the Charter and Ordinance No. 130672.

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Mary Hull Caballero
Auditor of the City of Portland

Testimony is taken on Reports, Resolutions and Ordinances (first reading). To testify, sign up on a testimony sheet as you enter Council Chambers on the day of the meeting. Individuals have 3 minutes to testify, unless otherwise stated at the meeting. Testimony is not taken on Communications, Second Readings, Proclamations or Presentations in accordance with Code 3.02.040 F. and G.

Written testimony may be emailed or mailed to the Council Clerk prior to the meeting.

To schedule a Communication, email or mail your request to the Council Clerk. Include your name, address, phone number and a brief description of the subject you will be addressing. For full details, see Testimony Policies and procedures. http://www.portlandonline.com/auditor/index.cfm?&a=63123&c=34447

Clerk Email: karla.moore-love@portlandoregon.gov Council Clerk Testimony: cctestimony@portlandoregon.gov

US Mail: Council Clerk, 1221 SW Fourth Ave., Room 130, Portland OR 97204

Declaration Required by Lobbyists. Portland City Code 2.12.060 states: Prior to offering public testimony before City officials, at the beginning of any meetings or phone calls with City officials, or in emails and letters to City officials, a lobbyist must declare which lobbying entity he or she is authorized to represent for that communication.

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Also online at https://www.portlandoregon.gov/oni/37423.

MOTIONS Item 516.

May 17, 2017

Item 516 Approval of the FY 2017-18 budget for the City of Portland

Motion to consider the changes to the Proposed Budget as presented in the memo filed with City Council, dated May 9, 2017, titled "Approval of the FY 2017-18 Budget for the City of Portland". Moved by Fish and seconded by Fritz.

1. Motion to amend Attachment D, specifically the budget note "Build Portland". Moved by Wheeler and seconded by Fritz (Passed Y-5)

Build Portland

As part of the Build Portland initiative started in the FY 2017-18 Budget, the plan includes a schedule of periodic debt issuances for infrastructure repair, rehabilitation, and replacement beginning in FY 2024-25. Council directs the City Budget Office to highlight for Council include in the General Fund forecast the future debt service costs as soon as the next proposed debt issuance falls within the five-year forecast timeframe and discuss with Council the costs and benefits of proceeding with the program. The cost estimate will be based on input from the Build Portland oversight committee and the City's Debt Manager. Council expresses its intent to hold a work session during the Summer of 2017 to discuss Build Portland. In the fall of 2017, the Mayor will present to Council a binding resolution to formalize the City's commitment to Build Portland.

2. Motion to amend Attachment D, specifically to remove the budget note "Taxes Returned from Urban Renewal".

Moved by Wheeler and seconded by Fish (Passed Y-5)

Taxes Returned from Urban Renewal

Council directs the City Budget Office to work with the Portland Development Commission and the Office of Management and Finance to forecast and return to City Council with a plan to allocate a portion of the taxes returned from urban renewal beginning in 2021 to support citywide economic development activities managed by the Portland Development Commission. As part of that ongoing process, PDC will periodically review with Council how taxes returned supports PDC's Long Term Business Plan including planned economic development programing and outcomes.

 Motion to amend Attachment D, specifically to add the budget note "Achieve Full Cost Recovery for Police Secondary Employment". Moved by Wheeler and seconded by Fritz. Passed (Y-5)

Achieve Full Cost Recovery for Police Secondary Employment

Council directs the Portland Police Bureau to implement a rate model that achieves full cost recovery for the secondary employment hours worked by police officers that provide private benefit to a specific business, property, or individual. The cost recovery model shall include both direct and indirect costs, and full cost recovery rates shall be completely phased in by FY 2020-21.

4. Motion to increase funding to Open Signal (formerly Portland Community Media). Moved by Fish and seconded by Eudaly. Passed (Y-5)

Reverse the five percent reduction in the City's grant to Open Signal for community digital media and literacy services. Reversing this reduction will increase the City's FY 2017-18 grant to Open Signal by \$44,819, for a total grant amount of \$896,379. The funding source for this add will be a \$44,819 ongoing reduction to General Fund contingency. Amend attachments B, C, and E as necessary.

5. **Motion to amend Attachment D, specifically the budget note "Joint Office of Homeless Services Funding Conversation".** Moved by Fish and seconded by Eudaly. Passed (Y-5)

Joint Office of Homeless Services Funding Conversation

Council directs the City Budget Office to coordinate a work session to discuss the City's role in supporting the efforts of the Joint Office of Homeless Services, which will include a discussion of current and future funding levels, including funding sustainability.

6. Motion to update Attachment D to change the reporting from Parks & Recreation. Moved by Fritz and seconded by Eudaly. Passed (Y-5)

Long-Term Financial Plan

Council directs Portland Parks & Recreation to develop a long-term financial plan, which specifically outlines options to address SDC-funded system expansion and long-term major maintenance needs. This plan should outline alternative funding options and possible service tradeoffs if new resources for O&M and major maintenance needs are not available. This plan should A status report shall be submitted to Council along with the bureau's FY 2018-19 requested budget. The full long-term financial plan should be submitted to Council by December 2018.

 Motion to allocate a portion of proceeds from the tax on the sale of recreational marijuana to fund Vision Zero activities. Moved by Fritz and seconded by Saltzman. Passed (Y-5)

Reduce the current ongoing Recreational Marijuana Tax fund allocation for the Service Coordination Team (SCT) by \$1,464,958, and reallocate to fund Vision Zero traffic safety work on an ongoing basis. Reduce one-time General Fund support for Vision Zero by \$1,464,958 and reallocate to the Portland Police Bureau to backfill the reduction in funding for the SCT on a one-time basis.

8. Motion to amend Attachment D to add the following budget note. Moved by Fritz and seconded by Fish. Passed (Y-5)

The FY 2017-18 budget includes \$500,000 in Recreational Marijuana Tax revenue to be allocated via a Participatory Budgeting process, to be managed by the City Budget Office with guidance from Commissioners Eudaly and Fritz. The project managers will implement the process using the Participatory Budgeting

<u>Project's guidelines and shall report to Council by November 30th, 2017 on their progress.</u>

Funding allocated through this process will go toward the following: support for neighborhood small businesses, especially women-owned and minority-owned businesses, including but not limited to business incubator programs, management training, and job training opportunities; and providing economic opportunity and education to communities disproportionately-impacted by cannabis prohibition.

9. Motion to add the following budget note on funding levels for the Commissioner office budgets: Moved by Fritz and seconded by Fish. Passed (Y -4, N-1 Saltzman)

Council directs the City Budget Office to evaluate funding levels for the Commissioner's office budgets relative to the Mayor's Office and make recommendations to adjust funding levels as appropriate. This may include but is not limited to establishing an appropriate ratio of Commissioner Office budgets to the Mayor's Office budget. This evaluation should be complete and submitted to Council for consideration by November 30th, 2017 in preparation of the FY 2018-19 budget.

10. Motion to amend Attachment D, specifically the budget note "Funding for Youth Bus Pass": Moved by Fritz and seconded by Eudaly, amended by Fish. Passed (Y-5)

Funding for Youth Bus Pass

The City is funding one-third of the costs of the Youth Bus Pass for all Portland Public Schools (PPS) high school students again in FY 2017-18, even though providing transportation to high school students is not a core City function. Council declares its belief that the program should only be available to high school students who qualify for free or reduced-price lunch, and if the program continues it should be expanded to other school districts in Portland. Furthermore, Council directs PBOT to complete an independent, objective analysis of TriMet's actual costs associated with the program, either through increased expenses or foregone revenues.

Council is funding \$967,000 in transportation services to lower-income high school students who attend the Parkrose, David Douglas, and Portland Public School Districts.

Council expresses its intent to hold a work session to determine the appropriate allocation of these resources, followed by action to appropriate those funds.

Furthermore, Council directs PBOT to complete an independent, objective analysis of TriMet's actual costs associated with the program, either through increased expenses or foregone revenues.

11. **Motion to amend Attachment D to add the following budget note.** Moved by Fritz and seconded by Eudaly. Passed (Y-5)

Open and Accountable Elections Program

The City's public matching campaign finance program is to be implemented in time for the 2020 election. Council directs the City Budget Office to conduct an analysis of the staffing and operational needs of the program and report back to Council with recommended funding levels for FY 2017-18 and beyond. CBO is

also directed to make a recommendation as to the appropriate location of this function.

12. **Motion to amend Attachment D to add the following budget note.** Moved by Fritz and seconded by Fish. Passed (Y-5)

Office of Community Technology

The Office of Community Technology (OCT) is currently a division of the Bureau of Revenue and Financial Services. Council directs the City Budget Office to engage an external consultant that will evaluate options and make recommendations to Council on the optimal location and structure for OCT within the City's organizational framework.

13. Motion to increase funding for Prosper Portland's Small Business Growth Program. Moved by Eudaly and seconded by Fritz. Passed (Y-5).

Prosper Portland

Allocate \$87,500 of one-time General Fund resources to Prosper Portland to fund a second cohort of small business owners in Prosper Portland's Increase Project. The funding source for this add will be an \$87,500 one-time reduction to General Fund contingency.

14. Motion to increase funding for Portland Parks Summer Free for All programming in Brooklyn Park. Moved by Saltzman and seconded by Fish. Failed (Y-1, N-4: Fish, Eudaly, Fritz, Wheeler)

Allocate \$10,000 of one-time General Fund resources to Portland Parks & Recreation to fund Summer Free for All Parks Program in Brooklyn Park. The funding source for this add will be \$10,000 one-time reduction to General Fund contingency.

15. Motion to approve the budget adjustments in Attachments B, C, and D, of the memo as amended. Moved by Eudaly and seconded by Fritz. Passed (Y-5)

Motion to approve the Budget as Amended. Passed (Y-5)

Motion to approve the tax levies: moved by Saltzman and seconded by Eudaly. Passed (Y-5)

OFFICERS OF PORTLAND CITY GOVERNMENT

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Commissioner of Finance and Administration 1221 SW 4th Ave, Room 340, 97204

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Bureau Portfolio	Liaison Responsibilities
All City Bureaus and Departments	Travel Portland
	Regional Disaster Preparedness Organization –
	Policy Committee
	Home Forward
	A Home For Everyone (with Commissioner
	Eudaly)
	Local Public Safety Coordinating Council
	Mt. Hood Cable Regulatory Commission
	Portland Community Media
	Human Rights Commission

CHLOE EUDALY

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Bureau Portfolio	Liaison Responsibilities
	A Home For Everyone (with Mayor Wheeler)
	Public Involvement Advisory Committee
	New Portlanders Policy Council
	Metro Policy Advisory Committee (MPAC)
	Multnomah County Animal Control
	Portland Commission on Disability

NICK FISH

Commissioner of Public Works Position Number 2 1221 SW 4th Ave, Room 240, 97204 (503) 823-3589

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Bureau Portfolio	Liaison Responsibilities
Bureau Portrollo	Regional Arts & Culture Council Rose Festival Foundation Royal Rosarians Venture Portland Portland'5 Centers for the Arts Metropolitan Exposition and Recreation Commission (MERC) Visitor Development Fund Board (VDF Board) Elders in Action Portland Utility Board (PUB)

AMANDA FRITZ

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Bureau Portfolio	Liaison Responsibilities
	League of Oregon Cities (with Mayor Wheeler) Metro Policy Advisory Committee (MPAC) Visitor Development Fund Board (VDF Board) Portland Parks Foundation BOEC User Board

DAN SALTZMAN

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Bureau Portfolio	Liaison Responsibilities
	Multnomah Youth Commission Portland Streetcar, Inc. Portland Mall Management, Inc. Portland Aerial Tram Board
	Joint Policy Advisory Committee on Transportation (JPACT)
	Oversight Responsibilities Portland Children's Levy The Gateway Center

MARY HULL CABALLERO

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Portfolio

Assessments, Finance & Foreclosure

Audit Services City Elections City Recorder

-Archives

-Council Clerk / Contracts Division

-Records Management

Hearings Office

IPR - Independent Police Review

Ombudsman

Portland Multnomah Progress Board

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