

ORDINANCE No. 189963

Assess property for system development charge contracts, private plumbing loan contracts and safety net loan deferral contracts (Ordinance; Z0842, K0184, T0201, W0070, Z1208, K0185, T0202, Z0843, W0071, P0163, P0164)

The City of Portland ordains:

Section 1. The Council finds:

1. The Revenue Division has on file signed installment payment contracts for bond financing of system development charges. Each payment contract contains the amount of the system development charge to be financed, the financing fee charged by the Revenue Division, the legal description of the benefited property, financing terms and conditions, and the signature(s) of the property owners.
 - a. Exhibit A is the assessment roll of the installment payment contracts to finance system development charges. The contracts include system development charges totaling **\$1,238,754.73**, and financing charges of **\$7,066.90**, which are used to pay for assessing, processing and financing the liens. Each assessment amount on the roll reflects the system development charge and the financing cost. The financed system development charge contracts total **\$1,245,821.63**.
2. The Revenue Division has on file signed deferral contracts for payment of deferred system development charges. As required by the below-mentioned statutes and Code provisions, each deferral contract contains the amount of the system development charge, the legal description of the benefited property, deferral terms and conditions, and the signature(s) of the property owners.
 - a. Exhibit B is the assessment roll of the deferral contracts to defer system development charges. The deferred system development charge contracts total **\$2,008,120.30**.
3. City Code Chapter 17.14 provides for financing system development charges.
4. On March 3, 1993, the Council adopted Ordinance No. 166291, establishing the Private Plumbing Loan program to expand private plumbing options available to eligible property owners with incomes that exceed 80% of the regional median income.
5. The Revenue Division has on file signed private plumbing contracts from qualified property owners who wish to participate in the program. As required by the below-mentioned statutes and Code provisions, each contract contains the amount of the private plumbing charge, the loan origination fee, the financing fee, the legal description of the benefited property, financing terms and conditions, and the

signature(s) of the property owners.

- a. Exhibit C is the assessment roll of the private plumbing contracts. The contracts include sewer connection charges totaling **\$33,080.00**, financing charges of **\$ 120.00**, and loan origination fees of **\$ 150.00** which are used to pay for the cost of assessing and processing the liens. Each assessment amount on the roll reflects the sewer connection charge and the financing costs. The private plumbing contracts total **\$33,440.00**.
6. City Code Section 17.33.070 states that the City shall provide sewer connection assistance to eligible property owners based on administrative rules and procedures adopted by the Director.
7. Portland Policy Document (PPD) ENB-4.28, section "General Public Loans Programs," includes rules and procedures for the deferral of private plumbing costs.
8. The Revenue Division has on file signed private plumbing charge deferral contracts from qualified property owners who wish to participate in the program. As required by the above-mentioned statutes, Code provisions, and Policy Document each deferral contract contains the amount of the private plumbing charge, the legal description of the benefited property, the deferral ending date, financing terms and conditions, and the signature(s) of the property owners.
 - a. Exhibit D is the assessment roll of the deferral contracts to defer private plumbing charges. The private plumbing charge deferral contracts total **\$40,555.00**.
9. The combined total of the system development charge installment contracts, system development charge deferral contracts, private plumbing contracts, and private plumbing deferral contracts to be assessed by this Ordinance is **\$3,327,936.93**.

NOW, THEREFORE, the Council directs:

- a. System development charges and financing fees on benefited property as described in Exhibit A, deferred system development charges as described in Exhibit B, private plumbing charges as described in Exhibit C, and private plumbing deferral charges as described in Exhibit D are hereby approved and assessed.
- b. The Revenue Division to enter these assessments into the Docket of City Liens. The assessments represent liens on benefited property for financed system development charges and private plumbing loans with their financing fees, and the deferral of system development charges and private plumbing loans.
- c. That, as allowed by City Code Section 17.12.060, this ordinance will be in full force and effect from and after its passage by Council.

Passed by the Council: **May 20, 2020**

Mayor Ted Wheeler
Prepared by: Sherree Matias
March 10, 2020

Mary Hull Caballero
Auditor of the City of Portland
By

Keslan McClymont

Deputy

Agenda No. ~~364~~ 379 **189963**
Item Type: Ordinance No. _____
Council Meeting Date: May 13, 2020

Title: Assess property for system development charge contracts, private plumbing loan contracts and safety net loan deferral contracts (Ordinance; Z0842, K0184, T0201, W0070, Z1208, K0185, T0202, Z0843, W0071, P0163, P0164)

AGENDA TYPE

☒ **Consent**

☐ **Regular**

☐ **Time Certain** Start Time

Item 1 of 1

Total amount of time needed for presentation, testimony and discussion (Regular and Time Certain Only): N/A (Consent)

INTRODUCED BY: Mayor Wheeler

COMMISSIONER / AUDITOR APPROVAL

Mayor - Finance & Admin. - Wheeler Mustafa Washington

Position 1/ Utilities - Fritz

Position 2/ Works - Vacant

Position 3/ Affairs - Hardesty

Position 4/ Safety - Eudaly

City Auditor - Hull Caballero

1) Is a completed Impact Statement attached? ☒ Yes

3) Is the item a Code ordinance? ☐ Yes ☒ No

If yes, **Auditor Office** Approval

5a) Is item a Portland Policy Document or Administrative Rule? ☐ Yes ☒ No

BUREAU APPROVALS

Bureau: OMF/CAO

OMF/CAO: Tom Rinehart Digitally signed by Tom Rinehart
Date: 2020.04.17 12:35:06 -0700

Bureau Approval: Michelle Kirby Digitally signed by Michelle Kirby
Date: 2020.03.17 16:55:14 -0700

Prepared By: Sherree Matias

Date Prepared: March 10, 2020

2) Does the item amend the budget? ☐ Yes ☒ No
If yes, **Budget Office** Approval

4) Is this item a contract (current or future), code, easement, franchise, comp plan or Charter? ☐ Yes ☒ No
If yes, **Attorney Office** Approval

5b) If yes, is the City Policy/Admin Rule directive in the ordinance or resolution? ☐ Yes ☐ No

ACTION TAKEN:

May 13, 2020 Passed to Second Reading May 20, 2020 at 9:30 a.m.

CLERK USE: DATE FILED 5/5/20

Mary Hull Caballero
Auditor of the City of Portland

By: Keelan McClymont Digitally signed by Keelan McClymont
Date: 2020.05.05 15:03:22 -0700
Deputy

FOUR-FIFTHS AGENDA

1. Fritz
2. Vacant
3. Hardesty
4. Eudaly
Wheeler

COMMISSIONERS VOTED AS FOLLOWS:

	YEAS	NAYS
1. Fritz	<input checked="" type="checkbox"/>	
2. Vacant		
3. Hardesty	<input checked="" type="checkbox"/>	
4. Eudaly	<input checked="" type="checkbox"/>	
Wheeler	<input checked="" type="checkbox"/>	