

**PORTLAND CITY COUNCIL AGENDA
City Hall - 1221 SW Fourth Avenue
WEDNESDAY, 9:30 AM, DECEMBER 9, 2020**

Disposition:

THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz, Hardesty and Ryan, 5. Commissioner Hardesty left at 12:35 p.m., 4. Commissioner Eudaly left at 12:40 p.m., 3.

Please note, 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 and Channel 30. The public can also provide written testimony to Council by emailing the Council Clerk at 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. 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 December 9-10, 2020 Council meetings is Tuesday, December 8, 2020 at 4:00 p.m.

Email the Council Clerk at cctestimony@portlandoregon.gov with any questions.

COMMUNICATIONS

951 Request of Julian Bryant to address Council regarding the Borgen Project (Communication)

PLACED ON FILE

952 Request of Sarah Taylor to address Council regarding Willamette Greenway Inventory from a community perspective (Communication)

PLACED ON FILE

TIMES CERTAIN

<p>953 TIME CERTAIN: 9:45 AM – Accept Travel Portland's annual report on travel and tourism activity for fiscal year 2019-20 (Report introduced by Mayor Wheeler; Contract No. 30005175) 20 minutes requested</p> <p>Motion to accept the report: Moved by Hardesty and seconded by Eudaly.</p> <p>(Y-5)</p>	<p>ACCEPTED</p>
<p>954 TIME CERTAIN: 10:05 AM – Direct the Portland Police Bureau to inventory its crowd control tools and submit written reports to Council, and establish new authorization procedures for the Portland Police Bureau’s acquisition and procurement of military-style equipment and submit written reports to Council (Resolution introduced by Mayor Wheeler and Commissioners Eudaly and Hardesty) 30 minutes requested</p> <p>(Y-5)</p>	<p>37520</p>
<p>CONSENT AGENDA – NO DISCUSSION</p> <p>Mayor Ted Wheeler</p> <p>Office of Management and Finance</p>	
<p>*955 Pay property damage claim of N Williams Creations LLC in the sum of \$19,965 involving the Portland Bureau of Environmental Services and the Water Bureau (Ordinance)</p> <p>(Y-5)</p>	<p>190216</p>
<p>*956 Pay settlement of Robin Runstein property damage lawsuit in the sum of \$27,000 involving the Portland Water Bureau (Ordinance)</p> <p>(Y-5)</p>	<p>190217</p>
<p>957 Assess property for system development charge contracts, private plumbing loan contracts and safety net loan deferral contracts (Ordinance; Z0844, K0186, T0203, W0072, Z1209, K0187, T0204, Z0845, W0073, P0165, P0166)</p>	<p>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</p>
<p>958 Update salary grade for Environmental Supervisor classification (Ordinance)</p>	<p>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</p>
<p>Commissioner Chloe Eudaly</p> <p>Bureau of Transportation</p>	
<p>959 Accept a grant in the amount of \$145,000 from the Oregon Department of Transportation to replace Interstate 205 freeway signage concurrent with the renaming of a portion of NE Killingsworth St east of NE Cully Blvd to NE Lombard St as part of the Columbia – Lombard Wayfinding Project (Second Reading Agenda 927; amend Ordinance No. 190073)</p> <p>(Y-5)</p>	<p>190218</p>

<p align="center">Commissioner Jo Ann Hardesty</p> <p align="center">Portland Bureau of Emergency Management</p> <p>960 Accept a grant from the Oregon Office of Emergency Management Emergency Management Performance Grant Program, Grant No. 20-542, in the amount of \$315,545 for administering an integrated all-hazard emergency management program for the City (Second Reading Agenda 930)</p> <p>(Y-5)</p>	<p align="center">190219</p>
<p align="center">REGULAR AGENDA</p> <p>961 Appoint Cristina Nieves and Thomas Mosher to the Open and Accountable Elections Commission (Report introduced by Mayor Wheeler and Commissioner Fritz)</p> <p>Motion to accept the report: Moved by Fritz and seconded by Ryan.</p> <p>(Y-5)</p>	<p align="center">CONFIRMED</p>
<p align="center">Mayor Ted Wheeler</p> <p>962 Proclaim December 2020 to be Buy Local Month (Proclamation introduced by Mayor Wheeler) 15 minutes requested</p>	<p align="center">PLACED ON FILE</p>
<p align="center">Office of Management and Finance</p> <p>963 Authorize contract with Jacobs Engineering Group, Inc. for Design Services for the Bull Run Pipeline Project for \$29 million (Ordinance; Contract No. 30007505) 10 minutes requested</p> <p>Rescheduled to December 9, 2020 at 2:00 p.m.</p>	<p align="center">PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</p>
<p>964 Authorize water revenue bonds to finance water system capital improvements in an amount not to exceed \$142 million and refund water revenue bonds (Second Reading Agenda 936)</p> <p>(Y-5)</p>	<p align="center">190220</p>
<p align="center">Portland Housing Bureau</p> <p>*965 Authorize new construction financing for an affordable housing project to be developed by Las Adelitas Limited Partnership or a Hacienda Community Development Corporation affiliate in an amount not to exceed \$17,350,050 (Ordinance) 30 minutes requested</p> <p>(Y-5)</p>	<p align="center">190229</p>
<p align="center">Commissioner Chloe Eudaly</p> <p align="center">Office of Community & Civic Life</p>	

<p>966 Amend grant with Southeast Uplift in amount not to exceed \$145,000 and reassess district coalition model for administrative simplification, expanded and equitable services (Ordinance; amend Contract No. 32002080) 30 minutes requested</p> <p>Motion to table the item: Moved by Fritz and seconded by Ryan. (Y-3 Fritz, Ryan, Wheeler; N-1 Eudaly; Hardesty absent)</p>	<p>PLACED ON FILE</p>
<p>Commissioner Amanda Fritz</p>	
<p>967 Amend the Open and Accountable Elections Program to eliminate the election matching periods and maintain the program's oversight with the Commissioner of Public Utilities through 2022 (Ordinance; amend Code Chapter 2.16) 10 minutes requested</p>	<p>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</p>
<p>Bureau of Environmental Services</p>	
<p>968 Approve findings to authorize an exemption to the competitive bidding requirements and authorize the use of the alternative contracting method of Construction Manager/General Contractor for the NW 9th Avenue/NW Hoyt Street System Improvements Project No. E11252 (Ordinance) 10 minutes requested</p> <p>Rescheduled to December 9, 2020 at 2:00 p.m.</p>	<p>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</p>
<p>969 Authorize an exemption to the competitive bidding process pursuant to Oregon Revised Statutes Chapter 279C and City Code Chapter 5.34 for construction of certain right-of-way surface stormwater facilities funded by % for Green (Second Reading Agenda 922)</p> <p>(Y-4 Fritz, Ryan, Eudaly, Wheeler; N-1 Hardesty)</p>	<p>190221</p>
<p>970 Authorize Intergovernmental Agreements and grant agreements in support of the % for Green Program for five years beginning FY2020-21 not to exceed \$3 million (Second Reading Agenda 923)</p> <p>(Y-5)</p>	<p>190222</p>
<p>971 Amend price agreements with Allen Construction Management Services, LLC, CMTS, LLC, DRW, LLC, and Exeltech Consulting, Inc. for on-call Construction Management, Inspection and Project Support Personnel Services in the combined amount of \$10,150,000 (Second Reading Agenda 943; amend Contract Nos. 31001347, 31001348, 31001349, and 31001350)</p> <p>(Y-5)</p>	<p>190223</p>
<p>972 Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Carolina Trunk WZ-02 Rehabilitation Project No. E11005, for an estimated cost of \$1,283,000 (Second Reading Agenda 944)</p> <p>(Y-5)</p>	<p>190224</p>

<p>973 Authorize a three-year master Intergovernmental Agreement with Portland State University to partner on projects and programs related to wastewater, stormwater, and watershed health not to exceed \$500,000 (Second Reading Agenda 945) (Y-5)</p>	<p>190225</p>
<p>Parks & Recreation</p>	
<p>974 Amend the Portland Parks and Recreation Board to clarify purpose, definitions, membership and update administrative functions (Second Reading Agenda 921; amend Code Chapter 3.27) (Y-5)</p>	<p>190226</p>
<p>975 Authorize Intergovernmental Agreement not to exceed \$4 million from the Portland Parks & Recreation System Development Charge Fund to the Prosper Portland Downtown Waterfront Tax Increment Financing District Fund for acquisition of property in the Downtown Waterfront urban renewal area (Second Reading Agenda 947) (Y-5)</p>	<p>190227</p>
<p>Water Bureau</p>	
<p>976 Approve findings to authorize an exemption to the competitive bidding requirements and authorize the use of the alternative contracting method of Construction Manager/General Contractor in connection with the Bull Run Pipeline Project for an estimated amount of \$162,900,000 (Ordinance) 30 minutes requested Rescheduled to December 9, 2020 at 2:00 p.m.</p>	<p>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</p>
<p>977 Adopt revised Title 21 Water to be consistent with current Portland Water Bureau practices and applicable State of Oregon regulations (Second Reading Agenda 949; replace Code Title 21) (Y-5)</p>	<p>190228</p>
<p><u>WEDNESDAY, 2:00 PM, DECEMBER 9, 2020</u></p> <p>THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Fritz and Ryan, 3. Commissioner Hardesty arrived at 2:35 p.m., 4.</p>	
<p>*978 TIME CERTAIN: 2:00 PM – Authorize three price agreements for On-Call Services for Comprehensive Environmental Response, Compensation, and Liability Act technical assistance at the Portland Harbor Superfund Site in the amount of \$5,500,000 (Ordinance introduced by Commissioner Fritz) 60 minutes requested for items 978-980 (Y-4)</p>	<p>190230</p>

<p>*979 Authorize a sole source price agreement with GSI Water Solutions, Inc. for legal support regarding Portland Harbor Superfund Site in the amount of \$1,650,000 (Ordinance introduced by Commissioner Fritz)</p> <p>(Y-4)</p>	<p>190231</p>
<p>*980 Authorize the Director of the Bureau of Environmental Services to enter into an Administrative Settlement Agreement and Order on Consent with the United States Environmental Protection Agency for funding remedial design at Swan Island Basin (Ordinance introduced by Commissioner Fritz)</p> <p>(Y-4)</p>	<p>190232</p>
<p><u>THURSDAY, 2:00 PM, DECEMBER 10, 2020</u></p> <p>THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Commissioner Fritz, Presiding; Commissioners Hardesty and Ryan, 3.</p>	
<p>981 Consider appeal of the Pearl Neighbors for Integrity in Design against the Design Commission’s decision to approve, with conditions Hyatt Place, a 23-story mixed use building at 350 NW 12th Ave in the Pearl Sub-District of the Central City Plan District (Previous Agenda 714; Report introduced by Mayor Wheeler; LU 19-145295 DZ)</p>	<p>CONTINUED TO JANUARY 14, 2021 AT 2:00 PM TIME CERTAIN</p>
<p>982 TIME CERTAIN: 2:00 PM – Adopt the River Plan / South Reach, amend the Comprehensive Plan and Comprehensive Plan Map, the Willamette Greenway Plan, Title 33, and the Zoning Map; repeal the Macadam Corridor Design Guidelines; and adopt the Willamette River Greenway Inventory and the Central City Natural and Scenic inventories as supporting documents (Previous Agenda 941; Ordinance introduced by Commissioner Hardesty; amend Code Title 33, amend the Portland Comprehensive Plan and zoning maps, amend Ordinance Nos. 160237 and 163957, and repeal Ordinance Nos. 157795 and 186858) 90 minutes requested</p> <p>Motion to accept the amendments to the Macadam Character Statement that are contained in Attachment A to the November 30, 2020 memo: Moved by Hardesty and seconded by Fritz. (Y-3)</p> <p>Motion to substitute the previous motion from Mayor Wheeler with a new proposed action from Commissioner Hardesty: Moved by Hardesty and seconded by Fritz. (Y-3)</p> <p>Motion to replace Exhibit F, the draft findings, with the revised findings of fact: Moved by Hardesty and seconded by Ryan. (Y-3)</p>	<p>PASSED TO SECOND READING DECEMBER 16, 2020 AT 10:45 AM TIME CERTAIN AS AMENDED</p>

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.

The City of Portland will gladly accommodate requests for an interpreter or make other accommodations that further inclusivity.

Please make your request at least 72 hours before the meeting to the Council Clerk 503-823-4085. (TTY 503-823-6868). City Council meetings can be viewed at YouTube Channel, eGov PDX, www.youtube.com/channel/UCcPIUh7CWwtBXisMPHWG65g

The meetings are also cablecast on CityNet, Portland Community Media television. Watch CityNet on Xfinity Channel 30 and 330 (in HD) and CenturyLink Channels 8005 and 8505 (in HD).

Mary Hull Caballero
Auditor of the City of Portland

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. Provide your name, email address, agenda item number(s) and zip code. Individuals have 3 minutes to testify unless otherwise stated at the meeting. The deadline to sign up to provide public testimony is the Tuesday before the meeting at 4:00 p.m.

Written testimony may be emailed to the Council Clerk at cctestimony@portlandoregon.gov.

To schedule a communication, email your request to the Council Clerk.

Include your name, contact information, preferred date and a brief description of the subject you will be addressing. For full details, see testimony policies and procedures, <https://www.portlandoregon.gov/citycode/testimony>.

Email Council Clerk at 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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OFFICERS OF PORTLAND CITY GOVERNMENT

TED WHEELER, MAYOR

Commissioner of Finance and Administration
 1221 SW 4th Ave, Room 340, 97204
 (503) 823-4120
 website: www.portland.gov/wheeler
 email: mayorwheeler@portlandoregon.gov

Bureau Portfolio	Liaison Responsibilities
<ul style="list-style-type: none"> • Portland Police Bureau • Portland Housing Bureau • Prosper Portland • City Budget Office • City Attorney • Government Relations • Office of Management & Finance 	<ul style="list-style-type: none"> • Travel Portland • Regional Disaster Preparedness Organization – Policy Committee (with Commissioner Hardesty) • Home Forward • A Home For Everyone (with Commissioner Ryan) • Visitor Development Fund Board (VDF Board) • Local Public Safety Coordinating Council (with Commissioner Hardesty) • Mt. Hood Cable Regulatory Commission • Portland Community Media • Human Rights Commission (with Commissioner Fritz) • League of Oregon Cities (with Commissioner Fritz) • Royal Rosarians • Portland Commission on Disability (with Commissioner Fritz) • The Gateway Center

CHLOE EUDALY

Commissioner of Public Safety
 Position Number 4
 1221 SW 4th Ave, Room 210, 97204
 (503) 823-4682
 website: www.portland.gov/eudaly
 email: Chloe@portlandoregon.gov

Bureau Portfolio	Liaison Responsibilities
<ul style="list-style-type: none"> • Office of Community & Civic Life • Portland Bureau of Transportation • Office for Community Technology 	<ul style="list-style-type: none"> • A Home for Everyone (with Mayor Wheeler) • Regional Arts & Culture Council • Portland’s 5 Centers for the Arts • Public Involvement Advisory Committee • New Portlanders Policy Council • Metro Policy Advisory Committee (MPAC) • Multnomah County Animal Control • Multnomah Youth Commission • Portland Streetcar, Inc. • Portland Mall Management, Inc. • Portland Aerial Tram Board • Joint Policy Advisory Committee on Transportation (JPACT)

DAN RYAN

Commissioner of Public Works
 Position Number 2
 1221 SW 4th Ave, Room 240, 97204
 (503) 823-3589
 website:
 e-mail: Dan@portlandoregon.gov

Bureau Portfolio	Liaison Responsibilities
<ul style="list-style-type: none"> • Joint Office of Homeless Services • Bureau of Development Services • Portland Children’s Levy 	<ul style="list-style-type: none"> •A Home for Everyone (with Mayor Wheeler)

AMANDA FRITZ

Commissioner of Public Utilities
 Position Number 1
 1221 SW 4th Ave, Room 220, 97204
 (503) 823-3008
 website: www.portlandonline.com/fritz/
 email: amanda@portlandoregon.gov

Bureau Portfolio	Liaison Responsibilities
<ul style="list-style-type: none"> • Portland Water Bureau • Office of Equity and Human Rights • Bureau of Environmental Services • Portland Parks & Recreation <p><u>Oversight Responsibilities</u></p> <ul style="list-style-type: none"> • Open and Accountable Elections 	<ul style="list-style-type: none"> •League of Oregon Cities (with Mayor Wheeler) • Metro Policy Advisory Committee (MPAC) • Fair & Moral Claims Committee • Portland Utility Board (PUB) • Human Rights Commission (with Mayor Wheeler) • Visitor Development Fund Board (VDF Board) • Rose Festival Foundation • Portland Commission on Disability (with Mayor Wheeler)

JO ANN HARDESTY

Commissioner of Public Affairs
 Position Number 3
 1221 SW 4th Ave, Room 230, 97204
 (503) 823-4151
 website: www.portland.gov/hardesty
 email: JoAnn@portlandoregon.gov

Bureau Portfolio	Liaison Responsibilities
<ul style="list-style-type: none"> • Portland Fire & Rescue • Portland Bureau of Emergency Management • Bureau of Emergency Communications • Fire & Police Disability & Retirement • Bureau of Planning and Sustainability 	<ul style="list-style-type: none"> •BOEC User Board • Local Public Safety Coordinating Council (with Mayor Wheeler) • Regional Disaster Preparedness Organization – Policy Committee (with Mayor Wheeler) • Fair & Moral Claims Committee

MARY HULL CABALLERO

Auditor of the City of Portland
 1221 SW 4th Ave, Room 140, 97204
 (503) 823-4078

website: www.portlandonline.com/auditor/

e-mail: AuditorHullCaballero@portlandoregon.gov

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Audit Services
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Council Clerk and Contracts
Lobbyist and Political Consultant Regulatory

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Bureau of Emergency Management	Mike Myers
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Bureau of Human Resources	Cathy Bless
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Office of Government Relations	Elizabeth Edwards
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Office of Community & Civic Life	Suk Rhee
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Portland Fire & Rescue	Sara Boone
Portland Housing Bureau	Shannon Callahan
Portland Parks & Recreation	Adena Long
Revenue Director	Thomas Lannom
Water Bureau	Gabriel Solmer

Updated 9/15/20