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191945

Emergency Ordinance

***Appropriate grant for \$656,268 from Earth Advantage as a subrecipient to the United States Department of Energy Resilient and Efficient Codes Implementation Funding Advanced Building Performance Standards in Oregon project**

Passed

The City of Portland ordains.

Section 1. The Council finds:

1. The Bureau of Planning and Sustainability (BPS) applied to Earth Advantage for a grant in the amount of \$656,268 as a subrecipient to the USDOE RECI Funding DE-EE0010947 Advanced Building Performance Standards in Oregon project on December 12, 2023; and
2. Earth Advantage has notified the City of Portland that it will award a grant as noted in Attachment A for the USDOE RECI Funding DE-EE0010947 Advanced Building Performance Standards in Oregon project to BPS in the amount of \$656,268.
3. The Bureau of Planning and Sustainability will use grant funded position and existing positions to implement this project.

NOW, THEREFORE, the Council directs:

- A. The FY 2024-25 budget is hereby amended as follows:

GRANTS FUND
 Fund 217
 Business Area – PN
 Bureau Program Expenses – \$656,268

Section 2. The Council declares that an emergency exists because a delay would unnecessarily delay the City's ability to perform the activities authorized by the grant; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Introduced by

[Mayor Ted Wheeler](#)

City department

[Climate Action; Planning and Sustainability \(BPS\)](#)

Contact

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Requested Agenda Type

Regular

Date and Time Information

Requested Council Date
October 30, 2024
Time Requested
15 minutes

Exhibits and Attachments

 [Attachment A](#) 1.83 MB

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council
October 30, 2024

Auditor of the City of Portland
Simone Rede

Impact Statement

Purpose of Proposed Legislation and Background Information

The "Advancing Building Performance Standards in Oregon" project aims to establish a comprehensive policy and support program tailored to the unique needs of Oregon and enhance local jurisdictions' efforts in Portland, Beaverton, Bend, Eugene, and Milwaukie. This initiative will result in the development of actionable state policy rules for building performance standards, equipping local jurisdictions with the tools and guidance necessary to create and enforce policies that are both progressive and exceed state standards.

The statewide project's technical scope encompasses the following key components:

1. Active engagement with the technical assistance network to foster national collaboration and gain insights into the development, adoption, and compliance aspects of building performance standards.
2. Policy analysis that includes surveying how building performance standards are enacted and implemented in other places, engaging with community-based organizations to understand community priorities, and conducting a detailed legal review of state preemption to assess local jurisdictions' authority in implementing building performance standards.
3. Support the Oregon Department of Energy in collecting and analyzing data, with a focus on representing historically overlooked communities adequately.
4. Development and implementation support for a Portland specific set of building performance standards, which locally are referred to as Carbon Performance Standards. (Carbon performance standards are one component of BPS's Climate and Health Standards for Existing Buildings (CHESB) proposal that was developed in 2020-2022 by BIPOC community members and organizations. CHSEB aims to create harmonious standards that advance climate justice goals.)

5. Portland's carbon performance standards would be implemented in commercial and multifamily buildings 20,000 square feet and over.

The project seeks to achieve the following objectives:

1. Develop robust and actionable building performance standards at the state level.
2. Provide local jurisdictions with support tools and guidance materials to facilitate local action.
3. Engage in policy analysis to create a comprehensive picture of BPS development options.
4. Conduct building data evaluation to inform policy rules and ensure inclusivity.

Offer development support to Portland to establish Carbon Performance Standards.

Financial and Budgetary Impacts

- Earth Advantage has notified the City of Portland that it has been awarded a 2024-2026 subrecipient grant in the amount of \$656,268.
- The grant will amend the FY24-25 budget in the amount of \$656,268 under grant number PN000122.
- The legislation will create a new City staff position and will fund part of an existing position for staff time associated with the project.
- The grant has no match requirement.

Economic and Real Estate Development Impacts

Not applicable.

Community Impacts and Community Involvement

- A goal of this project is to ensure carbon performance standard policy reflects community needs.
- The results of this grant work will help continue community input on the City's development of carbon performance standards, and the strategies that the City will need to develop and implement policies to establish these standards.
- This grant work will provide additional outreach to BIPOC communities to educate and inform about building decarbonization policy decisions and build community capacity to engage in the legislative process.

100% Renewable Goal

- This action will support future policies that decreases the City's total energy use.
- This action will support future policies that increases City's renewable energy use.

Budgetary Impact Worksheet

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount
217001	PNSD000002	511100	CDTS00CE000000GC	Non-program	PN000122	PN01220001	\$437,512
217001	PNSD000002	514100	CDTS00CE000000GC	Non-program	PN000122	PN01220001	\$218,756
217001	PNSD000002	441100	CDTS00CE000000GC	Non-program	PN000122	PN01220001	\$656,268

Financial and Budget Analysis

This action appropriates grant funding totaling \$656,268 for the Resilient and Efficient Codes Implementation of Advanced building Performance Standards in Oregon Project. BPS intends to create a new FTE with associated funds as full as fund a portion of an existing FTE for staff time associated with the project.

Document History

Item 943 Regular Agenda in [October 30-31, 2024 Council Agenda](https://www.portland.gov/council/agenda/2024/10/30) (<https://www.portland.gov/council/agenda/2024/10/30>)

City Council

Rescheduled

Rescheduled to October 30, 2024 at 2:00 p.m.

Item 949-5 Regular Agenda in [October 30-31, 2024 Council Agenda](https://www.portland.gov/council/agenda/2024/10/30) (<https://www.portland.gov/council/agenda/2024/10/30>)

City Council

Passed

Aye (5):

Mingus Mapps, Carmen Rubio, Dan Ryan, Rene Gonzalez, Ted Wheeler