

Portland, Oregon
FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT
For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator Dawn Hottenroth		2. Telephone No. 3-7767	3. Bureau/Office/Dept. BES / Director's Office
4a. To be filed (hearing date): May 30, 2012 and June 6, 2012	4b. Calendar (Check One) Regular <input checked="" type="checkbox"/> Consent <input type="checkbox"/> 4/5ths <input type="checkbox"/>		5. Date Submitted to Commissioner's office and FPD Budget Analyst: May 17, 2012
6a. Financial Impact Section: NA Financial impact section completed		6b. Public Involvement Section: X Public involvement section completed	

1) Legislation Title:

Add new section to the Public Improvements Code to update and codify authority previously delegated to the Bureau of Transportation and the Bureau of Environmental Services with regard to real property interests and to delegate new authority. (Ordinance; add Code Section 17.16.140 and repeal ordinances)

2) Purpose of the Proposed Legislation:

The proposed legislation would move current ordinance-delegated authority for managing real property interests into a City Code Section to provide enhanced clarity and ease of use. The proposed legislation would also update monetary limits within the original delegations and delegate new authority for managing certain types of property interests.

3) Which area(s) of the city are affected by this Council item? (Check all that apply—areas are based on formal neighborhood coalition boundaries)?

- City-wide/Regional Northeast Northwest North
 Central Northeast Southeast Southwest East
 Central City

FINANCIAL IMPACT

4) Revenue: Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If so, please identify the source.

Not Applicable

5) Expense: What are the costs to the City as a result of this legislation? What is the source of funding for the expense? (Please include costs in the current fiscal year as well as costs in future years. If the action is related to a grant or contract please include the local contribution or match required. If there is a project estimate, please identify the level of confidence.)

Not Applicable. This Ordinance will add no new workload.

6) Staffing Requirements:

- Will any positions be created, eliminated or re-classified in the current year as a result of this

legislation? *(If new positions are created please include whether they will be part-time, full-time, limited term, or permanent positions. If the position is limited term please indicate the end of the term.)*

- **Will positions be created or eliminated in future years as a result of this legislation?**

Not Applicable. This Ordinance will add no new workload.

(Complete the following section only if an amendment to the budget is proposed.)

7) Change in Appropriations *(If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Fund Center column if new center needs to be created. Use additional space if needed.)*

Not Applicable

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

[Proceed to Public Involvement Section — REQUIRED as of July 1, 2011]

PUBLIC INVOLVEMENT

8) Was public involvement included in the development of this Council item (e.g. ordinance, resolution, or report)? Please check the appropriate box below:

YES: Please proceed to Question #9.

NO: Please, explain why below; and proceed to Question #10.

9) If "YES," please answer the following questions:

a) What impacts are anticipated in the community from this proposed Council item?

Greater transparency regarding the management of property interests by the City's Bureau of Transportation and Bureau of Environmental Services. Neither the codification of existing ordinance-delegated authority nor the proposed new delegations are anticipated to have any community impact.

b) Which community and business groups, under-represented groups, organizations, external government entities, and other interested parties were involved in this effort, and when and how were they involved?

This code package was created by staff from BES, PBOT and the City Attorney's Office.

The proposal has been listed for over 6 months on the DRAC code and rules action sheet.

Public notice was posted on April 16th and documents were available for public review until May 11th. Minimal comments were received. No public hearing was requested.

c) How did public involvement shape the outcome of this Council item?

No input was received.

d) Who designed and implemented the public involvement related to this Council item?

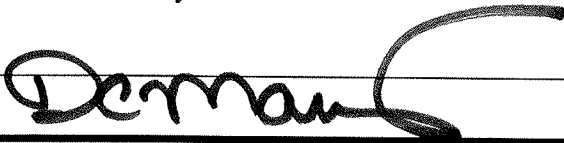
Staff in the Office of the Director of BES

e) Primary contact for more information on this public involvement process (name, title, phone, email):

Dawn Hottenroth, BES Environmental Policy Analyst

10) Is any future public involvement anticipated or necessary for this Council item? Please describe why or why not.

Not directly.



APPROPRIATION UNIT HEAD (Typed name and signature)



CITY OF PORTLAND ENVIRONMENTAL SERVICES



1120 SW Fifth Avenue, Room 1000, Portland, Oregon 97204 ■ Dan Saltzman, Commissioner ■ Dean Marriott, Director

City Council
Agenda Item
Staff Supplemental Report

TO: Commissioner Dan Saltzman
THROUGH: Matt Grumm or Amy Trieu

FROM: Dawn Hottenroth, Environmental Policy Analyst

DATE: May 11, 2012

RE: BES Code Clean up Package

Requested Council Hearing Date: May 30 and June 6th 2012

I. RECOMMENDATION

Bureau staff recommends passage of the proposed Code amendments. These amendments move current ordinance authorities into a new Code section where they can be easily referred to and enhance clarity for citizens. This is a companion piece to the BES Code Clean-up Ordinance filed for the same Council hearing.

NOTE: According to the City Attorney's Office, Charter section 1-104 requires a minimum of four votes in order for Council to delegate its authority to dispose of City-owned property. Therefore, if four favorable votes are not obtained, this ordinance will not pass.

II. BACKGROUND

This package was developed over the last three months by staff from PBOT, the City Attorney's Office and BES. A number of ordinances were passed by Council over the years granting authority to the Bureaus with regard to City property interests. Because these delegations were not codified, the public and sometimes staff are not necessarily aware that they exist. It is far preferable to have them in the Code.

In addition, other relatively minor actions involving City property interests require Council involvement and, in the view of staff, an undue expenditure of Bureau resources. With appropriate limits, those authorities can and should be delegated as well.

*David McEldowney, PBOT Right-of-Way Acquisitions Manager, is the lead contact for information on this issue.

III. FINANCIAL IMPACT

Not applicable

- IV. LEGAL ISSUES
None anticipated. At least four members of Council must vote for passage of this ordinance.
- V. CONTROVERSIAL ISSUES
None identified.
- VI. LINK TO CURRENT CITY POLICIES
This ordinance codifies authorities granted to the bureaus over the last 20 years.
- VII. CITIZEN PARTICIPATION
The proposed were posted for public review on the BES website from April 16 to May 11, 2012. A notice was placed in the newspaper on April 16, 2012 advertising the package was available for review.
- VIII. OTHER GOVERNMENT PARTICIPATION
No agency outside the City was involved in this proposal.
- IX. FINANCIAL IMPACT ON LOCAL ECONOMY
Not applicable
IF APPLICABLE, PROVIDE INFORMATION ON ESTIMATED NUMBER OF JOBS CREATED BY THIS ACTION

IF THIS ACTION IS CONTRACT-RELATED, PROVIDE INFORMATION ON M/W/ESB PARTICIPATION (NUMBER AND PERCENTAGE)
- X. IF THIS IS A CONTRACT, DOES CONTRACTOR HAVE A CURRENT BUSINESS LICENSE? ____ WHAT IS THEIR BUSINESS LICENSE NUMBER? ____ IS THEIR ACCOUNT WITH THE CITY CURRENT? ____ IF NOT, HOW MUCH IS OWING?
