

Portland, Oregon

FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT For Council Action Items

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

1. Name of Initiator Megan Callahan	2. Telephone No. 3-4759	3. Bureau/Office/Dept. BES/Communications
4a. To be filed (hearing date): 30 January 2013	4b. Calendar (Check One) <div style="display: flex; justify-content: space-around;"> Regular <input checked="" type="checkbox"/> Consent <input type="checkbox"/> 4/5ths <input type="checkbox"/> </div>	5. Date Submitted to Commissioner's office and FPD Budget Analyst: 15 January 2013
6a. Financial Impact Section: <input checked="" type="checkbox"/> Financial impact section completed		6b. Public Involvement Section: <input checked="" type="checkbox"/> Public involvement section completed

1) Legislation Title:

Report to City Council on City Fulfillment of ASFO for CSO Program

2) Purpose of the Proposed Legislation:

Accept Report

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 as this is a report regarding the City fulfilling a state requirement.

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 as this is a report regarding the City fulfilling a State requirement.

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.)*

No.

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

No.

(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.)*

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.

This Council item is a report regarding the City's fulfillment of a State requirement. In fulfilling the Amended Stipulation and Final Order (ASFO), Environmental Services engaged in a significant public involvement and outreach effort with Portland residents and business owners over the 20 year life of the CSO Program in order to inform, involve, and educate them about the program's requirements and the various projects that were designed and constructed to meet the ASFO requirements.

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

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

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?

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

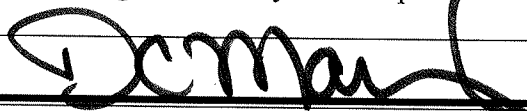
d) Who designed and implemented the public involvement related to this Council item?

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

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

Over the next several years, the bureau anticipates informing and educating the Portland community regarding the CSO system's operations.

EW



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

January 30, 2013

REPORT TO COUNCIL

TO THE COMMISSIONER:

Subject: City Fulfillment of the Amended Stipulation and Final Order (ASFO) for Combined Sewer Overflows (CSOs)

Purpose

The 1994 Amended Stipulation and Final Order (ASFO) between the Environmental Quality Commission (EQC) and the City of Portland required the City to significantly reduce combined sewer overflows (CSOs) into the Willamette River and the Columbia Slough by December 1, 2011. The City completed the CSO program set of project by the required deadline and within the council approved budget. BES presented the results to City Council on November 30, 2011.

The City was required to submit a final report demonstrating compliance with the ASFO to the Department of Environmental Quality (DEQ) in December 2012. This final report clearly demonstrates that all of Portland's CSO outfalls have been controlled and the 20 - year CSO Program has successfully reduced CSO discharges to the levels required in the ASFO and even better. The Compliance report was the final required milestone. The report submission triggered a 60-day period after which the ASFO expires. That expiration day is today, January 30, 2013.

A review of the CSO system's first year of operations following completion of the CSO program will be provided to City Council on January 30, 2013.

Presentation

On January 30, 2013 at a 10:30 a.m. Time Certain, Environmental Services will present a review of the CSO system's first year of operations following completion of the CSO program.

Summary

We recommend that Council accept the report.

Dean Marriott, Director
Bureau Environmental Services

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1. **Report Title: City Fulfillment of Amended Stipulation and Final Order (ASFO) for Combined Sewer Overflows (CSOs)**
 2. **(Creator): Megan D. Callahan**
 3. **Requested Council Date: 30 January 2013**
-

Consent Agenda Item: ☐ or Regular Agenda Item: ☒

Explain why this does or does not require a presentation or Council discussion:

Emergency Item (answer below): ☐ or Non- Emergency Item: ☒

If emergency, why does this need to take effect immediately:

4. History of Agenda Item/Background:

The 1994 Amended Stipulation and Final Order (ASFO) between the Environmental Quality Commission (EQC) and the City of Portland required the City to significantly reduce combined sewer overflows (CSOs) into the Willamette River and the Columbia Slough by December 1, 2011. The City completed the CSO program set of project by the required deadline and within the council approved budget. BES presented the results to City Council on November 30, 2011.

The City was required to submit a final report demonstrating compliance with the ASFO to the Department of Environmental Quality (DEQ) in December 2012. This final report clearly demonstrates that all of Portland's CSO outfalls have been controlled and the 20-year CSO Program has successfully reduced CSO discharges to the levels required in the ASFO and even better. The Compliance report was the final required milestone. The report submission triggered a 60-day period after which the ASFO expires. The expiration day is January 30, 2013.

A review of the CSO system's first year of operations following completion of the CSO program will be provided to City Council on January 30, 2013.

5. Purpose of Agenda Item:

Provide the City Council with a review of the CSO system's operations following the December 2011 completion of the CSO program.

6. Legal Issues:

The expiration of the ASFO removes a 20-year legal constraint on the City's sewer program and necessary funding.

7. What individuals or groups are or would be opposed to this ordinance? Supportive?

No known groups are opposed to this report. Many stakeholders supported the City's fulfillment of the ASFO requirements, particularly ratepayers who provided the funding for the CSO program.

8 How Does This Relate to Current City Policies?

9. Community Participation:

The City worked with the community throughout the entire 20-year CSO program including over 26,000 property owners who participated in the downspout disconnection program, residents and businesses who attended and participated in design and construction meetings for the over 300 construction projects that were part of the CSO program, as well as members of various committees including the East Side CSO Review Committee.

10. Other Government Participation:

Aside from DEQ oversight, there was no other government assistance or participation.

11. Financial Impact:

No new impact. Fulfilling the debt requirements from bonds sold to fund this program will require continued rate increases for the near-term.