

**PORTLAND CITY COUNCIL AGENDA
City Hall - 1221 SW Fourth Avenue
WEDNESDAY, 9:30 AM, JULY 8, 2020**

Disposition:

THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz and Hardesty, 4.

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). 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. Testimony is not taken on communications, reports, second readings, proclamations or presentations in accordance with Code 3.02.040 F. and G. **The deadline to sign up for the July 8-9, 2020 Council meetings is Tuesday, July 7, 2020 at 4:00 p.m.**

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

TIMES CERTAIN

521 TIME CERTAIN: 9:30 AM – Readopt remanded ordinance for the Central City 2035 Plan and amend the Comprehensive Plan, Comprehensive Plan Map, Transportation System Plan, Willamette Greenway Plan, Scenic Resources Protection Plan and Zoning Map, authorize adoption of administrative rules, and repeal and replace prior Central City plans and documents (Second Reading Agenda 520; Ordinance introduced by Mayor Wheeler; readopt Ordinance No. 189000; amend Title 33) 15 minutes requested

(Y-3; N-1 Fritz)

**190023
As Amended**

CONSENT AGENDA – NO DISCUSSION

Mayor Ted Wheeler

Bureau of Development Services

<p>*522 Authorize an Intergovernmental Agreement with the State of Oregon on behalf of Portland State University, for the use of parking permits and access cards at the 4th Avenue Garage and provide for payment (Ordinance) (Y-4)</p>	<p>190024</p>
<p>Bureau of Planning & Sustainability</p>	
<p>*523 Authorize a grant agreement to Cascadia Policy Solutions in a total amount not to exceed \$75,000 as part of the City's participation in the Pacific Coast Collaborative, a multi-state food waste reduction project (Ordinance) (Y-4)</p>	<p>190025</p>
<p>*524 Authorize the Director of the Bureau of Planning and Sustainability to execute grant agreement in the amount of \$100,000 with The Recycling Partnership, Inc. and execute subrecipient grant agreements with community organizations not to exceed \$100,000 (Ordinance) (Y-4)</p>	<p>190026</p>
<p>Office of Management and Finance</p>	
<p>*525 Authorize a one-year agreement with the Regional Arts and Culture Council to administer art programs for the City and provide for payment (Ordinance) (Y-4)</p>	<p>190043</p>
<p>*526 Extend contract with Providence Occupational Health Services for an amount not to exceed \$1,125,000 for post offer of employment medical examination and physical capacity testing services (Ordinance; amend Contract No. 30004322) (Y-4)</p>	<p>190027</p>
<p>*527 Pay property damage claim of Northwest Natural in the sum of \$8,809 involving the Portland Water Bureau (Ordinance) (Y-4)</p>	<p>190028</p>
<p>*528 Authorize an Intergovernmental Agreement with Multnomah County for the Revenue Division of the Bureau of Revenue and Financial Services to administer the Multnomah County Business Income Tax for ten years for an amount of \$1,393,468 in the first year and adjusted annually for inflation (Ordinance) (Y-4)</p>	<p>190029</p>
<p>Commissioner Chloe Eudaly</p>	
<p>Bureau of Transportation</p>	
<p>*529 Authorize a contract with the lowest responsible bidder for the Connected Cully Project in the range of \$2 million to \$5 million (Ordinance) (Y-4)</p>	<p>190030</p>
<p>*530 Authorize a contract with the lowest responsible bidder for the Red Electric Trail Project in the range of \$2 million to \$5 million (Ordinance) (Y-4)</p>	<p>190031</p>
<p>REGULAR AGENDA</p>	

<p>*531 Adopt emergency temporary limitations on the fees third-party delivery services may charge restaurants during the COVID-19 emergency (Ordinance introduced by Mayor Wheeler and Commissioner Eudaly) 20 minutes requested Motion to accept substitute Exhibit A: Moved by Eudaly and seconded by Wheeler. (Y-4) (Y-4)</p>	<p>190032 As Amended</p>
<p>Mayor Ted Wheeler</p>	
<p>532 Appoint Kymberly Horner to the Portland Housing Advisory Commission for a term to expire July 7, 2022 (Report) 10 minutes requested Motion to accept the report: Moved by Hardesty and seconded by Eudaly. (Y-4)</p>	<p>CONFIRMED</p>
<p>Bureau of Environmental Services</p>	
<p>533 Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Columbia Boulevard Wastewater Treatment Plant Organic Waste Receiving Facility Project No. E10804, for an estimated amount of \$7,821,000 (Ordinance) 10 minutes requested</p>	<p>PASSED TO SECOND READING JULY 15, 2020 AT 9:30 AM</p>
<p>534 Authorize the Bureau of Environmental Services to acquire certain permanent and temporary property rights necessary for construction of the Goose Hollow Sewer Rehabilitation Project No. E10683, through the exercise of the City's Eminent Domain Authority (Ordinance) 10 minutes requested</p>	<p>PASSED TO SECOND READING JULY 15, 2020 AT 9:30 AM</p>
<p>535 Authorize grant agreement up to \$73,000 to Southwest Neighborhoods, Inc. to provide outreach, technical assistance and community involvement for watershed projects in westside sub-watersheds (Second Reading Agenda 499)</p>	<p>REFERRED TO COMMISSIONER OF FINANCE AND ADMINISTRATION</p>
<p>Office of Management and Finance</p>	
<p>536 Accept Guaranteed Maximum Price of \$17,989,637 from MWH Constructors, Inc. for the construction of the Corrosion Control Improvements Project (Procurement Report - RFP No. 00001107) 15 minutes requested Motion to accept the report: Moved by Eudaly and seconded by Fritz. (Y-4)</p>	<p>ACCEPTED PREPARE CONTRACT</p>
<p>*537 Authorize revenue bonds to refund outstanding bonds and revenue bonds in an amount sufficient to provide not more than \$4.3 million to finance improvements to the Headwaters Apartments Project (Ordinance) 10 minutes requested (Y-4)</p>	<p>190033</p>
<p>*538 Grant voluntary recognition as provided under ORS 243.666(3) to the Professional and Technical Employees Union, Local 17 to represent the collective bargaining interests of City employees in the classification of Engineer II, job class number 30003046 (Ordinance) 10 minutes requested (Y-4)</p>	<p>190035</p>
<p>Portland Housing Bureau</p>	

<p>*539 Amend the FY 2020-21 budget and authorize amending the Intergovernmental Agreement with Home Forward and payment of up to \$5,175,233 and appropriation of \$2 million for capital repairs to the Headwaters Apartments (Ordinance; amend Contract No. 30006255) 15 minutes requested (Y-4)</p>	<p>190034</p>
<p>*540 Authorize 17 subrecipient contracts totaling \$5,062,200 for services in support of providing affordable housing to include emergency home repair, Fair Housing, Homeownership Counseling and Education and renter services, including relocation assistance and education and advocacy (Ordinance) 10 minutes requested (Y-4)</p>	<p>190036</p>
<p>*541 Establish Code Sections to administer the FAR Transfer from Existing Affordable Housing and Three-Bedroom Unit FAR Density Bonus Option Programs that were approved through the Better Housing by Design zoning Code project (Ordinance; add Code Sections 30.01.150 and 30.01.160) 10 minutes requested (Y-4)</p>	<p>190037</p>
<p>*542 Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Burney 1 located at 5980 E Burnside St (Ordinance) (Y-4)</p>	<p>190038</p>
<p>*543 Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Burney 2 located at 5960 E Burnside St (Ordinance) (Y-4)</p>	<p>190039</p>
<p>*544 Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Cesar Apartments located at 1604 SE Cesar Chavez Blvd (Ordinance) (Y-4)</p>	<p>190040</p>
<p>*545 Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Prov 3 Apartments located at 5505 NE Glisan St (Ordinance) 10 minutes requested</p>	<p>REFERRED TO COMMISSIONER OF FINANCE AND ADMINISTRATION</p>
<p>546 Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Pepsi Blocks Phase 1A, Building A located at 827 NE 27th Ave (Ordinance) 10 minutes requested</p>	<p>PASSED TO SECOND READING JULY 15, 2020 AT 9:30 AM</p>
<p>*547 Authorize Intergovernmental Agreement with Prosper Portland in support of the ongoing implementation of housing functions at the Portland Housing Bureau and economic opportunity functions at Prosper Portland (Ordinance) 10 minutes requested (Y-4)</p>	<p>190041</p>
<p style="text-align: center;">Commissioner Chloe Eudaly Bureau of Transportation</p>	

<p>*548 Approve findings to authorize an exemption to the competitive bidding requirements and authorize a competitive solicitation for the use of the alternative contracting method of Negotiated Request for Proposals for construction of the Outer Division Multi-Modal Safety Project (Ordinance) 15 minutes requested (Y-4)</p>	<p>190042</p>
<p>549 Authorize an Intergovernmental Agreement with TriMet for Friends of Frog Ferry funding in the amount of \$40,000 as part of local match for the State Transportation Improvement Funds discretionary grant in the amount \$200,000 to develop the Frog Ferry Operations and Finance Plan (Ordinance) 15 minutes requested</p>	<p>PASSED TO SECOND READING JULY 15, 2020 AT 9:30 AM</p>

WEDNESDAY, 2:00 PM, JULY 8, 2020

THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz and Hardesty, 4

550 TIME CERTAIN: 2:00 PM – Amend Planning and Zoning Code to extend the expiration date for some land use approvals, maintain inclusionary housing rates outside the Central City and Gateway Plan Districts, and allow for virtual neighborhood contact meetings (Ordinance introduced by Mayor Wheeler; amend Title 33) 2 hours requested

Motion to align start date for proposal #3 for land use review decisions retroactive to the start of the pandemic: Moved by Wheeler and seconded by Eudaly. Vote not taken.

Motion to extend proposal for virtual public meetings to January 1, 2024: Moved by Wheeler and seconded by Hardesty. Vote not taken.

Motion to reduce the amount of time that the lower inclusionary housing rates would continue to apply outside the Central City and Gateway from three years to one year: Moved by Wheeler and seconded by Eudaly. Vote not taken.

Motion to postpone effective dates of system development charges for the Bureaus of Environmental Services, Water, and Transportation: Moved by Wheeler and seconded by Fritz. Vote not taken.

Written record will close July 15, 2020 at 5:00 p.m.

**CONTINUED TO
JULY 22, 2020
AT 3:30 PM
TIME CERTAIN**

THURSDAY, 2:00 PM, JULY 9, 2020

THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz and Hardesty, 4

<p>551 TIME CERTAIN: 2:00 PM – Amend the Comprehensive Plan, Comprehensive Plan Map, Zoning Map, and Title 33 Planning and Zoning to revise the Single-Dwelling Residential designations and base zones (Previous Agenda 494; Ordinance introduced by Mayor Wheeler; amend Code Title 33 and Portland Comprehensive Plan and Zoning Maps) 90 minutes requested</p> <p>Motion to approve technical changes to align the proposals with recently adopted projects for consistency: Moved by Hardesty and seconded by Eudaly. (Y-4)</p> <p>Motion to approve changes to align duplex allowances with state mandates in HB2001: Moved by Hardesty and seconded by Eudaly. (Y-4)</p> <p>Motion to approve changes to respond to the SB 534 requirement to recognize certain substandard platted lots: Moved by Hardesty and seconded by Eudaly. (Y-3; N-1 Fritz)</p> <p>Motion to approve the creation of a combined process for lot consolidations and property line adjustments: Moved by Hardesty and seconded by Eudaly. (Y-4)</p> <p>Motion to approve provisions for a “Deeper Affordability Bonus”: Moved by Hardesty and seconded by Eudaly. (Y-4)</p> <p>Motion to approve Historic Resource Demolition Disincentive: Moved by Hardesty and seconded by Eudaly. (Y-4)</p>	<p>CONTINUED TO AUGUST 5, 2020 AT 2:00 PM TIME CERTAIN AS AMENDED</p>
<p>*552 TIME CERTAIN: 3:30 PM – Authorize \$1,623,850 for grant agreements to be divided among the five non-profit neighborhood District Coalitions to support Neighborhood Associations and community engagement activities from July 1, 2020 through June 30, 2021 (Previous Agenda 497; Ordinance introduced by Commissioner Eudaly) 1 hour requested for items 552 and 553</p> <p>Motion to accept substitute ordinance: Moved by Eudaly and seconded by Hardesty. (Y-4)</p> <p>Motion to add an emergency clause because it is in the public interest to approve the grant agreements as quickly as possible: Moved by Eudaly and seconded by Fritz. (Y-4)</p> <p>(Y-4)</p>	<p>190044 As Amended</p>
<p>*553 Authorize \$851,646 for grant agreements with Center for Intercultural Organizing- Unite Oregon; Latino Network; Immigrant Refugee Community Organization; Native American Youth and Family Center; Momentum Alliance; and Urban League of Portland for the Diversity and Civic Leadership Organizing Project for July 1, 2020 through June 30, 2021 (Previous Agenda 498; Ordinance introduced by Commissioner Eudaly)</p> <p>Motion to add an emergency clause because it is in the public interest to approve the grant agreements as quickly as possible: Moved by Eudaly and seconded by Fritz. (Y-4)</p> <p>(Y-4)</p>	<p>190045 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 503-823-4086. (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). 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. Testimony is not taken on communications, reports, second readings, proclamations or presentations in accordance with Code 3.02.040 F. and G. 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>

Clerk Email: karla.moore-love@portlandoregon.gov

Council Clerk Testimony: 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
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 email: mayorwheeler@portlandoregon.gov

Bureau Portfolio	Liaison Responsibilities
<ul style="list-style-type: none"> • Portland Police Bureau • Portland Housing Bureau • Bureau of Planning and Sustainability • Prosper Portland • Bureau of Development Services • City Budget Office • City Attorney • Government Relations • Office of Management & Finance • Office for Community Technology • Bureau of Environmental Services • Portland Parks & Recreation • Portland Children’s Levy 	<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 Eudaly) • 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) • Office of Film & Video • Venture Portland • Metropolitan Exposition and Recreation Commission (MERC) • Elders in Action • Portland Utility Board (PUB) • Portland Parks Foundation • Portland Parks Board • Pioneer Courthouse Square

AMANDA FRITZ

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Bureau Portfolio	Liaison Responsibilities
<ul style="list-style-type: none"> • Portland Water Bureau • Bureau of Hydroelectric Power • Office of Equity and Human Rights <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)

VACANT

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Bureau Portfolio	Liaison Responsibilities

JO ANN HARDESTY

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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 	<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 • The Gateway Center

CHLOE EUDALY

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Bureau Portfolio	Liaison Responsibilities
<ul style="list-style-type: none"> • Office of Community & Civic Life • Portland Bureau of Transportation 	<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)

MARY HULL CABALLERO

Auditor of the City of Portland

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Portfolio
Audit Services
City Elections
City Recorder
-Archives
-Council Clerk / Contracts Division
-Records Management
Hearings Office
IPR - Independent Police Review
Ombudsman
Portland Multnomah Progress Board

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Bureau of Emergency Management	Mike Myers
Bureau of Environmental Services	Michael Jordan
Bureau of Human Resources	Cathy Bless
Bureau of Planning & Sustainability	Andrea Durbin
Bureau of Police	Charles Lovell, Chief
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Bureau of Technology Services	Jeff Baer
Bureau of Transportation	Chris Warner
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City Budget Office	Jessica Kinard
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Office of Mgmt & Finance – Chief Administrative Officer	Tom Rinehart
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Portland Fire & Rescue	Sara Boone
Portland Housing Bureau	Shannon Callahan
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Revenue Director	Thomas Lannom
Water Bureau	Michael Stuhr

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