

<p style="text-align: center;">PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue <u>WEDNESDAY, 9:30 AM, AUGUST 23, 2017</u></p> <p>Due to the absence of two Council members on Wednesday, Consent Agenda and Regular Agenda Emergency items were taken at 1:00 pm, Thursday.</p> <p>THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Fritz and Saltzman, 3.</p>	<p style="text-align: center;">Disposition:</p>
COMMUNICATIONS	
<p>922 Request of Jessie Love to address Council regarding to be heard on something they can help with (Communication)</p>	PLACED ON FILE
<p>923 Request of Don J Baldwin to address Council regarding Freedom Cities Campaign (Communication)</p>	PLACED ON FILE
<p>924 Request of Martha Dibblee to address Council regarding the Aarhus Project (Communication)</p>	PLACED ON FILE
<p>925 Request of Donna L Cohen to address Council regarding St Johns Truck Strategy, Phase II, Plan (Communication)</p>	PLACED ON FILE
<p>926 Request of Kelly Tadlock to address Council regarding St Johns Truck Strategy Phase II Safety Improvements (Communication)</p>	PLACED ON FILE
TIMES CERTAIN	
<p>927 TIME CERTAIN: 9:45 AM – Travel Portland 2017 presentation (Presentation introduced by Mayor Wheeler) 15 minutes requested</p>	PLACED ON FILE
<p>928 TIME CERTAIN: 10:00 AM – Create a local improvement district to construct street, sidewalk and stormwater improvements in the N Suttle Road Local Improvement District (Previous Agenda 787; Ordinance introduced by Commissioner Saltzman; C-10058) 30 minutes requested</p> <p>Motion to accept amendments as stated in Bureau of Transportation memo dated 8/17/17: Moved by Saltzman and seconded by Fritz. (Y-3)</p>	PASSED TO SECOND READING AS AMENDED AUGUST 30, 2017 AT 9:30 AM
<p>REGULAR AGENDA - Wednesday Mayor Ted Wheeler Office of Management and Finance</p>	

<p>929 Accept bid of Precision Trenchless, LLC for the Tabor-Powell, Phase II Sewer Rehabilitation project for \$1,841,089 (Procurement Report - Bid No. 00000647) 15 minutes requested</p> <p>Motion to accept report: Moved by Fish and seconded by Saltzman.</p> <p>(Y-3)</p>	<p>ACCEPTED PREPARE CONTRACT</p>	
<p>930 Approve findings to authorize an exemption to the competitive bidding requirements and authorize competitive solicitation using the alternative contracting method of Design-Build, and authorize payment for construction related to the Columbia Boulevard Wastewater Treatment Plant Wash Water and Hypochlorite Piping Replacement Project for an estimated amount of \$4,000,000 (Second Reading Agenda 905)</p> <p>(Y-3)</p>	<p>188559</p>	
<p style="text-align: center;">Commissioner Dan Saltzman</p> <p style="text-align: center;">Portland Fire & Rescue</p> <p>931 Authorize Portland Fire & Rescue to provide limited fee-for-service patient transport under unique and unusual circumstances, and authorize application to Medicare as ambulance services provider (Ordinance) 10 minutes requested</p>		<p style="text-align: center;">PASSED TO SECOND READING AUGUST 30, 2017 AT 9:30 AM</p>
<p style="text-align: center;">Commissioner Nick Fish</p> <p style="text-align: center;">Bureau of Environmental Services</p> <p>932 Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Sunnyside East Reconstruction & Green Streets Project No. E10370 for an estimated cost of \$2.64 million (Ordinance) 10 minutes requested</p>		<p style="text-align: center;">PASSED TO SECOND READING AUGUST 30, 2017 AT 9:30 AM</p>
<p>933 Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Concordia Sewer Rehabilitation Project No. E10677 for \$4,824,200 (Ordinance) 10 minutes requested</p>		<p style="text-align: center;">PASSED TO SECOND READING AUGUST 30, 2017 AT 9:30 AM</p>
<p style="text-align: center;"><u>WEDNESDAY, 2:00 PM, AUGUST 23, 2017</u></p> <p style="text-align: center;">DUE TO LACK OF AGENDA THERE WAS NO WEDNESDAY 2:00 MEETING</p>		
<p style="text-align: center;"><u>THURSDAY, 1:00 PM, AUGUST 24, 2017</u></p> <p>Consent Agenda and Regular Agenda-Thursdays started at 1:00 pm, followed by the 2:00 pm and 3:00 pm Times Certain.</p>		

THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fish, Fritz and Saltzman, 5. Commissioner Fish left at 4:30 pm.

CONSENT AGENDA – NO DISCUSSION		
Mayor Ted Wheeler		
934	Appoint Gwendolyn Griffith and Daniel Morris and reappoint Dharam Yadav to the Business License Appeals Board (Report) (Y-5)	CONFIRMED
City Attorney		
935	Authorize the City Attorney to appear as amicus curiae on behalf of the City of Portland in the case of <i>Oregon Natural Resources Council Fund v. Port of Portland</i> , seeking clarity from the Oregon Supreme Court as to state free speech requirements when municipalities are operating in a proprietary capacity administering municipal property (Resolution) (Y-5)	37313
Office of Management and Finance		
*936	Pay claim of Robert and Gayanne Courter in the sum of \$15,500 involving the Water Bureau (Ordinance) (Y-5)	188560
937	Grant a franchise to Portland General Electric Company dba World Trade Center Properties for electric vehicle charging station services for a period of five years (Second Reading Agenda 834) (Y-5)	188561
Commissioner Dan Saltzman		
Bureau of Transportation		
*938	Amend Intergovernmental Agreement with Multnomah County to provide maintenance services west of the Willamette River for FY 17-18 (Ordinance; amend Contract No. 51062) (Y-5)	188562
939	Revoke ordinance allowing Meier & Frank use along the south side of SW Alder Street between SW 6th and 5th Avenues for loading and unloading operations (Second Reading Agenda 911; revoke Ordinance No. 147912) (Y-5)	188563
Commissioner Chloe Eudaly		
Office of Neighborhood Involvement		
*940	Authorize grant agreement with Elders in Action to provide services and advocacy for older adults in the City for \$160,842 (Ordinance) (Y-5)	188564
City Auditor Mary Hull Caballero		

<p>*941 Assess property for system development charge contracts, private plumbing loan contracts and safety net loan deferral contracts (Ordinance; Z0824, K0165, T0183, Z1202, K0167, T0184, Z0825, W0056, P0145, P0146)</p> <p>(Y-5)</p>	<p>188565</p>
<p>REGULAR AGENDA - Thursday</p>	
<p>Mayor Ted Wheeler</p>	
<p>Bureau of Police</p>	
<p>*942 Accept and appropriate a grant in the amount of \$68,250 and authorize an Intergovernmental Agreement with the Oregon Department of Transportation, Transportation Safety Division, for the 2017 Motor Carrier Safety Assistance Program for motor carrier safety inspections by the Police Bureau Traffic sworn personnel (Ordinance)</p> <p>(Y-5)</p>	<p>188566</p>
<p>Portland Housing Bureau</p>	
<p>*943 Authorize construction and permanent financing in an amount not to exceed \$5,766,360, and a ground lease with 72nd and Foster Limited Partnership for portions of City-owned property at 5005 SE 72nd Ave to facilitate the affordable redevelopment project known as 72Foster (Ordinance) 30 minutes requested</p> <p>(Y-5)</p>	<p>188567</p>
<p>Commissioner Dan Saltzman</p>	
<p>Bureau of Transportation</p>	
<p>*944 Authorize contract with KPFF Consulting Engineers Inc. for design of the Sullivan's Crossing Active Transportation Bridge in the amount of \$2,315,359 (Ordinance)</p> <p>(Y-5)</p>	<p>188568</p>
<p>TIMES CERTAIN</p>	
<p>*945 TIME CERTAIN: 2:00 PM – Adopt revised Post Deadly Force Procedures for Police Bureau including requirement for prompt compelled statements by involved officers; authorize and direct City Attorney to pursue legal proceedings to validate that requiring compelled statements will not preclude ability to criminally prosecute (Ordinance introduced by Mayor Wheeler and Commissioner Fish) 1 hour requested for items 945 and 946</p> <p>Motion to remove the word “compelled” from the definition of Public Safety Statement in Exhibit B, Policy 1010.10: Moved by Saltzman and seconded by Fish. (Y-5)</p> <p>Motion to insert the word “physically” before “incapacitated” in Procedure Section 2.2.5.1: Moved by Saltzman and seconded by Fish. (Y-5)</p> <p>(Y-5)</p>	<p>188569 AS AMENDED</p>

<p>*946 Approve amendments to Settlement Agreement between the United States and the City of Portland in United States District Court Case No. 3:12-cv-02265-SI, and Plan for Portland Commission on Community-Engaged Policing (Previous Agenda 893; Ordinance introduced by Mayor Wheeler)</p> <p>Motion to accept the Portland Committee on Community-Engaged Policing (PCCEP) package of amendments submitted by Commissioner Fritz: Moved by Fritz and seconded by Fish. (Y-5)</p> <p>Motion to add Albina Ministerial Alliance Coalition to the list on Exhibit 4-1, page 7: Moved by Saltzman and seconded by Fritz. (Y-5)</p> <p>Motion to add language to Exhibit 4-1, Part V. Term, that there is no term limit: Moved by Fish and seconded by Eudaly. (Y-5)</p> <p>Motion to add an emergency clause because it is in the public benefit to send the ordinance to the Department of Justice and the judge as soon as possible: Moved by Fritz and seconded by Eudaly. (Y-5)</p> <p>(Y-5)</p>	<p style="text-align: center;">188570 AS AMENDED</p>
<p>947 TIME CERTAIN: 3:00 PM – Appeal of Erica Ceder, DLR Group, and Appeal of Peter Meijer, Peter Meijer Architect PC, against the Historic Landmarks Commission’s decision of approval with conditions for Historic Resource Review of exterior alterations and rehabilitation of The Portland Building in the Central City, at 1120 SW 5th Ave (Hearing introduced by Commissioner Eudaly; LU 17-153413 HRM AD) 2 hours requested</p> <p>Motion to tentatively grant the Cedar appeal, deny the Meijer appeal and uphold the Historic Landmarks Commission’s decision with removal of condition G: Moved by Saltzman and seconded by Eudaly. (Y-4; Fish absent)</p>	<p style="text-align: center;">TENTATIVELY GRANT THE CEDER APPEAL AND DENY THE MEIJER APPEAL; PREPARE FINDINGS FOR SEPTEMBER 13, 2017 AT 11:15 AM TIME CERTAIN</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.

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AUGUST 23-24, 2017

The meetings are also cablecast on CityNet 30, Portland Community Media television.

Mary Hull Caballero
Auditor of the City of Portland

Testimony is taken on Reports, Resolutions and Ordinances (first reading). To testify, sign up on a testimony sheet as you enter Council Chambers on the day of the meeting. Individuals have 3 minutes to testify, unless otherwise stated at the meeting. Testimony is not taken on Communications, Second Readings, Proclamations or Presentations in accordance with Code 3.02.040 F. and G.

Written testimony may be emailed or mailed to the Council Clerk prior to the meeting.

To schedule a Communication, email or mail your request to the Council Clerk. Include your name, address, phone number and a brief description of the subject you will be addressing. For full details, see Testimony Policies and procedures. <http://www.portlandonline.com/auditor/index.cfm?&a=63123&c=34447>

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

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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

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Bureau Portfolio	Liaison Responsibilities
Bureau of Emergency Communications Bureau of Planning and Sustainability City Attorney City Budget Office Government Relations Office of Equity and Human Rights Office of Management & Finance Portland Bureau of Emergency Management Prosper Portland Portland Housing Bureau Portland Police Bureau	Travel Portland Regional Disaster Preparedness Organization – Policy Committee Home Forward A Home For Everyone (with Commissioner Eudaly) Local Public Safety Coordinating Council Mt. Hood Cable Regulatory Commission Portland Community Media/Open Signal Human Rights Commission BOEC User Board

CHLOE EUDALY

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 website: www.portlandoregon.gov/eudaly
 e-mail: Chloe@portlandoregon.gov

Bureau Portfolio	Liaison Responsibilities
Office of Neighborhood Involvement Bureau of Development Services	A Home For Everyone (with Mayor Wheeler) Public Involvement Advisory Committee New Portlanders Policy Council Metro Policy Advisory Committee (MPAC) Multnomah County Animal Control Portland Commission on Disability Multnomah Youth Commission

NICK FISH

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Bureau Portfolio	Liaison Responsibilities
Bureau of Environmental Services Bureau of Hydroelectric Power Water Bureau	Regional Arts & Culture Council Rose Festival Foundation Royal Rosarians Venture Portland Portland's Centers for the Arts Metropolitan Exposition and Recreation Commission (MERC) Visitor Development Fund Board (VDF Board) Elders in Action Portland Utility Board (PUB)

AMANDA FRITZ

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Bureau Portfolio	Liaison Responsibilities
Bureau of Parks & Recreation	League of Oregon Cities (with Mayor Wheeler) Metro Policy Advisory Committee (MPAC) Visitor Development Fund Board (VDF Board) Portland Parks Foundation

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Bureau Portfolio	Liaison Responsibilities
Portland Fire & Rescue Portland Bureau of Transportation Fire & Police Disability & Retirement <u>Oversight Responsibilities</u> Portland Children's Levy The Gateway Center	Portland Streetcar, Inc. Portland Mall Management, Inc. Portland Aerial Tram Board Joint Policy Advisory Committee on Transportation (JPACT)

MARY HULL CABALLERO

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

BUREAU DIRECTORS

Bureau of Development Services	Rebecca Esau, Interim
Bureau of Emergency Communications	Lisa St. Helen, Interim
Bureau of Emergency Management	Carmen Merlo
Bureau of Environmental Services	Michael Jordan
Bureau of Human Resources	Anna Kanwit
Bureau of Internal Business Services	Bryant Enge
Bureau of Planning & Sustainability	Susan Anderson
Bureau of Police	Chris Uehara, Interim
Bureau of Revenue & Financial Services	Ken Rust
Bureau of Technology Services	Jeff Baer
Bureau of Transportation	Leah Treat
City Attorney	Tracy Reeve
City Budget Office	Andrew Scott
Fire & Police Disability and Retirement	Samuel Hutchison
Office of Equity and Human Rights	Dante James
Office of Government Relations	Elizabeth Edwards, Interim
Office of Mgmt & Finance –Chief Admin Officer	Tom Rinehart
Office of Neighborhood Involvement	Suk Rhee
Prosper Portland (fka Portland Development Commission)	Kimberly Branam
Portland Fire & Rescue	Mike Myers
Portland Housing Bureau	Kurt Creager
Portland Parks & Recreation	Mike Abbaté
Revenue Director	Thomas Lannom
Water Bureau	Michael Stuhr

Updated 08-24-2017