



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **4th DAY OF JANUARY, 2006** AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Potter, Presiding; Commissioners Adams, Leonard, Saltzman and Sten, 5.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Harry Auerbach, Chief Deputy City Attorney; and Larry Sparks, Sergeant at Arms.

Motion to elect Commissioner Sten as President of the Council: Moved by Commissioner Adams and seconded by Commissioner Leonard. (Y-5)

COMMUNICATIONS	
1 Request of Charles E. Long to address Council regarding hope for the New Year (Communication)	PLACED ON FILE
2 Request of Patricia Schaeffer to address Council regarding shelters (Communication)	PLACED ON FILE
3 Request of Richard L. Koenig to address Council regarding Independent Police Review program (Communication)	PLACED ON FILE
4 Request of Douglas Turner Sr. to address Council regarding homelessness (Communication)	RESCHEDULED TO JANUARY 11, 2006 AT 9:30 AM
TIME CERTAINS	
5 TIME CERTAIN: 9:30 AM – Amend percent for art public art program (Ordinance introduced by Mayor Potter and Commissioners Adams, Leonard, Saltzman and Sten; amend Code Chapter 5.74)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
6 TIME CERTAIN: 10:30 AM – Tentatively deny appeal of Southwest Hills Residential League and uphold Hearings Officer's decision with conditions to approve the application of Erik Eekhoff, W E Develop, LLC to construct a 36-unit condominium building at 1299 SW Cardinell Drive (Findings; Previous Agenda 1542; LU 05-128719 EV EN M)	CONTINUED TO JANUARY 11, 2006 AT 9:45 AM TIME CERTAIN

January 4, 2006

CONSENT AGENDA – NO DISCUSSION	
Mayor Tom Potter	
Bureau of Planning	
*7 Accept technical assistance grant of \$10,820 from Oregon Department of Land Conservation and Development for Neighborhood Commercial Corridors Project: Market and Land Analysis (Ordinance) (Y-5)	179851
Office of Neighborhood Involvement	
8 Increase subrecipient contract with the Youth Employment Institute for additional graffiti abatement services using General Fund dollars (Second Reading Agenda 1586; amend Contract No. 36229) (Y-5)	179852
Portland Office of Emergency Management	
9 Authorize a task order with Yost Grube Hall for a Space Utilization Study for Portland Office of Emergency Management (Ordinance)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
Police Bureau	
*10 Authorize a Grant Agreement with Police Activities League for the 2005-06 Albina Weed & Seed Program (Ordinance) (Y-5)	179853
Commissioner Sam Adams	
Bureau of Environmental Services	
*11 Authorize a contract with Bennett Staheli Engineers and provide for payment for design of Woods Trunk Sewer Rehabilitation Project No. 8084 (Ordinance) (Y-5)	179854
12 Authorize contract with Counterpoint Consulting for technical assistance for the Water Pollution Control Facilities and National Pollutant Discharge Elimination System Municipal Separate Storm Sewer System Permits for \$95,000 per year up to five years (Ordinance)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
Office of Transportation	
*13 Authorize a Lease Agreement with Fox Tower, LLC to construct, use and maintain a parking structure under a City street (Ordinance) (Y-5)	179855

January 4, 2006

14	Amend contract to the 2001 Oregon Transportation Investment Act Agreement with the Oregon Department of Transportation for the East Columbia Boulevard to Lombard Street Connector Project (Ordinance; amend Contract No. 52077)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
Commissioner Dan Saltzman		
Office of Sustainable Development		
*15	Accept a \$150,000 grant from PacifiCorp to develop and implement a program to assist small businesses to conserve energy, water and other resources and improve sustainability practices (Ordinance) (Y-5)	179856
16	Authorize an agreement with PacifiCorp to report carbon dioxide emissions from its generating plants and related information (Ordinance)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
17	Authorize an Intergovernmental Agreement with Multnomah County for up to \$170,462 to provide energy efficiency services to low-income multifamily properties (Ordinance)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
REGULAR AGENDA		
S-18	Direct City Attorney to gather additional information regarding operations of Portland General Electric (Resolution introduced by Mayor Potter and Commissioners Leonard and Sten) Motion to accept the Substitute Resolution: Moved by Commissioner Leonard and seconded by Commissioner Sten. (Y-5) (Y-5)	SUBSTITUTE 36370
Mayor Tom Potter		
19	Reappoint Christine Caruso and Larry Hilderbrand to the Portland Planning Commission for terms to expire January 13, 2010 (Report) (Y-5)	CONFIRMED
Office of Management and Finance – Bureau of General Services		
20	Authorize a contract and provide for payment to replace four 12-yard dump trucks for the Bureau of Maintenance (Ordinance)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
21	Authorize contract and provide for payment for The Portland Building Ecoroof project (Second Reading Agenda 1606) (Y-5)	179857
Commissioner Sam Adams		

January 4, 2006

Bureau of Environmental Services		
22	Authorize Intergovernmental Agreement with the Department of Environmental Quality for the City to assist in restoring native vegetation, community outreach and event planning through the Bureau of Environmental Service Revegetation Program at the McCormick and Baxter Superfund Site (Second Reading Agenda 1608) (Y-5)	179858
Office of Transportation		
23	Vacate a portion of SW Freeman Street east of SW 19th Avenue subject to certain conditions and reservations (Hearing; Ordinance; VAC 10021)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
24	Vacate a portion of N Baldwin Street east of N Delaware Avenue subject to certain conditions and reservations (Hearing; Ordinance; VAC 10022)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
25	Vacate a portion of SE Long Street west of SE 40th Avenue subject to certain conditions and reservations (Hearing; Ordinance; VAC 10024)	PASSED TO SECOND READING JANUARY 11, 2006 AT 9:30 AM
26	Create a local improvement district to construct street and traffic calming improvements from Barbara Welch Road to north of Bybee Drive in the SE 152nd Avenue Local Improvement District (Second Reading Agenda 1609; C-10017) (Y-5)	179859 AS AMENDED
*27	Amend contract with Stacy and Witbeck, Inc. for the construction of the trackslab, track drains and other minor civil elements on a segment of SW Moody and SW Bond Avenues between SW Gibbs and SW Lane Streets (Previous Agenda 1610; amend Contract No. 35163)	CONTINUED TO JANUARY 11, 2006 AT 9:30 AM
<u>FOUR-FIFTHS AGENDA</u>		
Commissioner Sam Adams		
*28	Authorize an Intergovernmental Agreement with Metro and Oregon Parks and Recreation Department to purchase a Conservation Easement and provide payment of \$200,000 for the TRY/ON Life Community Farm Property (Ordinance) Motion to accept the Four-Fifths Agenda item: Moved by Commissioner Adams and seconded by Commissioner Leonard and gaveled down by Mayor Potter after no objections. (Y-5)	179860

At 11:31 a.m., Council adjourned.

GARY BLACKMER
Auditor of the City of Portland

By Karla Moore-Love
Clerk of the Council

January 4, 2006

For a discussion of agenda items, please consult the following Closed Caption File.

January 4, 2006

<p><u>WEDNESDAY, 2:00 PM, JANUARY 4, 2006</u></p> <p>DUE TO LACK OF AN AGENDA THERE WAS NO MEETING</p>	
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January 4, 2006
Closed Caption File of Portland City Council Meeting

This file was produced through the closed captioning process for the televised City Council broadcast.

Key: ***** means unidentified speaker.

JANUARY 4, 2006 9:30 AM

Potter: Good morning, everyone. Thank you for being here. This is the Portland city council, if you're looking for another place, you may want to check out in the hall for directions. Before we begin our regular meeting, something we do every wednesday is to ask the question of you and the people who are watching this on cable t.v., how are the children? The reason we ask that question is because we know if our children are well, if they're well educated, have a woof over their head, a meal in their stomach, they're much more likely to succeed in life. Many villages and communities around the world, rather than saying how are you, they ask, "how are the children?" so we normally have young people who come in and talk with us. And this person is a young person, but she's young in spirit, but she runs a really important program. Her name is jackie mercer. Could you come up? She's the director, executive director of the native american rehabilitation association of the northwest. She provides administrative leadership to the organization and report to a board of directors. She holds a master of arts degree in psychology, she is a nonenrolled native american with over 30 years of experience as a therapist and manager and behavioral health programs. The national council on urban indian programs recognized ms. Mercer as the executive director of the year in 2003. I have to say, I really enjoyed helping celebrate new year's eve with you you and the rest of the good folks out at the convention center. So thank you for being here.

Jacqueline Mercer: Thank you. I really welcome the opportunity to be here. As I said to the mayor earlier this, is my first time to address city council, so I have lots of opportunities at this state and county, but it's a great opportunity to be here, and to speak on behalf of the children. It's very common native belief that when you make decisions you consider seven generations and the impact on the children's children for seven generations in doing that. So it's an honor to speak on for children and to speak for elders who are the guiding force for our work. The nonprofit organization, it's been here for 30 years -- 35 years this year, it's our anniversary, and we are about service to the community. We serve the native american population and all other vulnerable people who want to come, we have seven sites in Portland, we have a residential treatment facility out on st. Helens highway that serves families, men, women, and children 6 and under. We have a health clinic, primary health clinic by emanuel hospital, and we treat people from prenatal care to elder. So in those services we see lots of children over thousands in the course of a year. Our adult outpatient program we also serve last year over 150 kids, and -- that came in our child development center as well as our family wellness program, which is a new program that's been developed over the last two years, which really focuses on families, strengthening the families. One of the families I wanted to talk about this morning is a young woman who is 14 years old when she became a teen mom. She entered into our program in the self-referral. She saw our staff at white shield program, which is the salvation army program, where she was living. She began to engage in our parenting programs and our cultural program called sons and daughters of tradition, so she and her daughter both participated in the cultural events. There was referrals to -- for their support and tutoring program, and through that process this young girl went back to school, she got her high school diploma and she's doing really well in her life at this point. So we feel really proud of her and the progress she made. The other story I wanted to tell just briefly is about a 17-year-old male who was referred to us by his probation officer. He ewas gang involved, alcohol and drug involved, and after following six months of active treatment in our alcohol and drug treatment program for youth, he

January 4, 2006

was able to finish school, with the help of the tutoring, and also work in the -- zero incidents of alcohol and drugs, he's involved in youth leadership projects, and is emerging as a leader out of his involvement in our treatment programs. So those are just two stories that sort of illustrate the kind of work we do every day as we work in many ways in partnership with the city. Our efforts in treating people on meth, we have lots of our clients have been meth addicted, and it's a large part of who we are. We have an active program for working with people on the streets, our mental health team is active and engaged in the shelters in the streets, working with homeless folks. We have a new project we just started with the housing authority of Portland, we have a transitional house with women and -- four women and children coming out of our residential program, so certainly our efforts in treatment and erasing homelessness are things we share together. We're a vital organization in the last budget, we just grew to about 10.2 million dollars, which is about 160 jobs for men and women here in the Portland area. And there's a lot of great things about the program. It's hard to capture it in two or three minutes, so I'd invite to you come out and meet with our staff and our clients, and hear their stories.

Potter: And come to one of the dances, like commissioner Saltzman and I did.

Mercer: Yes, the pow wow was fabulous. About 3500 people came in the course of the day. People from all over the area came, there was -- I was saying to the mayor that in our health clinic last year we saw people from over 250 different tribes, so there were lots of native people here, representing lots of tribes throughout our entire country that live right here in Portland. And doing really well. There's a lot for you all to feel proud about in terms of your service. So thank you.

Potter: Thank you. You're doing a great job, and it's a wonderful organization, as is the youth organization too. Thank you for making Portland a better place.

Mercer: Thank you very much.

Adams: And thanks for letting go of Warren so he could work on my staff. He's doing a great job.

Mercer: That's great. Good to hear that. He's a great guy. [gavel pounded]

Potter: City council will come to order. [roll call] [gavel pounded]

Potter: Before we start, we need to elect the next president of the council. It is commissioner Sten's turn. I need a motion.

Adams: So moved.

Leonard: Second.

Adams: It is with great pleasure that I pass this very important title on to commissioner Sten, who will do a great job. Aye.

Leonard: Aye. **Saltzman:** Aye.

Sten: I missed the Adams era already. [laughter] aye.

Potter: When I advised commissioner Sten this morning, he's the next council president, he said, has it been two years? Yes, it has. Aye. We will start with communications.

Item 1.

Potter: Please state your name when you speak. You have three minutes.

Charles E. Long: Charles E. Long. I was wondering about why people get excited about the coming of the new year. The pyrotechnics, the toasts, the crowds at Times Square and other places. I think it is because of the hope of a better tomorrow, and as we observe the first session of the city council, I think that we have a lot to hope for, I think. The past year at the city council with a new mayor, I think despite the fact that not a lot of great things had been accomplished, I think the important thing was the laying of a good foundation. The mayor has walked very -- various neighbors, and investigated the bureaucracy and has done a lot of research. And commissioner Adams also has done a lot of contact with the small business and so forth. I think that the laying a foundation is the important thing, and the results will come in the coming years, I think. There are a lot of problems to be solved in the city, and I think that there will be success in the coming year because of this foundation that has been laid, and this project of visioning, and the project of

January 4, 2006

looking at the city charter. These things I believe will bode well in the future, and I hope that both the commissioner Saltzman and commissioner Sten will be reelected on the -- in the primaries so that they won't have to pursue further work on the election in the fall. I think the mayor has been quite modest in giving himself a grade b for his first year. I think he's done well by doing a lot of foundation laying for the future, and so I would give him an a-plus.

Potter: Thank you, mr. Long. That was actually a test amongst the commissioners, and I don't want to tell you what they gave me, so i'll settle for the b. Please read the next communication.

Item 2.

Potter: When you speak, please state your name. You have three minutes.

Patricia Schaeffer: I'd like to extend two minutes, because this was devastating, this storm and what I saw.

Potter: It will have to be done in three minutes.

Schaeffer: I was caught in this storm because of circumstances, but also I saw so many miles of this, because I was out in it. The shelters, and overflow, where men and women were huddled together down in basements, and women crying and everything. It was devastating for me to see this. But the steps I took to help these people was -- went in the courthouse demanding a judge to help them now, because when I recognized the storm coming through, and I got caught in it, these other people needed it too. And of course he said that he would, marshall amaton, I believe that's his name, judge amaton. Because when these people are out in the cold, especially with their children, I saw all this, everywhere, extending from providence hospital adventist hospital, good sam, but the thing was, tom Potter, was this -- people should -- workers, social workers should -- when they recognize people need help, especially women where they can't defend themselves on the street, to protect themselves from other men, the ones that are transients and people like this, that take opportunities to take advantage of women, they have to protect themselves more, because women, the majority are not protected, women. In -- here in Oregon, or other places inside the united states and out, it's devastating. The population of course you understand the deficit, I saw this all over the newspaper, 172 million deficit is because we can't feed the poor anymore. Social security is just -- it's devastating that people have to depend upon social security like I do. But it's getting to the point where poverty is so bad that people are committing so many crimes. I seen it, i've been a witness of it and i've also been a victim of all this part of it. In the past. I'm doing ok right now, but I -- this storm left me in a situation where even hospitals would put me out, put me out when I asked for help to stay in. More than one hospital has done this. People are coming in constantly, and they only take the emergency people that have like broken arms or in a bed or something. But if the doctor looked at a person and says, you look ok, but if I had pneumonia and could die out there, I asked the doctors, well, do I look ok? I'm not well. They are turning other people away like this in the hospitals. Street people. That need shelter and help. And it's getting worse in the hospitals. They're wanting to go in where it's warm. They want to go in where it's warm, to protect themselves.

Potter: Thank you. Please read the next testimony.

Item 3.

*******:** Good morning city of Portland, city council, mayor. I guess you folks got --

Potter: Please state your name.

Richard L. Koenig: Richard koenig for the record. Happy new year. You know, i'm here, the independent police review does not seem to be working for everybody, including me. You've heard from a number of other people over the course of the last year about how that's a program. -- a problem. I'd like to gloss over that. Hi a chance to rethink my presentation because my computer seized up and didn't print out. In 1927, our elders passed a law that said our children are going to be given a course in constitutional studies in history every year commencing no later than the eighth grade, and continuing through college graduation. And people in state institutions, hospitals and

January 4, 2006

prisons, are going to get a course in constitutional studies as well. We're going to empower a state full of citizens. Unfortunately, we have lost a lot of that. We are being systematically deprived of the course that our elders so wisely thought we should be provided. It's to the point now where our public servants, police bureau members, will cast a pejorative aspersion. They'll cast aspersions on people who attempt to quote the document that we're all supposed to be familiar with. They'll accuse them in a pejorative sense of being a constitutionalist. And of course they're the ones who swore to support the constitution, yet they will end up cursing it as though it is irrelevant and perhaps a person quoting it is an enemy. The constitution has two great purposes, one to limit government, and one to describe, not grant, but to describe the rights of the people. The reason that I am here, the reason I requested this time is because three police bureau members interrupted service of subpoenas on me, they interrupted my service of subpoenas to arrest me. Their sergeant, their lieutenant, and further up the chain of command, none of them seemed to understand that one of the protected or described rights in the constitution that they swore to support is the right to compel witnesses in trials. Now, the independent police review has long sided with the cops, and i'm looking for a designation of some individual to negotiate a settlement for the arrest that I endured under a pretext that I was trespassing. Of course the district attorney found no merit with that, didn't even put a d.a. Case number on that, so i'm asking the mayor to think about the right person --

Potter: Your three minutes are up, sir.

Koenig: I'll come back for that, or you can send it to me in the mail. Just looking for the right person.

Potter: Please read the next item.

Item 4.

Moore: He has rescheduled.

Potter: Ok. Let's move to the time certain calendar.

Moore: Do you want to do the consent calendar?

Potter: Excuse me, consent. You're right. Do any of the commissioners wish to pull anything from the consent agenda? Does anybody in the audience wish to pull any items from the consent agenda? Ok. Please call the roll.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] we'll now move to the time certain. Please read item number five.

Item 5.

Potter: Staff?

Adams: I'd like to make some introductory --

Potter: Please.

Adams: I just want to restate why arts and culture are so important to the city very briefly, and make a few introductory remarks before we hear from eloise jesse and mike. A reminder of why arts and culture are important to the city of Portland and to life as we know it. Arts education makes better critical thinkers, and it makes better learners on all topics. Creative services, which is arts for industry, creates innovation, and that innovation produces jobs. Arts and culture also boosts our sense of well-being, challenges the norms and biases that we all have from time to time, and studies show makes us seem more positive about the place that we live when we have access to a vibrant arts and culture community. Today this is the second part of a two-part program that you're going to hear about. The first was to clarify, actually three-part. The first was to clarify that the percent for art program applies to agencies that do business with us. The second part was an audit, and the third part today increases the percent for art program to 2%. I want to recognize the leadership on the city council that has been very supportive of all of these efforts. It has been 25 years now, we're in our 25th year of celebration, and you're going to hear from someone who's on the city council, was well deserved and reknown arts advocate, former commissioner mike lindberg,

January 4, 2006

who helped bring this to the floor. I want to thank the work group of members who have worked very hard on this for the last four months. They pored over every word, answered every question, and there are many questions about how to implement this program. I'm also -- I also want to thank especially the partnership of the mayor's office and commissioner Sten's office, the previous arts and culture commissioner, and all the good work that they do. I want to thank Eloise and all the good folks at the regional arts and cultural council for their ever-lasting advocacy, and for the good work that you do to keep oversight of the city's investments in the arts for its citizens, and lastly, I want to thank Jesse Beeson, my senior policy director for arts and culture, who does excellent work on behalf of citizens as part of my office team. Thank you, Jesse. So who's going to speak first? Eloise. Thanks.

Eloise Damrasch: Good morning. My name is Eloise Damrasch, I'm director of the regional arts and culture council. First I want to wish all of you a very happy new year, and wish you many successes, both political, professional, and personal in this coming year. Second, I want to thank you, each individually and all of you collectively for unanimously introducing this ordinance. It's a very happy way to start the new year. I also want to thank Jesse and Amanda for staff leadership on the public artwork group, and all the city staffers who helped hone this ordinance and the administrative language and the code, and of course I want to thank the public art and administrative staff at R.A.C. Who work on this program every day and played a vital role in making these changes happen. If I may I'd like to take a few minutes to run through a sampling of what the percent for art program has meant to the city of Portland for the last 25 years, keeping in mind this is the tip, a very small tip after very large iceberg. Woe would be here all day if I showed you everything. I think it's appropriate to begin with the oldest piece of public art, the Skidmore fountain that dates from 1888. In the course of the 25th anniversary this past year, we did a major renovation of the Skidmore fountain in very close partnership with the water bureau. I want to say that even though the water bureau does not participate by ordinance in the percent for art program, they have become amazing partners in the conservation and maintenance of our city fountains. And of course I don't know if she was here when Portlandia arrived. I wasn't, but every year I try to turn out crowds like this for public art dedications, and it doesn't happen. But I know this was a really important day in the city of Portland, and in the city of Portland's public art history, and I'm jealous of those of you who were here. We did manage to close down the streets and celebrate her birthday on her 10th birthday, and we'll just have to think about what's going to happen on her 25th. Obviously a case where a piece of public art becomes the city of Portland symbol and recognized by both locals and visitors. And I want to just mention, Multnomah County for a second, because the Multnomah County passed an ordinance, the same year, ahead of the city of Portland, and their program has been moving along a pace with the city's. We haven't gone to them to raise the 2% yet, but when things settle down at the county, maybe that's our next task. And I think it's appropriate that I show Ed Carpenter's window in the Justice Center, not only because it was the first architecturally integrated piece we did, but because he's one of the founding fathers of our program and will be talking with you in a minute. Back here in city hall, you walk by this piece every day, I'm sure, or almost every day. This piece talks about the elaborate business that the city of Portland conducts every day along with its citizens. And upstairs the Jack McClarty piece that's all about the history of Portland. All examples about how site specific public art can talk to people. And up at the 1900 building the Rose City Labyrinth integrated into the floor that talks all about the complexity of designing and implementing a beautiful city. And then in that same space the piece by Swank Sal, that was a participatory piece, because he interviewed dozens of local citizens who wrote pieces in their own languages about how they felt about Portland, and then he took those texts in all these different languages and fired them on to these pieces of slumped glass. So it's not only a very -- reflects the multiculturalism of the city, but also the feelings people have about their city. And then once in a while we even dress up parking garages, though this is a historic view now that pioneer

January 4, 2006

place is there. If you think about all the last slides they showed, they were all in the downtown area. For many years that was the case, because that's where the construction projects were happening. But then with the passage of some bond measures, we were able to start instituting public art out in the neighborhoods. And I think it's particularly enlightening to look at some of these neighborhood projects, because you probably don't encounter these every day in your comings and goings. This was one, I should mention when the bond measure for the parks passed, we sat down with zari and her folks at parks and laid out a plan, because we didn't want to just take a little tiny percentage of the 100 and some parks that were being renovated, so we made a plan for the course of the whole program, and divided into some of the neighborhood parks into quadrants. So this piece is in pendleton park in southwest. This piece in southeast in brooklyn neighborhood is a great favorite of children for climbing. And then we also started thinking about doing temporary projects. This happened back in the early 1990's. This was a piece that was there for a full year. It was made of recycled newspaper and planted with parks bureau plants on top, another partnership, and then as the seasons went by, it became this geologic piece and changed over time. And then after a year it disappeared. Back with the parks levy, community centers were renovated, new ones were built. This is the george johansson tile mural at peninsula park community center. And recently bill park painted the fences at wilson pool so that the painted -- the real swimmers get to interact with these painted swimmers. It gives a wonderful context to this environment. And then along the east bank this was a joint project with p.d.c. and parks, and we were able to install four major pieces that all of the people who pass by the esplanade every day can interact with. And then also along omsi spring water trail, there are a series of sculptures and seating place that's become places for people to stop and rest. We just finished up a really exciting year of residency with the fire bureau. Again, this was a result of planning with the -- with b.g.s. When the bond measure passed. We instituted commissions for the new stations, but we also wanted to do something for the station that's were being renovated. And so we came up with the idea of having four artists be in residency for a year in all of these remodels, and they did ride-alongs, they were each assigned five or six stations and they really got to know the firefighters and the culture of these stations. And then produced a body of work that will then be -- that are being installed in these particular fire stations. It was really an amazing experience, and one that we'll be sharing around the country, because I don't think it's been done before in fire stations. These are two examples of some of the products that came out of them. And this is ann gardner's fire station up in sylvan. This was one of the new stations, so it had a new commission. And then police stations, when the measure passed, we decided to focus on new police station that's had community rooms. So there was -- it was to serve both the police -- i'm sorry this, is a fire station also. We'll get to that in a minute. This is the last fire station number 12 that was part -- did have a community center right there, and bill decided to create this everyday hero, which is made up of all kinds of real tiny objects, everyday object that's are cast in bronze. This is one of the of police stations where there was a community room, and a mural is there and an interactive fountain for kids in the plaza, and this is a detail of a painting by charlotte lewis that is in the community room. The frame you see was actually painted by seniors from the senior center across the street. And we had a wonderful dedication where they all showed up in their wheelchair and had their pictures taken. While bureau of environmental services, as I mentioned with water bureau, is exempted from mandatory participation, when they build a new facility, we do institute the 1%. And this was the result of the water pollution lab out in st. Johns back in 1997, where don merck did this site specific piece about water quality. Then we also work with b.e.s. When they were doing the tunnelling over in northwest, and we had four artists create these massive temporary wooden fences that went around the tunnelling. The idea being that it would improve the neighborhood while the construction was going on and help the local realtors -- retailers. And dennis cunningham did this very funny piece called salmon run with a salmon racing after the runner. And then of course percent for art with p.g.e. Park when it was

January 4, 2006

renovated. We also worked closely with the bureau of transportation, many of their funds are restricted, but we worked with the streetcar folks when the streetcar was finished initially, and pete's pod, you've probably all seen 90 front of powell's, as a part of that collaboration. And also on alberta street, these two pieces we also did in conjunction with pdot. This is a piece you may not have seen, and with all this nice dark weather, I own courage you to go out at night and walk along between northwest 22nd and northrup and southwest park and mark, this is a piece, market this, is a piece called "more everyday sunshine," and it's actually things that happen when you walk under a light sensor, so it lights up some object that you encounter. And another temporary project that we did, again in conjunction -- in cooperation with pdot was a temporary piece in our insitu program back in 2000 where you followed a series of thought-provoking signs down 12th street. We also have a large portable works collection, and some tweaks to the ordinance are going to ricky hall lou us to provide more portable works to the city, public spaces. These are two examples. We also have the visual chronicle you see here in city hall as well as other -- other public spaces, it's been going on for a long time. These are two examples. These are annually commissioned and purchased works of art that are all about Portland. And then next door in the Portland building i'm sure you're aware of the gallery on the second floor. This has become a very important educational tool because a lot of visitors start there, and then do the walking tour. And it's all about the history of the program, the philosophy behind it and some of the issues that are raised in our collection. And then the Portland building lobby space oil i'm sure you all see that changes every month. This was a wonderful installation back in 2003 where you could have your picture taken being Portlandia. How many of you did that, I might ask? [laughter] you missed an opportunity: Maybe we'll do it again sometime. Then your picture got put up on the wall. It was very popular. And then one that was not so always popular was one of the first -- it was the first time we put a comment book out there. This was called escaping man, and for obvious reasons there were people who found this not tasteful, but interestingly enough, in subsequent comment books from time to time people will say, I hate this installation, bring back the naked man. [laughter] it just goes to show you you can't please everybody. Maintenance has become a really important aspect of the public art program, because we have so many pieces in the collection now, and it is 25 years old, and you all know how important it is to maintain public investments. And if you approve this increase, the lion's share of the increase will be set aside for maintenance. So we're very pleased that this will enable us to do a better job of stewarding the public collection. In the past we've done some major renovations. John of ark, and in this case you see all the kids, they actually contributed money. In the past these major conservation and maintenance endeavors have required partnerships with various organizations, such as the teddy roosevelt support group, I can't remember the exact name of it, but they helped us with rough rider, and the water bureau with the elk some years ago, and most recently the fountain, lee kelly's fountain, which right after he got finished speaking here the water started flowing, and it looks fabulous. We also are responsible for reviewing gifts to the city. The most recent one was mago hermano from our sister city in guadalajara. The elephant down in the north park blocks, and even though our policy states that donations need to come with maintenance funds, they don't always come with maintenance funds, so this again will help us do a better job of taking care of our assets. And then the beverly cleary sculpture over in grant park. We partner with other public and private agencies on public art projects. This was a partnership with tri-met and p.s.u., the urban plaza. And then I wanted to end with some slides to give you an example of what the example of the city's program has done in this area, because subsequent to all of the public art that's been happening, different agencies have decided to come on board with their own programs or their own ordinances and asked r.a.c. To help them with their program. So it's had a ripple effect that I don't know of if ie any other city where this has been the case. In this case airport way, port of Portland has a policy now to include public art in some of what they do. Tri-met as you well know, has huge program, and they actually have spun off with their own staff and

January 4, 2006

it's an independent program, but r.a.c. Started that with the west side max back in the late 1980's. And lewis and clark came on board recently with their first public art commission, and we managed that for them. Most recently the housing authority of Portland voluntarily agreed to have a modest public art program with new columbia, and we helped them with that. And they are now proceeding with more public art projects in their environment. And then we have a standing agreement with metro to manage their percent for art program. So it's really quite remarkable how that has snowballed. Then I want to mention the new murals program that former mayor katz spearheaded. We're now in full force of improving murals. These are just a couple of the eight or 10 that have been approved and partially fund by the city. And just to end on, you know, where it all started. We have the opportunity now not only to better fund the program as i've mentioned, to take much better care of the city's public art collection, and also break ground nationally in the public art field for developing a real system for identifying and tracking eligible capital projects. You'd think, and we did, that seasoned programs across the country would have done that, but in fact, if you adopt these changes today, we'll be sharing the results of our work in Portland and across the country. And again, on behalf of artists, visitors, and most importantly, the city of -- the citizens of Portland, thank you again for your vision and support, and what a great way to start the next 25 years of public art in Portland. Thank you.

Jesse Beason: I'm jesse beeson with commissioner Adams' office. I will be brief, as i'm talking perhaps about the most boring stuff you'll hear today, and that is the process and policy changes that are before council today. We began as commissioner Adams said, with a clarification in the percent for art program in april that said when the city transferred dollars to other agencies that were doing business on behalf of the city, that those dollars should also participate in the percent for art program. And when we asked the auditor's office to perform an audit on the percent for art program before we went forward with any increase, the intent of that was to discover where oversight may have occurred in participating in the program. And of course the auditor's office came back saying that the percent for art program itself was quite murky and inconsistent, and much of that had to do with the lack of clarity in the code itself, and also there were no subsequent administrative rules adopted. So we set forth when beginning the percent for artwork group to answer some of these questions that the auditor's report brought up. And so we formed the work group with major bureaus, including parks, transportation, environmental services, bureau of general services, and also p.d.c., and the city attorney's office as well, and representatives from o.m.f. This and that was to really hammer out what are the holes in the code and also the -- develop administrative rules that could really help implement this program. So essentially the work group made the process very clear and consistent. In the new code, as you'll see, we've designed eligible costs and eligible funds, and a clear way of determining what the contribution should be with the percent for art program based on those two differences. Because it was clear in the auditor's report people were unsure whether they were counting total costs, or only the funds that they could generally use, because many of the funds that we use are restricted, whether they're federal or state funds on what we can use those funds towards. We also develop guidelines that o.m.f. and p.d.c. will administer that articulate the process very clear to make sure these projects are identified in the capital improvement plan that city council approved, and that r.a.c.c. and the bureaus can accurately track those programs as they go from the planning stages into implementation and construction. You also have policy changes that you'll be weighing next week on the second reading, and those -- there's three major policy changes. First, council's proposing adding the purchase of buildings to the code, so that when the city decides it makes more sense to buy instead of build a new building, much like the counties program when they purchase their building, that that two triggers percent for art. There still would be the opportunity to recognize the value of public art in that space. Second, we're lowering the eligibility threshold from \$100,000 to \$50,000, and although very few projects fall between that line, much as the county's program as well, those small contributions allow r.a.c.c. to

January 4, 2006

invest in the portable art works collection, of which the city only owns 25% of, and the county has really used their small contributions to invest in the portable art works program. And of course the most significant change that council is proposing is the increase from 1.33% to 2%. As Eloise said, this change would allow a direct investment in the ongoing maintenance of the city's public art collection, and by setting aside 10% of every percent for art dollar for the care and repair of the collection, and I just had a conversation with Bruce Broussard this morning about this very topic, and that is there's a mural which is in desperate need of maintenance, but of course RACC has lacked the funds to really invest in that kind of maintenance, so with this change the council's proposing, I think we'll be able to do better on projects like this.

Potter: Thank you.

Mike Lindberg: Mike Lindberg, Southeast Ash. I want to thank you for your leadership again. What a great way to start the new year. I have the good fortune to be the arts commissioner from 1986 up until 1997 at the time we increased public art from one to 1.33%, and as Eloise has outlined, the inventory has expanded in order to maintain this as well as we do our streets and sewers and water and other infrastructure, I think the increase to 2% is something that is well deserved. I wanted to take this just for a couple remembrances, not to take you down memory lane, but it is an indelible memory in my mind the day Portlandia was barged and rolled into town, the day we unveiled to it national publicity, the novelist Tom Wolfe was here to speak. It was really one of the more thrilling days of mine on the city council. And then there were days I was able to dedicate public art such as the Union Station driver's seat that -- done by Don Merck that was actually so much fun to sit in, that I long passed the photo op time and wanted to stay there the rest of the day. That may be more of a reflection of not wanting to get back to city council meetings. Part of being an artist or supporting the arts is to be continually striving, to never be satisfied with where we are. And I'd like to throw out a couple of ideas of considerations for the future. Eloise has shall -- Eloise has outlined what we've done in the past, we did include parks in the ordinance, but the relationships with environmental services, transportation, and water and other bureaus has been great, and one of the things that we had considered in the past was actually making those a mandatory requirement. It may not really be necessary, we had ordinances with Congressman Blumenauer, myself, ready to go to the city council which we held up which would require the other bureaus wherever they could to put 1.33% in. The voluntary program has worked so well, that it may really be satisfactory. The one thing I wanted to mention about it is to be quite frank about it, councilmembers at that time were very nervous that there would be a big negative public reaction, a media reaction to public art. Exactly the opposite happened. Even with the C.S.O. Program, "the Oregonian" wrote an editor Yale strongly endorsing what we called amenities program, where if we were to tear up a neighborhood and put in sewers underground and work for a year or two, they thought it was really great to leave a lasting legacy of something above ground that would be really for that neighborhood. The same has applied to transportation projects. If you're going to go in and kind of have all the inconvenience for that period of time for local businesses and residents. I only mention that because in fact the only one that really did become controversial was art in jails, but I might remind you one of the better projects we ever had was a film project where people went in and actually did a film project of young inmates that they took out and showed in the community that was really a smashing success that helped people avoid the reasons why you really wouldn't want to go to jail. The other things I'll mention, just in closing, to look at those relationships, if you might consider them in the future in terms of other agencies, to look at the possibility in a collaborative way, which they've done in Tempe, Arizona, and a number of California cities of having a voluntary program working with the private sector of when they do development that they actually invest in public art. In the past we had some ordinances which gave people incentives for, if they basically would get more public art in terms of a trade-off for density in the zoning requirements, and I think that there's a lot of possibilities here, if this is done collaboratively, to

January 4, 2006

have a lot more public art in the city that's done by the private sector, which in many case is really going to make their project more desirable in terms of leasing space, in terms of people enjoying it.

So again, in my experience these things are not quite as controversial if they're done in the proper way. I wanted to pose just -- close just by saying that I thank you for your leadership. Portland is known for being on the edge, and I started thinking about it before coming in here what that means.

I don't think we want to be on the edge just to be there. It's because of what it means to the daily lives of Portlanders. A stroll through the chinese classical garden, a stroll down waterfront park and looking at the japanese memorial and really remembering about the significance of our bill of rights. I really think that actually as we take these few moments to reflect and enjoy the beauty in our environment, that it probably helps us mentally and emotionally and many our state as we go into our next meeting. Soy wanted to thank you again for your leadership and thank eloise for inviting me to come in and testify today. Thank you.

Adams: Thank you very much. Now i'll invite up zari, ed, and jean. Go ahead.

Zari Santner: Good morning. I'm director of Portland parks and recreation. I'm here to thank you for your support of arts, and particularly ask that you continue that support by approving the increase for percent for public art. You already know about, and have heard about the value, intrinsic value of art, and for our community and for its citizens. What is really significant about public art is that it makes arts more readily available in public venues, therefore exposing more citizens to its values. A national survey done by urban institute, national nonprofit organization in late 1980's found that more people attend arts and cultural events in community venues such as open spaces, streets, schools, and places of worship. Than they would in conventional art venues. The top venues, in fact, for where people attend cultural programs and events or get their first exposure to art are open spaces and streets. Since its inception, the city's percent for arts program has made arts and cultural -- culture accessible to people in public venues. And as you heard from eloise, that includes parks and recreation facilities. Since the early 1980's, every eligible parks and recreation capital program has included work by an artist in the meet yum of performing or visual arts, or the participation of the artist in the design team. In all cases, without exception, the artwork or the artist participation has enriched an added value to the project. Unfortunately, more often than not, the amount targeted for the art or the artist has been less than enough to create a desired outcome, and in many cases, the projects have contributed more than the required 1% so that the artwork would be meaningful. So finally, what I would like to suggest is that those are not the only reason why you need to support arts. That survey I mentioned before has also found that people who participate in arts and cultural events in community venues tend to be active participants in their community. They volunteer, donate to their charitable organization, and most importantly, they vote. Those are all very, very good reasons why you should continue your support for arts. And I hope that you will accept this proposal. Thank you.

Adams: I just want to thank you for being such a strong advocate of a bureau that is constantly challenged by funding issues, you have have been a stalwart supporter of arts and culture as a key part of your mission, and I just want to highlight that for the public and thank you for that.

Santner: I appreciate that. I believe that arts and parks are the soul of the city, and it's important to have that soul intact.

Ed Carpenter: Good morning. My name is ed carpenter, i'm at 1812 northwest 24th avenue. I was a r.a.c.c. commissioner, and founding chair of the public art advisory committee, and I have worked with metropolitan arts commission and r.a.c.c. for many years as a panelist, and in various other capacity, and i've worked the program grow over the years. I'm also a public artist and for 35 years i've done commissions around this country and in several other countries. And I would like to speak about the quality of this program that we have here, and our staff. I have watched the program mature, and I have seen layers of public representation built into the process which I think is something that we can be very proud of. The selection panels all have broad representation of

January 4, 2006

neighborhoods, of users, of the buildings, or places where the projects will be built, and of design team members, artists, and so on. The -- there are layers of oversight within the r.a.c.c. process, with public art advisory committee, and then the r.a.c.c. commissioners, and all of this is very well administered by a staff that I think is second to none in my experience working with programs around the country. I see staff members involved in these projects all very dedicated, but none are more experienced, more dedicated and wiser than ours. Our three main staff members involved with the public art program have a combined experience of over 50 years. It's really extraordinary, and the service that they're providing is very unusual. The great cities of the world that we visit on our vacations we visit because of the rich texture and combination of arts, architecture, and urbanism, and Portland is and can continue to be one of those cities. And I commend you for your attention to this, and I look forward to continuing to be a citizen in a city that has great arts. Thank you.

Adams: Thank you.

Jean Hoops: My name is Jean Hoops, I live at 6933 North Richmond in St. Johns neighborhood. And we are in the process of -- through r.a.c.c., of finding spaces for the artists that are submitting their designs. And St. Johns has not had very much art, so the neighborhood is really excited about that, that we're going to have some wonderful pieces. The -- I think the name r.a.c.c. is being much more recognized as what they do, and somebody said, this is from r.a.c.c., or this painting is in the firehouse in Kenton, there's artwork in there. Artwork through r.a.c.c. rotates so they don't keep it all the time. But I'm delighted we're going to have more money for maintenance, also for more projects. And I thank you, and I hope you will approve that 2%.

Adams: Thanks.

Potter: Thank you. Is there anybody signed up to testify on this?

Ron Paul: Ron Paul, here as vice chair of the Oregon Arts Commission to lend statewide support for this just very progressive move. As the city has continued to take a leadership role, the state and the nine-member Oregon Arts Commission plays -- pays close attention, and our hope is that we'll be able to magnify throughout the state the type of role that council is poised to take now. I would certainly echo not only Eloise and her staff's description, but Ed Carpenter's lauding the staff for exemplary service to the community and the state is listening as Portland speaks. Thanks.

Bruce Broussard: Bruce Broussard, North Jantzen Avenue. I'd like to ditto the comments Ron made, and I'd like to commend former Commissioner Mike Lindberg, because he was in fact the inspiration to jump start in our community to in fact impose the art. I like the idea that we are progressing in regards to making sure that we within our diverse community we have in the city of Portland that we're making sure that they are part of that whole art effort, if you will, along that line. And just as I was thinking about it, I was thinking about Eloise, I met with her -- I'm not an artist, but as you know, there's always been this issue about all the white males that are sitting here at City Hall. But maybe there might be a piece of art you might want to consider. We've got so many variant cultures within our city, maybe at the front entrance we can do something similar that -- like that of Pioneer Square. Maybe we can identify the cultures, right in the front of the City Hall, therefore indirectly they're sitting there with you. Thank you very much.

Adams: Thanks, Bruce.

Ken Loch: My name is Ken Loch. I'm communicating with the staff of the r.a.c.c. commission. I'm going to introduce myself sometime formally with the city council next chance I have. I'm claiming to be a renaissance genius, actually a genius of a renaissance. The renaissance that is at hand, and before you make any decisions, I hope you could take a look at my material. I explained the basis of an art science integration philosophy, religion, it will provide the means, it also integrates the whole concept of the mind, body, spirit, soul. I'm explaining that integration in relation to the educational standard which will be raised, I'm sorry to say right now the educational system doesn't have a true standard to base its education, but again, before you make any decisions, I think it

January 4, 2006

would be best to look at my material, understand the age to come, and actually prepare this community for it. Thank you.

Moore: That's all who signed up.

Potter: This is a nonemergency and moves to a second reading.

Adams: Thank you all.

Potter: Thank you all very much. Eloise and ron, thank you all so much for helping educate me in the arts and understanding it's important as a core value for our community. Thank you. Please read the 10:30 time certain.

Item 6.

Potter: Council has before them findings. I need a motion to adopt the findings to deny the appeal, and uphold the hearings officer's decision with conditions to approve the application of erik eekhoff to construct a 36-unit condominium building at 1299 southwest cardinell drive.

Saltzman: I have questions before i'm prepared to make a motion.

Potter: Let me read to you. Council should be aware allowing discussion of additional information is considered opening up the record. New information should be allowed into the record only if it would have a bearing on a council's decision today. This does not appear to be the case. If it is council's intention to open up the record, you should confer with the city attorney on how to proceed. Do you want to ask the city attorney?

Adams: Do landslides count?

Saltzman: I was going to ask a question about the landslide that recently occurred across the street from this proposed development.

Adams: During the testimony we were told there was no -- we heard during the consideration of this we were told by expert witnesses that there was no evidence of landslide on this particular piece of property. Does the fact that there's a landslide very near it subsequently is that a new topic, or is that one that can be discussed?

Kathryn Beaumont: Kathryn beaumont, city attorney's office. Based on my reading of the findings in the code, I don't think that's information that is relevant to your consideration today. The issue has to do with impacts that may occur on this site or the related to this particular site, not impacts elsewhere. The findings discuss at some length on page 11 and page 12 geo technical issues. Landslide and erosion issues that had been discussed before the hearings officer for which you heard some testimony at your public hearing. I think those findings adequately address the issue, and there's no need for council to open the record to hear additional testimony on that point. Again, if you wanted to do that, my recommendation would be to set a future date to hear testimony on that particular issue and reopen the record on that issue. Unfortunately, we have -- the 120 days originally expired on december 18. We got a 30-day extension from the applicant, and that leaves the council with about two weeks at this point. Barring another extension from the applicant.

Adams: If the landslide had gone all the way over onto this property, would it be something we would be able to consider then? Or not?

Beaumont: Well, the findings make very clear that the -- on page 11 the finding make clear that this approval criteria focuses on impacts created by the proposed development and not upon preexisting conditions impacting resources and functional values. So I think the answer to your question is no.

Saltzman: Let me try a different perspective, I guess. That is, when we do talk about -- we had expert testimony about there being no evidence of slides on this property, the subject property, but I know much of geo technical evidence is based on what actually occurs. So we actually had an occurrence of a geo technical event recently. Does that affect the professional judgments of those who rendered geotechnical assessments of this property, saying it will not contribute to slides or produce slides? When you have an earthquake, that affects your history about how seismic -- we

January 4, 2006

had an actual event occur that we didn't know about, obviously it had not occurred when we first considered this on december 7, so does that provide an opportunity to engage further expert witnesses, or to bring back I should say the expert witnesses, the applicant had on the geological suitability of this property?

Beaumont: I can't speak for those experts to say what effect a recent occurrence would have on the opinions that they have provided to the hearings officer and to the council. That's a question that would need to be directed to them. I suppose it is at the council's -- the email that you received is evidence that's outside the record, so referring to that --

Saltzman: I haven't seen any email.

Beaumont: Ok, good. I guess -- all right. If council wants to pursue that issue, I guess it is at the council's discretion. If you believe it's relevant to any of the approval criteria. Again, what you would need to do is to set a future date to consider information on that point. I believe it's been adequately addressed by the testimony that's been summarized in the findings.

Saltzman: I guess my point would be it seems to me we should -- I do recall the expert witness testified on behalf of the applicant the fact she's found no evidence of slides, there was a stairway that runs nearby, and she said there was no evidence that had ever been affected by slides or settling. A couple other things like that. So in the intervening time we actually have a geologic event and I wonder would the experts revise their statements in light of actual event happening. And I guess I would like to pursue that.

Beaumont: I can't speak for those experts.

Saltzman: I know you can't speak for those experts, but is it fair game for us to set this over to have the experts for the applicant come back and tell us whether they still stand by their opinions?

Beaumont: If you believe it's relevant to the approval criteria.

Saltzman: I guess I do.

Adams: I've had -- i've had a chance to talk to the folks I helped manage in the office of transportation about the other event, these are informal discussions, and that is, that's not a violation of ex parte contact because it's unrelated one to this application, right? True or false?

Beaumont: If you're discussing items --

Adams: No.

Beaumont: Generally contact with staff is not an ex parte contact.

Adams: And I did I not discuss this application. Obviously as the transportation commissioner, I did discuss with staff the retaining wall that collapsed on cardinell. So -- but that isn't part of the previous record, so I can't talk about it now.

Beaumont: Correct.

Adams: Ok.

Potter: What you're saying is that we would then set aside this and then conduct a future meeting on this specific point.

Beaumont: If you want to hear additional testimony on the issue that commissioner Saltzman has identified --

Saltzman: This one area.

Beaumont: What you would need to do would be to continue this proceeding to a future date and make it clear that you will be reopening the record only for the purpose of hearing testimony on that limited issue, which is whether any recent landslide that's have occurred on cardinell drive cause any of the experts to change their opinion about geotechnical or erosion issues on this particular site.

Adams: Given the magnitude --

Saltzman: I would propose we -- I would like to propose we do set this over at least a week. I realize we have 120-day clock and we need -- I would like to ask the applicant if they're prepared to give us more time to pursue this one matter.

January 4, 2006

Potter: You said we had two weeks left?

Beaumont: I know the time ended on december 18. I understand we received a 30-day extension. I actually haven't sat down and counted it out, but I believe that would leave the council with two weeks.

Saltzman: So we still have time within the -- ok.

Beaumont: I believe we do.

Saltzman: I would propose we set this over at least a week, even two weeks in order to get more information and testimony on this particular issue.

Adams: And I would support that as well, given the size of this landslide. I think the public would ask us to take another look at it and that that second look is a reasonable thing to do. But I have a clarifying question.

Beaumont: I'm sorry, I was hearing two things out of different ears. I'm informed that actually if we set it over for two weeks that's actually 31 days. So it goes one day beyond the extension. So you'll need to set it over for one week if you're going to do that. That still does not give you enough time to adopt revised findings if you need to do that. So we would need some further extension from the applicant. Which they may or may not be willing to grant.

Adams: If they don't, what's the consequences?

Beaumont: The consequences that either you need to make a decision today or if you're going to continue it for a week for additional findings, you need to be prepared to make a final decision next week and to adopt findings next week, which means it puts staff in a slightly difficult position of being able to predict what the council is going to do and having language for you to adopt next week.

Saltzman: I think we could do it.

Adams: I agree.

Saltzman: Since we're limiting the reopening of this case to one particular area, redrafting findings shouldn't be that time consuming. Not the normal two to three weeks I know you like to have.

Adams: I'd like to respectfully push back on the notion that we can't talk about the slide in discussing this narrow aspect of the application, given that the issue of slides in the area was part of the testimony and was part of the conversation. So --

Beaumont: Well, if you're going set it over next week for testimony on commissioner Saltzman's - - the issue commissioner Saltzman has identified, presumably you'll hear testimony about that issue. Or you may hear testimony about that issue one way or another.

Adams: Ok. And I would suggest to council that one of the -- if it's all right, legally, to bring in the folks that have been working on this issue, this specific land slide issue, the retaining wall collapse with folks from the office of transportation.

Potter: Could I get a sense from the other folks where they're at? Commissioner Leonard?

Leonard: Well, if you recall, I had to recuse myself because I had another meeting I was at at the last hearing. So I will not be participating.

Potter: Ok. Commissioner Sten?

Sten: [inaudible]

Potter: We'll set over the meeting until next week. How did you want to structure that?

Saltzman: I would like to have the geotechnical experts who submitted testimony to us, and submitted testimony on the report about the geologic suitability of this proposed site vis-a-vis landslides, erosion control, come back and tell us in light of an actual -- an event occurring, a geologic event which often lends much more information to speculations and estimates of sutabilities, come back and tell us does anything that's happened in the last several weeks affect their opinions that this site is still geologically stable, and will not exacerbate landslide risk.

Beaumont: And if you're opening the record on that particular issue, you also need to allow the public or anyone else who wants to testify on that issue.

January 4, 2006

Saltzman: My main interest is seeing -- I agree. We have to have the public too, but my main interest is having the experts who worked on this application come back and tell us they still stand by it or they have concerns.

Adams: I'd like to inform the discussion by having part of the invited testimony include transportation folks that dealt with this particular retaining wall collapse.

Potter: Ok. This is set over till --

Moore: 9:45 next wednesday the 11th.

Potter: 9:45.

Beaumont:: And we'll have staff work to get -- we don't have time to do a formal renotification, so we'll have staff work to notify those people who were present at the last hearing about the continued hearing.

Potter: There was a map that was brought at that hearing that indicated by red dots the locations of the slides in the area. I'd like to have that one brought back, plus a new red dot to indicate the latest.

*****: All right.

*****: Council --

Potter: Could you please come up, sir?

*****: Sure.

Byron Swanson: My name is byron swanson, resident on cardinell drive. There was a hearing in november, november 9, that was in open -- an opposition hearing to a zone change for a portion of the proposed condominium project, and the hearing officer expressed some concern that he wouldn't be able to get a decision back in time that he may have to open and extend the period that you just have been discussing. At that time he said that he was going to extend this whole process to 245 days. And I don't know if that ever went in the record, but he discussed that in that hearing. So it may be immaterial that you have to have it within a week that it may already be extended and just not presented to you as yet. Ms. Parsons might know that, she was at that particular hearing, so we might ask her if that was put in the record to extend that 245 days instead of the 120.

Potter: Did you state your name?

Swanson: Byron swanson.

Potter: Thank you, mr. Swanson.

*****: So you might check with her to see if that was ever put in the record.

Potter: Staff has -- please come forward.

Kimberly Parsons: Kimberly parsons, staff with bureau development services. There was another land use review case for this site, it was a map error correction, so that particular land use review is unrelated to this land use review. The map error is not dependent or this development of part of this land use review isn't dependent on the outcome of that map error correction. So the 245-day extension was for a different land use review and it can't be applied to this land use review.

Potter: Ok. Thank you. Ok. Next week at 9:45. Please read the next item.

Item 18.

Potter: Does staff wish to speak to this? Oh, there you are.

Linda Meng, City Attorney: Good morning. Linda meng, city attorney's office. This is a return of a resolution to direct my office as it said, to request additional information from p.g.e. related to income tax and other matters. And it's follow-up on the previous resolution and report back to council that we made. At that point we had reported to council that we did get responses from p.g.e., but we needed additional information to be able to analyze all of the information and completely determine the information that council wanted. So this resolution is to direct us to go back and ask for that additional information. Commissioner Leonard has -- had asked me yesterday to make a few changes, so there's a substitute here that he has requested. And basically what it does is in the last whereas it adds the last phrase, "to investigate the activities upon which the calculation

January 4, 2006

and collection of the Multnomah county income tax was based." This resolution asks that we investigate that as well. It also includes that we look at the basis as well as the amount for the taxes that were collected, and the last change is in the last direction in item five that directs us to look for any additional information that would be of assistance in determining the reasonableness of p.g.e. rates. So the issue here is to make sure that we have sufficient breadth of authority to ask for information from p.g.e.

Potter: Just for clarification for myself, on that last whereas where it was changed to include "any activities upon which the calculation and collection of the tax is based," what does that mean? Commissioner Leonard, could you --

Leonard: Yes. The issue has to do with a series of wholesale trades engaged in by p.g.e., or I should say p.g.e. has represented that there were wholesale trades that the tax was based on. Those wholesale trades have been acknowledged to retroactively be attributed to Multnomah county from 2001 back to 1999 for the purpose of letting the tax. We just want to make sure, as Linda said, that the city attorney's office has the broad authority if we in fact discover that it wasn't wholesale trades, that the tax was based on, but some other kind of revenue, to ask for that information as well.

Potter: Questions from the council?

Saltzman: On the number five, the last one, additional information that would be of assistance in determining the reasonableness of p.g.e.'s rates. Do we have the definition in our code anywhere of what "reasonableness" is.

Leonard: I can tell you the purpose of that. The purpose isn't -- this is not the transmission that will go to p.g.e. This authorizes the city attorney to develop a specific set of requests to p.g.e. based on this document. So the intent here, again, as Linda pointed out, is to give the city attorney as broad of authority as possible to request documentation to determine that the rates that are being paid are based on reasonable business practices and not some other kind of activity. So, yes, there is a generally accepted accounting standard for what reasonable business activities are.

Saltzman: Say that again? The reasonableness --

Leonard: The basis for the rates, that they're based on reasonable business activity, and not on something other than that. And the intent of this language is to allow us to draft some very specific requesting for some very specific information. To make that determination.

Meng: If I might add, the last resolution that we -- that was presented, we had the specific requests attached. But that constrained us from being able to ask anything additional, that's why we will come back with this second resolution. This was designed to give broad authority for me to draft the request and put it together, and I can certainly submit that to the council and circulate it before the actual request is sent out. So that we could -- the council would have a chance to review that.

Saltzman: So the reasonableness applies to reasonableness of business practices. It's not reasonableness of rates as may be determined by any kind of a state p.u.c. rate making standard?

Leonard: Only to the extent -- I don't think the standard we're talking about you'll have a dispute with. In other words, if we find that trades occurred, and this is just a hypothetical, that were improper trades that involve circular trading for the sole purpose of increase the cost of energy in a contract for the purpose of increasing revenue, that would be an improper business practice reflected in the rates. That's what this is intended to get at, not some other subjective comparison of p.g.e. rates to somebody else. That's not an appropriate comparison. What we're looking at are actual hard costs and documentation reflect those hard costs, and if there are costs built in that are based on inappropriate activities, we want the authority to ask for that information.

Saltzman: Ok.

Leonard: And again, the specific document we're all going to look at. I'm going to be involved in drafting it, and I'd like anybody else that wants to augment that to do that. I know commissioner

January 4, 2006

Sten has a series of issues he's focused on as well, and he and I are going to draft this together and then absolutely want the three of you to be involved.

Meng: And we're getting some outside expertise in accounting to also help us draft the request so we can make sure we ask for all the right things.

Potter: Thank you. Is there a sign-up sheet for this?

Moore: There was, but no one signed up.

Potter: Is there anyone here who wishes to testify on this matter?

Harry Auerbach, Chief Deputy City Attorney: Did you move the substitute already?

Leonard: No. I move the substitute.

Sten: Second.

Potter: Call the roll.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] now call the roll on the resolution itself.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] please read item 19.

Item 19.

Potter: Are christine and larry here? This is reappointing two members back to the planning commission. They are not present, but you have talking points if you -- do you have talking points on these two folks?

Adams: We have the applications. I'd move approval.

Potter: Second?

Leonard: Second.

Potter: Please call the roll.

Adams: They're gluttons for punishment, but I thank them for their good work. Aye.

Leonard: Aye.

Saltzman: Appreciate their signing up for another tour of duty. It's a lot of work. Appreciate it. Aye.

Sten: These are two select commissioner and i'm glad they'll do it again. Aye.

Potter: I agree on both counts as well. Aye. [gavel pounded] please read the next item.

Item 20.

Potter: Commissioner Adams?

Adams: This is a first reading of a nonemergency. I'd be happy to answer any questions if there are any. Replacement of dump trucks.

Saltzman: Will these vehicles be equipped to run on biofuel?

Adams: Yes.

Leonard: Already asked. Asked and passed.

Saltzman: Ok. Good.

Adams: We also are following up on commissioner Leonard's urgings, we're looking, it will show up in the budget process next year, of aggressively buying b-20, b-100 fuel so that we give local distributors enough markets so that they can also find it worthwhile to increase their investment in facilities here, which makes it more available to the public.

Leonard: And I would add that we are -- my office is working with mayor Potter's office to bring forward soon a very exciting proposal on this subject.

Adams: Please talk to me about it. I buy a lot of fuel.

Potter: You don't have a diesel, do you?

Adams: No, but all my bureaus do.

Leonard: I'll give you a hint -- nothing helps heal the urban-rural split more than money.

Adams: A tantalizing -- [laughter]

Potter: Can't say any more.

January 4, 2006

Leonard: Nope.

Adams: Oregonian, are you listening?

Potter: It's nonemergency, it moves to a second reading. Please read the next item.

Item 21.

Potter: It's a second reading vote only.

Potter: Please call the roll.

Adams: Aye. **Leonard:** Aye.

Saltzman: Well, I don't want to let this go unnoted that we're putting a green roof on the Portland building. This has been a long time in coming. It's definitely part of the best practices that we want to encourage throughout the city, it's cost effective means to keep storm water out of our sewer system, and it's consistent with our green building policy, and now that we've got the Portland building done, we need to focus on city hall too. Get a green roof up here. Just like Chicago. Aye.

Sten: Very cool. Aye.

Potter: I think this is great. I think once again the city walking the talk, and I think this is going to be a good effort, look forward to visiting it as well as the one that will go up on the city hall roof sometime in the future. Aye. [gavel pounded] please read the next item.

Item 22. Second reading vote only.

Potter: Commissioner Adams?

Adams: This is a second reading. We had testimony at the first and conversation. Please call the roll.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] please read the next item.

Item 23.

Adams: Staff is here to answer any questions council might have on any of these vacations. And also I'd like to take this opportunity to poll the council, if in the future putting these on consent, because it was move through faster, and that way someone could pull them off if there's any controversy. I can go either way. Motorcycle code doesn't allow for hearings to be on consent agenda.

Adams: I can't provide you that offer. You're just going to have to live through it.

Potter: Do you have another offer?

*******:** Thanks, commissioner Adams.

Adams: Any questions of staff on any one of these?

Saltzman: My generic question is, since one of these is in southwest Portland, that we run these by the parks bureau and the trails, the people that are interested in connectivity in terms of pedestrian trails, are these routinely run by those folks?

Linda Birth: Yes, they are. Linda Birth, Portland transportation. With me is John Deyo, also office of transportation. All of our vacation requests are run through all of the bureaus that could have an impact, parks and urban forestry are certainly two of those bureaus.

Saltzman: Ok. Thanks.

Potter: What's the usual reason for vacating a street, or are there any usual?

Birth: You know, it varies. It's case by case, but for the most part what we find is that the streets are -- as they've been unused and undeveloped over the years, people are adding them to adjoining property for redevelopment purposes. You'll have a project before you next week from Portland development commission, one of the development blocks up on M.I.K., they need to vacate the alley so that they can redevelop the block, but access through the block will be maintained, just in a different location than the existing alley provides for. So we'll be with you -- we'll be before you next week with that project.

January 4, 2006

Potter: So just as an example, then, the one on southeast long, what is the reason for the vacation there?

Birth: The reason there is so that the property owners can incorporate the existing landscaping, they will maintain a pedestrian access through the site, but what they'd like to do is improve that existing landscaping that abut their property and not sure they want to make that investment without knowing that they own the property. I know that at least one of our petitioners is here if you'd like to speak with him, and i'm not sure if peter fraser is still here. The petitioner on long was going to be here this morning, and I don't see him. So i'm not -- he must have left.

Potter: I was just curious. Thank you. Other questions? Thank you, folks.

Birth: Would you like to hear from the petitioner?

*****: The petitioner for the baldwin street vacation.

Potter: You took the time to come down, we should listen to him.

Adams: Thanks for your work. Appreciate it.

Matt Powell: Matt powell, i'm president of north catholic high school. Our school presented before the council a couple months ago about what children are doing. I have a visual, does anybody want to see that? I have one for everyone.

Potter: Sure. Excuse me. The city clerk will pass it out.

Powell: We opened our school five years ago, and on an abandoned catholic grade school property where the street had been vacated, but a pedestrian right of way had been maintained through the center of the campus. We've undergone a conditional use master plan which calls for building out the campus, building a new building to house 300 students. It's been approved by the city, by pdot, the plan calls for the construction of a two-story building and the pedestrian right of way goes right through the center of the campus, as you can see. That would be a safety concern. It's a safety concern now. It's hardly used by folks at this time.

Potter: Do you normally consult with the neighborhood associations in the adjacent area as well?

Birth: Yes, we do.

Potter: And all three of these, they've agreed to it?

Birth: Yes.

Potter: Thank you very much for coming in.

*****: Thank you.

Potter: Thank you, folks.

Birth: Actually, if I could, the action before you today is to actually approve the vacation ordinances as we have presented. So I actually need a vote.

Moore: We have one more person to testify still.

Birth: Oh, sorry.

Moore: Robert grieves.

*****: With the freeman vacation, if you'd like to hear from him. But if you have any questions --

Robert Graves: Robert graves for the record.

Adams: Thanks for coming in.

Potter: This is supposed to move to a second reading, my understanding?

*****: Yes, they do.

Birth: Oh, you don't take a vote on first readings.

Moore: Sorry, linda.

*****: Thank you.

Potter: Please read the next item. Second reading when, give the date --

Moore: January 11.

Potter: Please read the next item. Barbara welch

Item 26.

January 4, 2006

Potter: This is second reading. Vote only. Please call the roll.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] please read item 27.

Item 27.

Potter: This is an emergency vote. It was marked wrong on the agenda as a nonemergency. Commissioner Adams.

Adams: This -- we had miscommunication. This was supposed to be held over until next week, and you'll be getting information this week on hopefully a vote that will actually take place next week.

Potter: As an emergency vote?

Adams: As an emergency vote.

Potter: So it's set over till next week.

Moore: January 11.

Potter: Please read item 28.

Item 28.

Moore: This is a four-fifths. You'll need a motion to accept it.

Adams: So moved.

Leonard: Second

Potter: Commissioner Adams.

Adams: I want to thank the council for their willingness to put this on the agenda. We have been working with this organization to find every other opportunity to provide the funding to save this one-of-a-kind opportunity at the confluence of the tryon creek watershed. This is a program that would create a sustainable education center and ecovillage in a rural farmland, native forest setting in the city of Portland. This kind of -- these kinds of settings are quickly disappearing. It will grow community learning in Portland while preserving common green space, restoring native ecosystems, and demonstrating sustainable urban density living. What's in the city's interest? This is a seven-acre farm, it is surrounded on three sides by tryon creek state farm -- state park. The city has a vested interest in protecting the health and functions of its watersheds, including tryon creek. The city's contribution in concert with contributions from metro, Oregon state parks purchases a one-acre conservation easement that forever protects valuable forests and resources and land from development, and we'll hear in a few minutes the kind of development that has been proposed in the past by the current owner. This is a unique but historic opportunity for the city to create a public-private partnership that rewards conservation and incubates sustainable development. With this contribution the secure -- it secures the easement, this project will be a goal -- will be a go. Financially this is a good deal for the city. This will provide farm residents who will open their doors to the public for a variety of hands-on interdisciplinary educational programs on food systems, natural building, land restoration, and other skills. In short, everybody benefits. And we just lost our -- she's coming back?

Potter: It's my understanding it's taking existing revenues of b.e.s.

Adams: Correct. The funding for this comes from existing revenues that is intended to provide exactly what this project does. There is watershed restoration. So it comes out of not the general fund but funds watershed funds and the bureau of environmental services.

Brenna Bell: Brenna bell, i'm the president of the board of tryon community life form. I'm very happy to be here today. I especially want to thank sam Adams for all the work he's done with his bureau and d.n.a. Saltzman, who will be up early tomorrow morning greeting commuters having coffee with us on boones fehrery road as we're in our final push. Thank you both for the help you've given us.

Adams: Stay outside the white line. [laughter]

January 4, 2006

Bell: Last year at this time there was the seven acres we know as tryon farm was threatened to become a housing development. This is just a picture of two things, one where we are in location to tryon creek state park, and two, a picture of the proposed development. Developer called brown stone homes had the purchase option to build 23 high-impact homes on the land, and inevitably impact the watershed. This was the third developer who was interested in this property. On boones ferry road right now there's about 80 new homes going up, and one of our neighbors just passed away and now their land is also going on the market. So there will probably be four or five new homes directly adjacent to the park. Through truly remarkable community organizing, a seed of vision that was tryon life community forest park really -- farm really took off in not opposition to the development as much as providing a positive alternative to the landowners who wanted to sell. We said, you want to sell, we're going to give you a better alternative to sell than this development.

However, the developer already owned the purchase option. So through a huge grass-roots organizing campaign in february and march, we were able to raise the money necessary to convince the developer that it was better for him to get out of the deal and transfer the purchase option to t.l.c.

Farm. So during the past eight months, we've seen this relatively new nonprofit reach out across the city of Portland and beyond both in our educational programs, which hope will talk about in a moment, but also in just creating new network and urban paradigm about what we can have and garnering support from our next door neighbors to people across the country, to various levels of government. And today "the Oregonian" editorial board came out in support of us. So you'll be in good company supporting t.l.c. Farm. "the Oregonian" actually -- I have to note, we were also on the lars larsen show yesterday and even he said at the end that he thinks it might be a good idea for people to contribute. So --

Adams: You just lost me votes:

*****: Sorry.

Bell : It was tough. We have a project that's so across the board appealing, that we can get even your worst critics to say that it might be a good idea. However, in the last nine months even though we've had huge success, we're coming --

Sten: As long as the white house likes it. [laughter]

Adams: Dick cheney.

Bell: That would be amazing. We're really close. The option expires january 10. And that's next tuesday. And we're close, the city's contribution will put us over. The landowners have stated that if we don't meet the deadline that the land will go back on the market. It was a hostile takeover of their intent to develop in the first place. So we're here today to let you know that this has become a truly remarkable effort. The kind of thing I think is indicative of the heart of Portland. This project to me, i'm lucky to be on the mayor's vision council and have been talking to a lot of people about what is our vision for Portland, and what do we really want to see, and to me t.l.c. Farm embodies a lot of that. The fact that it could all be lost in a week and all of the public energy, effort, momentum, commitment, and possibility around this project could then be lost, and without a lot of I think hope in the ability of a grass-roots community to really make lasting change would be lost. To development, which in and of itself necessarily isn't a bad thing but in this location is really inappropriate. So we're here today to really create the opportunity for the city to get on board, do an enormous amount of help in furthering us towards the final goal, and so thank you very much, and hope will tell you a little bit about the program that's we actually run on the nonprofit. While we've been doing all this development stopping and fund-raising, and outreach, we actually have been running a thriving nonprofit as well. So she can tell a little bit about what the city gets for its conservation easement.

Hope Medford: Thank you all for letting me speak as well. My name is hope medford, and I also wanted to thank dan for being a strong supporter and thank you sam for what you've done, and also thank you tom and all of you for welcoming me here with the children about a month ago, that was

January 4, 2006

really fun to come, and the little one with the pictures, we had a goods time. And it really -- bitse it's been something they've talked about as well. Soy appreciate that opportunity to come and speak earlier. I just wanted to share where we're at and what we've been up to. Of course our -- one of our strongest fortes is education, and I feel strongly that education is the way to change the world f we want a better world, we need to educate people in the things that we want them to know about. And so our environment is a primary wynn of those things, that we all need to learn. So we focus quite a bitt on watershed and protecting our ecosystem. We talk a lot about healthy natural building and energy systems. We also share our organic gardening and food systems discussions as an example. As well as we focus on community building and the arts. So we have a very well-used education program just blossoming this year. We have worked with many groups, including Oregon boys and girls aids society, Portland impact, christie's school, girl scouts, many different colleges Portland state university, lewis and clark university, I won't go on and on, but we have a wide range of groups that have taken advantage of our projects. All of our education is on a donation basis, and we turn no one away, so we've done many classes for free. And we will continue to do that. That is our bottom line. We are a community public service, and we will never turn anyone away for any of our projects we have available. Recently I made a presentation to a group from Portland public school system, and the children's hospital, and many social workers that work specifically with at-risk youth groups and discussed where we're at and what we're doing. We had phenomenal results from that meeting. We talked with about 30 different representatives from around the city and experts in their fields, and they all gave us the feedback that we are what they're looking for. We are filling a niche in this city, and they were shocked at how low our asking donation rates were. They say they pay quite a bit for service that's can't quite match what we are, because we have the actual land based opportunities, the beautiful background of tryon creek state park, and because we're not an institutionalized system at this point, because we are outside of the box, we have young creative thinkers that are the teachers, that this is what makes the difference. And this is part of what isn't in place yet. And we've been talking with tryon creek state park's education program and some of the other programs around us, and they have been responding with us, saying we don't have enough of what we can do, we need more people doing these -- what we're already doing. There's so many needs, there's so many groups in the community that want places to come and get this type of education, and so they are strongly in support of us and even meeting with us now on a quarterly basis to support our projects as well. So we feel really strong about this collaboration and community support, what we've been able to do already with the full volunteer staff, and we really appreciate whatever you can do to help our project keep moving forward. Thank you.

Adams: I forgot to mention as well as part of the agreement between this effectuates an agreement between the city and tryon life community farm is the ability to develop artist--work space, which is part of your vision as well. There are two dwellings on the property right now, and it would be an opportunity to redevelop one of those, or some aspects of those into live-work space in sort after farmlike rural setting.

Bell: Which is exactly what we're focussing on. Just last week hope was talking about renting out a room for her art studio. So this would be a way to create things that were studios rah --

Medford: I'm one of a few different professional artist that's live on the land, and work within my space, and that is part of the arts program that we do there with the children. So it's been really phenomenal. I appreciate what you'd said earlier about the arts program, about how it creates critical thinkers, and people thinking outside of the box. And I also agree. That's what we need this this -- in this country, and I think Portland has been a fantastic example of that. And I see how that fits in perfectly with what we're doing in our community building skills. It's also building individual as we build communities, and so we really appreciate this consideration of the arts.

January 4, 2006

Saltzman: Why don't you take this opportunity to plug what's going to be going on next week and starting tomorrow, what time am I going to be there? [laughter] 7:30. And what's your address?

Bell: 11640 southwest boones ferry road. At the top of the driveway we're doing commuter coffee and tea for everyone who's been driving up and down boones ferry road for the past year seeing our signs, 100 days left to save the farm, 30 days left to save the farm, seven days left to save the farm, now they get to stop and find out what the farm is about.

Leonard: You're going to be right on boones ferry? If you're standing out there next to commissioner Saltzman and the cars are zooming by and you see a fire truck or police car coming, take four steps away. [laughter]

Medford: We actually had a fire truck come by yesterday.

*******:** Good advice, randy. We've had great results already.

Saltzman: I'll help slow traffic down.

Bell: Luckily we're not right on the side of the road, because our driveway goes off of a --

Leonard: Oh, shoot.

*******:** Be nice: It goes off of a parking lot for tryon creek state park. So we're set up in the parking lot.

Adams: Commissioner Leonard is making an inappropriate kicks to another council subject of debate. Pay no attention.

*******:** I see.

Leonard: Just a friendly warning, that's all.

*******:** Every morning in the 10th. Free coffee.

*******:** I really appreciate that. We will be there every morning between now and next tuesday morning from 7:00 to 9:30, and every afternoon from 4:00 to 6:00, and we've already gotten a lot of great feedback. I was out there this morning, and we had a lot of people stopping by, giving donations, wanting to get involved, wanting to bring their kids. That's exactly what we need. People stopping by, taking a walk to the farm, because people have been wondering where it's at and seeing it in the paper, but this gives them the opportunity to see us and then stop in and take a walk around themselves. We really invite everyone to come and get involved.

Potter: Thank you. Very, very much.

Adams: Great work. Amazing work.

*******:** Thanks.

Potter: Is there a sign-up sheet on this?

Moore: No. That was all who signed up.

Potter: Please call the vote.

Adams: Thanks again for making it possible for us to partner with you to save this important piece of watershed, and to add such incredible value to the livability of southwest Portland and the city as a whole. I also want to thank my chief of staff tom miller who worked on this, and maria, and all the good folks at the bureau of environmental services, and also brendan who work order this as well. So I really appreciate all your good work. Aye.

Leonard: Well, brenna and hope and the other woman, jenny, you guys are really good examples of how citizen activists get things done. Very positive, very focused, and this is the result. And your presentation was infectious, even coming at the end of a very boring agenda. It was a great presentation.

*******:** Thank you.

Leonard: Thank you. Aye.

Saltzman: When I went out, I think it was last spring, and toured the farm and was familiarized not only with all the good things they do, there were all sorts of little kids with their shoes off making straw bales, getting their feet muddy with straw and having a good time. But I have to confess, when I heard the daunting fund-raising goal that had to be achieved, I was very skeptical. It was a

January 4, 2006

lot of money to be raised in a relatively short amount of time, and -- but nevertheless, as commissioner Leonard just said, the enthusiasm is infectious and I really appreciate sort of the tone and demeanor as was said, this was not a group that was kind of rabid antidevelopment, don't let this turn into row houses, or more appropriately ranch homes, but there's a higher value here, a higher and better value, and that's to maintain it as an open space, as a farm, as a model of sustainability, as a place where kids can go and learn about sustainability and do it in a very beautiful setting. And also contribute to preserving the watershed, the tryon creek watershed. So the demeanor under which they undertook this phenomenal feat to raise this much money has paid off in dividends as you said, from lars larson's support to the Oregonian, that's --

[inaudible] If you get anything from lars, that's good. So it just shows you've approached this in a very sort of businesslike professional way, and that's why I feel confident that we're going to get the money by next tuesday to do this, and that's been a pleasure for me to help out in helping to get money from the city today for a conservation easement to participate in your fund-raisers, and i'll be there tomorrow morning at 7:30. So good work. Aye.

Sten: It's wonderful. I just want to congratulate you. I can see you're not even close to done, this is very exciting. I've had a lot bit of opportunity to work with dan and some others on food policy issues the last couple years, and i've been startled by how much interest and very much buoyed by how much there is -- how much interest there is right now. I think people in Portland, things kind of come into consciousness over time, and I think right now people are very focused on local agriculture. We're working on a project to see how we can get fresher food into the school system, soy think it would probably always would have been a good time to do this, but I think you probably not only hit at the right time, but helped create that momentum, so I really appreciate it and look forward to seeing this grow and develop over the years to come. It's a pleasure to vote aye. And thanks to sam for moving this forward. Aye.

Potter: I think your description that this is a prototype for Portland I think you're absolutely right. This is Portland at its very best, and you folks represent that goodness, and we appreciate it. I really appreciate commissioner Adams taking the lead on this, and the support from the rest of the council. I think it's a good example of what Portland can be when we work together. So thank you very much. I vote aye. [applause]

Adams: Good work.

Potter: That was the last item on the agenda. We're adjourned until next week.

At 11:31 a.m., Council adjourned.