



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 2nd DAY OF AUGUST, 2000 AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Katz, Presiding; Commissioners Francesconi, and Saltzman, 3.

OFFICERS IN ATTENDANCE: Britta Olson, Clerk of the Council; Ben Walters, Senior Deputy City Attorney; and Officer Chuck Bolliger, Sergeant at Arms.

Due to the absence of two Council members, no emergency ordinances were considered. Also, items could not be heard under a Consent Agenda.

REGULAR AGENDA

- 1131** Accept bid of Triad Mechanical, Inc. to furnish Beebe pump station for \$240,451 (Purchasing Report - Bid 99611)

Disposition: Continued to August 16, 2000 at 9:30 a.m.

- 1132** Reject all bids for Kerby garage re-roofing project (Purchasing Report – Re-Bid 99943)

Disposition: Accepted. (Y-3)

- 1133** Accept bid of Dunn Construction, Inc. to furnish 6-inch water main, SW Arboretum Hills, LID for \$152,577 (Purchasing Report - Bid 100073; C-9979)

Disposition: Accepted Prepare Contract. (Y-3)

- 1134** Accept bid of Parker Northwest Paving Company to furnish HCD street and storm sewer improvements SE Ivon Street/125th Avenue LID for \$74,953 (Purchasing Report - Bid 100094; C-9962)

Disposition: Accepted Prepare Contract. (Y-3)

- 1135** Accept bid of M & M Excavation and Construction, Inc. to furnish Jamison Square mass grading and erosion control for \$118,900 (Purchasing Report - Bid 100118 SMP)

Disposition: Accepted Prepare Contract. (Y-3)

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Mayor Vera Katz

- 1136** Authorize donation of thirty-six firearms to the Oregon State Police Forensic Laboratory for use in their Firearms Reference Collection (Ordinance)

Disposition: Passed to Second Reading August 9, 2000 at 9:30 a.m.

Commissioner Charlie Hales

- 1137** Accept contract with Leed Electric for ornamental street light installation on SW 9th and Park Avenues between W Burnside and SW Morrison Streets as complete and make final payment (Report; Contract No. 32371)

Disposition: Accepted. (Y-3)

Commissioner Erik Sten

- 1138** Authorize a contract and provide payment for the construction of a regulator vault at SW Capitol Highway and Bertha Boulevard (Ordinance)

Disposition: Passed to Second Reding August 9, 2000 at 9:30 a.m.

City Auditor Gary Blackmer

- 1139** Assess system development charge contracts (Ordinance; Z0727, T0040, T0042, K0023, K0026, P0052)

Disposition: Passed to Second Reading August 9, 2000 at 9:30 a.m.

Communications

- 1140** Request of Daniel De Maris to address Council regarding zoning enforcement (Previous Agenda 1114)

Disposition: Placed on File.

At 9:45 a.m., Council adjourned.

GARY BLACKMER
Auditor of the City of Portland



By Britta Olson
Clerk of the Council

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

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WEDNESDAY, 2:00 PM, AUGUST 2, 2000

DUE TO THE LACK OF AN AGENDA
THERE WAS NO MEETING

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Closed Caption Transcript of Portland City Council Meeting

This transcript was produced through the closed captioning process for the televised City Council broadcast.
Key: == means unidentified speaker.

AUGUST 2, 2000 9:30 AM

Katz: For those of you watching, this is going to be very brief, so don't go to your refrigerator for a drink or some food to eat. Commissioner Sten and commissioner Hales are on vacation, and until we have a full complement of council members, the agenda will be pretty light. So let's take 1131.

Item 1131.

Katz: There is a motion to return this back to b.e.s. Correct?

Olson: Yes.

Katz: Any objections? Hearing none, so ordered. 1132.

Items 1132 through 1135 and 1137 voted on. Items 1136, 1138 and 1139 passed to Second Reading.

Katz: Anybody want to talk about these? All right. Roll call.

Olson: Request of daniel demaris to address council.

Katz: Your schedule must be busier than ours.

Item 1140.

Daniel DeMaris: it is. Unfortunately i'm normally school teaching. Right now i'm delivering pizza, and that's demanding work.

Katz: That's because it's summer, so you are working in the summer as well. All right. Why don't you identify yourself for the record. And we'll give you a little more than three minutes. Just enough for you to tell us what the issue is.

Daniel DeMaris: okay. My name is daniel, I brought a small videotape that Britta will play for us. I'm just trying to—it's not anything professional by any means, it's just something that I went out and shot this morning to show that i—what I have to look at every day, what I live with, next door, every day. What was planted as a floral—to provide me with a buffer between an electrical—the cellular station and my house, is a joke. They've let it overrun with weeds, the blackberries are growing through it, and it's a nuisance for me because I have to mow my yard, and when I mow, I get caught up on the blackberries all the time coming out of their abatement. They've been basically in my opinion fraudulent from the beginning because they told the inspector they had no requirements, and he had finished floral abatement—he finished the project before they showed any floral abatement. This is the blackberries coming through there on my side of the house, and it's murder to mow my yard. What they planted is flotinia. I have—i don't know if you got these. I asked that you get them. you'll notice in the last 50 feet is in accordance with zoning code 33400801, all those plants within 50 feet of the slew were supposed to have been native. I'll also provide you with documentation on the plants that are there. The flotinia are from south and east asia. They're certainly not Oregon natives. They were planted with flotinia for the hedge, the trees are in line with the hedge, and the ground cover is azalea. I do believe those are Oregon natives, however they've let it all become so overgrown that they've actually mowed the azalea up to the pole. If you watch the tape you can see where you can see my house clearly through the hedge, it's supposed to be six feet

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it all become so overgrown that they've actually mowed the azalea up to the pole. If you watch the tape you can see where you can see my house clearly through the hedge, it's supposed to be six feet high, 95% opaque. The reason it's not, that area next to my house has been a driveway for 50 years. It was nothing but rock, I should replace the soil there before they plant. The contractor told me, once it's planted, the city doesn't care. As long as we plant it, it can die. And the inspector told me, if it's wrong, in three years it's not six feet high, the city will make them replace it. I've tried everything I can to deal with the zoning enforcement. They refuse to act on this issue. As they say, they're largely in compliance. My prospective is if it's completely overgrown with— because it's—the code is that it has to be—remain healthy. Well, if it's overgrown with blackberries, I don't particularly call that healthy. Most of the plants are now dead and been shadowed out. It's just become a nuisance. I'd like to require it—zoning to require them to go back and plant natives in that last 50-foot section. I'd like them to cause them to remove the weeds and change the ordinance so that it reads healthy and substantially free of weeds. I'm done.

Katz: Thank you. Who did you contact?

DeMaris: I contacted everybody to— within the building bureau, including—i started from—i forget the guy's name, the inspector, and I went all the way up. Charlie Hales basically refuses to see me, sent me a letter referring me to come here.

Francesconi: To come here?

Katz: To come here?

DeMaris:

Katz: The whole idea before of coming before the council is so we can send it to the commissioner in charge. All right. Are you here to comment on any of this? No? Oh. Well, I figured—you've got opinions.

Saltzman: Was this work done the vegetation was planted by --

DeMaris: they put in the cellular post at 124 feet, I think, and it's within 30 feet of my house. You can see my house in the picture there. Actually, it's a little closer to the property line than what it shows. They put that in, they made the retirement requirement on themselves. I would have put it in the front by the house, and I would have never said a word. But they put it in all the way along there, and they planted nonnatives in the area where clearly they were supposed to plant natives. I don't blame the inspector so much, because he's not really that acutely in—

Katz: What was the response with regard to the nonnatives when they were—

DeMaris: I never—all I wanted the zoning enforcement to do was to make them to replant the front so it's six feet high and 95% -- they took the dirt out and replanted it, it would be. I don't know how they expect it to grow in rock. Their response was that it's largely healthy, and they're largely in compliance and they wouldn't do anything.

Katz: We probably shouldn't be going into this, but since commissioner Hales is not here, the name of the inspector you talked to, do you recall? And do you have anything in writing?

DeMaris: I think his name is monroe.

Katz: Okay. On behalf of the council, I will have a communications with commissioner Hales. Do you have a file that you would like to leave with me?

DeMaris: I just brought you these documents. I didn't actually—i had a copy of the enforcement regulations, and i've somehow misplaced it before I got here. But I know you can get that easily. I

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would ask that you look at that regulation and change it so that it is—so it reads healthy and substantially free of weeds. Because if it read substantially free of weeds, I wouldn't be here. thank you much.

Katz: Thank you very much. All right. There's nothing else before the council, the council will stand adjourned.

At 9:45 a.m., Council adjourned.