AGENDA NO. 4995 MAY 27-28, 2009

	PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue WEDNESDAY, 9:30 AM, MAY 27, 2009 E PRESENT WERE: Mayor Adams, Presiding; Commissioners Fish, Fritz, rd and Saltzman, 5. Mayor Adams left at 11:08 am.	Disposition:
	COMMUNICATIONS	
685	Request of Shirley Lumiere to address Council regarding public funding of a private charter school (Communication)	PLACED ON FILE
686	Request of L.A. Wikowsky to address Council regarding beekeeping in Portland (Communication)	PLACED ON FILE
687	Request of Ibrahim Mubarak to address Council regarding homeless issues (Communication)	PLACED ON FILE
688	Request of Derry Jackson to address Council regarding abandoned vehicle program (Communication)	PLACED ON FILE
689	Request of David Regan to address Council regarding hassle-free camping zone (Communication)	PLACED ON FILE
	TIME CERTAINS	
690	<b>TIME CERTAIN: 9:30 AM</b> – Declare May 27th through June 7th, 2009 to be Great Blue Heron Week in Portland (Proclamation introduced by Mayor Adams)	PLACED ON FILE
691	<b>TIME CERTAIN: 9:45 AM</b> – Declare May 2009 to be Older Americans Month (Proclamation introduced by Mayor Adams)	PLACED ON FILE
	CONSENT AGENDA – NO DISCUSSION	
	Mayor Sam Adams	
	Bureau of Planning & Sustainability	
*692	Authorize grant agreements for the Vision into Action 2009 Community Action Grants Program (Ordinance)  (Y-5)	182819

		MAY 27-28, 2009
693	Authorize an agreement with ICLEI-Local Governments for Sustainability for \$25,000 to participate in developing the STAR Community Index sustainability indicators project (Second Reading Agenda 633)	182820
	(Y-5)	
	Bureau of Transportation	
*694	Extend contract with Star Park LLC for parking attendant and revenue services (Ordinance; amend Contract No. 35401)	182821
-	(Y-5)	
*695	Extend contract with Star Park LLC for parking garage system services (Ordinance; amend Contract No. 34879)	182822
	(Y-5)	
*696	Authorize an Intergovernmental Agreement with the Oregon Department of Transportation for right-of-way services for the SW Gibbs Street Pedestrian Bridge Over I-5 (Ordinance)	182823
-	(Y-5)	
*697	Authorize the Bureau of Transportation to acquire certain permanent and temporary easements necessary for construction of the Burgard Rd Bridge Replacement Project No. 37380 through the exercise of the City's Eminent Domain Authority (Ordinance)	182824
	(Y-5)	
*698	Grant revocable permit to Jefferson Alumni Association to close N Kerby Ave and N Commercial Ave between N Killingsworth St and N Alberta St from 6:00 a.m. to 7:00 p.m. on May 30, 2009 (Ordinance)	182825
	(Y-5)	
699	Grant revocable permit to Pet Cross to close NW Park Ave and NW 8th Ave between NW Davis St and NW Everett St from 7:00 a.m. on July 17, 2009 until 11:00 p.m. on July 19, 2009 (Ordinance)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.
	Office of Emergency Management	
700	Authorize application to the Federal Emergency Management Agency Hazard Mitigation Grant Program for \$35,000 to update the 2005 Multi-Hazard Mitigation Plan (Ordinance)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.
	Office of Management and Finance – Business Operations	
<b>*701</b>	Pay claim of James Thoreson (Ordinance)	182826
	(Y-5)	102020
	Office of Management and Finance – Human Resources	
*702	Approve cost of living adjustments to pay rates for Nonrepresented classifications and Elected Officials effective July 1, 2009, specify the effect upon employees in the classifications involved and provide for payment (Ordinance)	182830
	(Y-5)	

		MAY 27-28, 2009
*703	Create a new Nonrepresented classification of Healthy Working Rivers Manager, which is exempt from classified service (Ordinance)  (Y-5)	182827
	Office of Management and Finance – Purchases	
704	Authorize a five year contract with Precise Parklink (USA) to provide back office software and support service for the Stelio parking pay stations at a cost not to exceed \$3,500,000 (Purchasing Report - Project No. 110109)	ACCEPTED PREPARE CONTRACT
	(Y-5)	CONTRACT
	Commissioner Nick Fish Position No. 2	
	Bureau of Housing and Community Development	
*705	Adopt and authorize submission of a Substantial Amendment to the 2008-2009 Action Plan of the 2005-2010 Consolidated Plan to the U.S. Department of Housing and Urban Development to accept a Homelessness Prevention and Rapid Re-housing Program formula allocation of \$4,172,282 and receive payment (Ordinance; amend Ordinance No. 181800)	182831
	(Y-5)	
	Commissioner Dan Saltzman Position No. 3	
	Bureau of Environmental Services	
706	Authorize contracts and provide for payments for biosolids management (Second Reading Agenda 645)	182828
	(Y-5)	
	Bureau of Police	
*707	Authorize a \$50,000 grant agreement with Raphael House of Portland to assist victims and survivors of domestic violence (Ordinance)	182829
	(Y-5)	
	Commissioner Amanda Fritz Position No. 1	
	Bureau of Emergency Communications	
708	Authorize an agreement with David M. Corey, Ph.D. to conduct psychological evaluations of Emergency Communications Call Taker and Dispatch candidates (Ordinance)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.
	REGULAR AGENDA	

		MAY 27-28, 2009
	Mayor Sam Adams	
	Bureau of Planning & Sustainability	
*709	Authorize an Intergovernmental Agreement in the amount of \$50,000 with the Oregon Department of Transportation for the I-405/I-5/US26 Design Workshop (Ordinance)  (Y-5)	182832
=10		
710	Revise residential solid waste and recycling collection rates and charges, effective July 1, 2009 (Second Reading Agenda 628)  (Y-5)	182833
711	Accept donation of solar powered compacting trash cans and recycling units from the Portland Business Alliance Charitable Institute (Second Reading Agenda 659)  (Y-5)	182834
710	Bureau of Transportation	
712	Vacate a portion of NW Princess Dr northwesterly of NW Pleasant St subject to certain conditions and reservations (Second Reading Agenda 660; VAC-10048)	182835
	(Y-4; Leonard absent)	
713	Vacate a portion of Alley, Block 2, Cook's Addition north of N Revere St subject to certain conditions and reservations (Second Reading 661; VAC-10050)	182836
	(Y-4; Leonard absent)	
	Office of Emergency Management	
*714	Amend the Intergovernmental Agreement with Columbia County so the County may perform purchase obligations and to extend the time period for the distribution of equipment, supplies and services procured as a result of Urban Areas Security Initiative Grant FY 2008 (Ordinance; amend Contract No. 52497)	182837
	(Y-4; Leonard absent)	
	Office of Management and Finance – Business Operations	
715	Adopt Idle Reduction Policy for all City vehicles and equipment to promote fuel conservation (Previous Agenda 662)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.
716	Authorize an Intergovernmental Agreement with the Portland Development Commission for implementation of critical repairs to Union Station (Ordinance)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.
	Office of Management and Finance – Financial Services	
*717	Authorize an Intergovernmental Agreement with the Portland Development Commission for economic development activities (Ordinance)	182838
	(Y-5)	

		MAY 27-28, 2009
	Commissioner Nick Fish Position No. 2	
*718	Portland Parks & Recreation  Authorize acquisition of approximately 2.5 acres in the Cully neighborhood for development as a neighborhood park (Ordinance)	182839
719	(Y-5)  Authorize grants to five Portland school districts for out-of-school-hours youth programs (Second Reading Agenda 667) (Y-5)	182840
	Commissioner Dan Saltzman Position No. 3	
*720	Bureau of Environmental Services  Authorize the Bureau of Environmental Services to acquire permanent easements necessary for construction of the East Side Combined Sewer Overflow Tunnel Project No. 7594 through exercise of the City's Eminent Domain Authority (Ordinance)	182844
*721	(Y-4; Adams absent)  Extend contract with CH2M Hill for additional work and compensation for the Fanno Basin pump station pressure lineGarden Home Section, Project No. E08293 (Ordinance; amend Contract No. 37100)	182845
722	(Y-4; Adams absent)  Authorize an Intergovernmental Agreement with Oregon Department of Agriculture to prepare an invasive animal assessment to determine the status and threats and to identify and guide management actions (Ordinance)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.
723	Authorize contract and provide for payment for the construction of the Bybee Sewer Rehabilitation Project No. E08892 (Ordinance)	PASSED TO SECOND READING AS AMENDED JUNE 03, 2009 AT 9:30 A.M.
724	Authorize a contract and provide for payment for the construction of the NE Skidmore/Alameda Sewer Rehabilitation Project No. E08597 (Ordinance)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.
725	Authorize contract and provide for payment for the construction of the Lents Sanitary Sewer Extension Project No. E06954 (Ordinance)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.

		MAY 27-28, 2009
726	Authorize a contract and provide for payment for construction of the Swan Island Combined Sewer Overflow Pump Station Phase 2 Project No. 6901 (Ordinance)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.
727	Revise sewer and drainage rates and charges in accordance with the FY 2009- 10 Sewer User Rate Study (Second Reading Agenda 627) (Y-5)	182841
	Commissioner Randy Leonard Position No. 4	
	Bureau of Development Services	
728	Amend fee schedules for electrical, mechanical, facility permit, land use services, neighborhood inspections, noise control, plumbing, signs, site development, zoning and certain construction permits (Second Reading Agenda 684)	182842
	(Y-5)	
	Bureau of Water	DA COND. TO
729	Authorize the Mayor and the Commissioner-in-Charge to sign a water sales agreement with the City of Sandy (Ordinance)	PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.
730	Authorize the rates and charges for water and water-related services during the fiscal year beginning July 1, 2009 to June 30, 2010 and fix an effective date (Second Reading Agenda 629)	182843
	(Y-5)	
	Commissioner Amanda Fritz Position No. 1	
	Office of Cable Communications and Franchise Management	
731	Adopt street priorities and form for wireless applications for siting private wireless facilities in City right-of-way (Second Reading Agenda 676)	182846
	(Y-4; Adams absent)	
732	Amend and extend term of a right-of-way agreement granted to AT&T Wireless Services of Oregon, Inc. to build and operate wireless facilities within City streets (Second Reading Agenda 678; amend Ordinance No. 178373)	182847
	(Y-4; Adams absent)	
733	Amend and extend term of a temporary, revocable permit to Clearwire US LLC, to use the City streets to provide wireless broadband Internet access services and establish terms and conditions (Second Reading Agenda 679; amend Ordinance No. 181246)	182848
	(Y-4; Adams absent)	

		MAY 27-28, 2009
734	Amend and extend term of a temporary, revocable permit granted to LCW Wireless Operations, LLC to build and operate wireless facilities within City streets (Second Reading Agenda 680; amend Ordinance No. 180518)	182849
	(Y-4; Adams absent)	
735	Amend and extend term of a right-of-way agreement granted to Sprint Spectrum, LP to build and operate wireless facilities within City streets (Second Reading Agenda 681; amend Ordinance No. 178519)	182850
	(Y-4; Adams absent)	
736	Amend and extend term of a right-of-way agreement granted to VoiceStream PCS I, LLC now known as T-Mobile West Corporation to build and operate wireless facilities within City streets (Second Reading Agenda 682; amend Ordinance No. 178374)	182851
	(Y-4; Adams absent)	
	City Auditor LaVonne Griffin-Valade	
737	Amend and clarify provisions of the Campaign Finance Fund (Second Reading Agenda 674; amend Code Chapter 2.10)	182852
	(Y-4; Adams absent)	AS AMENDED
737-1	Request the federal government to update studies on potential health effects of radio frequency wireless emissions in light of proliferation of wireless use (Reintroduce Resolution 36706)	DEDITODUCED
	Motion to suspend the rules to reintroduce 5/21/09 Agenda Item 677, Resolution 36706 for a new vote: Moved by Commissioner Fritz and seconded by Commissioner Fish. (Y-5)	REINTRODUCED 36706
	(Y-5)	
	WEDNESDAY, 2:00 PM, MAY 27, 2009	
	E PRESENT WERE: Mayor Adams, Presiding; Commissioners Fish, Fritz, d and Saltzman, 5.	
*738	<b>TIME CERTAIN: 2:00 PM</b> – Create the Police Special Revenue Fund and the Enterprise Business Solutions Services Fund (Ordinance introduced by Mayor Adams)	182853
	(Y-4; Saltzman absent)	
*739	Adopt the FY 2008-09 Spring Major Supplemental Budget in the amount of \$13,856,200 and make budget amendments in eight funds (Ordinance introduced by Mayor Adams)	182854
	(Y-5)	

	1/1111 27 20, 2007
*740 Adopt budget adjustment recommendations and the Minor Supplemental Budget for the FY 2008-09 Spring Minor Supplemental Budget process and make budget adjustments in various funds (Ordinance introduced by Mayor Adams)	
1) 5/27 Motion to accept staff substitute exhibits reflecting updated interagency fund balances: Moved by Mayor Adams and seconded by Commissioner Fish. (Y-5)	
2) 5/27 Motion to accept \$100,000 amendment for Portland Oregon Sustainability Institute to carry forward funds from 07-08. Funds to be appropriated from unused allocation from the Council for the biofuels project: Moved by Mayor Adams and seconded by Commissioner Fish. (Y-5)	182855 as amended
3) 5/27 Motion to pass ordinance as amended: (Y-5)	
<ol> <li>5/28 Motion to reconsider item 740: Moved by Commissioner Leonard and seconded by Commissioner Fish. (Y-5)</li> <li>5/28 Motion to amend the ordinance to accept staff 5/28/09 substitute exhibits to correct technical errors: Moved and seconded. (Y-5)</li> </ol>	
3) 5/28 Motion to pass the ordinance as amended: (Y-5)	
741 TIME CERTAIN: 2:15 PM – Council to convene as Budget Committee to approve a budget (Mayor to convene Budget Committee)	
1) Motion to accept initial amendments in Attachments A-F: Moved by Mayor Adams and seconded by Commissioner Leonard (Y-5)	
2) Motion to amend final item on Special Appropriations to read "General Fund resources for sports fields improvements: Moved by Commissioner Fritz and seconded by Commissioner Fish. (Y-5)	
3) Motion to restore \$59,157 cut on a pass through to Multnomah County Aging Services. Funding to be \$29,500 from the General Fund unrestricted contingency fund which would be matched by \$29,657 reallocated from BHCD Transition budget: Moved by Commissioner Fish and seconded by Mayor Adams. (Y-5)	PLACED ON FILE
4) Motion to restore \$43,600 to Parks Operating General Fund for FY 10-11 and FY 11-12 budgets to offset the lost lease revenue projected from the McCall Building: Moved by Commissioner Fish and seconded by Commissioner Leonard. (Y-5)	
5) Motion to approve the budget as amended including Attachments B, C, D, E and F: Moved by Commissioner Fritz and seconded by Commissioner Fish. (Y-5)	
6) Motion to amend the record to correct budget reference to 2009-2010 FY budget: Moved by Mayor Adams and seconded by Commissioner Fish. (Y-5)	
742 TIME CERTAIN: 2:30 PM – Portland Development Commission Budget Hearing (Mayor to convene Council as Portland Development Commission Budget Committee)	PLACED ON FILE
THURSDAY, 2:00 PM, MAY 28, 2009	

**NOTE:** "Time Certain" indicates that an item will not be heard by Council **prior** to the time specified.

The \* indicates an emergency ordinance, which takes effect immediately if passed. Non-emergency ordinances require two readings and a 30-day waiting period before taking effect. Resolutions, reports, etc., adopted by Council are effective after adjournment.

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Check our Web site: www.portlandonline.com

(Y-5)

LaVonne Griffin-Valade Auditor of the City of Portland

Declaration Required by Lobbyists. Portland City Code 2.12.060 states: Prior to offering public testimony before City officials, at the beginning of any meetings or phone calls with City officials, or in emails and letters to City officials, a lobbyist must declare which lobbying entity he or she is authorized to represent for that communication.

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# OFFICERS OF PORTLAND CITY GOVERNMENT

# **SAM ADAMS, MAYOR**

Commissioner of Finance and Administration 1221 SW 4th Ave, Room 340, 97204

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Bureau Portfolio	Laison Responsibilities
Bureau of Planning	Portland Neighborhood Business Associations
Bureau of Transportation	(APNBA)
-Bureau of Maintenance/Traffic	Business Licenses Board of Appeals
Management/Transportation	Design Commission
Planning/ Transportation Engineering	Education Advocate
Office of the City Attorney	International Council on Local Environmental
Office of Government Relations	Initiatives (ICLEI)
Office of International Affairs	Joint Policy Advisory Committee on
Office of Management and Finance	Transportation (JPACT)
- <u>Business Operations</u>	League of Oregon Cities – with
-Bureau of Financial Services	Commissioner Fritz
- <u>Bureau of Human Resources</u>	Metro Policy Advisory Committee (MPAC) -
- <u>Bureau of Purchases</u>	with Commissioner Fritz
- <u>Bureau of Revenue</u>	Metro Solid Waste Advisory Committee
-Bureau of Technology Services	Metropolitan Exposition and Recreation
Office of Sustainable Development	Commission (MERC)
Portland Development Commission	Multnomah Youth Commission (MYC)
Portland Office of Emergency Management	Office of Film & Video
	Planning Commission
	Portland Mall Management Inc. (PMMI)
	Portland Multnomah Progress Board
	Portland Streetcar, Inc.
	Regional Arts and Culture Council (RACC)
	Regional Emergency Management Group
	(REMG)
	Royal Rosarians
	Small Business Advisory Council (SBAC)
	Sustainable Development Commission
	The Leader's Roundtable
	Travel Portland
	Visitors Development Fund
	Workforce Development Board

# **NICK FISH**

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Bureau Portfolio	Liaison Responsibilities
Bureau of Housing & Community	Elders in Action
Development/Portland Housing Bureau	Housing Authority of Portland (HAP)
Bureau of Parks and Recreation	Housing and Community Development
	Commission
	Pioneer Courthouse Square
	Pittock Mansion Advisory Committee
	Urban Forestry Commission

# **AMANDA FRITZ**

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Bureau Portfolio	Liaison Responsibilities
Bureau of Emergency Communications	Airport Issues Roundtable
Office of Cable Communications and	BOEC Users Group - BOEC Finance
Franchise Management	Committee
Office of Human Relations	Emergency Medical Services Policy Board
Office of Neighborhood Involvement	Endangered Species Act Program
Office of Healthy Working Rivers	League of Oregon Cities – with Mayor Adams
	Liaison Responsibilities
	Metro Policy Advisory Committee (MPAC) -
	with Mayor Adams
	Mt. Hood Cable Regulatory Commission
	Portland Community Media (PCM)

### **RANDY LEONARD**

Commissioner of Public Safety Position Number 4 1221 SW 4th Ave, Room 210, 97204 (503)823-4682

Bureau Portfolio	Liaison Responsibiliites
Bureau of Development Services	Adjustment Committee
Bureau of Hydropower	Building Board of Appeals
Bureau of Water	Design Commission
Portland Fire & Rescue	Historic Landmarks Commission
	Multnomah County Animal Control
	Portland Utility Review Board (PURB)
	Regional Water Consortium Board
	Rose Festival Association
	Taxicab Board of Review
	Towing Board of Review
	Water Quality Advisory Committee

# **DAN SALTZMAN**

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Bureau Portfolio	Liaison Responsibilities
Bureau of Environmental Services	Civil Service Board
Bureau of Fire & Police Disability &	Community Action to Reduce Substance Abuse (CARSA)
<u>Retirement</u>	Local Public Safety Coordinating Council (LPSCC)
Bureau of Police	Office of Youth Violence Prevention
Children's Investment Fund	

### LA VONNE GRIFFIN-VALADE

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# Portfolio

Assessments and Liens

Audit Services

<u>City Elections</u> <u>City Recorder</u>

-Archives

- -Contracts and Disbursements
- -Council Clerk
- -Records Management

Hearings Officers

IPR - Independent Police Review

<u>Ombudsman</u>

Portland Multnomah Progress Board

#### **BUREAU DIRECTORS**

BOREAU DIRECTORS	
Bureau of Development Services	Paul Scarlett
Bureau of Emergency Communications	Lisa Turley
Bureau of Environmental Services	Dean Marriott
Bureau of Financial Management	Jennifer Sims, Chief Financial Officer
Bureau of Housing & Community Development	Andy Miller, Interim Director
Bureau of Human Resources	Yvonne Deckard
Bureau of Planning & Sustainability	Susan Anderson
Bureau of Police	Rosie Sizer
Bureau of Purchases	Jeff Baer
Bureau of Technology Services	Mark Greinke, Chief Technology Officer
Bureau of Transportation	Susan Keil
Bureau of Water	David Shaff
Chief Admin. Officer of Mgmt & Finance	Ken Rust
City Attorney	Linda Meng
City Engineer	Steve Townsend
City Treasurer	David Thurman
Office of Cable Communications & Franchise	David Olson
Office of Emergency Management	Carmen Merlo
Office of Government Relations	Daniel Bates
Office of Human Relations	Maria Lisa Johnson
Office of Mgmt & Finance – Business Operations	Tom Feely
Office of Neighborhood Involvement	Amalia Alarcon
Portland Development Commission	Bruce Warner
Portland Fire & Rescue	John Klum
Portland Parks & Recreation	Zari Santner
Revenue Bureau	Sue Klobertanz

Effective 05/18/2009