



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **5TH DAY OF OCTOBER, 2016** AT 9:30 A.M.

Items 1091, 1096 and 1097 were heard October 5, 2016.

All other Wednesday items were rescheduled to October 6, 2016 at 1:00 p.m.

October 5, 2016. **THOSE PRESENT WERE:** Mayor Hales, Presiding; Commissioners Fish, Fritz, Novick and Saltzman, 5. Commissioner Novick arrived at 10:14 a.m.

October 6, 2016. **THOSE PRESENT WERE:** Mayor Hales, Presiding; Commissioners Fish, Fritz and Novick, 4.

OFFICERS IN ATTENDANCE OCTOBER 5, 2016: Karla Moore-Love, Clerk of the Council; Ben Walters, Chief Deputy City Attorney; and Jason King and Mike Miller, Sergeants at Arms.

Item No. 1101 was pulled for discussion and on a Y-4 roll call, the balance of the Consent Agenda was adopted.

The meeting recessed at 10:50 a.m. and reconvened at 11:00 a.m.

COMMUNICATIONS		Disposition:
1091	Request of Michael Withey to address Council regarding homelessness (Communication)	PLACED ON FILE
1092	Request of Lightning Watchdog PDX to address Council regarding evict the Clinton Foundation from the Whitehouse (Communication) Rescheduled to October 6, 2016 at 1:00 pm.	PLACED ON FILE
1093	Request of David Kif Davis/Multnomah County Copwatch to address Council regarding war on copwatchers by the police and City (Communication) Rescheduled to October 6, 2016 at 1:00 pm.	PLACED ON FILE
1094	Request of David Gwyther to address Council regarding 10 th and SW Yamhill Parking Garage project (Communication) Rescheduled to October 6, 2016 at 1:00 pm.	RESCHEDULED TO OCTOBER 12, 2016 AT 9:30 AM
1095	Request of Douglas Peterson to address Council regarding 10 th and SW Yamhill Parking Garage project (Communication) Rescheduled to October 6, 2016 at 1:00 pm.	RESCHEDULED TO OCTOBER 12, 2016 AT 9:30 AM

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TIMES CERTAIN		
1096	TIME CERTAIN: 9:45 AM – Proclaim October 10, 2016 to be Indigenous Peoples’ Day in Portland (Proclamation introduced by Mayor Hales) 1 hour requested	PLACED ON FILE
1097	TIME CERTAIN: 10:45 AM – Presentation from A Home for Everyone on Scaling Response to Need: Early Wins in Expanding to Scale (Presentation introduced by Mayor Hales) 15 minutes requested	PLACED ON FILE
CONSENT AGENDA – NO DISCUSSION <i>Rescheduled to October 6, 2016 at 1:00 pm</i>		
Mayor Charlie Hales		
1098	Extend term of Street Closure Program in Old Town/Chinatown for a period of one year (Ordinance)	PASSED TO SECOND READING OCTOBER 12, 2016 AT 9:30 AM
Fire & Police Disability and Retirement		
*1099	Amend the Fire and Police Disability, Retirement and Death Benefit Plan in order to comply with an arbitration decision, regarding final pay calculation for members of the Portland Police Association (Ordinance) (Y-4; Saltzman absent)	188016
Office of Management and Finance		
*1100	Pay claim of Mary Haney in the sum of \$20,956 involving the Bureau of Environmental Services (Ordinance) (Y-4; Saltzman absent)	188017
*1101	Pay claim of Samuel Sachs in the sum of \$130,000 involving the Parks Bureau (Ordinance) (Y-4; Saltzman absent)	188021
1102	Extend contract with Hyas Group and increase compensation in the amount of \$115,000 for investment consulting services for the City Deferred Compensation Plan (Second Reading Agenda 1073; amend Contract No. 30001011) (Y-4; Saltzman absent)	188018
Commissioner Steve Novick Bureau of Transportation		
1103	Rename a segment of NE Couch Ct and name a segment of unnamed public right-of-way as NE Couch St (Ordinance)	PASSED TO SECOND READING OCTOBER 12, 2016 AT 9:30 AM
1104	Authorize an Intergovernmental Agreement with the Oregon Department of Transportation for inspections of City-owned highway tunnels (Ordinance)	PASSED TO SECOND READING OCTOBER 12, 2016 AT 9:30 AM

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<p>1105</p>	<p>Authorize contracts as required with three service firms for Right-of-Way Appraisal and Acquisition and Relocation projects not to exceed \$250,000 each (Second Reading Agenda 1076) (Y-4; Saltzman absent)</p>	<p>188019</p>
<p>1106</p>	<p>Authorize an Intergovernmental Agreement with the Port of Portland to allow the Bureau of Transportation to administer the design, right-of-way and construction for the NE Columbia Blvd: Cully Blvd & Alderwood Rd project (Second Reading Agenda 1077) (Y-4; Saltzman absent)</p>	<p>188020</p>
<p>REGULAR AGENDA</p> <p>Mayor Charlie Hales</p> <p>Office of Management and Finance</p>		
<p>*1107</p>	<p>Authorize a contract with Labyrinth Solutions, Inc. for implementation services for SAP Enterprise Asset Management at a not-to-exceed amount of \$1,850,000 (Ordinance) 10 minutes requested Rescheduled to October 6, 2016 at 1:00 pm.</p>	<p>RESCHEDULED TO OCTOBER 12, 2016 AT 9:30 AM</p>
<p>*1108</p>	<p>Authorize CityFleet to purchase replacement Bridge Inspection Crane for use by Bureau of Transportation at \$811,932 (Ordinance) Rescheduled to October 6, 2016 at 1:00 pm. (Y-4; Saltzman absent)</p>	<p>188022</p>
<p>1109</p>	<p>Ratify a successor collective bargaining agreement between the City and the Portland Police Association relating to the terms and conditions of employment of represented employees in the Portland Police Association bargaining unit (Previous Agenda 1065) Rescheduled to October 6, 2016 at 1:00 pm. Motion to accept Hales amendment regarding body camera policy as modified: Moved by Hales and seconded by Fritz. (Y-4; Saltzman absent)</p>	<p>PASSED TO SECOND READING AS AMENDED OCTOBER 12, 2016 AT 9:30 AM</p>
<p>Commissioner Steve Novick</p> <p>Bureau of Transportation</p>		
<p>1110</p>	<p>Vacate a portion of an unnamed alley between N Midway Ave and N Columbia Blvd subject to certain conditions and reservations (Hearing; Ordinance; VAC-10107) 10 minutes requested Rescheduled to October 6, 2016 at 1:00 pm.</p>	<p>PASSED TO SECOND READING OCTOBER 12, 2016 AT 9:30 AM</p>
<p>Commissioner Amanda Fritz</p> <p>Portland Parks & Recreation</p>		

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<p>1111</p>	<p>Authorize an Intergovernmental Agreement between Portland Parks & Recreation and Portland State University to develop a citywide tree planting strategy (Second Reading Agenda 1082) Rescheduled to October 6, 2016 at 1:00 pm. (Y-3; Fish and Saltzman absent)</p>	<p>188023</p>
<p style="text-align: center;">Commissioner Nick Fish Water Bureau</p>		
<p>1112</p>	<p>Authorize a contract with the lowest responsive bidder and provide payment for the construction of the Cornell Road Services - Macleay Park Project at an estimated cost of \$600,000 (Second Reading Agenda 1085) Rescheduled to October 6, 2016 at 1:00 pm. (Y-4; Saltzman absent)</p>	<p>188024</p>
<p style="text-align: center;">Commissioner Dan Saltzman Portland Housing Bureau</p>		
<p>*1113</p>	<p>Approve application under the Multiple-Unit Limited Tax Exemption Program for 9101 Foster located at 9101 SE Foster Rd (Ordinance) Rescheduled to October 6, 2016 at 1:00 pm. (Y-4; Saltzman absent)</p>	<p>188025</p>
<p>1114</p>	<p>Approve application under the Multiple-Unit Limited Tax Exemption Program for Koz 16th and Marshall located at 1015, 1033 and 1039 NW 16th Ave (Ordinance) 10 minutes requested Rescheduled to October 6, 2016 at 1:00 pm.</p>	<p>PASSED TO SECOND READING OCTOBER 12, 2016 AT 9:30 AM</p>
<p>1115</p>	<p>Approve application under the Multiple-Unit Limited Tax Exemption Program for Koz 2211 SW 4th located at 2211 SW 4th Ave (Ordinance) Rescheduled to October 6, 2016 at 1:00 pm.</p>	<p>PASSED TO SECOND READING OCTOBER 12, 2016 AT 9:30 AM</p>
<p>At 11:19 a.m., Council recessed.</p>		
<p style="text-align: center;"><u>WEDNESDAY, 2:00 PM, OCTOBER 5, 2016</u> This meeting was canceled.</p>		
<p>1116</p>	<p>TIME CERTAIN: 2:00 PM– Authorize a surtax to the City’s Business License Tax for publicly traded companies subject to U.S Securities and Exchange Commission disclosure and reporting requirements if a subject company reports that the ratio of compensation of its chief executive officer to median worker is equal to or greater than 100:1 under the Commission’s Pay Ratio Disclosure Rule (Ordinance introduced by Commissioner Novick; amend Code Section 7.02.500) 3 hours requested</p>	<p>RESCHEDULED TO OCTOBER 26, 2016 AT 2:00 PM TIME CERTAIN</p>

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A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **6TH DAY OF OCTOBER, 2016** AT 1:00 P.M.

THOSE PRESENT WERE: Mayor Hales, Presiding; Commissioners Fish, Fritz, and Novick, 4.

Commissioner Novick arrived at 1:07 p.m.
Commissioner Fish left at 3:55 p.m.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Ben Walters, Chief Deputy City Attorney at 1:00; Kathryn Beaumont at 2:35 p.m.; and Mike Cohen, Sergeant at Arms.

The meeting recessed at 2:25 p.m. and reconvened at 2:35 p.m.

<p>1117 TIME CERTAIN: 2:00 PM – Amend the Official City Zoning Map, Planning and Zoning Code and Transportation System Plan to carry out Portland’s 2035 Comprehensive Plan; establish a new Community Involvement Program and Committee; amend related codes, the 2035 Comprehensive Plan and Plan Map to coordinate policies and programs (Ordinance introduced by Mayor Hales; amend Code Titles 3, 17, 33 and Ordinance Nos. 165851, 177028, 187832) 3 hours requested</p>	<p>Disposition:</p> <p>CONTINUED TO OCTOBER 13, 2016 AT 2:00 PM TIME CERTAIN</p>
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At 4:49 p.m. Council adjourned.

MARY HULL CABALLERO
Auditor of the City of Portland



By Karla Moore-Love
Clerk of the Council

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

This file was produced through the closed captioning process for the televised City Council broadcast and should not be considered a verbatim transcript.

Key: *** means unidentified speaker.**

OCTOBER 5, 2016 9:30AM

Hales: Welcome to the October 5th meeting of the Portland city council, please call the roll.

Novick: Fritz: Here **Fish:** Here **Saltzman:** Here **Hales:** Here

Hales: Good morning everyone and welcome we have some important and historic things to celebrate and their what we are going to do first so without objection we are going to do our proclamation about indigenous people's day right out of the gate and then the second time certain and move to council communications. I understand we have a full agenda today, so I want to make sure that we go everything done but we'll have to do things differently so if there is no objection I will move the consent agenda to this afternoon so that's how we will roll, welcome everyone. We're looking forward to this presentation and discussion this morning, very much, and it's not in my official script but I want to thank pat Gibson our city's tribal liaison for her work in building these relationships and partnerships with the tribal governments and sovereign nations that surround us. It is a wonderful thing that we have a tribal liaison and I hope that she doesn't mind me embarrassing her by starting the meeting by saying we are glad you are here and thank you very much. So with no further adieu would you please read 1096.

Item 1096.

Hales: Excellent, I know you had some folks that are here that are going to begin the presentation and we will wait for them.

[Music Starts]

[applause]

[Music Ends]

Hales: Thank you very much. So I am going to ask this man of many talents, john George to begin the presentation this morning, please. Pull the microphone up a little bit john, or sit down, whichever you prefer.

John George: Ok. So mayor and city council, we thank you today for this, in our language, I will say, **[Speaking different language]**, john George. **[speaking different language]** hello today in my language. My name is john George, from the grand ronde, tribal councilmember secretary, I come from the rogue raised in the northwest and from the rogue and the Umpqua people here in Oregon. And today my heart is good, so I thank you for that today. So I want to thank you for our drummers and stuff, too, and our song. We call this "the new beginning" also so we thank you for this and the relationship that we have with Portland. It was an honor to sing our song today and to stand upon our seated land, you know, and to honor our ancestors of the Willamette valley treaty of 1855. The Multnomah's and the Clackamas here in this area. So from here we were moved to the reservation in 1857 in grand ronde, what we call our home today, and so I want to thank you today for this resolution that you are doing today to honor our native people. And also with our relationship that we have with the city of Portland, we look forward for this relationship today, for many generations to come. So I thank you for this and your service and to honor our people of this area, of Oregon, and so that they come here and to live in this beautiful city. I thank you for that. Many thanks in our language. Thank you.

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Hales: Thank you, John. Thank you very much. We have some other tribal representatives here this morning, I believe, Jordan and Brian and Stacy Martin and Rob Green so please come forward those that are here, and we appreciate hearing from you. Have a seat if you would like. Good morning.

Greg Archeletta: Hello there, Mayor and Commissioners. I am Greg Archeletta, and I am a member of the Confederated Tribes of Grand Ronde, and I think our other person is hiding in here somewhere. They asked me to come forward. First I would like to say **[speaking different language]**, Mayor, Commissioners. **[speaking different language]** I just wanted to say a few words in our language as our Council member John George did, and just let you know that on behalf of the Confederated Tribes of Grand Ronde, we are grateful for this day and the proclamation that the land here is part of the people that went to the Grand Ronde reservation, and I, myself, am a direct descendant from the Oregon City John, Chief, one of the treaty signers of 1855 and also the Clackamas side, John Machino who signed on behalf of the Clackamas. And also have family that are related to the **[Speaking different language]** Cascades. That came down from the Cascade Rapids where Bonneville Dam is now, down to the Portland area by where the airport was, resided in the wintertime, that we had our villages in the Cascade Rapids' area also. And these were all title knitted families that lived here in this region. And our tribes, our people are those that resided from the Cascade Rapids down the river to just below Rainier, Oregon. Included the Portland area, up to the Oregon City area, and so those were the Chinook people that were under the treaty of the **[Speaking different language]** also known as the Willamette Valley Treaty of 1855. Then were moved to the Grand Ronde reservation along with many of our other tribes from western Oregon, including the Callapoyas tribes throughout the Willamette Valley, the Molalla's, the Umpqua, the Tacoma's, and the Shasta's from southern Oregon and northern California. And the Tillamook people also became part of the reservation. Since time immemorial our people have lived here. At one time this place was a lot of sloughs and islands, ponds, and one of our important food resources was the Wapato that grew very heavily in this area. And so that was a primary plant food for us. And then it was so plentiful here that we could trade it to other tribes up and down the river, and of course, we have the great salmon, steelhead runs here, and the sturgeon fishing, we had fishing places here along the lower Willamette. And then the smelt runs that would come on the lower reaches of the Willamette, as well as into the Sandy River. So we're grateful for this acknowledgment and recognition today, and so again, on behalf of the confederate tribes, **[Speaking different language]**

Hales: Thank you. Allow me to read the proclamation, and then we will invite others from our tribal governments here. We have someone here from the Standing Rock Sioux tribe, as well. This is what the proclamation says.

Whereas the city of Portland recognizes that the indigenous people of the lands that would later become known as the Americas have occupied these lands since time immemorial.
And

Whereas the city recognizes the fact that Portland is built upon the homelands and villages and traditional use areas of the Multnomah and Clackamas Chinookan of this region without whom the building of the city would not be possible, and

Whereas Indigenous people hand down oral histories, science, governance, a distinct relationship with water, land, rocks, native plants, birds, fish and animals, and invaluable cultural knowledge and rich traditions that continue to thrive in Portland and

Whereas Indigenous people who have been here since time immemorial continue immeasurably to our country, state, and city's heritage distinguishing themselves as scholars, veterans, teachers, athletes, artists, entrepreneurs, and leaders.

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Whereas the indigenous population in the metro area is over 40,000 people, descended from more than 380 tribes/bands from across the nation; And

Whereas the city of Portland has a responsibility to oppose the systemic racism towards indigenous peoples of the United States, which perpetuates high rates of poverty and income inequality, exacerbating disproportionate health, education, and social crises; and Whereas the city promotes the closing of the equity gap for indigenous people through policies, practices and investments that reflect the experience of indigenous peoples, ensuring greater access and opportunity and honoring our nation's indigenous history and contributions; and

Whereas the city of Portland continues to promote the prosperity and well-being of the American Indian and Alaskan Native, and indigenous community; and

Whereas on October 7, 2015, Portland City Council passed a resolution resolving that the city of Portland shall recognize Indigenous Peoples' Day on the second Monday of October. Now therefore I Charlie Hales, Mayor of the City of Portland, Oregon the "City of Roses," do hereby proclaim October 10, 2016, to be Indigenous Peoples' Day in Portland and encourage all residents, businesses, organizations, and public institutions to observe this day by reflecting upon the ongoing struggles of indigenous peoples on this land and to celebrate the thriving culture and value that indigenous peoples add to our city. Thanks so much for being a part of our community. [applause] I want to invite the other presenters and we have representatives of the Confederated Tribes here of the Siletz here. Please come forward and welcome. Good morning.

Sherry Addis: Good morning, Mayor and Commissioners. I want to commend the City of Portland for proclaiming October 10 as Indigenous Day.

Hales: Tell us your name.

Addis: Sherry Addis with the Confederated Tribes of the Siletz Indians and I manage the Portland area office here that provides services to Native Americans, Alaska Natives and Hawaiian Natives. To quote a good movie, it's a good day to be indigenous. Sadly, it has not always been good to be indigenous. I think many of the people here, if we had the time, could tell you a story of how their families, their ancestors suffered post-contact. I think that by making this proclamation, one of the things that stands out to me is that the city of Portland is acknowledging that history in Portland did not begin in 1851 when this city was established. I think that by making this proclamation, you acknowledge that the Native people from all the nearly 400 tribes that make up the City of Portland's indigenous population contribute positively to this society to our city, and it's something that we should celebrate. So I want to commend you for making this proclamation. Many of us, if we had the time to tell the story, could tell you how we made the choice for our families to live here in Portland. Sadly, many of those stories you would learn that it was not their choice. To leave their reservation, to leave their home lands and live here. It was a choice imposed upon them by the federal policies of a simulation, determination. My own tribe in 1956 was one that we have about 17 tribes of the people argue what the exact number is. The low number is 17. 17 different tribes and bands make up our tribe. Our 17 tribes and bands were one of 60 tribes, that was one piece of legislation with one stroke of the pen. We're terminated in 1956, and told that they were no longer Native America. As a result of that, it caused a mass migration away from the reservations so that when we fought and we were the first tribe in Oregon to be restored to federal status, when we fought, and in 1977, the legislation was passed that restored us, we made a commitment to be good city partners wherever our people lived. By that I meant that we made a determination to provide services whether they lived on the reservation or off. And from that day forward we have done our best to serve and to build and strengthen the Native community within each community since 1978. We celebrated

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an office here in the city of Portland in 1986 and provided 30 years of services right here from the Portland city. We could tell you myriad of stories of tribal members who have made decisions to better their situations, to make best choices for their health. That really uplifted us. It was so rewarding to do, but I would like to focus a bit about the services that we've been providing. We provide self-sufficiency programs for tribal members. Alaskan native and Hawaiian native. We have a full comprehensive health program that focuses on reducing the occurrence of diabetes and severity of it, which is a plague on our people. We also have a healthy tradition's program that works to incorporate the best of modern medicine and knowledge with traditional ways that are healing for our people. We have a housing program that provides emergency housing, rental assistant and energy assistance for our tribal members. One of the programs I love best is our Siletz tribal Portland area head start program. It is the longest running head start program native centered housed Out of Whitman elementary for 15 years. We see our young ones who attended that first year who have now gone onto college and are -- and one is in a master's program. It's so encouraging to see the emphasis our tribe and many others put on education as a path forward to the best future for our tribe members. We also have an education and culture program that provides support to students in schools from k through college. And they also support a youth council, college funding. Summer youth employment. We also have an elder's program because we know that when we become elders, if we are not active in the communities we can tend to get sick and die, if we are just staying home. So we have an active program that brings our elders out into the community to socialize, and regular monthly events, and even shopping trips for those who have no vehicles. To make their lives as viable as possible. So at this time, and I have certainly shortened the list of what we do because we don't have time to list it all. But at this time I wanted to tell you how impressed that I was with one of the ideas that is in your proclamation. It has a phrase where it says -- I better put my glasses on, where it says natives have a distinct relationship with water, land, rocks, and etc. That's very true. That relationship can be difficult for some to understand. I would like to share with you a story about our courtyard native plant garden, and the impact it has had on people who visit our garden, and visit our place. When we first moved into our building, the courtyard had traditional urban plantings. One of our employees, Lori Johnson, who has since passed, was sick with cancer then, and she opened the courtyard door and said to me wouldn't it be wonderful if we could pull all this out and replace it with all native plants used by our ancestors. So our young ones who have been separated from the reservation for three or more generations would have an opportunity to know their plants. Well, after she lost her battle with cancer our community joined together with other community members, and within and outside of our tribes. Psu, and other organizations helped to fund her idea, and we were able to, with their assistance, to plant our native plant garden. Fast forward a few years. The garden is thriving. A woman I have never met before from another tribe came to seek assistance. I helped her and got her connected up with the staff who would really do the work, if she is ready to do the work. Later on I was leaving the building when I see her standing outside of the garden, and I apologize if I tear up because I do that over commercials. I see her standing beside the garden. Clearly thinking deeply, and I asked her, was there anything that I can do or explain to you about the gardens? And she said I am here, when I was a young woman I left the reservation up in Washington. I went to an Indian university, and studied native plants. She studied their uses. She learned their medicine value. She graduated from that university. Later her path got derailed. Alcohol had taken her down a path that she never thought that she would go, so she was back in her office to recenter her life, and she said when I exited the building and saw these plants, that I know my friends, to be able to see them, touch them, and commune with them, it is healing my soul.

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So for us native people, I hope that helps people who are not familiar with how powerful our plants are. Why they are important to sustain to this day. And that leads me to another commendation I would like to do, for the parks bureau. I have seen the parks bureau since the initiation of the city having its annual proclamation. Go from just words on a page to finding ways to implement this. Impractical ways to serve our people and the greater community. One of the ways that they did this was by establishing a native American advisory committee. Many organizations, government, education, psu, and a myriad of native organizations, including my own have represented us and have done many years of work to help advise the parks bureau where our areas overlap, where the wisdom might help them, to assist them with ceremony when it's appropriate. But in addition this group has created a welcoming environment for natives, at cultural events, and they have established their own native plant garden. They have named, native youth, native names to introduce into the community, and at some of these gardens, and they have created activities for the park including native family day which is coming up soon. And I just want to give a special thanks to them for the commitment that they have that our parks reflect, all segments of our community, and serve us all. There is more work to be done. Our statistics clearly show that there continues to be great disparity. Economic opportunity. Affordable housing. Education gap. Overrepresentation of native Americans in our system and much more. But it's the tribal way. To come together as a community to accomplish our goals. Therefore, the confederated tribes of the Siletz Indians of Oregon, one of the nine federally recognized tribes in Oregon, endorses this proclamation and is thanking you for proclaiming October 10, 2016 to be indigenous peoples' day, and we commit to standing shoulder-to-shoulder with the city of Portland to accomplish that work going forward.

Hales: Thank you very much.

Addis: Thank you. At this time, I would like to let me nephew speak for a moment but thank you.

Hales: Good morning.

Fish Martinez: Good morning. I am Fish Martinez, and like my aunt said, she asked me to come here and say a few words. I love to sing but I want to share a few words. This is a little spoken word what is called the healing way. From the northern hemisphere where civilizations fear apocalyptic change still the natives that remain stand up, voices up in the face of a nation. What's worse when mother earth hurts, putting scars on her back, digging up apache sacred lands, poisoning the rivers. State funds from the government to eliminate ill runs. Nuclear waste zones, winds of change bringing it home sweet home. Now we need more vaccines and pills and radiation schemes instead of remembering, planting and harvesting our nature's medicine. Lies and excuses, political agendas so they lock us up prisons and institutions. Don't ever call us terrorists for putting up our fist to fight for what we believe in. Spiritually weaving, cedar bark, water tight, ignite the flame within. Warrior shed block sacrifice, one love for everyone within the sound of my voice. Where sound power will be the choice. Running with the eagle staff, retracing them, march paths bringing the healing back. Watching them dams fall down, got me feeling like I am at a pow-wow or ceremony. Singing for all things. Dancing for the healing way. The fight in us still remains, and the warrior bloodlines still sustain and the memories of family's blood sustains, that's why we unify to keep the fight alive. Worldwide. Freedom for all. Every day, always. Thank you.

Hales: Thank you. [applause] thank you very much. Are there other tribal representatives that would like to come and speak to us this morning? And we have a representative of the standing rock Sioux tribe as well so please, come forward. Please. Welcome. Good morning. [applause]

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****: Good morning.

Hales: Good morning, welcome.

Truk Rashamble: Thank you. I am Truk Rashamble. My Indian name is [speaking different language] born and raised on the standing rock reservation in North Dakota. I left in 1957, but I go back. I wanted to come as a Lakota from my home country, and give appreciation and thank you for the people writing the document for our people, supporting our goal. We have a lot of people show up. I was up there a couple of weeks ago, and different tribal nations. And we had a lot of people from all over. The tribal chairman over there Was involved in dealing with the u.n. And everything you know, so we are just trying to try to save the land and the water for our people and for the people all over. We are working up with a lot of people throughout their country, throughout this world. How important water is to us, our people live in harmony with mother earth, and at the mother earth had. We had a lot of respect for the water, the plant and animal life, and it's all part of our lifestyle, you know. We survived with it. It is respect. I kind of feel sad, I feel good and sad when I was over there to see all the people from all of the different tribes that were there. We had 130 some tribal flags flying over there, from the different tribes, a big camp, 3,000 people in the camp itself. And all there, and I can't understand how the government elects these people to have power to come in and think that they can take over the land and do what they want to do. They did not discuss anything or say what they want to do. It's a proven fact that wherever they went they took the water. Southwest had their water polluted so they are up in Canada, they had their water polluted, too. Due to the oil. Once it is polluted you cannot drink it. We can't use it no more. And that's what we're fighting for. It's kind of interesting how people from all over, 2, 300 saddle riders on horseback come to support us, a couple days ago, we had a bunch of young people come running all the way from the pine ridge reservation, in south Dakota, young kids come up there, all the way up there, to help support us. It makes me feel good and sad how -- we are trying to save things, the water. But it's sad how people have that power to be able to be greedy like that. Not just, you know, not think of what they are doing to this earth. Enjoy it, it has been foretold in our history that things are going to be rough for us. It's time for us to do different things, and we are doing it now. In peace. We're not in arms. None of us are in arms, all we do is pray. Pray hard and use our pipes and our ceremonies that we can have to pray that the [inaudible] will help us to maintain and keep our mother earth clean. Our water clean. I brought some sage that I could give to you, each one of you here. As well as my wife, Cathy, and it's a necklace that our daughter-in-law made for us to give to you people. I will give that to you and I would like to have my friend here and I will let him introduce himself. I will have him sing a Lakota song for you guys in honor of you giving us that support from the city of Portland and you commissioners. Thank you.

Hales: Thank you very much. [applause]

Leroy Big Boy: My name is Leroy Big Boy, I am a Lakota Sioux from the pine ridge, Indian reservation. I came to Portland 32 years ago, and I got a job with nara, native American rehab association. And I've been with them for 23 years. And there is a lot of native Americans who came through and a lot of them finished and no longer are here with us. So I wanted to sing a song thanking god for the medicine that he gave us, which is sobriety. Thank you.

[Music Starts]

Bigboy: Thank you.

[Music Ends]

Hales: Thank you. [applause] I really appreciate, I know we all do, that these leaders of the standing rock Sioux tribe came to our city, and to express your thanks for our support. I hope you know and I hope you felt it while I've been here this time that it's not just the five

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of us but the people of the city with you, and we know that this struggle is hard. But we are with you. And we will continue to be with you. So thank you for being here today. I am not sure if I can speak, so excuse me, and I know we have representatives of naya here, maybe not. And we do have some students from the chemawa school this morning so before they come forward are there any other tribal representatives who would look I can to speak this morning? Thank you for being here and we will turn the chambers over to the students from the chemawa school, so thank you for coming anywhere you would like. Glad you are here.

Antoinette Peters: Thank you. **[speaking different language]** Hello, I am Antoinette peters from the coeur d' alene tribe, I am from Idaho, coeur d' alene reservation. I've been at Chemawa Indian school for four years, and I am a senior this year. So I came here to perform and pray for you lovely people today.

Hales: What do you hope to do next now that you will be graduating from high school?

Peters: I decided to go to college and bring something back to my tribe. So museum studies and go and work at the cultural department, and then something that can help with our tribal youth.

Hales: Wish you well.

Hales: Thank you. Good morning. Welcome. Pull that microphone down.

River Works: Good morning. I am river works. With chemawa. I am a freshman, and I came with them to help perform and speak and --

Hales: We are really glad that you are here and we appreciate, we always love having students but particularly for indigenous peoples' day and I think this might be the first time that chemawa has come to our chambers to perform, so this is a blessing. Thank you. Family, as well. Thank you. [applause]

Hales: Let's hear it for the students. [applause]

Warner Austin: My Anglo name is warner Austin and my given name in the ojibwe is **[speaking different language]**, and I've been at chemawa 15 years. I would like to ask for one thing before we go further, stand up and stretch everybody, please.

Hales: Ok. Stretch.

Austin: Stand up and stretch. We aim to share happiness and that's what we are about.

Austin: Good. This dance is called a fancy shawl dance, and it's influence to Indian country, and they say that in the old days, that the ladies would just kind of dance in place, and among the different tribes, the young ladies, they watched their dads or uncles or older brothers and other male relatives, go out and just really hands up storm, so to speak and the progression of things there, some of them would borrow their older brother's outfits, their dad or uncle's outfits and go out and dance at men and some of them begin to win contests, and this made the guys mad. Go and get your own dance. And so they came up with this fancy shawl dance, and their movements are much like that of a butterfly.

[Music Starts]

[applause]

[Music Ends]

Austin: We are proud of our young people, they said to us 500 years ago, that soon our songs and our dances would disappear, but you will hear with your own ears and see with your own eyes that our ways, are very much alive, and with some of our tribal students at the school, their native language is their first language and they have to learn English later. After this next dance, which is crow hop I would like to have our hopi dancers, also, share with you.

[Music Starts]

[Music Ends]

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Austin: Our school has many different tribes, many from the state of Arizona. Arizona has a lot of different tribes. Our next dancers and singers will be from the hopis from Arizona, and I will let them introduce themselves, and explain their own dances.

Hales: Good morning, welcome.

Melvin Sisto: Good morning. **[speaking different language]** good morning, my hopi name is **[Speaking different language]**, my English name is Melvin Sisto. I am from 3rd mesa in Arizona and I am a peyote clan.

Hoyta: **[speaking different language]** good morning, everyone. My given name is Hoyta and that's also a hopi name but that's my English name so it's kinds of hard for me to get through school and stuff. Hospitals and stuff. Everyone has a hard time saying my name. But yeah, we are usually loud but this is a whole new environment to us so we just kind of, you know, we feel welcome, you know. Thank you for having us. It's a big pleasure to be here with you guys. We're part of the hopi tribe, and our whole tribe together has been around for as long as I can remember, you know, because I'm not that old either. So yeah, so the dance that we are doing today is called the corn dance, and most of our tribes, well, our tribe is based around corn because that's the only thing that's been there for us, especially in Arizona. This is famous within our reservation. To hear about the pipeline and everything, we, actually, had a group set out from hopi all the way in Arizona to make it to standing rock, right.

Sisto: Yeah.

Hoyta: And they had a whole dance Group up there, too, for those guys, and we're supporting everything going on today, not only here but everywhere else, and you know that's all that we really want to do is be there to help, you know. We had a food drive sent up to standing rock within our tribe, and you know, it's a big pleasure like I said to be in front of the mayor, you know, thank you. Kind of shy so I am talking too much.

Hales: You are doing just fine.

Hoyta: Anyway the dance, like I said, is the corn dance, and there is two different aspects of this dance. The first one will be, you know, our tribe is famous for kachinas, and the second is the social aspect, boys and girls, and Melvin will be portraying the dance as one of our corn dances, the name of the hopi, and so he'll basically be telling the story with his hands, let him tell you more about that.

Sisto: So yeah. While I am dancing you will see me moving my hands almost like sign language, and I will be doing a lot of this, which means in other directions, and **[speaking different language]** means the clouds, and **[speaking different language]** means the rain, so basically in all our songs, we're asking for all the clouds from all different directions to come in and rain on our crops because like you said we do dry form and have a hard life but not only out there but everywhere around the world because we don't pray for ourselves but everyone around The world, so I hope you enjoy.

Hales: Thank you.

Sisto: Thank you.

[Music Starts]

[Music Ends]

[applause]

Sisto: Thank you. **[speaking different language]**

Hales: Thank you very much, I want to, on behalf of the council thank the tribal representatives who are here today, so oh, please, come back.

Austin: Thank you. One thing, I would like to explain further is that our tribal dancers, whenever they do dances away from home, that are their own tribe, they have to ask permission from their elders back home if they can, actually, do these dances. And so these are young people, they, actually, get the permission to have that happen. One other

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thing, I would like to add is this, I noticed that in the proclamation it talked about indigenous peoples of the Americas. A lot of people don't consider the so-called Hispanic people to be indigenous, well, in fact, they are. In my own family we acknowledged that. My wife, her mother was from the great lakes' area, her father was an Aztec Mayan, and the Aztec and Mayan people recognize our Children, and our grandchildren to be the same as they are. So I would like to, I would like to thank you for that proclamation, we would like to acknowledge each and every person that is here, and the family circles that you represent, and I have only one last request, and that is that you shake the hand of the person next to you, please. And we wish everybody a good and blessed day.

Hales: Thank you very much. Thank you all. [applause] we'll take a brief break here and return to council business in a couple of minutes but I want to thank all of our guests so much for being here. Thank you.

At 10:50 a.m. council recessed

At 11:00 a.m. council reconvened

Hales: Council business here we're going to take the more brief time certain item and then move to communications so let's take item 1097.

Item 1097.

Hales: Thank you so just a couple words of introduction while our presenters come up. It was a year ago that this council declared a state of housing emergency a year ago this week and we saw this presentation at the home for everyone executive committee last week and I thought it was so one. Full of information and two. Clear that it would be good for the council and the committee to hear here it. So I appreciate mark and Ryan being here this morning to present it.

Mark Jolin: Thank you, mayor and commissioners, I'm mark Jolin, director of the joint office of homeless services. With me is Ryan deibert, senior program specialist in the joint office formerly from the Portland housing bureau's homeless team. He's one of the folks who has joined forces with the county staff to do this work in as collaborative a way as we can. We gave this presentation to the executive committee of the home for everyone last week. It represents the system level outcomes, work of a community of nonprofit providers that are dedicated to helping people hopefully avoid becoming homeless at all. If not that then helping them move out of homelessness back into permanent housing or providing access to a safe place to sleep in a shelter bed at night. This is a crisis time we have a state of emergency in our community there's more need than ever out there. But because you and your colleagues our friends at home forward and the philanthropic community stepped up we were able to help more people than ever as well. So that's what we want to share with you in a little more detail today. I'm going to turn it over to Ryan, who has taken the lead on the data analysis work in our office, with the help of the data team at the Portland housing bureau and at the department of county of human services. Ryan?

Ryan Deibert: Thank you.

Hales: Good morning.

Deibert: Good morning. Thank you, mayor, commissioners. I'm Ryan deibert. I work at the city and county joint office for homeless services. Just over two years ago council entered into an iga with our multiple partners with the home for everyone, the county home forward, city of Gresham, to bring together a wide base of community partners who could work together on our collective goals to end homelessness in Multnomah county. With the leadership of this council and your colleagues at Multnomah county you have charged this group with answering a central question, what would it take. Just asking that question in that way has in and of itself been transformative. It's brought our partners to the table over the last two years and bringing some of the most creative, collaborative work that our community has put to addressing homelessness in years. It's been in the face of as mark

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talked about one of the most challenging housing markets we have ever experienced. So through that work we have developed shared strategies and priorities for additional investment that begin to bring our community's response to the kinds of scale that it would require to make a meaningful difference. This council's support for and direct involvement in that process has been crucial. So today we'll report our outcomes from the first year of implementing those new strategies with the additional investment. So lest we bury the lead, on the first slide in your packet we were able to start last year with focus on placing people into housing from homelessness. Preventing people from becoming homeless in the first place, expanding our shelter capacity and focusing very clearly on racial equity in homelessness. Across all those goals we were able to exceed our initial goals for services placing more than 4600 people from homelessness into housing over the course of the last year, preventing more than 9300 people from becoming homeless in the first place, and helping more than 6600 people access emergency overnight shelter. So today we'll go into detail on some of the outcomes and today is really a summary report of these key system performance measures. In comparison to some prior years' goals and efforts it's not, though, an updated answer to is it enough. Again, that central question that you have charged our group with from the beginning we have acknowledged a need for better data collection across our systems and come to this with the commitment that we would continue to revise and refine our system level needs and goals and correct as we go. So we're in the process now of updating our previous modeling to account for improvements in data collection and reporting and begin to replace our assumptions with actual data so that we can start to answer the question not only how did we do but was it enough. So just to remind you of some of the work that we did to model out that question of what would it take, in this graph, the orange line is the key line. It's a look at our estimated unmet needs where people are experiencing homelessness, unmet need in Multnomah county starting in 2015 with more than 4,000 people at the ends of the year who still had an unmet housing need. Your overall charge to our collective effort was to reduce that by half over the course of two years. In answering then what would it take, we looked at the green line, which is how many additional people would we have to begin to place from homelessness into housing, as well as the blue line, which is how much would we have to begin to increase our homelessness prevention efforts in order to reduce that unmet need by half over that time. During 15-16, the answer to that question was at a minimum beginning starting to place 750 additional people into permanent housing above what we had done in the prior year. This is what we were actually able to do. We placed more than 4600 people into permanent housing from homelessness, again, the goal had been to increase by 750 over our prior year. Over our prior baseline, sorry. That 4600 actually represents an increase of 1200 people. So it's a significant improvement on our original goal. Lest it looks like we did just a phenomenal job of knocking that goal out of the park, to be clear our nonprofit providers are placing people into housing every day did an amazing job. One caveat to put on the 4600 number is that our system was -- did a lot of that placement in the very last quarter of that fiscal year. Largely because of additional investments that council and the board of county commissioners and additional \$2 million put to increase rent assistance to help respond to the realities on the street. So many of our providers were able to place a lot of the 4600 people into housing in that last quarter of the year knowing that we were continuing to expand system capacity going into this current fiscal year, 16-17. So in some ways, our exceeding the goals in 15-16 was a down payment on beginning the system expansion that we're in the midst of in this fiscal year. Our overall system goals are very much in the context of existing and persistent racial disparities in homelessness. Most significantly here you see that african-americans make up about 7% of the population in Multnomah county but make up about 24% of people experiencing

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homelessness in Multnomah county. So with these persistent and real disparities in homelessness, it's important that we not just ask how many people did we place into housing but to ask specifically who was that that was placed into housing. So here the system we closely monitor the placements by race and ethnicity and that's what's represented here. The gray bars are our out comes from fiscal year 14-15, the blue bars from 15-16, and across the bottom in orange you see the percent of people experiencing homelessness in Multnomah county who are of that racial group. So in general, what you want to see for our communities of color is that the percent of people placed into housing should be higher than their percent of people experiencing homelessness in order for us to begin to address the racial disparities that are there. There what you see nearly across the board is that in fiscal year 15-16, we were able to increase the number of people of color who were placed into permanent housing as well as either maintaining or increasing the percentage of people who are placed into housing. Importantly we want to know whether people retained their housing over time. This represents our retention rate for 15-16, looking at people whose assistance ended three months, six months and 12 months prior. As a system we're maintaining high retention rates. A year after more than 70% of people remained in the housing they were able to get into. We knew we served 4100, more than 4100 people with additional assistance to prevent them from becoming homeless. We were able both newly served and people who had been served in prior years able to serve 9300 people total with prevention assistance.

Fish: Just to be clear the tool we use most is the short term rental assistance.

Deibert: That's correct.

Fish: Consistently we hear from you that's from one of the best investments we can make. That dollar is one of our best tools, is that right, mark?

Jolin: That dollar plus some of the staffing capacity at organizations that can engage with the families, negotiate challenges going on in their tenancies with landlords to avoid receiving evictions. It's a combination of dollars and housing retention or homelessness prevention staffing that our organizations have.

Deibert: To look briefly at the prevention out comes by race and ethnicity, recently the board of county commissioners meeting we heard testimony from several of our culturally specific providers who talked about significant differences in how communities of color experience homelessness. Many are doubled or tripled up rather than accessing emergency shelter so our prevention resources are incredibly important for these communities of color, especially when they are delivered in alignment with our anti-poverty system. Here the increases in the number and percent of african-american Latinos served with prevention is really helping stem the inflow that's driving so much of the persistent racial disparities in homelessness. Now to talk a little bit about safety off the streets or shelter options I want to orient you a little bit to this slide. The dashed line in the yellow color is the baseline capacity going into fiscal year 14-15, the number of shelter beds and transitional housing that we had available in our community. The blue line up at the top represents our estimate of the number of people who would be experiencing homelessness in Multnomah county on a given night. To the degree that the blue line is above the dashed line, you'll see street homelessness in Multnomah county. There isn't a shelter bed for every person. So we'll get the a.v. Worked out. Thank you. The orange line is our estimate of what that point in time number looks like if we make the investments in prevention and placement that we said it would take to reduce unmet need by half. So importantly, during 15-16 council declared the housing state of emergency and began with partners an aggressive expansion of shelter capacity. We moved our seasonal family shelter to year round and added additional beds. We opened the sears shelters and expanded the peace shelter and when the sears shelter closed. So now within our current

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fiscal year the dashed line for our overall shelter capacity has moved up significantly because of those expanded efforts. So we're continuing with our current expansion of shelter beds with 545 beds that are up and running, ready to go, and an additional 650 that are up to a total of 650 additional beds by the end of this fiscal year. That expansion in overall shelter capacity led to a significant increase in the number of people that we were able to serve in shelter. So in 14-15 we served 4700 more than 4700 people in emergency shelter and in the last fiscal year more than 6600. So that's a 40% increase overall in the number of people that we were able to serve through emergency shelter. Just the last number that I'll leave you with, I think a critical number, one to let soak in for a little bit. This is the overall number of people who were served across our entire system of homeless services. Both people who were newly served and who continued to receive services who begun in services in prior years. In fiscal year 15-16 alone last year, our system positively touched the lives of more than 25,000 people in Multnomah county. That's an incredible number. It's in the face of very significant and ongoing need but impressive nonetheless.

Jolin: One additional piece of information to make sure you have is when we're identifying these numbers these are just the organizations that put their data into our homelessness information system. That means they typically receive public funding. There are also many other organizations that don't receive public funding doing work with people experiencing homelessness whose data is not represented here. The actual community engagement level of service being provided is higher when we include all of those organizations that are working in the community without the public dollars. I know there are some additional slides and materials we provided but that's where we will end for our time here today. We're happy to answer any questions.

Fritz: Thank you. That was really great. Could you make sure the mayor has the entire presentation on his website and a link sent to all of us, please? So we can get all the information thank you.

Hales: Dan and I will probably both be doing that since we serve on the executive committee but we thought this information was so fresh and weighty it was good for council and the community to see it. Obviously we need to report back to the council and the community. Appreciate knowing how we're doing.

Deibert: Absolutely. We're glad to come back at any time.

Hales: Thank you both.

Fish: Let's move to council communications items next.

Joe Walsh: I would like to speak on this.

Hales: No, this is a presentation.

Walsh: Not communications, not second reading.

Hales: It's a presentation. [shouting]

Hales: We're going to take -- [shouting] communications items. [shouting]

Hales: I have read the charter too. I'm going to rule that out of order and we're going to proceed and hear from -- [shouting] go ahead. Call the person, please.

Item 1091.

Moore-Love: He had to leave.

Hales: Let's take 1092, please.

Item 1092.

Hales: Come on up. Might as well get the ground rules out now. We get testimony. [shouting] we get testimony in this -- [shouting] if you interrupt you will be asked to stop. If you don't stop you will be excluded. [shouting] Mr. Walsh, you need to stop interrupting people otherwise you'll be excluded from the chambers. You're interrupting the process. Okay, we're recessed. Mr. Walsh, you're excluded.

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Hales: Here are the rules for how things work in this chamber. If you shout me down while I'm telling you the rules the rules still apply. The rules are [shouting] that people get to speak and we get to listen. If you interrupt the process or if you use profanity in this room, you will be asked to leave. If you don't leave, you will be excluded and if you don't leave then you'll be arrested. That's how it works. I'm going to restart the council meeting and if you're not allowing people to speak we'll go through that process. [shouting] I'm starting the council meeting as soon as the clerk gets here and we'll follow those rules. Okay? [shouting] the clerk is here. We'll get going. I don't know where Karla is. I'm going to follow the rules -- [shouting]

Hales: You're asked to leave if you interrupt. Ma'am, you're asked to leave. If you don't leave you'll be excluded. Ms. Raiford, we're going to have a council meeting with or without you. We have to figure that out here. Mr. Davis, you're excluded.

David Davis: No.

Hales: All right, we're recessed. Those two folks are excluded.

Davis: No, I'm not

At 11:19 a.m. council recessed.

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Closed Caption File of Portland City Council Meeting

This file was produced through the closed captioning process for the televised City Council broadcast and should not be considered a verbatim transcript.

Key: ***** means unidentified speaker.

OCTOBER 6, 2016 1PM

Hales: Good afternoon everyone and welcome to the October 6th meeting of the Portland city council would you please call the roll?

[Roll call]

Hales: I'm very sorry the city council meeting was interrupted yesterday, and we have made extraordinary efforts today to make sure people are heard and the council can conduct the city's business. We're going to take first a couple of regular agenda items that we need to address right away. And then we're going to move to public communications and other business left over from yesterday. Then we will move on to the afternoon agenda from -- the afternoon item has been postponed and the item today is on the schedule.

Fish: Mayor Hales do we have two other colleagues who will be joining us this afternoon?

Hales: I believe so.

Fish: I have an excused absence at 4:00.

Hales: All right. I think we're going to be okay. Ground rules. We'll take testimony today from people who are signed up to speak on council calendar items. We're going to take some folks on 1109 who were previously scheduled to speak. We will also be taking council testimony on other items on the agenda today. Here are ground rules. If you're here to speak on a council calendar item as opposed to a communications item, you need to speak on that topic. If you're not speaking on that topic, you'll be ruled out of order and asked to sit down. If you don't sit down, you will be asked to leave the chambers and if you don't do that, you'll be excluded. If you're disruptive in this meeting, either by shouting or interrupting people or using profanity, you will be asked to leave the chambers and again, if you do not discontinue that behavior that stops the public process as yesterday's public process was stopped, you will be excluded from the chambers. It shouldn't be necessary to reiterate these basic courtesies, but I need to do so, because unfortunately yesterday we saw the opposite. So with that, I believe we're going to take up our continuation of item number 1109, and we have some folks that signed up to speak on that item at the previous hearing and who did not get to speak. Is that right? So could you read the item, first?

Item 1109.

Hales: Who do we have signed up from the previous hearing?

Moore: I have Dr. Leroy Haynes, Jr.

Hales: Dr. Haynes, are you here?

Moore: Karen Mitzner. Myrlaviani Perez-Rivier.

Hales: Come on up.

Moore: And the other last two I have are Katy Holmes and Dan Lukins.

Hales: Welcome.

Myrlaviani Perez-Rivier: Thank you, Mayor, Commissioners. What's the process?

Hales: You just need to give us your name, and we typically allow people three minutes to testify.

Perez-Rivier: I'm at that age --

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Hales: I am. Go ahead.

Perez-Rivier: Now I forgot which is which. My name is Myrlaviani Perez-Rivier, I serve currently on the community Oversight advisory board, I'm the founder of Oregon institute for assorted practices. And I'm applying to the Portland commission and disabilities, I'd like to believe that I represent some part of the Portland community. My father started the Oregon Chicano consilion in 1974, my parents were responsible for supporting the process of starting the Ceasar Chavez college in – just outside side of woodburn and I consider myself highly representative. So I appreciate number one the Hispanic month being declared I saw that on the video the other day. I appreciate that, and I appreciate your commitment and service to the community. I'm going to apologize, preapology, because I don't like to speak this way normally. Given the circumstances, I hope you understand that.

Hales: Please, go ahead.

Perez-Rivier: I also like to assume people have the best of intentions. These are bullet points. Community oversight of the Portland police bureau contract is a public policy issue. Where is the social equity lens being utilized? Who is benefiting from the currently proposed contract? The mayor decided to negotiate this contract in the middle of the existing contract. The cba does not include the accountability and oversight issues the community has expressed, as a concern for concerns rather, and the settlement agreement clearly identifies. Where is the reform agenda? The cba provisions need to include the role of the ipr in investigating in custody deaths. The cba contract needs to include the ipr having the power to compel officer testimony. Where is the accountability agenda? Remove the prohibitive provisions which inhibit meaningful accountability mechanisms for the ipr, crc, and the community in the current proposed cba. Crime is down statistically speaking. I don't like where crime is. Because I'm from Portland. I was born and raised here. It's terrible. Yesterday there were some unnumbered amount of police officers that I saw here in city council. I'm sad about that. On all ends. And for everybody that was affected that way. Further, let's take the sros out of the schools and put them in the streets. They have no business being in public schools without at the same time having a meaningful restorative practices element and mechanism where the teachers and the administrators get to communicate and talk in a restorative fashion. Okay. What we're lacking here is sufficiently issued in the right place at the right time. We don't need a 9% across the board pay raise to hire new officers. Thank you for the extra time.

Fritz: Because these -- I think we're both saying please continue.

Hales: Yes, please.

Perez-Rivier: Thank you.

Hales: Go ahead, please.

Perez-Rivier: I appreciate that. Oh, gosh. So please, for the sake of the community, and for the legacy that we sew now in the garden of community and the harvest that we and our children and our community members are going to feel the effect of in the future, please table ratification of this contract until the next mayor takes office. You've done great work and I appreciate your service. Allow the community to speak and substantively participate in this decision making process. It's critical. The communities of color report that came out, 2010 any can't remember off the top of my head. Some 40% of the members in Portland are communities of color. How do we make that space, that social space that includes them in the substantive decision making elements that reflect on our community if we don't have clear processes which include them? That needs to happen. It needs to come out behind the doors and be shown just like we have it here on the video. I appreciate all of your commitment, your continued vision, and I look forward to hopefully working with you all in the future.

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Hales: Thank you. Thank you very much.

Perz-Rivera: Thank you.

Hales: What other names did you have?

Jo Ann Hardesty: Excuse mayor, Dr. Haynes is traveling and I would like to speak on his behalf.

Hales: Certainly. Come on up.

Moore: I only had dick springer as the last name.

Hales: Okay.

Hardesty: Good afternoon mayor, city council members. For the record, I am Jo Ann Hardesty, speaking on behalf of the ama coalition of justice. Because of public input, the accountability measures Portlanders enjoy in the police contract -- I'm sorry. In the current contract, the public continues to push for more accountability from policing from our elected leaders. Under previous police commissioners, we the public got evaluations. It was amazing to believe an organization with over a thousand employees didn't do annual evaluations of their employees to determine whether or not they were fit for promotion, special assignments, etc. But because we the public fought for it, we now have evaluations in the union contract. In addition, we thought for well over a decade to have drug testing included in Portland police association contracts. And guess what? The public won that. That is now a part of the Portland police association contract. Just this year Mayor Hales negotiated the removal of the 48-hour rule. That's because that's what the people wanted. The people advocated for the removal of that rule for over a decade. If were you going to vote for an accountable police contract, it would include some criteria. It would have criteria on what -- who are the best officers to be invited back to Portland police force after retirement. We wouldn't just take anybody. We would take only the best. If we had an accountability system we would be investing in high schools, in colleges, so we could grow the kind of community police officers that we want. In addition, we would be given stipends to cadets and police volunteers that are young people so that they could get a sense of whether or not this was a good career move for them. In this contract, we would limit acting coaches to people with a record of excellence rather than any police officer who wants to act as an acting coach being able to do that. If we were looking for accountability, we would strengthen the drug policy to ensure that after a use of force incident, police would be drug tested to make sure that they were not on steroids or other enhanced --

Hales: Please continue.

Hardesty: Thank you. The last thing, I don't know if the other commissioners are aware that if you ratify this contract, you are ratifying a body cam policy. Because if you look in the resolution, under section five, would it states is that police will be able to review -- we've already negotiated, the mayor has already negotiated that police will have the opportunity to review body cam footage before they're investigated, that's already -- if you approve and ratify the contract, that's already in there. Which means why would we put together a task force or a work group or stakeholders group if we've already negotiated that into the contract? And so I'm very concerned that we're being told that body cams is off the table, and we'll talk about that later. But if you ratify this contract, you are ratifying a policy that actually says the only people who will be beneficiaries of that video will be police officers. The public will never see it. I appreciate you greatly mayor for giving me this additional time.

Hales: Thank you very much. Does that conclude our sign-up sheet? Okay, so this come public hearing. I want to move to council discussion and action on the amendment that we have on the table. I have some language clarification to that amendment I'll go through in a moment, but I want to reset some of the basics of why we're here. Many in the community have asked for a delay in council approval of this union contract. Arguing that mayor-elect

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wheeler should be responsible for resuming negotiations next year. I disagree. As the mayor of this city, elected to this office, the current crisis is my responsibility and I refuse to pass the buck. We are in a serious staffing crisis in the Portland police bureau. Our officer vacancies are increasing rapidly, at least 150 vacancies are likely by next summer. And that's about the soonest a contract negotiated in the next administration could possibly go into effect. Right now we have 83 officer vacancy and we have 22 retirements scheduled this month. The risk of increased reassignments of officers from specialty divisions to patrols grows with each of those additional deficits. We have very limited capacity to build the relationships that are necessary for a healthy relationship between the Portland police bureau and the community we serve. We're stretched too thin to expand walking patrols, and the other things that Portlanders believe will mean a positive relationship with our police force. So I'm responsible for addressing this crisis, and so is this council, and that's why we've been in union negotiations all year, and meeting periodically with our human resources team that actually conducted those negotiations. The city of Portland is committed to strengthening our accountability systems. The contract allows us to do that, and makes gains in, that but most of that work is outside of this contract. But what is the contract accomplished? It does remove the 48-hour rule, which will remain in effect if the council doesn't approve it. It raises officers' starting salaries to be not the lowest paid starting salary of any major police agency in the state, and to also make us competitive for lateral moves with agencies that are hiring our officers for that purpose. It eliminates a whole long list of Portland police association grievances against the city which if they succeed would block our reform efforts. One of those grievance assist against our discipline rules that I have been applying along with two police chiefs in situations where we have terminated or accepted the resignation of police officers that would have in the past perhaps won an arbitration case. I don't want to lose that ability to properly discipline our police force, because its core to accountability. There's been a great deal of confusion about the body camera issue. First section five, I think you've all seen the memorandum, section five merely says if an officer has viewed any kind of video footage for the purpose of writing their report, they'll get to see it again. That's all it says. It doesn't say the police chief must give them access, it doesn't say anything else about body cameras. In fact, there's nothing about body cameras at all in the contract itself. I'll get to some specifics about the body camera policy, because That's what my amendment addresses. But again, I want to say most of our work in reform in the Portland police bureau is not in the union contract. It's in lots of other ways. Like the development of racial equity training that's embedded in our annual in-service training now. It's like de-escalation training that's resulted in our use of force rates falling so much over the last four years. I'm committed, this council is committed, the Portland police bureau is committed to working with advocacy groups that bring the community to the table and give us the police bureau that we want and continues the reform that we've already seen so many benefits from. I know people are passionately concerned. And I am too. About the tragedies of excessive force by police bureaus. Our police bureau has a bad record in the past of using excessive force. And there's been loss of life across this country that's unconscionable. Black lives matter. They have been at risk too often in too many places, and it's my passionate belief that we can do better than that in Portland as we have been here lately. So I understand the pain a little bit, I understand the fear a little bit as a white man I can never understand it completely. As an african-american young man might walking down our streets. But I know it's real, and we have to address it, and we have to address it in lots of ways. If I thought this police contract would in any way make life worse for that young man, I would never vote for it. Now, we have an amendment on the table that I proposed last week and it was seconded. I have language changes to make to make it even more clear about what it

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does. I'll read it and then talk about the words that change. Council direct the police bureau to convene a stakeholder committee to review the draft body worn camera policy version 2.2, and national best practices as they continue to evolve. Additionally, the public will be given the opportunity for universal review and provide public comment through the bureau's established directives process. A report will be presented by the stakeholder -- to the council by the stakeholder committee and will be subject to further public input and here's new words -- and council approval at that time. Finally, I propose to strike the last sentence which says "following this public review and comment process, the ppa and ppb will meet to discuss finalization of the body worn camera policy." whatever is bargainable will be bargained but city council, the city of Portland, will vote on a body camera policy before one body camera rolls out the door of any precinct. So I want to make that crystal clear in these modifications to my amendment and if there are no objections I'll consider that --

Fritz: I'll second it. If I might, a friendly amendment, when you just said after further public input and council approval, could we have comma. Further public input, comma. Potential amendment, comma, and council approval.

Hales: Sure.

Fritz: Everybody gets to come to the hearing.

Hales: Got it.

Fritz: Thank you, mayor.

Hales: Further public input, comma, potential amendment, comma, and council approval at the time. Okay. So commissioner Fritz has seconded my modification to the amendment. So let's vote on the modification first and then on the amendment itself. Or we can do it all in one motion.

Moore-Love: One motion.

Hales: So the amendment as modified, let's take a vote unless there are further questions by the council on the amendment that's now before us. Please.

Novick: Aye. **Fritz:** Aye. **Fish:** Aye.

Hales: Aye. [gavel pounded] so the amendment is adopted and this item moves to second reading.

Fritz: I know we've lost Anna Kanwit to her long planned vacation, as far as having criteria for which retirees are invited back, currently at the chief's discretion. But there could be additional criteria and this was suggested by commissioner of the disability commission Philip wolf that we -- That would include community review. So that there might be an opportunity for the public to say, yes, that's one we want back or no it's not.

Hales: That's completely possible and the reason I'm being a little bit vague is I don't know if during my administration we'll be rehiring anybody back or not. But we do. I'm certainly willing to have that be a public process.

Fritz: Thank you. And also to pass to the next police commissioner that we should do that. What Ms. Hardesty just raised about giving cadets stipends. That possible under this contract? I know part of the reason we're in this place is to have some incentives for people -- for recruits. And we weren't allowed to give them anything without the policer association's approval.

Hales: I think the language that we have in the contract that's maybe a little bit tangential, this language that we have in the contract about the development of the community service officer program gives us quite a bit of leeway about how we would do that, and a cadet could become a community service officer on the way to becoming an officer.

Fritz: Yes and we also didn't completely specify what being recruitment incentives have to be.

Hales: That's right.

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Fritz: So that takes care of that question. About who can be the coach, can any police officer sign up for a coach of a new recruit, or What's the vetting process for that? And that's probably a chief Marshman question.

Hales: That's probably is a chief marshman comment. I'll look at the contract, I don't believe the contract determines who can be a coach, it just determines some things about what coaches do.

Fritz: Right. Well, that's something if you get back to me --

Hales: I'll clarify that by next week.

Fritz: The final thing about drug testing after use of force. We were in a big discussion about that a couple contracts ago, and I think we ended on random drug testing so there's no constitutional right against self-incrimination by giving a sample, we had a discussion about that visa vie community members who have to have a reasonable suspicion before doing a blood test to see if they used alcohol. So if I'm wrong on that I'd like to hear from the city attorney. That's my understanding of why we didn't go to use of force last time, and whether there's a constitutional way to do that. And the final question -- thing, that Ms. Hardesty brought up was about the body cam process, and I think you can address that.

Hales: I think so, we've clarified that process is going to start at some point and follow the guidance and directives that we just laid down, and that the right to look at information when you write your report -- the right to look at a video that you used when you wrote your report is the only thing that the contract deals with. If you didn't get to see it in the first place you don't get to see it the second time.

Fritz: Right. And I did want to make some comments in relation to these points as far as the ipr process, that would come in --

Hales: By code, in fact the auditor sent out a memorandum which had a number of errors in it, and one -- the primary error is that all that is guided by code. It's not guided bite union contract.

Fritz: Thank you. That's helpful. And then you already voiced it, looking at the school resource officers, especially if the -- certain things happen in November. So that I think is an ongoing discussion in the budget as well as on the principles of whether or not they're helpful. We certainly in the budget process heard from lots principal and other people that they are helpful. And then regarding the need for a clear process for public and community members to engage in the system, I think you're right on that, and possibly something we can fold into whatever the community oversight advisory board becomes after we've had the reset. So thank you very much for that, and it's definitely on my list.

Fish: I have a few questions and comments --

David Davis: I have court in 15 minutes so do I get to talk or come back later

Hales: We'll try to get to you.

Hales: If you want to come back we'll make sure we get you in.

Fish: Just a few comments --

Davis: [inaudible]

Fish: A follow-up on some comments commissioner Fritz made. One of the concerns that I've heard in the community is that when we laid out the case for why we need to invest in recruitment and retention, we presented some scenarios where specialty units would be cannibalized, programs the community cares would be about would be compromised and other things. I think it's fair to ask the question in reverse. If we are poised to invest in order to prevent in the short term that from happening, and then to address what you have clearly put down as a priority marker, building back the force, so we have folks -- I think the question that comes up and I hear a lot in the community is, how will we be sure those officers are deployed in a way to bolster community policing, and on the ground stuff that

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people consistently want, engaging the community, and so -- what will be process for making those judgments?

Hales: Good question. It appears, and Mr. Turner from the police association gave us some indications of this in his testimony, it appears there are quite a few officers who will not retire as planned in October. This contract is approved. I certainly hope that's true. We will find out if they file for retirement or if they don't. But what I would suggest is that we have another work session with the chief perhaps by about first week of November so we know where we are as we did the last time with him about -- if We're coming out of the nosedive, which I hope we are, how bad is it before we climb, are we climbing now, and you see the situation. Because there's still choices about if we have to take people at a specialty units and put them on patrol, where do we take them from?

Fish: I see nodding among other colleagues. My own view, if it meant bumping a comp plan hearing, since we have about a thousand, I would welcome that. And I think hearing from the chief about a number of these questions, how can this investment bolster community police something what are some of the choices that you'll be making with the chief in terms of staffing, and particularly units, and then what are the criteria you'll be using at the front and back end with this new investment. And I -- you've just committed to doing that in November. I that I makes sense, mayor. The other thing is, there is a lot of community confusion, and while I you did an admirable job explaining what's in the contract and what isn't, there's still a lot of confusion, including some of our friends in the legislature who authorized this program and are very concerned that the community have a strong voice in developing the policy. Mayor, I know there's a lot of documents that have been produced, but what I would urge us to do is in a place that's accessible to everyone in the public, put a simple faq that lays out the questions that we received and gives very simple direct answers with links to documents and post that between now and next Wednesday so people have access to it. Not to cut and paste from all the other documents. But one documents that explains what we're doing, what we're not doing, what we are proposing to commit to in the future. I would urge you to do that.

Hales: Good idea. Thank you. Other requests, concerns.

Novick: I wanted to take a minute to address the concern that the tentative agreement says that the ppa and the city agree the subject of review of audio video is mandatory for bargaining. And I've heard some commenters say that was an unnecessary concession, and I wanted to hear your take.

Hales: Mark hamberg is probably better qualified --

Fritz: We did discuss that, and that was the statement of fact according to Anna.

Hales: Maybe we ought to get -- if we can in the interest of time maybe between now and next week when we vote we can get a complete -- I've seen some more additional information, but let's get a complete memorandum from the city attorney's office on why they believe that viewing that footage as it affects discipline is a mandatory subject bargaining no matter what we say, if I can paraphrase their legal memorandum on the subject, but we'll get a more thorough one than that to you over the next couple days.

Novick: I do recall you said that, but I thought it was Subject of such discussion that it bears repeating.

Hales: It bears really ventilating. We want to get that from the city attorney's office and obviously we'll make it public as well. Other requests? Thank you all very much. This moves to second reading. And now let's move to communication items and I think we had Mr. Lightning at the table when we interrupted, so -- if he wouldn't mind we'll take Mr. Davis first. Lightning, is that all right with you? Mr. Davis, you're up.

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David Kif Davis: So I had to go to jail yesterday just to make it here, and then go flew all this vetting process and stuff, just to get this three minutes to speak. Apparently you've rebranded free speech and language itself as disruptive. People can't even have any dissenting voices in city hall. And you know, last week you were supposed to meet with don't shoot Portland outside of city hall, and city hall, but you chose to go to a pastor's church instead, which he was an employee of the Portland police for 12 years. He's also a child molester by his own admittance. This has been covered in the "Willamette week," "the Oregonian," blue Oregon, so you chose to circumvent a meeting with community members to go hang out with a former police employee who happened to have molested his own relative from age 12 to 16 by his own Admittance. Okay. And you are the same guy who swept the past of Nazi cop Kruger under the rug, so you can't even talk about that anymore in the city. And you think that we are supposed to trust you? When you have cop watchers arrested, citizen activists arrested just for trying to speak to you. I heard you you're going to the Portland development commission next. That true? Whatever. That doesn't really matter. I'm sure you'll find some slimy position to go crawl into or whatever. And make people's lives miserable from their profit from it. You know, so that is pretty cruddy that you would rather go hang out with a child molester, pastor that works with the police, and you know, you know his past and every one of you up there knows his past. I can tell just by the expressions on your face, my dad was a psychologist, and I learned a lot from him. He might have been a hippy, but -- so you basically would rather hang out with child molesters than Teresa Raiford and members of the community, that's really a sad statement.

Hales: Thanks very much.

Davis: Remember he got arrested June 29th --

Hales: Your time is up.

Davis: -- child sex abuser --

Hales: The next person.

Davis: -- you definitely --

Hales: Call mr. Lightning, please.

Item 1092.

Hales: I'm sorry you were interrupted yesterday.

Fish: Sorry for the 24-hour delay. Please take the full one minute to make your comment.

Hales: That would be cruel.

Lightning: My name is lightning, I represent lightning watchdog pdx. Just real fast pertaining to the body cams, my real problem is who controls the footage, the body camera footage won't increase police accountability to the public, if the public can't see the footage. And again, from my position I propose that a neutral third party control all body camera footage, the body camera footage is better regarded as a public resource rather than property of the police. Now, I do understand creating a mechanism for a third party control might require state level legislation, but again, I wanted to be regarded as a public resource, access to the public and again, a neutral third party to control certain policy privacy issues that will be regarded pertaining to this film. Now, moving on to the Clinton foundation, as I've stated, I want to see the Clinton foundation separated from the white house. As we know, president Obama transitioning team did an agreement with Hillary Clinton and the foundation to allow certain things to take place within the white house. Such as having white house employees also employees of the foundation simultaneously. Also, consultants for foreign Governments advisors to foreign governments simultaneously to the foundation. All I'm saying, in the mou with president Obama, it absolutely creates a conflict of interest here, especially with foreign governments, and all I'm saying is the legacy to president Obama if you remove the Clinton foundation that the time and avoid

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future conflicts which we all know we've seen the amount of money going into investigation, fbi coming in, all different type of u.s. Attorneys involved, monitoring this foundation, all I say, separate it from the white house. Focus on issues, focus on more important things than the foundation. The foundation does not run the white house. The white house runs other issues within the white house and nothing to do should be pertained to the Clinton foundation which has grown so large at this point that it overshadows a lot of issues within the white house. Again, you know they violated your mou agreement, you know they violated your special government employee agreement, rules pertaining to have the foundation in the white house. Take action now, remove the Clinton foundation completely and separate it from the white house and again, your legacy can't can tarnished such as James comey, such as Loretta lynch and understand this will continue to go on pertaining to this Clinton foundation separate yourself from it, separate it from the white house, and enjoy Your legacy. Thank you, president Obama.

Hales: Thank you very much. Okay. Can we move on to 1094?

Item 1094.

Moore: He and Mr. Peterson have requested to speak next week.

Hales: All right. We will add them to the communications list next week. Thank you. Okay. Let's move on to the consent agenda. I believe we have one request to remove an item for discussion, and that's 1101.

Fish: I want to make sure our chief engineer is here, is there a water bureau item where either pulling back from consent or is it from the regular agenda?

*****: [inaudible]

Fish: Just housekeeping, are we -- is there a matter you want us to pull back?

Hales: There's 1107. Sorry. That's a regular item as well.

Fish: Now we're just on the consent.

Hales: Yeah. Anything else? So I don't have any other requests to pull items from the consent calendar other than 1101. And that we will. So can we take a vote on the balance, please.

Novick: Aye. **Fritz:** Aye. **Fish:** Aye.

Hales: Aye. [gavel pounded] let's go ahead and take item 1101, because I believe it was lightning who requested that we have discussion about that.

Item 1101.

Hales: He's going to pass, let's take a vote on that. It's an emergency ordinance. Roll call, please.

Novick: Aye. **Fritz:** Aye. **Fish:** Aye.

Hales: Aye. [gavel pounded] okay. Now there's been a request under regular agenda to hold over item 1107 for a week for questions from the bureau. So without objection, I will do that. And we'll move on to 1108.

Item 1108.

Hales: Good afternoon. Welcome.

John Hunt, City Fleet: Good morning mayor and council. John hunt, I'm the city fleet manager and the item before you today is to authorize us to move forward and purchase a bridge inspection crane which is needed very badly because the old one is beyond its economic and useful life, and now it's just time to move forward with a new one that actually is an upgrade so it will go out 60 feet and we'd like to gain authorization.

Hales: Okay. Questions? Thank you very much. Anyone want to speak on this item? We have someone signed up to speak on this item?

Moore: These people were waiting in the Portland building. We're going to do one at a time. First person is Dan handelman.

Hales: On this topic? Okay.

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Moore-Love: So I think I'll read their names as they are watching over there. It should be dan handelman, micah Rhodes, Teresa raiford, Malcolm Craddick and Kelly francoise and Charles Johnson have all signed up for 1108.

Hales: There all free to come over and speak on this item, but if people come over and speak on things that are not on the agenda I will rule them out of order so if their coming over they might wanna understand that that's the rule and then ill reiterate that when they arrive.

Fritz: Mr Hunt is very pleased the people are so interested in the crane.

Hales: I guess not. It a very interesting crane.

Fritz: Oh we've got a picture, commissioner Novick just said to me I wish I we had a picture. Oh, my. It goes down rather than up. Does it go up as well?

Hunt: Yes, it goes up as well.

Hales: For the hearing this afternoon we're taking action on the rest of the council calendar. You're free to testify on the item before us that you signed up for, you must speak only to the subject at hand. If you speak to this other subject, I'll rule you out of order and ask you to sit down. If you don't sit down I will ask you to leave the chambers, if you don't leave the chambers you'll be excluded. I'm going to warn each of the folks that signed up for multiple items this afternoon because it might be the case that people signed up thinking they could talk about other subjects, this one is about a crane. So you are free mr. Handleman to talk about the crane, and only about the crain.

Dane Handelman: I feel very unusual that the people who are testifying on this can't hear my testimony so they don't know what I've already said. I'm hoping they can hear is there something set up. They walked over here with me so they can't hear what people are saying now.

Hales: We're not going to have multiple people in the room today so you're free to speak about the crane.

Handelman: My name is dan handleman I'm with Portland Copwatch, and we're glad to testify about the purchase of the inspection crane. We're a little disturbed that it was taken out of numerical order as the charter says that items are supposed to be taken on the agenda and this meeting was called with less than 24-hour notice as state law requires. It's good to keep the record open during the first reading of an agenda item to allow public testimony. We wonder why council felt the need to put the public out of another room to testify about the bridge crane. We also wonder if the mayor's staff lobbied the neighborhood associations to support the bridge crane and became indignant when the neighborhood association refused to do so. We wonder if the staffers called people who oppose the bridge crane not helpful. It also isn't clear whether the bridge crane purchase will leave important public policy issues -- like body cameras in the hands of the police instead of the public and city council. Although your modification to that other agenda item might have dealt with that issue. The auditor and ipr director come out--

Hales: you're off topic. Mr. Handleman your talking about the auditor

Handelman: Listen to the record, every sentence I have is talking about the bridge crane.

Hales: Your cleverly constructed sentence about the bridge crane but we're not going to discuss ipr. We're talking about whether -- mr. Handleman the subject before the council is only do we buy the crane.

Handelman: I'm still talking about the crane.

Hales: Only that subject.

Handelman: Do bridge crane operators now have more than 48 hours to review reports and footage before they have to be interviewed.

Hales: mr. Handleman I'm ruling you out of order. Thank you, please sit down. You're out of order have a seat.

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Moore-Love: Next person is Micah Rhodes. So Teresa Raiford is next.

Hales: Welcome. You're welcome to speak on this item and only on this item. If you -- if you raise any other subject, I will rule you out of order and you'll need to leave the chambers.

Teresa Raiford: Then you need to clarify to me what that means.

Hales: That means if you talk about anything other than whether the council should or should not purchase this bridge crane I will rule you out of order.

Raiford: So what would that sound like if I said anything that was relative to anything like what Charles?

Hales: If you raise the subject of other city bureau other than transportation which is buying this crane.

Raiford: So We're talking about the city purchasing property.

Hales: Transportation bureau.

Raiford: Department of transportation or transportation bureau with the city of Portland.

Hales: That's correct.

Raiford: Ok do, bridge crane. In regards to purchases made by the city or any bureau within the city I think that everybody is relatively to the outcomes of the return on investment should be included in that. So, when we as city spend money on things like bridge cranes or public safety or any other things that would improve the life of our community we need to have those policies to include the voices of the people on all forms. Any money spent, any money spent, bridge crane money or any other money spent by any other bureau to bring public safety or transportation support needs to be included with people's comments, not subjected to, let's say, oppressive policy that is not mandated. I don't know where me being able to say things outside of bridge crane would violate anybody's tolerance of me having anything else to say when I was listed to make testimony on earlier items but I was not available to do that because of your process is out of order. But bridge crane something that we're supposed to be talking about so when we talk about the items that are on the agenda here, let's go ahead talk about how everybody should be included in understanding how those items, those purchases are going to benefit all of us. A bridge crane bought in the city of Portland I'm hoping that the management and the operations of the companies that are vendors in this partnership include a lot of minorities. I hope that is outcome of that process does not include the opportunity to higher more officers to hurt people that come around that property.

Hales: You need to stay to the subject.

Raiford: I hope that when I'm near a bridge crane that I'm not assaulted or murdered by police officer in this city.

Hales: Ms. Raiford you're veering away from the bridge crane.

Raiford: I hope bride cranes have safety measures around them to protect all citizens, do you understand what I'm saying? Right now I don't think that there's any policy in place that would make sure that we're safe. If we decide to go look at bridge cranes. Thank you.

Hales: Thank you very much. Ok we'll take the next person, please.

Moore-Love: The next person is Malcolm Craddock.

Hales: Good afternoon, welcome. Make sure you understand--

Malcolm Craddock: that's interesting word you should use.

Hales: I want to make sure you understand the rules you get to speak only to the item before the council which is the purchase of a bridge crane. If you veer away from that subject any other subject of other bureaus, I'll have to rule you out of order and that's because city council is now trying to get yesterday's agenda done. We sent people home to New York who came to speak yesterday afternoon so we're trying to make sure we get

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the rest of the city's business done. Therefore, I'm going to ask you to focus only on the question of whether we should or should not buy this bridge crane and if you veer off to some other subject I'll rule you out of order ask to you leave the chambers. Please proceed.

Craddock: Bridge crane. This process is flawed. Bridge crane. I think that you guys are out of order. Bridge crane. I really think that you guys should be shut down. Bridge crane. I think the city council has lost its way, that's what I think. And bridge crane. The police accountability stuff, you're out of order, bridge crane. Your police so-called reforms, just trying to cover things up --

Hales: Mr. Craddock your now moving on to another subject.

Craddock: Am I? I'm sorry, mr. Mayor, because you lied to us, I can lie to you.

Hales: I'm not lying to you.

Craddock: Bridge crane. You guys are so wrong; you are pushing people out on to the street corners instead of taking care of them. You are making contracts to cover up police misconduct.

Hales: You're out of order Mr. Craddock. Please leave. You need to leave the chambers now.

Craddock: Or what?

Hales: You'll be excluded.

Moore-Love: The next person is Kelly Francois.

Craddock: Excluded from the chambers Oh, my, god. I am so upset by that. You can't even imagine.

Hales: Leave, please. If you don't leave you'll be arrested.

Craddock: Very well then, good day.

Moore-Love: Kelly Francois.

Craddock: Of and fuck, fuck, fuck, fuck, fuck, fuck, fuck. I know you love that word so much.

Hales: Mr. Craddock is excluded for the remainder of the day based on use of profanity. Next person, please.

Moore-Love: Francois, to be followed by Charles Johnson.

Hales: Good afternoon, welcome. Wanna make sure you understand the ground rules; council is way behind schedule we had to send people home to New York who came to speak on an important policy so we're limiting testimony to the subject at hand. We're particularly urgent about that only question before the city council on this item is purchase of a bridge crane. For 811,32 dollars. So Please stick to that subject. If you don't stick to that subject I'll ask you to leave the chambers. Please proceed.

Kelly Francois: This is my first time speaking in front of the council. Yesterday was my first ever Portland council member, we're new to Portland from Louisiana. I was really excited to get to see my actual council and see how it works. I was very scared yesterday. I felt like things got very out of hand.

Hales: You need to testify on the subject. I'm sorry it was upsetting. It was upsetting for a lot of people and those who didn't get to speak. We're apologizing to you anyone else who didn't get to speak yesterday. Please focus on this subject. We have to move on.

Francois: I just wanted to thank y'all for listening to me I've been sure to let all of my friends know they need to get active in city council for things like the bridge crane. Things that do come up that maybe some of my friends don't know about and don't really understand how bridge cranes get purchased. Or how contracts get signed. Or what happens when you speak out against something that you feel very strongly against. Like a bridge crane. If I felt strongly against a bridge crane being purchased I showed up and I was not being listened to, I wanted to stand up and say, I feel very strongly about this, I do

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not feel like this body is representing me in this bridge crane purchase. I would like to know, I told my friends that if that did happen and you're black, you will get s.w.a.t. Teams called. If you are black and speak against bridge cranes, s.w.a.t. Teams are called. When the only weapon.

Fritz: ma'am, you're off topic.

Francois: Okay.

Hales: It's a purchase question. That's all. Should we or shouldn't we? Well, I was listening to the testimony I thought how great it was that he got to have a voice, got to speak about this bridge crane and I was trying to understand how do you get a voice, how do you say what you find is important. Especially when you're a marginalized group. Doesn't seem like he was, because he -- **Fritz:** Please address the item at hand the purchase of the bridge crane.

Francois: Right, exactly. And getting heard is an important part.

Hales: There are several hundred people that need to be heard. But that's why we need to get through the rest of this business. Their voices count, too, focus on the bridge crane then let us get to them.

Francois: Right. Sounded like the bridge crane was needed. I would say, I support that. I appreciate that my voice got heard today and -- is that my time?

Hales: Thank you very much.

Francois: It's good to know how the process works it's important we have an activist city it's very important for all voices to be heard especially ones that are yelling the loudest. It's very important to listen to those voices.

Hales: Thank you are very much.

Fritz: Mayor given that we are passed the time certain maybe we can limit, shorten the time that each person gets testifying.

Hales: We'll have to move to two minutes. Who is next?

Moore-Love: Charles Johnson. Then Micah Rhodes will be speaking he's here now.

Hales: Welcome. You're a regular here so I probably don't need to iterate this but I will anyway. Council is under a time crunch now. We have people showing up this afternoon to talk about the future of their city and comp plans so we're limiting testimony to two minutes we're enforcing the council's rule that you speak only to the subject at hand so only subject this afternoon is -- that we're dealing at this moment is item 1108 which is whether or not the city's bureau of transportation should purchase a bridge crane. That's the only subject that you'll be permitted to speak on because again we have lot of other citizens who want to show this up afternoon talk about their zoning. Please proceed.

Charles Johnson: It's kind of sad that for \$811,000 crane we only get four-page pdf and some of those pages are pro forma, ones almost blank. You know, I think many of the people in the city realize when they go across the bridges across this river, that we have county bridges, so, I'm sure, I don't know how many miles -- it seems like so much of the road is under the state department of transportation or the county that an \$811,000 bridge crane I'm sure there's been adequate research, but I feel like people have more confidence in this purchase if there have been additional documentation that said how many bridges, how frequently, I notice we have a crane that's -- also proposal doesn't really talk about, even though may be fully amortized any cost recovery on disposal of the current crane. I think those issues could be addressed the public would be even better served.

Hales: Thank you. I had the same reaction which is that there are lot of other bridges but we actually own, commissioner novick can reiterate it, something like like 150 bridges. Fair question about what happens to the old one. We'll find out. Thank you.

Johnson: Ebay.

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Hales: You can buy anything.

Moore-Love: Mr. Rhodes is not talking.

Hales: Let's take a vote on 1108.

Novick: Aye **Fritz:** Aye **Fish:** Aye **Hales:** Aye

Hales: Okay. 1110.

Hales: Commissioner novick?

Novick: I Just want to say for the record that I think it's sad to vacate an alley before it's gotten a name. But Mr. Arruda will explain why it's appropriate in this case.

Karl Arruda, Bureau of Transportation: I'm Karl Arruda with right-of-way section in the bureau of transportation. This ordinance is to vacate most of unnamed between Columbia boulevard and north midway avenue. The proposal was started a little over year ago by one of the adjacent property owners Francis Midoja. Who is here in case you have any questions. It's an unpaved alley, 16 feet wide, 62 feet long, 82 feet long on south side. Comments were solicited from the usual city bureaus, other agencies, utilities, neighborhood associations. Mr. Midoja spoke with the St. Johns neighborhood associations a year ago or so I think he said to me. The one significant comment and change we had was that pbot staff wanted to maintain enough space along Columbia boulevard for the possibility of future sidewalks. So we reduced vacation area to make sure enough for 12-foot sidewalk if that happens in the future. The petitioner will receive a portion of the ally closest to north mid-way two of his neighbors will receive smaller portions and pbot owns the triangle piece of land north of the alley adjacent to Columbia. So pbot will receive probably north half of the alley. The vacation is about 1100 or so square feet.

Hales: Questions.

Fritz: Do all of the surrounding properties have the driveways on existing streets.

Arruda: Yes, the petitioner I believe his driveway is on midway and the other adjacent owners have driveway on Olympia which is on the south side.

Fritz: What about lots 23, 24, 25, 26? On the exhibit do they all front on.

Arruda: I believe they all front on Olympia, mr. midojas house he's on parts of lots 23 and 24 near the alley, his driveway faces midway.

Fritz: Thank you. You said 12 foot left for sidewalk but, on the exhibit it says four feet.

Arruda: The Columbia boulevard the current Columbia boulevard has enough space for a 8-foot sidewalk so when pbot developed looked they said we have room for eight foot sidewalk but current standard is 12 foot. Please save an extra four feet.

Fritz: Thank you.

Hales: Other questions? Thank you very much. Anybody to speak on this item?

Moore-Love: Four people signed up. Micah Rhodes, Teresa Raiford, Kelly Francois and Malcolm Chaddock.

Hales: Mr. Chaddock has been excluded I want to clarify that he was excluded for being disruptive as well as using profanity he's excluded today. Let's see if they are still here. I think we'll move to one minute for testimony now because we're running out of time.

Fritz: Could I ask a question about the exhibit please? In the summary it talks about the adjacent property owners you said, wanting to vacate. Wouldn't the other adjacent property owners get part of the right-of-way as well?

Arruda: Mr. Midoja's neighbors who are block 25, he was here yesterday he'll get piece of it in his back yard and then owners of lot 26 further near Columbia will get a very small piece of the ally.

Fritz: And everyone is fine with that?

Arruda: Yes, they already signed a petition.

Fritz: Thank you Sir.

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Moore-Love: I guess those two people have left.

Hales: So, this item will move then, close the hearing. Move second reading. Let's take item 1111.

Item 1111.

Hales: Second reading. Roll call.

Novick: Aye

Fritz: Thanks to Jenn Cairo our city forester and to the partnership with Portland state university what we need in many cases is more accurate data and this is going to do it.

Thank you. Aye.

Moore-Love: Fish? Out of the room.

Hales: Aye. Item 1112.

Item 1112.

Hales: Second reading, roll call?

Novick: Aye. **Fritz:** Aye. **Fish:** Aye. **Hales:** Aye.

Hales: Why don't you read items 11, 13, 14, 15 together please?

Item 1113.

Item 1114.

Item 1115.

Hales: Ok do we have a presentation on these. I don't believe so. Pretty standard. Anyone signed up? Yes, please.

Moore-Love: I have Teresa Raiford and Judy Low

Hales: Oh their here to make a presentation. Come on up about multi-applications all three of them.

Fish: Just say the written materials that you presented were so terrific that you hardly have to amplify them.

Dory Van Bockel, Portland Housing Bureau: Perfect. My name is Dory Van Bockel, I'm program coordinator for the housing bureau. Working with the multi-program I'd be happy to answer any questions of the projects.

Hales: Great I think that their pretty clear. We have testimony on them. Stand by and see if we have any questions afterwards. Judy, come on up, please.

Judy Low: Did you receive my written testimony cause if so I don't have to read it.

Hales: Why don't you summarize it.

Fritz: Give us your name please.

Low: I'm Judy Low I'm the Lents neighborhood association chair. I am here today to support the PDC request for multi-unit limited tax exemption to be applied to the 9101 on corner of fosters and southeast 31st. Some Lents residents have been vocal about dissatisfaction with the perception of the city's lack of attention. For the past several years, has been battered by jaw-dropping rental hikes and soaring prices. The dearth of living wage jobs and destruction of the corridor compounded by the crime that accompanied it you can imagine why morale is at an all-time low in Lents. Lents needs affordable housing, living wage employment opportunities and a community gathering spot. After Williams and Dane withdrew from this project PDC took on significant risk in keeping it alive, recently approved \$15 million. The Portland housing bureau committed over a million dollars. Which shows support and collaboration for this endeavor. Ground breaking for the 90101 scheduled for later this month, visible proof that Lents is not ignored. The 90101 a lifeline for Lents. First injection of vitality. It will help change the perception of Lents as a down and out battered community. The 90101 offers some of what Lents needs, 16 permanently affordable housing at 60% of median family income. Employment opportunities retail space becomes occupied town center with something shiny and new. Restaurants, retail shops, business offices, would all offer employment opportunities for Lents. And commercial

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affordability program could encourage minority owned businesses to locate in what is called downtown Lents. In order to make these opportunities available to primarily low income yet diverse population, pdc asked for a multi ten-year abatement will allow pdc to recover reasonable return on its investment which will leverage to other Lents properties.

Hales: Go ahead.

Low: Whose plan for development. I can read faster.

Fritz: You're doing very well, keep going.

Low: Plans for development was postponed because of this commitment. There are over 22,000 people who live in Lents over 16 native languages spoken. Many of them have roots as refugees, immigrants, native Americans and other marginalized communities. This mostly silent population adds so much richness to the fabric of our city, historically has low rate of civic engagement. Survival comes first. I became involved in the neighborhood association in part to increase civic engagement especially in this critical period of growth in Lents. the 90101 offers affordable housing and opportunities for living wage employment. Factors that hope move beyond mere survival in to stability which encourages participation in our neighborhood association. That's my hope, anyway. The 90101 foster is a different area near Lents monument that welcomes you to east Portland. Nearby first retail U-Haul site in the nation. U-Haul was a mom and pop business started by Sam and Annamarie. Founded in the 1940s U-Haul, now a billion-dollar company. Employing thousands of people including several who live in Lents. This is example of the possibilities that exist. Find a need and fill it, add value and provide good services. Work with integrity and honor your commitment. Follow up and follow through. The city needs for affordable housing, pdc building 54 new housing units, 16 of which will be permanently affordable at 60% of median family income with over 7,000 square feet of retail space there's opportunity for businesses that bring jobs and potential for business as well, who knows. There may be another billion-dollar U-Haul lurking in Lents. This is filling a need adding value, honoring commitment to neighborhood that felt like outsider. Please grant multi-pdc requesting. Thank you.

Fish: Can I make two quick comments. First, thank you for coming to council. On these tax abatement applications whether we're adding or subtracting we very rarely have people from the public come and testify. It's very important. Number two, I remember the conversations where Lents was advocating for a lot more market rate apartments as part of the mix. I think it's worth noting that not only are 70% of the units in this building market rate. There's shortage of market rate and affordable units in Lents but reflects commissioner Saltzman's push to also make sure that number of the units are family friendly, two and three bedrooms. The third thing is, you mentioned there was ten-year abatement but earlier said permanently affordable. I just want to put up a plug in. If this is a success, you can come back in ten years or your successor can come back advocate that we renew the abatement to continue those affordable units.

Low: I'll make a note of that for my successor.

Fritz: Thank you also, and yesterday as well, very glad you came back. Thank you for reading that into the record, more people need to know what Lents is what it can become how much is cherished by the neighborhoods. Thank you very much.

Low: We're very helpful and encouraged by this development.

Hales: Thank you, we appreciate it. Anyone else on those items?

Moore-Love: Two more people. First is Teresa raiford.

Hales: Once again on these items, we have read all three. All have been read at once on those three items please.

Raiford: Is there any particular way you would like for me to give my testimony on this item?

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Hales: Just about these particular council items. Those subjects those subjects only.

Raiford: I'm not going to repeat anything that the lady before we said. But I want to reiterate on the issue with civic engagement and the process of civic engagement and the courage that it takes community members that aren't a part of vetted networks, political partners or community policing partners that engage in civics. That promote the engagement for other people. Especially people that live in communities like Lents where there's a lot of poverty, lot of diversity, and a lot of over policing which we know exists in Multnomah county all throughout the state of Oregon. Upon meeting with people like colette peters with the department of corrections now has policy influence it would be mindful for people that live in the areas that are going through development and growth to not only have investment in local, but throughout the state where it has to do with policy. And policies. The bargaining agreements --

Hales: Thank you very much. You've used your time.

Raiford: I don't think --

Hales: we've reduced to one minute because we're so far behind schedule.

Raiford: Has to take in order to ask you how I testify because I'm used to testifying -- but since you guys made me run back and forth and I wasn't --

Hales: Sorry for the inconvenience. We've been held up in our work. We're way behind, thank you so much.

Raiford: Make sure that in the assessment that you guys make on any of these agenda items include public safety for all Portlanders. Stop using propaganda to criminalize people of color because we're not the problem.

Hales: You're done, thank you. Anyone else on these three items?

Moore-Love: One more. Kelly.

Hales: I didn't hear what she said. Welcome back unfortunately because of our schedule we've reduced testimony to one minute so just on these three items.

Francois: I was not expecting to be doing this today. I just spoke with the neighborhood association representative from Lents outside she gave me a little run down on this. And we found our commonality in that we're both here to use our privilege to bring about positive social justice in our city. She says that she the information that she gave me said that this sounds like a good project to go forward. And thank you for your time.

Hales: Thank you very much. We've been advocating for it for long time. Anyone else -- mr. Johnson still here?

Moore-Love: He's coming.

Hales: Good afternoon, we're doing all three together. In one minute because we're cutting for time here.

Johnson: Thank you. Charles Johnson, obviously anything we can do to increase housing when developers come forth say they are ready work within the guidelines, I do wish that we were in not such a time crunch a broader discussion about successes we're having, the project over by st. Francis with catholic charities and, it's crazy that any one development has these three scattered sites and I hope that housing bureau staff will engage to see if maybe this is another catalyst we can use especially as the inclusionary zoning, mostly think of applying to downtown core properties where we need to pressure developers. See that we've as judy low talked about great opportunities for Lents then see developer jump from Lents over to southwest, I'm concerned with what will be the final product how it will apply what the tenants are going to get, but we need to move during this emergency. So yes this. No police contract.

Hales: In terms of one developer, appreciate that. Have to keep scrutiny on that. No one else on these three items? Take vote on each in turn please starting -- I was looking for my -- lost my spot here. First one emergency ordinance? Let's take vote on that.

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Novick: Aye. **Fritz:** Aye. **Fish:** Aye

Hales: 1114 moves to Second reading next week and so does 1115. Lets take five-minute recess then start our 2:00 p.m. Council session.

At 2:25 p.m. council recessed.

At 2:35 p.m. council Reconvened.

Hales: This afternoon's council section, would you read the item, please?

Item 1117.

Hales: I've got information for folks who are coming to testify. I'm going to save that until they are here and have joe and Eric set the stage for us, first of all.

Joe Zehnder, Bureau of Planning and Sustainability: I'm joe, chief planner with the bureau of planning and sustainability. I'm here today with Eric Engstrom who is principal planner also the project manager for the entire comp plan package. Today we're bringing forth-- you're going to hear testimony on the package of action to implement the comprehensive plan policy document that you adopted in June. That includes zoning code changes, zoning map changes, transportation system plan, updates and community involvement program. Specifically, these are in the binders that we provided for you earlier, we're going to be discussing changes on the maps showing zoning map amendments, this includes changes to base zones, overlays, planned districts and trails you'll hear map testimony. We will be addressing the recommended zone code changes which are included in the report. New zoning code provisions and maps related to commercial and mixed use properties. Variety of changes to residential zoning designation and open space related zoning changes. Other relevant pieces of this the phase 2 transportation system plan report which has got 16 sections it's in your binder but includes the bike classification discussion. Finally, a public involvement program report and related code. These changes as I said implement the comp plan that you adopted in June, and to the extent that there is testimony about elements that change today would imply that we need to go back revisit a policy decision, we'll make sure that that's clear. Thank you.

Eric Engstrom, Bureau of Planning and Sustainability: Joe said it all.

Hales: Let me go over some logistics, again we'll get people in here gradually, our apology folks for awkwardness but we were rudely interrupted in our work in this room now we have to exercise a little extra procedure for a while. I want to make sure people know about time limits and process. Obviously people can testify in writing or through e-mail or online with the map app as they have all along for some reason you don't get everything in. Limit testimony to two minutes just because of the number of people signed up. And the amount of time we think we have a quorum this afternoon. If you are testifying about a section of the zoning code, please try to specify the section, as that gives us more context. Obviously avoiding repetition of previous testimony is always helpful. We are scheduled to go until 5:00 I think we can probably last until 5:30 or 6:00 until we do finally lose a quorum. This is the first of two hearings, we'll be continuing this to 2:00 p.m. October 13 then decide some point next week exactly when the record will close. But we are now continuing to accept written testimony. We have a work session scheduled to October 25 to discuss the testimony and identify potential council amendments. And a hearing scheduled for November 17 to allow public comments on the amendments we propose. Obviously keep checking council calendar to check dates, times, places. So with that we've asked our planning and sustainability commission chair Katherine Schultz and Chris smith to come first and then we'll take testimony after that. With that welcome, very much, over doing it volunteers. Thank you.

Katherine Schultz: Thank you very much, mayor hales and commissioners. As you begin to consider testimony today Chris and I would like to highlight a few things, emphasize our recommendation on these early implementation measures. As you're well aware, several

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elements of this package, that over the past year the psc held ten hearings and 12 work sessions to discuss these proposals. Our summary includes our recommendation and concerns regarding the changes that joe just outlined. There's a lot to cover we'll try to keep it condensed we've got a lot to go over and share with you. The beginning the mixed use zone. The psc voted unanimously for the mixed use zones. But there were a number of top things we discussed like to briefly cover. Regarding commercial mixed use space and far for areas provision we are supportive of the proposed base zones and bonus zoning structures in the commercial mixed use zone but we're concerned about the viability and effectiveness of the bonus structure to provide additional floor area and height when public benefits are provided. Specifically, we're concerned about the possible reductions in development capacity, if the bonuses are not utilized. Inclusionary housing program is important, since its critical to maximizing opportunity of developing housing units. That all ties together and if we can't figure out how to get that balance right we're afraid we'll miss some opportunities. We support the concept of providing bonus for affordable commercial space as well, we're concerned about the lack of clarity that is currently tied with that regarding the administrative aspects of the program. And we look forward to participating in a follow-up process to further define the program. We generally support stepping buildings down to adjacent residential zones in order to minimize the scale and height impact the neighbors, these are for mixed used buildings along the corridors. We support allowing flexibility in meeting building articulation and support providing extra five feet of building height when the ground floor has high ceilings order to create better commercial space. And support sufficient heights for mechanized parking stackers as an option. We did not support stepping building back along transit corridors due to the cost and effect on development capacity in code complexity. With regards to low rise commercial store front, we received a lot of testimony against the cm1 zones, areas that are today consisting of one and two story commercial buildings. We recommended changing the zone in all cm1 to cm2 except in three areas where there was strong community support for cm1 which was Multnomah, Belmont and Sellwood. We are concerned about the cumulative effects of the cost of the development on some of the proposed zoning and transportation provisions such as energy efficiency matters, building setbacks, tdm and other items. We recognize that each of these together are kind of small impacts but our concern that the cumulative impact of these may be large enough to inhibit development in a time where housing is in short supply. Therefore, we have recommended an economic analysis to understand cumulative effect on these proposed changes along with the inclusionary zoning changes that are being proposed. Go ahead, chris.

Chris Smith: One of more interesting issues in mixed use was drive-thru's, as you know the comp plan policy asked us to limit drive-thru's, we came at that from three different perspectives, the first was to get the location of the ce zone the auto accommodating zone right, and we chose to basically keep it out of centers and out of the inner-ring neighborhoods, we did allow it to be right at the edge of a few centers but we did not put ce zoning in centers as offset we did create some grandfathering provisions for existing drive through zones that don't otherwise accommodate drive-thru's. The second part of our consideration was whether the development types that typically accommodate drive-thrus are are actually helpful for parts of our community that are trying to lift themselves up, principally east Portland. And as a result, we included a provision that effectively prohibits drive-thru's east of the 80th avenue. And you will hear support for that from commissioner baugh from the east Portland action plan later today or next week that also makes drive-thru's nonconforming uses in that area they don't enjoy the grandfathering benefits that will have the other parts of the city. Then the final consideration of drive-thru's was recognition that some businesses operate exclusively as drive-thru or for certain hours operate

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exclusively and we put in provision that basically does not allow those businesses to refuse service to someone who does not show up with an automobile. So, only way to get to business through drive-thru you have to find some way to accommodate the pedestrians and people on bicycles.

Fish: Chris on the drive-thru question if they're nonconforming, then aren't we in effect saying that for a certain period of time we want to discourage the owner from updating the site or making improvements which may make more attractive or create better fit to the neighborhood?

Smith: I think the argument of the folks who proposed that change for east Portland hope that those properties will redevelop in other uses that are more directly beneficial to the community.

Fish: For a period of time we're saying that if it's an eyesore and someone wants to update it, that would not be allowed.

Smith: Correct, if it's a nonconforming use if you are updating your building you can't retain the drive-thru. You have choice of updating or keeping the drive-thru not updating.

Fish: What is the third option?

Smith: I'm not sure what you're getting at third option --

Fish: There's a camp that loves those and wants Dutch brother's coffee on every street corner. There's people that don't like them. Some maybe middle ground where we are not discouraging people from making their property in a way that enhances the community that they serve. Is there a third option that can be debated?

Smith: I think in the rest of the city west of 80th we've done that with the grandfathering, Dutch brothers can stay, it can continue up to update their building, if they close it for three years in a row they would lose the privilege as long as continuously operating they would have that. Priority in east Portland is to make land available for uses that are more directly beneficial to the community. I think the strong proponents of that will testify and give you their logic on that. But the commission believes that that was an important conversation for the council to have so we forwarded it to you. Another provision of mixed use was tdm, tdm also shows up in the campus institutional zone, implementation piece is in the tsp. We believe tdm is very much a work in progress, but we're supportive of that progress continuing and we included hooks in the zoning to require tdm in both of those zones. We also gave a general recommendation and support of the title 17 language that would implement tdm but recognize that it will continue to be developed, also intersect central city plan that we're working on. And the last consideration mixed use zones is that we avoided revising the zoning in some of the areas near proposed transit corridors, as those corridors are becoming clearer, some of those areas may want to be looked at sooner since they won't be transit line, perfect example is probably the corner of Powell and Chavez that will not be part of powell/division transit line it would appear. You may want to look at reviewing that zoning sooner than you would have otherwise. We did not because it was still under consideration for the transit corridor. Another major component of the comp plan implementation was the tsp. This was our first opportunity to adopt the bicycle master plan classification under the tsp we did so, made some tweaks along the way, generally small changes to look at the network and local areas and make it more optimized. One major change we did look at was the 7th-9th corridor you grappled with that through your consideration of the project list. We did make a change there, we made the policy statement that the major city bikeway be on 7th rather than 9th. There was heated testimony on both sides but breaking that down the testimony for 7th supported the idea that if you look at the topography and the connectivity it is the better corridor. The testimony in opposition was primarily lots of cut-through traffic on 7th and please don't move it deeper into the neighborhood. We believe that the correct policy is to be on 7th,

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the devil in the details will be to do implementation plan that actually takes that cut-through traffic puts it back where it belongs rather than inflicting it on other streets in the neighborhood. There is a challenge, but we believe it's one that pbot can look at in the implementation project. You're likely to hear testimony about Hayden Island-- a feature of the tsp and of the 2009 hayden island plan is, a path around edge of the island for pedestrian and bike access. There was testimony asking us to remove that fearing that it would cause mobile home parks to be removed or condos to be torn down, obviously it doesn't do that it's a feature that only applies if redevelopment occurs. We believe it was important to keep that marker down for access to the water in the future. Not knowing exactly what form that would take, there's a public interest in that, one interesting provision is that when that was examined in the 2009 hayden island plan, council opted to remove that path from the area around the bay. We put it back. We have a path around the whole island so you're likely to hear from the community about that again. There were a few issues in the tsp that we thought needed more time for discussion so we asked pbot to include them in stage three of the tsp. It's being done in stages. Those include looking at additional major city bikeways that would correspond with metro active transportation plan. On some of our corridors, moving several major city bikeways where development is pointed in a different direction since 2010. We have asked pbot look at policy around autonomous vehicles with strong preference for shared mobility—the robot taxi as opposed to the robot chauffeur and the desire to limit the miles of vehicles travel around with no passengers in them. And finally we asked pbot to look at work at home program we don't quite call that a mode but way of helping reduce demand on our transportation system. We also looked at the residential open space zoning, biggest part of that was simply aligning that zoning with other things that have happened, with new comp plan designations, trying to make patterns of zoning that were inconsistent in area of more consistent, and in particular trying to match the designations from the 1980 comp plan, with a number of areas going from r5 to 2.5 program. One notable feature that have project was some selective downsizing of the David Douglas school district to help them with their school capacity problems. While still at the same time retaining the comp plan designations for future growth, when they got those overcrowding issues under control. We also looked at the community involvement program, I will express a little bit of remorse that we change the name from citizen involvement to community involvement I support that change. But as an old neighborhood association leader I have nostalgia for the pro-active engagement with government that citizenship implies. The word is also associated with legal distinctions we clearly don't want to link it that way. Probably biggest issue we faced in considering that was concern from neighborhood associations that we were down playing their role and we did increase the language around neighborhood associations to try to show that we still have great respect for them. But equally we know that to engage our whole community we have to have other avenues where that is culturally specific or other vehicles for people to give government input and we strongly supported that. We also appreciate the program described is stronger than the current one it is going to take both funding and effort to implement that effectively. We hope you will support that ongoing basis. Then finally, there was the miscellaneous zones project which had two components, one was an update of the public trails map. I think we took a lot of input from the 40-mile loop trust, we also had input from property owners who had preferences about how trails will cross their property. Generally, have people happy about the tradeoffs that were made there. The issue in that project is getting a little bit of press right now is the 4-1 far map in the rh zone, as background the default far zone is two to one except where specific properties are mapped to four to one far. We had update that for number of technical reasons as zones change, properties were not in our reach any more, some were

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added. But we also had testimony about the impact on historic districts, Irvington was called out first in the discussion draft there were accommodations made to help protect the Irvington historic district. That led to the hearing phase for both goose hollow to say, what about us. We asked staff to look at that. Our recommendation was to remove a section of the alphabet historic district north of glisan from the four to one map in the interest of protecting contributing properties in that area. We looked at king's hill and assessment was that the buildings there are sufficient bulk that 4 to 1 was not going to change the character of that neighborhood. We did not make changes there. I think you will hear from people in the alphabet district because timing of our process, we got testimony saying, protect our historic districts, certainly cognizant of the historic preservation policies that Council added to or beefed up the comp plan in your consideration after our recommendation, I want to be respectful of that. But since testimony was over for us, individual property owners would not have heard of our decision or the issue until after we were done essentially would have gotten their notice and preparation for your process. I would say that you should probably listen closely to individual property owners in that district if necessary make adjustments to the map for individual circumstances.

Schultz: You said finally, that was finally for Chris. I'll try to be brief. Next item would be employment zonings. We confirm code changes of the proposal with a few exceptions. One was to be consistent with metro allowances we recommended allowing nature preserves in prime industrial overlays, we supported removing various metro owned submerged properties near Smith and Bybee Lake from the overlay. Additionally, we supported a zone map change in the Giles Lake industrial area, from industrial use which is ig1 to eg 1 minimize the impacts of the adjacency to the mixed use neighborhoods to the south. But we recognize transportation impacts of northwest Vaughn needs to be mitigated, therefore we limited far on office use to one to one. They can get a bonus by is putting money into transportation fund to help mitigate impacts on that intersection. With regard to campus institution zoning we recommended adopting two new base zones for campus and institutions to replace conditional use master plans impact mitigation plans. This was done with a 9-1 vote. And the reasoning for that was that there was a lot of testimony from both the size of the campus and institutions as well as neighborhoods with regards to this item. As we were working through issues, staff spent some time try to understand what the campus and institutions concerns were to work through those but we didn't have a chance to reach out to the neighborhood and make sure that they understood how those changes are happening. You may very well see in your process the neighborhood now reacting to our response to that. Those were all with regards to tdm. In conclusion, we just like to note that these changes strive to ensure that we can accommodate and expect the expected housing and job growth in ways that advance our community goals. For more affordable housing, for more livable wage jobs and to meet our climate action plans. Thank you for hearing us out.

Hales: Thank you both. We're at that 90% point whatever you want to peg where we've been working on this massive effort for a long time. These volunteers have put a lot of time in, you raised bunch of issues that I want to probe further. But we got lot of people to hear from. I'm going to torture you further ask to you meet with me and Camille trummer again in my office go through some of these there. Obviously answer council members questions now and later, but want to schedule some more time with you so I can come back to the council, I delved interest these that you raise right out of the gate. Obviously we want these bonuses to work if we haven't calibrated them so that they will -- that's a big deal. Raise a lot of important issues just appreciate you and the rest of the members of this body that's spent a great deal of time trying to figure this out, most of the way, for the five of us who have to ultimately decide it.

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Schultz: There's still work to be done. We'll meet with you upon request.

Fish: I want to, if I could just take liberty of having two leaders from the commission here, put you on the spot on something that divided this council. Tomorrow is October 7th. It was the day that the council set as deadline for entering into a contract for temporary shelter at terminal one north. The contract has not been finalized because the parties have been unable -- parties meaning housing bureau and developer have apparently been unable to come to terms so it is still an open question. But what the council initially said we were going to do short term use, which is allowed upped the state of emergency. That short term use could last six months longer but could be as short as six months. The longer term possibility that's been discussed and debated is converting prime industrial land to some other use, in this instance to housing. My sense about the comprehensive plan that we adopted very carefully balanced. We already have a shortage of industrial land that's referenced in the comprehensive plan. If in the next couple of years there was future council or action taken to try to convert prime industrial land at terminal one north to say housing, where we find the replacement land to backfill the 14 acres that we would be taking out, given the protection, is that we built in, how is it even legally possible to take that up?

Schultz: Excellent questions. I know you want to weigh in. I would just say, the questions that we have, robust discussions as well, but I would say in general we're always very supportive of protecting the industrial lands for just for the reason you're talking about. I can say personally, because this is not item of that we've discussed. I would support maintaining as industrial land. Perhaps consider temporary use for short term need but that's why I would land. As far as finding other land --

Fish: We have to find 14 acres to replace that.

Schultz: There is really robust discussion on west Hayden island which is taken out of discussion. There is certainly one option. Then of course the other areas that we have looked at were the golf courses. Then I think it's getting and we certainly have that targeted. But brownfield redevelopment it's probably getting serious how many more we can start pushing forward.

Fish: Probably I would say just my own view. We are particularly aggressive about brownfields. We can add to inventory but given how difficult it is to convert brown fields it's been pretty aggressive. Chris, you want to add anything?

Smith: I think Kathrine identified the three potential places. First clarification we don't have shortage of industrial land we have exactly as much as we need. If we take some away then we have a shortage, right now --What plan?

Fish: In the sub district in which terminal one is located I believe there is shortage, you're saying overall the city overall.

Smith: There is a delicate balance. Having been a very vocal participant in the conversation annexing west hayden island, zoning that for industrial use I would really like to try to avoid restricting that.

Hales: Other questions?

Novick: Not a question just a heads up along the lines of the heads up the mayor. I hope to engage in discussions about particularly actions of the district at Irvington and the cm1 designation for those three areas. You'll get a call.

Schultz: Fabulous.

Hales: Other questions? Thank you both.

Schultz: Thank you.

Hales: Look forward to more discussions. We'll be moving to testimony here again some of you weren't in the room when we started but reiterate some things we'll take people in -- ask you to confine to two minutes. Just so week hear as many people as possible we

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suspect we'll lose quorum in the neighborhood of 5:30 or 6:00 we'll hear as many people as we can today. If you are standing by either in the Portland building or here, farther down the list you don't get heard today you'll be scrolled up for the October 13 hearing which is continuation of this hearing. If you don't get everything in that you want to say today or think of something else or want to skip verbal testimony, submit testimony by writing, you can still do that, of course we'll accept written testimony through the closure of the hearing which we'll figure out when that is some time after next week. Again we'll try to hear as many people as we can today. If we don't hear you, you are already on the list for next week. In the meantime, of course you can submit testimony in writing. Miss anything, staff in terms of the process?

Fish: Just say to all the friends that are here, we had originally hoped that this hearing would start earlier, we would have the full day. Circumstances beyond our control have cut into that, I have an excused absence at 4:00 because I have to meet my son from school and take him to soccer practice. But I regret I won't be here past 4:00. I will review the record and will get a briefing.

Hales: Thank you very much. Let's proceed, please.

Moore-Love: First three please come on up. Terry parker, Rebecca mode and tony Jordan. They will be followed by Alan Kessler and Kiel Johnson.

Hales: Good afternoon. Welcome. Mr. Parker I think you're first.

Terry Parker: Yes, sir. Thank you. My name is Terry parker I'm a fourth generation Portlander I'm speaking as an individual today. Regrettably the tps was developed under a cloud of bias discrimination. The one sided stacked deck policy expert group that helped develop comp plan policy was assembled with overwhelming majority of citizen members that were vetted to represent or lean towards supporting special interest's alternative mode, anti-core groups, three members for freight interest. As with nearly all pbot citizen committees, nowhere is there specific proportional representation for primary financial stakeholders who tsp projects, motorist who pay gas taxes and other related motor vehicle fee. On sandy boulevard any removal of motor vehicle lanes will increase congestion and emissions. With bidirectional weekday traffic volumes that exceed 26,000 each minute added to the average motor vehicle travel time will result in increase of more than 440 hours of daily emissions. Any removal of on-street parking will have negative impact on the small and minority businesses that line the street with that said, the rose city neighborhood association has continually opposed bike lanes on sandy. Instead favoring alternative routes being developed. Rose city park is a working class neighborhood, unlike the more affluent neighborhoods of Laurelhurst and east Moreland the city is forcing the up zoning of nearly 20 blocks of mostly affordable r5 single family homes near the light rail stations. Meetings with home owners now appear to have been ignored. At 51st and sandy a developer with reputation of a villain wants to build 89 unit six story apartment building with only 19 parking places. The area already has a tight supply of parking giving the city's own study where there are -- where are the other 45 cars -- will have going to be stored when not in use. Implementation of what the city pushing will be detrimental to livability of my neighborhood. This is prompted strong feelings by many home owners that the doesn't care about them all too often working with you through the system less than marginal result. Instead of ramming through the status quo, pbot and psc edicts what will it take for motorist and neighborhood associations to receive priority attention for positive decree of resolution thank you.

Hales: Thank you very much. Welcome.

Rebecca Mode: I strongly oppose the --

Hales: Your name.

Mode: Rebecca Mode.

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Fish: That whole thing can be pushed closer to you.

Mode: I strongly oppose the Portland city council adopting the psc recommended zoning code map and zoning code changes for my property at 506 northeast Thompson street, Portland, Oregon, 97212. The zoning of my property from r2 to r25 is inappropriate for my lot of 9,375 square feet. The current r2 zoning allows this property to add more units on existing lot with the existing duplex. If this property changes to r25 the most that can be built without lot division and there for tax reassessment would be adu. This could only happen if duplexes are allowed and adu is proposed in the residential infill project. The down zoning violates amendment violates amendment 345 and encourage middle housing, downzoning will add more cost to the lot division, tax reassessment from the lot division thus making it too expensive for a homeowner to add housing on their existing lot. The land use committee initiated this proposal with the assumption that everyone who wished to add housing to the community when it's demolished. Simply not true. Creates huge financial burden on anyone wanting to add housing and keep their existing homes on larger lots such as my own. I also want to see the historic character of Elliot preserved. I don't agree with the one size downzoning, is the best way to deter home demolition. Elliott neighborhood consists of many varying lot sizes that should be looked at individually when considering downzoning. The financial hardship of this proposal to individual property owners affected were not presented. Some Elliott residents were allowed to be removed from this proposal even though are also in the Elliott conservation district. This is inequitable. My lot is perfect for keeping r2. Large, close to public transit, parks, grocery stores, everything many residents value living in Portland. Downzoning this property takes great possibilities out of its future.

Hales: Thank you very much. Welcome.

Tony Jordan: Hello my name is Tony Jordan on behalf of Portlanders for parking reform. We encourage council to trade parking requirements for more affordable housing. By eliminating minimum parking requirements in the mixed use zones. We ask council members to propose an amendment to allow new mixed use development to be built without off-street parking. The Obama administration recently released housing development tool kit which argues that, quote, parking requirements have disproportionate impact on housing for low income households. Because these families tend to own fewer vehicles but nonetheless burdened by the extra cost of parking inclusion in the development. The significant cost of developing parking from 5,000 to 60,000 per space is incorporated at the start of the project which can impede viability and affordability of the construction. Portland's current requirements not only make housing more expensive but also harder to find. Hundreds of homes may not have been built since 2013 as parking thresholds distort the cost benefit calculations for new apartment buildings. These requirements will undercut effectiveness of incentives for affordable housing and any eventual zoning rules. Furthermore, bps modeling revealed that additional required parking limit utilization for affordable housing bonus due to high cost of structured or underground parking, as most Portlanders can testify, off-street parking minimums also fail in their attempted goal of making curbside parking convenient. We can require developers to build garages but we cannot require people to pay to park in them. The only way to make curbside parking more convenient in busy neighborhood to charge more for. If the city prices permits and meters properly, developers will be forced to build -- forced to provide adequate but not excessive off-street parking as the comp plan asks. In new building without the city having to guess what that level is. Parking requirements for more affordable housing in Portland, eliminate minimum parking requirements in mixed use zone, thank you.

Hales: Thank you very much. Thank you all.

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Moore-Love: Next is Alan Kessler, Kiel Johnson and Chris Rall. They will be followed by Charlie Tso, Joseph Schaefer and Michael Robinson.

Alan Kessler: I'm Alan Kessler. I'm a member of the Richmond neighborhood association board although I'm speaking myself. I was here to testify when the council was considering adding parking minimum to the northwest district. And there was really compelling argument at the time that there is inequity, unfairness that the northwest has this tool that the rest of the city doesn't have. But I didn't think council made the right choice, they realized that this tool is the last go-to tool in stack of really great tools for parking, decided to postpone it use some of the better tools to alleviate parking. Now we have a chance to fix the whole city as part of the zone we can undo the damage we did in 2013. We can give the other tool sets that going to give to the northwest to the whole city. I think that argument is really compelling. The rest of the city should not be burdened by bad policy if the northwest isn't so burdened. Thank you.

Hales: Thank you. Welcome.

Kiel Johnson: My name is Kiel Johnson. Four years ago I came up with the idea to put bicycle parking amount the bottom of the tram. At that time the bottom of the tram was actually used as a goat field there are a few goats that were trimming the grass. We came up with the plan to turn it in to bicycle parking. Now four years later that's the largest bicycle parking area in north America in the space where you can fit 20 cars we fit about 600 bicycles. And so it's very efficient and my main message is, whatever you build, people will use it and that's what they will use to get around. The bicycle valet has been really successful so few years ago I was able to purchase a condo in the Lloyd district. I chose building specifically because it didn't have car parking, because I didn't want to have to pay for the maintenance and maintaining car parking since we didn't own a car. I'm here to testify against or support eliminating parking minimums in mixed use zones. Because I think that it will increase affordable housing better development around the city and encourage more people to use other means of transportation. Thank you.

Chris Rall: Members of the commission, my name is Chris Rall. I work for national transportation advocacy organization but today I'm testifying as a dad. I have my twins turned nine yesterday and I've also got 5-year-old. We're a one-car family we live in southeast Portland, 54th and division, my kids to go Atkinson the neighborhood school. The reason I'm testifying as a dad is decisions we're making in this comp plan are about what our city will look like in the future. What is that vision, it's a walkable city that isn't choked with traffic where people have lots of option and good housing options. And off-street parking requirements work at cross purposes to that vision. Makes housing more expensive, incentivize car ownership after these negative impacts parking on street won't be any easier because we will have failed to address the issue of on-street park can directly. People will always park on the street if it's free or insanely inexpensive whether there's off-street parking or not. Thankfully there's lots of tools for managing on-street parking, only just begun to tap those tools. Even approaches that give existing home owners grandfathered parking rights. Let's manage on-street parking where it's an issue, just deal with it directly. In ten or 20 years which is amount of time many of these decisions will substantially impact the way the city looks, my kids will be looking for their first apartment. Will there be enough housing for them? Or only for cars that they won't even be likely to own. Will the streets be choked with traffic because we doubled down on the suburban model or will we have walkable city? We can chart the right course with this plan so please eliminate off-street parking requirements. And thank you.

Moore-Love: The next three are Charlie Tso, Joseph Schaefer and Michael Robinson. And they will be followed by Sam Noble, Margot Black and Paul Niedergang.

Hales: Good afternoon.

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Charlie Tso: Good afternoon my Charlie Tso. I'm here today with Portlanders for parking reform. To ask city council to propose an amendment removing minimum parking requirements in the mixed use zone. Our request supported by policy 9.58 in the comprehensive plan. Parking requirements have exacerbated Portland's affordability crisis adding significant cost to development and limiting housing supply. A recent white house support states that parking requirements generally impose undue burden on housing development, particularly for transit oriented or affordable housing. Indeed, since 2013 Portland lost untold number of homes due to parking requirements restriction and housing developments. Minimum parking requirements will add more congestion to neighborhood streets. The mixed use zone are in many neighborhoods vibrant commercial corridors that are walkable and trends accessible. If we build parking spaces for every housing development we're incentivizing people to bring their cars with them. If we want to grow without adding more congestion, we need to stop requiring parking and start giving people more mobility options. At the hearing on July 6 regarding parking requirements for northwest Portland, city council agreed that there are better parking management tools to be explored. Commissioner Fish reminded us that the 2013 parking mandate was solution never meant to be the final product. But now thanks to the hard work of pbot and bps staff we have more tools at our disposal. We're at a crossroads we can either build a city that puts housing for people first or city that puts storage for private automobiles first. Trade parking requirements for more affordable housing in Portland, eliminate minimum parking requirements in mixed used zones, thank you.

Hales: Thank you.

Joseph Schaefer: Good afternoon. My name is Joseph Schaefer. I'm here on behalf of Michael Foster and Tim Ramis who own abutting properties at 1435 and 1512 southwest 58th. This is in lower Sylvan. These properties are unusual that they are zoned R20 which is for half acre lots, even though the comprehensive plan is R2 which is a townhouse style density. We are asking for the zoning to be conformed to the comprehensive plan and changed to R2. At the planning of the sustainability commission there was concern raised that if this was approved legislatively, the city might not be able to get street improvements including a sidewalk built that they would have more leverage if they had zone change. Apparently the concern may be that the property owners would elect to use the new fee in lieu provisions instead of paying for the sidewalk and street provisions in part because there's some gaps in the sidewalk and neighborhood. Those gaps are getting filled in rapidly. Our neighbor immediately to the south has a hearing on a seven-lot subdivision for townhouses next week. And the property at the intersection of 58th and Montgomery is also been approved for development of apartments with full frontage improvements on southwest 58th. The property owner are happy to agree whatever form city would like to provide a full half street improvement when their properties do develop we just ask that we not be required to go through the full rezone to get to the comprehensive plan designation of R2. This is a terrific opportunity for missing middle housing we hope you can help us provide it more quickly and more efficiently. Thank you.

Hales: Thanks. Welcome.

Michael Robinson: Thank you. Good afternoon, Mayor Hales, members of the council my name is Mike Robinson I'm here on behalf of Richard Pasantini. Richard and his family own about 30 properties in the city of Portland that are affected by the rezoning. Richard submitted a letter on October 5 asked city council to consider changes to 11 properties. All I want to do just summarize those properties I think the letter is self-explanatory and I don't need to give detail given your schedule today. The first property is southeast 65th and Belmont, planning and sustainability commission agreed with the request recommended that those two properties be zoned CM2 and CM1 we appreciate that recommendation

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hope council will follow it. The second group of three properties is cm1 and we asked that it be zoned ce, reasoning behind that request, they're in appropriate locations for increased density allows more development which in turns supports better transit and we think it encourage more walkable neighborhoods. The second group of properties are four properties they're in inner-city, they're proposed to be zoned cm2 we request that they be zoned ce the letter explains why that is the case. The last single property is at -- make sure I get, southeast 12th and Belmont just outside of the central city, its proposed to be zoned cm2 we think it makes sense to be to have it zoned cm3. Right across the street from the end of the central city the property is appropriated for development and with the different zone you have additional -- additional floor area. We appreciate your time we'll hope you consider the request that richard put in his letter.

Hales: Thank you very much.

Moore-Love: Next three are Sam Noble, Margot Black and Paul Niedergang. And they will be followed by Jan Denney, Elizabeth Moore and Susan Whitney.

Hales: Good afternoon welcome.

Sam Noble: Good Afternoon, my name is Sam Noble I live at SE 62nd and stark in the Mt. Tabor neighborhood. I drive almost everywhere I go, I just want you to understand that when I say that I want to speak categorically against parking minimums in the mixed use zone, anywhere else it's relevant. I don't think it's fair or reasonable to expect residents of new mixed use building to pay more rent in order to subsidize my on the street parking. The right way to address parking shortages by charging a fair price for parking in the right-of-way. Without inherent costs in forcing developers to include those parking costs that they can't recoup the city leaves plenty of room to extract other concessions from developers in exchange for the right to build. Maybe that looks like inclusionary style subsidies, maybe it just means that when we have down time rents will go down. Don't know. That's up to you guys. But as I said I drive almost everywhere I go. That's because they just aren't many commercial services in my neighborhood. Certainly not around 60th and stark. So, I want to talk about vacant lots at southeast 60th and Belmont that you actually just heard about. I really want to show as cm2 building, I came to talk to you at the comp hearings so my testimony then is still relevant. I think that the density is really important to support any kind of walkable services for me. This area like one of the very few commercially zoned areas that I can actually walk to, since this council has not elected to provide more commercially zoned areas, particularly undeveloped ones this one really critical that it be developed that it be valuable enough to be developed soon. I think that you might hear maybe from my neighborhood association that there are many good reasons why you shouldn't do this. I just want to suggest there is going to be more detail in my written testimony. What I want to say that every one of those concerns can be addressed in different ways, be they better signaling system or just retiming, maybe there's some concession to extract from the developer. But please don't -- please respect the psc recommendation.

Hales: You are going to be submitting --

Noble: I'm going to be submitting additional.

Fritz: Where do you park your vehicle?

Noble: In my garage. Or my driveway.

Fritz: All right thank you.

Noble: When I drive to work I pay for parking permit.

Hales: Thank you very much. Good afternoon. Welcome.

Margot Black: Good afternoon, my name is Margot Black. I'm here today as renter and car driver to speak against anything at all that would possibly limit or more housing being built or increase the cost of more housing being built which would of course be passed on

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to renters in the form of higher rents. Specifically, I'm here to oppose minimum parking requirements and downzoning that is being considered. We know our population is growing, we shouldn't be doing anything but building more housing as quickly as possible. As a renter I hear a lot about how if we can't afford the rent now that Portland is cool, hip city that we should just move. I would say that Portland is growing up, it is becoming a bigger city and that has come with increased rents that are typical of big cities. But it also means that it comes with increased parking and traffic situations that are usually dealt with my big cities by encouraging more public transportation and bicycle use and not facilitating on the street car parking. Big cities make room for people not cars. And so I would say to the folks that are telling me to just move, I don't like the high rents, there are folks who don't like being not being able to find a parking place they should just move as well. We need to be making room for people and not cars. I also -- I want to say with respect to the bizarre nature of today's testimony and being escorted in I hope that city council will recognize as white folks and parents like I am that the people of color in this city who are being killed by police officers need to be heard on the police contract and not suppress their voices we should listen to their input and prioritize them. Thank you very much.

Hales: Thank you.

Paul Niedergang: My name is Paul Niedergang. My wife and I own and operate small real estate investment business in urban Portland. Since 1999 we've owned and managed a mixed used property southeast 50th and Hawthorne boulevard. The property is currently zoned CS as the comp plan has evolved our property was initially zoned CM2 and is now slated to be downzoned to CM1 because of the amendment F61 sponsored by commissioner Fritz. I'm here today to ask you to reconsider the designation and return this property to its originally proposed designation of CM2. The draft comp plan shows that corresponding zone for CS is typically CM2. We feel proposed CM1 designation not only down zones our property but also misses an important urban design opportunity. The intersection of southeast Hawthorne and 50th avenue plays a special role in the urban fabric. Coming from south along 50th or from the east from Mount Tabor the intersection is gateway to the Hawthorne district. This gateway is an important urban design, opportunity to create strong sense of place and identity in the urban fabric. As an example of gateway zoning, if you look at the comp plan for division in 50th you'll see that all four corners of the intersection are zoned the same, creating essentially a gateway to division up there. Also deserves to be zoned in the same manner. The proposed zoning for the intersection of CM1 is unbalanced, property is along 50th on the west side is zoned CM2 but on east side there's zoned CM1. We feel intersection should have consistent zoning. We have no plans to take down the building. But we're concerned that if anything were to happen to the building, fire or natural disaster at some point we were going to rebuild the building. Then we certainly prefer to rebuild CM2 parameters. This corner is really a keystone to the neighborhood being at the end of Hawthorne we feel that it really deserves a higher density zoning than CM1. Just by way of background, I was president of Hawthorne boulevard business association for four years sat on the Hawthorne transportation plans for six years during that time I worked with the neighborhood association to support design and implementation of the Mount Tabor --

Hales: Need to you complete your testimony. We've have great written back up.

Niedergang: I appreciate if you would reconsider this really review it consider this one specific property for CM2.

Hales: Thank you very much. This is great. Given us all material we need.

Niedergang: Thank you.

Hales: Thank you all.

Moore-Love: Next three are Jan Denney, Elizabeth Moore and Susan Whitney and they

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will be followed by Ruth Adkins, Arlene Kimura and Tim Ramis.

Jan Denney: Jan Denney with Portland Nursery and I'm here because I guess I don't understand the whole process. But I really feel that the inner section of 92nd and freeway or 92nd and division is underappreciated as transit hub. I recently got this notice of proposed zoning map and code changes which we participated with all of the comp plan hearings. This indicates that the one particular tax lot on 92nd and northwest corner of Clinton is going to go from r2 to cm2 and r2. This zoning predates any of the light rail. It also is going to be on the new express bus from Gresham to downtown, there's north-south bus. Freeway ramps I think that having the r2 really underutilizes this property. Now, it is designated to be r1 but we would like to see that r2 designation on that property and our property south of Clinton get the r1 designation. So that it doesn't get developed as r2. This is not property that we will be able to use as nursery under the comp plan we probably will do something with that.

Hales: Thanks very much.

Elizabeth Moore: Good afternoon my name street Elizabeth Moore. I own and reside at 5706 northeast 25th avenue Portland, or. Today I speak for myself as a homeowner in the Concordia neighborhood to be impacted by the proposed comp plan thank you for the opportunity to address the city council. In regard to this proposed rezoning for my neighborhood. I'm here today to oppose the zoning change from r5 to r2.5 in this area of Concordia. I have attended city residential infill proposal sessions, attended open houses, attended Concordia neighborhood association station meetings in the lutc meetings. I heard from divergent organizations and have concluded at this point that the intentions of the city of Portland to provide housing affordability are just that. If we daylight the word affordability in Portland, you will only find minimal opportunities to become just another renter with little security of rental costs and occupation. Where popularity -- where the popularity of the tear down build two expensive homes have been rightly challenged the urgency or, quote, moral obligation of providing housing for influx of thousands in the form of middle housing, as one group states has become new embrace. I have not heard that this proposal is anything more than additional apartment rental units built with a impunity in all residential r5 neighborhoods. Given extremely way given to property corporations to set rates and evictions. It does not represent my interests nor do I suspect majority of my neighbors affected by this proposal. I'm concerned with families that are not building equity and stability in our Portland neighborhoods. When only choice is to be renters. I would ask that you consider the missing middle class when obvious consequence of removal of modest homes leave possibility of home ownership in these neighborhoods out of the reach of middle income families.

Hales: Thank you very much. We've got the rest of your testimony here.

Hales: Thank you very much. Appreciate folks -- not everyone has to supply letter with your testimony but very helpful when you do so and folks if you want to after this and you just testified verbally and you want to send us your remarks its very helpful to have both my notes and yours as I go back through all this so thank you. Welcome.

Susan Whitney: My name is Susan Whitney I live one SE 47th and Richmond neighborhood. I'm opposed to the rezoning of large portions of Richmond from r5 to r2.5 supposedly the city wants to create affordable housing a very laudable goal. In fact, what is happening in our neighborhood where there is already r2.5 zoning or they managed to get a zone change or a lot line change is that expensive housing is created. One unit a perfectly affordable wonderful middle class old hundred bungalow is torn down and two behemoths are built in its place and each of those are twice as expensive as the one that was torn down. I have many examples this is what's happening in the real world, you can see this it is with my written testimony. This is a

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darling little bungalow on SE 49th Avenue it was amazingly sold to a developer for 620,000 way over market. What was built in its place is two lovely modern style homes, taller than the rest of the neighborhood, completely out of character. How much are these selling for each? \$800,000 each. This does not create affordability in the neighborhood. All this is used as comparable by the real estate agents and pretty soon every house on the block is going to be worth \$620,000. Here is another one. 4513 southeast Madison street about four blocks from my house, you can't really see but behind the trees is a darling little affordable bungalow. It was sold to a developer in July of last year for \$500,000. Again, over market. This does not fit in our neighborhood. R25 zoning is going to destroy the Richmond area it's going to destroy the Sunnyside neighborhood and 20 years from now this lovely neighborhood is going to be gone. People will say there's a neighborhood here? And look at this now 20-year-old house that was shoddily built. I was a construction lawyer. I know it's not going to have a useful life.

Hales: You've beautifully capsulized the problem.

Whitney: It is a problem. Thank you.

Moore-Love: The next three are Ruth Adkins, Arlene Kimura and Tim Ramis. And they will be followed by Travis Philips, Jim warren and mike Crean.

Ruth Adkins: Good afternoon. For the record my name is Ruth adkins. I'm with Oregon opportunity network. We are a statewide association and community develop nonprofit. I've been a homeowner in Portland since 1989. I want to appreciate the hard work of staff and the volunteers on the planning and sustainability commission and everyone involved in this massive and historic project. Here today to ask you to support changes that will encourage density and the development of affordable housing. I have two specific comments. This in general we know that neighbors in many parts of the city are upset about the pace of change and particularly in historic areas they want to preserve the character of the neighborhood but with the housing emergency that we are facing and the growth projected in the future, we are willing to share the opportunities in the wonderful Portland neighborhoods with new residents particularly those who will otherwise be shut out or displaced. The best character of Portland includes values like smart growth, good design and being welcoming and inclusive for all. Two specific pieces within this massive package before you. This is item m-42, supporting up zoning to mixed use on a stretch of north Fremont. This would help with avoiding additional displacement of African American residents and businesses. The second is asking you to oppose the down zoning of northwest, I believe commissioner smith alluded to this in his comments earlier. This is 27 blocks; it will be down-zoned from the currently allow four to one to two to one. We question that you pull that one. And you'll be hearing more about the specific project that will be blocked because of this change.

Hales: Thank you. Thank you.

Arlene Kimura: Thank you, very much. Good afternoon commissioners. I'm here to ask this you expand the ban on drive-thru's to include all ce areas or make more ce areas that are not east of 80th avenue. The map I've handed in earlier shows there's more than enough drive-thru's east of 80th. We don't need anymore. Unfortunately, our land use allows for bigger lots and we think this is not getting to the Portland ideal of community building, getting people out of their cars and walking through their neighborhoods. So we ask that you support a ban on all drive-thru's for new ones. The existing ones should be allowed the stay and they need to be fixed, fine. But we don't need any additional drive-thru's.

Tim Ramis: Thank you. For the record, Tim ramis. I'm here to speak to the proposal to substantially reduce available f.a.r. through a large part of northwest Portland on the impact on a specific project 160 units of low income elderly houses and including houses

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designed for individuals with special needs. The developer tells me that the project will not survive the loss of one half of the f.a.r. on the site. You will recall this site from a couple years ago where I brought to you a detailed multi-family housing. We needed a demolition permit that was not granted by the council the matters that day revolved around two important policies. One matter of public policy was the protection of the property and the other was affordable housing. We sat down and worked with northwest housing alternatives and they have developed a plan to save that building and provide 160 units of housing for senior low income individuals. That project is the one I'm here to advocate for and to point out that as you know those are very difficult projects to finance sufficiently and to make work. And in this case loss of half the f.a.r. Will down size the project to a point where it won't work. This is a project located in a place it should be, a walkable neighborhood where the city has spent substantial resources on transportation infrastructure, it's the kind of place where this housing should be located. And without your help it won't happen so I would appreciate your attention to this issue.

Fish: Can I ask you a question? So we are getting a lot of emails and letters and things and testimony that generally supports your position in this. I've heard from affordable housing advocates and all kinds of people. The question I have is timing. Assuming that council agrees with you, what -- is northwest housing alternatives under the gun in terms of the sequencing of their work on this and development? Is there a time that you and others would prefer we decide this?

Fritz: Let me ask this another way.

Fish: I will defer to my colleague who will put it in plain English.

Fritz: It was my understanding that the comprehensive plan doesn't go into effect until 2018 so if this project is more than twinkle in your eye won't it be able to be done under the current zoning. Was that what you were trying to ask commissioner?

Fish: You addressed up my question and it became even more grand but thank you. But that's one part and the second part is what is the timing issue here?

Ramis: With good luck that will happen but we have all been involved in trying to build affordable housing project.

Fish: As we know, having survived the worst recession in our lifetime the market could change and there could be some delay in which case the uncertainty kicks in once they adopt the comprehensive plan.

Adkins: If I could just make a very brief point I believe Martha McClenin the executive director of northwest houses is out of town this week, but shes planning on coming next week so she'll have additional input. It's that certainty piece as well as other projects in the future that could potentially be developed in this area.

Fritz: Yea that's the issue is you're using this as an example that what you're really asking about is underlying due respect by the planning commission or do you ask to us do something else?

Ramis: That's a choice. One further point to emphasize something Chris smith mentioned. If the council were to decide to implement the proposed policy of reducing f.a.r. In this area I urge that you take a careful look at the map. In the map as you will see is a kind of a checkerboard patchwork. Thank you.

Hales: Thank you, very much.

Hales: Okay. Let's proceed.

Moore-Love: The next three are Travis Phillips, Jill Warren, and Mike Crean and they will be followed by Michael Foster, Sam Stucky and Bruch Soiher.

Hales: Good afternoon.

Travis Phillips: Afternoon, council members. Thanks for having us today. I'm Travis Phillips. I understand the current growth in population and related increase this

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development may make many nervous about the pace of change in our city but I think it worth reiterating, the comprehensive plan must accommodate the anticipated future growth in our city while reiterating a theme stated -- it must accommodate anticipated future growth while retaining Portland values such as livability, affordability and vibrant neighborhoods that are welcome to all. So I'm here in part as a resident of northwest Portland and within the area proposed for down-zoning for a floor area of four to one to two to one. I ask that you pull this item for a separate vote and vote no. There are wide variety of building types and sizes within my neighborhood and protections exist and are enhanced in the comp plan to retain the historic fabric in one of Portland's most walkable, accessible neighborhoods. Please help us to keep this existing zoning. I'm also here on behalf of the organization I work for, northeast Portland's pcrl, one that I believe all of you are familiar with. On behalf of pcrl I encourage you to approve amendment m42 with similar logic this is an area of north Fremont that's proposed to be rezoned from residential to mixed use. In particular, the change includes incentives developing affordable housing. This can help mitigate the displacement that's happened in north and northeast Portland. And I think this particular change is one that is in a neighborhood that can sustain the additional density and the incentives will help provide affordable.

Fish: Is that fremont and Mlk?

Phillips: It's Fremont between Mississippi and Vancouver.

Hales: Thanks, very much.

Hales: Welcome.

Jill Warren: Good afternoon, mayor and council members. My name is Jill warren. I own two historic buildings in the alphabet districts, they're ten units of rental property. Back in 1996 we had this big flood and both of my basement units in both buildings flooded and we did a comprehensive mitigation for all the water and discovered that the municipal pipes are made out of clay. And so we did our mitigation, everything has been fine up until this past spring. And you probably don't remember but in late February, early march, we had a frisky little downpour. All the water just sheeted down into my backyard and flooded by basement unit again and I just moved my tenants in five days before. Fortunately, I had an empty unit upstairs. I moved them and all their belongings upstairs. We had to replace everything because when you have water you have mold so we had to replace drywall, flooring, cabinets. And it took six weeks and cost \$20,000. So the infrastructure is of concern to me that to always have all of this increased density it would be nice to upgrade the infrastructure system. So thank you, very much.

Hales: Thank you. Sorry you had to deal with that but you made your point. Thank you. Welcome.

Mike Crean: Good afternoon. My name is Michael crean and I reside 7707 SE 141st Avenue in the pleasant valley neighborhood in the city of Portland. I'm here to voice our strong objection to the zoning map amendment which has a major public trail through the properties of our homeowners. It's part of the master plan completed in 2014. As presently proposed the segments in question would pass immediately behind and contiguous to residences in our quiet neighborhood and there by pose a significant intrusion. We have concerns that the trails may conflict with the city's environmental protection requirements. We believe there exists a much less intrusive alternative alignment around our property through publicly owned land. The public outreach process used in the trail routes by metro did not include a public hearing process such as this one whereby property owners directly impacted by a proposed trail route were appropriately notified. As a result, a consensus of support, a stated metro goal from key stakeholders was never obtained. We strongly protest the proposed trails into the zoning document and request the council do what should have been done as part of the planning process two years ago. Work with us and

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discuss a much less intrusive trail alignment around our Portland neighborhood that both metro and Portland residents could support.

Hales: This is your proposed alternative?

Crean: No, these are both -- these are two options that were put into the metro report, both of which we object to.

Hales: There's another alternative?

Crean: We think there is.

Fish: Which of our bureaus has the closest connection to this? Parks, Bes?

Crean: I would say Parks.

Hales: Thank you, appreciate you calling it to our attention. Thank you.

Moore-Love: Next are Michael foster, Sam Stucky and bruch Soihr. And they will be followed by mike Connors, peter Fry, and Tamara DeRidder.

Hales: Good afternoon. Who would like to go first?

Michael Foster: Good afternoon, thank you for the opportunity to testify. My name is Michael foster. I own half acre property right next to Mr. Ramis's property on southwest 58 in the sylvan area that joe schaefer spoke about earlier. I also own a house and live in the neighborhood of three parcels up the hill, I built the house in 1989. I've been in the neighborhood for 25 plus years. Sylvan, that area is an excellent place the live. Services, business districts proximity makes it very attractive. It seems a natural for redevelopment. And has part of that redevelopment what we need is for the zoning which is r-20, needs to conform with your plan to get it to r2 for redevelopment. The issue here is we need to on -- in order get it -- part of the redevelopment plan is making sure we get good sidewalks in the area so that people can get down to the bus stop or the light rail or in and out of the area. There are some restrictions but we need to get what we can in sidewalks during this redevelopment process. The properties that have been developed, they built their fair share of the sidewalks and the only way we can finish it is with redevelopment of the other properties that the city already has planned for redevelopment. If you can conform the zone for the plan, it would allow us to move ahead and start the redevelopment. I know there's a concern with the staff about somebody ducking the responsibility. Tim explained very easy to remedy. The properties that we would like to redevelop both of very old homes on them, one of them doesn't even have a foundation. A third one that's going to be redeveloped has already been bull dozed. The house that I own was built in 1949. It's a two bedroom with no historical significance. I know that's been a hot button lately.

Hales: That's very helpful. Thank you. You submitted written testimony as well?

Foster: Yes, I can.

Hales: Please do. Thank you. Welcome.

Sam Stucky: Hi. My name is Sam Stucky. Thank you for letting me speak. I grew up in historic Irvington. I currently live in the Buckman neighborhood I live and work there. My neighbors in my building are Portlanders through and through. A teacher, nursing student, musician. The neighbors outside my building are also Portlanders, they live in tents and sleep on beds of cardboard. We are in a housing crisis. You know it, I know it, everyone here knows it. And that's what I want to talk about. The city plan in my opinion is phenomenal for the most part, seriously. However, there are, I think you said we are at the 90% point. The 10% has details to undercut the whole deal. Like I said, I grew up in Irvington, it's a beautiful neighborhood but what makes it beautiful are not the big old houses. It's the people. And it's the schools and the parks and the block parties and the soup nights and soccer games. And the beauty in where I grew up does not come from the fact that there's a house on the end of the block that sold for a million dollars. It comes from the fact that the same street has a 17-unit apartment complex with affordable units for the elderly and millennial alike, neighborhoods like Irvington and the alphabet district are

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incredible examples of the communities that can spring up when diversity and development and inclusion are encouraged or at least it used to be. For a time, Portland actually had had an incredible diversity of housing times in its urban core greater than any city in the country. That 17-unit building was built in 1929. Proposed zoning could bring back that piece of Portland historic character or it could protect the property values of a handful of Portland's wealthiest homeowners.

Fritz: Could you submit the rest in writing please?

Hales: Thank you very much, welcome.

Bruch Soihl: Thank you, very much. Sorry, I have a cold. I'm Bruch Soihl with Norris and Stevens. I'm a property manager. I'm here to ask to allow older buildings to retain allowance for office in the industrial sanctuary zones. I've been talking about the bureau planning, Steve koontz and there are five buildings similar. Colombia pacific plaza located on 21st and Colombia boulevard northeast. There are two two-floor office buildings square feet of 63,000 with warehouse underneath the buildings and under 22 buildings there's 46,000 square feet of warehouse. Building is approximately worth 8.5 million and the land lord doesn't want to tear the building down. Norris and Stevens took over the management leasing in late '90s. The property was developed as a bank office for savings and loans with needed warehouse to the bank. Since the loan crisis a single warehouse office user has not been found. Property has good parking ratio, limited bus service. We propose different types of tenant uses. One was a call center. Because of the out of core area it was rejected by the tenant. Our previous big box tenant was gsa census, temporary lease, gsa Portland maps military processing, in the west building that was terminated 2002 and we haven't had a tenant, one tenant in there. Multnomah county corrections is in the east building, they just moved out, they moved downtown in other areas of the city.

Hales: You said five buildings that fit this pattern?

Soihl: No, those are tenants.

Hales: Okay.

Fritz: Would you give the rest in writing, please?

Hales: If you can submit that to us in writing. You've given us enough to go on. Thank you, very much, and that way you won't have to speak any longer. Thank you.

Moore-Love: Next three are mike Connors, peter fry and tamara Deridder and they'll be followed by Wendy Chung, Mark Whitlow and Bob Lefeber.

Hales: Good afternoon, welcome.

Tamara DeRidder: I'm here, Tamara DeRidder representing rose city park neighborhood association. And the comments that I'm providing are on health and economic vitality of the tsp that is being proposed. First of all, both halsey street and sandy boulevard are being identified as city bike ways. That's a concern for us because we have sandy boulevard that carries over a quarter of a million cars annually. That's a huge amount. And it's a major truck route. And then we have got halsey which is now being identified as an industrial street. There's empirical evidence right now, scientific evidence that has proved that bicycling in major areas prove long and short-term health effects to the cyclists. Concentrations of compounds that are inhaled are significantly higher than the background levels after riding on paths that has high exposure to industrial areas and these are 100, 200% greater than those that are on low traffic residential streets. And so with your indulgence I had like to look at a change in the policy to add and health impacts based on air quality to 9.5.b of just city bike ways. Again it would read motor vehicle lanes and on street parking may be removed on city bike ways to provide need for width and separated in road facilities where compatible with adjacent land uses and only after taking into consideration all roads based on air quality.

Hales: Thank you, very much. Welcome.

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Mike Connors: Thank you. My name is Mike Connors on behalf of Hayden Enterprises we do manufactured homes. We are here -- I'm here to testify in opposition to the proposed city bike path on the northern end of our park. We have several concerns. First of all, there's overwhelming opposition from not only my client, our residents in the park but also residents in the island and we object to the concept of proposing a public bike path on private property against the wishes of the owner and residents that live there. Secondly the impact, when this bike path is built it will require the removal of 40 to 50 homes because they are on the edge of the park and we obviously have residents concerned about this. We think you should be concerned about this. During the planning and sustainability commission process pbot staff noted that the back path won't likely be approved unless and until the property is redeveloped but there's a couple problems with that. Number one there's no guarantee. In fact, in their own staff report they quantified that as it would not likely be developed unless the property was redeveloped as a whole. And secondly, you should be concerned about the idea of proposing something on the anticipation of the redevelopment of an affordable housing resource. The recent comp plan that you passed included policy 5.37 that encourages the preservation of manufactured home parks to go to that very need. A bike path is inconsistent with that policy.

Hales: I'm not quite sure what I think of this particular ingredient in the plan and likewise with the portion on Hayden Bay and I want to talk to the planning staff further about this but there's an existing pedestrian walkway through now, right?

Connors: That's right, your honor -- mayor.

Hales: Then there's not an easement, right? It's just a walkway, right, on a piece of private property?

Connors: Correct. In the 2009 Hayden Island plan there was a pedestrian path adopted as part of that plan. But what is considered as part of the tsp amendment is an expansion of the nature and scope of that, extending it along to the eastern end of the island. If you are revisiting that issue as a whole, we are asking you to reconsider that.

Hales: It's ironic that you lapsed into your courtroom approach. I don't think this provision would ever come to bear unless the property were redeveloped and an easement were granted. It's just all you have there now is a line on a map that happens to be a walkway there. But it's a simple piece of real estate with a line on it, right?

Connors: Well there's a practical impact. First we of residents concerned about it --

Hales: I'm talking in terms of legal and planning reality. One single piece of real estate with a line on it.

Connors: But I understand for practical implications of refinancing the property that's going to be to have disclosed and it going to reduce the value of the property

Hales: Thank you.

Peter Fry: Peter Finnley Fry I'm here on Colombia Plaza. There are five buildings according to Steve Koontz at the Bureau of Planning that had the same problem. These buildings were built back in the '90s and '80s. It's an office building over a warehouse. We are asking that in these older buildings there's a provision in the zoning code that would allow these office buildings to continue to be office buildings. Our argument is that they have been there for 30 years or more. They have not caused any real problems, I'm talking about traffic and that kind of impact. And we are not going to tear them down. And it does add employment density. And we are not going to get the downtown office type users on Colombia Boulevard. So it's a technical zoning problem and one that I wanted to avoid because every time they have a new tenant they have to call me and I have to do a conditional use and I don't want to instantly be doing conditional uses. At some point I think they should just be fined and permitted.

Hales: We might want to take you up on your offer to follow up with testimony that

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contains your suggested code language.

Fry: Yes, I will. Thank you.

Hales: We always take free help when we can get it. All right. Who is next?

Moore-Love: Next is wendy chung , Mark Whitlow and Bob LeFeber and they'll be followed by Eric Hovee, Brent Ahrend and Chris Crever.

Hales: Okay. Who is ready first, proceed. There we go. Musical chairs and let her have technical support. Mark, why didn't you go ahead because that will take a minute.

Mark Whitlow: Thank you. We think you need to be concerned that the city isn't yet ready for high density mixed use citywide from downtown to its eastern edge. The market is not there yet. It's going to take years in some areas especially out east. The current mode split for traffic is 80/20 auto with pbots 2013 projection being only 76/24 so we have of a long way to go. That means there's a real need to accommodate the auto during this planning period. They make vertical mixed use, and that's also true for the ce zone, it's partially auto accommodating, mostly mixed use. In fact, the general commercial zone doesn't have a counterpart in the muz zoning mix. Yet the muz says it's multi-modal so we need an adjustment to provide zoning for accommodating businesses. But under this plan all existing auto accommodating developments become non-conforming, they are not favored for redevelopment, that causes blight, stagnation, it's bad for the local economy, owners and operators hate it, we address this issue last time and you gave us policy 7.17 saying phase things in, the pse missed that point. So we are asking three things. We proposed the detail zone map with good justification with 28 sites, we got two out of 28. On the big map we got virtually nothing. Number two, please revise the ce zone purpose statement to make it auto accommodating. And three, adopt our proposed drive-thru prohibition map and treat existing drive-thru's as allowed instead of non-conforming.

Hales: Can you submit that?

Whitlow: Yes, and I'll have a detailed stack for you.

Hales: Thank you very much. Who would like to go next?

Bob LeFeber: Mayor hales, I'm bob lefeber with commercial realty advisors. Our office is fortunate to represent a number of grocers, a couple large affordable ones. Throughout this process we have pushed for more ce zoning because it's the only auto accommodating zone with which these retails require to locate in. The pse virtually ignored our request and the end result is it will exacerbate the food desert problem. And of course it will prevent hundreds of jobs from occurring here. We ask for greater use of ce zonings, the drive-thru's for many of these businesses if you're Dutch brothers it's 100 percent of your business but for many others it has a material impact on their sales and profitability. It's also important for elderly, handicapped and families with small children. I was with a woman yesterday who said she drives way out of her way that goes to a particular outlet that has a drive-thru. We recognize the tradeoff with preserving urban forms and centers. However, the psc chose to implement a ban in areas that are auto oriented. Why? Because some fast food restaurants sells some unhealthy food choices? Also fast food restaurants are starting to have more healthy choices. What about all the other uses, all the other drive-thru's for banking, gas stations, et cetera. I please can to you look at both of these issues with greater detail and we would love to participate if needed to any further meetings on it.

Hales: Thank you. Thank you very much. Wendy, welcome.

Wendy Chung: Mayor, commissioners. I'm Wendy Chung, vice president of the northwest district association. And I'm testifying today specifically about one portion of task five early implementation, the rh zoning issue in Irvington. As Chris smith mentioned and I think commissioner novick commented at the last hearing that he's the smartest guy he knows, he mentioned that the procedural posture of this issue which came to you, I'm going to

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discard most of my prepared remarks because I have to respond to some things that were testified earlier but I think there's been some sort of confusion because we are not asking for down zoning, we are asking for a correction or truth in zoning. Under the current code historic overlays supersede base zones. I think it was commissioner Fish opined that this particular parcel which I don't think is a good example given the fact that this body landmarks, bps, bes and the northwest district association all agree that that the four to one is more compatible and could never be built here. I think that the affordable housing is a red herring. Back to the amendment itself, one thing I want to point out is the reason it's incompatible, you'll see the age of these parcels above the green line are the ones that bps is changing from four to one to two to one. Most of them have black dots in them. So this idea of losing 27 blocks of housing and I don't know how many millions of square feet, it's disingenuous at best because most parcels contain historic properties. We are asking to implement the comp plan as you adopted in June specifically policy 4.49 which demands that we resolve conflicts in historic districts and refine base zoning in those districts.

Fritz: Thank you very much and thank you for giving your testimony in writing.

Hales: Thank you.

Moore-Love: the next three are Eric Hovee, Brent Ahrend and Chris Crever and they'll be followed by Timothy Ray, Denis harper and Doug Klotz.

Hales: Good afternoon. Haven't seen you in a while.

Eric Hovee: I'm Eric Hovee. Analysis that we have prepared and submitted in testimony to the psc yields three observations for consideration with your deliberations for mixed use zones. First outside of the central city Portland is under retail especially in east Portland residents must travel further to shop or use convenience stores as a less healthy alternative. Second the food deserts are often subpar making it more challenging for investment in providing affordable goods and services especially for day-to-day needs, auto accommodating use is important for customer convenience and for business liability. Third, while transit, walking and biking are on the rise, auto use still accounts for more than 80% of the trips outside the central city. Development standards that work in higher areas with good transit service run the risk of proving counterproductive for residents with the poorest access to quality shopping choices. Phased implementation of mixed used zones becomes pivotal to encourage investment in sync with what the market will support today as well as over the next ten to 20 years. Thank you I

Hales: Thank you very much.

Brent Ahrend: Thank you. My name is Brent Ahrend and I'm a traffic engineer. I have a good handle on how things work as far as needing to have the auto accommodating uses and their customers needing to be able to travel there by auto. I testified both before council and the psc earlier on these issues and provided examples, one was the Costco that had been proposed in northwest Portland and indicated their existing customers have to drive out of town. A lot of extra miles for Portland residents to drive out of town to go to other stores currently where it would be nice if they could stay in town, not to mention the employment and the tax dollars that would stay in the city. I also mention about a lot of the larger areas, people driving extra miles out of their way to buy their grocery. I've seen it operate and most people are driving by car. And as was mentioned before, a lot of the lower income people, they shop at these places and they need to get there and they go once a week and going by auto is the best option for them. They can get everything they need in one trip as opposed to the smaller higher end grocery stores, a lot of these people can't afford to shop there but that's what the zoning is limiting for in the city, is these higher end smaller grocers that don't serve those people well.

Hales: Thank you.

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Chris Crever: My name is Chris Crever and I own a property in the northwest district. And I'm here to strongly object to the down zoning proposal for my particular piece of property. Up shore is located in two vibrant employment centers. We are right near the street car, we have bus routes, shopping, restaurants, and a walkability score of 95. Clearly we are in a housing crisis and limiting the ability to potentially build affordable housing at my location is something that I deem counterproductive. I currently am surrounded by section eight housing between 26 and 27, and I have a unique piece of property that you could develop and take advantage of the current cm zone. Currently we are looking at going from cm to cm1. I have a 45-foot height restriction and that is being threatened going down to 35 feet in the cm1 going from a medium use to small use is something that I strongly object to. Looking at the map it is a checkerboard proposal. And when I look behind me one block closer to the core is a laundry mat which is still designed as a cm 2 and I'm closer to the northwest industrial district where apartment buildings and residential buildings are of the norm. I request that we revisit this and hopefully we can keep my zoning at cm or go to cm2. Thank you.

Hales: Thank you.

Moore-Love: The next three are Timonthy Ray, Denis Harper and Doug Klotz and they will be followed by Jozell Johnson, Vicki Skryha and Scott MacLean.

Hales: Welcome. Good afternoon.

Timothy Ray: Mayor, council man.

Hales: Put your name in the record.

Ray: Timothy ray. I'm here for a small piece of property, 3000 north Williams. We participated in some of the discussions for zoning of this area. It was zoned r1, unfortunately, it remains r1. I have submitted a letter of explanation along with a letter from city environmental services we got one of the first grants for brownfield remediation. This was a dry cleaning site where people had been literally pouring the chemicals out on the ground. One of the most -- it was one of the most contaminated sites in northeast Portland. We have been vacuuming and aerating the soil for the last four years. As an r1 zoning we may not be able to put housing on the first floor because of the contamination and the department of environmental quality they kind have rule any kind of particulate matter for residential housing. When you look at the map we are surrounded by cm2 and we thought we would be getting the same zoning as the rest of the properties around us. It's bizarre when you look at the map both to the north and south to us it's cm2 and there's a small piece of r1 that's us. We would like to see this be contiguous with the rest of the cm2 rather than going through sort of the uncertainty of not being able to develop with the residential on the first floor I think we'd go along with the mixed use.

Hales: That site is vacant now?

Ray: It is vacate

Hales: Thank you.

Denis Harper: My name is dennis harper. I was alarmed to find that a vast swath of northwest Portland was zoned rh with an far of four to one almost all of the affected area occurs within the historic alphabet district. Subsequently city staff proposed that only the southeast quadrant of the alphabet district obtain that zoning. I urge city council to designate all of the historic alphabet district f.a.r. Two to one. Property owners and developers will be enticed to demolish stronger building in the district to replace them with larger taller buildings. I request that the council reduce that to eliminate the owner developer enticement to tear down and build bigger. It would be a better fit for properties with no structures. Tall out of scale new buildings, the northwest children's theatre would be damaged. Refer to page 120 of the miscellaneous zoning amendments. The commentary states the code provisions for no net loss of housing are to be deleted. It

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would not be in conflict to maintain residential capacity in northwest Portland. Thank you.

Hales: Thank you, thanks, very much.

Doug Klotz: Hi, Doug, thank you for having me here. I support the majority of the proposed code and mapping changes and their effort to remove parking requirements in the mixed use zones. Now that we have a parking permit system, we have a housing crisis and we have the white house advocating for parking requirements and remove all parking requirements are for mixed use projects. As a member of the citizen advisory committee I support the cm one, two and three concepts but am concerned about the reduced f.a.r.'s in those zones. Housing may take over that and make use of the bonuses. But we should also look specifically at what happens on 5,000 square foot lots. 19 units can be built on these lots and it's currently being built in our neighborhood now. But the two and a half to one base f.a.r. Proposed is too small to allow you that to happen. I will graze the base f.a.r from 2.5 to 3.5 for lots smaller than 7,000 square feet just to address that one issue. I support the ban on drive-thru's use, the commissioner Andre Baugh made an eloquent argument at the planning commission as to effects of the drive-thru facilities in the neighborhood and I support his reasoning of that and what you heard here from Chris Smith. I support requiring business that serve anyone any time they're open, not just in cars. In other words if the drive-thru is open, owner provide a safe way for those on bicycle or foot a safe way to use the atm.

Hales: Thank you. You've given us a great deal here so we will review. Thank you, very much. Okay. Who do we have next?

Moore-Love: I have Jozell Johnson Vicki Skryha and Scott MacLean, and then the last two in this first session are Brad Hochhalter and Pearl Meede.

Hales: Great. Welcome. I can't remember who is first.

JoZell Johnson: I'll jump in. Thank you. I am actually the face of an individual resident in the northwest alphabet district to owns my own home and wanted to speak on the changes from 4.2 to 2.2. I support this. I purchased my home in 95 because of the historical nature of the activity. One of the things that I have seen specific to my neighborhood and I'm on the corner of 18 and Hoyt is park 19. We were able to see the first large building in there and it completely cut us off from the park. As we continue to see these large developments come in we changed the character of the neighborhood. I've long-term tenants, tenants over a decade so in some cases I am affordable housing. I'm able to maintain that community and engage in it. What I'm concerned about is the legislation by headline I want us to work together as a community and ensure that what we have agreed upon we put forth and we don't cherry pick what we are doing. If I hear one more developer tell me it doesn't pencil out, the rules are there, the rules are there from the start. As an individual homeowner I have to follow those. I believe this recommendation supports that so it clearly lays out the outlines of what is available and what isn't, and stop getting these people coming in and say well it would pencil out if I had another 50 feet or 2,000 acres. So what I'm looking at, I'm a little bit concerned that affluence regarding having to chain down my front porch furniture doesn't count, we are a neighborhood in transition. I'm a community member that wants to engage in there, I'm living there. I'm tired of people creating things and purchasing property and not being in the neighborhood. I support the alphabet district. This is not supporting that community.

Hales: Thank you very much. Welcome.

Vicki Skryha: Thank you so much for hanging in there with this long day of testimony. I'm a property owner that is directly impacted by the f.a.r. Change. I proposed the change that's recommended by the psb. I see it as Wendy Chung explained as a technical correction. And the real issue is the historic overlay which kind have tampers down what can be grown. I think affordable housing should not be at odds. I support the affordable

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housing project that is proposed on the lot across the street for me that got a lot of media attention but a development has to comply with applicable zoning requirements and be compatible with the neighborhood, that's just the way it works. The last neighborhood discussion about this site concerned a proposed luxury hotel and the site owner presented a concept that preserved the historic building. The neighbors praised the preservation of the historic building but pointed out the residential zoning does not allow a hotel and would require a zone change. When residents reached out to me a month ago I was delighted. Based on the last neighborhood discussion with the owners in nha's two most recent elderly projects, they each have 45 units on sites that are larger than the ones in northwest and were successfully developed and operated. One has 45 units, the other has 29,000 -- the sight in question is 20,000 square foot.

Fritz: There's a malfunction with the timer you've given us testimony and we've got this on the record now.

Skryha: I encourage you to look at this closely and consider the two to one.

Hales: Thank you. Before you start I think we have folks in the Portland building that may be standing by and I don't think we will lose the quorum until 5:00. I'm not sure about my colleague's plans or endurance but I want to be sensitive to the folks who want to speak.

Moore-Love: We have 35 people.

Hales: Please, sir, go ahead. We are going to keep going for a while.

Scott MacLean: My name is Scott MacLean. I'm representing a property owner Richard cherijino and he owns property at 102nd in southeast Portland. His property is zoned institution residential. The big change is zoning currently allows household living. The new zone will not allow household living so his property will be significantly down-zoned if this plan is passed. It's hard to get insurance and finances and sell properties when they're not conforming. So right now housing is pushing out 82nd we are seeing lots of sales of apartment land. This property is a little bit ahead of the game. If we change this zone he doesn't have a chance to sell it for an apartment at some point down the road, it's going to significantly impact the value of this site.

Hales: You say it's zoned institutional private now?

MacLean: That's correct. The new zone which is the campus institutional use will not allow household living and this property which is owned by an individual has two houses on it.

Hales: What do you think the zoning should be?

MacLean: I think it should stay the same as institutional residential.

Hales: Appreciate you highlighting this. That's an unusual situation.

MacLean: And it would have significant impact on this family.

Hales: Okay. Thank you, very much. Thank you all.

MacLean: The last two I have in this first session are brad and pearl meade.

Hales: Welcome, good afternoon.

Brad Hochhalter: Thank you. Mr. Mayor and commissioners, thank you. My name is brad Hochhalter, I'm a homeowner and I live in the alphabet district, northwest 18 and Glisan, and I'm a Portland native as well and was born just a few blocks away from where I live actually which wasn't planned. What I'm here to testify about is in support of the proposed change from four to one to two to one in the f.a.r. I think it's a great idea, I think it shows who ever does those comprehensive plans all that work, they're thoughtful about it. I think it's going to help the neighborhood. One of the strengths of the neighborhood for me and I've lived other places around the country, it's intimate yet it's still vibrant. It's still many people living there. I think this will help retain that quality in the historical nature of the neighborhood and I'm surrounded by a bunch of historical homes as well so I'm really lucky. Anyway I wanted to say I support that change and I hope you do, too.

Hales: Thanks, very much. Go ahead.

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Pearl Meede: My name is pearl meede and I don't even know why I'm here. So I'll let him tell it.

Hales: Welcome.

Barry Bloom: Mrs. Meade owns three lots and a home on southeast 83rd avenue and she also owns home across the street. You're proposing to change all that area from r1 to eg 1 and as far as I'm concerned it doesn't affect me but for the people up the street they are concerned. We got new people moving in and they just bought their homes and they read this as an eg 1 if they ever sell their homes it goes back to a vacate land rate of cost. Their home value will go down rather than up. The people across the street which it only involves ten homes are concerned that their home values at the present time which are r1 and will remain that will decrease because of the commercialization of the area. And I wish to thank you all for your service. And that's why we are here today, to try to work something out that will be comparable to the r1 rating of the homeowners and Mrs. Meade as a property owner which could be developed into small business which she's more concerned with the love of the neighborhood than the money.

Hales: Appreciate that. Appreciate you calling this to our attention, thank you very much.

Moore-love: We have one person who stayed, tony Schwartz.

*******:** He just stepped out.

Fritz: I have a filler actually It gets to me that lots of those requests are on matters we did discuss so people are coming back for another bite of the apple as so to be said. So can you make sure that if other people came to testify before and they are opposing that they get specifically notified that what they thought was a done deal is now back on the table. There's a few other places where we heard lots of testimony. If I was there I would be like fine I'm done and now they're not done. Could you notify them, please?

Engstrom: We will give a courtesy notice.

Fritz: Will they know for next week cause are we going to have any more testimony after next week?

Engstrom: There's a hearing in November.

Fritz: Okay. The next time people need to come in if they support what we decided before is in november.

Hales: If we make a change or are considering a change. It's important to remember how that works. Thank you, welcome, thanks for waiting.

Tony Schwartz: Thank you. I'm tony Schwartz. I live in the alphabet district. I want to know quickly and you know the comprehensive plan does call for an additional 267,000 units. The forecast is half that. So the down zoning of four to one to two to one will not impact housing in a drastic way. Obviously there's concerns to people that it will. The vast majority of the housing stock is zoned as historic and it can't be developed anyway. There are a few parcels that could be developed but nevertheless it says all housing must be compatible with existing structures anyway. It should be zoned as two to one which is what we are asking for and to also allow folks like me who bought into the district in 2007 I came in to the historic district with expectations that those expectations of the district would be met in future years, that additional development would be in scale and scope to my house and other houses around. It's not just me versus Mr. Ramos, it's about the district as a whole so when I don't live there anymore and my children don't live there anymore that future homeowners and Portlanders will enjoy the area as well. Thank you, very much, and I'm the last one so you all have a good night.

Fritz: Thank you very much, for staying, really appreciate it.

Hales: We are going to continue this hearing until 2:00 p.m. On the 13th and we are adjourned.

Fritz: Just as a process check you said there was another 35 people there, not there but

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signed up. 34 so they will go first next week if they can come.

Moore-Love Yes.

Fritz: Then what happens if there's a lot more people who want to come next week? We'll deal with it when we get to it?

Hales: I think we should one plan on going till 6.

Fritz: And we probably should if we can let people know that there's an hour's worth of testimony before new people get to sign in.

Hales: Yes

Fritz: Thank you.

At 4:49 p.m. council Adjourned.