

8/25/2017

Thursday, August 31, 2017

2:00 PM Noise Appeal has been withdrawn.

973

APPEAL WITHDRAWN TIME CERTAIN: 2:00 PM – Appeal of Mary Sipe against the noise variance granted to Andersen Construction to conduct up to nine concrete pours with early morning set up between July 8, 2017 through October 15, 2017 for the construction of Condominiums at Block 20 project located between NW 11th Ave and NW 12th Ave and NW Overton St to NW Quimby St (Hearing introduced by Auditor Hull Caballero) 1 hour requested

Susan Parsons
Assistant Council Clerk

Anderson, Toni

From: Mary Sipe <maryesipe@gmail.com>
Sent: Thursday, August 24, 2017 4:37 PM
To: Anderson, Toni
Subject: Re: Noise Appeal Hearing

Toni,
After a meeting with the Noise Control Office today, I have decided not to pursue the appeal. Is there anything more I need to do beside notify you?
Mary

On Tue, Jul 25, 2017 at 4:16 PM, Anderson, Toni <Toni.Anderson@portlandoregon.gov> wrote:

I appreciate you getting back to me so promptly. I will secure August 31st at 2:00 p.m. Thank you.

From: Mary Sipe [mailto:maryesipe@gmail.com]
Sent: Tuesday, July 25, 2017 4:04 PM
To: Anderson, Toni <Toni.Anderson@portlandoregon.gov>
Subject: Re: Noise Appeal Hearing

Okay, they both really need to be there so let's move it to August 31st at 2:00 pm. Thanks for making me aware of this.

Mary

On Tue, Jul 25, 2017 at 3:58 PM, Anderson, Toni <Toni.Anderson@portlandoregon.gov> wrote:

Commissioner Fish and Saltzman.

From: Mary Sipe [mailto:maryesipe@gmail.com]
Sent: Tuesday, July 25, 2017 3:54 PM
To: Anderson, Toni <Toni.Anderson@portlandoregon.gov>
Subject: Re: Noise Appeal Hearing

Toni,

Thank you so much for the head's up. Who is going to be out on the 23rd?

Mary

On Tue, Jul 25, 2017 at 2:52 PM, Anderson, Toni <Toni.Anderson@portlandoregon.gov> wrote:

Hi Mary,

I was just made aware that we will have two Council members out on August 23rd. We can still have a hearing, but I was wondering if you would prefer to reschedule to August 31st at 2:00 p.m.

Please let me know and I apologize for the inconvenience.

Thank you.

Toni Anderson

Council/Contracts Supervisor

Office of the City Auditor

503.823.4022

toni.anderson@portlandoregon.gov

Moore-Love, Karla

From: Anderson, Toni
Sent: Thursday, July 27, 2017 3:24 PM
To: McKnight, Bonny
Cc: Van Orden, Paul; Moore-Love, Karla; Parsons, Susan; Marchetti, Theresa; Austin, David; Couch, Katherine; Mary Sipe; Wheeler, Mayor; Commissioner Fish; Saltzman, Dan; Fritz, Amanda; Commissioner Eudaly
Subject: RE: Appeal pathway to Title 18 Construction decisions

Bonny,

I have been in contact with Mary Sipe regarding the noise appeal she filed with the Auditor's Office. The Council hearing has been scheduled for Thursday, August 31, 2017 at 2:00 p.m.

Sincerely,

Toni Anderson

Council/Contracts Supervisor

Office of the City Auditor

503.823.4022

toni.anderson@portlandoregon.gov

From: Van Orden, Paul
Sent: Thursday, July 27, 2017 12:09 PM
To: McKnight, Bonny <bonnymcknight@gmail.com>; Mary Sipe <maryesipe@gmail.com>; Wheeler, Mayor <MayorWheeler@portlandoregon.gov>; Commissioner Fish <nick@portlandoregon.gov>; Saltzman, Dan <Dan.Saltzman@portlandoregon.gov>; Fritz, Amanda <Amanda.Fritz@portlandoregon.gov>; Commissioner Eudaly <chloe@portlandoregon.gov>
Cc: Moore-Love, Karla <Karla.Moore-Love@portlandoregon.gov>; Anderson, Toni <Toni.Anderson@portlandoregon.gov>; Parsons, Susan <Susan.Parsons@portlandoregon.gov>; Marchetti, Theresa <Theresa.Marchetti@portlandoregon.gov>; Austin, David <David.Austin@portlandoregon.gov>; Couch, Katherine <Katherine.Couch@portlandoregon.gov>
Subject: RE: Appeal pathway to Title 18 Construction decisions

Bonnie,

Thank you for your email.

I am forwarding your email to the Auditor's Office. I am a sworn Law Enforcement Officer for the City with authority over Title 18 and make decisions regarding Title 18 that can be appealed up the chain at the City. I do not and should not be handling appeals of my decisions. The City Code delineates the process and that appeals are filed with the Auditor's Office.

I want to renew my offer to sit down and explain how the Noise Office and its environmental health purview are not land use decisions. I would be happy to come out to your location with one of my staff and offer a bit more background about how the process works, and the historical interpretations of our code.

Respectfully,



Paul Van Orden

Officer Paul Van Orden

Noise Control Officer/ Noise Control

Office of Neighborhood Involvement

City Hall, 1221 SW 4th Ave, Room 110

Portland, Oregon 97204

503-823-5829 (office)

503-823-3050 (fax)

Paul.vanOrden@portlandoregon.gov

<http://www.portlandonline.com/oni>

Preferred Pronouns: NONE: gender neutral / Queer

The City of Portland complies with all non-discrimination Civil Rights laws including Civil Rights Title VI and ADA Title II. To help ensure equal access to City programs, services and activities, the City of Portland will reasonably modify policies/procedures and provide auxiliary aids/services to persons with disabilities and provide language translation for people with limited or no English. Call 503-823-4519, TTY 503-823-6868 or Oregon Relay Service 711 with requests, or visit <http://www.portlandoregon.gov/oehr/66525?a=454403>

Find us on [Facebook](#) | [Twitter](#)

From: Bonny McKnight [<mailto:bonnymcknight@gmail.com>]

Sent: Wednesday, July 26, 2017 4:46 PM

To: Van Orden, Paul <Paul.VanOrden@portlandoregon.gov>; Mary Sipe <maryesipe@gmail.com>; Wheeler, Mayor <MayorWheeler@portlandoregon.gov>; Commissioner Fish <nick@portlandoregon.gov>; Saltzman, Dan <Dan.Saltzman@portlandoregon.gov>; Fritz, Amanda <Amanda.Fritz@portlandoregon.gov>; Commissioner Eudaly <chloe@portlandoregon.gov>

Subject: THIS IS UNACCEPTABLE

In checking with Mary Sipe has of the Pearl District I find she has had no acknowledgement from your office about the variance appeal she filed regarding a violation of the conditions of that variance by Anderson construction. Work is now ongoing in contradiction of conditions of that variance.

On the other hand, Monday morning of this week I received acknowledgement from the Portland Bureau of Transportation that comments I filed the previous Friday about stage three of the Draft Transportation Systems Plan, scheduled to be processed later this year, had been received and were welcomed. The acknowledgement included a link so I could easily keep involved in the subsequent processing of the plan.

Your office is part of ONI, the bureau presumed to be supportive of community participation. When there is no confirmation that you have received a request for an appeal, which is always time sensitive, your office is simply failing to do its job in the most basic yet important way.

I have copied this letter to members of the city council and the Mayor since this behavior is not new but clearly needs to change immediately. I - and many residents of the Pearl - have been waiting for more than 3 years to be recognized as a respected part of the decision-making process. That would confirm that participation matters.

Without that confirmation with actual results there is no need for your office. Then it simply provides an illusion of public participation.

Bonny McKnight
bonnymcknight@gmail.com
503-919-4331



Portland City Auditor
Council Clerk/Contracts Division

Auditor Mary Hull Caballero

July 27, 2017

Mary E. Sipe
1230 NW 12th Avenue, Apt. #522
Portland, OR 97209

RE: Appeal of Noise Variance / Permit
Andersen Construction – Application #4041218

Dear Mary:

This is to confirm the City Auditor's Office is in receipt of your appeal of the noise variance granted to Andersen Construction. A hearing has been scheduled before City Council on August 31, 2017 at 2:00 p.m. The hearing will take place in Council Chambers located in City Hall, 1221 SW 4th Avenue on the 2nd floor.

If you have any questions, please do not hesitate to contact me at 503-823-4022 or toni.anderson@portlandoregon.gov.

Sincerely,

Toni Anderson
Council Clerk/Contracts Supervisor
Email: toni.anderson@portlandoregon.gov
Phone: 503-823-4022



City of Portland
1221 SW 4th Avenue, Room 130 | Portland, OR 97204 | (503) 823-4082

July 12, 2017

City of Portland
Auditor's Office
The Portland Building
1121 SW Fourth Avenue, Room #320
Portland, OR 97204

Re: Appeal of Noise Variance Permit # 4041218 (copy attached)

Issued to: Andersen Construction, Kevin Larkin

Location: Block 20 Construction site located between NW 11th & 12th Avenue and NW Overton & Quimby Streets

Dates: Up to 9 concrete pours between July 8, 2017 through October 15, 2017

Hours: 5:30 am – 7:00 pm

Appellant:

Mary E. Sipe

1230 NW 12th Avenue Apt. #522

Portland, OR 97209

Phone: 503-575-5070

Email: maryesipe@gmail.com

Relationship to the variance:

My apartment is one block south of the location of the variance activity.

I am submitting this appeal on behalf of myself and the more than 1000 residents living in the condominiums and apartments in the vicinity of the construction site.

Block 17 Apartments

NV Apartments

The Parker Apartments

The Sitka Apartments

The Abigail Apartments

The Ramona Apartments

The Encore Condominiums

The Pinnacle Condominiums

The Cosmopolitan Condominiums

Reason for appeal:

On June 21, 2017 residents of several buildings received the attached notification from Andersen Construction of their request for a Noise Variance Permit for 10 early morning concrete pours to take place at the Block 20 construction site to begin at 5:00 am.

Concerned residents called and emailed the Noise Control Office asking that this unnecessary 5:00 am work not be allowed and that Andersen conduct these pours between the normal allowable hours of 7:00 am & 6:00 pm as they have been doing with all previous concrete pours at this project site.

On June 27, 2017, Paul van Orden responded to my email advising me that he was requiring the applicant to do an additional notification regarding the potential start date. He said that he had made not yet made a decision on the application and said that when he did make a decision he would provide those who have commented an electronic copy of the permit.

Apparently on June 30, 2017, Mr. van Orden signed a Noise Variance Permit granting Andersen Construction 9 early morning concrete pours to begin set-up at 5:30 am and start concrete pouring activities at 6:00 am.

At 5:00 am on Saturday, July 8, 2017 myself and other neighbors were awakened by the sound of the concrete pump truck and workers banging on metal at the Block 20 construction site. This activity was in violation of the conditions of the Noise Variance Permit.

Residents had not received any additional notification from Andersen Construction or an electronic copy of the Noise Variance Permit from Paul's office.

Myself and other residents have filed complaints with the Noise Control Office.

Title 18 gives authority to the Noise Control Officer to revoke and/or amend the condition of a Noise Variance Permit.

18.14.020 Variances:

K. Violations of the terms of the variance shall be grounds for the revocation of the variance.

In the past Mr. van Orden has not revoked permits of this nature in response to complaints, he has instead instructed citizens to file an appeal.

This is the fourth appeal of a Noise Variance Permit for early morning concrete pours and construction activity in our neighborhood in the past three years.

The construction companies claim that they must do these pour early because they cannot complete the work within the normal allowable hours of 6:00 am – 7:00 pm, Monday through Saturday.

However, in hearings and private conversations they have admitted that the main reasons are traffic disruption and the desire for workers to begin work early and end work early in the day so they can get home to their families. What about the hundred of neighbors trying to sleep at 4 & 5 am?

The City Council has upheld citizens appeals and disallowed, Saturday and Sunday work before the normal 7:00 am and has pushed the set-up and start times for early morning concrete pours closer to the normal 7:00 am start time.

The City Council has also agreed with citizens that it is more reasonable to allow work to continue past the normal 6:00 pm end time rather than start early and disturb sleeping residents.

There is clear documentation from webcams that these pours can be completed within the normal 7:00 am – 6:00 pm allowable hours.

In April, 2017 the City Council revised upon appeal a Noise Variance Permit issued to Bremik Construction for 6 early morning concrete pours to begin at 4:00 am Monday thru Saturday. They disallowed any pours to begin before the normal 7:00 am on Saturdays and moved the “set up time” from 4:00 am – 5:00 am.

As it turned out, in spite of their claims at the hearing that they must start no later than 5:00 am, they were able to do all of the 6 variances concrete pours with set-up at 6:00 am and concrete pouring at 7:00 am. These pours were all completed between 3:00 and 4:00 pm.

The concrete pour at Block 20 on Saturday, July 8, 2017 was completed around 2:00 pm.

Andersen informed me that the concrete pour on Saturday was 1200 yards. Their previous pours have all been approximately 300 yards. Their next pour will be 800 yards and they will use two concrete pump trucks, making it essentially two 400 yard pours. All remaining pours will be 300 yards. Based on this information there appears to be absolutely no justifiable reason to disturb sleeping neighbors to begin these pours prior to 7:00 am other than a desire for workers to start early and go home early.

Residents realize that we live in an area with a great deal of construction and tolerate the legal construction noise between 7:00 am & 6:00 pm. However, unnecessary and excessive noise beyond the limits of Title 18 should not be permitted in this densely populated area.

All we ask is that the Noise Control Office respond to the pleas of neighbors not to allow unnecessary and excessive noise before 7:00 am and especially not on Saturday or Sunday.

The purpose of Title 18 is to protect citizens from excessive and unnecessary noise. Issuing unnecessary Noise Variance Permits of this nature does not reflect the intent of Title 18.

18.02.020 Policy Statement.

(Added by Ordinance No. 175772, effective August 1, 2001.)

It is the intent of the City Council to minimize the exposure of citizens to the potential negative physiological and psychological effects of excessive noise and protect, promote and preserve the public health, safety and welfare.

It is the intent of the City Council to control the level of noise in a manner that promotes the use, value, and enjoyment of property, conduct of business, sleep and repose and reduces unnecessary and excessive sound in the environment.



CITY OF
PORTLAND, OREGON

OFFICE OF NEIGHBORHOOD INVOLVEMENT

Promoting a culture of civic engagement

CHLOE EUDALY, COMMISSIONER
David Austin, Interim Bureau Director
Noise Control Program
1221 SW 4th Avenue, Room 110
Portland, Oregon 97204

Noise Variance / Permit

Application #: 4041218

Applicant: ANDERSEN CONSTRUCTION *KEVIN LARKIN*
1201 NW QUIMBY
PORTLAND OR 97209

Organization:

Activity: CONSTRUCTION - CONCRETE POURS

Event Location: CONSTRUCTION PROJECT BOUNDED BY NW 11TH & 12TH, NW
OVERTON TO QUIMBY

Date(s): Up to 9 concrete pours between Jul 8, 2017 through Oct 15, 2017

Hours: 5:30 am - 7:00 pm

Application for the above has been reviewed by the Noise Control Officer, City of Portland, and is hereby:

Approved, with the following conditions:

- A. The variance shall be for up to nine concrete pours between the dates of July 8, 2017 and October 15, 2017. The hours of the variances construction shall be from 5:30 a.m. to 7:00 p.m.
- B. Pump truck set-up will begin no earlier than 5:30 am and concrete pours shall not commence before 6:00 am. A concrete pumper truck driving in and parking earlier than 5:30 am is not considered "setup" time.
- C. The Applicant is required to have a web-based camera in operation during variances periods and facing the job site so as to capture a clear picture of the construction operations. The web-cam shall be capable of recording the video footage during the construction day. This camera data is for the NoiseOffice to review and observe the operations and length of the workday.
- D. The contractor will be required to use a spotter to safely back all construction vehicles during the variances period. The concrete pump truck shall be required to use "smart" back up alarms or reduced decibel level safety alarm, when in use.
- E. The Applicant shall work to utilize a direct connection to power whenever possible. Use of gasoline or diesel generators or other stationary equipment will be isolated from any residential neighbors with the safe use of a 3/4 inch plywood enclosure that does not impact the need of the unit to be properly ventilated.
- F. The Applicant will send complaint reports along with a complaint log and details of how the problem was resolved to the City of Portland Noise Control Officer. These logs can be emailed to the Noise Office at noise@portlandoregon.gov.
- G. On Sundays no work shall be permitted.
- H. Notice on this application has been given to the neighborhood residents prior to review by the Noise Office. The notice included a contact person and phone number for construction noise.

issues. Notices were delivered to all buildings within a 2 block radius of the construction work. The notice shall include the nature of the work and the anticipated noise sources that neighbors will hear during the period of the variances work activity.

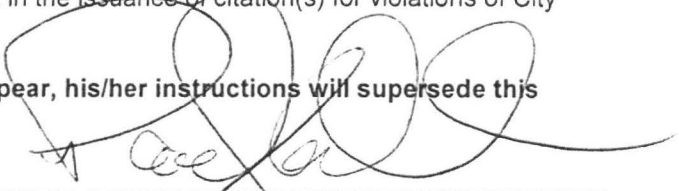
- I. A webpage shall be set up with updates on upcoming pour dates. The intention is to offer neighbors an opportunity to check in on the next pour dates and get access to regularly updated info.
- J. The Applicant shall be prepared to develop a noise mitigation plan with the Noise Control Office should complaints arise.
- K. The noise variance will be reviewed upon receipt of complaints. If complaints are filed, the Noise Control Officer may modify the variance, as needed, to resolve community noise disturbances.
- L. The Applicant will notify the Noise Control Officer by the next morning if the variance was needed to work outside the normally permitted construction hours. The Applicant will keep a running tally of variances days used. This log shall be made available to the Noise Control Office upon request.

To the Applicant:

- 1. Carry this document with you during the activity. This is not a permit to make more noise than is minimally necessary for your needs.
- 2. Violation of the conditions of this variance constitutes grounds for revocation of the variance, and denial of future applications, and may also result in the issuance of citation(s) for violations of City Code.
- 3. **If a Police or Noise Control Officer should appear, his/her instructions will supersede this variance and take precedence.**

Date:

June 30, 2017



Paul van Orden, Noise Control Officer

Public Notification On City Noise Permit Request

Dear Neighbors,

Andersen Construction building the Condominiums at Block 20 located at 1201 NW Quimby Street, Portland OR., 97209

We have applied to the City of Portland for a Noise Variance Permit for extending the construction hours from 5:00am to 6:00pm at the above location. You have a legal right to comment on our permit request and may offer input of complaints at any point to the City of Portland. ***If we do not meet the conditions of our permit the City retains the right to revoke our permit.*** It is our goal to be a good neighbor and to comply with all conditions set by the City's Noise Control Office, 503-823-7350.

The construction will occur for 10 days between June 21 and Oct. 15. ***We will supply another notification when the exact dates are known.*** We should like to set up the concrete pump truck at 5:00am and begin pouring concrete at 6:00am.

If you have any questions you can reach Kevin Larkin of Andersen Construction before at 503-209-1450.

During our construction times, please call 503-209-1450 also for an immediate response to any of your concerns.

If you have questions about the permitting process, or if you have complaints you wish to share with the City, you can contact the City's Noise Control Office at 503-823-7350.

Thank you for your patience.

Andersen Construction/Kevin Larkin

IMPACT STATEMENT

Legislation title: Appeal of Mary Sipe against the noise variance granted to Andersen Construction to conduct nine concrete pours with early morning set up between July 8, 2017 through October 15, 2017 for the construction of Condominiums at Block 20 project located between NW 11th Ave and NW 12th Ave and NW Overton St to NW Quimby St

Contact name: Toni Anderson

Contact phone: 503-823-4022

Presenter name: Paul Van Orden

Purpose of proposed legislation and background information:

The purpose of this Council item is to provide the appellant, Mary Sipe and residents living in the vicinity of the construction site the opportunity to appeal the City's Noise Control Officer's Noise Variance/Permit #4041218 granted to Andersen Construction for the Condominiums at Block 20 project. The project is located between NW 11th Avenue and NW 12th Avenue and NW Overton Street to NW Quimby Street.

Appeals to City Council of variance decisions may be submitted by the "applicant, their legal representative, any affected neighborhood association or any person who has submitted oral or written testimony on the application" per Portland City Code Subsection 18.14.020 I.1. Per Code Subsection 18.14.020 I.3., the Auditor upon receipt of an appeal shall place the matter on the agenda.

Financial and budgetary impacts:

This Council item will not generate or reduce current or future revenue coming to the City. There are no costs to the City as a result of the Council item

Community impacts and community involvement:

Public notification of the Andersen Construction's noise variance application was required per the Noise Control Officer's decision. No future public involvement is anticipated or considered necessary for this Council item. After the City Council has made its decision on this appeal, there is no further opportunity for public involvement at the City level.

Budgetary Impact Worksheet

Does this action change appropriations?

☐ **YES:** Please complete the information below.

☒ **NO:** Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

DRAFT

August 31, 2017 – 2:00 PM Time Certain

Appeal of Mary Sipe against Noise Variance granted to Andersen Construction to conduct nine concrete pours with early morning set up for the Condominiums at Block 20 project located between NW 11th Ave & NW 12 Ave and NW Overton St to NW Quimby St

Staff Report	10 minutes (or as needed)
Appellant <ul style="list-style-type: none">• Mary Sipe	10 minutes
Supporters of Appellant – (from Clerk’s sign-up sheets)	2 minutes each
Principal Opponent of the Appeal (Noise Control Officer)	15 minutes
Other Opponents of the Appeal (Supporters of the Noise Control Officer from the Clerk’s sign-up sheets)	2 minutes each
Appellant Rebuttal <ul style="list-style-type: none">• Mary Sipe	5 minutes
Council Discussion as needed	

973

Agenda No.
REPORT
Title

Appeal of Mary Sipe against the noise variance granted to Andersen Construction to conduct up to nine concrete pours with early morning set up between July 8, 2017 through October 15, 2017 for the construction of Condominiums at Block 20 project located between NW 11th Ave and NW 12th Ave and NW Overton St to NW Quimby St (Hearing introduced by Auditor Hull Caballero)

<p>INTRODUCED BY Commissioner/Auditor: Mary Hull Caballero</p> <p><i>Mary Hull Caballero</i></p> <p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance & Administration - Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Eudaly</p> <p>BUREAU APPROVAL</p> <p>Bureau: Auditor's Office Bureau Head: M. Hull Caballero</p> <p>Prepared by: T. Anderson Date Prepared: 8/21/2017</p> <p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan</p> <p>Council Meeting Date 8/31/2017</p>	<p>CLERK USE: DATE FILED <u>AUG 22 2017</u></p> <p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p> <p>ACTION TAKEN:</p> <p style="font-size: 1.2em;">AUG 30 2017 <i>WITHDRAWN</i></p>
--	---

<p style="text-align: center;">AGENDA</p> <p>TIME CERTAIN <input checked="" type="checkbox"/> Start time: <u>2:00 pm</u></p> <p>Total amount of time needed: <u>1 hr</u> (for presentation, testimony and discussion)</p> <p>CONSENT <input type="checkbox"/></p> <p>REGULAR <input type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 35%;">FOUR-FIFTHS AGENDA</th> <th colspan="2">COMMISSIONERS VOTED AS FOLLOWS:</th> </tr> <tr> <th></th> <th style="width: 20%;">YEAS</th> <th style="width: 20%;">NAYS</th> </tr> <tr> <td>1. Fritz</td> <td>1. Fritz</td> <td></td> </tr> <tr> <td>2. Fish</td> <td>2. Fish</td> <td></td> </tr> <tr> <td>3. Saltzman</td> <td>3. Saltzman</td> <td></td> </tr> <tr> <td>4. Eudaly</td> <td>4. Eudaly</td> <td></td> </tr> <tr> <td>Wheeler</td> <td>Wheeler</td> <td></td> </tr> </table>	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:			YEAS	NAYS	1. Fritz	1. Fritz		2. Fish	2. Fish		3. Saltzman	3. Saltzman		4. Eudaly	4. Eudaly		Wheeler	Wheeler	
FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:																					
	YEAS	NAYS																				
1. Fritz	1. Fritz																					
2. Fish	2. Fish																					
3. Saltzman	3. Saltzman																					
4. Eudaly	4. Eudaly																					
Wheeler	Wheeler																					