



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **18TH DAY OF SEPTEMBER, 2002** AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Katz, Presiding; Commissioners Francesconi, Saltzman and Sten, 4.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Harry Auerbach, Senior Deputy City Attorney; and Officer Michael Frome, Sergeant at Arms

	Disposition:
COMMUNICATIONS	
1122 Request of Lydia Favorite Strappini to address Council regarding predatory property management in Section 42 Housing (Communication)	PLACED ON FILE
1123 Request of William S. Callahan to address Council regarding the Sit/Lit/Stand Ordinance (Communication)	PLACED ON FILE
1124 Request of Carlos Jermaine Richard to address Council regarding a simple prayer (Communication)	PLACED ON FILE
1125 Request of Michael Kelly to address Council regarding the City's transition to a sustainable urban model (Communication)	RESCHEDULED TO SEPTEMBER 25, 2002 AT 9:30 AM
1126 Request of Carl L. Roberts to address Council regarding the Sit/Lie/Stand Ordinance (Communication)	PLACED ON FILE
TIME CERTAIN	
1127 TIME CERTAIN: 9:30 AM – Annual Pollution Prevention Recognition Awards (Presentation introduced by Commissioner Saltzman)	PLACED ON FILE
CONSENT AGENDA – NO DISCUSSION	

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Mayor Vera Katz		
1128	Appoint John Redder to the Mt. Hood Cable Regulatory Commission (Report) (Y-4)	CONFIRMED
*1129	Approve pay rates for a classification for a specific period of time during which the classification will be designated a controlled class as provided by Human Resources Administrative Rules (Ordinance) (Y-4)	176903
*1130	Dedicate and assign a strip of Bureau of Fire, Rescue and Emergency Services land as public street right-of-way (Ordinance; repeal Ordinance No. 176846) (Y-4)	176904
Commissioner Jim Francesconi		
*1131	Issue a stormwater detention permit to City of Gresham to allow the installation of public storm drains and related equipment within a portion of Springwater Corridor (Ordinance) (Y-4)	176905
*1132	Amend contract with Pacific Coast Construction, Inc. to renovate phase 2b, the southern wing, of University Park Community Center (Ordinance; amend Contract No. 32888) (Y-4)	176906
*1133	Assess benefited property for the costs of constructing street and sidewalk improvements in the NW Thompson Road Local Improvement District (Ordinance; C-9912) (Y-4)	176907
Commissioner Dan Saltzman		
*1134	Authorize agreement with Integrated Utilities Group, Inc. to perform a revenue bond sale feasibility study for the Water Bureau (Ordinance) (Y-4)	176908
1135	Amend Code to codify responsibility for maintenance of sewer service laterals (Ordinance; repeal Resolution No. 33968 and add Code Section 17.32.055)	PASSED TO SECOND READING SEPTEMBER 25, 2002 AT 9:30 AM

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<p>1136 Adopt a Waste Reduction Program and enter into an Intergovernmental Agreement with Metro to receive Metro Waste Reduction Challenge Funds in the amount of \$234,109 in FY 02-03 (Second Reading Agenda 1112) (Y-4)</p>	<p align="center">176909</p>
<p align="center">Commissioner Erik Sten</p>	
<p>*1137 Contract with Bergent Corporation for the maintenance and enhancement to the BOEC Expense Tracking System and the Incident Research and Inquiry System and for development of a work assignment module timekeeping system (Ordinance; waive Code Section 5.68) (Y-4)</p>	<p align="center">176910</p>
<p align="center">City Auditor Gary Blackmer</p>	
<p>*1138 Authorize a contract with Police Assessment Resource Center, Inc. to provide a review of closed investigations pertaining to Portland Police Bureau officer-involved shootings and deaths in custody (Ordinance) (Y-4)</p>	<p align="center">176911</p>
<p>1139 Authorize an increase in the petty cash funds for the Office of the City Auditor to \$400 (Ordinance; amend Ordinance No. 154207)</p>	<p align="center">PASSED TO SECOND READING SEPTEMBER 25, 2002 AT 9:30 AM</p>
<p align="center">REGULAR AGENDA</p>	
<p align="center">Mayor Vera Katz</p>	
<p>*1140 Lease space for the Police Corps at the Salvation Army's Camp Kuratli at 24751 SE Highway 224, Boring, Oregon (Ordinance) (Y-4)</p>	<p align="center">176912</p>
<p align="center">City Auditor Gary Blackmer</p>	
<p>1141 Assess property for sidewalk repair by the Bureau of Maintenance (Hearing; Ordinance; Y1046)</p>	<p align="center">PASSED TO SECOND READING SEPTEMBER 25, 2002 AT 9:30 AM</p>

At 9:57 a.m., Council recessed.

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WEDNESDAY, 6:00 PM, SEPTEMBER 18, 2002

**DUE TO THE LACK OF AN AGENDA
THERE WAS NO MEETING**

SEPTEMBER 19, 2002

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **19TH DAY OF SEPTEMBER, 2002** AT 2:00 P.M.

THOSE PRESENT WERE: Mayor Katz, Presiding; Commissioners Francesconi, Saltzman and Sten, 4.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; David Woboril, Deputy City Attorney; and Officer Michael Frome, Sergeant at Arms.

<p>*1142 TIME CERTAIN: 2:00 PM – Authorize Memorandum of Understanding and Reimbursement Agreement with the Portland Office of the Federal Bureau of Investigation to participate in the Portland Joint Terrorism Task Force (Ordinance introduced by Mayor Katz)</p>	<p>176913</p>
<p>(Y-4)</p>	

At 6:16 p.m., Council adjourned.

GARY BLACKMER
Auditor of the City of Portland

By Karla Moore-Love
Clerk of the Council

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

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Closed Caption Transcript of Portland City Council Meeting

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

Key: ***** means unidentified speaker.

SEPTEMBER 18, 2002 9:30 AM

Katz: Good morning everybody. Council will come to order. Karla please call the role.

Francesconi: Here. **Saltzman:** Here. **Sten:** Here.

Katz: Mayor is present. All right 1122.

Item No. 1122.

Katz: Lydia you have 3 minutes. On this screen there is a little time check.

Lydia Favorite Strappini: Good morning everyone. I'm going to try and wing this as best as I can. The commissioner sten is aware of the circumstances I suspect and the reason I titled it as such and the reason it happens and continues to happens is I was living at the pearl court apartments up until recently since it was a ribbon-cutting ceremony from the Roosevelt. I am disabled and homeless now. How this came into being is based on property managements in these companies in the affordable housing industry that are coming through are absolutely horrid, notorious. I brought it to the attention many times of margaret van vliet, other issues of hap regarding livability. There have been articles on the building, pearl court apartments. They did everything in their power and they succeeded to evict me, having been a neighborhood advocate and I still belong to the pearl district association planning association, which last week I found out I succeeded, I hope, in getting a piece of toxic property capped. That accolade aside, i'm here because the system has failed me. I have been living in through northwest pilot project voucher system that is out for five months because of this legal eviction. The caseworkers don't understand how I follow through -- how I fall through the cracks of this this system but i'm here exhausted, especially with the threat of all of -- as the matriarch of the family, all of my things are being auctioned off tomorrow. I live on \$545 a month. This is what a homeless disabled person looks like, also, and the system that's in place, either through the administrative offices of other departments are just -- confused as I am. How was this allowed to happen. There was a trial on december 7th, legal aid had dropped out the day before. Against boen property management, for taking me to court to evict me. For ridiculous reasons. Low income housing, tax credit forms was the real issue, as commissioner Sten knows. The redundancy to prove you have nothing, the paperwork, and on and on. That I wasn't complying. They are just trying to get me out. I am an advocate of so many of the tenants there in that neighborhood. I am a downtown person. I've been here for seven years. Anyway, I wound up representing myself in a three-hour trial with all these crazy accusations and anyway, I won, and 30 days later, I got a second for the same identical thing, and at this point, they know that I have had surgery and I am indigent, and same thing, I could get a different judge this time, and they got me out in five days, and because the sheriff didn't put it out. The sheriff didn't put my goods out. The system can't pay for it. And hence, tomorrow I face with my things being auctioned. And I have no place to go. I have my section 8 voucher but I can't go anywhere because I have an eviction. You see the system is -- there are, there are things in place --

Katz: Your time is up, but let me ask you a question -- you won at the trial level?

Favorite Strappini: Correct. On both accounts that I was accused of. One was first amendment issue that I was not to speak on behalf of other tenants, which was ridiculous, and that's what, what, what the, with legal aid, and then they dropped the other was that I did not complete the low income

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housing tax forms. I've been there for five years. I've been doing that. My children are in college. I have a daughter graduating from o.s.u. this june, and she has had to move back east. But, it's a very complicated process.

Katz: And you are not protected by the landlord-tenant act on, on this issue?

Favorite Strappini: On paper, yes. But because they did the, this so quickly, and I just am appalled, and it's happening everywhere. I just need to point this out, northwest pilot, every day I walk in, i'm getting interviewed a lot of elderly people. They don't know what's hitting them.

Katz: Thank you. All right.

Favorite Strappini: Any questions from anybody in no, okay.

Katz: 1123.

Item No. 1123.

Katz: Okay, come on up.

William S. Callahan: My name is william callahan. And my address is 475 northwest glisan. Good morning.

Katz: Good morning.

Callahan: The problem as I see is not so much title 14, although it is a problem due to its facility for discrimination against and petty police harassment of the unwelcome and unwanted. In a downtown neighborhood and all over the city of Portland, but rather the problem is the sanction and approval of kicking people when they are down. The mistreatment of the unfortunate and the disadvantaged by our government, the police, and our society. The idea that it is okay to disregard or abuse people just because they have nothing or are excluded from more favorable circumstances or merely because they are at liberty as if our rights are contingent upon our circumstances, whether circumstances are within our control or not, or that our lives consist of our possessions when they do not. This pathos permeates to the whole of our society, in our politics, law enforcement, employment, and business. Everywhere. It is my opinion, a cause of homelessness, commonly known as man's inhumanity to man. However, when it is legislative or socially sanctioned, it is known by other names. Such as discrimination or title 14, sit/lie, et cetera. This common practice is acceptable as long as it affects somebody else. The problem is, people are affected unjustly and not through any fault of their own, and this inhumanity and these attitudes perpetuate and compound the social injustice towards people, no better or worse than society as a whole. The solution to the problems of homelessness will not be realized but such inhumanity in our practices that empower the well to do at the expense of the disadvantaged. To think that homelessness can be eliminated without an overhaul of the system and revolutionary changes in our cultural attitudes and practices, our modifications in a society that produces it, cultivates it and condones it, is to deny the truth and reality lived each day by the millions of people who are commonly referred to as homeless. Homeless citizens do not enjoy being treated like roaches, as something to be eradicated. They want to be recognized for the human beings that are and accord the same rights as other citizens. They need dignified accommodations and a provision for their needs. On ellis island in new york city, a plaque states "give us your homeless," implying they are welcome and had embraced by our nations and cities, not that they are to be trample and had terrorized. I ask you not to ask how you can be rid of the homeless, but rather, how you can better accommodate them, meet their needs in a dignified manner and reduce it, torment and suffering of their circumstances. I would like to bring to your attention the budget problems of the state of Oregon and the expected cuts to programs and services and how this has the potential to increase the homeless population of Portland by hundreds, if not thousands. And an ounce of prevention is worth a pound of cure, it would be wise and humane to be prepared for the demand of homeless services and provide sufficient, nutritious food, clothing and comfortable shelter, as well as other essential services. Rather than the business community --

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Katz: Your time is up.

*******:** Okay. Thank you --

Katz: Thank you. 1124.

Item No. 1124.

Carlos Jermaine Richard: Good morning to the honorable mayor vera Katz, to the distinguished council members and to our city attorney general. I just to want take a minute to have a simple prayer of communication and then we will be on our way. Amen. Father, we thank you for the state. God, this is the day that you have made and we shall rejoice and we shall be glad. God, we thank you for the life that you have given us and the ability, god, to move about in our day, god, and be of help to someone else. We thank for you our mayor, our council members, our city attorney, god, and all the elected officials we have in this great city. God, we ask you to continue to lead them and to guide them and to protect them. Father, we also ask you, god, to give them the wisdom, god, that they need in order to lead the citizens of this city. Father, I thank you for them, and I ask you to continually, god, speak to their hearts, god, so that when decision time is made, god, all the citizens of this city will be blessed. We thank for you restoration. We thank you for revival of the city. We thank you, god, that we know you are going to do something new in this city even greater than what you are doing now. Once again, god, we thank you and we ask these blessings in the name of your son jesus, amen. [applause]

Katz: If you want to demonstrate, you can go outside. This is not a place to demonstrate.

*******:** Oh, I was went --

Katz: Thank you. We don't applaud here. Sir, are you signed up?

*******:** As one of ten commandments, thou shall not kill --

Katz: Sir, sir --

*******:** There is no place for a poor person to go other than the sidewalks. There are no rocks or caves for them to hide in.

Katz: Sir, I appreciate --

*******:** You cannot kick people off the sidewalks. That's the only place that they have to go.

Katz: Sir, I appreciate your thoughts and your words, but --

*******:** You can't take them anywhere off the sidewalks.

Katz: All right, item, item 1125.

Katz: Sir, you will be removed from the chamber.

*******:** They get kick-off your sidewalks and they go back to their sidewalks and then they come back to your sidewalks, and it's been going on like that for years and years and years. They have been doing that to me for 15 years, and you have to stop. It's just getting worse.

Katz: Sir, thank you. 1125.

Item No. 1125.

Moore: Mr. Kelly had to reschedule.

Katz: 1126.

Item No. 1126.

Katz: Would you please, karla, when we are finished, let the gentleman know that he can sign up for next week and have his three minutes on, on the schedule. Okay. Good morning, mayor.

Katz: Good morning.

Carl L. Roberts: Council members. I'm carl roberts. I am on the board of directors --

Katz: Could you bring up the mike so we can hear you?

Roberts: I am also, I am also on the committee for, for systemic change. The system at this point is in mass confusion when the city, local and state and federal governments have to defend themselves against terrorists. I can understand the situation that all levels of government have to be, to protect themselves. I was in the Oregon national guard for over ten years. I took an oath to

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protect this country from all domestic and foreign enemies. I understand that. And there's a lot of things that, that this council have done to contradict the constitution. I state at this point that the people who suffered tragedy at the 9-11 was put in the position with no homes. No bread winner, so no one could support the family. -- no bread winner, so no one could support the family. And there are situations that happen on the street. 1 of every 12 people or 1 of 12 adults out on the street has a degree. Many people here on the streets have no outlets to let people know what's going on. This is about the last place that they are allowed to speak, and air their concerns. At this time, the sit-lie ordinance is unconstitutional. And i'm sure the mayor and the council members are aware of that. The city of seattle, the mayor was aware of that, and declined to enforce the sit-lie ordinance that they had because of political reasons. He was up for reelection. The people on the streets have no way to go. When they are hungry, they are tired, a lot of them are sick. Whether it be recovery base, physically or mentally. In many case, there's been bread winners who have lost their jobs. Consolidating freight ways, for example. Many men have been losing their jobs, and they cannot afford to take care of their family. People on the street need to be treated with dignity and respect.

Katz: Thank you. Your time is up. Thanks. All right. That's it? All right. Time certain, 1127.

Saltzman: Thank you, madam mayor.

Moore: Consent first.

Katz: Let's do that first. Consent agenda. Any items to be removed from the consent agenda? Anybody in the audience want to speak to the consent agenda? If not, roll call on the consent agenda.

Francesconi: Aye. **Saltzman:** Aye. **Sten:** Aye.

Katz: Mayor votes aye. Consent agenda passes. 1127.

Item No. 1127.

Katz: Okay.

Saltzman: Thank you, madam mayor and members of the council, today we celebrate pollution prevention week. The year from september 16th to september 20th is pollution prevention week. In Portland, we observe pollution prevention week by recognizing annually the city of Portland employees and citizens who work in partnership with the city to prevent pollution and protect our environment. This year's pollution prevention award winners will receive a certificate and gift. It is a clock manufactured primarily from recycled bicycle parts and developed by resource recovery in Portland. Not only is this a great example of reuse and recycling, put it's a good reminder that it's time for pollution prevention. So, I want to congratulate this year's award winners. Thank you for the efforts to make Portland a cleaner, more livable city, and now to present this year's awards I will turn it over to, to the environmental services director, dean marriott. Who will present the awards and we will hand out certificates and gifts. [inaudible]

Dean Marriott, Director, Bureau of Environmental Services: This clock is to demonstrate that it is always time for pollution prevention ihope that will remind the recipients of that as well. First we have neha patel. I was always told that I have a pretty good projection voice so I hope you can hear me. This year's first recipient, we have five recipients this year, and it's always a pleasure to do this. The first recipient this year is neha patel. He's a program manager for health care without harm at Oregon center for environmental health. Health Care without harm promotes environmentally responsible health care and the reduction of hazardous waste generated by hospitals. Due in large part to the Neha's work, the Portland hospitals have taken the lead in the efforts to reduce exposure from mercury by eliminating health care devices such as mercury, thermometers, blood pressure units that contain mercury and by recycling their fluorescent light tubes. As a result of the tremendous strides made by the Oregon campaign and because of neha's

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leadership, Portland was chosen as one of the cities across the nation working to reduce pollution in health care. Congratulations. [applause]

Katz: I am sorry, I missed this. Is that what you are giving them?

Marriott: This is a clock made from recycled bicycle parts made here in Portland, and it's our pollution prevention recognition award this year.

Katz: Wonderful.

Marriott: The first award went to neha patel, who works in the health care industry.

Katz: Congratulations.

Marriott: The second award goes to top liptan from the bureau of environmental services. Why don't you come on up. He's a specialist with bees and our ecoroof pioneer. People from all over the country are now coming to ask tom's opinion and advice and thankfully we actually have some projects to show them now. He started this really by putting an ecoroof on his own garage to demonstrate that it will work. And due to his efforts, ecoroofs are becoming an accepted part of stormwater management. He's a tireless promoter and as I mentioned, he's literally known around the world for his expertise. Tom, congratulations. [applause]

Marriott: It's a pleasure to present to ed kerns. Why don't you come on up. Ed is one of Portland's main proponents for watershed health and restoration. He finds time and innovative ways to team up with environmental services, Portland parks and recreation, as well as Portland public schools to make watershed restoration a reality. In this process, he's been instrumental in providing valuable environmental education opportunities to hundreds of school children he's been active in promoting the removal of invasive plants and the planting of beneficial native plants, particularly in the jet stream watershed in southeast Portland and he devotes energy to restoring johnson creek and involved with local citizens and school children on that project. Thanks very much, and congratulations. [applause]

Marriott: Thanks very much, ed. The fourth award this year, it's a pleasure to present to marni glick. Why don't you come on up. She's worked for the Portland bureau of maintenance for over 18 years. Has been very active in pollution prevention activities. She heads up the bureau's two pollution prevention teams, one that consists of public works managers and the other made up of field employees and supervisors. She's one of the city's main proponents of raising awareness of environmental issues. As the maintenance bureau's clean air action day coordinator, marni has been instrumental in modifying or deferring bureau activities that contribute to air pollution during clean air action days. She leaves the bureau of maintenance bureau's infrastructure sustainability team and she is developing the Portland office of transportation maintenance practices that will comply with the federal endangered species act. Congratulations. [applause]

Marriott: The fifth and final pollution prevention award for this year goes to a great friend of Portland, barry messer. Barry, if you could come up. He's a professor with Portland state university. He devotes a large amount of time and effort working with environmental services to connect psu students and staff with the city and help us all work together collaboratively to accomplish our goals. He works with students from all disciplines to solve stormwater pollution problems. He involves psu faculty, as well as other professionals from engineering, urban planning and other departments to work together. He sponsors graduate students and acts as a liaison between Portland state and the city. And his innovative work and partnership is inspiring a visionary. Thanks very much. Congratulations. [applause] thank you, commissioner.

Katz: Thank you. All right. Thank you, everybody, and congratulations. Let's get onto the regular agenda. Item 1140.

Item No. 1140.

Katz: Is there anybody to testify on that item? If not, roll call.

Katz: Jim, I need you to vote.

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Francesconi: Aye. **Saltzman:** Aye. **Sten:** Aye.

Katz: Mayor votes aye. 1141.

Item No. 1141.

Katz: All right. Anybody here want to testify on this one? All right. You want to speak? Come on up.

Katz: Good morning.

*******:** I just wanted to say that we were --

Katz: Please identify yourself.

Jean Valoras: I'm sorry, I am jeannie volaris and I am a resident over at salmon street. And I have never done anything like this before. I just was under the -- wanted to say that I didn't understand why we were being assessed the fee when we had originally signed up with the sewer, we were under the impression that it was covered. They came and you know, they are the ones who hooked us up to the sewer. The city did. And they are the ones who did the, tore the sidewalk up and the concrete apparently whoever they had do it didn't do a good job and the concrete deteriorated, so when they came in and said all the sidewalks need to be repaired, we took care of the old stuff and had that done but felt that it was the city's responsibility to repair what they had, you know, done. And then they said no, that we were responsible for that. So, i'm just here to say, ask why.

Katz: Thank you. Does anybody want to respond? This is going to second, so there's a week in between before we vote. You deserve a response from somebody from the bureau and commissioner -- commissioner Francesconi, I think, even though it's come from auditor blackmer's office, they will work to make sure that you get a response to your question. Okay. This passes onto second. Everybody, we don't have an agenda for tonight, so we will adjourn until thursday, 2:00. Be prepared for a long one. Thank you.

At 9:57 a.m., Council recessed.

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Katz: There are additional seats upstairs. And what we do is, if you are afraid that we will call your name and you won't have time to get down, don't worry about it. We try to call the names, three names in advance, so you've got plenty of time to come down. We also ask you to please shut your cell phones down. Thanks.

Katz: Good afternoon, everybody. The council will come to order. Karla, please call the roll.

Francesconi: Here. **Saltzman:** Here. **Sten:** Here.

Katz: Present. [gavel pounding] i've been asked to make this following statement -- due to the high volume of public testimony, commissioner Saltzman or other council members may not be present for the final vote. Therefore council will offer electronic voting if necessary in order to reach a final decision on this emergency ordinance. I hope that we can be through by a certain hour, but if not, i've been asked by the auditor to read this memo. All right.

*****: Mayor Katz, in light of that, why won't you let the people --

Katz: Excuse me. I run this -- I run this meeting.

*****: I'm just asking --

Katz: Because we have procedures on this. We will clear -- you'll get a chance to speak.

*****: I think you should let these other --

Katz: Thank you.

*****: Rather than have the police take up all the time and --

Katz: I will clear the chamber and we'll have no testimony.

*****: Well, that shows you how interesting it is what the people have to say, isn't it?

Item No. 1142.

Katz: Let's read the item. The joint terrorism task force was created in 1997. It is a joint cooperative effort between federal, state and local law enforcement. Our participation includes seven police officers and one full-time nonsworn officer. Although a large part of our officers' activities are related to the j.t.t.f. Cases very also work on investigations that have nothing to do with the work of the task force, including providing dignitary protection. The agreement is before you, because we'll be accepting overtime payments by the federal government and that requires council approval. The participation of the Portland officers and the task force investigation is subject to review by the Portland police bureau lieutenant, lieutenant cane, to ensure compliance with Oregon statute and laws. Portland officers are not relieved by the constraints of Oregon law by their association with the j.t.t.f. They cannot use investigative methods forbidden to Oregon police officers, nor collect information for the task force this they cannot collect under Oregon law.

Failure to abide by the local state and federal law by one of our officers can result in serious consequences that includes criminal prosecution of the officers. The files that are kept by our officers includes of the work of the task force are all subject to review. The records kept for federal purposes are subject to federal statutes and are subject to congressional oversight. Senator ron wyden has access to those records, as well as members of our delegation. Criminal intelligence reports written by Portland officers and kept in the criminal intelligence division are reviewed every three months for compliance with Oregon law. They are reviewed by the city attorney and the director of the independent police review division of the officer of the auditor. Let me remind everybody that we take the state laws that govern the ground rules for investigation by Portland police officers very seriously. They are governed by -- they are governed by -- they are governed by ors 181.575. This is the same statute that we had in opposition to the request by attorney general ashcroft to interview a handful of people with no criminal records or ties to criminal

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activity. We are also bound by the statute that does not allow us to expend money or time on law enforcement activities related just to immigration status. In times like these, when we are uncovering terrorist ties and activities, and when the safety of our citizens are at risk, I am recommending that we continue our participation in the task force because we have the responsibility to protect our city and our citizens by dedicated needed resources to the task of preventing terrorism and prosecuting those responsible for acts of violence. Okay. [gavel pounding] all right. We'll have -- first what we'll do is we'll have presentation by the Portland police bureau. If the council members then have question and answers, that's fine. Then we have an invited panel for 15 minutes, and then we have an a.c.l.u. Panel for 15 minutes. All right? Chief kroeker, charlie matthews, randy kane. I would like the audience to please show respect to everybody that testifies, whether you agree with them or not. Thank you. All right. Chief kroeker, identify yourself.

Mark Kroeker, Chief, Portland Police Bureau: Thank you, mayor. I'm mark kroeker, chief of police of Portland. Mayor and fellow commissioners, i'm here today to represent the Portland police bureau and our request to have the city of Portland authorize the participation of another year of the Portland police bureau with the joint terrorism task force.

Katz: Chief, move closer to the mic. We can only go so far in the sound.

Kroeker: All right. As we face this discussion the first question that i'm often asked is -- why? Why do we actually need to do this? What is the need for the Portland police bureau to participate with the f.b.i. In this type of work? And suffice it to say that there are many people, and many people in various agencies, who rely on the joint terrorism task force for their services. These include all these that you see here, and every one of these, including public infrastructure, places of worship, the churches, the mosques, the women's medical facilities, meat packing companies, medical research facilities --

Katz: There's somebody --. All of these -- [laughter] [gavel pounding]

Kroeker: All of these represent people and people who are identified as being at risk on certain occasions by the threat of domestic or international terrorism. Examples of these are the following -- in june of 2001 an arson fire destroyed logging trucks at schoppert logging -- [applause] while some people consider this positive, this is a crime. People can get seriously injured and killed in arson fires. The people who do this have been -- have come under investigation by the joint terrorism task force and have been arrested. May of 2001, an arson fire destroyed a university of Washington horticultural center. The same night, another arson fire destroys buildings on jefferson popular farm. In march of 2001, an arson fire destroyed 37 vehicles on a dealership lot in -- of the romania chevrolet in eugene, Oregon. [gavel pounding]

Katz: I will clear the chamber if you support what somebody is saying, you can wave your hands and we can -- and we can see it. But i'm not going to have demonstrations in this chamber. That's a policy of the council. Proceed.

Kroeker: The damage in this particular arson was a million dollars. As an estimate. And so we continue with a variety of crimes that occurred, for example the ross island sand and gravel in april of 2001, cement trucks were destroyed. This arson fired was claimed and attributed to the earth liberation front. Then of course we don't need to remind you occurred on september 11th of the year 2001. Our american soil was attacked in new york, Washington, d.c. And pennsylvania, which demonstrates to all of us in this country a global problem with local connections right here in Portland we have the threat of international terrorism and almost domestic terrorism. The mission of the joint terrorism task force is very clear. We prevent, investigate and prosecute those responsible for criminal acts of terrorism. The definition of terrorism, as used by the f.b.i. and the

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joint terrorism task force, is very clear. It's not a -- it's not a political etiology, although it's a political etiology taken to the extreme of violence and force. So the definition specifically is "unlawful use of force or violence against persons or property to intimidate or coerce a government, a civilian population, or any segment thereof, in furtherance of political or social objectives." that's terrorism. The focus of this work now is prevention. The principal thrust in the j.t.t.f. Is to get there first, to prevent and deter terrorist attacks, in fact before they occur. Respond to terrorist attacks when they have occurred. And the objective is to apprehend and punish the terrorists and manage the consequences of the terrorist acts in terms of the investigation wherever that leads in this criminal investigation. That's the work. People have asked how much does this cost? The budget for the criminal intelligence unit is very clear. It's approved by the city council and the city of Portland. It's personnel costs amount to \$415,000, materials and services that is the equipment and things that they need, around \$23,000. The internal services, around \$58,000. So there's the budget for the Portland police bureau part of the joint terrorism task force. And the principal contribution, of course, is our people. The savings to the city of Portland is that every year, because of the contribution by the f.b.i. and the thousand square feet of office space, seven workstations, file and equipment storage, office furniture, that represents a savings to the city of \$30,000. In personnel overtime the potential reimbursement, although we haven't actually tapped into all of that in terms of overtime is \$4800 monthly, which amounts to about \$800 per officer per month. The facilities that we share with the f.b.i. Include the conference rooms, law library, a security system, and the maintenance, and the taxes of those facilities as they occur. And so the savings are those that you see there -- \$30,000 each year. The overtime savings, the potential of \$4800 monthly, and then the space with the conference rooms and so forth. And as they go to work, these members of the Portland police bureau, working with other agencies, their strategy is to share information locally, regionally, and nationally. To serve as a resource to people and agencies targeted for terrorism. And to keep law enforcement officials informed of potential terrorist threats. By doing this, and also to investigate the criminal activity after they -- after this activity occurs. By invoking this strategy, mayor and members of the council, we keep the city safe. We keep it safe from terrorist acts -- the threat of damaging property, injuring people, and knowing who it is that intends to harm people or facilities in the city of Portland. The people that are involved in this, and will be involved in the coming years, subject to your approval today, include the members of the police bureau, criminal intelligence unit. You mentioned it already, mayor, in your opening remarks. These people include five Portland officers, one sergeant, one lieutenant, and one nonsworn person, a police administrative support specialist. The safeguards that we have in place, that are there to make sure that every one of these individuals abide by the requirements, the guidelines and the law include the constitution, the Oregon constitution, the federal statutes that dominate in this area, and the U.S. Attorney general guidelines on general crimes, racketeering enterprise and terrorism enterprise investigation. These are very specific guidelines, but beyond that we have the Oregon law. The Oregon law says this -- "no law enforcement agency, as defined, may collect or maintain information about political, religious or social views, associations or activities of any individual group, association, organization, corporation, business or partnership unless such information directly relates to an investigation of criminal activities, and there are reasonable grounds to suspect that the subject of the information is or may be involved in criminal conduct." this is the law that guides your police officers as they work with other agencies in the joint terrorism task force. The mandate is in these clear words -- "the information has to directly relate to an investigation of criminal activities." no -- no less can be allowed. What is this task force produce in the prior years, and what are the implications of the

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task force operation in a national sense? First of all, indictments were handed down by the u.s. Government and three arrests were made in that schoppert logging arson. People are in custody and being held to the law of the united states on that. There was an indictment and arrest of sheik mohammed kariye on charges of false identification and social security card in Portland, 2002. There was an investigation of anonymous threats to bridges in Portland, 2002. The j.t.t.f. worked very hard on these threats last year. There was an arrest and conviction of ali steitiye on charges just yesterday. He was sentenced. False statement, possession of firearm, two counts of unauthorized use of access devices, procuring naturalization by fraud, one count of possession of counterfeit resident alien card. Two counts of unlawful acquisition of food stamp benefits. Two counts of misuse of a social security number. Two counts of false statements in connection with health benefit program. And all of that as a result of the joint terrorism task force focusing in on this individual and his activities that resulted in him moving about in our city, heavily armed, a thousand rounds of ammunition, several loaded weapons, several magazines that were loaded, and a search at the residence with additional -- additional fruits of this type of a crime. As we found out now, to the results of the j.t.t.f. working in other places, in los angeles, there was an interdiction of a plot to bomb mosques and assassinate a u.s. Representative of middle eastern heritage. In boston, more recently, six people were arrested, charged with material support to a terrorist. These are the direct fruits of the results of j.t.t.f. activities in other cities. So you might ask where are joint terrorism task forces operating in the united states? Portland is not alone. We're operating as a task force, as a national effort in 56 task force cities in the united states, within some additional satellite j.t.t.f. operations in some parts of the country where the field office is a significantly larger one. And so my recommendation, mayor, and commissioners, is that we continue our participation in the task force for the coming year, that we strengthen our resolve to protect Portland and its people, that we dedicate the needed resources to the task of preventing terrorism in Portland, and that we prosecute those responsible for criminal acts of violence. These are the recommendations that I have for you. The people who have spoken with us in support of this activity include a spokesperson for Oregon industry who has this comment. "i believe this is a perfect example of the corporate approach to information sharing that needs to occur across agency jurisdictions to bring all terrorist activities to justice." "terrorism is terrorism, whether it's domestic, international, social, economic, or environmental in nature, these actions are all crimes against society and an insult to our free society." the keywords are there very clearly -- the national abortion federation, the victim of several attacks over the prior years, talks to us about the need to protect their installations against attack by terrorists of a different sort -- domestic terrorists who have their ideology and carry out their views and attack on abortion clinics in our country. In 2001 our statistics showed -- this is a letter from the national abortion federation -- that since the national task force was created -- and bear in mind, the national task force is not the j.t.t.f. This is another group of people working against this, but I believe that the ideas do migrate into this discussion. Since it was created, there's been a decrease in extreme violence against abortion providers. This continues to be the case through 2002. Last year we experienced the low level of extreme violence in more than 15 years. We've worked closely with the task force and know first hand how important and effective their work is, who believe that the existence of this task force can save lives by preventing and prosecuting those responsible for acts of violence. The boise cascade corporation -- "in Oregon alone, we have lost millions of dollars to what we have come to realize are domestic terrorists. As their destructive efforts continue to grow in both frequency and lawlessness, boise cascade wishes to voice its solid support for the task force." the american forest resources has written these words to us. "the a.f.r.c. And its predecessor organizations have been headquartered

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in Portland for decades. A.f.r.c. represents nearly 80 forest product manufacturers and forestland owners, from small family-owned companies to large multi-national corporations. In 12 states west of the great lakes. Many of our members have offices, operations or conduct significant amounts of business in the city. It is for these reasons that a.f.r.c. is compelled to ask the city council to continue supporting the Portland police bureau's involvement in the joint terrorism task force. The words are very clear from those who stand to be victims of terrorism of the domestic or international type. Just this week, on Monday, I met with the chief's forum. They gather every two weeks to advise me and to provide input on those things that matter to Portlanders. Unanimously they came to their conclusion, as you will hear shortly from the two co-chairs, and wrote these words. "the chief's forum believes that Portland should be an integral partner in the investigation of threats of domestic terrorism locally and nationally. September 11th compels us to stand together as a community against violence anywhere. The consequences of not participating could be detrimental to ensuring a safe environment for everyone who lives, works or visits the city of Portland. It should be our number one goal." so these words resonate with us and so as a result it's my recommendation, mayor and commissioners, that Portland police continue in another year in the way that we have operated and under the safeguards that I've enumerated.

Katz: Thank you.

Kroeker: With us is Charlie Mathews. Charlie Mathews is the special agent in charge of the Portland office of the f.b.i. He does have a few words for us.

Katz: Charlie, why don't you pull the mic over.

*******:** I'm here primarily just to answer --

Katz: Identify yourself.

Charlie Mathews, Special Agent, Federal Bureau of Investigation: I'm Charles Mathews, special agent in charge of the f.b.i. in Oregon. I've come primarily to answer questions, that you may have mayor, or commissioners, of the task force and our operations here in Oregon. I do want to note that the joint terrorism task forces are a main integral part of the f.b.i.'s prevention mission as far as counter-terrorism. The chief mentioned that we're in 56 f.b.i. field offices at this time. Before 9/11 there were fewer than 30 joint terrorism task forces. Today there are over a thousand full-time participants from other state, local and federal agencies participating in the j.t.t.f.s around the country. Here in Portland specifically, as of 9/11, prior to 9/11, there were only three agencies, the f.b.i., Beaverton police department and Portland police bureau participating on a full-time basis.

We have over 15 agencies now full time that come to work at the f.b.i. office. And over 40 investigators that are dedicated full time to counter-terrorism issues. It's critically important that the task forces are viable in every major city in this country. It opens our lines of communication up among the investigative agencies. It certainly leverages the impact of each of the participating agencies who work on the task forces. And it -- it gives us a better positioning in order to fulfill our mission nationally, internationally and particularly in the communities we serve here locally.

Katz: Thank you. Randy?

Randy Kane, Lieutenant, PPB: I'm Randy Kane, Portland police lieutenant. I don't have any presentation. I'm here principal to answer any questions.

Katz: All right. I know that the council -- I don't know if you're going to be staying around for the entire evening, especially you, Charlie, or Randy. And there may be some questions by the council.

So I want to ask the council to limit your questions so we can hear from the public.

Sten: I do have a question. Agent Mathews, I guess the question is, do you see any way to provide some civilian oversight of what happens with our police officers when they're working on the task force? We have a -- I think you know it, but I'll just say for a second, because there's an audience

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here, we have a quarterly process in which our city attorney and the independent police review intelligence files created by our police officers to make sure they're in compliance with Oregon law. Is there a similar mechanism in place, so a civilian could have access to that information, do we have civilian review and have those assurances in place?

Mathews: It's my understanding it would take changes in federal law to accommodate that type of review. So to the extent that at this time is there some administrative mechanism that's available, i'm not aware of it, and I don't believe that's the case. But certainly, you know, pursuing those types of changes is something that's available.

Katz: Let me -- excuse me. Let me pursue that. You mentioned -- our congressional delegation are cleared?

Mathews: Oh, absolutely. All the congressmen -- in fact, senator wyden's on the intelligence oversight committee, that actually has oversight over the f.b.i., and a federally elected representatives and congressmen have full access to our records. Any other type of oversight would take changes in statute to -- to provide. Federal statute.

Sten: You're not a federal lawmaker, so I understand that. From your point of view, would there be any reason that security would be compromised if federal law allowed one designee like the mayor to look at those files if we pursued that change? Would you see any reason that that's a problem from your point of view?

Mathews: To the extent that the mayor would be looking at it as far as exercising review over the city police, no, I would have no problem with that. But I think there would be other problems if that became an issue with the techniques and the investigations we're conducting on a federal level.

Sten: I wasn't aware of the first point you made on the former question. Hypothetically if one of our congress people was willing to do it, they could actually review these files?

Mathews: I'm not aware of anything that would prevent them from doing that. They have full access in their oversight capacity to what -- all the activities of the f.b.i.

Sten: Okay. Thank you.

Katz: Further questions?

Francesconi: Just one. Again, you're not the policymaker, but since you were here last, I think maybe attorney general john ashcroft changed the guidelines and rules a little bit. I and some others have some concerns about that. But my only question to you is -- have those changes that he made, has it helped you make the task force more effective? And if so in what ways?

Mathews: It does to a degree, commissioner. Those changes -- I have them here -- primarily address what we do, not how we do it. If you just bear with me, i'll give you an example of that.

Francesconi: Sure.

Mathews: The old guidelines, the -- that were 25 years old, starts out as the primary criminal investigative agency in the federal government, the f.b.i. has the authority and responsibility to investigate all criminal violations of federal law that are not exclusively assigned to other federal agencies. The f.b.i. thus plays a central role in the enforcement of federal laws and the proper administration of justice in the united states. Now that two sentences, where in the old guidelines and the new guidelines. Added now, in the new guidelines, in discharging this function, the highest priority is to protect the security of the nation and the safety of the american people against the depredations of terrorists and foreign aggressors. And replete through the guidelines are emphasis on the f.b.i.'s new mission, its new priority of prevention. There are some technical changes that are really more designed for efficiency. These guidelines, by the way, they're on the web. Anybody wants to see them, they're there. This is not a classified document i'm talking

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about. But primarily what the guidelines are doing is telling the f.b.i. what is it you don't understand about investigating terrorism. We want you to do that. It's your job to prevent it from happening. That's the thrust of the new a.g. guidelines.

Katz: Thank you. All right. Let's have the first invited panel. I'm going to ask the invited panel to please keep to three minutes each. Jim jedlow, dr. Mike kahn, mike dikesle, kenny stoner and roma passer.

Katz: Okay. Mr. Jetlow, why don't you start.

Jim Jedlow, Chair, Citizen Crime Commission: Happy to. Good afternoon. Mayor Katz and members of the Portland city council, my name is jim jedlow. I'm here today to voice support for the city's continued participation in the joint terrorism task force. As some of you know the joint terrorism task force started in new york city in 1980 as an agreement between the f.b.i. and new york city police department in tracking actual and potential cases that cross jurisdictional lines. Over this time have been many successes and some failures. Throughout this period one formula has emerged -- that is lack of cooperation, plus lack of coordination, plus lack of communication, equals innocent people getting killed. The current thinking on most -- on the most effective method of deterring terrorism is to have a highly evolved network of human intelligence that includes at a minimum street-level officers and an informed engaged populace. The f.b.i. is a relatively small agency that needs to rely upon the Portland police bureau and other agencies if there's a chance to stop future terrorist attacks before they occur. We also understand the f.b.i. isn't perfect and we respect all concern expressed surrounding the constitutional issues on this point. We too desire that no innocent party feels unjustly prosecuted by this process. We should take steps in insure the constitution is respected. However we cannot stop moving forward because there's another constitutional right adversely affected, and that's the right to live in tranquil communities. Very few, if any of us, today feel safe. In the new book entitled "the cell" the authors makes the point that terrorist attacks have a tendency to escalate overtime. I quote, "if anything was put to rest that day, it was the innocent belief that our government could protect us at home. Was that day so dark also the funeral for the notion that we can manage a crisis until it's a crisis? It better to have been. The next wave of attacks, if not prevented, could make september 11th a pale and distant memory." once again, we at the crime commission urge our city's continued participation. Thank you for your consideration.

Katz: Thank you.

Roma Peyser, Temple Beth Israel: Good afternoon. Mayor Katz and council members. Roma Peyser congregation beth israel in northwest Portland. On june 8th of 2001, Mr. Morris Dees the chief trial council for the southern poverty law center both at congregation beth israel in northwest Portland. Over 800 people attended this event. Many Oregonians became aware of mr. Dees in 1990 when he won a 12.5 million dollar verdict against the white aryan resistance known as w.a.r. and its leader, tom metzger, by proving a link between skinheads. Mr. Dees is not liked by many people in Oregon and the northwest. Some of those people are in jail and some are not. Often mr. Dees will travel with his own security, especially working on a high-profile case. During this trip to Portland he did not have such a case and relied on the security provided by the city of Portland. Sergeant dave famous and officer matthew mcdonald of the criminal intelligence unit worked closely and intensely with congregation beth israel three months prior to the visit. They were thorough, professional, knowledgeable and worked to create a safe environment, not only for the speaker, the congregation, but also the community at large. As part of the f.b.i. Joint terrorism task force, they have the ability to research local and national direct threats to mr. Dees. Officer mcdonald worked closely with both the f.b.i. and the secret service to discover any right wing, anti-

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semitic activity that might be a red flag to this particular event. With this information they created a threat assessment, which determined the numbers needed for security and surveillance during that event. In light of 9/11, I see the direct communication and partnership of our Portland police department with the f.b.i. and other national security agencies as an asset to our community and a strong safety net. The day of the event, the unit's work was seamless and very much behind the scenes. The event went off perfectly, attendees were in no way alarmed and mr. Dees visit was a success. The unit is used and supported by two other jewish community organizations, jewish federation of Portland and the Portland chapter of the american jewish committee. Thank you.

Dr. Michael Kahn, Special Assistant, OHSU : Good afternoon. My name is dr. Michael kahn, work as special assistant to the president of o.h.s.u. And the associate director of one of its institutes, the primate center. Let me tell you how an international problem came to Portland. In 2001 individuals claiming to represent an animal activist operating in the united kingdom took a baseball bat to the head of a corporate company that performs medical research. When this approach didn't succeed in putting the company out of business, they threatened employees of companies that traded their stock and individuals who owned it. Prime minister tony blair in an effort to stem negative publicity, and protect the business climate in the u.k. warned that he would not permit intimidation to cripple medical or scientific progress. Too little too late. A major drug company announced that the united kingdom was not a good research environment and left. The president of the british association for the advancement of science warned there could be an avalanche of research firms moving abroad as a result of animal rights extremism, hostile public attitudes toward science and excessive regulation. The embattled company then moved to the united states to a state that protect the names of investors from this type of terrorism. It now needed a new strategy and began to target the companies that did business with this organization. By threatening their families and their business, they gradually eroded vendors. This company had difficulty getting waste removed, buying janitorial supplies and contracting with food suppliers. One vendor, an insurance company, was located in the pacific northwest. On july 10th of this year the "seattle post intelligencer" reporter noted in what authorities labeled an act of terrorism, two downtown seattle buildings were targeted with smoke bombs prompting excavation of a 27-floor building with 700 people inside and the closing of a major artery to traffic. The Portland office of the same company was also disrupted by individuals claiming a relationship to this organization. As recently as last week, the pacific earth liberation front announced "we will no longer hesitate to pick up the gun to implement justice. The e.l.f. and animal liberation front share members and press offices. What are we to conclude? Two things. First there are dangerous people right here in Portland and second they have no interest in rational dialogue. Only in getting their own way by interrupting, threatening, intimidating and ultimately using violence. This approach seeded enforcing an ohio state researcher this year to leave that state when he felt he was not afforded protection. Too little, too late. And that's what i'm here to ask you to do today. I live in the state with the highest dollars per capita loss due to damage by animal rights and environmental extremist groups. Thank you.

Katz: Thank you.

Kelly Stoner, Executive director, Stop Eco Violence: Mayor Katz, city council. Thank you for the opportunity to provide testimony today. My name is kelly stoner. I am the executive director of a new nonprofit group called stop eco violence. We've been founded to raise awareness of ecoterrorism and the harm it causes others. I'd like to read to you today a letter authored by one of our board of directors. His name is dr. Gary pearlstein. Dr. Mayor Katz, I was pleased to speak today about whether the Portland police bureau should continue to participate in the joint terrorism

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task force. Due to a personal situation I am unable to attend. And so i'm submitting my thoughts in writing. I believe most people know who I am, but for those who do not let me briefly mention a few of my qualifications. I come to Portland 31 years ago as a new assistant professor of administration of justice at Portland state university. I retired on July 1st, 2002 as a professor and have recently been promoted to the rank of emeritus. About 25 years ago I realized that international terrorism would become a problem for the United States and started studying and teaching about the subject. I have written one book on the topic and numerous articles. And have presented scholarly papers at national and international conferences. My greatest honor came a few years ago when James Defense Weekly invited to write their first article on the subject matter of terrorism. Even though I am an academician, I do not talk -- i'm sorry -- I do talk to the people in the front lines in the fight against terrorism and was called by the Royal Canadian Mounted Police regarding my insights on a security problem they had regarding the recent economic summit they were hosting. I support the participation of the Portland Police Bureau in the joint terrorism task force. Terrorism committed by international groups like al-Qaeda and al-Jihad domestic groups are all special types of crime committed by special types of criminal. Terrorism is a special type of violence. The threat of terrorism is ever present and an attack is likely to occur when least expected. To combat it, a special type of law enforcement effort is required. One of the law enforcement's greatest shortcomings has been the lack of cooperation between federal and local law enforcement. The joint terrorism task force is an opportunity to correct this shortcoming. I applaud it. Each provides strengths the others does not. They together can make a difference. Let me conclude by saying that I am also concerned about civil rights. One of my grandfathers was the father of one of the foremost labor unions in the United States. The International Ladies Garments Workers Union, and I, at an early age, heard about the difficulties he had with law enforcement. However, we're very fortunate in Portland. Lieutenant Randy Kane of the Criminal Intelligence Unit of the Portland Police Bureau was one of my students and Charles W. Mathews, Special Agent in Charge for the Portland F.B.I. office and I have discussed many times the issues involved in the investigation of terrorist incidents. I'm confident that they will do their duties diligently and will protect the citizen from any possible abuses by law enforcement personnel. I urge the commission to approve the extension of the city's participation --. [gavel pounding]

Katz: Keep going.

Stoner: I was also awarded an opportunity to speak for myself.

Katz: You've got 13 seconds. This is a very serious issue, City Council, and I would very much urge you to consider all of the harm that ecoterrorists have done in the past and the terror that they've launched on local communities.

Mike Dykzul, Director, American Forest Industry Council: Mayor Katz, members of the city council. [gavel pounding] appreciate the opportunity to come speak with you today. I'm the director of forest protection for the Oregon Forest Industries Council. I represent forestland owners on fire damage, animal damage, and forestland security issues. And all those efforts I deal with trying to be proactive and reduce the effects of damage before they happen. The foundation of America's homeland security is to be based on the interagency cooperation of all agencies to go ahead and coordinate information and be proactive to reduce damage potential to its citizens and to our interests in America. I believe Oregon's homeland security plan is based on the same foundation. Basically the task team has had several successes in the last year, in good quality police investigative work takes time. Takes one little piece of the puzzle from a number of different agencies and the coordination to be able to put that puzzle together to generate results.

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We are here in support of the interagency cooperation from the task team, and I -- i'll give any extra time to the public.

Katz: Thank you. All right. A.c.l.u., you have 15 minutes. This panel took 13. We'll give you 15.

Andrea Meyer, Legislative Director, ACLU: Mayor, member of the council, my name is andrea myer, the legislative director for the a.c.l.u. Of Oregon.

Katz: One second. We need a chair. I don't want anybody sitting on the floor.

Meyer: Thank you. In 1974 it was discovered that the criminal intelligence unit was keeping a file on them. The lieutenant of the c.i.a. unit told us it was being purged. Executive director of the a.c.l.u. Asked for the file and was told we could have it after they purged and shredded all police officer reports. In april 1975, more than a year after the request, we received the file. The first entry in the file was in 1960 and the last entry was march 5th, 1975, over a year after they said they were not keeping a file on us. At the very end of the article reporting the release of the file, which is in your notebooks, steve in what can only be call prophetic wisdom, stated, do you suppose they will start another file now? Despite the 1981 Oregon law and similar police bureau policy in place before 1981, Portland police continued 50 collect information on the a.c.l.u.. Quick highlights from our files and those of others. In our original file from 1960 to '75, tab three is a 1963 letter from now retired judge mclendon on behalf of the a.c.l.u. To the co-chairs of the Oregon institutional revision committee. Tab four is a 1964 article on the retirement of charlie davis as chairman of the a.c.l.u. Mr. Davis died this past year, but he tirelessly opposed Portland's participation in the j.t.t.f. and I know he wrote each one of you personally expressing his objections. Tab five is a november 1973 article on the mayor's security and privacy committee on which stevie remington served with her name underlined and checked and notation, security file. Tab eight is a letter to the editor one month before the file was released to us in 1975 by a then and still current a.c.l.u. volunteer. New files we received from the Portland tribune files that contain information from 1966 to '85. Tabs 10 and 11 criminal intelligence reports that were not purged or shredded but kept from 1970 where the police compiled information on plaintiffs in an a.c.l.u. case, and in a 1973 report on an informant-led a.c.l.u. impeach nixon demonstration. Now more recently approximately well after ors 185.575 was law, intelligence units have maintained files on dan handleman, peace and justice works. Tabs 19 and 20 reflect those files that have been maintained. Similar to Portland, denver long had policies presenting political spying, but recently we've discovered that those have been violated as well and the last entry in the notebook, tab 21, is a february 2000 entry, colorado a.c.l.u. legal Director attending an amnesty rally. There is little doubt that even with the laws on the book, the Portland intelligence unit has spied on hundreds of individuals and organizations engaged in lawful, noncriminal activity. The a.c.l.u. of Oregon is only one example. [gavel pounding] [applause] let me say again, wave your hands. This is not a demonstration -- thank you. Thank you.

David Fidanque, Executive Director, ACLU: Thank you, madame mayor, members of the council. I'm david fidenky, executive director of the a.c.l.u. of Oregon. I want to bring your attention to the letter that is at the front of your packets that was sent by a.c.l.u. and cosigned by a number of organizations related to the proposed ordinance before you. A year ago we came before you and raised some of the same concerns. But now we have additional information. We know for a fact that the files that are created by Portland police officers as part of the joint terrorism task force are not subject to any sort of independent review by other people in the city. As you heard, other criminal intelligence unit files are subject to the review of the city attorney and the city auditor's office. We believe the lesson of these files, from the past, both the original Portland

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police intelligence division file and the file just recently uncovered by the Portland tribune, is that you cannot allow policies, as well intentioned as they may be, to be the whole story. This second file that just came to light on the a.c.l.u., along with all the others, that were uncovered by the "Portland tribune," in large part was collected after procedures were in place to prevent just this type of activity, even after adoption of the state law. If you don't have a policy and procedure in place that provides meaningful oversight of this intelligence-gathering activity, then we are doomed to repeat the errors of the past. Now I want to commend the mayor and the city attorney and all of you for the courage and leadership you showed last fall in refusing to participate in the ashcroft dragnet. We believe that was an indication that you take the Oregon law seriously. But if you take the Oregon law seriously, you should not allow Portland police officers under your watch to be creating files that you have no access to, that the city attorney has no access to, and that the city auditor has no access to. We believe that once again Portland should step out front and create a relationship with the joint terrorism task force that allows for that type of oversight. Now you've heard today that special agent mathews has said current federal law doesn't allow that, but current federal law does not require the city of Portland to be a direct participant in the joint terrorism task force as long as that is prohibited. You could engage in a cooperative relationship with the task force, albeit it be a different relationship than what you have now, that would allow for that type of ongoing oversight. Now the second point that we made in our joint letter to all of you is that even records that are created -- that are created -- in compliance with Oregon law inevitably are going to sweep into those records individuals who later prove to be innocent. Individuals who may have had some tangential interaction with a personal under criminal suspicion. I believe you all know, the u.s.a. Patriot act gave unprecedented new powers to the federal government to engage in secret surveillance often with very limited or no judicial oversight. That is inevitably going to pull people into this net that are innocent. Under Oregon law, even though the original collection of that material may have been lawful, Oregon law requires periodic review and purging of files when an individual turns out to be innocent. That type of review and oversight and purging does not happen with f.b.i. files in a timely way if at all. F.b.i. files, for all intents and purposes, are permanent files. If you want to prevent the type of activities that have come to light in the "Portland tribune" investigation from occurring under your watch, the only way to prevent that is to have meaningful interaction and oversight by city representatives of the work of Portland police officers.

Katz: David, would you be satisfied if either senator wyden or representatives from our congressional delegation provide us that information on an annual basis because they do have -- because of their standing, they do have the ability to review the files?

Fidanque: Madame mayor, I do not believe that the congressional delegation, number one, has the staff or the inclination to do the kind of review of files that is required by Oregon law, and it's not their job to comply with Oregon law. It is -- it is -- it is the job of the city and the state to make sure --

Katz: I understand that, but assuming that they were able and willing to do that, and provide this community a response to the concerns that you have, and the concerns that are shared by a lot of other people, would that satisfy you?

Fidanque: Not entirely, because they would have no authority under current federal law to purge f.b.i. files that were no longer relevant.

Katz: So it's the review and the purge?

Fidanque: Yes, that's a critical piece of the Oregon statute. Thank you.

Katz: Go ahead.

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Lila Schwartz, League of Women Voters of Portland: Mayor Katz, members of the city council, i'm lila schwartz with the league of women voters of Portland. The league urges you to terminate the formal relationship that exists between the police bureau and the f.b.i. Under the agreement the citizens of Portland have no guarantee that the protections offered by Oregon law will be honored. Our organization promotes political involvement. We value prohibitions on the collection and unlimited retention of police files on those engaged in political and other noncriminal first amendment activities. Federal guidelines do not offer such protections. Oregon law does. By deputizing Portland police officers as federal agents the city has given up any right to scrutinize our officers' activities and record keeping practices. Lack of oversight only invites potential abuse. One of the most troubling aspects of recent revelations regarding Portland's secret files was the ignorance of their very existence by city and police bureau leaders. Even worse, under the agreement our local leaders are prohibited from providing any form of oversight. The new guidelines on general crimes, racketeering enterprise and terrorism released by the attorney general allow government, the f.b.i., to spy on domestic groups and gather information even when no criminal wrongdoing is suspected. Local police officers are being placed in an untenable position -- expected to follow Oregon law that protects citizens from such abuse, yet work side by side with agents governed by less stringent rules. We believe that if the citizens of the world understood that the sweeping powers granted to the f.b.i. are also granted to the p.g.t.t.f., they would demand that you terminate the agreement. History teaches us that governments in times of emergency frequently take extreme actions that they later regret. Combating terrorism presents such an emergency. History also teaches us that the overreactions of government often result in legislation that potentially trample our cherished civil rights. The p.j.t.t.f. is a form of government overreaction. The league encourages you to explore other avenues of interagency cooperation in the fight against terrorism and decline to renew the agreement. Short of that, we urge you to direct the city attorney to work with the justice department and design a mechanism for local oversight of our police officers' activities. We must ensure that our citizens enjoy the benefits of Oregon law. We believe that government functions best when citizens are fully aware and informed. In the words of the sixth circuit court, "democracies die behind closed doors." open the door, shine a light on the Portland police officers activities. Thank you.

Katz: Thank you. [gavel pounding] go ahead.

Henry Sakamoto: Mayor Katz, and council members, my name is henry sakamoto. September of last year I was privileged to speak to you about the anti-terrorism activity and the need to protect the civil rights of american citizens. Now a year later the concerns for protecting civil rights are stronger than ever. I'm a member of the Portland chapter of the japanese-american citizens league and on the board that created the legacy center. Currently at the legacy center is an exhibit entitled "can history repeat?" this exhibit shows in words and pictures a time 60 years ago when I was among the 3,700 persons of japanese ancestry detained and confined behind barbwire and under military guard on northwest swift boulevard. This was part of the total evacuation and internment of 120,000 persons of japanese ancestry from the west coast of the united states, including citizens as well as legal immigrants. All this without being charged with a crime or given due process under the law. Denial of the civil rights granted by the united states constitution. In hood river, Oregon, county documents showed that in 1937 until 1942 the f.b.i. accumulated a list of all japanese and japanese americans living in the area. The names were identified to the parcels of land owned and leased and coded to the person deputized and paid by the f.b.i. to perform these spying duties on the japanese neighbors. Can history repeat? There was a commentary in the "oregonian" dated august this year that attorney general ashcroft proposed the establishment of

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camps to detain u.s. citizens who he designates as enemy combatants. He would order indefinite incarceration of united states citizens. The commentary includes this thought -- for more than 200 years security and liberty have been viewed as co-existent values. Ashcroft and his aides appear to view this relationship as lineal, where security must precede liberty. A spanish philosopher who died in 1952 said "those who do not remember the past are condemned to repeat it." thank you.

Katz: Thank you. [applause] [gavel pounding] i've asked you please wait. We can see better. You are taking people's time. And this is not a demonstration. This is thoughtful dialogue by every side. Let's do three now in support and then three in opposition, and we'll go three, three, three, three, till we finish.

Moore: Please come up three at a time.

Paul Lorenzeni: My name is paul lorenzini. I'm here to urge the council to continue its participation in the joint terrorism task force. I would start by saying what we all know -- these are difficult times. We're faced with the challenge unlike any other we have faced in our history. We all know the anger we felt on 9/11 and we all sensed the desire to prevent such an atrocity from ever occurring again. But we also know the danger of overreacting, of allowing our anger to become blind. Of seeking revenge as distinct from fighting the evil that 9/11 represented for the protection of our citizens. Fortunately we have a constitution to guide us and we have laws that enforce the constitution. Some may ask whether those laws are as strong as they need to be. There's room for debate about that. But it would be a mistake to allow that issue to become a barrier to the continued participation of the city of Portland in the joint terrorism task force. This task force is part of a national effort to investigate and prosecute those responsible for criminal acts of terror. We could hardly have a higher priority. Yet it can only be done effectively if the effort is a shared one, where information is exchanged, where the right hand knows what the left hand is doing, where those addressing these problems at the federal level are working closely with those at the local level. It is also frankly a way to strengthen our assurance that individual rights are protected by having several agencies involved, by having many eyes watching and by our participation, not our avoidance. Cities across the country have joined this effort, from atlanta to boston to chicago to los angeles to san francisco, roughly you heard earlier today 56 cities in all. We should join them. It's interesting to me how often we criticize government for not working together. For putting artificial barriers between agencies with complementary purposes. For too often putting turf protection ahead of citizen protection. Here's one case where the effort is being made to put aside those false barriers, to make us better, to make us more effective. I applaud the city council for joining this effort a year ago and urge you to continue your support today.

Katz: Thank you.

Tim Greves, Carl Greves Jewelers: My name is tim greve from carl greve jewelers. Mayor and city council members, I come to you as a citizen, as a small business owner and as a victim. As a citizen i'm involved with the citizens crime commission and the Portland business alliance. I urge you to renew your participation in the j.t.t.f.. We're all now apprised and unfortunately too keenly aware how closely the threat of terrorism is to us. We have a higher threat of ecoterrorist activities than virtually any other area of the country and we cannot let that happen. As a small business owner, I have witnessed the devastating effect terrorism has on our economy and ultimately our way of life. We cannot let that continue either. As a business owner, I urge you to continue your participation with the j.t.t.f. And finally, as a citizen, and a victim, last march I was on the beach with one of my good friends, bob speesman. I now have to carry his picture with me daily as his flight number 77 slammed into the pentagon. I don't get to see bob anymore or talk to him. He was just en route from seeing his daughter on her first year at college. And he'll never see her

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again. We cannot let those types of events continue. I urge you to continue participation of j.t.t.f..

Katz: Thank you.

Tom Turner, Vice President, Portland Business Alliance: Mayor, members of council, good afternoon. I am Tom Turner, vice president for Portland Business Alliance. We're here to support the continuation of the Portland Police Bureau's participation in the Portland Joint Terrorism Task Force. We participated in this community's conversation about this issue last year when this council agreed that the Police Bureau must be a part of this effort. Frankly, from our perspective, not much has changed in the last 12 months. We all know that the threat of terrorism, both around local issues, national and international issues, is as real today as it was last October in the wake of September 11th. It is vital that the Portland Police be a part of the regional cooperative effort to protect this city, this state, and to the extent possible this nation from those terrorist activities. We are confident these efforts can and will take place within the bounds of our constitution and local laws. And while there are those who emphasize activities that have recently come to light, to say that we cannot trust the Police Bureau, we believe that September 11th, 2001, has both raised our awareness of our vulnerability to terrorism and our resolve to address it within the legal confines of our constitution. We trust your oversight and the professionalism of the Police Bureau. We urge you to renew our community's commitment of Police Bureau resources to this effort. Thank you.

Katz: Thank you. Okay. Thank you. Next three, you want to call them up. A.C.I.U..

Katz: Go ahead.

Scott Sakamoto, Portland Chapter, Japanese American Citizens League: Mayor Katz, council members, good afternoon. Mine is Scott Sakamoto. Today I'm representing the Portland Chapter of the Japanese American Citizens League founded in 1929, one of the old Asian civil rights organizations in the country. Once again, as I testified a year ago, we are still very concerned community. As you just heard from my father's testimony, we have good reason to be apprehensive as the core objective of the Portland Joint Terrorism Task Force introduces a situation that is once again ripe for abuse. As we understand it, the Joint Terrorism Task Force ordinance makes for provisions for accountability for its actions to the city or its residents. There is no city review board to oversee its conduct, no civilian or local legislative body to which it is answerable. For an organization with a mission statement as broad and as ambiguous as the Joint Terrorism Task Force, this is to our community a real concern. Ours is a nation governed by checks and balances. It is vital to our security that we strengthen our ability to track and apprehend those who would destroy us. It is equally vital that we provide safeguards against having innocent people targeted, spied upon and harassed by law enforcement and our government. We realize these are modern times and with it a new era of vigilance toward the protection of our great country's heritage and history of protecting our rights and liberties as American citizens is even more paramount today. As you know, this spring Attorney General John Ashcroft swept away protections that had been in place since the 1970s, which were a result of uncovering of F.B.I. abuses. Portland Police officers should have no connection to such overbroad investigative techniques. But as members of the Joint Terrorism Task Force they very likely will. If Portland is to participate in the Joint Terrorism Task Force, there must be meaningful oversight of the actions of the Portland members of the Joint Terrorism Task Force. The Japanese American Citizens League stands in opposition to the passing of this ordinance and at the very least we implore you to create a level of oversight so that maybe even you, members of the City Council, will be aware of the activities of the Joint Terrorism Task Force. We must establish a forum that allows to hold the Portland Police and Joint Terrorism Task Force accountable for its deeds and methods. We must have the means to ensure that our basic civil

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rights, the rights on which this country was founded, are not attacked in the name of perfecting -- of protecting citizens from harm.

Katz: Thank you.

*****: Thank you.

Katz: Go ahead.

Tia Plympton, President-Portland Chapter, National Organization for Women: Mayor Katz, council members. Good afternoon. My name is tia plympton. I'm president of the Portland chapter of the national organization for women. Abortion providers and organizations such as the n.a.f. -- that's the national abortion federation -- have a legal right to be protected from violence. The right to full reproductive choice is a basic woman's health right and deserves protection from law enforcement. However, the political side of a guaranteed right to choose is significant and is largely the prime mover of that issue. Basic civil right organizations, such as n.o.w., have been in that struggle for decades. They are responsible for the passage of such legislations as f.a.c.e., that's the freedom of access to clinic entrance. In 1997 f.a.c.e. created a legal buffer zone around the abortion clinics and the rules and they created the regulations that law enforcement is too uphold. N.o.w. has also used other legal remedies to further make clinics free from terrorist activities. One notable victory we have is the case of n.o.w. versus schneider. Randall terry and his operation rescues, an anti-terrorist choice group, had to cease their activities. We've been one of the foremost active political organizations keeping abortion still a safe and legal right. This kind of political activity has included proactive and reactive legislation, as well as the monitoring of judicial appointments, especially the supreme court. Locally, just about ten years ago, myself and another n.o.w. member visited the Portland office of the f.b.i. and the bureau of alcohol and tobacco. We came and presented clear evidence of organized domestic terrorism against clinics here in Oregon. And those domestic terrorists had national ties to other organizations. We presented information at that time about the deaths to women and to doctors as a result of this we were hoping to be supported and protected. Unfortunately no action was taken. Our evidence was not acted upon. In fact, we were quickly dismissed from their space. N.o.w.'s longstanding fight against domestic terrorism has always been waged lawfully. We resent being hampered, harassed, impeded in our pursuit of freedom. One of our techniques is peaceful protest. And we see that the mayor, vera, a.k.a. Linda Katz --

Katz: Your time is up. Why don't you finish your thought.

Plympton: -- understands the legitimate value of the political behavior. We fear that the j.t.t.f. will continue to interfere, create disincentives and surveillances of n.o.w. activities. We urge you not to support the j.t.t.f.

Katz: Thank you.

Genny Nelson, Sisters of the Road Cafe: Good afternoon. My name is genny nelson. I work at the sisters of the road cafe. In november 2001 I received a phone call from a Portland police officer. He asked me to meet with him and I did. He showed me a list of names and asked if I could identify them. They were supporters and members of dignity village, although not a complete list of us. He said the joint terrorism task force had been contacted by a villager who was scared about violence. I told him everyone on the list that I recognized by name were all dedicated to building dignity village, its infrastructure, and its vision, and then I went on to explain to him sisters' role. I was scared. It felt like the 1950s mccarthy era reincarnated. These were my friends. I want to know what has happened to that list and any notes from my conversation with the officer. Are my friends who were on that list still being investigated, even though nothing that the villager was afraid of ever happened? I understand that the joint terrorism task force creates permanent

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files. Will these files interfere with my friends' lives, their ability to fund-raise for their organizations as the recent "tribune" article has shed light on from police files established in the '60s through part of the '80s? Under Oregon law these files would be roofed and purged. I urge the city council to refuse to renew the p.j.t.t.f. joint operating agreement, and if you don't I urge you to require oversight of the Portland joint terrorism task force. There is no law prohibiting meaningful oversight. I beg you to not commit the sins of the past. [applause] [gavel pounding]

Katz: Go ahead, norm.

Norm Costa, Co-Chair, Portland Chiefs Forum: Mayor Katz, city council, my name is norm costa. I am the co-chair of the Portland chiefs forum. Melissa delana, the other co-chair, could not be here today because of a family emergency. The chief's forum represents all of the neighborhoods, coalitions, all through the city of Portland, and the round tables representing all the ethnic minorities in Portland. Subject -- joint terrorism task force. As of the september 16th, 2002, chief's forum regular meeting, board members unanimously endorsed the Portland police bureau's participation in the portland f.b.i. joint terrorism task force. The chief's forum a policy advisory to the chief of the police is representative of many neighborhoods of portland. The chief's forum believes that Portland should be an integral partner in investigation of threats of domestic terrorism, locally, nationally. September 11th compels us to stand together as a community against violence anywhere. The consequences of not participating could be detrimental to the ongoing safe environment for everyone who lives and works in the city of Portland. This should be our number one goal. Attached is a membership roster of the chief's forum, sincerely.

Katz: Thank you.

Michael McLaine: Good afternoon. My name is michael mclaine. I thank you for allowing me to testify in favor of the Portland joint terrorism task force. My support -- support of the joint terrorism task force comes from my direct experience with terrorists in Portland and the unsolved crimes committed by members of the earth liberation front against greenwood resources, a Portland company that I advise. The earth liberation front advocates domestic terrorism and they attacked our company in may of last year. They bombed our buildings and they destroyed 15 vehicles and all sorts of equipment. All because of our work in promoting sustainable development of the forestry sector. Greenwood resources is a startup timber company headquartered here in Portland and is trying to create a new timber resource on farms and pasturelands in our region. By doing so we leave the pressure on natural forests. Our research and management plans have attracted international interests and have brought billions of dollars of investment in Oregon in the past year.

Our hope is to continue. Our company is promoting a viable solution between industry and environmentalists, which reflects well on the credibility of the green business overall. Furthermore, the past few years the city of Portland has initiated campaign to draw green businesses to Portland. This council ought to be aware that the greatest threat to our company in Portland at this time is a movement of people in ecoterrorism. This is a political movement that uses the environmental issues as a cover for their violent political activity. They seek economic sabotage. Our company threatens their political legitimacy, because we show a path that creates jobs while relieving pressure on forests. Sustainability in green businesses that are opening new markets for sustainable development can bridge the divide between industry and environmental protection, and it is that bridge that undermines the environmental cloak that hides the violent politics of the earth liberation front. Now because of our activities, the earth liberation front has altered their course and action, and on september 1 issued a communique in pennsylvania that threatened lives. They said they're willing to pick up the gun in defense of their beliefs and to strike those engaged in research and et cetera. This is the same group that has destroyed homes,

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vehicles and businesses, all in the name of their political cause. You can see why i'm alarmed and the members of my company are alarmed, that not only will they destroy property, now they're threatening to kill people. My concern is that because this communiqué was issued in pennsylvania, we have a dilemma much. If the f.b.i. discovers evidence in pennsylvania or in new york, will they be allowed to share this with members of the police in Portland? Similarly, if the Portland police discover evidence that suggests a member of the e.l.f. In Portland will target a group in seattle, or a researcher in tennessee, or a u.n. Ambassador, will they be barred from sharing that information with the federal authorities? If so, that with be unjust and plain wrong. Our company is made up of a small group of dedicated Oregonians who believe passionately in the viability of sustainability. I urge you to consider what message you are sending to local members of e.l.f. who live here in this city and elsewhere when you give them a way --

Katz: Your time is up. Finish your thought.

*****: Okay.

Katz: Sentence.

McLaine: -- when you give them a path that could increase their potential to destroy investment, lives, dreams, and members who are seeking good solutions to tough problems.

Katz: Thank you.

Katz: Do we have another person?

Moore: Maggie miller.

Katz: Come on up. Then we'll have three and three.

*****: Am I it?

Katz: Yeah.

Maggie Miller, Executive Director, Citizens Crime Commission: Okay. Mayor, councilmen, i'm maggie miller, the executive director of the citizens crime commission. The united states is a uniquely compelling target for terrorists. Our lifestyles, freedoms, quality of life, raise issues of envy and anger in some people. The terrorist attack of september 11th, 2001, marked a dramatic escalation in a trend toward more destructive terrorist attacks, which began in the 1980s. The vast majority of more than the 3,000 victims of the attack were civilians. In addition, the united states also -- the united states also faces challenges from domestic terrorists. Threats from domestic and international terrorists will continue to represent a significant challenge in the united states in the future. Further, as terrorists continue to refine and expand their methodologies, the threats they pose become even greater. Success against terrorism is best achieved through cooperation between the various federal, state and local law enforcement agencies. The joint terrorism task force, besides sharing information, creates and has coordinated cohesive units capable of addressing terrorism problems locally and worldwide. A unanimous endorsement of the participation of Portland by the joint terrorism task force, by this body, would demonstrate your resolve to protect all residents of our city, our country, and our state. Thank you.

Katz: All right. Go ahead.

Katz: Go ahead.

Louis Spanner, Oregon Physicians for Social Responsibility: Good afternoon. Mayor, councilmen, thank you. My name is louis spanner. I'm here today representing the Oregon chapter of physicians for social responsibility. We are a nonprofit, peaceful, educational organization comprised of health care professionals, educators and scientists, as well as members of the general public. We represent those who have an interest in nuclear issues, sustainable development, as well as an end to violence and injustice. We are also the united states affiliate of international physicians for the prevention of nuclear war, recipient of the nobel peace prize in 1985. As health

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care providers it is our solemn duty to preserve and improve the well-being of individuals, as well as communities. Therefore, p.s.r. is obliged to call attention to issues, policies or activities that present known public health hazards. The Oregon chapter of p.s.r. has provided support for a multitude of services to the people of this region, including public health presentations, a free lead screening clinic, as well as peaceful demonstrations, protests that most egregious health hazard, war. For 80 years police in Portland have investigated progressive organizations. During the 1980s, p.s.r. was the focus of investigation by the criminal intelligence commission. The monitoring of peaceful organizations, such as physicians for social responsibility, represents not only wasteful resource allocation, but also serves as an impediment to more effective community-oriented policing, as well as a threat to open and honest discourse upon which our democracy is founded. With that said, given the composition of the list of the groups and individuals that have been the focus of scrutiny here in Portland, we are quite proud to be a member of that list and we would have been offended had we been omitted.

Katz: Your voice is very low.

Spanner: Thank you. So until such time as you the city council or some other body of individuals can guarantee that the joint terrorism task force has oversight, we would recommend that you withhold Portland's participation in the task force.

Katz: Thank you.

*****: Thank you for your time.

Katz: Thank you. For those of you who are waving, I appreciate. Thank you.

*****: Good afternoon, mayor Katz.

Katz: Yes.

Valerie Chapman, St. Francis Parish: Commissioners, i'm here this morning as a person of faith -- this afternoon he -- who loves my country and also the freedoms that make america great. I also come representing those members of the catholic community who are concerned about profiling, secret files, and the lack of meaningful oversight of a very powerful group, the Portland joint terrorism task force. During those times of peace and relative order, many people of faith reflect on their inability to stand up during times of turmoil. And so we've all too frequently had to ask forgiveness for our lack of courage. I think in particular of the african-american, native american and japanese american experiences. Afterwards we usually resolve to stand up the next time. This period in our country is one of those next times. We're watching members of our community of the middle eastern descent become increasingly fearful. Others who are part of the many peaceful organizations exercising their right to dissent or work peacefully for change are becoming uneasy about who is looking over their shoulder, who is watching what they do and where they go. I've heard the statement that those of us who are concerned would not be concerned if we weren't doing anything wrong. That's foolishness. Anyone who has ever been tailed for any reason can tell you how invasive and how disruptive it is to their lives. It's too easy to make decisions under the pressure of the times that we'll regret later. The anti-terrorism task force, as it is currently configured, takes officers away from the work that they were trained to do and hired to do, protecting citizens from everyday crime, and concentrates too much power in the hands of too few. I ask you, mayor Katz, and commissioners, not to renew the p.j.t.t.f., but if in the political climate that is not something that you can do, please at least see that the task force comes under the watchful eye of an oversight body separate from the task force or the police. Spying on people who fit a profile or who are working for what they believe is a positive change will not necessarily make our city safer, but it will leave a door open for the kind of abuse and misuse of power that we have seen in the past. And that this country has always stood against.

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Katz: Thank you.

Jack Tafari, Dignity Village: Hello Mayor katz and commissioners, my name is jack Tafari of dignity village, genny nelson just got up and spoke how we were surveiled there were about 80 of us living under a bridge all but four names were run through by the joint terrorism and task force because one of us feared violence, and nothing, you know, his fears were unfounded. The man was kind of like having an episode and everything. But i'd like to reiterate what jenny said. What happened to those files that were collected on us? I mean, I see a lot in the homeless community, people kind of start out in their younger years, and they're criminalized. There often felonized, like if you tag on a wall and you're a kid, that's a class "c" felony. That kind of like follows them through their life, and they get, like, caught up in this thing. And then you get homeless, you know, because of some past mistake, and then, you know, it kind of follows you on. You get stuck in it and you kind of can't get out of it. But a lot of us in the place, you know, haven't -- like myself, haven't been successfully felonized yet, you know, so, you know, i'm wondering what's happening to the files on everybody, not just the ones who haven't been felonized yet. But, you know, I mean, homeless people, I mean, I got sprayed in the eyes by gas on -- not sunday, but the one before, the saturday market, just for doing my job. And for having, like, a certain recognition factor, you know, by the ppd. And it seemed like really bad when we have, like, more police, like, over on top of us like that, you know? We just had the audacity to house ourselves, you know. We're not, you know, we're not terrorists, you know. 9-11 came around, you know, that was a terrible thing. We don't support terrorists. When 9-11 happened, some of our brave soldiers of the homeless front, when the cities -- the city's and the country's under national emergency on 9-11, you know, the police are busy arresting homeless people up on the field of dreams protesting, you know, the camping ban and things like that, right, you know, the place is under a national emergency, the pressure still continues on us anyway. And we'd like to ask, you know, what happened to those files, those investigations about we, you know, dignity village, and the homeless people involved. And we'd also like to ask that you do away with this thing, this joint terrorism task force, or as other people have asked here today, put some sort of oversight on it.

Katz: Thank you.

Tafari: Thank you very much. [applause] [gavel pounded]

Richard L. Koenig: Good afternoon, people of Portland, commissioner Katz, council. I'm speaking in favor of reupping the joint terrorism task force as I was last year. I am still terrorized, I think they're doing an excellent job. [laughter] I think things have got to get a lot worse. There's got to be 5,000, 10,000 outraged people here before it starts to get better. I say it hasn't got nearly bad enough yet. But you can help it by reupping, by trusting our chief kroeker, who is largely ignored this kind of stuff, not only ignored this past kind of stuff, but, you know, I followed a series of referrals to his door two years ago this month to bring an affidavit to his attention, a 13-page affidavit documenting organized crime in public office. Mr. Kroeker has promised in public meeting after public meeting that he's going to get around to it. So far I don't have any prospective date for completion for his inspection. I say he lies. I say we should put -- we should put this measure back on the books for another year. Let the people realize what's happening, and then try it again next year. Thank you. [applause]

Carl Roberts: My name is karl roberts. I'm speaking as a citizen of Portland. With the 9-11 situation, a lot of things have changed in this world. I wanted to remind everybody concerned that I am a patriot. I've served my country in the united states air force during vietnam, and Oregon army national guard for many years. And I took an oath to defend this country against all domestic and foreign enemies. There's an extent to defend the country and there's an extent of overdoing it.

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The Portland police department is here to protect and serve the citizens of Portland. The fbi has their job description also. I am very worried that this task force will drain down into the streets and the people who are on the streets get the blunt end of what's going on already. I'm concerned about the violence that will bring the homeless and working poor, and people of all nationalities and religions. I choose to believe that this country was made free of choice, and I disagree with the extent that our government has put the patriot act in effect. They're being too extreme. This is my opinion, of course. Thank you.

Katz: Thank you. Go ahead, sir. Come up closer.

Steve McMillan: Hello, my name is steve mcmillan.

Katz: You're going to have to speak up.

McMillan: Sorry. I'm here because I believe that the Portland joint terrorism task force is just another extension of our federal government trying to infringe upon our rights as citizens. When they originally introduced themselves to the city of Portland, their stated mission was to identify and target for prosecution those individuals or groups who are responsible for right wing and/or left wing movements, as well as the acts of the antiabortion movement and the aof, elf. This mission, their original mission statement, these are not necessarily criminal acts that they are -- or were purporting to identify and target for prosecution. They may have changed their, you know, official statement of their mission over the years, but without any kind of civilian oversight of their activities, I believe their intent has remained the same. Thomas jefferson said that when the people fear the government, there is tier any. When the government fears the people, there's liberty. I believe that without any civilian oversight of the Portland joint terrorism task force, this is just another way for the government to intimidate and cause the public at large to fear them and to, you know, quote unquote watch what you say and watch what you do and who you're involved with. This is not democracy, this is tierny.

Katz: Thank you. [applause] [gavel pounded] do we have any more people signed up for -- in the support of the ordinance? Anybody in the audience that didn't sign up want to speak in support? Okay. That's -- let's continue.

Barbara Dudley, Faculty Association, Portland State University: Mayor, commissioners, my name is barbara dudley. I'm representing the psu faculty association. I teach at pus's -- psu's mark hatfield school of government, where my job as I see it, to encourage democratic participation and as it's called today, civic engagement. To make it clear to our students what's at stake if we abandon our democratic principles and our responsibilities and rights as citizens. You as commissioners and the mayor have it particular -- have a particularly critical responsibility before you today, as our elected representatives within a theoretically democratic system. The framers of our constitution intended the police powers to be local, and in all cases, subject to civilian control. If the police and military are not subject to civilian rule, you no longer have a democracy. It is that simple. The joint terrorism task force has moved the city of Portland into very dangerous territory. Made more dangerous by the increased disregard for civil liberties shown by our federal government in the past year. When our attorney general says all who speak up for civil liberties are giving aid and comfort to the terrorists it cannot have but have a chilling effect on the people of this country. When the Portland police joined the f.b.i. in surveillance of political activists and start throwing around the "t" word to justify any and all suspension of civil liberties, it becomes next to impossible to convince students to become politically engaged. Terrorism has {bch} the new label for disdence. The new un-americanism. Just yesterday the u.s. District judge anna brown in this town rejected chief kroeker's call for additional sentencing for -- because of political {id}ology for one of his antiterrorism task force -- antiterrorism task force targets. Judge brown

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said, and I would suggest you take these words to heart, that is not the country we live in. [applause] [gavel pounded] oversight of political activity is always critical of police activity, excuse me, is always critical, but even more so when it involves surveillance of political groups. That was the logic behind the Oregon statute that prohibits the maintenance of political file, and it should control your decision today. I want to close just by reading a paragraph from a recent editorial, which is not from the Portland alliance, it's not from the nation, it's not from some left wing magazine. It's from the economist, a very conservative -- conservative news weekly. I quote -- it is far from clear that many of the bush administration's actions over the past year will be effective. Or that they would be justified, even if they were. The administration had been too ready to try to evade both the law and the courts, to act in secret and to resort so-to-means of oversight and investigation. Mr. Bush may have made a mistake when he chose to call his response to september 11th a war. Talk of war conjures up the need for suspension of normal political life --

Katz: Your time is up. Do you want to finish the sentence?

Dudley: No.

Katz: Excuse me?

Dudley: Okay. [applause] I don't want to finish that sentence. I'll take to you my final sentence.

Katz: Thank you.

Dudley: Awful as it sound, that may mean learning to live with terror even as you fight it. To be dominated by a fear of terrorists, to credit them with greater power than they really have, and to tear up your freedoms in the face of their threats is to hand them a needless victory. That's from the economist.

Katz: Thank you. [applause] [gavel pounded] folks, you are now taking your own time. Because after a certain hour we will probably, because of other commitments of -- a lot of people -- i've asked you -- I have -- i'm talking. I have asked you to please, if you support what's being said, wave your arms. We can see it. We don't need to necessarily hear it. Joe, go ahead. [gavel pounded]

Dan Handelman, Peace and Justice Works: Good afternoon. My name is dan handelman, i'm with peace and justice works, and peace and justice works continues to raise concerns about the Portland joint terrorism task force, which we see as an unnecessary use of city resources and a danger to civil liberties. Our organization has been improperly spied on at least twice by undercover agents which was expanded and absorbed by the pjttf. In 1992 officers came to our meeting and filed a report alleging some unspecified criminal activity our efforts urge strong oversight of the police. This report surfaced during a criminal trial for a trespassing citation. In a lawsuit based on that case, judge michael marcus ordered this report to be purged from files. He further ordered the ciu adhere to the law and ordered regular reviews of these files for compliance with state law. We fear the federalization of the ciu was a means to avoid the purpose of the judge's ruling. In 1998 another undercover officer passed information from the ciu regarding a public visibility action in which a number of people were arrested. This report listed my name specifically as a noncriminal but noticed I organized a lot of demonstrations. Our court challenged the existence of this document. It was only because these documents surfaced during criminal proceedings that we were able to discover they even existed. As was proven by the tribune's recent revelation of the files of the late 70's and 80's, there is no way for individual members of the public or organizations working for nonviolent social change to know whether the Portland police are collecting and maintaining information on them without an outside monitor tracking the

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bureau's activities. Finally by allowing the Portland police personnel to be deputized as federal agents we're turning over local control, precluding the possibility of true oversight. The director Richard Rosenthal of the -- they're reviewing the ciu files, which are not also fbi files, and allegedly as we heard before, only u.s. Senate and congress people can review the fbi files. We understand the impulse to route out people responsible for unthinkable violence, but we should not do so at the expense of our basic freedom to disagree with the policies of our government. We ask city council not to renew the pjttf memorandum without considering the toll it would take. I would like to add the memorandum in section 3-b under direction states that a management board made up of the appropriate supervisory personnel at each listed agency will meet quarterly in order to provide policy oversight case review and -- review and it was admitted in the tribune by the fbi that that management board does not exist. So even the management board that is supposed to happen hasn't happened yet. The new definition of the pgttf's mission says they're going to prevent those responsible for acts of criminal terrorism. I don't know if that means they're going to go back in time, or prevent people from existing but that's the language as written. Or to prevent those responsible for criminal acts of terrorism. [applause]

Joe Keating, Sierra Club and Oregon Wildlife Federation: I'm joe keating, and i'm representing the sierra club and Oregon wildlife federation. I guess our combined membership in the Portland area is about 14,000 folks. I'm going to try to keep this short. A lot of folks need to speak. We basically support the position that the aclu is taking. The lens that I look through is one that says we have a very progressive city. We have a city that is based upon dignity of folks here. We have the ability to make a difference as a city in relationship to the whole joint terrorism task force situation. Right now the bush administration is gearing up on all sorts of fronts. On iraq war, on environmental issues, on civil rights issues, on human rights issues, all of which come right down to the center of our progressive community. It doesn't take a lot to understand that we are going to be as a community, dissenting a lot more. That's going to happen. What we need to have is a level of respect in relationship with our police force. And the joint terrorism task force. That is not going to happen unless there is adequate supervision and oversight of the joint terrorism task force. We have a lighted fuse here, and if we don't do something to diffuse it, the situation -- it's tense now, as you can tell, it's going to get much more tense. So my recommendation is to -- if you can, find a solution to this, sit down with the aclu, and work out some way that there can be a reasonable oversight of the joint terrorism task force and at the same time, protecting the citizens of Portland. Thank you.

Katz: Thank you.

Leal Sundet, ILWU #8: Mayor, commissioners, my name is leo sundet, I appreciate the opportunity to be here today. I'm an officer of longshore local 8, and I speak on behalf of approximately 650 longshoremen and women who work in the city of Portland. As it has since, the task force's inception local 8 stand in opposition of the city of Portland's participation in the joint terrorism task force. Our concern is that it is not realistic or practical to believe that Oregon state law relative to the collection of intelligence will be complied with. It is far too easy to mix and maintain files held by the fbi while working out of the same office. Files that extensively would not be subject to Oregon state legal restrictions. We are concerned also that the only oversight is that by chief kroeker. I'm here to tell you that while local 8 supports the police in general, we have no confidence in chief kroeker. Chief kroeker has brought with him the siege mentality of the los angeles police department, and in his tenure, has moved to militarize the Portland police department. It's absurd that no elected official to include the mayor, or community-based group, has any access to or oversight of the task force. Finally, we're concerned that different from

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criminal investigations that require probable cause, the task force is bound to the much lesser standard of reasonable cause. Let me remind you that my union is currently being told by the bush administration that if we strike, the foreign companies that we are now in bargaining with, that it will be considered, quote, economic terrorism, unquote. [booing] does that mean that I will be investigated by the Portland police department? Let me remind you that economic blackmail by withholding labor has been legal by federal law since 1933.

Katz: Thank you. [applause]

Kay Se Jama: Good afternoon, mayor and commissioners. My name is kay se Jama. I am from the somali community and also the muslim community here in Oregon. I would like to emphasize the apprehension that I was feeling to come here today to testify in front of you. The fear. The reason i'm here today is to shed light of what is happening to the muslim community here in Portland, in Oregon, and specifically with the somali community. I am very proud to be a Portlander and i'm very proud to be an Oregonian. But at the same time I have some concerns, and I would like to share with you today. Let me give you the background of the somali community here in Portland. We come from somalia because we felt the civil war that our country went through. We came here to be a safe haven country, and to be protected. That is the reason that we came here. Since the sunday of the arrest of kariye, that safe haven has been taken away. He was very -- he's our spiritual leader. Let me give you a little background what is happening with the somali community. Kariye invited the fbi to visit his mosque. If you were hiding something, he wouldn't invite the fbi to come to his mosque. They told him that he toured them around. I called after september 11th to Portland police station in beaverton and Portland so they can tell us our rights. I -- I never received a call. They told me they're going to call me back, but I never received a visit or call from any of those police departments. Mayor, and the commissioners, what are you here today to give this task force is something that you don't have to oversee, and that's -- we all know that giving someone the power that you have no follow-up -- I -- our community has been affected in this. I am a muslim. I am also a black man. And i'm also an immigrant, but i'm also proud to be part of this community and we want our community to be included. The fact -- the task force, the -- there's a legal lawsuit going on in minnesota now, people have been picked up their offices and been shipped to somalia, where there's a civil war. So I urge you today for this concern, because i'm speaking -- they are not even here to be heard, and I -- as I said in my beginning, I came here with great apprehension to speak in front of you because of the fear. And it doesn't take einstein's mind to find out who is the boss in this task force. [applause] [gavel pounded]

Katz: Folks, I am going to clear this chamber. Go ahead.

Martin Gonzales, American Friends Service Committee: Mayor Katz, city commissioners, my name is martin gonzalez, i'm with the american friends service committee, an organization founded in 1917, a passivist organization, if you will, also recipient of the nobel peace prize. When chief kroeker said earlier today that Portland is not alone, the Portland police is not alone, I was hoping he was not referring to the fact that Portland police had gathered files with the community and according to the Portland tribune about 200 pages or so. Nor -- because we also recently found that the denver police department had similar files. Prior to september 11th, there was a growing consensus in the united states that racial profiling law enforcement technique directed people because of their color rather than the behavior, was not only in conflict with the american values that was -- but it was also not an effective law enforcement technique. But since september 11th, many people primarily arabs, muslims, south asians have been targeted for this criminal treatment, and -- not because of their behavior, but because of their religion, national origin, ethnicity or

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color. Many of them have been target much harassment and hate crimes. When may 30th of 2002, attorney general john ashcroft announced a dramatic change to the fbi guidelines and general crimes and criminal intelligence investigations, a new regulation allowed the fbi to carry out surveillance on domestic, religious, and print call groups even when there's no suspicion of wrongdoing. The attorney general amended the regulations without any public debate or consultation with congress. The new guidelines overturn protections put in place in the mid-'70s. The fbi first implemented prohibitions -- 1976 after the probes revealed the fbi in all their intelligence agencies had been carrying out surveillance on members of domestic organizations, antiwar protestors and civil right activists, including dr. Martin luther king. Under the new guidelines fbi agents can -- may once again monitor and investigate lawful political and religious activities. Fbi agents can now keep records of people who attend places of worship as well as those who attend meetings of nongovernmental groups. To do this they may attend -- covertly attend gatherings, surf internet sites and mind commercial databases. They can do all this without showing any reason to suspect any criminal activity. I'm here, I wanted to close saying, you know, I know that you all took an oath to uphold the law of the land, which is the constitution of the united states. I imagine -- I remind you of the fourth amendment. The right of the people to be secure in their persons, houses, papers and effects. Against unreasonable searches and seizures should not be violate and no warrants shall be issued, probable cause supported by oath, in particular describing the place to be searched --

Katz: Thank you. [applause]

Mary Rose, Co-Chair, Women's International League for Peace and Freedom: We have -- I have been here before last year. Mary rose. I'm cochair of the Portland branch. I testified a year ago. My words are pretty much the same. I want to emphasize them this way. Portland branch of women's international league for peace and freedom asks the Portland city council to reconsider extending the joint terrorism task force. Again, we encourage you to direct city funds toward improving living conditions for all citizens of Portland. Wilpfs, women's international league for peace and freedoms, experience with fbi surveillance and black listing here in Portland as well as nationally, adds to our wearies in about intelligence gathering by the police. Wilpf founder jane adams, a nobel peace prize recipient, was called a most dangerous woman by j. Edgar hoover. The omission of review and expunging of files is contrary to Oregon law. Portland branch wilpf educates for and promotes world peace. Our discussions are not criminal acts. Our participation and vigils, parades and demonstrations are not criminal acts. We urge you to support Portland's progressive reputation and limit the fbi involvement in our police force. Portland citizens must exercise our democracies first and fourth amendment rights. Thank you.

Katz: Thank you. [applause]

Jim Cowing, ILWU Local 5: My name is jim, i'm an officer of ilw local 5, which represents the workers at powell's books. After the wpto in seattle the fbi returned to its union busting roots with a vengeance. Furthermore, the bush administration is trying to turn the war on terrorism into a new mccarthy era. With americans seeing enemies under every rock and tree and in every tree, whole groups can be demonize and neutralized without bothering with legalities. On august 12 in Portland, the longshoremen in my union held a rally. Some local activists tried to get together at the rally and were -- when several activist rode ahead, we found out how relevant political spying remains in Portland. Just by looking at them the secret service knew them all by name. Months of jtff or police whispering in the ears of more conservative union officials and demonizing local activists had made the bouncers so paranoid he was afraid to let a few 90-pound kids mingle with the hundred's of burly longshoremen at the rally and even turned away one of the members of his

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own union. This interference in our internal affairs is totally unacceptable. I'm particularly concerned about the demonization of our sisters and brothers who are forced -- forest activists. Even if it turns out not to be another case of local police being hoodwinked by the fbi into framing nonviolent forest activists for felonies, as we know they did with judy berry. [applause] the jttf is clearly bent on smearing all forest activists by very publicly associating them with the word terrorism. The Portland activist community will not allow itself to be divided and conquered. We'll not allow the fbi to decide what views we can hold or who we can talk to. Instead we'll stand together and shout, an injury to one is an injury to all: [applause] don't let our police be hijacked by the fbi. [applause]

Katz: Thank you.

Saltzman: Diane?

*******:** I'm waiting for the clock.

Diane Lane, Portland Cop Watch: Diane lane, Portland cop watch. Cop watch strongly opposes Portland police participation in the pjttf. At the very least, officers in the task force must be accountable to the public through independent oversight provided by civilian reviewers rather than entities that represent or advise law enforcement such as the city attorneys office. Independent oversight is important, since pjttf officers are deposit sized special federal officers and work with government agencies previously found guilty of constitutional abuses. For instance, last month the foreign intelligence surveillance court revealed that the fbi made false statements when applying for search warrants for 75 domestic terrorism cases. Equally troubling, the fbi recently disclosed that 50 cia agents became members of jttfs around the nation. It should be public information if a member of the cia, which condoned serious human rights abuses and kept numerous files on political dissidents, has joined the Portland jttf or will do so in the future. Council should also provide information about the Oregon antiterrorism task force. Apparently located in Portland, since attfs according to attorney general john ashcroft, contain a higher number of state and local law enforcement members, than in the jttfs and were responsible for last winter's interviews of nonresident aliens. The public should know if Portland officers are included in the Oregon attf and what guidelines they're following. Accountability is crucial to prevent abuses of civil liberties. Recently news reports stated that the baltimore jttf similar to Portland's, started investigations on noncriminal groups such as acorn, which strives to improve conditions for low-income people. The Portland task force seems to focus mainly on property damage attributed to environmental groups, even though such action has resulted in no injuries and is covered by criminal statutes. The u.s. Government's broad definition of terrorism includes injury to nongovernment property, even though the u.n. definition concentrates on bodily harm to civilians. Furthermore, the fbi's failure to investigate a pipe bomb explosion that injured environmental activist judy berry and dale churny adds to the concerns that the pjttf, controlled by the fbi, seeks primarily to stop political dissent. Thus, we at Portland cop watch oppose allowing any Portland police officers supposedly concerned with community policing, to be members of the task force without independent oversight.

Katz: Thank you. [applause]

Robert Nelson, Executive Director of Operations, Tri-Met: Mayor Katz and council members, my name is robert nelson, i'm the executive director of operations at tri-met. Our general manager fred hansen was unable to be here this afternoon to give his remarks. He has instead written a letter which is being distributed and he's asked me to read that. To the honorable mayor and members of the Portland city council. Tri-met, like other public transit systems, is considered part of the national infrastructure. Tri-met operates an open public transportation system over three counties of buses, light rail cars, and lift-equipped vehicles for the elderly and disabled. It could be placed

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at risk or itself targeted by terrorist activities. Such a threat, particularly post-september 11th, must be taken seriously and countered with utmost caution, planning and preparation. The safety and security of every tri-met passenger and every tri-met employee and the safeguard and protection of our equipment and facilities are my preeminent concerns. In recent customer surveys, tri-met riders began to express a heightened sense of awareness and concern regarding their personal safety and security. Crimes generally on our transit system including crimes against people have decreased. Our customers, however, no doubt reflecting the national sentiment and concern since the tragic events of september 11th, look to tri-met to make our transit system as safe and as secure as possible in this post-9-11 environment.

Katz: Let me just interrupt. You have about one minute and 27 seconds, and this letter is much longer.

Nelson: Through the captain position of its transit police division, tri-met has a direct information link to the joint terrorism task force. For example, tri-met was able to quickly respond to last year's announced terrorist threat to area bridges with an appropriate deployment of security personnel and other resources to protect passengers, employees and equipment. The joint terrorism task force is one of the tools now available to tri-met in our overall security preparedness against terrorism. I make no claim that the controls in place governing the task forces gathering of intelligence and related information are adequate to protect individual freedoms. This is for you to decide. For now in the environment of post-9-11 national security, I support the continuation of the task force in its role of gathering intelligence that may be of significance to tri-met in helping us to ensure that we remain informed, prepared and able to quickly respond to threats which may pose security risks on our transit system. Sincerely, fred hansen, general manager.

Katz: Thank you.

Zaha Hassan: I'm here representing americans united for palestinian human rights. Arab and muslim american organizations and groups that have as their objective the advancement of the human rights of the palestinian people are among those organizations that have in the past been subject to the most surveillance and harassment by the Portland police bureau. Approximately 50 of such organizations were surveiled by Portland police between 1970 and 1981. Indicative of its overt racism the surveillance file on the members of these groups was labeled generically arabs. One organization was in fact infiltrated by Portland police under cover operatives with the objective of fostering mistrust between members and which discouraged law abiding members of the organization from continuing their political activism. All this occurred 20 to 30 years prior to september 11th, 2001. Now in our post-9-11 world, in a world where arabs and muslims are rounded up and held indefinitely without access to counsel, and without charges being filed, americans united for palestinian human rights is concerned that illegal police harassment and surveillance of law abiding citizens will have a chilling effect on the political speech and continued activism of its members and those of other like organizations. In these times more than ever we need oversight over Portland police intelligence gathering so law abiding citizens may feel free to exercise their constitutional rights to associate and to advocate for a better america. Unchecked power breeds corruption. The city must act to guarantee the integrity of the activities of the joint terrorism task force. I was informed by congressman blumenauer in december that at a forum that he participated in that was organized by the aclu to educate arabs and muslims about their civil liberties, that he noted himself a number of undercover Portland police apparently monitoring who was in attendance at that forum. So this really troubles me. It's something that's going on, and even congressman blumenauer noted it. I'm also aware that a number of other cities jttfs have signed agreements with the antidefamation league to share intelligence gathering on muslims and

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arabs apparently in those communities. Does the city have such a relationship with any organizations like the adl? And would they consider having such an agreement with the adl? And if you could answer that sometime, i'd appreciate it. Thanks. [applause]

Fred Smith: Good afternoon. My name is fred smith, I live at 3728 northeast 18th avenue, and i'm the chairperson of the save the neighborhood association. I spoke to you last year about the unanimous decision to oppose the joint terrorism task force. We are still unconvinced paid informants provide reliable, accurate information and that our civil liberties will fought be jeopardized. The united states is on the verge of launching a unilateral preemptive strike against the country of iraq. President bush claims that iraq is a serious threat to the united states of america. 60 years ago, adolf hitler justified his attacks on poland because of his -- a supposed threat to germany. The parallels are striking. Hitler had no credible evidence then and bush has none now. Where is that evidence? Many questions bush's motives for attacking the second largest oil country in the world. Are we all terrorists? Will the american citizens be jailed without charges, or trials as foreign nationals are done today? Will our files be given to the far right organizations as they have been in the past? What will the far right organizations do with those files? Will there be death squads? This is more important than a grape boycott. Support our civil liberties and stop police spying on legitimate political activity. [applause]

Desiree Hellegers, Multnomah Religious Society of Friends: Good afternoon, my name is desiree, i'm testifying on behalf of Multnomah monthly meeting of the religious society of friends, a local quaker meeting. Quakers have been at the fore front of social justice since the 17th century. We have participated in among others the abolition movement, the movement for women suffrage, prison reform, the civil rights movement and resistance to every war. There were participation in these movements often placed at odds with the federal government, the principles for which quakers worked are seen as fundamental. Despite our long history of commitment to nonviolent social change, members of our communicated have in the past several decades been subject to unwarranted and politically motivated investigation and in some cases harassment by the fbi and more recently as mr. Gonzalez noted, the quaker organization was under investigation and we're trying to determine how many members of our meeting have been under investigation in the past. We understand the need for the Portland police bureau to communicate and cooperate with the fbi and investigating both threats of violence and crimes that have been committed. However, we believe a standing task force is a different matter all together. We believe that members of the Portland police bureau should not be deputized as fib agents and invested with the authority to investigate the political activities of Portland citizens. We're additionally concerned that the task force is not subject to civilian review. This city federal government compromises the ability of Portland police officers to perform their most fundamental functions as peacekeepers and officers of the law. When the city entrusts police officers with responsibility for investigating and documenting the activities of local activists, it places these officers in an adversarial relationship with citizens engaged in the public exercise of their rights to free speech and the freedom of association. The city places unnecessary stress on the relationship between citizens, the police department and the city government. Finally, in the current climate of national anxiety, it's more incumbent on us to remain vigilant in protecting democratic principles and civil liberties we hold so dear. [applause]

*******:** I'm an american citizen, also a black man, i'm also a muslim. And what I heard today is that the jtff is a -- their mission is criminal act of terrorism, to do that. But as chief kroeker, which I have respect for him, admitted, part of the surveillance includes place of worship. That comes into the picture of mosque, and that -- the reason -- it brought a lot of fear into our communities. A

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lot of them don't even go to mosque, and the reason that they suspect that they have been followed.

Pretty much seems like they're relating -- they tell the muslimists today are related to the september 11th attack, and also just like the american japanese, related to the pearl harbor attack. Pretty much we feeling much of that effect of being watched all the time, and a lot of people that used to call the police for help now they fear the Portland police have multiple badges, which is a badge of fbi, the badge of i.n.s. and the badge of any other federal agencies. And in history, in order to work with the community, you've got to call and work with the community. And when the community fears the Portland police, you pretty much like you remember in the asian community that we used to have in the past, that cooperation does not exist. I don't think the task force has that kind of relation within the community. We're a small community. A lot of us are still learning how to read and write and asked me to speak on their behalf and represent them, their fear. They came here for fear because 300,000 of them have been slaughtered back home and they come here for safety. For them, they've seen september 11th more than one day, for all the years, and still the numbers are counting. Pretty much I ask you to take that number, that relation to the Portland police away, so that people can call for help and not to be looked at as -- when you call the police number, an fbi agent come to your door, or i.n.s.

Katz: Thank you. [applause]

Ken Spice: Good afternoon, my name is ken spice. It's going pretty well today. I woke up, I took my cipro, I checked in on the color coded terror alert status its periwinkle by the way. I believe there's no credible threat, but please everybody remain scared anyway. [laughter] I quit accepting mail when my irradiation machine went on the blink. When I logged in e-mail this morning, it said, welcome, you've got anthrax. Those whacky government weapons scientist. The Portland joint terrorism task force cracks me up. Ring, ring, hello, this is the Portland joint terrorism task force. I'm calling to report my neighbor bob is a terrorist and he's hiding his plans inside his firewood. Thank you very much for the call, sir. The next day several agents descend order bob's house. They searched the shed where his firewood is kept using axes they busted every piece of wood but found no plans. They yell at him and leave. The phone rings at bob's house. Hey, bob, did the Portland joint terrorism task force come? Yeah. Did they cop your firewood? Yep. Happy birthday, buddy. Now it's your turn to call, because I need my garden plowed. But we all do understand how stupid these agencies are, right? Isn't the department of homeland security responsible for implementing a comprehensive strategy to combat widespread public realization of the oxymoronic nature of government intelligence? Well, that would provide tom ridge with a quasi vice-president role. Now we have creepy john ashcroft in charge of the fbi. So-called president bush enjoy as 70% approval rating and ashcroft is busy dispatching agents to interview the other 30%. [laughter] all right, so what's our mental midget of a commander in thief got to say about the joint terrorism task force? They will control our borders and prevent mexicans, Canadians and Peruvian blue flake and thermal nuclear thing a ma jigs from entering our country. They will anger state and local authorities by assuming secret and patronizing control over any and all investigations. They will bring together our very best middle managers who will spare no expense to decipher paperwork. They will review secrets and intelligenciary things which will help create exploratory forces for the exploratory. Hopefully they can also wipe out the threat of pretzels in our lifetime. Did you see the headline -- operation mandatory partiotic tattoo. Jfft members have commenced mandatory tattoo. Contact the Portland joint terrorism task force for more information on how to receive your patriotism affirming mark. I now carry the security edition of the bill of rights. This is the first ten amendments of the constitution printed on sturdy pocket sized pieces of metal. At the airport when i'm asked to empty my pockets I proudly toss the

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bill of rights into the plastic bin. We need to get used to offering up the bill of rights for inspection and government workers need to get used to decide if you'll be able to keep the bill of rights with you when you travel. In short i'd like to propose a new slogan for the Portland joint terrorism task force -- we take the free out of freedom. Thank you. [applause]

Emma Allen: My name is emma and i'm speaking for radical women. The Portland joint terrorism task force, a partnership of the fbi and the local police, is being used as a tool to crack down on our civil rights under the guise of -- guise much going after terrorists. As an activist working for a better world in justice, i'm upset I could be targeted by the state. The police and the fbi have a notorious history in targeting activists for their politics. This was recently revealed in a Portland tribune article. The article exposed that Portland police have been keeping files on activist up until as recently as 1985. Because these people wanted to end war, achieve women's equality and put an end to nuclear weapons. The fbi also has a history of going after advocates for change through such sinister programs as -- as we speak, many immigrants are being unjustly detained. The fbi has been exposed in underreporting the numbers of immigrants being detained without charges and being held without the right to legal counsel. As a -- locally a leader of a Portland mosque was arrested by the pjttf on racist trumped up charges of identity falsification, we are living in times of intense police repression of arab americans and immigrants. At the same time, there is a growing attack on political dissent as was evident in excessive police force used at the wto, the Portland may day protest of 2000, and most recently, at the local anti-bush administration. The police actually pepper sprayed children and shot rubber bullets into a crowd trying to disperse. This behavior is outrageous and meant to intimidate working people from exercising their freedom of speech. In addition, local police have helped in the arrest of tray arrow and other Oregon environmentalists whose only crime has been successful agitation on the issues of saving our natural resources from corporate buzz saws. The fbi targets left wing groups such as radical women, peace and justice works, northwest veterans for peace, the freedom socialist party and the list goes on. As we have seen in the Portland tribune, the fbi also wage add smear campaign against important civil rights leaders such as martin luther king and malcom x as criminals. The fbi have yet to expend the same amount of energy apprehending right wing leaders and groups involved in fire bombing, abortion clinics and gay clubs and neo Nazis who murder gays, lesbians, transpeople, jews, asians and blacks. The oklahoma city bombing was certainly a fascist movement crime, but only two were apprehended. Our constitutional rights are in danger with the Portland joint terrorism task force in town. The pjttf is really about subverting dissent to bush's war drive and his attack on the unions. Ultimately the police and the fbi --

Katz: Your time is up. Just finish your sentence.

Allen: I strongly urge you to safeguard the rights of the people, Portland and vote against the pjttf.

Katz: Thank you. [applause]

*******:** You listened --

Katz: Would you identify yourself.

Asante Riverwind: You should ask the fbi. They know full well who I am. I'm an activist for the last 35 years in social and justice organizations. I'm codirector of a nonprofit organization that does a lot of litigation against the corruptness going on. My name is asante riverwind. I've seen growing fascism in this country. Earlier we listened to the lies of thugs and murderers. The fbi has a long history behind it of killing people and framing people. I recommend before you even consider this that you read fbi secrets by Wesley schlorenson. It's an expose by a former fbi agents. It documents what the hell they've done. I also recommend that you look at the agent's repression

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by war of churchill and vanderwall, which also documents much of what went on. You'll understand the passion and anger of the people out here. And then also read the spirit of crazy horse about leonard pelletier, the -- that documents the framing of leonard. Also geronimo pratt. He was framed by the fbi in -- 27 years of his life in prison. I've seen them murder friends. I've seen it continue and I can't believe this is even being debated today. The fact that we're even talking about this, the ability to -- of the fbi to continue their reign of terror just is indicative of the level of corruption in this country. The real terrorists and yes, there are some, are the corporations destroying this earth. I also recommend you read the warning, world scientist -- scientists warning to humanity. By 104 nobel prize winning scientists. It's about the continuing rising extinction rate. Now it's exceeding that at the end of the age of the dinosaurs and rising. Boise cascade, all these other corporations that were up there as being represented by this task force, are destroying this living earth. This country has now the highest prison population in the world, and it's rising also. The last two that had that dubeus honor was south africa and the soviet union and they fell. There is a choice to be made here. Whether this country will start to honor the ideals it pretends and claims that it is embodied by in its bill of rights and so-called constitution written by rich white slave owners, or whether it's going to start continue this process in denial, being the modern rome, because it's going to fall. These ways are corrupt and the ways of murderers and thugs are coming to an end and the people here hopefully will all help bring that about, and I hope you join us and see a real society of cooperation and mutual aid in balance with this living earth. And 60 people here to help continue this struggle and come to the event tomorrow with this -- I also recommend you also read the war at home -- war on freedom, by an activist out of england that documents not only bush foreknowledge, but complicity of 9-11. And why the terrorists like the fbi and cia need to be reigned in and be jailed. [applause] it's all proven and it needs to be held up in a court of law. [applause] [gavel pounded]

Bethany O'Driscoll: I'm bethany, i'm here because what i've seen in the last year and even when i've heard today has led me to believe that this task force is targeting mainly people who are opposed to the destruction of our forests for the highest bid, people who are opposed to torturing lab animals, and people who believe that the interests of human beings come before the interests of corporations. I am one of those people, and yet I am not now nor have I ever been a member of a terrorist organization. I am concerned because i'm wondering, mayor Katz, where this is all going to end, and i'm wondering if you were a member of a terrorist organization when this photograph was taken by the police of you. Thank you. [applause]

*****: Good afternoon, council members. I'm here, I was here last year, you probably remember, I told my story about how --

Katz: Could you identify yourself.

Steve Royal: I'm steve royal, i'm -- last year I was telling you my story about how I was at odds with the sierra club in vancouver, and they thought that the forest service was doing a marvelous job over there cutting the gilford pinchot forest down, and I didn't agree with it, so I started organizing a group called vancouver forest offenders and I sought some help with that, because I didn't have any -- much idea of what to do. And so I -- when I was going out to the forest and one day I came back and I found these one-minute tape recordings, myself talking with the music of kmhd on there of this beautiful song that I knew that I wanted to buy a recording of it, that's why I remembered the thing. It was on my radio. I wanted to buy a recording of this beautiful song and I had never heard it before. I've been a lifelong musician. And here I am cussing at myself, you know, on these one-minute tapes. And I thought it was an analog production, right. Well, I found out since then that pro tools a digital multitrack program was available in '95, and it only makes

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sense that it was a digital program, because of how often they had the same cuss phrase going on in these tapes, right, on these one-minute -- there were seven of them. I did break the law once when we -- eight of us went out in a road and we sat down in the road and we got busted for misdemeanor trespass. I've been a bail bondsman and a misdemeanor is like nothing. The police want felonies. They want felonies. And, you know, I don't consider myself a terrorist or any of that stuff, and, you know, I mean, this audio production that I was talking about last year, and i'm talking about now, is such a magnificent waste of taxpayers' money. I mean, it's just so wasteful. You know, here I am, you know, sat in a road and -- why? I mean, why are they doing that? Well, I -- maybe they don't want me to do it anymore, and, you know, i'm not an organizer, and -- but I would just like to say that I don't think you ought to be spending money on this kind of stuff. I mean, I didn't know it was a pjttf then, I thought it was co intel pro. And later they said after we came back the second day with the hearings, they said it was the pjttf at that time. And so that's what they were doing then. And, you know, why wouldn't they keep doing it now?

Katz: Thank you. [applause]

Tom Hastings: My name is tom hastings, I teach at psu, and i'm an editor of Oregon peace works down in salem. One of the courses I teach is u.s. History of nonviolence, and i'm very concerned about some of the language that chief kroeker was using in his power point presentation. The language includes words which aren't defined, like force. And I can tell you that we in nonviolent movements and historically folks who have used nonviolence intend to force the government to do things. We intend to use nonviolent force in fact that's a direct translation of what -- truth force is how ghandi led folks in india to remove the crown jewel of the british empire. Now, if those of us who believe in and practice nonviolence are regarded as terrorists because we intend to force the government to do something with our nonviolent means, I really wish you'd think about that, especially in the light of all of the really fine testimony that you've heard about the new federal guidelines as they exist. So I guess with the -- given that whole picture, this seems like a task force that is really suffering from some credibility issues when those who are trying to defend the majestic national heritage that we have, including our old growth timber, for example, and using nonviolent means or using property destruction means, but no violence to people, when they are considered terrorists by the federals, then they're going to be considered terrorists by this joint task force. That credibility then of this task force is nil, since those indictments came down in my opinion, there is no credibility, the four dimes for the forest activists. 80 years in prison is their window of exposure as the lawyers call it? That's completely out of hand. That's completely disproportionate. I'm a convicted felon. I have two felonies on my record for nonviolent resistance to nuclear weapons. I have been called a terrorist by the united states navy. That was in the pre-9-11 era and I just laughed at that. That would not be a laughing matter anymore, would it? I served three years. I had a three-year sentence for my nonviolent action. I was prepared to accept the consequences, and I did. And I learned an awful lot from doing that. And I intend to continue to participate in trying to force the government into practicing nonviolence. And I strongly believe and strongly urge that you disband this illegitimate task force at the end of this meeting. Thank you. [applause]

Katz: Tom, let me see if I understood you clearly. Did you mean to say that property destruction is nonviolence?

Hastings: It can be, yes. It absolutely can be. If people are not targeted, if a good reconnaissance is done and there's no chance any person could be hurt, i'm not going to comment on the nature of the fires. I would never do a fire. But because it's something that could go out of control. None the less, the actions that I took were recognized by a very hostile judge as being nonviolent, and it

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involved \$7,500 damage to the united states navy. And he said, yes, I recognize it was a nonviolent action. So property destruction is a neutral term. Not a terrorism term.

Katz: Neutral. Okay. [applause]

Aysha Massell: My name is aysha, i'm here to talk about the connection between the Portland joint terrorism task force and modern day concentration camps. Perhaps you have heard of camp x-ray, located in Guantanamo Bay, Cuba, where 598 unnamed prisoners of the war in Afghanistan -- are you listening?

Katz: Just a minute. I'll let you start in a second. Okay. Go ahead. Start all over. Thank you.

Massell: All right. My name is Aysha. I live here in Portland. I'm here to talk to you about the connection between the Portland joint terrorism task force and Monday concentration camps. Perhaps you have heard of Camp X-Ray, located in Guantanamo Bay, Cuba, where 598 unnamed prisoners of the war in Afghanistan are held without any protection afforded them by the Geneva Convention. Photographs of these prisoners show them bound, gagged, blindfolded and doubled over in what appears to be significant pain. The Bush administration argues that they are enemy combatants, not prisoners of war, and therefore not protected by international laws governing human rights. What has this to do with the task force here in Portland? Since 9-11, significant changes have occurred within the laws governing domestic terrorist investigations. The USA PATRIOT Act nullifies basic democratic rights granted by the U.S. Constitution, including the Fourth and Fifth Amendments. This means suspects can now be detained indefinitely without being charged, assets can be seized without judicial proceeding or review, and suspects may be compelled to talk by any means necessary. That's the Fifth Amendment right there. These are the laws governing FBI and they want to hand over our police to their control. Over the past year, and in this Council Chamber, it has become clear that the FBI will not allow any civilian oversight or review of the same officers or the manner in which they conduct their investigations. We are assured of theoretical congressional oversight. And told to trust the FBI, not to allow these officers to violate Oregon law. I don't believe a word of it. The FBI has given this city, and you well know, the FBI has given this city an ultimatum. Either security or liberty, you can't have both. Well, a wise man once said, they that can give up essential liberty to obtain a little temporary safety deserve neither liberty nor safety. Sheikh Mohammad is in jail without bail for trumped-up charges of social security fraud and possessing a government document. The media has already tried, judged and hung this well-respected Portland Somali man. And it might seem a simple matter to send him to Camp X-Ray or somewhere similar to spend the rest of his days. But I can assure the FBI that it will not be simple. The days of concentration camps are over. There will be no round-up of Muslim and Arabic people under the catch-all banner of enemy combatants. And how? Because we will stand up as a city and protect the civil rights of all our residents by refusing to allow our police officers to violate the Oregon state laws. This symbolic act will ripple through the consciousness in of America and signify that we are not willing to let go of our civil rights that we have fought so hard to earn. This act will be known around the world and throughout history as one ray of light in a dark world. It might mean the end of your political career. But who wants to be successful in a nation of concentration camps?

Katz: Thank you. [applause] [cheers]

Michael Hagmeier: My name is Michael Hagmeier of Northeast Portland. First off I'm a little confused, because it seemed odd to me that it's called the joint terrorism task force, and not the joint antiterrorism task force. And apparently it sounded like there is such an organization that's called the antiterrorism task force. I'm a little confused about that. And I'm also concerned about the city's partner in this endeavor that -- the FBI has a long history of targeting political activists,

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mostly activists on the left, primarily for their beliefs from the beginning of the organization. And that has continued, you know, in the '60s they were targeting martin luther king jr., in the '70s, you know, there were all kinds of hearings, cointel pro came to light, there were all sorts of safeguards supposedly put in place, and yet in the '80s there were break-ins of groups working to stop u.s. Activities in central america that many believe were actually perpetrated by the fbi. And then on may 24th, 1990, there was an act of terrorism that was perpetrated against judy barry and dale churny, and in spite of the fact that death threat had actually gone -- been broadcast on a fort brag, california, radio station, and that judy barry had reported that she had continued to receive death threats, the fbi targeted judy barry and dale churny as the prime suspects. And from the beginning, they only investigated judy barry and darryl churny. They didn't even entertain the idea that perhaps somebody opposed to their work was responsible for the bombing. And to this day, the fbi has not investigated anybody else. And just this june, in oakland, california, a jury found fbi and oakland police department members liable for \$4.4 million in damages to the estate of judy barry and to darryl churny, and this certainly calls into question whether the city itself could be held financially responsible for actions committed by the joint terrorism task force. So I urge you to vote against the reauthorization or at least, you know, I understand this is an emergency ordinance, and so to put it in place right away, and as I recall, two years ago you didn't pass it as an emergency, and to allow more time for -- to think it over.

Katz: Thank you.

Alan Rausch: Members of the council, my name is alan rausch, I live in northeast Portland. I wanted to tell you a little bit about the fbi also, since I think it's important you know who you're handing the keys to the city to. And since it's now likely that we're stuck with chief kroeker, who will be the only person overseeing them, allegedly overseeing them. My fbi files started, was opened when I was 17. I signed an antiwar petition. They opened a file on me. Ten years later I learned about that, I filed a freedom of information act to get copies of my file. Two years later, after a threatened lawsuit, I was able to get copies of my file. Of course, all of it's blanked out -- blanked out except for my name. That's the level of oversight. 15 years ago, my companion at the time who was active in the sanction ware movement, was visited by two fbi agents at her place of work. She worked at the encyclopedia britannica. They decided to stop in and ask questions in front of her immediate manager. It took a congressional hearing because the fbi was doing this around the country, visiting members of the sanction ware movement at their place of work. Attempting to get them fired. It took a congressional hearing to stop that. That hearing was held by representative don edwards, a former fbi agent who said this is reprehensible. That's 15 years ago, and you might say this stuff has been straightened out. I think he just told you what's currently going on. That the fbi still does this. That the fbi still profiles people, activists. Nonviolent activists like judy barry. The city of oakland filed to have themselves separated from the fbi during this trial. Why did they do that? Because it became clear during the trial, which took 12 years, that as members of the jury said, the fbi was consistently lying, and fabricating evidence. And that's why they lost the case. That's why the fbi's going to pay several million dollars, that's why the city of oakland is going to pay several hundred thousand dollars, because they went along with the fbi. You're considering going along with the fbi. Don't do it. Here's your chance to say, we need some oversight. There's nothing set up right now except for one person who's not elected, who's allegiance is now more probably to the fbi than the city of Portland. Thank you.

Katz: Thank you. [applause]

Edith Casterline: Edith casterline, southeast Portland. Last year I testified here in city hall against the jttf. And since then my opposition to it has only increased. Last year I was overly

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optimistic. I said, I can't ask the city to change the fbi into an organization that can be trusted. But I can expect Portland to keep our police from being infected by the moral and legal deficiencies of the fbi. Well, our police are already infected. Last year I didn't know that the fbi wasn't even about to set up a review process despite their promises. And I hadn't yet heard much about the Portland red squad, so I didn't know the depth of the history of the preexisting infection of the Portland police force. What has not changed is my view that the widespread mistrust of the Portland police will lead to failure to report crimes and to seek police help when needed. I'm not anticop. I don't think our society has yet progressed to the point where we can do without them. But the tactics of the Portland police bureau certainly need a complete overhaul. The Portland police also need to be separated from the functions of the fbi to maintain the checks and balances that are such an integral part of our democracy. The city's sudden concern with officers' use of profanity is a blatant red herring bone other than the fact it layers another layer to the intimidation factor. What really matters is not whether officers let slip a few colorful words in the midst of their stress, but when the cops spy on innocent activists, beat up on people for wearing clothing or skin that is too dark, and waste city funds with a joint terrorism task force. If you have extra money to throw around, give it to the schools so the next generations can think for themselves and continue the fight against imperial {im}ism. Please stand up for human rights and vote to discontinue the jtff. Thank you. [applause]

Michael Pullman: My name is mike pullman. I'm a faculty member of Portland state university. I don't want my opposition to be considered an opposition to our country's duty to protect itself. Recent history has demonstrated terrorism is a very real threat. However, the ends do not justify the means. History is also demonstrated the very real threat of an unchecked police force. Think about such people as martin luther king, john lennon, caesar chavez, all those people were under investigation of the fbi and now think about people such as j edgar hoover, joseph mccarthy, richard nixon. In each case history has shown those who were spied upon were hero and those who were doing the spying were scoundrels. The mayor says she's, quote, very confident that the city is not spying on its citizens because if it were there would be, quote, hell to pay. Yet she also states that city officials including herself can't even access the task force's files because they don't have proper security clearances. How does she know then if the task force is breaking the law? Of course they're spying on police call activists: At any peaceful demonstration police film everybody in attendance. Look at mayor Katz's life. The police kept files on her. How can you say that the city of Portland is not spying on its citizens? That's the whole point of the task force. Open your eyes. The emperor has no clothes. If george Washington were alive the terrorism task force would investigate him. Even the boston tea party, which we're taught to believe is one of the greatest act of our history falls into the definition of an act of terrorism. When we examine history, it's easy to say we would have done the right thing if we were there. It's easy to claim we would have marched with king, that we would have opposed mccarthy, that we would have taken a stand against j edgar hoover. I urge the council to consider their place in history. There is no difference between j. Edgar hoover and dick cheney. Donald rumsfeld and joseph mccarthy are one and the same. Here is your chance to make history, the one true chance you will ever have to stand up for liberty and oppose tyranny. It's scary and hard, but most noble actions are. Charlie Hales did it, and you can too. I'm especially speaking to you, commissioner Sten. I believe you're our best bet here. I want you to be true to us and I want you to be true to yourself. [applause]

Katz: Thank you.

Pullman: I'll go ahead and leave a copy of this at the table so that the fbi can go ahead and put it in my file without transcribing my speech first.

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William Levin: My name is William Levin, I live in NW Portland. I'd like to preface my remarks by saying I really resent the fact Chief Kroecker is not in here listening to us. That allows him to be even more out of touch with the communities than he normally is. He was outside speaking with the press finding out that he did not get the chief's position in Los Angeles. So with that I'll go ahead with my remarks. Mayor Katz, and city commissioners, I wish it wasn't necessary to sit before you today, yet it's more urgent to speak our hearts and minds. Listen up. I'm certain that the renewal of the terrorism task force is a done deal. We've read the list of those who endorse these proceedings. We know whose interests you support and we understand just who is offered protection under the corrupt laws of this land. The leaders of our nation have gone mad and are out of control. United States imperialism, the craving for wealth and power of a grotesquely decadent few is wreaking untold misery and havoc on the earth and its creatures. Those of us who care, those of us who are still living, thinking, autonomous individuals are compelled to act, and we are. I can see that at least two of you aren't listening and that's unfortunate. But I know you've heard a lot of folks here today. Perhaps you believe fear will deter us. You're mistaken. We're embroiled in a literal struggle between affirming life and a culture of life. Our backs, as are those of our sisters and brothers throughout the world, are against the wall and we must prevail. This is a promise and a warning. Rather than intimidating us with threats of expanded homeland security measures and increased task force spying, most of us gathered in these chambers have steered our resolve to bring down this malignant system. Many feel reform is no longer possible. As people whom I know and respect are paraded before your grand juries and stand bravely facing indictments for fictitious crimes, I say again, as last year, if there isn't an FBI file in my name, open one now, because I vow to redouble my efforts toward accomplishing that which my conscience tells me is just. It is we who are the true patriots. History will bear this out. Make your choices, Mayor Katz and commissioners, because it's later than you think, and this is no game. Thank you.
[applause]

Martin Slapikas: My name is Martin, I live in the Ctlh neighborhood association. In the Ctlh neighbor. I'm here hopefully to put perhaps a different viewpoint on some of the comments on some of the issues here. To start off with, I had to figure out in my mind what are we talking about and what is the definition of terrorism? And I found one that I thought might be helpful for me, anyway. I feel it's the use of violence against civilians to promote a cause so unpopular it cannot succeed without intimidation. Those levels of intimidation were described in a commission on national security for the 21st century, and it was completed back in the year 2000. They had six levels of intimidation -- biological, terrorism, cyber terrorism, nuclear terrorism, chemical terrorism, radiological terrorism, and enhanced conventional terrorism. It takes four levels of involvement. Federal, state, local and private, to prevent that from happening. On September 11th, with we learned there are those in this world who would attempt to destroy our life using one or all of these methods of intimidation, of which a forum such as this is a part of our way of life. What bothers me is that there will be many of us who may be called to defend that, and many of them already will be. The Oregon National Guard and certainly many people in the military already. They're called to defend their way -- this way of life. I believe it would be a shame if they had to come back to find that many of our cities, many of our families were destroyed because we chose not to coordinate our intelligence gathering efforts to the best of our ability. As a result, that's one of the reasons why I support the formation of any method of cooperation that prevents this from happening in our nation and our city. Thank you.

Katz: Thank you.

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Bonnie Tinker: I'm bonnie tinker. I'd like to say it's a strange thing somebody comes in supporting the mayor's position can sign up at the last minute and be bumped right on to the testifying table, while those of us who have been waiting for hours are still waiting. I am bonnie tinker, the director of love makes a family. And I was the founding director of bradley angle house and of the national coalition against domestic violence. Evidently two highly suspect and possibly subversive organizations. In 1978, officer faulk of the Portland police bureau submitted an intelligence report about the national coalition against domestic violence to lieutenant winters. The national coalition against domestic violence marked the beginning of a coordinated national effort to end domestic violence against women and children. The report included about alleged information about me as the chairperson, and information about my sister who had no connection to any of my work in Portland. From an assortment of erroneous information the report concluded that, and I quote, these safe house and this hotline communication network will probably be used for the movement of wanted fugitives in the case of future terrorist acts. Well, now here we are in 2002. And the word "terrorism" has leapt from the files of a paranoid police department serving the interests of the john birch society to the lips of our city council members who evidently believe that you can protect liberty by destroying civil liberties. It is my guess that the Portland joint terrorism task force does not concern itself with the daily terrorism of domestic violence, nor with the ongoing global terrorism sponsored by the united states government against any community that poses a threat to the world domination of the international financial interests that control the government of this country and increasingly this community. I'm not here to bother to ask you to break the alliance you have formed with the fbi. I know you're not going to do that. You already know, and have evident I accepted for the past year, that this relationship sir couple vents state law, which outlaws police spying on citizens, because of their political beliefs and vili fualaa I can activities. We may never know what files the Portland police are assisting the fbi to assemble on citizen activists and government officials today. And evidently you have accepted this as reasonable cost. I am here simply to bear witness in the hopes that some day a free society will find the records of this era and will know that not all citizens willingly relinquished the dream of a free society, nor relinquished the privacy of a free society. I am here because I want my children and grandchildren to know that there were many who objected to the rule of a police state. There are many of us who do not believe that our interests are served by --

Katz: Your time is up.

Tinker: -- answer only to an occupation government that came to power through election fraud.

Katz: Your --

Tinker: Don't count my introductory remarks --

Katz: Your time is up.

Tinker: In the event our planet survives and one day this community, this country, this world is governed by democracy, I want those who investigate the crimes against humanity of our era to know that there were those of us who resisted the rise of capitalist totalitarianism and its terrorism. Therefore, for the record, I am submitting this testimony and a copy of the police file on me which the city of Portland failed to destroy as directed by state law. And I would like to congratulate the city of los angeles for rejecting mark kroeker and congratulate all of those who helped that to happen. [cheers]

Michael Munk: I'm michael munk, i'm testifying as a private citizen, but also as someone who has taken a special interest in the history of the red squad, and having spent some weeks going through the earlier files of the red squad at the Portland city archives maintains. I just would like to draw your attention to a possible problem with reforming this procedure of oversight for the red squad.

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It seems to me that the revelations in the Portland tribune recently put a great deal of stress on the trustworthiness of the members of the red squad. And if you'll remember a year ago, many of us were very skeptical when chief kroeker said finally, you simply have to trust the red squad to respect civil liberties and many of us were very skeptical. So just to review that officer winfield, a member of the john birch society, and the person who stole the files, presumably, from the Portland police bureau, follows a long line of his colleagues in the red squad, who are ideologically on the far right. I think this is the problem with procedure, that if you continue to recruit right wing extremists to populate the red squad, then you open yourself to exactly the kind of violation, not only of existing regulations, but of constitutional rights, that we've experienced in this city since at least 1920. And just to point out, among the other people in this list, we can begin with walter o'dell, the head of the red squad in the 1930s, who published his own private newsletter denouncing communists, jews, and black people. Jj. Keagan, the head of detectives of the Portland police bureau, who was o'dell's supervisor, was censured by judge landis for lying before a deportation hearing on harry bridges, and the gentleman who testified from the ilw local here was absolutely correct in relating the red squad to the harassment of harry bridges in which mayor mcculloch lee participated in the 1940s. Bill brown, the head of the red quad during the mccarthy period, was a notorious right wing extremist. He was the head of the american legions Americanization committee, and personally was involved in denying the civil rights congress the right to use benson high school auditorium. So larry --

Katz: Your time is up. Why don't you finish your sentence.

Munk: One point. Larry seaward, who I believe was your own private body guard until a few years ago, was the person who actually filed the reports on martin luther king, presumably as part of his work as the head of the subversives and radicals section of the red quad. So again, I think the current revelations on mr. Winfield show that there is a strong tendency --

Katz: Thank you

Munk: -- for right wing extremist to join the red squad. [applause]

Annabelle Lovely: My name is annabelle lovely, and i'm here because I don't know why anyone would want to be protected by or from some abstract terrorists by being harassed and attacked by the fbi and the police. Terrorists might attack me, but i'm much more afraid of being targeted by the police and the fbi just for speaking here right now. I don't believe the joint terrorism task force would only focus on preventing massacres or other acts of violence against people, which are terror-provoking acts. I think it's evident throughout the past that the police do an overtly poor job of policing other police, and policing the fbi or vice versa is an even more ridiculous notion, and there's been nothing to stop them from detaining or accusing anyone who they suspect may affect or change the reigning system of power. And I myself am afraid that my phone is tapped and I might have an fbi file because I regularly publicly dissent and I work for a forest activism group. As mentioned before, you know, you, vera Katz, have had an fbi file for attending peace protests. And I don't think that the effort tax dollars spent on that kind of surveillance are going to protect anyone except for government of course. And hundreds, thousands of civilians signed an initiative for an independent review board as mentioned by kroeker, the police have eight representatives for the joint terrorism task force, and supposedly the majority rules in a democracy, and yet we have not seen a functioning independent civilian review board. The subterfuge of checks and balances is all too obvious now, and you are a representative, not a ruler. By renewing the joint terrorism task force, you will not be representing the people, and the people won't go down quietly, and I personally will fight this. That's all I have to say. [applause] [cheers]

Katz: Start calling the names again, karla. See if they're here now.

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Katz: Was your name called, sir? There are people who signed up.

*******:** The woman whose name was called asked me to speak for her. She had to leave.

Katz: Go ahead.

Saka Viya: My name is saka Viya, i'm speaking as a private resident of Oregon, a private citizen of Portland, but also as an activist. And as a buddhist priest involved in the Buddhist community. I don't want to repeat of lot of things that have been said. They've been very well said. I just want to add one or two points that haven't gotten a full attention. I think the idea of the joint terrorism task force is that it's protecting us from violent terrorists, but I think it's pretty clear that most of the people that feel threatened are activist groups trying to express dissident views and I think the strongest evidence that we have about the federal government's intention for the motivation for the fbi right now in this effort has to do more with attacking dissident groups than actually investigating terrorism, because if they wanted to investigate terrorism, they would investigate president bush and they would investigate other top leaders of government. Right now there's more evidence for president bush's close connection with osama bin laden. This is not contested evidence, you know, his family relation and business relations in texas for many years, much closer than what's now under investigation. If that's really the interest, there's a lot of government officials with very close relations, and of course the cia and other groups that have supported these terrorists, why aren't there more investigations of top government officials that have been so closely involved for years. Instead of the investigations of dissident groups with very little actual evidence for any kind of violent behavior. I think there's been so much obvious hearing today of people who feel threatened, just because of their views, we can see that's the function of this task force. So I urge you not to support it. Thank you.

Katz: Thank you. [applause]

Sunya Deva: My name is sunya Deva. Everybody knows the fbi surveils and actively disrupts activist organizations, including labor, political and human rights organizations. I know it, you all know it. Whether you'll admit it or not. By participating in the Portland joint terrorism task force without a demand for effective citizen oversight, you're giving your approval for this. It's an dictatorial and unrepentant violation of civil liberties carried out by the fbi over many decades. You're giving your stamp of approval for this. As a city official you're betraying those of us who work by ourselves and with those organizations for these causes. A few questions from a couple of you about oversight appears to me to be nothing more than a political maneuver unless it's backed up with a real demand for oversight of the powers being given to other people. Your police officers are out in the streets hitting people, pepper spraying, firing guns at peaceful protestors, men, women, and as seen on august 22nd children. On august 30th the police violently attacked peaceful people on bicycles. I saw one officer, a large man in a rage throw a woman down by her face. She was not arrested, charged with anything, so why did he do that? Is he arrested? Is he being investigated for terrorism? Activists tried to protect themselves, there being -- they're being harassed, targeted, arrested, hurt. I want you to look at the faces of people in this room, because when you go home today, you'll be nice and safe. When we go home today, we feel under threat. I may end up in jail on some bogus charge because i'm a political activist. You get frustrated when we clap out here. You want us to sit quietly while you enact something that puts our lives at threat and for no valid and moral or ethical reason. [applause] that's enough.

Jeremy David Stolen: My name is jeremy, I go by spark. I live in southeast Portland. I'm a contributor to the Portland independent media center, where you can find the truth that the government here and the corporate media doesn't want you to know. In nazi germany in the 1930s and '40s, millions of jews, homosexuals, political dissidents and others were rounded up and -- into

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camps and executed. I believe you have family that were in those camps, mayor Katz, who survived. Many people have since wondered how could this happen? How could an entire nation be beaten into such submission that they would allow these atrocities to occur? The answer is simple -- fear. Fear was the tool they used. With fear they created false enemies, framed the innocent and demonized those demanding freedom and liberty. They locked them up, then they killed them. Through fear they controlled an entire population. Today in the united states, the fascists are using fear to control this population. Again, the fascists are creating false enemies, framing the innocent and demonizing those of us who are demanding freedom of liberty. We are being locked up and if bush has his way, we'll all be killed after sham military tribunals. The fashionists in germany would not have suck eddied without the support of local officials and business owners and we're seeing that again today in this room. The Portland joint terrorism task force is fascism. The corporate supporters of the task force are fascists. You, mayor Katz, are a fascist and so is police chief kroeker and any member of the city council here who votes in favor of the joint terrorism task force. Let me assure you, your tactic will not work. I am not afraid of you.

The people in this room, who also oppose the task force, are not afraid of you. We will resist you and your fascism at every juncture and in every way we can. We will not win today in this chamber. We know you've already made up your minding this is a sham. But history will show that we were the defenders of freedom and liberty and that you, mayor Katz, were a friend of the fascists. I'll be praying for your soul and I suggest that you do the same. [applause] [cheers]

Treeza Walker: This is my first visit to these chambers. I'm disappointed because I feel there's already a rubber stamp on this issue. Specifically i'm going to address your behavior --

Katz: Could you move to the mike?

Walker: I'm going to address the behavior of everyone before me. I've watched you write notes to each other, i've watched you thumb through papers, and not pay attention to the people that get up here and speak. And it's like you've already made up your minds. I'm still very pleased at all the people that came out to give their time to speak their truths here. The second thing that I want to say is, I went on a journey this year. It was called the hiroshima flame interfaith pilgrimmage. We walked 2,000 miles across this country to the world trade center on behalf of world peace. We met people from every socioeconomic background, different political status, all religions, and everywhere we went in this country, the people of this country, not the media projections, but the people of this country have a desire for peace. It's out there in their hearts. They're not out there for war. And the military industrial complex is trying to insight -- incite fear and mistrust in all the people of this country. And this joint terrorism task force is a part of that. I strongly urge you, because i've seen it one-on-one with thousands of people across this country on that journey, that it a terrible, evil thing. [applause]

Nancy Newell: My name is nancy newell, i've been an activist for 35 years. I'm a surviving victim of the three mile island accident. I've been active in the community for Portland maybe 20 years now. Familiar with -- people are familiar with the actions I took. I attempted to prevent the merger of enron with Portland general electric. I succeeded in preventing the merger of pacificorp taking over a coal mining operation in england. And i've served in the community in a fashion that benefits the communicated. And I am very proud of that record. In the process of trying to educate the public on sustainability issues, I was characterized as an ecoterrorist by speaking at a group of citizens in coos bay. And to imagine what that set in motion is unimaginable. I am watched by the fbi, the cia, these are things that are real. These are not things that are fantasy. If you talk about the numbers number of citizens that were killed tragically in that terrible event, how many citizens are you affecting by supporting this task force? And what are you getting as a result? You have one

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charge of fraud lens on a social security card. We have an enron that has stolen \$300 million worth of our federal tax dollars, ken lay comes in and out of this community on a regular basis. This man was part of a group that killed villagers in india, which was also on the board was a cia representative. We have a president that is not legally elected, whose brother has admitted in court they did not -- they took away the rights of minorities in florida to vote. And you proceed as democrats, these are all democrats in and so-called progressives here, to support this presidency. I don't understand it. If I were you, I would be supporting what berkeley just did, and enforce the space preservation treaty that 20 nations in the world, everybody signed on except the u.s. And israel, we will no longer allow weapons of mass destruction. This country is a country of mass destruction. We train people at the school of americas, why isn't this task force got all these people in here? I'm sure there are citizens in this community that are part of these activities. This is hypocrritical, it doesn't accomplish anything, it should be abolished. And let's get down to the real truth of what's happening in our city. [applause]

Katz: Are you going to entertain us again?

Kathleen Juergens: Yes indeed. My name is kathleen juergens. I'm here to add an important piece of testimony that was left out of the tribune's otherwise excellent series. This is the secret theme song of the Portland joint terrorism task force. Which I have channeled psychically through a source I have agreed not to name. Appropriately enough it is written to the tune of a song by a group called the police. Hey. I'm going to have to sit back from the mike but that's okay because i'm going to have help. Everybody breath you take every move you make, evidence will fake of the laws you break we'll be watching you, try to organize, we'll send in our spies, we'll be telling lies, cut you down to size we'll be watching you, we're the jttf, we make war on the left, we infiltrate to serve the corporate state, if you try to resist, we'll call you terrorists, you'll go on the list, for the iron fist will be watching you, if you're black or brown, we'll be keeping you down, good thing we're around, cleaning up this town, we'll be watching you, our corporate masters are mad, wto went pretty bad, between the feds and the caps, we're pulling out all the stops, rally for your right, we'll provoke a fight, violence will incite, every day and night, we'll be watching you, we will smear and suppress, what you try to express, plant our nastiness in the corporate press, we'll be watching you, we'll be watching you [applause]

Katz: Thank you.

Kyr Westwind: My name is kyr westwind, i'm a local business owner, mother, and active public citizen. My activism has been peaceful and legal, falling well within my constitutional rights to dissent. And has included work with community organizations like the burnside community council, unitarian church, and others listed in the now infamous tribune article. More recently my activities have included joining this council and supporting the cancellation of the eagle creek timber sale. When I went to visit that area with my family, my car, my husband, and my young son were photographed and followed and surveiled by people on the scene. Over the past year while participating in peaceful rallies opposing the war, my son and I have repeatedly been followed and photographed. This week the nature of this surveillance, at least in part, became clear when our pediatrician reported that -- to my husband and I, that he had been contactd by the Portland joint terrorism task force who are investigating me and calling my parental fitness into question based solely on these activities. It is clear that the powers conveyed by this council to the Portland joint terrorism task force are being abused. That the laws of the land and the public trust have been disregarded by a renegade law enforcement. If we are truly concerned with domestic terrorism, we must first be concerned with the forces within this country who would strip us of the constitutional rights and civil liberties which set our country apart. If we lose these, we have surrendered to the

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terrorists. Surely civil liberties are more precious than the property crimes and misdemeanors which hold the Portland joint terrorism task force's attention. I urge you to stand up for the community, your constituents and the constitution. I urge you to reject and diffuse the pttf.

Katz: Thank you. [applause]

James Hester: Madam mayor, members of the city council, first of all I want to thank you for allowing me to speak today. My name is James Hester and I'm an executive board member with local 189 at the American Federation of State and County and Municipal Employees. In that position we represent over 1100 city workers in the city of Portland, including over 400 nonsworn employees with the Portland Police Bureau and the Portland Fire Bureau and BOEC. I come today to speak in opposition to the continued involvement of the Portland Police Bureau and with the FBI Joint Terrorism Task Force. I come today knowing very well the events of September 11th and knowing all too well our need to safeguard the citizens of the city of Portland and the United States against further terrorist attack. However, we are very concerned about the apparent lack of safeguards in the review -- and reviews with this task force. Without these safeguards in place to ensure the constitutional rights of our citizens we place ourselves in danger of becoming ordained terrorists ourselves, imposing raw sources of law enforcement upon the very people we are charged with protecting. Three most recent things that have happened that will point out are the arrest of five longshoremen in the state of California by the joint terrorism task force down there. Simply for exercising their constitutional rights. Here in Portland the joint terrorism task force has infiltrated numerous union meetings, and on a personal note, my own niece was paid a visit by Portland police officers in the middle of the night simply because her boyfriend was out taking pictures of the St. Johns Bridge one day. I myself am an amateur photographer, and I very well could have been with him if he would have called and asked. But when they ask why they were there, the police officer responded in a very abrupt tone, if you don't be quiet, we'll turn your name over to the FBI. These are the concerns that we are concerned about. Also, I have to point out that President Bush in recent months under the guise of national security, also has rescinded the collective bargaining rights of thousands of members of the Department of Justice. Rights that they were due them, and he just took them away with one signature. After local 189 and AFSCME International has built our -- built on civil rights and labor movement throughout the years. We need to preserve the constitutional rights of all people to freedom of speech and assembly and unlawful search and seizure. Recently AFSCME International and our international convention pass add resolution by unanimous vote of the delegates to oppose the Attorney General of the United States to grant wider powers to the FBI to infiltrate community, civil and immigrant rights work groups, religious organizations, women's groups and unions in the name of national security. AFSCME leadership has taken a leadership role in demanding the repeal of the Patriot Act. I encourage you today to set a living memorial in the memory of those who died and gave their lives in New York City and Pennsylvania and Washington, D.C. By ending this task force as it currently exists. [applause]

Nancy Dorr: Good afternoon, my name is Nancy Dorr. I'm executive director of an organization founded in memory of the victims of 9-11. We recently did a conference on terrorism and all its forms, and a commemoration for 9-11 on September 7th. We went into schools for two days. Back a little bit, a few hours ago I was interviewed by an international filmmaker on the subject of lynching. And the daughter -- I am a daughter of a Klu Klux Klansman and the daughter of slave owners. I grew up in a small southern town and this filmmaker was questioning me about what I witnessed and 40 years ago I witnessed the lynching of a man in my hometown by my father, and some police people who were in the Klan. He triggered me. I'm in a really triggered state right

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now. I have flashbacks. It's very difficult for me to get up here and speak. Terrorism is nothing new to this country. This country was founded on terrorism. 30 million african-americans died on the middle passage. It's been my life's work to be a civil rights activist and to study lynching and slavery. I was actually up to midnight last night surfing the web. What does that bring me up to the moment? Honor thy children foundation is an organization dedicated to eradicating hatred and terrorism in all its forms and teaching children about multicultural diversity. In the process of organizing this conference, I was intending to work with the police, I came in respecting the police, believe it or not, given my childhood, was willing to work with all of the law enforcement in this community, and what happened as a result of that, captain john at the lee, head of homeland security, investigated me for terrorist fund-raising because I wanted to take pencils and backpacks into afghanistan, believe it or not. He went far beyond that. He contacted the pentagon and got my pentagon speaker pulled, I got him back. I said if this is the best you can do when i'm spending 24/7 in my country and \$12,000 of my money to vilify me, then I renounce my american citizenship and i'm leaving. And I got him back, though. You didn't stop me. They didn't stop me, okay? But it didn't stop there. A whisper campaign was started against me. I was vilified by the Portland police. You tried to stop me for what I was doing simply -- probably for some other things that i'm investigating that this government is involved in. We don't have time to go into that right now. But we had some -- you guys should have come. You screwed yourselves, because some of these people that came here wanted to tell the truth. Because if you stop -- if you stop letting people work for justice, you're going to be hiding behind ivory towers. You're erecting huge barriers in this community, and actually in our country. That you're hiding behind. And it's going to take all of us to do this.

Katz: Thank you.

Dorr: I just want to say one quick thing. As of october 1st, homeland security is coming under unified command and the military. So we're not in a state of -- a police state anymore, we're in a military state. [applause] tierny reigns when the truth is suppressed the true subversives are those in the government who lie.

*****: I hadn't intended to speak to you today.

Katz: Identify yourself.

Frances O'Halloram: My name is francis o'halloram, i'm a lifetime citizen of Portland, Oregon. I had not intended to speak to you today. I came by just to listen. But of course after listening I had a few comments I wanted do make. I frankly could care less if the fbi has a file on me. My father, god rest his soul, was a union leader in Portland, an ironworker, john o'halloram, he was a business agent. He worked on the fremont bridge, the steel bridge, the morrison bridge, the marriott hotel, the hilton hotel, the snake river bridge, and he has an fbi file that is probably two feet high because he was a union leader. But he was an honorable man, an honest man, a man of integrity, wisdom, kindness, he was a peaceful man. And when he passed away two years ago, i'm sure he was quite dismayed at this state of the country and the progress that had been made that has been lost. I'm here to represent my family. Not an organization, I am affiliated with some, but that's not why i'm here today. I'm here to look you in the eye and mr. Saltzman, I know it's been hard for you, but I would like to look you in the eye for a minute. I'm also the mother of african-irish-american young men. There is a community right here in our city when you look at the definition of terrorism, they have been terrorized for many years. I have a young son who has been racially profiled at least 18 times since the age of 10. He's only 17. The community -- i'm actually kind of glad people are here and becoming aware, because these things are taking place at the hands of the police department that is supposedly being oversights some kind of way. Now, if

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these actions are taking place in a community under siege with oversight, I cannot imagine what is happening with this intelligence department where there is no oversight. I have -- I understand you've all taken an oath to uphold the constitution of the united states of america. We've talked about the fourth amendment. We've talked about the first amendment. These people that are being under siege in northeast Portland are not organizing to protest. They are simply trying to pursue their life, liberty and happiness.

Katz: Thank you.

O'Halloram: I have one more thing to say. I will come back and talk to you probably next week about the 14th amendment. I hope, you know, I don't know what happened to you guys. I don't know what it is, but something is going on here, because I can't believe that you don't think people should have due process and equal protection under the law.

Katz: Thank you. [applause]

*******:** Thank you mayor and city council commissioners. I also hadn't --

Katz: Identify yourself.

Patricia Annis: I am. I also hadn't originally signed up to speak. My name is patricia annis, I write for street roots and i'm speaking as a citizen of Portland as well as of the entire country, and as a mother of young adults. And from what I heard today, very clearly, right out of the mouths of your entire panel of presenters from chief kroeker through the lumber baron and the animal lab baron, that the main thrust of the Portland joint terrorism task force, the main, number 1 activity is destined to be and is -- is already domestic activity. That is, pursuit and persecution through federal prosecution of all political and social activism, including such humanitarian activities as trying to save our environment and our food supplies, and to prevent and end cruelty to our wildlife and our animals. I have a son who is a tree sitter in the northern california red woods where only 4% of the old growth red woods remain. He is willing to put his whole life aside and sit for as long as 18 weeks on a platform through all the weather up in the tree 200 feet high. And i'm so proud of him. God am I proud of him. Anyway, people -- humanitarian people are being called terrorists, and violent, and that is a far, far stretch from the dictionary's definition of those two words. These people, like my son, like my daughter, worry about the frail and the elderly and the infirm and the poor and the homeless and the disabled, and people speaking out on behalf of the powerless and the voiceless, segments of our population. This is a small town, regardless of its growing population. You personally know jenny nelson, andrea meyer, and most of the other organizational leaders who spoke to you today. You know them as friends, you know them as colleagues, you've sat in small meetings with them, two feet away from you. These are the very same people along with their friends and colleagues engaged in the very same peaceful noncriminal activities under their leadership who are the targets of the joint terrorism task force. Period. These are the one and the same subjects of all that waste of time and money that you are putting into the joint terrorism task force. It's absurd, it's ignorant, it's stubborn, and it's so frightening. In the Portland tribune the secret watchers article of september 13th --

Katz: Your time is up.

Annis: Okay. One last thing. Without the jtff, all of the legitimate and current law enforcement agencies in this state are perfectly able to share information and to mutually cooperate as they have always done on cases and files. And so the jtff adds another bureaucratic lay their isn't needed.

Katz: Thank you. [applause]

Everet Jaros: My name is everett jar, i'm a resident of the city of Portland. I'm not going to address whether or not there is a need or whether or not it's appropriate for any law enforcement officers or any other kind of detectives or investigators to work to investigate or prevent terrorism.

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I am not expressing any opinion on that at this time. I'm also not addressing at this moment whether -- the issues of the extensive illegal behavior on the part of the -- part of the Portland police bureau as documented in the Portland tribune, as has been documented in other various occasions in the past, and is -- and one most recent example of it would be the pepper spraying of a baby at -- deliberate, quite deliberate, it's apparent from the -- from witnesses that it was quite specifically intentional and deliberate to pepper spray a baby at the -- at a demonstration recently in Portland. And also the -- Churchill's book the agents of repression as well as I'm quite certain there are other documents showing the history of the FBI have explicitly and deliberately used terrorism to try to manipulate and intimidate citizens. So I am not addressing the other illegalities that the Portland police bureau or the FBI have done in the past or are doing now, or the appropriateness of surveillance et cetera. I'm addressing specifically the deliberate terrorism perpetrated by both of those organizations past and present, and I would suggest to you that letting the foxes form a team to guard the hen house is entirely inappropriate. If that work has to be done, neither of those organizations should do it until they are thoroughly cleaned up, retrained, and dedicated to obeying the law and opposing terrorism. Yes, in a totalitarian state I would choose those organizations to deal with terrorism. They obviously have the experience to know firsthand of terrorism in a democracy it is entirely inappropriate. Thank you.

Katz: Thank you. [applause]

Lynn Ford: My name is Lynn Ford, I live in north Portland. I was going to bring up the liability exposure exemplified by Judy Barry, but that's been covered. I think you must have already know this, since no one's ever accused the council of not being practical when it comes to politics, but the FBI does not work for you. They do not work for our corporate citizens who spoke earlier in support of the ordinance. They have their own agenda they're going to do their own thing, and you hitch your wagon -- hitch your wagon to them you're along for the ride. It's a tiger by the tail. But you know that. I just got to say the one thing that has not come up about the FBI's history is that under Mr. Hoover, certainly we know and there's no reason to -- I see no reason to assume different, they didn't just keep files on union people and other activists and on Native Americans, and Martin Luther King. They also kept them we know on some elected officials, including the Kennedys. Not a radical bone in their body, elected officials. It's widely believed, obviously how would one prove them one way another, they keep files on all members of the Congress and this is true of other agencies such as the CIA too. So I guess I gotta wonder, given they do that, and given what we know of their ethics from the other things that are known, how do we know what decisions are influenced how? Thank you.

Patrick Norton: My name is Patrick Norton, I live in Portland. I'm moving right now. I don't know if this is really a done deal or not. I can't look into your souls and see whether you've brought us here just to waste our time or not. You certainly wasted a lot of our time before, though, so I can't be sure. I would like to point out a few obvious things. I wasn't terribly prepared for this because I was scheduled to work today and I'm giving up a day to work. You refused to hold these hearings in the evening. Under community input, Mark Kroeker had this very fancy power point projection up there, and under community input he didn't have a single private citizen. He had the fairly well-to-do head of the national -- one of the abortion provider groups, and I'm certainly pro-choice, but a lot of the ground level folks who work at abortion clinics don't hold that same opinion. All his other statements under community input came from the crime commission and he actually quoted -- he quoted corporate interests. It's not enough for them to actually have undue influence in the government that they already have, but we actually have our police chief quoting them. They can send their representatives to your offices any time. They can send their

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representatives here. They get paid to do it. And we actually have our police chief fronting for them directly. I think that's obscene. Corporations can speak for themselves. As far as the -- what he spoke about what they've been up to recently and the great crimes they have investigated and -- for instance, the logging truck fires. The logging truck fires were sabotage, not terrorism. Yeah, I see your eyebrows raised. Sabotage, not terrorism. If they were terrorists who did that, they would have gone after the loggers' families, or after elected officials' families, or would have set the bombs to go off, if there were bombs, when the loggers were in the trucks. That would be terrorism. I'm not condoning those actions. There is certainly -- they were certainly very counterproductive to the cause of protecting the forests. They occurred at a time when the legal and nonviolent civil disobedience was having great effect in protecting eagle creek and the water shed, and I was convinced at the time and i'm still convinced that whoever committed those crimes was working either for the logging companies or for the fbi.

Katz: Thank you.

*******:** Thank you. [applause]

Francesconi: I do appreciate you drawing the distinction between nonviolence and property damage, I appreciate it very much.

Katz: Go ahead.

Kathryn Holenstein: My name is katherine, my nick name is cherry. I don't want you to think i'm using an alias. I'm resubmitting the testimony I gave last year the eastside democratic club for the 3rd year in a row continues its opposition to the joint terrorism task force. In this testimony I gave last year, I mentioned half a dozen books. I hope some of you had time to read some of them. Commissioner Hales asked me about a few of them. No, I ivory tower, trading with the enemy, the selected works of thomas jefferson which have been banned at times, so I resubmit this. I want to speak today about the tribune article. I hope it's not a done deal today. After the moving testimony at the historical testimony, maybe you can be reached fiscally. When I got this paper last friday, I read it, and when I turned inside, I recognized several people that I knew. I know your name is not linda, mayor Katz, I know brooke, I didn't know at the time I was at her house last year, the day after thanksgiving for dinner. Then I saw lloyd marbet. And I read the article about lloyd. I met lloyd in 1971. I recall the date exactly. It was one much my sister's birthday, november 3rd. My four young children and I were protesting the nuclear underground blast 31 years ago. And lloyd was there with his dog. The dog that the police identified as a german shepherd. But we spoke after a couple hours, and he asked me if I had a car. I said yes, I got my first car. But I promised my kids I would take them to farrell's for ice cream and I want to drop a present off at my sister's. So he came along, his dog got in my car. We stopped at my sister's, went to farrell's, had ice cream. Subsequently we became close friends. Always platonic. He was a fixture at my house two, three times a week. I saw the truck they mentioned with the five, five-gallon gasoline cans. No. That was an open truck. There were no five, five-gallon gas cans in that truck. He had indian slogans along the side of it. His name is lloyd marbay, but the media and the officials couldn't pronounce it so after ten years he changed it to marbet. They can pronounce chevrolet but they can't pronounce mar-bay. The dog. My youngest son is a veterinarian so I suspect he knows dogs. I don't know all the breeds, but I know german shepherd. I would think if anybody would know a german shepherd dog it would be a policeman. [laughter] they do have a nick name too. The dog was a mutombo. -- mutt. Let me tell you his name. His name was easy. This is the german shepherd dog that was in the cab of the truck. And this is how we're spending our money.

Katz: Thank you.

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Holenstein: County commissioners and city commissioners talk about the dirth of funds. What kind of money is spent on these kind of lies?

Katz: Thank you. Your time is up. Thank you. [applause]

Timothy Herman: My name is timothy herman. I'm a local community television journalist. My address is 333 sw park. This is my third time here now. I thank -- I think dan and I have made more than any of these sessions. You know, i'm also analyst and a commentary. I'll be on at 8 o'clock on channel 11, in just a couple hours and I will be giving mention to this situation. My first -- you must be masochists. Every time there's been overwhelming except for the first time when nobody knew about it, and dan just happened to catch and it full it off the consent agenda, but the last time there was, you know, well deserved derisiveness and ridicule for the trampling on a free society, informed consent as part of an open and free society. And so maybe you're morons, but you've all managed to get elected with massive campaign infusions from some of these very corporate fascist people that were here earlier this evening, and didn't stick your foot in the mouth bad enough to prevent that from happening, so you know, that must not be the case. You know, it just -- so that leaves another possibility, that you're getting paid off. I mean, this is absolutely so stupid, you yourself have been abused by the very people that you're going to extend a freehand here in Portland with no oversight, and if i'm -- I think not even the chief has oversight of these files, because he's not part of the fbi. He may have oversight of the intelligence files, but not the jttf files. So absolutely no one locally here has any kind of oversight. We have an occupation force basically from Washington who's controlled by a president who has not won an election other than with the supreme court, and you know, we are a police state. This is an ordinance that is already there in place and has been for well over a year. And I don't really expect a change. You're all more than likely committed according to the tribune, in spite of what erik Sten said that aired on free speech tv, that you're going to pass this ordinance. So at least I have the privilege of doing a little theater, making another great show, and, you know, just -- when I meet my maker, at least I can say, I tried. I tried.

Katz: Thank you.

Herman: I've got to go. I'm late.

Lou Beres: Mayor Katz, commissioners, I wasn't going to speak here today -- my name is lou, i'm a grandfather of 12, four daughters, i'm also executive director of christian coalition, which I represent -- I was a tens -- I would say tens of thousands of people in this state. We try to be quiet. We follow the law. We want the best for our country and for our families. I don't -- i'm not prepared to say anything, but I just want to come up with my heart here. I don't -- I really have to praise you to listen to -- we're talking about freedom. Where else in this country that we would have the people to speak up like they did today and realize what we really have, you know. And my faith has increased a little bit with the city commissioners, even though I think you're kind of on some levels we disagree, but I believe we're in a whole new era now. We're out of the '60s. We're out of the '70s. And even out of the '90ing. We have an enemy here that we really don't know. I work with some of the people around the country. We have an enemy that we don't quite understand. They hate the way of life. And the people that spoke, the first people they would get rid of is them. So we have to realize we're in a whole new ball game. And we have to put our trust, okay, in god first, but also into our officials like you and chief kroeker. Chief kroeker is an honorable man. The fbi basically hands are tied. People said the fbi hands their -- they're almost oppressive. No. I know there's some places they cannot even go. Their hands are tied. They can't have undercover in certain -- they can have undercover in certain institutions in this city. So I believe that as a citizen, we need to protect our people here. And i'm afraid that this city will be an

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open city. And they could come into this city -- city without -- in which -- which is great. We have an open city here, but I think it opens the door without this task force that this could be the city that they pick to blow up. And I work with some of the jewish people in this community, and some of them are feared. Some of them are afraid of what's going on. So I appreciate what you're doing for working with the police and fbi to protect us. And still have the openness that you have here that i've seen today, I don't come as often as I should --

Katz: Your time is up.

Beres: I want to thank you and hope that you will re -- approve this task force that you have for the past year.

Katz: Thank you. [gavel pounded]

*****: Can I say one thing?

Katz: Go ahead.

*****: I wasn't going to speak either.

Katz: Identify yourself.

Tom Mooney: My name is tom mooney. I'm a student at psu. I wasn't going to talk either, but I can't let him have the last word. [laughter] basically I just obviously i'm not for this, i'm a student at psu, I work on different issues there with some different organizations. I just feel like I have the need to make a difference in the world, and that's why I work with these organizations. I see problems and I want to fix them. But recently people, colleagues, close people that i've worked with, friends have come -- have been targeted by the pjttf, and i'm scared. I'm not scared of some shadow enemy called terrorism. That's not what scares me. What stairs -- scares me is i'm going to be the next one indicted in front of a secret grand jury. I'm going to spend my life in prison on trumped-up charges because of my beliefs. That's what scares me. That's why this joint terrorism task force scares me, and I don't think you should renew it.

Katz: Thank you. [applause]

Katz: Chief kroeker and david, why don't you come up here. The chief's here and dave, why don't you come up to the front. Just in case there are questions. Does council have any questions? Did you hear anything that you want to comment on that was not accurate?

Kroeker: I was listening on the monitors to the testimony, and no, i've heard all of that. We've made our recommendations to you.

Katz: Okay. All right. Roll call.

Francesconi: Perhaps i'm naive, but I still have some hope that we can protect our citizens both here in this city and across the country as we also protect our individual liberties. And that we're not doomed to make the mistakes that we've made in the past. So first --

Katz: Please.

Francesconi: We all have a responsibility to both work to keep our citizens safe, and to protect our civil liberties and the government especially has that responsibility. I do believe that we're not immune to terrorism here in Portland. I do believe that terrorism is real. I do believe we have a duty to protect not only our own citizens here, but citizens across the country. Because terrorist acts that could be planned in Portland could be executed in new york or philadelphia. And vice versa. So in that regard, I do believe we need to cooperate and coordinate and -- with the fbi and be part of this joint terrorism task force. I believe that, and i'll let commissioner Sten address this more, I wish there was more civilian oversight of the police side. I do believe -- I do believe that chief kroeker who it is his job and his responsibility to make sure that the police follow the law, and I actually believe that through the accountability of the police chief, that is an important mechanism to ensure that. I also am pleased our senator is part of the intelligence that he can

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watch this. And i'm also pleased that this is a one-year renewal, so that if episodes of violation come forward, we will know that.

Katz: Would you please listen to the council members as they speak some.

Francesconi: The part that concerns me the most is not the oversight of the Portland police. It's the question of the oversight of the fbi. At the time this came in front of us before, we had different attorney general guidelines. And I am concerned about the change in those guidelines. With that in mind, I do believe, though, it's congress's responsibility to provide oversight to the fbi. I'm pleased that our -- a bill has been introduced that will provide more congressional oversight of the fbi, and so with the council is approaching not only our congressional delegation, but the national league of cities, and the Oregon league of cities to add support to that effort. So there have been abuses here in Portland, and -- that are scandalous, that have been documented by very good journalism of the Portland tribune. There have been illegal files kept. We have made mistakes. The japanese-americans, how they were treated. We've got a lot to learn here in this community. And we have enormous challenges. There are reasons to be depressed. Those are very good reasons to be depressed. Just a few applause, not much applause, when we talked just here today about somebody being hit with a baseball bat, and there was applause in this audience. So there's reasons, there's work to do, folks, collectively, to keep our citizens safe. And to protect our constitutional rights. I'm confident that we can do that. Aye.

Saltzman: I appreciate a lot of the heartfelt testimony given today and I think you made some compelling points. As commissioner Sten will talk about, we are going to at least ask the attorney general and the fbi director if the city of Portland can have more oversight. Don't hold out high hopes. Nevertheless I think our renewed participation --

Katz: Just a minute:

Saltzman: Our participation in the joint terrorism task force to my mind is -- remains as vital as it was last year and it was two years ago. Do you mind if I speak?

*****: Don't give them the store and beg -- [gavel pounded]

Saltzman: Sir, we listened to you.

*****: I don't want to listen to this.

Saltzman: Then you can leave. Anyway. I have more confidence in the joint terrorism task force. I have confidence in the city who people who are reviewing the police records and I think the terrorism task force is more necessary than ever not only because of the events of september 11th, but as I said, from day one, abortion clinics, abortion providers, live every day? Fear. People like myself of the jewish faith, we live in fear when we go to our synagogues. So these fears, these terrorism fears are equally as important to my mind as is the international terrorism threat. They're all valid, and i'm pleased to vote aye to renew our participation. And I apologize because I have to leave right now. [gavel pounded]

Sten: I think it's a sad situation this country is has found itself in, and I think it's largely because law enforcement agencies have abused their powers historically and repeatedly. So we've come to a position in which as I said last year, and nothing has changed, there's a long history of the fbi abusing its power. It has done many of the things that people talk about tonight and it's interesting that you're screaming and I agree with a lot of the causes. I've spoken about eagle creek. We're going to disagree some today, but I agree with many of you on many things. You're here protesting for political freedom, and you were screaming every time I try and talk. So i'm going to try and say a very few words, and give my political point of view, and you're welcome to disagree with it. But i'd sure love to just say it. I think we have a situation in which the terrorist threat -- [inaudible] that's not what I said. [inaudible] [gavel pounded]

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Sten: Aye.

Katz: I argued for quite a while with my counterparts around the country to join all of us together so that we have the ability to review fbi information to guarantee that that information that they have -- aye. We stand adjourned.

At 6:16 p.m., Council adjourned.