

Grant 10-year franchise to New Cingular Wireless PCS, LLC

If you wish to speak to Council, please print your name, address and email

Name (PRINT)

Address and Zip Code (Optional)

Email (Optional)

	Name (PRINT)	Address and Zip Code (Optional)	Email (Optional)
1	Julia DeGraw	K 165 E 89 th Ave. Portland, Oregon	N/A Julia@digitalcommunicationswest.org gl@gl.com
2	Emma Roberts	Portland	
3	Maggie		
4	Jeanne Connell		
5			
6			
7			
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9			
10			

189545

McClymont, Keelan

From: Anne-Marie Oliver <amoliver@oicr-e4.org>
Sent: Wednesday, May 22, 2019 1:57 PM
To: Council Clerk – Testimony
Cc: Barry Sanders
Subject: re: the deployment of 5G in the City of Portland

Dear Mayor Wheeler and Members of the City Council,

We write today with great alacrity and with great and ever-growing concern.

The offices of some members of the City Council have given out unhelpful and, indeed, erroneous information to people calling in with concerns, reservations, and objections to Fifth Generation Wireless Technologies and the deal the City has made with AT&T. We wonder how many of those who have tried to make contact with their elected officials have been directed to the City Clerk and have been told of the 2:00 p.m. today for comments and input. The quick and eager desire to move forward with 5G despite the concerns, reservations, and objections of the citizens of Portland is of serious concern.

We should not want to join the ranks of cities who have quickly capitulated to President Trump’s call for 5G—and, indeed, even to 6G, a technology that simply doesn’t exist. The consequences will be serious and perhaps irreversible. For this reason, we call on the Mayor and Members of the Council to fulfill their obligations as elected officials of the people of Portland and offer an extension of two weeks so that citizens can exercise their right to be heard and, indeed, heeded.

The City of Portland paved the way for 5G when it partnered with AT&T to become a Smart City Pilot in 2018, installing 200 sensors on three streets in the Southeast quadrant of the city as part of a “Traffic Sensor Safety Project,” whose cost we have not yet been able to verify and without the consent of those being monitored. “The sensors are meant to “provide around-the-clock counts of vehicles and pedestrians as well as information about vehicle speeds,” writes Mr. George Granger, President of AT&T Oregon, who posted on the website of AT&T a long, self-congratulatory message on the conquering of Portland, a city otherwise known for its progressive stance and courage to stand apart and, if necessary, the courage to stand alone. Mr. Granger quotes Michael Zeto, Vice President of AT&T IoT and General Manager of Smart Cities: “As a leader in IoT and Smart Cities, we know the transformational benefit that technology can have on cities. Portland is at the forefront of unlocking these possibilities and we expect our AT&T Digital Infrastructure to have a strong impact on improving safety and efficiency in the community.”

Instead of following the model of its progressive neighbors to the south in California, the City of Portland desires to become something that the majority of its citizens, if they only knew what is happening, would, no doubt, reject utterly

and categorically. The Oregon Institute joins thousands of concerned citizens across the City of Portland and hundreds of thousands of concerned citizens across the country in calling for a moratorium on the “deployment” (a military term preferred both by the telecommunications industry as well as federal, state, and city governments) of 5G until further scientific, independent, non-industry-based research on the safety of this new technology can be carried out. The new technology, as you know, will require small cell phone towers to be placed in both residential and commercial zones as close as 100 feet apart. Already-existing telephone poles will serve as readymade support systems for the new apparatuses. The result will be reduced latency periods with speeds up to 100 times faster. Clearly, the speeds have nothing to do with “human-to-human interface,” but rather, human-machine interactions, and machine-machine transactions. What will be enabled by 5G and what will come after (President Trump is already pushing for 6G in his race with China) is self-driving vehicles, Virtual Reality, simulated life, Brain-Computer Interfaces (BCI), neural engineering, the so-called Internet of Things, and what *Wired* Magazine recently dubbed “Mirror World,” with the almost-complete erasure of the line between the real and the fake virtually assured.

Please do not allow the City of Portland and its leaders to be labeled as submitting to Profits over People in moving forward with a lucrative deal with AT&T, about which few citizens are even aware. Surely, the City’s leaders know and understand that people did not move to Portland and do not live in Portland because we desire to become a city like any other. We call on the Mayor and Council, our elected leaders, to gauge accurately and thoroughly what kind of City its citizens would like for Portland to be. San Francisco’s recent ban on facial recognition systems is a model. Marin County’s new ordinances with regards to 5G and rejection of a fundamentally untested new technology offer another model. There are many more models to be found across our southern border and, indeed, across the country, where the citizenry and its leadership have stood up for what is right and what is good.

We have much more to say about this issue. There are hundreds—nay thousands, we would venture—more like us. With all due respect, we do not feel heard. Again, we call on you to extend the deadline on comments for a period of two weeks. The City of Portland is, indeed, “The City Different,” a city known for its progressive stance and courage to stand apart and, if necessary, the courage to stand alone.

Please contact us, if you kindly would, with an answer to our request for an extension of comments with regards to the implementation of 5G at your earliest convenience.

Regards,

Anne-Marie Oliver and Barry Sanders

Founding Executive Directors

Oregon Institute for Creative Research: E4
(503) 236-0345 (office)
(503) 568-2160 (AMO); (626) 826-2222 (BRS)

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About the Oregon Institute for Creative Research

The Oregon Institute for Creative Research, a 501(c)(3), is a platform for envisioning, generating, and developing new models for research and critique, art and social justice, representation and verification; a school in which students and researchers work on major questions of pressing concern and global import in terms of junctures and intersections (Ethics, Aesthetics, Ecology, Education); and a project incubator for actuating optimal futures in the face of massive global change, political polarization, and environmental catastrophe. Towards this end, OICR fosters the work of thinkers and makers devoted to tackling social, psychological, and ecological problems in new and innovative ways—scholars, theorists, researchers, lawyers, journalists, documentarians, social-justice advocates, artists, writers, and poets. Each year, a select and highly diverse cohort of students and researchers are chosen to work with OICR faculty and research associates on projects possessing direct relevance and applicability for rethinking major sites of contemporary contestation in the 21st century, from the threatened disappearance of politics to the rise and fall of social media; from biotechnology to the posthuman; from war, revolution, and political terror to surveillance; from the question of visibility to the art of the question, with special attention paid to the role played by aesthetics in these developments. OICR sponsors cutting-edge initiatives that meld theory and practice, insisting on the reunification of all fields of knowledge with the ultimate goal of the resacralization of Earth and everything in it. Its projects include Over These Prison Walls, the award-winning art-and-justice project begun in 2008; M.A.P. (Millennial Agriculture Projects), a mobile kitchen devoted to post-slaughterhouse agricultural outreach that will traverse the entirety of the Continental U.S.A., one town at a time, introducing citizens to non-GMO plant-based proteins, and Missing H, a democracy-school initiative that, as part of OICR's emphasis on new journalism and new documentary, will train groups of citizen journalists across the country in research design and methods, fact-checking, documentation, and other means of distinguishing the real and the fake, with workshops led by professionals drawn from the ranks of major publications and research-driven organizations across the country.

McClymont, Keelan

From: Julia DeGraw <julia@digitalcommonwealth.global>
Sent: Wednesday, May 22, 2019 1:48 PM
To: Council Clerk – Testimony
Cc: Li, Jennifer; Perez, Elisabeth; Wheeler, Mayor; Commissioner Hardesty; Commissioner Fish; Commissioner Fritz; Commissioner Eudaly
Subject: Public Comments Re: 10 Year Franchise Agreement with AT&T
Attachments: DCA Comments Re. AT&T 10 year Franchise Agreement .pdf

Thank you for the opportunity to submit public comments on this important topic. I am submitting the attached public comment letter to the City of Portland regarding the 10 year franchise agreement for wireless (5G) deployment.

Please don't hesitate to contact me if you have any questions.

Sincerely,

Julia DeGraw

--Julia DeGraw
Digital Commonwealth Alliance
Cell: 503-347-3599

May 22, 2019

City of Portland
Office for Community Technology
111 SW Columbia St, Suite 600
Portland, OR 97201

cctestimony@portlandoregon.gov

Dear Mayor Wheeler and Portland City Commissioners,

On May 1, a public hearing before the City Council was held to consider a franchise agreement for New Cingular PCS, LLC (AT&T) pursuant to the Portland City Charter Section 10-207 and a Proposed Ordinance.. The City has allowed written testimony will remain open for 21 days until 2pm on Wednesday May 22. We appreciate this opportunity to submit this written testimony.

The Digital Commonwealth Alliance is a new organization with the mission of bringing leadership and resources to build community self-reliance through local control and ownership of digital assets. We are concerned about the City proceeding with a 10 year Franchise Agreement, which allows AT&T to deploy its 5G technology in Portland because such deals with the telecommunications industry are in direct opposition to our vision of publicly owned and controlled digital assets.

5G will require placing thousands of small cell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public’s consent – impacting our community’s health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T. Our concerns about the Franchise Agreement are broad-ranging.

Recently Multnomah County Commissioners recommended an indefinite delay in voting on an agreement that would allow AT&T to approach some East County jurisdictions to create franchise agreements. The unanimous decision to delay an official vote on this agreement demonstrates a reasonable and understandable need to learn more, hear more from the public and impacted communities, and to act in the public interest. We encourage the City of Portland to follow this example and delay the Agreement.

The City Should Not be Fast-Tracking the Franchise Agreement

First, we are concerned about the process. The Proposed franchise agreement expands the types of telecommunications equipment that will be allowed to be placed in the right-of-way. That new technology requires substantially denser placement and uses a different type of frequency.

The City proceeded to negotiate without adequate community and stakeholder input. The fast tracked “emergency ordinance” to grant AT&T a Temporary Revocable Permit failed to demonstrate an actual emergency and clearly disproportionately benefited AT&T. Given that 5G technology is not economically viable for the telecommunications companies without access to the public right of way, it is clear that rushing these projects is a subsidy to the telecom industry, and does not benefit the public. The City of Portland's process prioritized the industry’s needs and failed to account for potential negative impacts or the need for public input.

In March, the City passed Ordinance 189420 to Grant a temporary, revocable permit to AT&T for wireless communications services in the City. (Ordinance) This Ordinance provides that

AT&T has asked the City, in writing, if the City would issue a temporary, revocable permit allowing the City to immediately grant authorization to AT&T to use the City Streets under the terms substantially similar to the new franchise agreement. AT&T's letter acknowledges that the parties have otherwise reached final agreement on franchise terms and conditions, and identifies an immediate need to operate under the terms of the proposed franchise.

We are concerned that the City acted too quickly in granting the permit, and is making the same mistake in acting quickly on the franchise agreement. The temporary, revocable permit is good for one year, which provides adequate time to slow down this longer term franchise agreement process.

We recognize that the FCC has issued two recent orders that limit local governments’ abilities to regulate certain wireless technology.¹ Both seek to limit local governments abilities to regulate the placement of 5G cells. The September Order include provisions that limit fees a municipality can charge, the ability to regulate placements in the right-of way that might stifle competition, and it outlines deadlines for when a decision must be issued. Further, the September Order outlines how local governments must analyze aesthetics.

Yet, the City of Portland has been active in opposing actions of the FCC. In fact, the City was at the forefront in challenging the FCC’s August Order.² Then in September 2018, as part of the Smart Communities and Special Districts Coalition, the City of Portland joined a letter opposing the draft version of what would become the September Order.³

¹ *Third Report and Order and Declaratory Ruling, In the Matter of Accelerating Wireless Broadband Deployment By Removing Barriers to Infrastructure Investment*, 33 FCC Rcd 7705 (Aug. 3, 2018) (“August Order”); *Declaratory Ruling and Third Report & Order, Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment*, 33 FCC Rcd. 9088 (2018) (“September Order”).

² *City of Portland v. United States*, 9th Cir. 18-72689.

³ *Letter to Ms. Marlene H. Dortch, Secretary, Subject “RE: Smart Communities and Special Districts Coalition – Ex Parte Submission: Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment*, WT Docket No. 17-79; *Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment*, WC Docket No. 17-84”, Sept. 19, 2018.

After the September order was finalized, The City of Portland joined other cities as an intervenor and petitioner in litigation to challenge the September order in court.⁴ The litigation challenges the Commission's interpretation of Sections 253 and 332(c)(7) to preempt state and local measures that the Commission found to prohibit or to have the effect of prohibiting wireless services.⁵ As the U.S. Conference of Mayors stated, "This wrongful intrusion threatens to slow down and undermine the FCC's own efforts to accelerate the deployment of new wireless infrastructure." "The Conference believes this aggressive, and surely unlawful, intervention will prove counterproductive."⁶ The City should not be moving forward so quickly.

Further, as AT&T has a Temporary Revocable Permit, there is no need to rush here. This may be the only time to slow down the process. This is particularly important because of ongoing litigation.

Recent actions by the Tenth Circuit to deny an initial stay of the Final Rules offer further support to slowing down the City's process. Based on the Tenth Circuit's ruling, a stay could be warranted if the immediate hardships to a municipality are demonstrated.⁷ Therefore, we encourage the City of Portland to deny the Franchise Agreement at this juncture, and wait until pending litigation is resolved.

If the City moves forward, we suggest Amendments to the Franchise Agreement

If the City moves forward with the Franchise Agreement, we suggest the following Amendments to this Ordinance:

The Franchise Agreement at Section 13, already recognizes the recent Order and the ongoing litigation. We suggest the inclusion of an additional clause that would put the additional risk on AT&T. This clause could provide for the immediate cancellation of all 5G franchise agreements/contracts, and removal of all installed 5G small cells within City of Portland city limits at the expense of the telecom corporation/s, if the current rules related to 5G are

⁴ *Sprint Corp. v. FCC*, No.19-70123, Ninth Cir. (lead case) (as intervenor); *Verizon v. FCC*, No.19-70124 (as intervenor); *Puerto Rico Telephone Co., Inc., v. FCC*, No. 19-70125 (as intervenor); *City of Seattle, et. al., v. FCC*, No. 19-70136 (as intervenor); *City of San Jose v. FCC*, No. 19-70144 (as petitioner); *City of Huntington Beach v. FCC*, No. 19-70146 (as intervenor); *AT&T v. FCC*, No. 19-70326 (as intervenor).

⁵ While there has been some procedural delay in the litigation, on April 18, 2019, the Ninth Circuit, established a briefing schedule for this matter. *City of Portland v. USA*(18-72689) Dkt 55.

⁶ U.S. Conference of Mayors, Press releases, "Statement by U.S. Conference of Mayors CEO &

Executive Director Tom Cochran on FCC's Order Subordinating Local Property Rights",

<https://www.usmayors.org/2018/09/26/statement-by-u-s-conference-of-mayors-ceo-executive-director-tom-cochran-on-fccs-order-subordinating-local-property-rights/> (last visited May 22, 2019).

⁷ See, Joint Opposition of Petitioners City of San Jose et. al., City of Austin, Texas, et.al., and Intervenors National Association of Telecommunication Officers, City of New York and Other Local Governments, to the Federal Communications Commission's Motion to Hold in Abeyance and Defer Filing of the Record, *Sprint v. FCC*, at 12, n. 38, Filed in Case: 19-70326, DktEntry: 11 (03/07/2019). available at <https://scientists4wiredtech.com/wp-content/uploads/2019/03/2019-0307-Joint-Opposition-to-FCC-Motion-to-Hold-in-Abeyanc.pdf>.

overturned by a court of law, or act of Congress. We also welcome other ideas the City of Portland has to decrease the potential risks to its citizens.

Other Actions for the City's Consideration

Aesthetics

As you consider this Franchise Agreement and the likelihood of others, the City must maintain its responsibility and ability to continue to regulate Aesthetics of proposed telecommunications equipment.

The FCC has allowed governments to put forth aesthetics standards, which “are not preempted if they are (1) reasonable, (2) no more burdensome than those applied to other types of infrastructure deployments, and (3) objective and published in advance.” ¶ 86.

We request the City of Portland take time to set aesthetics standards before moving forward with this Franchise Agreement.

Notice Requirements

Because of the concerns about this untested technology, we suggest the City undertake these actions.

We encourage the City to prioritize public noticing requirements for the sighting of any and all 5G Small cells (or any other cellular wireless transmitter) installations within the City of Portland limits, with data made available to the public immediately upon receipt of an application to install equipment. Special notice requirements should exist for residents living near the application. Further, that information should be published in a manner that is easily accessible for all residents.

We recognize the September Order has set “shotclocks” for how quickly the City must issue a decision on application for sighting equipment.⁸ Yet, this shotclock requirement need not prohibit the City from meeting public notification goals. Instead the information will help ensure adequate public participation and help protect public health.

Health Impacts and Request for Additional Studies

More than 180 scientists and doctors from 35 countries recommend a moratorium on 5G until potential hazards for human health and the environment have been fully investigated by non-industry scientists. Additionally, the results of many studies suggest that wireless radiation may be harmful to children, birds and insects, and new reports indicate 5G could magnify these impacts.

⁸ CITE to Order around paragraph 105

We request the City of Portland partner with Multnomah County to fund a study to research the safety of 4G and 5G wireless electromagnetic frequencies, with emphasis on children, pregnant women and senior citizens.

We would also request the City of Portland to fund study on potential impact of 5G small cell placement on business and home property values.

We encourage the City to consider the potential liability for harm to public health, the environment, and property and what its plan is to address those costs and its own potential liability shall citizens proceed with class action lawsuits.

Moratoria on the City's Use

If the City of Portland proceeds with the 10 year contract, we urge you to decline purchasing any 5G technology and services.

Alternatively, we request that you fully fund the feasibility study for Municipal Broadband for Multnomah County. Proceeding as a full partner in the effort to bring a publicly owned Fiber optic internet utility to all Portlanders is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

Conclusion

Thank you again for holding the record open for additional time to submit written testimony on this important matter. We hope the City takes appropriate action to decline this 10-year franchise agreement to AT&T. If the City does not decline the agreement, we ask that it be Amended.

Please contact Julia DeGraw at 503-347-3599 if you have questions or need additional information. Please ensure we are on the mailing list in the event there are further public hearings on this important issue.

Sincerely,

Roberta Phillip-Robbins, Executive Director, Digital Commonwealth Alliance
Julia DeGraw, Political Director, Digital Commonwealth Alliance
Stephen King, Board President, Digital Commonwealth Alliance
Kory Murphy, Board member, Digital Commonwealth Alliance

Cc: Elisabeth Perez, Operations Director, office of Mayor Ted Wheeler, Jennifer Li, Utility Program Manager, Office for Community Technology

McClymont, Keelan

From: trinitihealing@everyactioncustom.com on behalf of Nicole Asprocolas
<trinitihealing@everyactioncustom.com>
Sent: Tuesday, May 21, 2019 1:53 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public’s consent – impacting our community’s health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Ms. Nicole Asprocolas
207 NE 109th Ave Portland, OR 97220-3212 trinitihealing@yahoo.com

McClymont, Keelan

From: zotterk@everyactioncustom.com on behalf of Karen Zotter
<zotterk@everyactioncustom.com>
Sent: Tuesday, May 21, 2019 12:11 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public's consent – impacting our community's health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

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It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

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- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Karen Zotter
633 N Alberta St Portland, OR 97217-2601 zotterk@gmail.com

McClymont, Keelan

From: Kathy Coffey <kathy4life33@gmail.com>
Sent: Monday, May 20, 2019 10:08 PM
To: Council Clerk – Testimony
Subject: Fwd: LA and San Diego County firefighters report brain damage with 5G

Dear Mayor and Commissioner,

If you don't have much time....at least scroll down and look at the list of symptoms and work impairments.

Thank you

Kathy Coffey

JULY 26, 2018 BY PMG

Firefighters Living Next to Cell Towers Suffer Neurological Damage

"The fire station cell tower measured at 1/1000th to 2/1000th of the allowable FCC limit of non-ionizing radiation. That means the towers could be almost 1000 times more powerful than the level the firefighters were exposed to, and still be considered within FCC guidelines. And yet even at these levels of radiation, we found brain abnormalities and measurable neurological deficits."

President, Los Angeles County Firefighter's Union, Local 1014, Opposes Cell Towers

Result: LA County suspends decision to construct the cell towers! Congratulations local 1014!

I can attest to the California firefighters' fight against cell towers on their stations for over 17 years based on myriad symptoms they have experienced following activation of cell towers on or adjacent to their

Once cell towers were activated on or adjacent to their fire stations, they could no longer function without severe headache, inability to sleep, and foggy thinking. These are not symptoms we wish to see in our First Responders.

In 2004, I organized a SPECT brain scan pilot study of firefighters who had been exposed to a cell tower on their station for over five years. **We found brain abnormalities in all firefighters tested.** Enclosed is my filing with the FCC detailing this study.

I am currently following a brain tumor cluster in a California fire station with a wireless hub next door to their station. There is a solid history of these men and women becoming ill in close proximity to cell towers. **There are human and financial costs associated and the state needs to hear their story.**

The symptoms experienced by the firefighters who participated in the SPECT brain scan study were similar to firefighters in other stations who live in the shadow of cell towers. Yet specific to the men we studied, it is important to note all the men had passed rigorous physical and cognitive exams prior to being hired by the fire department. Their symptoms included:

- Headaches
- Extreme fatigue
- Cognitive impairment
- Anesthesia-like sleep where the men woke up for 911 calls “as if they were drugged”
- Inability to sleep
- Depression
- Anxiety
- Unexplained anger
- Immune-suppression manifest in frequent colds and flu-like symptoms

Real life examples of these symptoms are best briefly characterized by:

- Firefighters got lost on 911 calls in the town they grew up on several occasions.
- In one instance, four firefighters sat in the rig in a stupor with the alarm sounding in the background, unable to remember how to start the engine.
- A medic with 20 years of experience who had never made a mistake forgot basic CPR in the midst of resuscitating a coronary victim.

See additional details following this letter.

The brain scans of these men revealed a pervasive, excitability of the neurons which suggested the exposure to pulsed, data-modulated, Radio-frequency Electromagnetic Microwave Radiation (RF-EMR) was **causing the neurons to continually fire without benefit of rest**. When neurons (brain cells) cannot rest, they ultimately die.

The firefighters most important lesson to us as a state, and as a society, may be that if we allow a build out of cell towers such that they are as commonplace in front of homes and schools as they are now on fire The firefighters are the strongest of the strong. **What does that imply for the rest of us?**

With SB.649 the risks continue for all, and then the question becomes **what benefits can possibly be gained that outweigh the considerable risks imposed by this technology proliferating at a speed far greater than our bodies' ability to adapt?** Who is going to be liable for the health damages, loss of life, fire damages, and property devaluation?

The firefighters do not want these cell towers on their stations, and they do not want them radiating in their children's second-story bedroom windows.

Respectfully,

Susan Foster
U.S. Adviser, Radiation Research Trust
Honorary Firefighter, San Diego Fire Department
Medical Writer

This is a relatively small fire department, but most of the men were at an age where they were starting families or adding to them. Yet for three years there were no live births among their wives. There appeared to be an inability to conceive, and there were several miscarriages. Three years after the tower was installed, a healthy son was born to one firefighter and his wife. At age two he was diagnosed with autism.

F. Excerpt:

<http://emfsafetynetwork.org/help-los-angeles-firefighters-stop-cell-towers/>

"This is fire captain Lew Currier. Los Angeles County is installing cell towers on 86 fire stations near you. The radiation generated by these seven story eye sores can cause debilitating health effects. Studies suggest nearby families could get sick too, yet the board of supervisors is erecting these toxic towers without public hearings or required studies. This time, be there for us, your firefighters. Call the Board of Supervisors at 213-974-1411. Tell them to stop the cell towers, NOW. This message is brought to you by Los Angeles County firefighters local 1014."

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McClymont, Keelan

From: Kathy Coffey <kathy4life33@gmail.com>
Sent: Monday, May 20, 2019 10:07 PM
To: Council Clerk – Testimony
Subject: Important information on 5 G from MD in Michigan Legislation Hearing

Dear Mayor and Commissioners

Please watch this. So very important. Our health is at risk.

Dr. Sharon Goldberg Testifies at Michigan's 5G Small Cell Tower Legislation Hearing Oct 4th 2018

<https://youtu.be/CK0AliMe-KA>

Kathy Coffey

McClymont, Keelan

From: Kathy Coffey <kathy4life33@gmail.com>
Sent: Monday, May 20, 2019 10:05 PM
To: Council Clerk – Testimony
Subject: ConsumerWatch: 5G Cellphone Towers Signal Renewed Concerns Over Impacts on Health

Dear Mayor and Commissioners

I am very concerned about the effects of 5G, given that I have developed sensitivities to cell phones, cell towers, wifi and also the utility smart meters. 5G will be hundreds of times more damaging. More research needs to be done before any contract is signed. I am going to be sending you a few emails with articles to look at. I was an early adapter to technology and had a long career in sales and marketing which exposed me to way too much of this toxic radiation. Please read on.

This is from the CBS station in the San Francisco Bay Area.

Important news report on the concerns of 5G

<http://cbsloc.al/2DNAYA5#.XOC0tz74XyY.email>

Thank you

Kathy Coffey
503.607.9404

This message was sent by kathy4life33@gmail.com via <http://addthis.com>. Please note that AddThis does not verify email addresses.

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McClymont, Keelan

From: bigemily@everyactioncustom.com on behalf of Emily von W.Gilbert
<bigemily@everyactioncustom.com>
Sent: Saturday, May 18, 2019 10:50 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public’s consent – impacting our community’s health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Emily von W. Gilbert
2110 SE 12th Ave Portland, OR 97214-5320 bigemily@gmail.com

McClymont, Keelan

From: s-cargo@everyactioncustom.com on behalf of David Morrison <s-cargo@everyactioncustom.com>
Sent: Saturday, May 18, 2019 4:12 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public’s consent – impacting our community’s health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

The following Letter by Dr. Ronald N. Kostoff was written to the Montgomery County Zoning Committee. Dr. Kostoff strongly admonishes the County to protect public rights even when these are in conflict with Federal law – in this case, with Section 704 of the 1996 Telecommunications Act. The arguments presented in this letter are compelling and should be brought before every public official making decisions relating to the deployment of 4G/5G “small” cells.

BACKGROUND

On the Montgomery County Government page that presents the Zoning Text Amendment, it is stated:

“Many residents have expressed concern about the health effects of radio frequency (RF) emissions. Under federal law, the County may not “regulate the placement, construction, and modification of personal wireless service facilities on the basis of the environmental effects of radio frequency emissions to the extent that such facilities comply with the [FCC’s] regulations concerning such emissions.” In other words, the County may enforce and require compliance with FCC regulations, but not create additional requirements.”

<http://www.montgomerycountymd.gov/cable/Towers/zta-links.html>

GERMAN RACIAL LAWS

In my view, it is an abdication of the Council’s responsibility to hide behind a ‘federal law’, if adherence to that law could bring harm to the residents of Montgomery County. For example, consider the Holocaust Encyclopedia (<https://www.ushmm.org/wlc/en/article.php?ModuleId=10005681>). It lists tens, if not hundreds, of “federal laws” implemented in Nazi Germany against its Jewish citizens, starting in 1933. If you were a member of a German County

Council in the 1933-1940 time frame, would you be comfortable with such laws? More specifically, would you be sending out a letter to the residents of that County telling them they have no choice but to obey and implement such laws?

That example is very analogous to the situation today with respect to implementation of small cell towers to support 5G. We know radiofrequency emissions (RF) are harmful in isolation, and potentially very harmful when combined with other toxic stimuli. I showed many examples of harm from RF (in isolation and especially in combination with other toxic stimuli) in my book chapter that I circulated to the Council in my previous mailing (<http://stip.gatech.edu/wp-content/uplo>

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
David Morrison
5546 SE Taylor St Portland, OR 97215-2713 s-cargo@pressmail.ch

McClymont, Keelan

From: kimb@everyactioncustom.com on behalf of Kim Bryson
<kimb@everyactioncustom.com>
Sent: Friday, May 17, 2019 11:54 AM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public's consent – impacting our community's health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Kim Bryson
1207 SE Nehalem St Portland, OR 97202-6545 kimb@kimmbryson.com

McClymont, Keelan

From: ls1gto@everyactioncustom.com on behalf of Brent Sanchez
<ls1gto@everyactioncustom.com>
Sent: Friday, May 17, 2019 8:02 AM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public's consent – impacting our community's health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Oregonians over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Brent Sanchez
3928 SW 205th Ave Aloha, OR 97078-1164
ls1gto@comcast.net

McClymont, Keelan

From: linda@everyactioncustom.com on behalf of Linda Wylie
<linda@everyactioncustom.com>
Sent: Thursday, May 16, 2019 5:16 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public’s consent – impacting our community’s health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Linda Wylie
27715 Gibraltar Loop Eugene, OR 97405-9737 linda@prestia.com

McClymont, Keelan

From: andrewthefree@everyactioncustom.com on behalf of Andrew Free
<andrewthefree@everyactioncustom.com>
Sent: Thursday, May 16, 2019 2:53 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public's consent – impacting our community's health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Andrew Free
12770 SE Winston Rd Damascus, OR 97089-7608 andrewthefree@gmail.com

McClymont, Keelan

From: russell.l.lum@everyactioncustom.com on behalf of Russell Lum
<russell.l.lum@everyactioncustom.com>
Sent: Thursday, May 16, 2019 2:30 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public’s consent – impacting our community’s health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Russell Lum
515 NE Ivy St Portland, OR 97212-2161
russell.l.lum@gmail.com

McClymont, Keelan

From: roberta.phillip@everyactioncustom.com on behalf of Roberta Phillip-Robbins
<roberta.phillip@everyactioncustom.com>
Sent: Thursday, May 16, 2019 11:44 AM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public’s consent – impacting our community’s health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Roberta Phillip-Robbins
317 NE Stanton St Portland, OR 97212-3035 roberta.phillip@gmail.com

Moore-Love, Karla

From: vorlon@everyactioncustom.com on behalf of Stephen Langasek
<vorlon@everyactioncustom.com>
Sent: Thursday, May 16, 2019 4:30 AM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public's consent – impacting our community's health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G). Networks of the future must be operated in the public interest and NOT for profit.

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Stephen Langasek
7943 SW 56th Ave Portland, OR 97219-3218 vorlon@dodds.net

Moore-Love, Karla

From: sara.f.wolf@everyactioncustom.com on behalf of Sara Wolk
<sara.f.wolf@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 6:55 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public's consent – impacting our community's health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

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It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 2) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 3) Decline any and all 5G technology and services (if you proceed with the contract)
- 4) We should get municipal broadband instead! Locally owned and operated utilities!

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Sara Wolk
2549 NE 19th Ave Portland, OR 97212-4255 sara.f.wolf@gmail.com

From: gottlieb.robyn@everyactioncustom.com on behalf of Robyn Gottlieb
<gottlieb.robyn@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 5:51 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public’s consent – impacting our community’s health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It’s particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

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- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Robyn Gottlieb
1547 SE 88th Ave Portland, OR 97216-1813 gottlieb.robyn@gmail.com

Moore-Love, Karla

From: lvongeldern@everyactioncustom.com on behalf of Linda von Geldern
<lvongeldern@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 5:03 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public's consent – impacting our community's health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

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Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Ms. Linda von Geldern
6025 NE 12th Ave Portland, OR 97211-4223 lvongeldern@live.com

Moore-Love, Karla

From: craigv@everyactioncustom.com on behalf of C Vaughn
<craigv@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 3:56 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public's consent – impacting our community's health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

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I urge the city to:

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- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
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Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Mr. C Vaughn
3417 NE 7th Ave Portland, OR 97212-2111 craigv@albinaheadstart.org

Moore-Love, Karla

From: crystalbadon87@everyactioncustom.com on behalf of Crystal Badon <crystalbadon87@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 3:39 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

The entire process leading to this outcome has failed to take into account adequate community and stakeholder input. 5G will require placing thousands of microcell equipment boxes directly outside our homes – without any safety testing, adequate public input, or the public's consent – impacting our community's health, privacy, and environment. Rather than fast tracking this process the City should be declining the 10 year franchise agreement with AT&T.

If the City of Portland proceeds with the 10 year contract, I urge you to decline purchasing any 5G technology and services. If you are truly concerned about 5G tech and feel like your hands are tied by Federal regulations, there is nothing that requires you to spend millions of dollars on AT&T and other major telecoms 5G technology.

It's particularly concerning to see the City work so closely with AT&T to fast track 5G technology when Municipal Broadband internet is gaining traction across Multnomah County. Fiber optic internet provided as a public utility is the only way to ensure permanent net neutrality, data security, local revenue generation that can fund affordable housing and education, subsidized broadband for low-income households and marginalized residents.

I urge the city to:

- 1) Prioritize the health and privacy of Portlanders over Corporate interests by rejecting the 10 year franchise agreement with AT&T for wireless deployment (including 5G)
- 3) Consider the impacts to property values in residential neighborhoods, as well as the potential health and environmental risks of deploying 5G technology
- 5) Decline any and all 5G technology and services (if you proceed with the contract)

Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Crystal Badon
8428 N Fenwick Ave Apt 5 Portland, OR 97217-6770 crystalbadon87@gmail.com

Moore-Love, Karla

From: mzdiva.fl@everyactioncustom.com on behalf of Felecia Lewis
<mzdiva.fl@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 3:22 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

I am deeply concerned about the City proceeding with a 10 year contract that allows AT&T to deploy its 5G technology in Portland.

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Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Felecia Lewis
6930 N Kerby Ave Portland, OR 97217-1774 mzdiva.fl@gmail.com

Moore-Love, Karla

From: tonyomg0d@everyactioncustom.com on behalf of Tony Tapia
<tonyomg0d@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 3:08 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

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Thank you for your consideration.

Sincerely,
Tony Tapia
2050 NE Barberry Dr Hillsboro, OR 97124-2767 tonyomg0d@gmail.com

Moore-Love, Karla

From: samia.estassi@everyactioncustom.com on behalf of Samia estassi
<samia.estassi@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 2:39 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

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Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,

Samia estassi

4539 SE Main St Portland, OR 97215-2440 samia.estassi@gmail.com

McClymont, Keelan

From: hannahkang1@everyactioncustom.com on behalf of hannah kang <hannahkang1@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 2:13 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

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Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
hannah kang
1102 NE Roselawn St Portland, OR 97211-4453 hannahkang1@gmail.com

McClymont, Keelan

From: sunnychildspdx@everyactioncustom.com on behalf of SJ CHILDS
<sunnychildspdx@everyactioncustom.com>
Sent: Wednesday, May 15, 2019 10:38 AM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

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Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
SJ CHILDS
3034 NE Davis St Portland, OR 97232-3239 sunnychildspdx@gmail.com

McClymont, Keelan

From: shelley.molinaro6@everyactioncustom.com on behalf of shelley molinaro <shelley.molinaro6@everyactioncustom.com>
Sent: Tuesday, May 14, 2019 5:44 PM
To: Council Clerk – Testimony
Subject: I am writing to you today regarding the 10 year 5G contract with AT&T

Dear Public Comment Email City Of Portland,

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Once again: I urge you to reject the 10 year franchise agreement with AT&T for 5G wireless deployment and if you proceed with the contract to opt out of purchasing any 5G services or technology from AT&T or any other telecom company.

Thank you for your consideration.

Sincerely,
Ms. shelley molinaro
6035 SW Florida St Portland, OR 97219-1150 shelley.molinaro6@gmail.com

McClymont, Keelan

From: Inga Tyrrell <rushnqt@icloud.com>
Sent: Thursday, May 2, 2019 6:29 PM
To: Council Clerk – Testimony
Subject: 5g

Please do more research on the health effects prior to exposing us.

Sent from my iPhone

McClymont, Keelan

From: Rachell Zea <rachellzea@yahoo.com>
Sent: Thursday, May 2, 2019 5:28 PM
To: Council Clerk – Testimony
Subject: 5G

This will absolutely be a negative impact on the health of our community. There is no proof that it is better unless the plan is to harm everyone in the Portland oregon we love.

There are many studies showing the negative health effects from cellular microwaves. Please, do not allow this poison to be placed in my home town

Sent from Yahoo Mail on Android

McClymont, Keelan

From: Trent Kendrick <trentkendrick@gmail.com>
Sent: Thursday, May 2, 2019 3:37 PM
To: Council Clerk – Testimony
Subject: 5G Service in Portland

As a resident, I am begging you: please don't make an agreement to install 5G in our town.

The health risks are not known, and the stakes are too high - not just for our health. But also for the giant communication corporations who have vested interests in downplaying the risks and science. We've seen this before with cigarettes and Big Pharma. Let's save off the next health crisis.

Please have the humility to accept that we don't have enough credible information on this new technology. WE DON'T KNOW WHAT WE DON'T KNOW. And what we do know should scare you! So PLEASE, we should definitely not be installing this so close to our residences and to our children!! Not until more independent research is done and the effects are understood.

Please step up. Show that Portland can be a leader in 21st century public safety. Refuse to rush off a cliff. We don't need this now. Stop the rollout. Do more research. Save our town.

Trent Kendrick
Resident

--

Trent Kendrick
C: [620.492.3535](tel:620.492.3535)

The information in this e-mail message, and any files transmitted with it, is confidential and may be legally privileged. It is intended only for the use of the individual(s) named above. If you are the intended recipient, be aware that your use of any confidential or personal information may be restricted by state and federal privacy laws. If you are not the intended recipient, you are hereby notified that you should not further disseminate, distribute, or forward this e-mail message. If you have received this e-mail in error, please notify the sender and delete the material from any computer. Thank you.

McClymont, Keelan

From: Austen Faggen <austen.faggen@icloud.com>
Sent: Thursday, May 2, 2019 1:29 PM
To: Council Clerk – Testimony
Subject: 5G Service in Portland

As a resident, I am begging you: please don't make an agreement to install 5G in our town.

The health risks are not known, and the stakes are too high - not just for our health. But also for the giant communication corporations who have vested interests in downplaying the risks and science. We've seen this before with cigarettes and Big Pharma. Let's save off the next health crisis.

Please have the humility to accept that we don't have enough credible information on this new technology. WE DON'T KNOW WHAT WE DON'T KNOW. And what we do know should scare you. So PLEASE, we should definitely not be installing this so close to our residences and to our children!! Not until more independent research is done and the effects are understood.

Please step up. Show that Portland can be a leader in 21st century public safety. Refuse to rush off a cliff. We don't need this now. Stop the rollout. Do more research. Save our town.

Austen Faggen
Resident
2621 NE 7th Ave #610
Portland OR 97212



189545

Office of Mayor Ted Wheeler
City of Portland

April 25, 2019

To: Commissioner Eudaly Commissioner Fish Commissioner Fritz
Commissioner Hardesty City Auditor, Mary Hull Caballero

From: Elisabeth Perez, Operations Director, Office of Mayor Ted Wheeler

Re: Objection to New Cingular Wireless PCS, LLC (AT&T) Franchise

Introduction

The City Charter requires a lengthy and unique process before Council may adopt an ordinance granting a franchise. This process includes publication of the franchise in a local newspaper, followed by a 20-day period during which anyone may submit a written objection to the franchise to the city auditor. A written objection triggers a public hearing before Council on the franchise. Although this unique process has been in place since at least 1913 when the Commission form of government was adopted, it appears that the recent objection filed by Digital Commonwealth Alliance (DCA) to the AT&T franchise is the first of its kind in city history. However, the objection identifies perceived deficiencies in the city's franchise process and not in the franchise itself.

Charter Requirements

The following outline summarizes the charter requirements the Office for Community Technology (OCT) – or OCT's predecessor – has followed for approximately 100 years. The outline also summarizes OCT's process for the AT&T franchise, DCA's objections to OCT's process, and OCT's response to DCA's objections.

- Temporary Revocable Permit
 - *Charter Requirement.* None. However, the charter process typically adds six months between staff negotiating a franchise and Council approving the franchise ordinance. Franchisees who want to operate during that six-month period may request a Temporary Revocable Permit (TRP) from OCT. OCT brings the TRP to Council via regular ordinance. The charter is silent on TRP ordinances.
 - *OCT's Process for AT&T.* OCT brought the TRP ordinance before Council on February 13, 2019, for first reading. Council heard public comment, including comment from Julia DeGraw, DCA's National Policy Director. Council passed the TRP ordinance after its second reading on March 13, 2019.

- *DCA Objection.* The TRP ordinance was passed as an emergency and the 20-day objection period was not adequately publicized.
- *OCT's Response.* The TRP ordinance was passed as a regular ordinance without an emergency. No 20-day objection period attaches to regular ordinances, and Council heard significant public comment, including comment from Ms. DeGraw, on the ordinance during its first reading.
- Publication of Full Franchise Ordinance.
 - *Charter Requirement.* At least 20 days before Council considers a franchise ordinance, the franchise must be published in full in the city's official newspaper. (Charter 10-207).
 - *OCT's Process for AT&T.* OCT published the full franchise in the Daily Journal of Commerce (DJC) on April 3, 2019. DJC is where the city auditor publishes the weekly Council agenda. OCT also published notice of the 20-day objection period, although the charter does not require that information to be published along with the full franchise.
 - *DCA Objection.* Notice could not be accessed without a paid subscription.
 - *OCT's Response.* Notices published in the DJC are free and do not require a paid subscription; articles are only available with a paid subscription. Notice was readily available to the public in the DJC from April 3 until at least April 25, 2019.
- Publication of Notice of Franchise Ordinance.
 - *Charter Requirement.* At least 20 days before Council considers a franchise ordinance, notice of the franchise and the right to file objections must be published in a daily newspaper with a circulation of at least 15,000. (Charter 10-207).
 - *OCT's Process for AT&T.* OCT published notice of the franchise and the right to file objections in the Oregonian – both print and online versions – on April 3, 2019. The online version was publicly available for 7 days, as is customary.
 - *DCA Objection.* Unable to find notice in the Oregonian. City should publish in Portland Tribune.
 - *OCT's Response.* Notice was readily available to the public in the Oregonian for 7 days; the Oregonian's circulation is larger than the Portland Tribune.
- Additional Considerations.
 - *DCA Objection.* Staff from multiple city offices were unable or unwilling to answer questions about the 20-day objection period.
 - *OCT's Response.* Julia DeGraw first contacted Cynthia Castro, Policy Advisor to Commissioner Amanda Fritz April 4, 2019. Cynthia Castro responded to Julia DeGraw and copied OCT's Jennifer Li. OCT's Jennifer Li had at least 9 interactions with DCA's Julia DeGraw between April 4 and April 22, 2019. Because DCA's objection under Charter 10-207 is a matter of first impression, Ms. Li coordinated with staff from the auditor's office, the Mayor's office and the city attorney's office to ensure that DCA was able to submit a timely objection. No other resident contacted OCT, the auditor's office, the



189545

Office of Mayor Ted Wheeler
City of Portland

Mayor's office or the city attorney's office about the 20-day objection period. With help from OCT staff, DCA filed timely objections.

- *DCA Objection.* OCT staff failed to respond to inquiry from Portland Tribune editor, forcing DCA to remove a line from its Op-Ed.
- *OCT's Response.* Ms. Li received a Portland Tribune inquiry regarding "a comment period about 5G." On March 26, Ms. Li responded: "There's no public comment period for 5G. I surmise that it could be related to the publication of one of the franchises, although the publication has not occurred yet." The Portland Tribune did not follow up on Ms. Li's response.
- *DCA Objection.* Deep concern about decision to fast track untested, expensive and unnecessary 5G technology.
- *OCT's Response.* AT&T has had a franchise to provide wireless services in the city since 2003. Wireless providers are transitioning to 5G (i.e. fifth generation) technology to provide wireless services. Council passed a resolution urging the Federal Communications Commission to study the health effects of 5G, and Mayor Wheeler and Commissioner Eudaly directed staff to consider several priorities during negotiations with wireless providers for renewed franchises. However, no franchise, including the current franchise at issue, dictates what technology a utility may or may not use to provide services to city residents. Under federal law, a local government may not prohibit the deployment of telecommunications services or technology. Finally, DCA does not raise any specific objections to AT&T's franchise outside of a general objection to the technology AT&T may use to provide wireless services.
- *DCA Objection.* A new 20-day objection period should run, both for the TRP ordinance and the franchise ordinance.
- *OCT's Response.* The charter does not require a 20-day objection period for the TRP ordinance and Ms. DeGraw – along with several other members of the public – objected to the ordinance during its first reading on February 13, 2019. The 20-day objection period for the franchise ordinance was appropriately noticed and DCA timely filed its objection. A public hearing on the objection will be held on May 1, 2019 and DCA will be able to present its written objection at that time.

Next Steps

DCA's written objection triggers a charter requirement to hold a public hearing on the franchise ordinance. (Charter 10-207). Council will consider the franchise ordinance and hold a public hearing on the objection on May 1, 2019 at a time certain of 11:05. Because the charter process has been followed and the public has been given ample opportunity to comment on both the TRP ordinance and the

franchise ordinance, neither OCT nor the Mayor's Office which oversees OCT recommends an additional 20-day period be granted.

Thank you,

A handwritten signature in cursive script that reads "Elisabeth Perez".

Elisabeth Perez
Operations Director, Office of Mayor Ted Wheeler

Moore-Love, Karla

From: Hull Caballero, Mary
Sent: Thursday, April 25, 2019 2:08 PM
To: Amcott, Jennifer; Moore-Love, Karla; Anderson, Toni
Subject: FW: Digital Commonwealth Objection
Attachments: RE: Clarifying question on the 5G ordinance

Importance: High

FYI

From: Crail, Tim
Sent: Thursday, April 25, 2019 2:03 PM
To: Hull Caballero, Mary <Mary.HullCaballero@portlandoregon.gov>; Duhamel, Jamey <Jamey.Duhamel@portlandoregon.gov>; Perez, Elisabeth <Elisabeth.Perez@portlandoregon.gov>; Bradley, Derek <Derek.Bradley@portlandoregon.gov>; Schmanski, Sonia <Sonia.Schmanski@portlandoregon.gov>
Cc: Castro, Cynthia <Cynthia.Castro@portlandoregon.gov>
Subject: Digital Commonwealth Objection
Importance: High

Colleagues,

In response to the objection raised by Julia DeGraw on behalf of Digital Commonwealth, I wanted to make you aware of our office's role in the matter since it was raised by Ms. DeGraw. Please see the attached correspondence between Cynthia Castro and Julia DeGraw. Cynthia received an email on Thursday, April 4th at 12:23 pm and responded 20 minutes later, copying Jennifer Li, who is the content expert on the franchise notification process. Cynthia handled this perfectly, directing a member of the public to the best person in the City to answer the question being raised. Jennifer Li responded on Friday, April 5th that notification had occurred on Wednesday, April 3rd leaving over two weeks before the appeals period ended. I can't speak to the other concerns raised by Ms. DeGraw. I hope this helps.

Tim Crail

Chief of Staff | Commissioner Amanda Fritz
 City Hall: 1221 SW 4th Avenue, Suite 220 Portland, Oregon 97204
tim.crail@portlandoregon.gov | (503) 823-3988

Pronouns: he/him/his

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503-823-3008: Traducción e interpretación | Chuyển Ngữ hoặc Phiên Dịch | 翻译或传译

Письменный или устный перевод | 翻訳または通訳 | Traducere sau Interpretare

번역 및 통역 | Письменный и устный перевод | Turjumida ama Fasiraadda



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Moore-Love, Karla

From: Li, Jennifer
Sent: Friday, April 5, 2019 2:04 PM
To: Julia DeGraw
Cc: Castro, Cynthia
Subject: RE: Clarifying question on the 5G ordinance

Follow Up Flag: Follow up
Flag Status: Completed

Hi Julia,

AT&T wireless (New Cingular) has a 2012 franchise that is currently in effect. That means, right now, the company can apply for permits to work in the right of way. In fact, all the wireless carriers have current franchises and can apply for permits. The City's franchise agreements do not differentiate between a small cell permit or other permits. The temporary revocable permit for New Cingular that was passed by Council on March 13 is a renegotiation of the 2012 franchise terms, but doesn't change the fact that the company can apply for permits.

You are correct that Section 10-207 of the City Charter is relevant. The section outlines a specific procedure that our office follows for all franchise agreements. The reason why we generally say that the formal franchising process required by the City Charter can take up to four months or more is because City Charter 10-207 gives specific timeframes for each step—20 days for publication, 30 days between first and second readings, and then 60 days after second reading until the franchise is effective. As you can see, that's about 4 months minimum for the steps in the process.

The recently negotiated New Cingular franchise agreement was published in full in the Daily Journal of Commerce this week (April 3). The entire franchise was published in the Daily Journal of Commerce, not including exhibits. Keep in mind that the temporary, revocable permit passed by Council on March 13 is substantially the same as the agreement that was published in the Daily Journal of Commerce on April 3. The agreement published in the DJC will be the one Council will vote on. There are a couple of differences between the TRP and the franchise such as formatting/numbering of sections and the length of the agreement, but otherwise, the provisions are substantially the same. There is also a brief notice (1-2 sentences) that was published in the Oregonian also on April 3.

After publication, the New Cingular agreement will be submitted for the Council agenda for discussion on first reading. We don't have a date yet, but it may be April 24. The temporary revocable permit passed on March 13 is effective April 12 and we anticipate that the franchise will be effective in August.

Hope that helps answer your questions.

Thanks,
Jennifer

Jennifer Li, Utility Program Manager
Office for Community Technology
City of Portland
111 SW Columbia Street, Suite 600
Portland, OR 97201
PO Box 745, Portland, OR 97207-0745
Telephone: 503-823-5359

Jennifer.Li@portlandoregon.gov
<http://www.portlandoregon.gov/OCT>

From: Castro, Cynthia
Sent: Thursday, April 4, 2019 12:43 PM
To: Julia DeGraw <julia@digitalcommonwealth.global>
Cc: Li, Jennifer <Jennifer.Li@portlandoregon.gov>
Subject: RE: Clarifying question on the 5G ordinance

Hi Julia!

Sorry to miss you voice message.

I am copying **Jennifer Li**, Program Manager for the Office of Community Technology, who can better assist you. She will be in touch (I believe she is tied up today, so might not get back to you until tomorrow at the earliest).

Thank you for your inquiry!

Sincerely,

Cynthia

Cynthia Castro

Policy Advisor | Commissioner Amanda Fritz
City Hall: 1221 SW 4th Avenue, Suite 220 Portland, Oregon 97204
cynthia.castro@portlandoregon.gov | (503) 823-3229

Pronouns: she/her/hers

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189545

From: Julia DeGraw <julia@digitalcommonwealth.global>
Sent: Thursday, April 04, 2019 12:23 PM
To: Castro, Cynthia <Cynthia.Castro@portlandoregon.gov>
Subject: Clarifying question on the 5G ordinance



The City's email systems have identified this email as potentially suspicious. Please click responsibly and be cautious if asked to provide sensitive information.

Hello Cynthia,

I wanted to follow up on a voicemail I left a week or two ago. I know you've been out of town, and super busy, so no worries.

When the AT&T 5G Ordinance was passed on March 13th we thought that a public comment period might be triggered based on this section:

"2. The City will shortly begin considering approval of the proposed franchise, following the formal Portland City Charter procedure of public notice and hearing. This process will begin with the publication of a notice of proposed franchise, together with the publication of the entire proposed agreement in the City's official newspaper. The process mandated by the Portland City Charter for adopting a proposed franchise may take up to four months, or more, from the date of initial publication."

Please let me know what this specific sentence means: "This process will begin with the publication of a notice of proposed franchise, together with the publication of the entire proposed agreement in the City's official newspaper. " What exactly has to be published in a paper, and during that "up to four months, or more, from the date of initial publication" can AT&T start building out their 5G network?

At any point in the process does this public comment period, specified in this part of the city charter, get triggered: <https://www.portlandoregon.gov/citycode/article/21669?>

if you could give me a quick phone call, not just a written reply I would greatly appreciate it. You can call my cell: 503-347-3599.

Best,

Julia

Digital Commonwealth Alliance
email: julia@digitalcommonwealth.global
cell: 503-346-3599
www.digitalcommonwealth.global

Moore-Love, Karla

From: Council Clerk – Testimony
Sent: Wednesday, April 24, 2019 4:25 PM
To: Moore-Love, Karla
Subject: FW: Regarding: 20 day objection period for franchise agreement with Cingular for 5G microcell deployment.
Attachments: Digital Commonwealth Alliance Objection Letter.pdf

Keelan McClymont
Assistant Council Clerk | City of Portland
(503) 823-4085

From: Jennings, Gayla
Sent: Wednesday, April 24, 2019 11:00 AM
To: Council Clerk – Testimony <CCTestimony@portlandoregon.gov>
Subject: FW: Regarding: 20 day objection period for franchise agreement with Cingular for 5G microcell deployment.

Good morning, Council Clerk,

This correspondence was received by Auditor Hull Caballero for what appears to be an item appearing on next Wednesday's agenda. I'm not sure if you received a separate email from Julia – my apologies if this a duplicate, or if this wouldn't be considered testimony.

Thank you!

Gayla Jennings
Deputy Auditor | Office of the City Auditor
City of Portland, Oregon
Phone (503) 823-3560

From: Julia DeGraw <julia@digitalcommonwealth.global>
Sent: Tuesday, April 23, 2019 4:40 PM
To: City Auditor, Mary Hull Caballero <AuditorHullCaballero@portlandoregon.gov>
Cc: Castro, Cynthia <Cynthia.Castro@portlandoregon.gov>; Duhamel, Jamey <Jamey.Duhamel@portlandoregon.gov>; Bradley, Derek <Derek.Bradley@portlandoregon.gov>; Schmanski, Sonia <Sonia.Schmanski@portlandoregon.gov>; Perez, Elisabeth <Elisabeth.Perez@portlandoregon.gov>
Subject: Regarding: 20 day objection period for franchise agreement with Cingular for 5G microcell deployment.

To whom it may concern,

I am submitting the attached letter to the Auditor's Office. The letter is Digital Commonwealth Alliance's official written objection to the 5G franchise agreement with Cingular/AT&T. Our primary request is that the City have a new 20 day objection period due to mistakes in the way this objection period was published and handled by numerous staff at the City. This is further outlined in the attached letter.

I have copied the City Commissioners because it is important that they receive this request in a timely matter as it may affect their actions on this issue which is scheduled to be on the agenda for the City Council meeting on May 1st.

Please don't hesitate to call or email me if you have any questions.

Sincerely,

Julia DeGraw

Digital Commonwealth Alliance

National Policy Director

email: julia@digitalcommonwealth.global

mobile: 503-347-3599

Digital Commonwealth Alliance
921 SW Washington St.
Suite 820
Portland, OR 97205

April 23, 2019

City of Portland
Auditor's Office
1221 SW 4th Ave.
Portland, OR 97204

Re: 20 day objection period for franchise agreement with Cingular for 5G microcell deployment.

Dear Mary Hull Caballero and Whomever Else is Concerned,

On March 15th the Portland City Commissioners, with four of five votes, passed an ordinance creating a contract with Cingular/AT&T for permitting 5G microcell deployment in the City Of Portland. From the Digital Commonwealth Alliance's understanding, the passage of that ordinance prompted a process that would include a 20 day period of time in which people could submit written objections to the City Auditor's Office.

This letter is our official objection to the proposed franchise agreement with Cingular/AT&T. Because the required published notification of the objection period didn't meet either the letter or the spirit of the law, **we also request that the City dismiss the current 20 day objection period (ending April 23, 2019) and initiate a new 20 day period that adequately notifies the public, and in a timely manner, addresses inquiries about this process from members of the public and the press.**

A public notification of a 20 day period in which people can object to the ordinance is laid out in the City's Charter, as stated in Section 10-207 Method of Granting: "There shall also be published, in a conspicuous place in such daily newspaper of the City having a circulation in excess of fifteen thousand (15,000), as the Council may direct, a notice prepared by the Auditor, that an application has been made for a franchise, giving the name of the applicant, the character and location of the proposed grant, and requesting any person having any objections to such proposed franchise or any provisions thereof to file the same in writing with the Auditor within twenty (20) days from the first publication of such notice."

On April 3, 2019 the city chose to publish the full ordinance in the Daily Journal of Commerce (a relatively obscure publication in Portland). When we attempted to find the publication in the Journal it could not be accessed without paying for a subscription. Apparently on April 3rd a "short" publication was made in the Oregonian, a paper with a significantly broader readership, and a free online presence. We have yet to find the publication in the Oregonian. While

potentially it exists it clearly was not easy for the public to find, given that those of us with a high level of interest could not find it.

In addition, there was a tremendous amount of obfuscation, deliberate or not, from the Auditor and Commissioner staff. It took weeks of inquiry and correspondence before we were told of the Daily Journal of Commerce (DJC) posting. It was especially disappointing to hear of this only after the publication date, because weeks earlier, leading up to the publication of our organizations Op-Ed piece with the Portland Tribune, we spoke with two staff at the Auditor's office and staff from Commissioner Fritz's office none of whom were able or willing to answer our questions about this 20 day objection period.

We inquired with Auditor and City staff about the ability of members of the public to engage in what we had mistakenly referred to as a "comment period" and not one staff member we spoke to could answer the questions. As a result we were forced to remove a line from the Op-Ed that mentioned this additional opportunity for the public to weigh in. This Op-Ed was then published without that crucial information on March 31st (perfect timing for an objection period that started just three days later). We were told by an editor at the Portland Tribune that they had contacted the City about this 20 day period and had not gotten confirmation that it was happening. We are sure that this wasn't intended to impede public input, but that was certainly the consequence.

Due to the fact that the city failed to publish this full notification in a prominent publication and that multiple staff failed to adequately address inquiries about this process to concerned citizens and members of the press, for the weeks leading up to the objection period (between March 15th and April 3rd) we request that the City re-publish the full notification, in a more prominent paper (possibly the Portland Tribune) and provide a new full 20 day objection period so the public can reasonably be given the opportunity to participate in providing their objections to this controversial proposal.

We also request that all relevant staff from the Auditor's and Commissioner's offices be briefed on how to answer questions about this process when they receive them from the public.

In addition to requesting a proper objection period be initiated, with the suggested improvements we express our deep concern about the hundreds of closed door meetings Commissioners' and Mayor's staff had with Telecom industry lobbyists. The level of engagement the city had with these companies, while failing to hold any substantial well-publicized public hearings, seeking any alternative options, or seeking input from any variety of stakeholders and communities shows a lack of due diligence .

We recognize that the 20 day objection period for the Emergency Ordinance that created a temporary revocable permit, is long past we would still like to express our concerns regarding that process as well. The City failed to demonstrate the need for the emergency ordinance to fast track a contract with Cingular/AT&T. There was no immediate or any other threat to public health or safety that should have prevented a more thoughtful, research driven, and public input

driven process. Finding the "best" way to make our public resources available to AT&T does not meet the standard necessary for an Emergency Ordinance to be passed. Furthermore, the City absolutely failed to adequately publicize that objection period as well. Another reason to grant our request for a new objection period this longer term contract.

We are deeply concerned about the City's decision to fast track untested, expensive, and unnecessary 5G technology to the City of Portland. The process up to this point has been opaque and excluded adequate public input and lacked any kind of due diligence.

Re-starting and improving the the 20 day objection period is one small act the City can do to show that it has any commitment to the public input on this issue.

Sincerely,

Julia DeGraw

National Policy Director

Digital Commonwealth Alliance