



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **2ND DAY OF AUGUST, 2018** AT 2:00 PM

THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Fish, Fritz and Saltzman, 4.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Lory Kraut, Senior Deputy City Attorney; and Ovie Griggs and John Paolazzi, Sergeants at Arms.

The meeting recessed at 2:36 p.m. and reconvened at 2:40 p.m.
The meeting recessed at 2:54 p.m. and reconvened at 3:03 p.m.

| | |
|--|---------------------|
| <u>WEDNESDAY, 9:30 AM, AUGUST 1, 2018</u> DUE TO LACK OF AGENDA THERE WERE NO WEDNESDAY COUNCIL MEETINGS | Disposition: |
| <u>THURSDAY, 2:00 PM, AUGUST 2, 2018</u> THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Fish, Fritz and Saltzman, 4. | |
| 808 TIME CERTAIN: 2:00 PM – City of Portland Project SEARCH Pilot Program Report (Report introduced by Commissioner Fish) 45 minutes requested Motion to accept report: Moved by Saltzman and seconded by Fritz. (Y-4) | ACCEPTED |
| 809 TIME CERTAIN: 2:45 PM – Accept the Quarterly Technology Oversight Committee Report from the Chief Administrative Officer (Report introduced by Mayor Wheeler) 15 minutes requested Motion to accept report: Moved by Fish and seconded by Fritz. (Y-4) | ACCEPTED |
| *810 TIME CERTAIN: 3:00 PM – Authorize a \$4,512,415 five-year contract with a five-year option with CSDC Inc. to continue implementation of the initial phase of the AMANDA upgrade and continued maintenance and support of the computerized permit tracking system for Bureau of Development Services (Ordinance introduced by Mayor Wheeler and Commissioner Eudaly) 45 minutes requested (Y-4) | 189095 |
| REGULAR AGENDA | |

August 2, 2018

| | | |
|---|--|--|
| Mayor Ted Wheeler Office of Management and Finance | | |
| 811 | Accept bid of Brown Contracting, Inc. for the W Burnside St from SW 18th Ave to SW 19th Ave Multimodal Safety Improvements Project for \$1,537,617 (Procurement Report – Bid No. 00000942) Motion to accept report: Moved by Fish and seconded by Saltzman. (Y-4) | ACCEPTED PREPARE CONTRACT |
| *812 | Pay bodily injury lawsuit of Colin Christopher and Emily Furstenau in the sum of \$225,000 involving the Portland Bureau of Transportation (Ordinance) 10 minutes requested (Y-4) | 189096 |
| Commissioner Dan Saltzman Bureau of Transportation | | |
| 813 | Authorize a grant agreement with Albertina Kerr Centers to acquire bicycles and operate Adaptive BIKETOWN pilot project in an amount not to exceed \$10,000 (Second Reading Agenda 792) (Y-4) | 189091 |
| 814 | Rescind Resolution No. 35486, TRN-3.102 and adopt new parking meter district policy to better manage parking in the City (Second Reading Agenda 806; rescind Resolution No. 35486 and TRN-3.102) (Y-4) | 189092 |
| 815 | Adopt new Parking Pricing and Event District Policy as outlined in the Parking Management Manual to establish guidelines for managing public parking in the City (Second Reading Agenda 807) (Y-4) | 189093 AS AMENDED |
| Commissioner Nick Fish Water Bureau | | |
| 816 | Authorize Intergovernmental Agreement in the amount of \$20,000 with Clackamas County for the activation of the Clackamas County Emergency Notification System (Second Reading Agenda 796) (Y-4) | 189094 |

At 3:48 p.m., Council adjourned.

MARY HULL CABALLERO
Auditor of the City of Portland



By **Karla Moore-Love**
Clerk of the Council

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

August 2, 2018

Closed Caption File of Portland City Council Meeting

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

Key: ***** means unidentified speaker.

August 2, 2018 2pm

Wheeler: Good afternoon everybody this is the August 2, 2018 session, afternoon session of the Portland city council, Karla please call the roll.

Saltzman: Eudaly: Fritz: Here. **Fish:** Here.

Wheeler: Here, good afternoon.

Lory Kraut, Senior Deputy City Attorney: Welcome to the Portland city council, city council represents all Portlanders and meets to do the city's business. The presiding officer preserves order and decorum during the city council meetings so everyone can feel welcome, comfortable, respected and safe. To participate in council meetings you may sign up in advance with the council clerk's office for communications to briefly speak about any subject. You also may sign up for a public testimony on resolutions or the first readings of ordinances. Your testimony should address the matter being considered at the time. When testifying, please state your name for the record, your address is not necessary. Please disclose if you are a lobbyist, if you are representing an organization please identify it. The presiding officer determines the length of testimony. Individuals generally have three minutes to testify unless otherwise stated. When you have 30 seconds left, a yellow light goes on, when your time is done, a red light goes on. If you are in the audience and would like to show your support for something that is said, please feel free to do a thumbs up. If you want to express that you do not support something please feel free to do a thumbs down. Disruptive conduct such as shouting or interrupting testimony or council deliberations will not be allowed. If there are disruptions, a warning will be given that further disruptions may result in the person being ejected for the remainder of the meeting. After being ejected a person who fails to leave the meeting is subject to arrest for trespass, thank you for helping your fellow Portlanders feel welcome, comfortable, respected and safe.

Wheeler: Very good, thank you, before we call the first item, I note that we have a translator, ASL translator. Feel free to move about the room, wherever is easiest for you to position yourself and feel free to take a chair. You don't necessarily have to sit right there if you don't want. First item, please, item 808.

Item 808.

Wheeler: Commissioner Fish.

Fish: Thank you Mayor, colleagues I'm honored this afternoon to present to council a report on the first year of the Project Search pilot internship program. Several years ago, staff from Community Access Services and Project Search introduced me to this incredible opportunity for the city of Portland. Project Search is an internship program for young adults why intellectual and developmental abilities, it provides real world marketable skills that prepare them for future jobs. After hearing about it, I wanted to see it for myself. So I headed to Seattle where I toured the city of Seattle supported employment program for people of intellectual disabilities. I met with their staff, including one of their employees who manages one of the archives of the planning bureau and frankly, I was blown away, with the help of Anna Kanwit and the bureau of human resources and the Project Search team, we built this pilot and started it in two bureaus the bureau of environmental services and

August 2, 2018

the water bureau. In October of 2017, we kicked off the first year with five local young adults and it has exceeded our expectations. Throughout this program, we have learned that it is not only a great experience for the interns, but is also a powerful experience for our employees. and we have also learned when we remove barriers and help build a more inclusive workplace, everybody wins. After a successful first year, we are pleased to announce we have created two paid positions. One in the water bureau and one in bes. Project search has been a transformational pilot program and one of the many programs that I hope we develop at the city that provides pathways toward employment and independence for people of varying abilities. Now I'm happy to introduce our panel who will speak more in depth about the program and I'd ask you to come forward. Anais Kennan, the supported employment lead at the bureau of human resources, Mer Stevens from community access services, Carol Stahlke from the water bureau and Trey Schneider, one of the intern who is participated in this program. Before we begin, we have a short video for council and the audience which was created by Brian Balla, who works with the water bureau and I would like to acknowledge the other interns here today, ivory and pereira michael, thanks for joining us and now the video.

[video played]

Fish: Very nice and I think we have all the stars of the video that are here today. Let's give them a round of applause. [applause] so who's going first?

Anais Keenon, Bureau of Human Resources: Me. My name is Anais Keenon and I am the disability resources and employment specialist with the bureau of human resources. And so as you know, the city of Portland is the employer of choice for all of the community, but especially to be a model employer for people with disabilities. So I wanted to provide a little bit of context for the project bridge program by talking a little bit about the unemployment rate for people with disabilities because both nationally and locally unemployment rate for people with disabilities are significantly higher than people who don't. So for example, here in Oregon, the Oregon office on disability and health recently had a report that -- people or Oregonians with disabilities having an employment rate of about 25.9%, whereas it was about 60% for people who did not have disabilities. People with disabilities were employed at less than half the rate of people without disabilities and in particular, for people who have intellectual and developmental disabilities, the statistics are just very shocking. So the unemployment rate is at least 75%, and there's some recent studies to indicate it could be as high as 85% of those who are employed, is it meaningful employment, is it one where they are actually part of the work community that their in and not segregated into doing very menial tasks. So commissioner Fish knew and Nina Vanspeybroeck knew internship program that provides work opportunities for people with intellectual and developmental disabilities, and so we have a wonderful panel here today to talk about the first phase of the program, which ran from 2017 to 2018 and then later on i'll talk a little bit about the second phase of the program and our vision for beyond.

Wheeler: Thank you very much.

Mer Stevens: My name is Mer Stevens, I'm the supportive employment manager for community access services. So, the fundamental idea behind employment first which is a statewide policy that says that people of working age who have disabilities should have the opportunity to work, and it's -- really the idea is that our lives, the purpose of our lives should be spent engaging in the community in ways that are meaningful as well as productive and help us give purpose and meaning to our lives and the people who experience intellectual developmental disabilities shouldn't be denied that opportunity, they need the supports necessary in order to make that a reality. So I really come from the perspective that the barriers that people face to employment usually boil down to a lack of experience and a lack of opportunity, so project search, especially project search with the city of Portland is targeted to take on those specific barriers and it was really exciting being

August 2, 2018

able to participate in this program. So the model itself is that for nine months, every day the interns came to work at the water bureau and at the bureau of environmental services. They started with an hour in the morning, in classroom activities, focused on things like resume writing, professionalism skills, getting ready for a workday in a real working environment, for five hours they went to work doing necessary work in the water bureau and besides doing everything from updating the maps of the water system in our city, digitizing and archiving records, creating lead test kits and distributing them to the households who have requested them. Work that needed to get done that in many cases was very difficult for employees to find time to do, so they were side by side with employees, members of the team and throughout that program, we really are able to tailor the service that we provide to target the challenges that people are experiencing. Is everybody having a hard time hearing feedback in a way that helps them implement it and change what they're doing and to grow. Let's talk about feedback at work and throughout the nine months we were able to really design a program that meets the needs of the people participating. We had five participants and so that small size let us really focus on their needs and helping them grow and to develop into folks that are excited about taking on work. So our commitment to graduates, community access services is the provider organization, once folks have graduated from the program, our commitment is that they are able to find jobs that are better than the jobs they could have gotten prior to the program. So the city has been an amazing partner in creating two jobs, specifically for graduates of the program, that are really tailored to meet the skills and abilities of those folks, and so the three other people that have graduated come into the services that we provide where we work with local businesses to tailor positions in those businesses. To say we have people who have a superpower and have proven to the city of Portland that is a necessary, meaningful work and we can help them do that work for your business and be a benefit all around. So this program took a lot of work from a lot of different bodies in order to administer, so my employer community access services, we are the provider, my team, the staff on the ground every day, providing job coaching, providing the classroom instruction, making sure that everything was being coordinated appropriately with the various partners. The city of Portland did an enormous amount of work to make sure it was coordinated well and commissioner Fish, I want to thank you for lending us, the best teams and water bureau teams as well as a lot of your staff to make sure this went off well. They are an incredible partner to work with. We also work with the department of vocational rehabilitation. They sat on the steering committee, they're one of our funding sources, they provide us their expertise and the supports people need in order to get hired and get good jobs. As well as Multnomah county, intellectual disability services, they also sit on the steering committee, they're also a funding source, and the state department of dhs has been an enormous source of the grant money that kicked off this project, as well as some guidance and support throughout this process. So, all of these players coming together to lend their expertise to guide this program forward I think is really what that success is based upon. And so I think that the power of this model is the real meaningful work that people are doing, for many years, the opportunities available to people with intellectual and developmental disabilities really were very limited. In the state of Oregon sheltered workshops were the name of the game for a long time. That's a place that's essentially a segregated work environment where people are doing work that that is totally divorced from the impact it will have on the world. Piece work, small assembly, packaging and in a group of people who all have disabilities, who often aren't held to standards except their paycheck will be reduced based on the amount that they produce, so subminimum wage. The state of Oregon has taken a radical shift away from that in the past few years and has implemented an employment first perspective. It's really exciting to be part of project search at the city of Portland because it really puts forward the city of Portland as a model

August 2, 2018

of what it could look like for people with intellectual and developmental disabilities to be integrated generally into the workplace, to have a niche where they can contribute in real and meaningful ways and they see the impact of their work, their teams need them, and that's just a typical day and so having the opportunity to take those steps forward has been an enormous privilege. And so another thing I think is really important, and I'll close on this, is that we have the opportunity to use this model with the city of Portland, throughout our work to be able to hold up the city as an employer that's willing to take a person with an intellectual and a developmental disability and put them at the center of the work day and to show other employers in the city this works, and it's a way of getting things done and a way of helping a team together and supported employment, integrated employment is an positive thing for everybody. We are looking forward to further collaboration, I think that the successes of the five folks here today are just incredible. I am embarrassing trey right now, but I'm enormously proud of these five folks, trey Schneider, bet young, ivory broom, cynthia jones and pearl meikle, john berg, these five people havana done incredible work with the city and the impact that they've had on everybody in Portland is something that I really hope they're all proud of and I really want to thank them for showing everybody what this work really can do.

Fish: Thank you very much. My list has us going to carol and then coming back to trey. So carol, is that right?

Carol Stahlke, Portland Water Bureau: Yes.

Fish: Carol, take it away.

Carol Stahlke, Portland Water Bureau: I'm carol Stahlke, I'm the program coordinator in the safety department at the Portland water bureau and I've been the business liaison for project search at the interstate facility. We started project search in march of 2017. We planned for nine months, six interns and three rotations. I worked with all of the different departments at interstate and we've got meaningful work for them. We went through water quality, dispatch, the lab, time keeping, records management, the gis and mapping is it. I am constantly building a strong skill set for them to put on their resume and be able to gain future employment. The one thing that I am committing to is continuing to work and find jobs for the remaining interns that we haven't hired at the city as of today, but I commit to them and I'll work with the different organizations throughout the city. The one thing I wanted to talk about is the impacts on the workplace, one thing that I've observed is just having the interns in our area, we have a more open and compassionate workplace and I think that's a definition of inclusivity. The impacts I've seen on the interns, from their first day to now is -- has been wonderful, their self-esteem and confidence went up every time they completed a task and received the praise that we all gave them and the proof that it's been a positive experience is after graduation, still to this day, my coworkers come up to me and ask me where the interns are, and they wish -- they miss them and wish they could coach back. I am really happy and excited for bureaus that can take this opportunity and experience the wonderful growth that we've seen here at the water bureau. I strongly recommend the program to go citywide. I worked with the interns for a long time now, and I see that they have goals and aspirations and they have pride in their work just like any of us. Thank you for the opportunity.

Fish: And mer, thank you for joining us today. Let's move a mic over a little bit. The floor is yours.

Trey Schneider: For the record my name is trey schneider and I was an intern -- actually, I had the distinction at working at bes my entire rotation, but I'll speak for everyone else Ivory and Michael included. Honestly, I don't think any of us have any idea what -- how much fun we are actually going to have or any expectation of what was going to happen. So we walked in the first day, I wasn't the only one that was nervous, but every co worker asked who we were and said hello with a smile and, Ivory actually worked and had such a

August 2, 2018

repour that everyone knew she was coming, you could hear her and feel her smile that she had. See, there you go, smiling, but as city employees, we knew we had standards to set to and we looked at this and said this could be one of our shots, we were ready to commit as best we could. And oh, boy.

Fish: You're doing great.

Trey Schneider: It's not my strong suit, i'll say that.

Fritz: Then your non-strong suits must be really good. You seem like you're doing really well.

Schneider: Thank you. When we looked at this and we saw what we needed and we looked over and what was actually going to be done, we saw a challenge. We looked at this and said this is what needs to be done, let's get this done, in some cases, we had the work done before the rotation was over and we had to send the coworkers scrambling to find us more work. So honestly at the end of it this was bittersweet, we actually are looking at the connections with our coworkers and everyone knew that the interns are here, let's all have fun. We brought something and I don't know what to name it all, what we had, but the intern challenges have the correct support, we have accommodations and open and understanding environment we can be your best employees, we have a determination, we know we are different, we know we're not the same, and we want to prove that we can be just as good as the person sitting next to us. So it was bittersweet to know that when our last day approached I'm pretty sure I wasn't the only one looked at my supervisor and said can I still come in on Monday. Also know that I was offered a job at bes just this last Tuesday, working as a community service aide, and hopefully once I'm able to pass the correct background checks, that I can start on the 13th of august. So -- none of us -- not even our coworkers knew what to expect and what the bar was set, but when we looked at that, we saw the bar, we took it, we ran. So whichever bureau within the city of Portland takes on new interns or if commissioner Fish, your department takes on more interns, you have a high bar to follow. That is the next challenge, to see what else the pilot has done and to set above that, if they can.

Fish: Congratulation on the offer of employment.

Schneider: Thank you.

Fish: Richly deserved. Miss Keenon, do you want to wrap up?

Keenon: Yeah. I have had very positive feedback from the first phase, so do I want to talk about what's coming up next. The bureau of human resources, as of July 2018 have been coordinating the second phase of the project search pilot. Besides facilitating the on boarding of the two new hires for bes and water, we are also going to be expanding the internship program to two new bureaus, bhr and parks. We'll be connecting 6 to 8 new interns and placing them with work experience in the two bureaus. It's a great opportunity for us as a city as well to really begin building the foundation and structure for a citywide supportive employment program. So we'll be using the next phase to really be collecting information from internal and external stakeholders, on how can we -- what are the ways we can expand and grow this citywide. What are the considerations that we need to take into -- into our thoughts and also we will be connecting with the Portland employment program and the city of Seattle and OHSU as well as other successful employment program. To do research and evaluation and figuring out what the best we can import to the city of Portland for our supported employment program, and so by next fall, with the roll out the class comp structure, the citywide supported employment program will be created, the structure will be created for doing so. And that's really exciting because going to offer additional internship and employment opportunities for all people with disabilities here at the city of Portland. So wonderful long-term goal and vision we have for the next year.

August 2, 2018

Fish: Couldn't do it without you. Mayor that concludes the oral and written report to council. This panel is open to questions and after that we'll entertain a motion to accept the report.

Wheeler: I want to respond to the comments you just made and say I'm enthusiastically supportive of this being a citywide vision. I think it's very important that we set the standard and continue to build the momentum that's building not only here in the community, but nationally around this important issue. I want to thank everybody who took the time to testify today and provided a very compelling case on the positive value of this program not only to those who served as interns, but to the enterprise itself and any time I hear somebody say fun, that perks my attention. So I want to thank you all very much for having participated, and I want to thank those in the program who helped support this program and I want to thank the employees in our bureaus who worked to make this a success, commissioner Fish, I absolutely have to say I admire your efforts here tremendously. I think it paints a great vision for the city as I say I want to thank you for bringing this forward.

Fish: If there are no questions for our panel, I entertain a motion to accept the report.

Saltzman: Move the adoption of the report.

Fritz: Second.

Wheeler: We have a motion and second. Please call the roll Karla.

Saltzman: I'm very proud to be an Portlander today and very proud to be an Oregonian today after hearing about this effort really occurring at the statewide level. So, the efforts to help people with disabilities to have jobs and participate in life just like we do, ups and downs, to get a thrill out of work like we do sometimes, not always, so I really want to say, commissioner Fish, this is a home run. I really admire your leadership in bringing this to the bureau of environmental services and the water bureau, to the project search people and to the bureau of human resources too and I know Anna Kanwit felt very strongly about this as well, our former director of human resources felt very strongly about this as well. As I said, I'm very proud to be a Portlander today and we'll do everything I can to make sure this program remains. And Trey you have a lot on your shoulders being the first, Trey and Ivory and the others, but I think you're up for it. I think you will blaze a trail here that many will follow and we'll look back at you and your success package and we'll say well, it started with Trey, Ivory and Pier and a few other people. Thank you.

Schneider: You won't regret it, honestly.

Saltzman: I don't think we will at all.

Schneider: None of us has ever regretted any seconds that we had.

Saltzman: I'm convinced already, we won't have any regrets. Thank you, aye.

Fritz: Thank you, commissioner Fish and agreeing to do this partnership with the bureau of human resources and particularly for all of the people here today, both the interns, it's impressive how many of your colleagues are here to support you and are here to share in the success of this program and I'm mindful of Ms. Stahlke saying it made the whole workplace kinder as well as more fun. So thank you to everybody who made this program a success. Commissioner Fish cosponsored with me the legislation that made the city of Portland a model employer for people with disabilities. I'm really pleased parks will be the next bureau to implement the program, along with human resources. I'm also proud of the fact that the city's equity initiative is the only one in the country that looks at first race and also disabilities and ability. So, it's doing more of the work and still there's so much more to do. This is a good start, and it shows it can be done. You have set the bar as you said and you have then -- others will know that it can be done. So thank you to everybody who has been involved in this. Aye.

Fish: Well mayor and colleagues it's a very proud day today for the bureaus I have the honor of leading, the bureau of environmental services and water bureau, mayor, I want to

August 2, 2018

thank you for your strong words of encouragement and colleagues. I sincerely hope that we can take this pilot program and bring it to all the bureaus of the city and ultimately create long-term permanent employment for graduates of the program. I have a lot of people to thank this afternoon, I want to begin with my bureau of leadership, especially directors Mike Stuhr and Mike Jordan, deputy directors Dawn Uchiyama, Gabe Solmer they were committed to and supportive of the success of this program from day one. I want to thank the key staff and leadership of the bureaus who worked closely with the interns, including Carol, and Sophia, James, Michael and so many others that bought into this and are really the quiet heroes. I want to thank the project search team and our partners, Mer, Bob and Nicholas in particular. I want to thank BHR, past and present, we would not be here without strong support under prior and current leadership. I want to thank Anais, and Anna and Serilda for your leadership and guidance. I want to thank all the organizations who advised us throughout this starting with the city of Seattle that embraced this ahead of us but helped show us the way, I want to thank in particular the project search steering committee and the Portland commission on disability. I want to thank two people on my team, past and present. Asena Lawrence, who has been working on this, who is here today and Liam Frost who spend a lot of time both in my office and at the water bureau helping to get this right. Lastly I would like to thank the interns and their families and Mayor if I may I can I ask the family members who are here today to stand and be recognized. Family members of the interns. [applause] obviously we want to thank you for your support and for taking time today to join us. Your children have inspired us with their service to our city and the possibilities for our future. We don't get to spend many days like this celebrating successes and human interest stories that are as compelling as this, and I had the honor in the last ten years to be involved in a lot of things I'm proud of, but as Dan said, I'm especially proud today to be able to accept this report and make a personal commitment to continue to expand this program citywide. I vote aye.

Wheeler: I've given most of my talking points already. I'll just say this, go back to some of the facts put out on the table by our panel. 85% unemployment. 85% unemployment. And you heard the compelling nature of the testimony, you heard the benefit of this kind of a program. Again, it's two fold benefit its not just a benefit to the interns, it is a benefit to the enterprise and ultimately, I believe, it's a benefit to the community and while I guess technically I signed up to be the mayor of a city, what I want to be is mayor of a community. This is the kind of program where working with people throughout the community, we find that leveraging point, we find that opportunity to not only do the right thing, but also address some very serious underlying economic injustices that still exist in our community. So, again, thank you to all involved, thank you again commissioner Fish and yes, I will underscore my commitment to this being a citywide initiative, but I also want to acknowledge and respect the thoughtful steps you are taking to make sure as we do that, it rolls out in a thoughtful and pragmatic way. I enthusiastically vote aye. The report is accepted.

Fish: Mayor since we're a little photo?

Wheeler: we'll take a brief recess.

At 2:36 p.m. council recessed.

At 2:40 p.m. council reconvened.

Wheeler: We're now back in session, we're going to go to the second readings please, 813.

Item 813.

Wheeler: Colleagues as you know, this is the second reading, it has already been heard, there's been a presentation and public testimony on this item. There's nothing further, Karla, please call the role.

August 2, 2018

Saltzman: I want to thank Albertina Kerr and pbot, this is a program that provides people with disabilities the opportunity to be employed and preparing bicycles and maintaining the bicycles, the adaptive bicycle program we have down on the waterfront. Aye.

Fritz: Aye.

Fish: Aye.

Wheeler: Aye, the ordinance adopted. Next item, 814, also a second reading is.

Item 814.

Wheeler: Colleagues any further discussion. Seeing none, please call the roll.

Saltzman: Aye. **Fritz:** Aye. **Fish:** Aye.

Wheeler: Aye, the ordinance is adopted. Next item, 815 also a second reading.

Item 815.

Wheeler: Any further discussion, please call the roll?

Saltzman: Aye. **Fritz:** Aye. **Fish:** Aye.

Wheeler: Aye, the ordinance is adopted. The last second reading is 816.

Item 816.

Wheeler: Please call the roll.

Saltzman: Aye. **Fritz:** Aye. **Fish:** Aye.

Wheeler: Aye, the ordinance is adopted. We are still a little ahead of schedule. Do we have the folks here in 811? Come on up, please read 811.

Item 811.

Wheeler: Good afternoon.

Lester Spitler, Procurement Services: Good afternoon mayor Wheeler, commissioners. I'm Lester Spitler the chief procurement officer, you're use to seeing Larry Pelatt here, but he has the day off. This is my first time, I'm here to present this report. So you have before you the procurement report recommending the contract to brown contracting.

Moore-Love: Step back a little bit, there you go. Thanks.

Spitler: For the project in the amount of \$1,537,617. The engineer's estimate on this project was \$1,949,125 and the bureau's confidence level was moderate. On february 21, 2018, council approved ordinance number 188827 for procurement services to competitively solicit for the project. The project was advertised on the city's electronic procurement system and bids were opened on June 14, 2018. We received three bids in response to the solicitation and brown contracting is the lowest responsive and responsible contractor, and their bid is \$411,508 or 21.11% under the engineer's estimate. The Portland bureau of transportation along with procurement services identified an goal of 25% for disadvantaged, minority, women owned and emerging small business subcontractor and supplier utilization. There's a total of \$54,632,000 or 3.55% of dmwesb subcontractor utilization for the project, apportioned as follows, for a disadvantaged business enterprise, there is \$54,632 and amongst that three firms will be providing or performing trucking, flagging and concrete cutting. While the participation number is low, brown contracting has staff on hand that is available and equipment to use for the work, and it is more efficient for them to utilize to self perform the work and utilize their equipment than to contract it out. They have committed to looking for more subcontractable areas if their backlog of work increases and they no longer have available staff and equipment to leverage for this project. On their most recent project they achieved 17% so they do have a good track record. Brown contracting is not a state of Oregon certified dmwesb firm, they are located in Eugene, Oregon and they have a current city of Portland business tax registration number and are in full compliance with the city's contracting requirements. If the council has any questions regarding the project or bidding process, I can answer those or we have Scott Cohen from pbot here in the audience as well as Shawn Emerick from brown contracting as well.

Wheeler: Colleagues any further questions? Commissioner Fritz.

August 2, 2018

Fritz: I have a question for brown contracting.

Wheeler: Thank you, if you could state your name for the record, please.

Shawn Emerick: Good afternoon I'm Shawn Emerick from brown contracting.

Fritz: Are you from Eugene?

Emerick: I am from Eugene.

Fritz: I thought I'd ask you a question if you came all the way up here.

Emerick: I did.

Fritz: I'm wondering what your company's efforts are to diversify your own work force since you're not going to be subcontracting very much of the work?

Emerick: Good question, we have a pretty good diverse work force, just in Hispanic people working in our company, mostly live up here in the Portland area. We are always open, we're always welcome new employees, right now man power's pretty tough.

Fritz: Do you know the numbers, the percentages?

Emerick: We have 90 employees and we have about 21 Hispanic or african-american or native American. So over 20%.

Fritz: What about male female balance?

Emerick: We have five females, so five out of 90, about 5%.

Fritz: Have you been thinking about how to diversify your company even more?

Emerick: We advertise real hard. We are down to putting signs up in the home depots and lowes and places like that looking for people, anybody, not just diversity, but just workers.

Fritz: Yeah, we have similar challenges at the city. So procurement might be able to give you suggestions of outreach to Oregon trades women and some of the other minority firms that might be able to partner with you on that. Thank you for your bid, it's nice to see.

Emerick: We saved you 400 grand.

Wheeler: I like that last line very much. Any further questions? Thank you all, entertain a motion.

Fish: So moved is.

Saltzman: Second.

Wheeler: We have a motion and a second to accept the report. Please call the roll.

Saltzman: Aye.

Fritz: Thank you for making the trip, go ducks. Aye.

Fish: Aye.

Wheeler: Aye, the report is accepted, thank you. Appreciate it. We'll go back to time certain, 809, please.

Item 809.

Wheeler: Colleagues the technology oversight committee provides citizen oversight on significant city technology projects, especially those that are identified as either having high risk or high cost. This gives us early and continued technology oversight by an independent five-member committee for the purposes of increased transparency and accountability. Toc sends quarterly reports to the chief administrative officer who then forwards those reports to us the council. The quarterly reports includes information from each project's independent quality assurance consultant and the technology oversight committee's assessment of the project's status. Good afternoon.

*****: Good afternoon.

Jen Clodius, Office of Management and Finance: Good morning I'm Jen Clodius the strategic communications manager in the office of management and finance and the staff support for the toc. With me today are Jeff Baer, director of the bureau of technology services and toc member, dr. Wilfred Penfold who's appointed by mayor Wheeler. As you know toc is made up of five community members, each named by one of you, the other toc members are ken newbauer for commissioner Fish, Diana Garcia for commissioner Fritz, Mike Lynch for commissioner Saltzman, and while he was not a member during this

August 2, 2018

quarter, jimmy Goddard has joined the toc as commissioner eudaly's representative. The toc as the mayor said advises the chief cao Tom Rinehart and we are here to present that report from April through June. There is more information that goes beyond that, and Jeff and Wilfred will catch you up. Toc has been working with the city budget office on their new budget permitting or their new software project, and they have been working with the Portland, Oregon, website refresh team and on the next set of dashboards in three months, you'll see updates on those. For today, we are only going to be telling you about the pops dashboards. So with no further overview, there it is.

Jeff Baer, Director, Bureau of Technology Services: Thank you Jen, again Jeff Baer with the bureau of technology services. Just give you a quick update on a couple of the different activities going on, I don't want to steal too much of our thunder for the next presentation at 3:00 that we're keyed up with, but a number of big developments or milestones we achieved this past cycle, we got the whole Amanda 7 migration development system infrastructure ready, also the test environment's ready to go, we got the key foundation for the whole system is ready at this point, our next big major accomplishment would be the whole production infrastructure. I would reserve comments for our presentation in a few minutes and turn it over to Dr Penfold provide other comments from the toc perspective.

Dr Wilfred Penfold: Yeah, I would say that we are very optimistic at the moment, I think two of those programs you mentioned Jen and are doing extremely well cbo program is very much on track, the website program is particularly exciting, we are looking at deploying an agile method for how we're doing the website which toc has been very supportive of for some time and we are seeing really good progress there. We are feeling good about the pops program, it's trending in the right direction. We were very happy to see workable schedule this time through and we expect to see a budget very soon. So, we are amount optimistic and hopefully next time we'll have more updates.

Clodius: Would you care to share what the quality assurance said at the July meeting?

Penfold: The information about the yellow and the green?

Clodius: Yes.

Penfold: So we at the toc are currently rating everything as yellow until we see that firm schedule and the firm budget. I think that the quality assurance group felt more optimistic about where we were with schedule, but we are holding ourselves back, we don't want to see up and downs, until we are share we are in green space and we're going to stay there for a while, toc will hold our position at yellow.

Wheeler: Very good, commissioner Fritz.

Fritz: This is the first time we haven't seen red on this chart?

Penfold: Yes. We are feeling optimistic.

Clodius: Quality assurance rated the project green in July.

Fritz: Thank you very much.

Wheeler: Better to be conservative.

******:** Overdeliver.

Wheeler: For discussion. If not, i'll entertain a motion.

Fish: Move to accept the report.

Fritz: Second.

Wheeler: We have a motion and second. Please call the roll.

Saltzman: Good work as always and thanks for your service, aye

Fritz: Commissioner Saltzman this is one of your long lasting legacies to establish this committee and really appreciate doctor Penfold especially your work. Thank you Rebecca Esau who's here today and Elshad and others here from the bureau of development services, this has been a long project and still a ways to go, but it's nice to see it is on track

August 2, 2018

and I know that everybody's worked really hard on it throughout. So it's nice to see that the hard work is finally starting to pay off. Aye.

Fish: Thank you for your good work aye.

Wheeler: I think this is a great model of accountability and transparency, I enjoy getting these reports as a start, but I enjoy even more getting the reports and seeing the red disappear and seeing the yellow appear and knowing we are getting very close to green particularly on some of the higher cost and higher risk projects. Thank you all for your commitment to this and your service. I vote aye the report is accepted. We are still ahead of schedule, so we'll go to 812, if we have Randy here. I believe we do.

Item 812.

Wheeler: Sorry Karla, they're not here. Do we have -- we'll have a seven-minute break. We are in recess.

At 2:54 p.m. council recessed.

At 3:03 p.m. council reconvened.

Wheeler: We are back in session, the next item is item number 810, Karla.

Item 810.

Wheeler: Colleagues dove tailing on the conversation we just had about pops through the technology oversight committee report, the item before us is a budget request of, as you just heard, \$4,512,415,000 to renew the current contract to the city's permit system vendor, csdc, incorporated through 2023. Passing the ordinance today will allow the pops program to -- that's the Portland online permitting system, program to continue to upgrade of the permitting system tools that many city staff across the bureau -- that many city staff across the bureau of development services and its interagency partners rely upon. A critical component to this upgrade is the delivery of six projects over the next year to improve service to our customers. This is the top enterprise wide technology project for the city and I'm eager to see the pops program achieve its projected goals. I'm requesting that we move decisively to ensure this collaboration towards delivery of an enhanced customer-driven online permitting system continues. I want to thank commissioner Eudaly who could not be here today, the bureau of development services, the bureau of technology services and the technology oversight committee for your work moving the Portland online permitting system forward. With that, I'd like to invite director Esau and director Baer from the bureau of development services and bureau of technology services, respectively to present, and I understand that we have a few invited guests after the presentation as well. Is that correct?

*****: That's correct.

Wheeler: Take it away and coal William.

Rebecca Esau, Director, Bureau of Development Services: Good afternoon, Wheeler and Commissioner, to provide context about the work our computer system support, we will walk you through some information about the city's development activity, the information I'm going to provide is for fiscal year 17-18. With the boom in construction activity, we have issued 10,324 construction permits in the last fiscal year and collected \$191 million in fees for these permits. These fees are for BDS as well as the interagency partners, BES, PBOT, Water, Parks, Housing Bureau and Fire Bureau. When you travel around the city the number of cranes you see is a direct result of permits issued and under inspection by our staff and our interagency partners, these projects are providing jobs and adding value to the community. The evaluation of all of these development projects is \$3.03 billion in the last fiscal year. This number is an unprecedented amount of investment in the city of Portland. It also speaks to the scale and complexity of the projects being constructed. The resulting demands on city staff to keep up with the review and issuance of permits in addition to delivering timely inspections places strain on our 1999 era permit tracking system. The city's development services process is collaborative and involves a minimum of seven

August 2, 2018

bureaus working together throughout the process. Our permitting system impacts many city staff across these and other bureaus, the tools staff and our customers use are directly impacted by the requests and updates we are presenting to you today. Nearly 50,000 customers have been to the development services center in person this past fiscal year of the 10,324 construction permits issued, 52% were what we call over the counter permits, which means we reviewed the project at the counter with the customer there and issued the permit the same day, our current customer portal issued 27,000 trade permits such as electrical permits and plumbing permits, all of these permits required inspections. Over 125,000 residential inspections and almost 66,000 commercial inspections were conducted. We are here today for two key reasons. We are requesting authorization to execute a contract and funding to continue developing our online permitting system and to provide you with a pops update. The work pops is delivering will provide improvements for all of the internal and external customers.

Jeff Baer, Director, Bureau of Technology Services: As you heard, pops is a Portland online permitting system and our goal is to modernize this 1999 era permitting system to a 21st century business solutions. Providing online, mobile friendly and enhanced customer service delivery system and to do this we need a contract. Our current contract expires at the end of August and what we are hearing today is we are mid stream in development of many exciting projects to be delivered this fiscal year. As we heard from the TOC quarterly report the program is trending towards green, status for the first time in many years and the request the contract term is set to run through 2023 and the contract value is \$4,512,415.

Esau: We have established a phase one implementation plan with specific milestones using a collaborative approach with our interagency partners. The time line you see shows key milestones associated with the six projects currently under way. These projects show our shift to using an incremental rollout approach. One of the exciting success stories since we last presented a pops update to council is the master address repository project. You probably don't think about addressing much, but bds does the addressing for all new development in Portland we have a short video for you about this project.

[Video Played]

****: Jake and the pops team recently created a front end application called bds maps it's similar to Portland maps, and it is kind of brought all of the research that we need and information we need to one place. We did just have a rollout today, and it was fantastic, the first commercial address I did where it would have generally taken me a half an hour to look at the sandboard maps, to look at Portland maps, to see what is going on, what addresses we have available. I was able to sit down, probably took me five minutes.

****: We do hundreds of addresses a month, this will save quite a bit of time. Whenever that address gets created in the bds maps, that address is automatically updated in the tracs system.

****: This is really going to allow us to move forward with, I think, cleaner data and not have to be going back and fixing things later on down the road.

****: This is one of many enhancements coming your way from the pops program. You can read more about it at Portlandoregon.gov/bds/pops

[Video Ends]

Esau: So next I mentioned earlier there are six projects running concurrently under the pops program. We have a video that walks you through each of those projects within the pops program.

[Video Played]

****: When Portlanders have a development project, whether it's a kitchen remodel or a multimillion dollar high rise, they come to the development services center in downtown, Portland, it's the city's one-stop shop for anyone who wants to build or make changes to

August 2, 2018

structures. Each bds review group has expertise and jurisdiction over local, state and international building codes, staff at partner bureaus such as water, transportation, environmental services and fire administer their own codes too, right here in our building. At bds we aim to provide efficient service and are always looking for ways to improve which is why we have the Portland online permitting system or pops. Pops, it is making significant improvements to the systems used for development and review in Portland, it will change the way we do business, but it won't be like flipping a switch. With so many business processes, changing everything at once would be a disruptions to our customers, instead it's all about making incremental improvements. With pops, there are six improve functions implemented including electronic plan review, web based customer portal and inspection scheduling and mobile apps for our inspectors and customers. One of the largest projects led by pops is upgrading software used in the current tracs permitting system, which is a system used to track and manage contracts since 1999. To understand how pops will affect customers, let's look at what the city does now. Permit technicians use a checklist to determine that the customers permit application package is complete, once all the information is in place, the permit technician inputs it into tracs, each permit application package has four sets of plans with some projects, plans need to be reviewed by more than 20 review groups. This can slow things down by having to route plans to four reviewers at a time until all of them have completed their reviews.

*****: For the expansion project, we went to submit that project to the process manager, we had hundreds of pounds of material, rolls of plans, boxes of specifications it took a hand truck and two or three helpers to lug it all up.

*****: This summer, pops is rolling out electronic plan submission and review for a small group of our largest projects, we plan to expand to more projects in the near future. Electronic plan review allows all potential reviewers to look at plans at the same time, they can count specific things like water fixtures and trees and keep a digital tally to make sure everything is where its needed on a plan right from their screen, they can also see the comments and markups of other reviewers which will help avoid conflicts.

*****: We don't print blueprints and hard copy drawings anymore except for the city of Portland, if there's a way to find out what your check sheet is, what are the issues you need to resolve and resolve it all from your desk, that's a fantastic improvement.

*****: Based on these first reviews, customers often have to come back into the development services center to make corrections on their paper plans. When the plans pass all plan review groups, we issue a permit which gives the customer permission to start doing construction work. While some types of permits are issued through our existing online portal most types of construction permits need to have fees paid and the approved plans picked up in person at the development services center. Next year, pops will be rolling out the first phase of the expanded customer portal. In this first phase, we will launch the ability for customers to pay and development review fees, have expand search capabilities and access to documents online.

*****: Time is money for all of us out in the field, being able to speed up that process so we can stay in our offices or on our construction sites to take care of the things we need to do, rather than coming down here is a great tool.

*****: Transparency for the public will also increase allowing greater information about development in their neighborhood, during construction, customers need to request inspections along the way to make a permit final. Right now, customers call our phone system to schedule each required inspection. Inspectors start their day at 6:30 a.m. they print out a list of their inspections and input them into google maps to organize their route. It can take an hour or more to set up their inspections for the day. Thanks to pops, a new automated scheduling system will optimize routes that inspectors will take. These changes will help minimize time in the office at the beginning and the end of each day. Maximizing

August 2, 2018

capacity to get inspections done in the field, inspectors take notes and photos of different project sites throughout the day, each inspector has their own system of managing paperwork for each of the inspection sites, at the end of the day, they type up all their notes into tracs and download photos from their camera to put into the report. This can take a couple of hours to do, which is time they are not spending doing actual inspections. Pops will also roll out improvements so inspectors can do their work with a single app. Inspectors will be able to access tracs on their phones and tablets and when they're onsite, inspectors can take notes on their phone, they can even take photos and videos that get uploaded directly into the new tracs system. Within the next year, pops will offer contractors an app to help them schedule and track inspections, they'll also get notifications for inspection results and can see them on their phones.

*****: I think when people are informed, there are less of these questions, they're like what's happening with my plans or who has got them or who needs to look at them, maybe it's my designer or architect or contractor who hasn't done their work, instead of them thinking that it's the city that hadn't done their work. So I think it's going to bring a new level of information sharing and transparency that will kind of keep everybody happy.

*****: Pops is part of the city of that Portland's effort to put our customers at the center of everything they want to do. What do you want to build today?

[End of Video]

Esau: I'd like to thank the communications team at bds for putting these videos together and the customers and staff who worked hard on getting them together pops is finding success using an incremental approach focused on the delivery of an enhanced customer driven online permitting system. By utilizing small project that each add new functionality, pops will be rolling out improvements in vital increments without disrupting the overall system. Their approach allows our team to focus on the highest priorities first. Since February we have accomplished a lot, the addressing project was a success, we developed an implementation plan for the six projects you heard about and within the last week pops have launched phase one of one of those, the electronic review plan project and the first applicant has submitted their commercial building permits last Friday. The second applicant plans to submit their plans in mid-September. Then we'll open up to a larger subset of commercial permits and continue rolling it out incrementally to more permit types. Pops has and will continue to address all quality assurance and technology oversight committee recommendations. Risk reduction and effective implementation are key tenants of our program. We are very pleased to share these accomplishments with you and look forward to addressing any questions that you have about pops, we appreciate your support, in our request for the pops contract to continue this work and next we have several customers and interagency partners here to share their perspective with you.

Wheeler: Thank you. I have a list here director Esau, do you want me to call them up in this particular order, so first Brian Sheldon from the port of Portland, Jennifer Hoffman from Opsis architecture and anna Galloway from Carlton hart architecture. Did I get that right?

*****: Yes.

Wheeler: Brian do you want to kick us off, Brian?

Brian Sheldon: Sure, thank you. I'm the permit coordinator for the port of Portland, been running permits for over 20 years now and I'm looking forward to the pops program because of all the benefits that you saw in the video and you're probably familiar with as well, but just to touch on some of the highlights, the online payment system as part of the program, it's something I'm looking forward to because it's a chore to just run down to the permit center, to wait in line to pay for a permit fee when I could do that online. In fact the fpp program has allowed me to do a kind of beta test on an online payment system and it's been working flawlessly, i've been using it for the last three or four months, so I sort of

August 2, 2018

know what we are in store for that. Another highlight of the pops program I'm looking forward to is the online permit document submittal because now there's quite a lot of paperwork that's involved in getting a submittal and for some of the large projects, especially what we have going on at the airport. So to reduce the amount of paperwork and transferring that to the city, I see that as a big benefit for me, but also when it comes to plan review and the need to update drawings, in response to review comments, when we are having to open up large volumes of plans, sometimes we have projects with multiple volumes and then of course there's four sets of plans for each project. That's quite the activity having to pry open these large drawings, slip sheet, large drawings in and to keep track of that, make sure it's all done properly. That goes away with online submittal, so that's another big benefit, customer service benefit that I'm very much looking forward to. Maybe the last highlight I'll share with you is just the ability to go into tracs from an online resource. Currently if we want to use tracs, we need to be at the city offices to get in there, and there's information in the tracs system on permits that are valuable to us, that sometimes we need to know, especially if we're tracking the status or maybe tracking the inspection status of our projects. Can't currently do that, Portland maps gives us an alternative that's not too bad, but to be able to look at status currently or -- current time is something I consider to be a nice benefit that the pops program is putting forward. So that's the highlights I just wanted to share with you.

Wheeler: Thank you, we appreciate that. Thanks for being here. Next up, Jennifer Hoffman.

Jennifer Hoffman: I'm Jennifer Hoffman senior project manager with Opsis architecture and formally with Carlton hart architecture. While I was there, we -- I was managing the Woody Guthrie place project, which is an affordable housing project currently under construction and we were working closely with phb and prosper Portland at the time, and we were approached about doing electronic plan review for that project and thought about it and wondered if it would take us more time because we knew it was in its infancy and we were being asked to give some feedback, but thought it would be a good one to try for that project that was pretty out there, so people knew a lot about that. We took it on, and I will say from a management perspective, I see a lot of advantages, similar to what you shared. We saw reduction in time, and a reduction in resources, obviously the staff time to print, run down to the city, wait in line, replace sheets and update drawings takes a lot of time and that's time that can be better spent to projects. The cost of resources, printing four sets of documents, including specifications is costly, and that cost gets passed onto our owners in reimbursables, so it seems to save us time and money, if we can get through review faster by sitting at our desks and doing it electronically, I see a lot of advantages to that where we can have our staff's time go toward the project. I think the other benefit that I saw was in not having to print we're saving resources and we are up-to-date with the way we do our drawings. We very rarely print sets anymore, we don't give our owners sets, typically we have pdf's and people mark up things online and this would be consistent with the way that we work in our own profession now. At Carlton hart, we are a paperless office, so having to print sets goes against our goals in terms of sustainability, so we are very much in support of that, I think across the profession. So I think for us, it was a very positive experience, I think the small glitches we had are improved in this next issuance of the software and so we gave that feedback to the city, and I think it was -- it's been taken and we completely -- I think as a profession would support training and development of the pops program for sure.

Wheeler: Thank you. We appreciate your being here, good morning.

Anna Galloway: Good morning/afternoon.

Wheeler: Good afternoon I don't know what planet I'm on.

August 2, 2018

Galloway: I'm Anna Galloway with Carlton-Hart Architecture. I worked at Woody Guthrie as well, for me coming from Seattle in 2015 where they had already implemented online permitting and plan review, it was kind of surprising to get here and not have that process, so I was very excited to get to test it out with Woody Guthrie. For us, it was really convenient having all the information in one location, we don't have to wait for seven separate e-mails on plan reviews and check sheets. We were able to compile all the information quickly and get it out to our consultants. The PA was able to get me my work really quickly, we were able to return the responses faster. It was just the ability to disseminate information faster, allowed us to get work done faster, and get the project moving. And again, repeating what they said, the physicality of having to bring all of those sets down to the city which would have typically been my job, carrying those sets took at least two people, getting all the materials, specifications and the drawings, it was a lot of physical work as well as work in the office just to put things together. So saving time and getting to actually respond to items and learn a little bit more every day was really great.

Wheeler: Thank you. All three of you, thank you for coming in and sharing your perspective, we appreciate you. We have one more panel, representatives from Bora Architects, Pbot and Water, come on up. Good afternoon.

*****: Good afternoon.

Arjan Duyvestein: Shall I start it off.

Wheeler: Sure why not, thank you.

Duyvestein: Should have brought a larger font. My apologies. My name is Arjan Duyvestein I'm with Bora Architects. I'm currently in the final few months of wrapping up a high-rise project in the Pearl District that served as a pilot project for the project docs electronic plan review system which is related to Pops. This was a complex project with many stakeholders and multiple packages, we worked closely with Bds staff and submitted all the documentation online. The plans were reviewed, revised, approved and finally stamped all electronically. The only time we had to come downtown Permitting Center was to have meetings and for fees to be paid and I understand that that's actually in the works to be worked on. Being a pilot project, this new electronic process was not without its struggles and it required a steep learning curve and creative work-arounds on both parts of Bds as well as the architects, but even with these bumps in the road, the system had numerous advantages, very similar to what my colleagues had mentioned earlier. Over the paper versions and I think this is especially true for larger projects. To start with the obvious, the system is paperless, which corresponds much more closely to the way in which the architects work today. Engineers, contractors, architects we no longer work with paper plans, everything is PDF's, we share them, we mark them up, send them electronically and this is how Pops will work. When working through difficult issues, where the plan reviewer revised sheets or documents could be resubmitted and instantly seen online. Speeding up review time and also creating a more collaborative atmosphere between the applicant and the reviewer. There was no need to go back down to the permit center to go swap out sheets like had been mentioned before, which was a great benefit. Progress of individual reviews by the different departments could easily be tracked online and shared with our contractor and client and keep them informed, which is really helpful for fast track projects especially. Additionally, the contractor submittals were also able to be submitted online, which gave the contractor's team the same advantages I just mentioned of not having to come down here as well. It's been a real pleasure working with the Bds team. We are responsible for this pilot, I fully expect the next version to be even more robust and more beneficial and I think that having a system such as this to help streamline the complex permitting process will be a great benefit, not only to the A&E community and owners, but also for the city staff as well.

Wheeler: Thank you.

August 2, 2018

Kurt Krueger, Portland Bureau of Transportation: Good afternoon mayor, council Kurt Krueger, development services division manager within transportation and I want to lend my support to this project and thank you for your support of this effort. I also want to thank director Esau and director Baer's efforts to get this project right and moving along. I've been a part of this project for a long time and this is the smoothest it's been operating since I've been a part of it and we couldn't be more excited to have the end product show up on our desk sooner than later. The amount of time we spent trying to find plans in the building, that's not time well spent with plan reviewers that want to get the permits out the door to get the projects built. We committed a little over a year ago to you mayor that we were going to deliver online permitting for what we call minor improvements, sidewalk, driveway permits. We implemented that about a year ago, applicants don't have to come in, pay at the cashier, they can do that from their desk at their office. We want to have that system integrated into the new pops system so it seems like and is tied in directly with the pops program, and we are looking forward to having that happen. And then be able to generate the reports and tell you more easily what it is that we are reviewing and permitting and how many and what kind, we can't do that very easily today. Ironically it's a system that you cannot even hit an enter button without undoing everything that you just did. It is so outdated. So we're excited to have something web based and current and delivering permits faster.

Wheeler: Excellent thank you.

Erin Mick, Portland Water Bureau: Good afternoon. My name is Erin Mick and I am the development services program manager for the water bureau and on behalf of the water bureau we would like to confirm our unwavering support to bds and the pops program. We too have been involved since the inception and bds has done a very good job of including all of the interagency bureaus for this program. Plan review efficiency will improve simply from managing less paper and by being able to view all staff comments easily. The pops program will also be able to provide reporting capabilities that we currently do not have that would benefit all of us, and that council has requested. Additionally the contractor application and inspection mobile devices will provide a new framework of possibilities that other bureaus, including the water bureau will look to when improving their operations. Once implemented the pops program will be a new standard for how development and construction can be done in an efficient and safe manner. It will bring a ripple of positive technological change throughout the entire city and we are excited to see it come alive, this is why the water bureau is committed to support bds and the pops program.

Wheeler: Thank you, we appreciate your testimony. Commissioner Fritz.

Fritz: First of all I want to thank the community members who took time to come in, thank you, that's really helpful, and I am glad it's going to work for you. For staff, when you have a system where people are waiting in the development services center or you have a stack of papers in a line, it's not equitable because some can't spend that amount of time, but for staff, the order is whatever the order is that they come in at. What's the system now for making sure that you process the applications in a manner that's from of biased, so that you are not going into the particular email from the person who may or may not be a friend or a foe those kinds of things. How do you manage that as part of the system?

Krueger: Its managed by the system that is in place today as permits are submitted, they come into the q, and they go to the top of the, the bottom of the to-do list so the staff work their way down from the top of their to do list and eventually that project that came in will rise to the top. We don't know who the applicant is, where the project is, the language they speak, it's a number that comes in and it is reviewed in the order its delivered.

Fritz: Unlike my emails, which are -- where I can scan the whole lot of them and decide which ones to prioritize.

Mick: That is a different manner, yes.

August 2, 2018

Fritz: That's good I'm very glad to hear that, thank you.

Wheeler: Very good, we appreciate your testimony today. Karla, do we have public testimony on this item.

Moore-Love: No one else signed up.

Wheeler: Very good. Thank you everybody and with that we will call the roll.

Saltzman: Did you have further remarks?

Esau: I want to thank the community members for coming in and testifying as well as our interagency partners for taking the time to be here today.

Wheeler: Thank you very much.

Salzman: Thank you for the presentation and thanks for the people who are here today to testify in support. It does look like it is rolling, so I look forward to the dramatic improvements this will bring to our permitting community and to our city when these are up and running, thank you, aye.

Fritz: Thank you very much to everybody who's been working on this, I need to do my usual clarification. This project has nothing to do with me, I would like somebody to tell me what the acronym amanda stands for cause otherwise I'm tempted to make up one. And obviously its something that we wished we had done or been able to do a very long time ago, but it is not easy to do, so thank you both to technology services and development services and all that the bureaus that work with it too for figuring out how to do it and glad to hear that it is progressing well. Aye.

Fish: I love it when commissioner Fritz does that disclaimer, and I guess I should do the same thing because of our friend in the video who's with fish construction, no relations all though he's a good guy, I guess he's now the current head of the drac. This is a long time coming, thank you for an excellent presentation. It's clear that there is an enormous public benefit in getting this right. Half has not been circuitous in getting us to this point, but now it sounds like we are on the right track. And I appreciate the update. And you have earned my confidence. So I am pleased to vote aye today.

Wheeler: I want to thank the director Esau and director baer, my colleague, commissioner Eudaly, I want to thank our community partners who are really are our customers in this for helping us to shape the system that is customer friendly and just lay this down as a really good start. When I came in, this was thoroughly read and it's been right sized and I want to thank our directors for your personal commitment to this project and seeing that there is a strong public good to making sure that we are more efficient, more effective, that we have reduced the time, the cost, and the hassle factor associated with the permitting process. And we are leveraging readily available technology, which is something that we should always seek to do. So I see this as a good start and I look forward to seeing how this progresses and how we use this as a foundation from which we can evolve further in terms of strengthening our permitting process. I thank you all and I vote aye. [gavel pounded] the ordinance is adopted.

*****: Thank you.

Wheeler: Sorry?

Esau: Can we bring three more people. They have been working hard, project managers, Duane Whitehurst, Dan Cote and Saby Waraich in the back here who have put in many hours to make this happen and this positive presentation today.

Wheeler: Could you raise your hands again? Thank you. We appreciate it very much. [applause] thank you all and Karla, I believe we only have one more item, I believe, it's 812.

Moore-Love: Correct.

Item 812.

Wheeler: I think we have Randy Stenquist here is that correct? Here he comes. Good afternoon.

August 2, 2018

Randy Stenquist, Office of Management and Finance: Hello, how are you?

Wheeler: Thank you for being here.

Stenquist: My name is Randy Stenquist, I am the liability claims manager with risk management with me is the senior deputy attorney William Manlove. Risk and the city attorneys office are recommending approval of the ordinance before you, which is a mediated settlement of a lawsuit brought against the city by Colin Christopher and his wife, Emily forstenow. In July 2014 Mr. Christopher was involved in a motor vehicle accident on southeast 82nd avenue and southeast Yamhill. 82nd avenue also known as state route 213, is a highway under the jurisdictions of the Oregon department of transportation. The crash occurred as Mr. Christopher was attempting to make a left turn onto 82nd avenue from the southeast Yamhill. Mr. Christopher was lawfully in the intersection on a green light and had just started his turning movement. Another vehicle driven by demontre Washington was traveling northbound on southeast 82nd at a very high rate of speed approaching the red light at southeast Yamhill. His speed was approximately 50 miles and hour in a 35 mile an hour posted zone. The front end of Mr. Washington's car t-boned Mr. Christopher's jeep, striking the driver compartment with considerable force. It is not known why mr. Washington did not see or heed the traffic signal. Mr. Christopher suffered serious permanent injuries and is now a quadriplegic and Mr. Manlove is here to explain the litigation history.

Wheeler: Thank you.

Bill Manlove, Senior Deputy City Attorney: Thank you. So Mr. Christopher and his wife filed their lawsuit here in Multnomah county. They sued odot, the city, the property owner that owned the property on the southeast corner, and the business located on the property, it was a used car sales business. There main complaints with the defendants was that one or all of them allowed certain obstructions to exist on the corner of the intersection, and as Mr. Christopher was driving into the intersection on the green light he had no ability to look to his left and see Mr. Washington coming to him because of the obstructions blocked his views. Essentially, an allegation that we, that the defendant failed to provide adequate site line distances and one of the primary obstructions on the corner was a seven foot traffic controller cabinet that was owned by odot but maintained by the city of Portland. Mr. Christopher and his wife, because of his catastrophic injuries, they sued for \$17.5 million. They did not sue Mr. Washington. Odot and the city brought suit against mr. Washington. He never participated in the litigation, and the city and the state took default judgments against him. All of the defendants took Mr. Christopher's deposition it was a day long deposition. His wife was there. At the deposition, we learned about his recollection of the accident and how the accident had affected his life. All of the attorneys after the deposition, we came away with the belief that Mr. Christopher and his wife were highly likable, compelling and would be a very sympathetic witnesses. After the deposition, the property owner and the used car business actually settled their part of the case with Mr. Christopher and his wife and they settled each for \$250,000. Odot and the city, we filed a motion for summary judgment in court and what we had different arguments, but one of our main arguments was that there was a lack of affirmative evidence that Mr. Christopher had actually looked to his left, as he proceeded into the intersection. The argument was if there was no affirmative evidence that he looked, then the obstructions that may have been there couldn't have been a cause. He couldn't prove that they were a cause related to the accident that they actually were a site obstruction. He did testify that it was his habit to look left and right as he proceeded through any intersection and in particular this intersection. He lived about 2.5 blocks away from the intersection. He had moved into the neighborhood and there was -- he had testified at his deposition that I think that he had gone through the intersection on his way to work, maybe upwards between 50 and 60 times. At the hearing the judge actually, the judge granted our motions, and the city and

August 2, 2018

odot were just dismissed from the case. Mr. Christopher and his wife, they immediately appealed and once the matter was before the court of appeals all parties were invited by the court of appeals to participate in a mediation program. Our appellate lawyer Denis Vannier, he took a look at the record below in the trial court and his conclusion was that, you know, there was at least a better than 50-50 chance that the judgment that we had obtained in the trial court might be reversed by the court of appeals. The thought was if it was in fact, reversed and it did go back, the case did go back to the jury, that it was highly likely that Mr. Christopher and his wife would obtain a favorable verdict in their favor. Under the tort cap, the maximum exposure for the city that they could have obtained would be \$1.3 million. It was our judgment that again if it was in front of the jury, that it was likely that he, Mr. Christopher and his wife, would obtain that amount. The settlements that we're asking you to approve is, as Mr. Stenquist mentioned, as a result of a mediation process, odot participated in that mediation. They have agreed separately to take Mr. Christopher and his wife \$400,000, so given the risk of reversal on appeal, given the risk of what a damage award might look like from a jury, we think that this is a good settlement, and we recommend that you approve it.

Fish: I have one question and the memo that you have given us is comprehensive. Your presentation is very comprehensive. Can you explain, though, just again why assuming that we were determined to have as little as 7.5% of the total liability, so if a jury were to apportion the liability and gave us a rather modest piece of it, why that could trigger the whole amount of the \$1.3 million cap?

Manlove: Absolutely, commissioner. So the jury would be looking at allocating liability amongst all of the defendants. Odot, the city, the property owner, the business on the property and Mr. Washington. The allocation would be for all of those defendants. The -- because of Mr. Christopher's damages, because they were so much, again, at the time of the injury he was 38 years old. He was, I think he was studying to get his masters in counseling. Given his life expectancy, given what he told us about his needs for his daily care, being a quadriplegic, the damages that he pled in the complaint, \$17.25 million, we thought, and we had, we had hired our own expert, our life care planner, to sort of help us to assess the reasonableness of those numbers, and we believe that it was likely that the jury would award him that amount. Now with respect to getting to the tort cap, \$1.3 million, again, the calculation was the \$1.3 million, if we did our math correctly, it's about 7.5% of the total claim, so that was the thought that the jury, you know, they could have given Mr. Washington 50 or 60%, but if they gave the city even 7.5% of the liability, we were going to hit the tort cap.

Fish: Gotcha, thank you.

Wheeler: Could I ask a procedural question? Typically we don't get these as part of the regular agenda. Is the reason that this is on the regular agenda as opposed to the consent agenda is because of the size of the proposed settlement?

Stenquist: Yes, yes, Mr. Mayor.

Wheeler: Very good, thank you.

Saltzman: I was just curious, do you know whether Mr. Washington had a valid driver's license?

Manlove: I know he did not have any insurance on the car. I know that his judgment proof and that may have been the reason that Mr. Christopher and his wife didn't sue him, and we had to bring them into the lawsuit, but he, he did not have any real assets to take care of the harm he caused.

Saltzman: Very good, thanks.

Wheeler: Thank you, is there any public testimony on this item?

Moore-Love: No one signed up.

Wheeler: Very good. Anything else? Please call the roll.

August 2, 2018

Saltzman: Aye. **Fritz:** Aye. **Fish:** Aye.

Wheeler: Aye. The ordinance is adopted. Thank you, approved and we are adjourned.

At 3:48 p.m. Council adjourned.