



CITY OF  
**PORTLAND, OREGON**

**OFFICIAL  
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **21<sup>st</sup> DAY OF AUGUST, 2019** AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Eudaly Fritz and Hardesty, 4.

Commissioner Eudaly left at 10:20

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Lauren King, Deputy City Attorney; and Cheryl Leon-Guerrero and Rafael Duenas, Sergeants at Arms.

Item Nos. 782 and 783 were pulled for discussion.

<b>COMMUNICATIONS</b>		
<b>777</b>	Request of Peter Maag to address Council regarding the increase of violence, open air drug use, and theft at the SW 14th and Montgomery intersection and surrounding areas (Communication)	<b>PLACED ON FILE</b>
<b>778</b>	Request of Marisa Jacobs to address Council regarding St. Johns transitional housing and buffer zones within neighborhoods (Communication)	<b>PLACED ON FILE</b>
<b>779</b>	Request of Art Lewellan to address Council regarding various transportation projects and public concerns (Communication)	<b>PLACED ON FILE</b>
<b>780</b>	Request of Terry Parker to address Council regarding the Civic Life Code Changes (Communication)	<b>PLACED ON FILE</b>
<b>781</b>	Request of Lightning Super Humanity Evolution to address Council regarding Racketeer Influenced and Corrupt Organizations Act (Communication)	<b>PLACED ON FILE</b>
<b>CONSENT AGENDA – NO DISCUSSION</b>		
<b>Mayor Ted Wheeler</b>		
<b>Bureau of Planning &amp; Sustainability</b>		
<b>*782</b>	Authorize an Intergovernmental Agreement with Portland State University-Institute on Aging for tasks related to startup of the Bureau of Planning and Sustainability's Age Friendly Cities Program in the amount of \$20,000 (Ordinance) (Y-4)	<b>189663</b>

<b>Office of Community Technology</b>		
<b>783</b>	Revoke franchise granted to Lucid Energy, Inc. for a renewal energy project in conjunction with the Water bureau for a period of 20 years (Ordinance)	<b>PASSED TO SECOND READING AUGUST 28, 2019 AT 9:30 AM</b>
<b>REGULAR AGENDA</b>		
<b>Mayor Ted Wheeler</b>		
<b>Bureau of Development Services</b>		
<b>784</b>	Amend Original Art Murals Code to expand the location where murals are allowed (Second Reading Agenda 745; add Code Chapter 4.11; amend Chapters 4.12 and 4.20) (Y-4)	<b>189656</b>
<b>Office of Management and Finance</b>		
<b>785</b>	Authorize contract with Bio-Med Testing, Inc. for drug, alcohol and steroid testing services for an amount not to exceed \$1,244,150 (Ordinance) 20 minutes requested	<b>PASSED TO SECOND READING AUGUST 28, 2019 AT 9:30 AM</b>
<b>786</b>	Authorize water revenue bonds to finance water system capital improvements and refund water revenue bonds (Second Reading Agenda 764) (Y-4)	<b>189657</b>
<b>Commissioner Chloe Eudaly</b>		
<b>Bureau of Transportation</b>		
<b>787</b>	Vacate portions of SE 106th Ave, SE 108th Ave, SE 110th Ave, SE Bybee Blvd, and SE Duke St south of SE Foster Rd subject to certain conditions and reservations (Second Reading Agenda 767; Hearing; Ordinance; VAC-10124) (Y-4)	<b>189658</b>
<b>Commissioner Amanda Fritz</b>		
<b>Water Bureau</b>		
<b>788</b>	Amend contract with AECOM Technical Services, Inc. to provide \$1 million in additional funding for the Engineer of Record services required to complete the Reservoir Structure for the Washington Park Reservoirs Improvements Project (Second Reading Agenda 771; amend Contract No. 30003252) (Y-4)	<b>189659</b>
<b>789</b>	Amend contract with Cornforth Consultants, Inc. for geotechnical design services for the Washington Park Reservoir Improvements Project in the amount of \$830,000 (Second Reading Agenda 772; amend Contract No. 30003064) (Y-4)	<b>189660</b>

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<p><b>790</b> Authorize a contract with West Yost Associates for construction support services for the Washington Park Reservoirs Improvements Project in the amount of \$6,199,300 using a sole source procurement (Second Reading Agenda 773) (Y-4)</p>	<p><b>189661</b></p>
<p style="text-align: center;"><b>Commissioner Nick Fish</b></p> <p style="text-align: center;"><b>Bureau of Environmental Services</b></p>	
<p><b>791</b> Amend ordinance to authorize a competitive solicitation and contract with the lowest responsible bidder for construction of NE Broadway &amp; 94th Pump Station Upgrade Project No. E10783, in the amount of \$1,799,126 (Second Reading Agenda 774; amend Ordinance No. 189438) (Y-4)</p>	<p><b>189662</b></p>

At 10:21 am, Council adjourned.

**2:00 PM WEDNESDAY/THURSDAY AUGUST 21-22, 2019**

**DUE TO LACK OF AGENDA THERE WERE NO  
WEDNESDAY OR THURSDAY 2:00 PM MEETINGS**

**MARY HULL CABALLERO**  
Auditor of the City of Portland



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

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**Key: \*\*\*\*\* means unidentified speaker.**

**August 21, 2019 9:30 a.m.**

**Wheeler:** Good morning, this is the Wednesday, August 21 session of the Portland city council. Please call the roll. [roll taken]

**Eudaly:** Here. **Fritz:** Here. **Fish:** Here. **Wheeler:** Here

**Wheeler:** Now we will hear from legal counsel and the rules on order and decorum, good morning.

**Lauren King, Deputy City Attorney:** Good morning. Welcome to the Portland city council. The city council represents all Portlanders and meets to do the city's business. The presiding officer preserves order and decorum during 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 may also sign up for public testimony on resolutions or the first readings of ordinances. Your testimony should address the matter being considered at the time. If it does not you may be ruled out of order. 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's being said, please feel free to do a thumbs up. If you want to express you do not support something, please feel free to do a thumb's down. Please remain seated in council chambers unless exiting or entering. If you are filming the proceedings, please do not use bright lights or disrupt the meeting. 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 disruption may result in the person being rejected for the remainder of the meeting. After being rejected, 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:** Thanks. First up, communications, Karla.

**Item 777.**

**Wheeler:** Is Mr. Peter Maag here? Very good. I know he had at least one conversation with Robert King from my office, so may be that addressed his concerns. Next up, 778, please.

**Item 778.**

**Wheeler:** We are here on the right day, aren't we? [laughter] next person, please.

**Item 779.**

**Wheeler:** Excellent, thank you for being here.

**Art Lewellan:** That's okay. That's okay. I would like this to be on the camera so folks can have a look at it.

**Wheeler:** Yeah, they will show it we don't control the camera from here. Thank you.

**Lewellan:** If I put it on the seat here, would that work? That would be better.

**Wheeler:** Thank you for being here.

**Lewellan:** Council, good morning. I have documentation with me today that I have submitted only one copy. Take your time and read it. I have my written testimony, and I

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hope to get through today, and I have beside me here copies of a subway proposal, which I have already submitted to the city, but you decided that -- I have asked for a review, but haven't been able to do that. I have notes on that subway plan, and notes on my concern about barbur boulevard light rail, which I oppose. I have an essay about the self driving car, and more transit designs, and a copy of my designs for the post office site. So now I will read my statement. I have been an advocate for light rail and streetcar and better buses for Portland and our nation since 1992. I had an epiphany that year in which cars and trucks are overwhelming not just city streets and freeways but the entire planet with air and water pollution, with unjust cost, and worse for oil. Mass transit then and still today seems the only solution. Between 1995 and 1998, transit advocates like me argued before the city council that the north-south max project then should go back to the drawing board. Voters wisely rejected it, and tri-met's yellow, green, and orange lines were acceptable replacements with less impact and less cost and have served more transit riders. Today's southwest corridor max proposal on barbur boulevard just like the north-south max should be rejected and go back to the drawing board. The alternative max route to tigar and tualatin is an extension from beaverton via the west corridor. The undeniably ideal alternative for barbur boulevard is bus rapid transit, especially on fast routes like barbur boulevard where old style buses are suitable. I believe that the city council and metro and tri-met do not want the public to know about these alternatives. They don't want to inform the public about dreadful impacts, about the tanking of properties, about the clear-cutting of barbur treescape, how widening it makes traffic more hazardous for pedestrians and motorists. Here are drawings of these plans. Viewers with dvr who can record this hearing, please make a copy, push pause and take photos to study and learn what city council and metro do not want you to know. They have refused a formal review of my 14-page pamphlet and related documents. Therefore, I am forced to pursue legal means to bring the barbur boulevard max project to a halt. If a class action lawsuit is necessary, so be it. I am, however -- please let me finish -- offering a face saving means to call this terrible mistake a learning experience. If city council will formally authorize independent studies --

**Wheeler:** Could I ask how much, how much time do you need?

**Lewellan:** For barbur and max route via the route.

**Wheeler:** Can I ask how much time you need. Sir, sir.

**Lewellan:** The public will be filled.

**Wheeler:** I am willing to let you finish -- okay, I am willing to let you finish, I need to know how much more time would you like? How much do you need to finish it?

**Lewellan:** One sentence left.

**Wheeler:** Very good, go for it. Thank you.

**Lewellan:** Lawsuit, hopefully avoided, I thought you were going to get me off -- the max along the west corridor, either way, I am calling for the immediate resignation of tri-met director doug kelsie.

**Wheeler:** And you left copies for the clerk so we can get copies?

**Lewellan:** Yes.

**Wheeler:** Thank you. Appreciate that. Next individual, please, Karla.

**Item 780.**

**Wheeler:** Good morning.

**Terry Parker:** Good morning. Thank you for the opportunity to testify. My name is terry parker. I am a fourth generation Portlander. Portland is a city of neighbors, with the current commission form of government, neighborhood associations and coalitions are the only geographical representation within the city engagement process. Local residents are the people that have the every day first hand knowledge of neighborhood livability issues. The 2016 auditor's report supported by the 2008 community connect report recommends that Portland civic engagement framework of neighborhood associations needs to be

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strengthened and expanded. This includes updating the code and standardizing to formal recognition to other community groups allowing them to receive the benefits and notifications the n.a's receive. City council resolution 37373 was the vehicle to create the committee to implement those recommendations. The hand picked code change committee was deficient of both notification two and representation for Portland's nationally renowned 90 plus neighborhood association system. Along with negligible representation for over 53% of Portland households that pay property taxes, and live in owner-occupied homes, the committee took a totally opposite direction by removing official n.a. Recognition, the organizational standards and their functions. Moreover the proposed new language includes references to colonialism, white supremacy, and native sovereignty, and economic exploitation, and striving for self determines. It can be interpreted as hate language. Such divisive hostile and offensive language divides communities rather than bringing them together. Statements in the ethics code include citizens have a fair and equal opportunity to express their views to city officials. Officials avoid bias or favoritism, and respect cultural differences as part of the decision-making. And leadership facilitates rather than blocks open discussion. With a hand picked committee lacking balanced representation, and a director of civic life demonizing the neighborhood associations by calling them devastating to Portland, and a deities towards the n.a.'s and the including of unprofessional language that can be interpreted as hate language has civic life also written an unpublished version of the city's ethics code? Civic engagement must not come from special interests and closed-door back rooms or become a hand-picked administrative tax under the control of a czar like director. The inclusive role belongs with the city council. Instead of throwing the neighborhood associations off the recognition train and eliminating their functions and mandated standards, with an increased budget, any community organization that demonstrates non-discriminatory practices conducts accessible open meetings and provides transparency should be welcome and recognized. In closing, the entire code change process was equity deficient. It needs a complete do-over, replacing the fantasized language with transparent code updates that are in detail aligned with the auditor's recommendations. Keep Portland neighborly. Thank you.

**Wheeler:** Next individual, please, Karla.

**Item 781.**

**Wheeler:** Good morning.

**Lightning Super Humanity Evolution:** Good morning. My name is lightning. I represent lightning super humanity evolution. Again, as I have always stated I don't think the mayor of the city should also be the police commissioner. There needs to be complete separation in the event that there is problems with the police commissioner. You are fired. And then we do a national search for somebody with experience as high of a level as the police chief or other positions and law enforcement. They need to be very experienced to be the police commissioner. On July 23, 2019, a member at Washington d.c. Of the senate committee on judiciary sent a letter to attorney general William Barr, the FBI director, calling for an investigation of the Portland mayor Ted Wheeler, which is also the police commissioner, under the racketeer, influenced, and corrupt organization act rICO. Excerpts from the letter, federal investigation required to guarantee citizens' constitutional rights urge you to investigate mayor Wheeler for the official positions violating Oregonians and civil rights. As serious as it gets when you go into the rICO act, that's 35 different crimes. They can find two. You are going to -- if you are convicted, you can do 20-year terms on each crime. Very serious situation here. Again, I am asking mayor Wheeler, the police commissioner, to step down immediately. Now, pertaining to labeling Antifa domestic terrorist group, absolutely not. As far as I am concerned, Antifa, you are all artists. Do what you need to do out there, but do not commit violence, and again, that's a broad stroke across all of Antifa, and that should be the small minority are the people that do that will be held accountable.

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Now, another issue I have is that we need to start paying the police commissioner a reasonable salary. I am looking at an average salary of \$200,000 per year. We need to have that police commissioner have the experience, which mayor wheeler, you do not. You do not have the experience, and I am asking you to step down as the police commissioner. You brought in 1700 law enforcement officials on the 17th, and I want to know who is going to pay that. The public? We're talking millions and millions of dollars. Can you show me any other rally where there were a thousand people there that we brought in 700 law enforcement officials anywhere in the united states? I want to see that rally. Who is going to pay that amount of money? That falls on you, police commissioner, on you, mayor wheeler, and again, you are going to be dealing with william barr on this, and let me tell you something, mayor, you may laugh at the d.c. Administration and the trump administration. They have got you locked in, my friend. Get ready to retire.

**Wheeler:** Thank you, as always.

**Lightning:** Politically you are finished, mayor.

**Wheeler:** No, doesn't warrant a response. Karla, are any items pulled off the consent agenda?

**Moore-Love:** Yes, both items have been pulled. 782 and 783.

**Wheeler:** 782 and 783, that is the consent agenda, so first item on the regular agenda, second reading. 784, please.

**Item 784.**

**Wheeler:** Colleagues, this is a second reading to we have already heard testimony, and we have received a presentation. Is there any further business on this? Very good, Karla, please call the roll.

**Hardesty:** Aye.

**Eudaly:** I would like to thank bds, the mayor's office staff, racc, street art alliance and pbot for their work on this item. I vote aye.

**Fritz:** Aye.

**Wheeler:** This was a fantastic presentation, and I appreciated both the presentation as well as the vision that was offered and the testimony that was provided. I thought it was just a really great opportunity for us, and I am proud to vote aye. The ordinance is adopted. Next item, 785.

**Item 785.**

**Wheeler:** Colleagues, bio-med has been a trusted business partner with the city of Portland for approximately five years. During this time we built an effective working relationship that allows the city to focus on the management of the drug testing program. Bio-med operates with integrity, compassion and respect for the city as their client, intends to exceed the expectations that are -- that are contractual obligations, analyst markey is here with us today to go over the details of the contract. Good morning and welcome.

**Marquis Fudge, Bureau of Human Resources:** Good morning.

**Wheeler:** Thanks for being here.

**Fudge:** Okay. Mayor, council, so bio-med, our current contract --

**Hardesty:** Introduce yourself.

**Fudge:** I'm marquis fudge, senior relations analyst. Sorry about that. So our current contract with bio-med expires september 30 of this year, which is what you see before you now as an extension of that, of that contract. City employees that performed safety sensitive functions as defined by the federal government are subject to plea employment and random drug testing, and I have a list of those classifications within the city structure, if you need that. Or want that, so also, as a matter of city policy, our police officers, sergeants, detectives and lieutenants are subject to random drug testing. So, in bio-med plays a really critical role in the city's relationship with legacy labs, who performs the drug

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tests, who administers the test, itself. Legacy is critical in this machine of drug testing program that we have because of the central location and their available -- their services are available 24-7 for us, which is much, much needed. So, I bring this, I bring this ordinance in front of you to see if we can get this passed and extend the bio-med contract.

**Wheeler:** Very good. Commissioner Hardesty.

**Hardesty:** Thank you. And thank you very much for providing the additional information to my office. I had a question about -- I noticed the random drug testing that has 29 at the top like for every month, like 29, does that mean that there are 29 employees that are randomly tested every month? Or does that -- and is it processed?

**Fudge:** So the part of the report that you were looking at was the ppcoa, so they have --

**Hardesty:** Okay, ppcoa?

**Fudge:** Portland police commanding officer's association.

**Hardesty:** Okay. [laughter]

**Fudge:** They have 29 people in their pool.

**Hardesty:** Ok.

**Fudge:** So the ppa, it fluctuates but is roughly 750 to 800 members in their pool, and so two are selected randomly from the ppcoa pool and 55 are selected monthly, randomly for the pp actual side of things and then you have the cdl side of things, where it has changed over the last five years, but anywhere from 13 to 22 of those folks selected for random tests each month.

**Hardesty:** And what has the results been of steroid testing?

**Fudge:** Very good. Very good. I believe in my five years, I think we have had two positive results for steroids in five years, so been very well, very good.

**Hardesty:** Thank you very much.

**Hardesty:** Thank you. Colleagues, any further questions? Any public testimony on this item, Karla?

**Moore-Love:** Yes, we have four people signed up.

**Wheeler:** Very good.

**Moore-Love:** The first three, please come up are lightning, Charles Bridgecrane Johnson and Diana.

**Wheeler:** Good morning.

**Lightning:** Good morning. My name is lightning and I represent lightning super humanity evolution. One of the questions I used to have a lot is I used to see on the non-consent agenda where we would have car crashes of say police officers in an accident, and what I wanted to make sure is that upon those type of accidents, which would be I would think a reason to test, and I haven't seen any type of results provided on that because that's not like a random test. That's -- you've been in an accident. We've been seeing a lot of different accidents, and certain amounts of numbers being paid out, and what's the follow-up past that point? Are they being tested? I think it's almost mandatory that they are. If we begin to pay out money, we want to make sure that if there is a drug issue, that they go the proper treatment. That's all. I am not saying fire them. I am saying you get into a treatment program, and we will go from there. So, I am not looking at firing anybody. It's just more or less a treatment program, so I want to make sure that those tests are being done. When we are seeing payouts, which a lot of times the public has to pay out the general fund or maybe insurance if we are lucky, that's a big concern, and those numbers are pretty high. I have seen a lot of different car accidents on a lot of resolutions that have been presented in front of the commissioners and the mayor, so issue number two, the steroids is a real concern to me, and I would like to have more research done on the steroids, and the problem that I have is anybody that is taking a certain type of drug, I don't want them to have access to a weapon. Now, that's a strong statement to make towards the police, but I think that they could understand my position, too, is that I want to have you clear mind. I



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don't want to have you under the influence of anything while you are doing your job, plain and simple. What do you do past the point of the test failing? Do you say you can't have your weapon at that time until we go through proper testing to make sure that there is not an issue. These are very serious things that I think should be done because anyone on drugs, I don't want you touching a weapon, plain and simple. I don't want you near a gun. I don't care who it is, if you are the police. You are the fire. Anyone in here, I want the proper tests done, especially if we are paying those employees from our tax dollars. Thank you.

**Wheeler:** Thank you. Good morning.

**Diana Ogaz Gutman:** Good morning, mayor and commissioners. My name is diana, and I feel that this agenda item specifically relating to bio-med and the drug testing is, actually, very important for our city. I see that it can provide a lot of positive things for private citizens who are wanting to feel protected in their cities. So, I see this being is a good thing. I do have a couple of questions in regards to what the follow-up is when a person does test positive, what are going to be the steps in order to, you know, to make sure that they go the help that they need and also make sure that someone is able to step in when that person has tested positive. Who is going to take that person's position either permanently or temporarily, depending on the severity of the individual who tested positive. I think that's something that should be looked into because we don't want to take away from the city. We don't want to take away protection from the city, and when someone is out of the game for a time, there is a gap, and that gap does need to be filled, so we should have measures set in place to fill those gaps. The other thing is I do agree with the fact that should there be accidents with people that are in these powerful positions, I think that it is important to make sure that first they get 100% cured, and have that care be drug testing because some people can respond in a way that they are a functional every day person, but if you are doing steroids, if you are doing drugs that are going to impair your judgment, you should not be able to hold a firearm. You should not be able to have possession of a weapon. I think that is something to really consider and look at and figure out what steps can be taken and what measures can be implemented. So thank you very much for your time.

**Wheeler:** Thank you. Commissioner Fritz.

**Fritz:** Very good questions. In fact, I was asking very similar ones yesterday, and I am going to put together a working group, council offices and appropriate city staff to look at the whole issue of city employees who use substances when they shouldn't. And then what are the steps that we take to make sure that they get the help that they need and also that the public remains safe, so thank you for asking the questions.

**Gutman:** Thank you, commissioner, it's very important, so thank you.

**Wheeler:** Good morning.

**Maggie:** Hi, Maggie, Portland homeless town hall. I want to echo lightning and the gentle lady over here for speaking out about drug testing and people carrying weapons or driving a car. It begs the question what about running the city as commissioners or a county as commissioners, and drug testing for commissioners? Something to think about. Also I would like to say what about lgbtq, you know, certain lgbtq folk may be taking a steroid for a medical reason. Are you going to make sure that person is not discriminated against when there is a valid reason for taking it? And because I think that people in the city are put in lgbtq, no matter where they are prone to discrimination, and if they have got a medical reason for taking a steroid. Just want to mention that.

**Wheeler:** Thank you.

**Charles Bridgecrane Johnson:** Good morning, council, my name is charles bridgecrane johnson. It's hard to believe that just a week ago we were all mostly gathered in pioneer square wondering how many bullies and hate groups would descend on the city.

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Fortunately, that turned out not to be the worst for some of those, actually, pretty good. Although this item comes with like 19 pages of electronic pdf, I think I will focus on the idea of best practices and transparency for the city when you present these issues to the public. In just the first two pages, the findings, it's not really clear this 1.2 million is another four or five year scope so it would have been better if that page one of the findings had started with five years in the first point, and I really think, especially now that we have taken the state treasurer and made him our mayor, that it's not unreasonable if the people to ask you to do the math and tell us the average cost per drug test. Also, I am not sure it is a good practice for the city to only do -- it turns out we are only going to be doing an rfp on this every ten years. We did one five years ago, and we said that was so nice, let's just give the 1.2 million back to the same people. There is also nothing in here about minority small business inclusion to know if there are other contractors out there more in line with the city's goals. So, it's not a huge chunk of money, \$1.-- it's 1.2 million max, but I think we could do better. What's interesting, I appreciate councilor hardesty's questions, after seeing the conduct of some uniformed people it's hard to believe only two in five years are roid-raging steroid junkies. But, I appreciate all the officers that are coloring within the lines about using those things to maintain their doughnut-based physiques. But, I don't think that this measures up to the best practices for the city of Portland, to renew based on a five-year-old application where there were two other losers and not give those people a chance to go through what is supposed to be the city of Portland, is a thoughtful rfp process. We could look at getting money out to women and minority, small-led businesses that may or may not have a role in this. I am not an expert by any means, who the other players are in the drug testing area but when you look at those pages of findings, you could have reported to the citizens the average and maximum cost per test and maybe should have considered rfp again through the bureau of resources, and contrast that information, obviously, pbob or some other bureaus must be covered by this dot requirement to drug test when people are operating equipment so there should be some comparison data between bureaus about who is getting the best value for drug testing. Thank you.

**Wheeler:** Very good. If I could respond to a couple of those. First of all, there was a selection committee and there was a uniformed scoring process, and bio-med scored the highest in the eyes of the selection committee, so there were other considerations.

**Johnson:** Besides 2014 there was a repeat more recently?

**Wheeler:** Yes. Number two, page nine actually illustrates the cost per test and breaks it down by type of test, as well.

**Johnson:** Thank you very much for being more attentive than me.

**Wheeler:** You bet. No worries. Thanks for your testimony, all three of you. Karla, was there anybody else?

**Moore-Love:** That's all who signed up.

**Wheeler:** Colleagues, any further questions of staff before I move this along. This is a first reading of a non-emergency ordinance. It moves to second reading. Thank you. Thank you, marquee, for your presentation. Next up is 786, second reading.

**Item 786.**

**Wheeler:** Colleagues, again, this is a second reading. Any further business on this item? Please call the roll, Karla.

**Hardesty:** Aye. **Eudaly:** Aye.

**Fritz:** We had the hearing, and similar really proud of this. It's a good example of the city thinking ahead financially. Thank you to the office of management and finance for their coordination. Christine on my staff, cecilia, the director of finance and support services for the Portland water bureau, and director mike stern, and deputy director gabriel. This measure saved the city \$6.1 million. Aye. [gavel pounded] the ordinance is adopted. 787, also, a second reading.

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**Item 787.**

**Wheeler:** Any further discussion on these items, colleagues? Please call the roll.

**Hardesty:** Aye. **Eudaly:** Aye. **Fritz:** Aye.

**Wheeler:** 788, also a second reading.

**Item 788.**

**Wheeler:** Colleagues, any further business on this item? Please call the roll.

**Hardesty:** Aye. **Eudaly:** Aye.

**Fritz:** So this and the other -- the next two, thanks to the water bureau director and the deputy director, teresa elliott, the chief engineer, and christine on my staff, aye.

**Wheeler:** I thought this was a great presentation. It was very, very interesting, and I appreciate the work that's going on and I appreciated the update. I vote aye. [gavel pounded] the ordinances is adopted. 789, also a second reading.

**Item 789.**

**Wheeler:** Any further business? Call the roll.

**Hardesty:** Aye. **Eudaly:** Aye. **Fritz:** Aye.

**Wheeler:** Aye. The ordinance is adopted. 790, second reading.

**Item 790.**

**Wheeler:** Any further discussion? Please call the roll.

**Hardesty:** Aye. **Eudaly:** Aye. **Fritz:** Aye.

**Wheeler:** Aye. Ordinance is adopted. 791, second reading.

**Item 791.**

**Wheeler:** Any further discussion? Please call the roll, Karla.

**Hardesty:** Aye. **Eudaly:** Aye. **Fritz:** Aye.

**Wheeler:** Aye. The ordinance is adopted. Back to the consent agenda, first pulled item was 782.

**Item 782.**

**Wheeler:** Lightning, you pulled this, is that correct? Okay. Very good. So do we have anybody from staff to discuss this? Do you want to come up. Good morning.

**Joe Zehnder, Bureau of Planning and Sustainability:** Good morning. Joe center with the bureau of planning and sustainability. The item in front of you today is an intergovernmental agreement for funding of research from the Portland state university-institution on aging that we are doing as sort of the prelim to a hire that we are in the process that we are doing to bring on a person in the age friendly program. The research is going to be reaching out, actually, to bureaus leadership, program leaderships to explore their understanding and how the age friendly policy and how that might be relevant. A second is to understand the inventory, the comp plan policies relevant to age friendly so we have a place to start to work.

**Wheeler:** Very good. Thank you. Public testimony. I know lightning pulled this. Good morning. Lightning, you pulled it. We will let you go first.

**Lightning:** Yes, my name is lightning. I represent lightning super humanity evolution. One of the things I like when we are talking about age friendly policies and going in that direction is that I want a little more, I guess, studies also done in the neurogenesis area, and I really want to have an understanding that, you know, when we begin to sage, we also can produce more neurons, and we need to really have some study on neurogenesis on understanding that with today's technology, there is so many advances that we are seeing that when we are talking age friendly cities, we need to be looking at really on the wellbeing and the brain health of aging individuals, and why that's so important is when we are talking Alzheimer's and things you look at pertaining to aging is that when you begin to look many years before, we could begin doing things that might have an effect in the future as far as when you are aging that will really be beneficial, and again, my position is really from is a neural science perspective and really beginning to work with the neuroscientists

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on aging itself and understanding the synaptic connections, the neuron genesis as far as adding more neurons and really understanding that we are, with 86 billion neurons possibly, we have the potential on really benefiting people when they are aging, when we begin to understand how to really begin to take care of yourself from the brain, health perspective, and really understanding on just treating people in a reasonable manner hasn't effect on your neurons and how many neurons you produce and how many neurons do a synaptic connection, and actually, go into the memory mode, when you start analyzing that, and understanding just by what you say to somebody has an effect on them. It's important to understand and look at this on an overall basis from the standpoint of aging, and understanding the real technological advances that they have now and to study this and to really improve people's life, so that's my position. Thank you.

**Wheeler:** Commissioner hardesty.

**Hardesty:** Lightning, some days you absolutely fascinate me. When you here when we did the presentation from the coalition that's been created around aging friendly? Were you on the city council that day?

**Lightning:** I believe that I was. I was here at a few of them, yes.

**Hardesty:** So you know the city, even though we want to do a bunch of stuff, we have a very limited lane for the things that we can actually invest resources and time and energy on, right. So, so our goal, at least what i've been able to understand in my short time here is to ensure that people as they age can continue to do the things that bring them joy. They can continue to travel around the city, and they can continue to go to plays, they can continue to do all the things that today bring them joy, right. And we also know that people are living a lot longer, right. People are, basically, a lot healthier today than they were say in my parent's time, right. So what advice, based on just that very narrow -- you know, I wish that we could go and talk about brain syntax and all of that good stuff. Based on that, what's the best investment of the 20,000 that we are going to contribute to this coalition who is really looking at a whole host of other stuff?

**Lightning:** Right. I guess where the \$20,000, I think, and I will be honest with you, I think it might be a bit on the low side on how important this issue is. I am sure that the aging friendly people do also. But, really, I guess from my position I think really getting the neuro scientists more involved and having some of them step up to the table such as having them in the discussions and really showing the advancements on mris and imaging and just healthy foods and exercise, as you know, is so important on your neurons and the synapsis that they place, and just those type of areas because it's really -- it falls back on like you were saying, living healthy, living longer, and that's what it's really about at the end of the day, and if the neural scientists, I think, made great steps and gains in this area that we have never seen before, except really in the last three to five years in my opinion so that's where I am at. Bring in the neural scientists and people in that field. Thank you.

**Wheeler:** Thank you.

**Charles Bridgecrane Johnson:** Good morning. For the record, charles bridgecrane johnson. Once upon a time in Portland we didn't have a city councilor or a commissioner jo ann hardesty. She was just a private citizen, and she came to a 540 southeast 73rd, and nancy wigmore was born in 1937. She since moved to assisted living from living up on the side of mount tabor in the odd fellows, but when we are talking about this \$20,000 and the institute on aging, I hope that even though you are letting this money go and trusting it to work well with the other 200,000 you have invested, that you will ask about how much contact there was with people who are experiencing the process of late life aging. Those are the only answers. Somebody that's 50 or 30 or 20, if their research isn't directly rooted in contact with people that are living within the variety of conditions that we have in the city limits, then we might be buying research that may not actually have the best impact on people's lives. So, I hope that as commissioners concerned about the older constituents,

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maybe they will pencil in a note to review or to engage off the record with the ioa, on the institute of aging at Portland state, and maybe it's anecdotally appropriate that we get a report to pull some of these senior citizens, that seems to be the acceptable phrase, and have them come and engage. I think this morning two out of five communications slots went unused. It's, actually, is a good investment to diversify beyond myself, you know. We don't get to -- if I signed up last week, I won't get to testify until the last week of October, but the absences should be filled with robust interjections from high school youth, and maybe concentrated on the ends of the structure in the margin, high school youth and elderly people, hopefully there will be outreach, also, the program does barely mention Multnomah county, but as Jo Ann alluded to, the city's lane is narrow. Many wider trains of aging and disability services over at the county. So we want to make sure that the 20,000 and the previous 200,000 robustly engage with those professional staff and especially with the elderly people they are in contact with. Thank you very much.

**Wheeler:** Thank you. Is there any further public testimony on this item, Karla?

**Moore-Love:** That's all who signed up.

**Wheeler:** Very good. Please call the roll hard aye. I think this is a really excellent investment in working with our population as people age. I am certainly aging, myself, and I hope that the city gets better and better so that I can age as well as I would like. I vote aye.

**Eudaly:** Aye. **Fritz:** Aye.

**Wheeler:** I am glad this one got pulled. We already supported this, obviously, in the 2019-2020 budget. We included 200,000 to fund the age friendly pilot program through the bureau of planning and sustainability, but this is a very important issue for our community. One thing all of us have in common from the time that we are born, we all are aging. This, of course, discussion today represents just a small portion of the 200,000 that we allocated, so this is an authorization for an intergovernmental agreement for 20,000 to PSU's institute on aging to continue the work across bureaus and with Portlanders to make sure our city is a city that's friendly for people of all ages. This is a pilot program that is not new. It builds on a platform that is at least 12 years old. There's been a lot of hard work during that decade plus on this program. I want to acknowledge this work by thanking our advisory council who laid the strong foundation for the pilot program that we're funding, our staff and partners who conducted the baseline age friendly research so we can measure future progress, and I want to give a shout out to the Multnomah county commissioners who in 2014 passed resolution to join in our age friendly network. I also want to thank all my colleagues for investing in this pilot program. I want to particularly acknowledge commissioner Fish and express my gratitude to him and to his office for his vision and his leadership and his collaborative approach to our city's effort to make sure that our city is inclusive and accessible that promotes active aging and encourages enablement and focuses on uniting generations to go. This is you know, Nick has been a partner with me going all the way back to 2007 when I convened the vital aging task force at Multnomah county with co-chair then commissioner Maria Roho. Nick was active on behalf of the city of Portland to begin the process of laying the foundation for vital aging and working for generations to focus on uniting generations. Oddly enough I am going to give a shout out to everybody I have never given a shout out in this chamber. She's deserving of it, that is my mother, who sent me a lengthy letter this week, and it was on this very subject talking about the real opportunity that exists by uniting generations rather than separating them, and we know that the science that PSU and others have done backs this. When older adults are engaged with youth, that gives older adults a sense of belonging and a sense of purpose, and we know it is good for their brain and good for their health. Alternatively, we know when young people have an active engaged older adult it helps them to develop and helps them to thrive, as well, to know that there is somebody who is older who is looking

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out for them and interested in what they are doing. So mom, this is to you. Thank you. You are right, as always. I look forward to learning more from dps and psu's institute on aging and the strategic ways that we are going to continue to make progress. I am proud to vote aye. The ordinance is adopted. Thank you. Thank you, mom. Next up 783. Director, good morning. Lightning, did you pull this? Very good. Come on up and go ahead.

**Item 783.**

**Elisabeth Perez, Interim Director Office of Community Technology:** Good morning, mayor and commissioners. A little background on this ordinance -- on march 27, 2013, we were going to maintain a renewable energy system with the facilities located within the streets for a period of 20 years. This was done in conjunction with the water bureau. The franchise was effective may 26, 2013. On december 19 of 2018, they filed authorization for dissolution with the state of Oregon. Section 13.1, part f of lucid's franchise states the city may revoke the franchise after lucid's insolvency other similar action or proceeding. Lucid has already removed all of its facilities and equipment from the right-of-way. On april 9, 2019, the city provided written notice to lucid of the city's intent to revoke lucid's franchise. We received no objection. Staff anticipate a loss of previously anticipated general fund revenue of \$1,000 per year. This is really a housekeeping measure. It helps us to clean up our looks. It helps us to work with pbob as we issue the franchise. They are the ones that issue permits. So, as long as we can get rid of the franchise, there is no risk of some company coming in as lucid trying to open up our streets. Any further questions?

**Wheeler:** Not at the moment. Very good. We will take public testimony. Lightning. You are good? Very good. This is a first reading. Commissioner Fritz.

**Fritz:** My water bureau staff gave me additional information that I thought was interesting so I will share it.

**Wheeler:** Sure.

**Fritz:** So this was a study to measure the amount of energy savings of putting the turbines in the pipes, and the conclusion was that the turbines didn't produce enough energy savings when weighed against the cost of the maintenance and the decreased in head pressure in the water system due to the turbines, and as a mechanism of renewable energy such as hydro and solar power are more likely to be beneficial in the long run.

**Wheeler:** Thanks for sharing that, and nobody else signed up?

**Moore-Love:** I didn't have sign-up sheet.

**Wheeler:** This is a first reading of a non-emergency ordinance, moves to second reading, and we are adjourned. [gavel pounded]

**Council adjourned at 10:21 a.m.**