



**CITY OF
Portland, Oregon**

**Official
Minutes**

September 23, 2020

Date and time

September 23, 2020 at 9:54 a.m.

Council adjourned at 12:05 p.m.

Officers in attendance

Karla Moore-Love, Clerk of the Council; Linly Rees, Chief Deputy City Attorney

Consent Agenda

On a Y-5 roll call, the Consent Agenda was adopted.

MARY HULL CABALLERO
Auditor of the City of Portland

Karla Moore-Love Digitally signed by Karla Moore-Love
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By **Karla Moore-Love**
Clerk of the Council

**PORTLAND CITY COUNCIL AGENDA
City Hall - 1221 SW Fourth Avenue
WEDNESDAY, 9:30 AM, SEPTEMBER 23, 2020**

Disposition:

THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz, Hardesty and Ryan, 5. Mayor Wheeler left at 11:35 a.m. and Commissioner Fritz presided, 4.

Please note, City Hall is closed to the public due to the COVID-19 Pandemic.

Under Portland City Code and state law, the City Council is holding this meeting electronically. All members of council are attending remotely by video and teleconference, and the City has made several avenues available for the public to listen to the audio broadcast of this meeting.

The meeting is available to the public on the City's YouTube Channel, eGov PDX, www.portlandoregon.gov/video and Channel 30. The public can also provide written testimony to Council by emailing the Council Clerk at cctestimony@portlandoregon.gov.

The Council is taking these steps as a result of the COVID-19 pandemic and the need to limit in-person contact and promote social distancing. The pandemic is an emergency that threatens the public health, safety and welfare which requires us to meet remotely by electronic communications.

Thank you all for your patience, flexibility and understanding as we manage through this difficult situation to do the City's business.

Provide Public Testimony: City Council will hear public testimony on resolutions and ordinances (first readings only). Testimony is not taken on communications, reports, second readings, proclamations or presentations in accordance with Code 3.02.040 F. and G. Public testimony will be heard by electronic communication (internet connection or telephone). Please identify the agenda item(s) you want to testify on, and then visit the Council Clerk's agenda webpage to register, www.portlandoregon.gov/auditor/councilagenda. Provide your name, agenda item number(s), zip code, phone number and email address. Individuals have three minutes to testify unless otherwise stated at the meeting.

The deadline to sign up for the September 23, 2020 Council meeting is Tuesday, September 22, 2020 at 4:00 p.m.

Email the Council Clerk at cctestimony@portlandoregon.gov with any questions.

COMMUNICATIONS

<p>746 Request of Gregory Horner to address Council regarding message to the City Auditor (Communication)</p>	<p>PLACED ON FILE</p>
<p>747 Request of Benjamin Donlon to address Council regarding Enhanced Service Districts and the Portland Business Alliance and their relationship to homelessness (Communication)</p>	<p>PLACED ON FILE</p>
<p>748 Request of Brian Betcone to address Council regarding better identification for Portland police officers to increase accountability to Black, Indigenous and people of color communities (Communication)</p>	<p>PLACED ON FILE</p>
<p>749 Request of Gia Naranjo-Rivera to address Council regarding solutions for homelessness, poverty, and police brutality targeting the unhoused (Communication)</p>	<p>PLACED ON FILE</p>

<p>750 Request of Susan Cotter to address Council regarding Portland Police Bureau Use of Force guidelines (Communication)</p>	<p>PLACED ON FILE</p>
<p>CONSENT AGENDA – NO DISCUSSION</p>	
<p>Mayor Ted Wheeler</p> <p>Office of Management and Finance</p>	
<p>*751 Pay settlement of Living Room Realty, Inc. property damage claim in the sum of \$23,666 involving the Portland Bureau of Environmental Services (Ordinance) (Y-5)</p>	<p>190135</p>
<p>*752 Pay settlement of Jason Messer property damage claim in the sum of \$7,849 resulting from a motor vehicle collision involving the Portland Bureau of Transportation (Ordinance) (Y-5)</p>	<p>190136</p>
<p>*753 Pay property damage and bodily injury claim of Nicole Neill in the sum of \$61,038 resulting from a motor vehicle collision involving the Portland Bureau of Transportation (Ordinance) (Y-5)</p>	<p>190137</p>
<p>754 Authorize a Settlement Agreement between the City and Brenda Scott to correct Ms. Scott's vacation accrual error, and the City shall pay Ms. Scott the amount of \$7,512 (Second Reading Agenda 720) (Y-5)</p>	<p>190138</p>
<p>755 Authorize Memorandum of Understanding between the City, the Portland Police Association, and Richard Budry to correct Budry's vacation accrual error, and the City shall pay Budry the amount of \$12,041 (Second Reading Agenda 721) (Y-5)</p>	<p>190139</p>
<p>Commissioner Chloe Eudaly</p> <p>Bureau of Transportation</p>	
<p>*756 Approve a grant of \$994,907 to Peninsula Terminal Company for replacement and vertical relocation of track and track crossings in advance of construction of the N Suttle Rd Local Improvement District (Ordinance; C-10058) (Y-5)</p>	<p>190140</p>
<p>*757 Authorize application to Portland General Electric for a grant in the amount of \$260,000 to increase access to BIKETOWN among underserved populations (Ordinance) (Y-5)</p>	<p>190141</p>
<p>Office of Community & Civic Life</p>	
<p>*758 Authorize a grant agreement with East Portland Neighbors to provide liability insurance coverage for East Portland community-building events and activities in an amount not to exceed \$10,000 (Ordinance) (Y-5)</p>	<p>190142</p>
<p>Commissioner Amanda Fritz</p>	

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Parks & Recreation

***759** Authorize an agreement with Leach Garden Friends for transfer of LGF's Capital Campaign Funds to fund construction at Leach Botanical Gardens (Ordinance)
(Y-5)

190143

REGULAR AGENDA

Mayor Ted Wheeler

760 Appoint Kevin Rogers and Terry Cross to the Community Budget Advisory Board (Report) 20 minutes requested
Motion to accept the report: Moved by Hardesty and seconded by Eudaly.
(Y-5)

CONFIRMED

761 Appoint Rakeem Washington to the Home Forward Board of Commissioners for a term to expire September 2024 (Resolution) 20 minutes requested
(Y-5)

37506

Office of Management and Finance

762 Accept bid of James W. Fowler Co. for the Goose Hollow Sewer Rehabilitation Project for \$4,875,000 (Procurement Report - Bid No.00001498) 10 minutes requested
Motion to accept the report: Moved by Hardesty and seconded by Eudaly.
(Y-5)

**ACCEPTED
PREPARE
CONTRACT**

763 Authorize Intergovernmental Agreement with Metro to provide funding for the Arlene Schnitzer Concert Hall Acoustical Enhancement Project not to exceed \$1,500,000 (Second Reading Agenda 730)
(Y-5)

190144

Police Bureau

764 Authorize application to the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for a grant in the amount of \$408,910 for the Edward Byrne Memorial Justice Assistance Grant Program FY 2020 Local Solicitation to assist the Portland-Metropolitan area law enforcement and criminal justice community to prevent and reduce crime and violence (Ordinance) 30 minutes requested

**PASSED TO
SECOND READING
SEPTEMBER 30, 2020
AT 9:30 AM**

Portland Housing Bureau

765 Amend Property Tax Exemption for Multiple-Unit Housing Development Code and Inclusionary Housing Code to extend the current inclusion rate until 2021 (Second Reading Agenda 734; amend Code Sections 30.01.120 and 3.103.040)
(Y-5)

190145

Prosper Portland

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<p>766 Authorize, approve, and direct various actions by Prosper Portland, the Portland Housing Bureau, Portland Bureau of Environmental Services, Portland Water Bureau, Portland Parks & Recreation, Portland Bureau of Transportation, and the Office of Management and Finance to facilitate the development of the Broadway Corridor, and add the Broadway Corridor Park project to the Parks and Recreation System Development Charge Capital Improvement Plan (Second Reading Agenda 741; amend Ordinance No. 187770) (Y-5)</p>	<p>190146</p>
<p>Commissioner Amanda Fritz Bureau of Environmental Services</p> <p>*767 Amend contract with Innovyze, Inc., for Hydraulic Network Analysis Software in the amount of \$756,473 (Ordinance; amend Contract No. 30006331) 10 minutes requested</p>	<p>CONTINUED TO SEPTEMBER 30, 2020 AT 9:30 AM</p>
<p>768 Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Balch Creek Trash Rack Retrofit Project No. E10583 for an estimated cost of \$3 million (Ordinance) 10 minutes requested</p>	<p>PASSED TO SECOND READING SEPTEMBER 30, 2020 AT 9:30 AM</p>
<p><u>2:00 PM WEDNESDAY/THURSDAY SEPTEMBER 23-24, 2020</u> DUE TO LACK OF AGENDA THERE WERE NO WEDNESDAY OR THURSDAY 2:00 PM MEETINGS</p>	

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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.

* * * * * This text is being provided in a rough draft format. Communication access realtime translation (cart) is provided in order to facilitate communication accessibility and **may not be totally verbatim record of the proceedings.** * * * * *

September 23, 2020 9:30 a.m.

Wheeler: all right. Folks, before we gavel in, there's two items that we want to discuss pre-gavel. The one that's of most interest I think immediately to all of us is that after several decades of employment with the city of Portland, today is Karla's last council session as the council clerk. I can't tell you how much I've appreciated your leadership, your focus, your conviction, your passion as the council clerk. You've done an incredible job, and I've watched you through all circumstances. I remember shortly after I took office and you were over in the Portland building holding council sessions there because we had some work being done on our council chambers here. As you'll recall, that was a very difficult period for the city, and there were a number of people who would I routinely come over and take over the council chambers. And throughout it all, Karla maintained this just incredible sense of professionalism and calm, and she has a really good sense of humor about things. And so that was just grace under pressure, Karla, and I want to thank you and tell you how much I will miss you not only as our council clerk, but how much I will miss you as a person and your influence at council sessions. We wish you the very, very best of luck in the years ahead, and I'm sure my colleagues would probably like to share a few remarks as well. I just wanted to let you know that I'm thinking of you today, this being your final council session with us. Commissioner Hardesty.

Hardesty: can't we take an action to make sure Karla doesn't retire?

Wheeler: I tried everything. I tried -- [laughter]

Hardesty: let me just say that I've only been in the city council as a commissioner for 21 or so months, but I, you and I go back decades. And as a community member who comes in to testify at city hall, you are the bright spot that people see when they first walk into city hall. You always have a smile, you're always helpful. And no matter what you're doing, it's always amazed me how you're able to multitask with people asking you 20 questions at the same time. I've never seen you get frustrated with the public or the council, and I just want you to know that you are a model of a true public servant that shows up, that goes above and beyond the call of, and I am so grateful to have had your friendship and to have your expertise as part of this deliberative body. And I hope that you have some wonderful things that you have planned in your retirement, and know that I'll be looking for you to volunteer for some activities that may be going on. So you should hide, because I'll be looking for you to put you on some committee to help us continue to do the hard work we must do. I just want you to know I'm grateful, I'm appreciative, and I think you are a model of what a true public servant is, and you are a hard model to live up to. And so thank you, thank you, thank you for your decades of service to the people of the

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city of Portland.

Wheeler: thank you, commissioner. Commissioner Fritz.

Fritz: thank you, mayor, and thank you, Karla. I echo what the commissioner just said. In addition, you're kind. You're kind to everybody, and you are kind to us as elected officials and always so supportive. When we mess up, you gently correct us. You don't -- [laughter] you idiots, you messed up. Which you wouldn't, because you are a true public servant, as commissioner Hardesty said. I am glad I was able to honor you with the award which was so richly deserved. People think we are in absolutely tumultuous times as the mayor's statement yesterday at the end of the budget hearing said, and we have had many, many tumultuous times since I've been on the council. And throughout it all, you've been that center of calm and kindness. And I say well done, good and faithful servant, public servant. I'm a little resentful on your behalf for those who say you're not allowed to retire, because you have definitely earned it, and it's up to you now to choose what you want to do. And I know you will choose to spend your time wisely, and I wish you every blessing, every comfort, every joy that not having to do the job -- [laughter] will undoubtedly bring as well as I hope you have many good memories. So thank you very, very much personally and professionally.

Wheeler: thank you, commissioner Fritz. Commissioner Eudaly.

Eudaly: thank you, mayor. And thank you, Karla. This day snuck up on me a little bit. I feel like we should be toasting you with champagne, but we can't even see your face because of this extraordinary situation we find ourselves in. I'm really going to miss you. You've been the only constant in chambers for the four years that I've been there and such a kind of grounding, calming presence in that room that can be so hectic sometimes. It's really hard to majesty council meetings without you. You've been a gracious expert, patiently guiding me and my team through the intricate procedures and rules of chamber. Not everyone has memorized Robert's rules of order, so I'm really glad you were there to prop me up especially in those early days. You've kept council and our sessions from going off the rails countless times, and although I would prefer that you not retire, I do have to admit that you have more than earned it. So thank you for your dedication, and know you're leaving us in capable hands having watched Keelan grow under your mentorship. And I wish you all the best. If you figure out a way to bottle your calm and grace, please let me know. I'll be the first to buy it. Thank you.

Wheeler: thank you, commissioner Eudaly. Commissioner Ryan.

Ryan: good morning, everyone. Karla, I really don't know you, I've been here about a half hour, and we're meeting virtually, but all that said, you have had this amazing calming presence during my onboarding, and I know that we always rest on the shoulders -- not rest, we build off the shoulders of others and you've set a tone, so I appreciate that. And I just gotta comment on your last name and maybe heading into the rest of this meeting, your last name is Moore-Love. I can't think of anything more important for the city of Portland right now than to have more love, so something tells me your name was, didn't just happen out of happenstance. So I really appreciate you, and I just wish you the best in your next chapter. Thank you, Karla.

Wheeler: thank you. Appreciate it. And, Karla, I don't want to put you on the spot, but if you wanted to say anything since it's your last day with the council, you certainly have earned it.

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Karla: well, thank you, mayor, I do. I really appreciate all the very kind comments, and i've gotten a lot of very nice e-mails as well. Thank everybody for those. But these 20 years have been, yes, good times and bad times. But i've always enjoyed what I did. I like working with the people, I like working, and I want to thank you so much for the opportunity I had to work here. I just appreciate it. This went by quick, but I enjoyed my time. Keelan is going to be great next clerk. She's real sharp, and I know you'll appreciate her and be kind to her, and I want to thank you again and thank you for the good wishes. I don't have a lot of plans right now with all this going on for retirement. When things get back to maybe normal, i'll think of something fun to do. Thank you so much. Appreciate all of you.

Wheeler: thank you, Karla. And hopefully, when the covid crisis is behind us, we'll have the opportunity to celebrate in style the way you deserve to be celebrated. We'll look forward to that moment.

Karla: thank you.

Wheeler: all right. And secondarily, we have a second pre-gavel item that my colleagues and I are going to address collectively. Before we get underway with the city's business, my colleagues and I want to share some remarks about demonstrations that are planned for this saturday that some people in the public have probably been hearing about or reading about. First I want our entire community to know that, first and foremost, our priority is to insure and protect the safety and the well-being of everyone. My office is working with the Portland police bureau and community partners to make sure that what happens this weekend when groups often associated with alt-right or white nationalist views indicate that they'll be coming to the city of Portland. They've announced plans to gather at delta park, the location of the historic city that was home to many of our region's black residents and the site of a devastating flood back in 1948. Whether it was intentional or not, choosing delta park for this event is an insult to many people in our black community. Despite the statements that they're coming in peace, people associated with these groups have historically shown us that they embody racism, intolerance and hate. These are not Portland values, and they are not values that we welcome here, and they're not values that we embrace here. Hate has no home in the city of Portland. Violence has no home in Portland. Anyone intending to intimidate, to create fear, to commit any act of violence or spread hate is not going to be welcomed here, and any acts of violence or criminal destruction will be viewed as criminal activity, and people will be held accountable. For this saturday to remain a peaceful day, which is what all of us want, we need everyone's help. We must stand together. My ask of everyone in our city is to join me in saying that hate is not welcome here, that violence is not welcome here. Together we can prevent white nationalists from achieving their goal of misrepresenting the city of Portland for political gain. Portland remains an amazing and awe-inspiring city. It's a city that has long embraced peace. We cherish it for its beauty, a city we love for its historic tolerance, for its willingness to embrace the most respected of american values, and that is the right to assembly and the right to free speech. We will always support the rights of people to peacefully assemble even when we do not agree with their views, and we will always stand against those who promote violence or hate or fear regardless of their political stance. We will work hard to prevent our city from being targeted by the president for the purpose of stirring up partnership and dividing our country along racial lines. Instead, we must continue to stand firm in our collective values of progress, of reform and of justice. I ask that you join me in letting those intent on committing violence know that we will not stand for it. This weekend don't give people from out of town the satisfaction of distracting us or

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slowing us down. Let's keep our focus on what's important and keep pressing forward together. We have the capacity to solve the issues in our community, we have the ability to solve complex problems by working together, and we will not be divided. I believe some of my colleagues would also like to make a statement. Commissioner Fritz.

Fritz: thank you, mayor. And well said. We are Portland, and we Portlanders can and will work together to find solutions to the focus, and we keep the focus on the black lives matter movement because black lives matter, and we will not be distracted. In addition to the significance of delta park as being the site, it's also a sacred site for the indigenous communities. The I powwow is held there every year, and i've been blessed to attend it. And so it's, it's a special site for many people historically and it's probably no coincidence that it's been chosen by these people coming from outside. We have received a permit for the proposed event, and we will be responding to that today. So that announcement will be going out shortly. And as the mayor said, let's work together, let's make sure that we keep the focus on the black lives matter movement, on the work that needs to be support people of color, especially black and indigenous people, and let's not give attention to those -- like toddlers. Let's make sure we don't give them the attention and perhaps even the fight that they're looking for. Thank you.

Wheeler: thank you, commissioner Fritz. Commissioner hardesty.

Hardesty: thank you, mayor. I was unaware that we were going to have an opportunity to talk about the upcoming rally this morning. Let me just say that this is not who Portland is, and when we are, have an influx of hate speech of and hate activity coming in from all over the country being encouraged and supported by 45 and being, and using Portland as an example of a place that because we are who we are in Portland, that's what 45 and the white supremacists hate. We are a place that is inclusive. We are a place that we strive to be the best. Yes, we fight among ourselves, but that's what families do. And collectively, we must make sure that we are not, we are unambiguous in standing up against hate speech, hate violence and hate activity especially when it's being brought in by people who don't live here, don't work here, don't worship here and don't have a stake in our community. I am pleased that you took the time this morning, mayor, to give us a chance to reflect on the upcoming weekend and the potential for folks to come to our community to create violence. That's what they come for. And it is my hope that we do everything within our power to actually don't let them in our city and don't let them create the kind of violence and fear -- that's what they're about, they're about spreading fear, divisiveness and hate. And we, as Portlanders, will not tolerate that. So if you're listening, right-wing radicals who think you're going to come here and just have fun beating up on liberals, we are drawing a line in the sand. You're not welcome, or we don't want you, and if you come, we're going to do everything in our power to make sure you don't get into the city of Portland. Thank you.

Wheeler: the thank you, commissioner hardesty. Commissioner eudaly has her hand raised.

Eudaly: thank you, mayor. Well, once again we find ourselves in the position of wasting resources on detractors. For those planning to drive into our city this weekend, stay home. You are not welcome in our city. The notion that a bunch of extremists that don't live in Portland, Oregon, have any right to take back Portland is absurd. Portland is a proud progressive city, and nothing you do will change that. As elected officials representing the people of Portland, we are committed to justice for black lives and transforming our public

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safety and policing systems. To our constituents, I understand the desire to take to the streets and show these extremists that their hate is not welcome here. I share your concerns and the visceral desire to oppose them. But I'm asking you to stay home or at least stay away from these extremists this weekend. Most importantly for your safety, but also to deny them what they want, an audience. Let them show themselves to be the bullies and fools they are all on their own. This is a publicity stunt. Portland is in the public eye, the president is waiting for footage to bolster his claims of anarchy and of democratic ineptitude. He's using images of Portland to fundraise, to stoke fear in swing vote states or swing states, to dominate national media coverage, and it's working. Don't let them use Portland as a backdrop for trump's re-election. I stand in solidarity, in support of black lives. There are so many ways that we need to show up and make a difference in our community. As a movement, the best thing that we can do this weekend is to stay home, stay safe and work to insure that the next administration represents Portlanders. I want to suggest that since we've been designated an anarchist jurisdiction that we practice the loving mutual aid that we've seen during especially these last couple weeks with fires in our states. There are many ways to resist right-wing extremists and hate mongers, and I think showing love to our community is absolutely the best way to do that this weekend. Stay safe.

Wheeler: thank you, commissioner. Commissioner ryan.

Ryan: yes, thank you, mayor wheeler. And thank you for this opportunity for us to take a breath together and acknowledge what we've heard is happening this saturday. I didn't know we were going to do this, and I'm pleased to say a couple things. When I was on my walk this morning, I was thinking about this saturday, and the reason I was thinking about is it because I saw essential workers out in the rain fixing a utility rain, I saw a parent that I knew that was trying to get some fresh our in before they multitask their job and take care of their kids in partnership with their teachers which always makes me think about the essential worker parents that need so much support right now as they try to partner with teachers to get education for their students. And thinking about all of this together on this is what we should be focusing on is our city building on during these unprecedented times. And so it made me contemplate which is how much current it takes, it seems counterintuitive to simply ignore something so unspeakable. And I found that when you don't give attention or you don't punch back, it becomes a non-news event. And I can't think of a better moment in time for our city to provide the national folks a non-news event this saturday. And so I want to really give a lot of attention to the bureaus that have all stepped up that are working behind the scenes to work together that are being strategic not only the public safety bureaus, but harps and I just want to really acknowledge all the hard work that they're doing to keep us safe. I think all of what my colleagues have said has been spot on, and I just want to add to the fact that we're united as a commission, as a council that this is a place for all, this is a place for -- we're doing good work. We're taking action, which was what matters for our communities. And it's building, like we were talking about last night, building that new community safety system, that's the work right now. And so we will not be distracted or deterred by outside agents that are coming in, and they just need to go back to the no place that they came from. And I am thrilled to be in this city at this time with my colleagues and with the bureaus as we work together to keep us all safe on saturday. Thank you.

Wheeler: thank you, commissioner ryan. Very good. Then with that, welcome, everybody, this is the wednesday, september 23rd, 2020, morning session of the Portland city council. Karla, please call the roll. [roll call] under importantland's city code and state

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law, the city council is holding this meeting electron click, all members attending remotely. The meeting is available to the public on the city's youtube channel, egov pex, and channel 30, the public can also provide written testimony to the council, the council clerk@cc testimony at Portland Oregon.gov. The council is taking these steps as a result of the covid-19 pandemic and the need to limit in-person contact and promote physical distancing. The pandemic is an emergency that threatens the public health, safety and welfare which requires us to meet remote arely by electronic communications. Thank you all for your continued patient, flexibility, understanding, good humor as we manage through this difficult situation to do the city's business. And now we will hear from legal counsel on the rules of order and decorum. Linley, you're up.

Linly Rees, Chief Deputy City Attorney: good morning, everyone. To participate in council meetings, you may sign up in advance for communications to briefly speak about any subject. You may also sign up for public testimony on resolutions or the first readings of ordinances. The published council agenda contains information about how and when you may sign up for testimony while council is holding electronic meetings. 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. When your time is up, the presiding officer will ask you to conclude. Disruptive conduct such as shouting, refusing to conclude when your time is up or interpreting others' testimony or council deliberationses will not be allowed. A warning will be given that further disruption may result in the person being placed on hold or eject from the remainder of the electronic meeting. Please be aware that all council meetings are recorded. And very briefly, on behalf of the attorneys who cover council meetings, we want to tell Karla how much we have appreciated you over the years, and that's 21 years for me. Thank you for being such an amazing colleague. We really appreciate you. Thank you.

Wheeler: thank you very much. Karla, first up, of course, is communications, item number 746, our first individual, and, colleagues, if you can check your hand raised function as well.

Item 746.

Item 747.

Benjamin Donlon: good evening, council. Can you hear me? great. How you doing today? It's good to see all of y'all. It's a bright and sunny day. Actually, it's raining, never mind. Hey, so I am here to talk about enhanced districts and the Portland business alliance, but I first need to talk about business improvement districts. It's be a bit of a nuanced conversation but a very overreaching conversation. It concerns just about every single major city in the united states, so these business improvement districts are essentially collections or defined areas through that work you took a personal stance in helping negotiate terms as well as council hardesty, and we came to amicable middle ground. Through that work also they decided to staff a couple people, house people onto their boards. However, enforcement in that area has gone up by a big percentage, and there's been more arrests there since they've been there. That being said, it is my recommendation that enhanced service districts are not good for the community. They have a history of basically gentrifying and arresting people who were placed on the streets

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given that they were connected so intimately with the business alliances that helped red line and helped create very unfavorable conditions for the urban renewal zones such as in the pearl district where 80% of black people were, of course, for 15 years pushed out onto the streets. They helped create these cycles of poverty that kept them, you know, the streets to jail pipeline, essentially. And so I have a listing of recommendations that i'll go through. The clean and safe renewal contract is coming up in six months. It needs to be addressed. Given the audit that just came out that showed throughout 26 years and over \$200 million that's gone unaccounted for, had no oversight, that every incident with the private security of Portland control and the, and house and senate individuals has had basically no mechanisms of –

Wheeler: can you do me a favor? Since -- I want to acknowledge your leadership role and the work you've done with the city, so i'm going let you continue for one more minute so you can get through the other five, but can you keep it brief, please?

Donlon: I will keep it as brief as possible. Sorry, I should have timed this ahead of time. I would recommend that the Portland business alliance contract with the Portland police association is reviewed. It has a 30-day revocation notice.

Hardesty: thank you, mayor, and thank you, benjamin. Making sure that whatever we have in the future is better than what we have right now. I continue to be concerned that we allow people with money to buy more policing services, and that's exactly what the enhanced service district does. When we allow private businesses to buy das and to buy police, that is not the way government is supposed to operate. And so, benjamin, you have my commitment that we are going to be looking into that audit, and we will be making real changes into that program. So thank you. Thank you for your hard work, and I am disappointed to hear that the enhanced service district is not working as we intended. I do have a meeting coming up with the ceic board very soon, and I will be following up on some of what you have presented today. So I just want to say thank you for your commitment, for your continues work and work with us because we do need to make some changes based on the audit, and i'm committed to making that happen.

ITEM 748.

Brian Betcone: hi, my name is brian betcone. I'd like to say thank you for the opportunity to speak today. I'm here to request that the city of Portland please mandate better identification for Portland police bureau officers. This is always to provide better police accountability to black and brown people who are disproportionately affected by policemen's conduct. For many months now, i've been told by the mayor's office that better identification is necessary and they are working on the issue, but we're yet to see any concrete action to match this rhetoric. Just yesterday the Portland committee on community engaged policing unanimously passed a recommendation regarding a identification. I am here today to request that you please adopt the entirety of this recommendation. Also the Oregon state legislature joint committee on transparent policing and use of force reform has drafted a legislative concept 18 that will provide uniform identification requirements statewide. Please direct the Portland police bureau to bring their identification requirements in accord with the proposed statutes in l.c.-18. The joint committee on ways and means has determined that the reforms would cost very little. Portland must set the example for the rest of the country with regards to what proper police identification and accountability should look like. We have a responsibility to provide accountability to black and brown individuals. Thank you for your time.

Item 749.

Item 750.

Susan Cotter: excellent. Thank you so much. Thank you, mayor wheeler and commissioners, for this opportunity to speak to you. My name is susan cotter. I live in north Portland and am an unaffiliated community member. I last spoke to city council about the difficulty I had in trying to assess the state of police oversight and asking you to show your work. This time i'd like to highlight some police use of force data. For perspective, it's important to note that nearly 70% of use of force -- [inaudible] and are resisting handcuffing and control against resistance. But what is most stunning is the prevalence of this type of force on vulnerable populations. I don't believe people outside these populations would tolerate such frequent restraint, but it is doubly offensive when focused on vulnerable populations. This data clearly shows use of force isn't about safety for ppd or community members. This is about power over the powerless and bringing shame to our entire community. Shame on ppb for acting like playground bullies out to stir up trouble but not confident enough to pick on someone their own size. Shame on police commissioner wheeler, allowing law enforcement to brutalize our community members is to irresponsible but to not protect them when you can't is shameful. Shame on the council for not providing add adequate resources. Services are tricky but imperative. Shame on me and all Portlanders for not being able to effectuate a change before now despite herculean efforts by so many great public and community servants. We all must vow to find a way to protect them, and now black lives matter protesters from ppb force. We can't wait for next year's budget, street response, charter reform or a new union contract to protect our community members from the damage inflicted now. Use the fall bump to find money. Be creative. Spend the \$5 million the street response can't spend in 20 million. I don't know, hire legal observers for all police activity. Fund community-based organizations to provide support against ppb encounters. Be creative. Do something meaningful now to protect our community members from our shameful police force. Thank you for your consideration. There is no peace without justice. Black lives matter.

Wheeler: please call the roll. the consent agenda is adopted, thank you. We now move to the regular agenda. The first item on the regular agenda today is item 760, Karla.

Item 760.

Wheeler: as we move forward with our fall budget monitoring process conversations, i'm excited to appoint both terry cross and kevin rogers to be community budget advisers. Being a community budget adviser requires a significant amount of time, dedication and passion for making our city better. I know how hard this work is, and i'm so appreciative that they're willing to take on this challenge to make our city and our decisions better. I look forward to having terry and kevin's wealth of experience and knowledge contribute to this and future budget processes. Budget director kinard is here, jessica kinard is here to provide more information about the board and these two specific candidates. Good morning, jessica.

Jessica Kinard, Director of City Budget Office: good morning, mayor and council, i'd be remiss if I didn't also take this opportunity to discuss my admiration and blessings to Karla. Particularly in recent year, she's presiding with expertise and grace, and we have greatly appreciated her partnership and kindness and wish her the best. I am here to tell you about the community budget advisory board and two candidates for appointment today. So the community board consists of five members who serve staggered three-year terms.

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As they participate in all council budget deliberations by advising the city council on proposed budget amendments and by assisting in the review and discussion of budget plans and results. The board had two resignations over the summer, Pam Knowles served since March of 2017. She wanted to insure the board benefits from the experience of a Black community member and connected us with Kevin. The other served on the board since March of 2016. She resigned due to time conflicts. I would like to acknowledge their service and thank them each for their many contributions over the years. Kevin Rogers and Terry Cross will be serving the remaining duration of the terms respectively with the opportunity for reappointment afterwards to new three-year terms. This commitment represents more than 20 hours per year of advisory service to the council and the city. I want to share a little bit about these highly accomplished gentlemen. So Kevin C. Rogers is responsible for insuring that all financial and audit activities for disability rights occur in a timely and accurate manner. Senior financial analyst and controller. He's worked in several industries such as manufacturing, technology, health care, consumer goods and not-for-profits. Throughout his career Kevin has provided financial advice and counsel to senior management teams and has provided leadership to -- [inaudible] prior to joining Disability Rights Oregon, he served as the director of finance for the Latino network. He's also held roles including time as the chief operations officer and chief financial officer for the Urban League of Portland, lead financial consultant for Kaiser Permanente of the Northwest. He's also served as controller of the technology division, a subsidiary located in Portland and other experience includes roles as a project manager and finance manager for the business operations group at Xerox company. Started out at Boeing as an industrial engineer, and he has had, obviously, experience in a variety of industries. He possesses a B.A. from Washington State University, and he's a 22-year resident of Oregon and resides in northeast Portland with his wife and daughter. Terry Cross -- I'm sorry, Terry, if I'm wrong, please correct me, he's an enrolled member of the -- [inaudible] he received his master's degree in social work from Portland State University in 1977, and in 1999 he was selected as Portland State University alumni of the year. In 2015 he was awarded an honorary doctor of humane letters degree by PSU. He's the founding executive director of and now is senior adviser to the National Indian Child Welfare Association. Dr. Cross has served on Oregon's higher education coordinating commission. He served the foundation as a racial healing practitioner and has consulted internationally. He is the author of *Positive Indian Parenting: Cross-cultural skills in Indian/child welfare* and has co-authored -- [inaudible] published by Georgetown University. He's also the author of the encyclopedia of social work -- [inaudible] self-assessment and several articles and curricula on the topic. His highest honor has to be initiated into the Chieftains Society by the Blood Tribe of Canada. He was also honored by Vice President Al Gore with an award for improving government, one of the few non-federal employees to receive such an award. Dr. Cross is a senior fellow at the American Leadership Forum of Oregon, class 131. In 2008 he was appointed by the secretary of health and human services to serve on the national advisory council for the substance abuse mental health services administration. In 2011 he received the Robert F. Kennedy Embracing the Legacy Award at the Kennedy Presidential Library in Boston. He has 47 years of experience and is a licensed clinical social worker. So both of these highly accomplished gentlemen would have loved to be here today. They both had conflicts. I'm looking to see if Terry was able to make it. It looks as if he was not. But they are eager and excited to serve the city in this capacity, and clearly I am also very excited to benefit from their wealth of experience and expertise.

Hardesty: that's exactly what I was thinking, mayor. I was, like, they should have my job, right? Why are they just going to be on a budget advisory committee? Mayor, if I may I

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just want to applaud. You know, i'm always concerned when we're, like, when somebody resigns and we, like, add somebody in the middle of a term. But I want to compliment you, director kinard and mayor wheeler, for actually walking our talk. Because I was going to ask so what is the background of these people, and how are they connected to these communities and blah, blah, blah, and you just blew me away. It's like every question I would have had, you have answered. So I truly applaud you, because we are bidding a new, more inclusive, more equitable city. And by golly, you did it with these appointments. So I want to thank you very much for your thoughtfulness and finding the right people for the job at this time. Thank you.

Kinard: thank you, commissioner hardesty. I also want to say how much i've appreciated pam and dineshka's participation. These are individuals who just, residents from the community who sit with the city council during the budget hearings, and they have every opportunity to act independently, to ask whatever questions they want of bureau directors or staff or even questions they want to ask of us as members of the city council, and they tend to be people who invest a tremendous amount of time and energy in going through the complexities of the budget. And it's a lot of work. Oddly enough, years before I served as mayor I served as one of the first two budget advisory members along with elsa porter who some of you know as well. And I remembered a significant time commitment then, it's a significant time commitment now, and i'm really appreciative. If you're listening to this, for your years of service as well. And I certainly look forward to both kevin and terry joining us and giving us good advice and counsel. If there are no further questions, i'll entertain a motion on the report.

Hardesty: so moved.

Eudaly: second.

Fritz: thank you both for your willingness to serve. You obviously bring an abundance of professional and community experience, and we're lucky to have you serving on this committee. I vote aye. [roll call]

Hardesty: thank you. It was really fun and interesting serving with you, and as the mayor said, it does take a lot of commitment, and thank you to the new people who have agreed to serve and the positive that went into finding these spectacular candidates. I was just about to mention that mayor wheeler served as a budget adviser way back when. It's a good way to learn about how the city actually runs and the intricacies at the bureau budget. So I think it has given him a great foundation as mayor for the fiscal responsibility that he has shown throughout his time on the council. So I was also thinking, you know, elections every two years, you will have lots of opportunities to decide whether you might be interested in doing even more, and even so at this time doing it as unpaid volunteers given the time commitment. I'm really looking forward to serving with you for the full budget monitoring process and chagrined in some ways that I won't be here next year to listen to your wisdom. And also mindful of the contributions that the current committee have done over the time that i've been on the council. Aye.

Ryan: yes. Thank you. Thank you, kevin and terry, for stepping up, superb recruitment, and thank you for saying yes. Your multi-sector experience was noted and needed, and I say yes, aye.

Wheeler: vote aye. The report is accepted, and the appointments are approved. Thanks, director kinard, appreciate your leadership. Next up is 761.

Item761.

Michael Buonocore, Executive Director Home Forward: good morning, mayor wheeler, commissioners. I'm the executive director of home forward. I apologize, I am having some connectivity issues, so i'm doing this call on my phone. I believe our board chair is here with us oh, good. Great. Well, I will be, I will be relatively brief and then if chair hall or rakeem want to say anything or you have questions for them, i'll hand it over to them. I feel rakeem is ill-served by being introduced after that last presentation. We don't always - [laughter] we don't always sort of do such a full presentation of our candidates for commissioner, but i'm thrilled to introduce rakeem to all of you. He is going to fill the ninth position on our board where we have a vacancy. He's one of the five city of Portland slots. Rakeem currently serves as the director of access and reentry for Portland community college where he works to increase academic and career equity for nontraditional and underrepresents students focusing on the intersection between education access and race, gender ability, citizenship and socioeconomic status. He's also a professor at psu where he facilitates inquiry-based curriculum for students focused on critical race theory, current events and community advocacy and is also the cofounder of a business called engage to change in which he facilitates anti-racism trainings. I could go on at length about his amazing background and how well it will serve home forward, but it speak for itself, so i'll stop there either for questions or for chair hall or rakeem to add. Thank you.

Damien Hall: thank you, michael. Mayor, commissioners, great to be here today. Thank you for your time. I'll keep it short and sweet. Really to best serve our members, our residents as well as continue to create new units that are so desperately needed both in the city and in the county at large. I think in rakeem Washington we've found a really good candidate. Frankly, from my perspective, he's probably overqualified. It's a person who, as michael mentioned, has dedicated his career to really helping youth who have been impacted by the criminal justice system and that's just a sliver of what he does. So appreciate the appointment, and i'll turn it to over to rakeem to say anything that you'd like to add.

Rakeem "Rocky" Washington: good morning, mayor, good morning, commissioners. Thank you, michael, thank you, damien. I'll just be very brief. I'm very excited to work with the home forward board. I spent a lot of my professional career development at the confluence of a lot of the societal ills that affect black and brown folks in particular. So the intersections of the criminal justice system and houselessness and unequal access to medical care and education and so forth. And so i'm really hopeful and proud to just bring my experience and understanding of those worlds to the home forward board and look forward to working with you. So thank you all. I have been outmaneuvered by home forward. I know your commitment to folks who don't have a voice. Is that your partner back there trying to figure out who's saying all those nice things about you?

Wheeler: Hi, welcome. [laughter] rakeem, you know I have deep regard and deep love for you and your family and the work that you consistently do regardless of who's watching. And so thank you for agreeing to join the home forward board. I can't wait for you to shake up that board and making sure that folks coming back from incarcerated have an opportunity to have a good life in our community. Thank you. Thank you for this. This is a resolution. Karla is there any testimony?

Edith Gillis: It's so like you. I really appreciate how you have been calm, professional,

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polite, flexible, friendly, fair and reliable and trustworthy. I like being able to see someone who is in a very difficult situation where a lot of us are very unhappy. And a lot of things are unchanging. There may be things you may not agree with and how you handle it with grace. Now to start my timing. I think this agenda item is a perfect example of why I want to have some changes on city council agendas. Please when you can, give four weeks. When you can't do that, two weeks' notice. Post online. What agenda items are coming up. It would be very important and I want you, as all of you on the city council to commit that when you have these agenda items you have a link to the contracts, the job description, the tax or non-tax money involved. The best interest. In these cases, the wonderful qualifications of these people. This can put a lot of the anxiety at rest where people are feeling the city is taking our money as commissioner Hardesty said, Munson where I lived the last 20 years or so. Overtaxed, underserved, over policed and under heard. And so when you can say what fantastic candidates we have, this is going to relieve a lot of the tension and it's going to relieve a lot of the redundancy. What I wanted to also say I would like you to have on the agenda items, not only for you but the public to see how each of these items fit in a grid with human rights, including safe, fair accessible housing. Social justice, climate justice and adjusting with cultural change. Public health and safety not dependent on police. And transparency and accountability and community across the city. I wanted us to also be able to say more of what these different contracts are for. What are the different organizations so that people are finding out what is home forward doing? Forward doing. I have been watching home forward, Portland housing authority for the last quarter century. I think there's a gap what is professed and what we are giving money for federal, county, city taxes versus what is actually happening. And this is where we really want to have people on the commission representing a wider range that has been so far. Most importantly for character, for a world view. A team working. Of courage. That is what we need and that's what I'm grateful to have and I want to have more. I want you have you use your city council to make sure we have better representation of decision makers, not just advice givers not just one person on the commission, lived experience, we need more lived experience and across-the-board. Most of the housing not only dealing with those formerly incarcerated usually due to unjust systems and discrimination against people whose gender is maybe not dominant culture. We need to have you use these occasions not just for mindful rubber stamp that staff has done in this case an excellent job of selecting but also educating the public and having more of a change on the policy and on the budgeting.

Wheeler: thank you. Appreciate it. Colleagues, any further questions on this or comments? Karla, please call the roll.

Hardesty: aye.

Eudaly: rakeem Washington is vaguely familiar to me. I do not know him well. But I want you to know you have a new fan. I googled you during this item to learn more about your work and I want to say as a former homeless teenager I know that I was really lucky not to get caught up in the legal system and how essential it is for us to address all the barriers that youth and adults face who are just as involved. To help them and to help our communities. So really happy to vote aye.

Fritz: Thank you so much for the experience and skills you bring to the board and for your willingness to serve again. It's a big time commitment and big commitment of heart and mind to continue the struggle in these crucially important issues. Thank you so much. Aye.

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Ryan: rakeem, I was also googling you and I look forward to working with you. Welcome aboard and thank you for your service. Aye.

Wheeler: This is a vote of confidence in forward in your leadership. Thank you for your willingness to serve. Obviously it wasn't the paycheck that brought you to this board. What it is, it's passion, its conviction. And it's lived and experienced as well as the work you have done over many, many years that will make you a successful addition to an already-successful board. I'm always so gratified when I see people in the community who could be doing any number of things that chooses to do something that really serves the community well. That speaks to your character, rakeem, and i'm really honored you are willing to spend your time and energy on this important cause. Very happy to vote aye. The resolution is adopted and the appointment is approved. Thank you for your leadership. Next item, Karla, item 762.

Item 762.

Wheeler: Colleagues the bureau of environmental services manages the sewer storm water and infrastructure including 99 pump stations that work together with about 2,500 miles of pipe to send sewage to the columbia boulevard wastewater treatment plant. This project will allow the bureau to rehabilitate or place approximately 10,100 feet of deteriorating sewer pipes and to construct approximately 1400 feet of sewer extensions in the goose hollow and southwest hills neighborhoods. The project will improve reliability and reduce the risk of pipe breakages and sewer releases, that sounds good. Which in turn will protect the public's health, people's property and our environment. The project is scheduled to begin in october. And it will take approximately 1.5 years to complete. Here today to give a brief presentation is kathleen, design and construction procurement manager. Good morn, kathleen. How are you today?

Kathleen Brenes-Morua, Procurement Manager: good. Good morning, mayor and commissioners. For the record i'm kathleen i'm here to seek authorization to enter into a contract for the project. On may 13th of this year, council approved ordinance number 189159 for procurement services to solicit the project. The estimate was \$5,945,000 and confidence was high. Bids were open on july 30th. We received five bids. James w. Fowler company submitted the lowest responsive bid in the amount of \$4,875,000, approximately 18% below the engineer's estimate. The city's aspirational 20% subcontractor and supplier utilization applied. Fowler committed to subcontract 32.81% firms certified by the state's certification office for business inclusion and diversity. As identified in the report before you. They are self performing 65.84% of the of work. And subcontracting 1.35% to non-certified firms. James w. Fowler has had 15 prior contracts with the city of Portland dating back to about 2012. Totaling about \$198 million dollars. They have consistently exceeded our aspirational goals averaging 30% utilization of certified firms. They are in full compliance with the city's contracting requirements and I recommend council accept this report and authorize execution of the contract. If there are any questions about the procurement process, i'm happy to answer those. I know joe dvorak bureau of environmental services is also here, if you have any questions about the project scope.

Wheeler: Very good. Thank you, kathleen. Colleagues, any questions on this item? If not i'll entertain a motion. Oh, I see what happened. I'm sorry, commissioner, I scrolled to the bottom of the list. Commissioner hardesty.

Hardesty: Thank you. And thank you kathleen for that report. I am happy to support this

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contract. But I have a question. As I look at the utilization of women and minority-owned businesses, for a contract of this size, I guess i'm concerned that after \$100 million of city contracts that we don't have an expectation that majority contractors are helping to build small businesses. So when you think about the small amount of resources that are actually being subtracted to the individual subcontracting companies, you know if this was a major contractor that, you know, only has worked with the city for about 4-5 years I would have not even mentioned it. On the surface, they are exceeding our aspirational goals. But when you dig into it, are we really doing anything to help build those small minority and women-owned businesses if they end up with contracts that are, you know, \$5,000, \$8,000, \$10,000 like that. I will support this contract today. But I think as the mayor and I and other colleagues start looking at how we do procurement, I think we are going to set new expectations around, how are we investing in these minority and women-owned firms, rather than are we just reaching a number and not looking at what's the impact on those firms. I just want to give you a heads up. I don't know any contractor that has had that many contracts with the city should be nickeling and diming small minority firms. I'm not going to do anything to stop this process today. But I hope you will take this back to your colleagues and majority contractors to let them know that our expectations is not just that they exceed our aspirations but they are committed to helping us build minority and women-owned firms so they become majority contractors. Thank you.

Wheeler: Thanks, commissioner hardesty. Any further comments on this item? Or questions? Very good, I will entertain a motion.

Hardesty: so moved, mayor.

Eudaly: second.

Wheeler: Motion from commissioner hardesty, second from commissioner eudaly. Karla, please call the roll.

Hardesty: Aye.

Eudaly: Aye.

Fritz: Thanks to staff for all the work on this project and mayor wheeler as the previous environmental services commissioner for explaining it so well. I have to confess after just two weeks i'm not yet up to speed with everything going on in the bureau but i'm working to do so as fast as I can and I appreciate the partnership. Thank you.

Ryan: aye.

Wheeler: You will find people take their good work for granted. And if something breaks, everybody knows. Enjoy it. It's a great crew. Kathleen, you have done a fantastic job here. I really appreciate your hard work on this. I vote aye. The report is accepted. Thank you for your good work.

Item 763.

Wheeler: Colleagues, this is a second reading. Last week we heard a presentation and took public comment on this item. Is there any further discussion? Karla, please call the roll.

Hardesty: Aye.

Eudaly: Aye.

Fritz: Aye.

Ryan: I want to say a couple things. I wanted to call out to the private donations that came into this effort. And also taking advantage of the fact that we can't -- there's no seats in our concert halls right now. We are taking this time to do something sorely needed. For someone who goes there a lot for venues I'm thrilled for this investment. Aye.

Wheeler: Aye. The ordinance is adopted. Thank you. Next item, 764.

Item 764.

Wheeler: The 17th of 2020, the city of Portland applied to the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, for the Edward Assistant Grant Program -- the funds will be made under disparate certification to the city, to Multnomah County and the City of Gresham. The formula award amount is allocated to the three entities based on a statutory formula. The police bureau will receive \$203,717. Multnomah County will receive \$160,064. The Gresham Police Department will receive -- the police bureau will utilize to hire full-time equivalent f.t.e. Video production specialist for approximately two years for the training division. The specialist primary role will need to produce videos and animations for online training materials. This online mode of delivery also delivers supplemental and unanticipated training curriculum that cannot be delivered at planned intervals. Officers were required to complete in-service courses online which had not been done before on such a large scale. Multnomah County will fund a strategic prosecution and services unit. Deputy District Attorney for 12 months. The Gresham Police Department's funding will purchase red dot site which will replace outdated inventory. We have a set of expenditures approved by the Bureau of the B.G.A. This is a successor to the local law enforcement block grant. We essentially have been receiving funding from predecessor programs for 20 years. Thank you. Now I will turn it over to Ken Lee. Am I turning it over to you?

Ken Lee, Portland Police Bureau: Yes, sir. Thank you, Mayor Wheeler, Commissioner Eudaly, Fritz, Hardesty and Ryan. I'm joined today by -- Services, Mike and also acting Captain Greg Stewart of the training division. I wanted to share a brief presentation with you to get calibrated a little more on this application. And then have Captain Stewart talk a little more in detail what we intend to do with the limited term position. I will go ahead and share my screen here.

Wheeler: Before you move on, there are two questions I will tackle. First Commissioner Hardesty and then Commissioner Eudaly.

Hardesty: Thank you, Mayor. I guess I could wait until after the presentation because maybe the presentation will answer my question. I want to appreciate Ken Lee. They did brief me on this measure but since then I read the details that are in our council packet. And I guess I can wait until they are done to ask the question that came up from that.

Wheeler: All right. Go ahead and leave your hand raised and that will remind me. Commissioner Eudaly?

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Eudaly: I will wait. I didn't know there was going to be a presentation and I have a few follow-up questions.

Lee: thank you. This is just to give a briefing on 2020. This will be that briefing for you. Basically what I would like to run through is the j.a.g. Definition. Justice assistance grant. And the delivery and out comes. So what is the j.a.g. It's the fiscal year 2020 edward byrne memorial assistant grant. Formal solicitation, instituted by the d.o.j. In 2005 that directs funding to law enforcement agencies to help reduce crime environments. What could it be used for? In general j.a.g. Funds are awarded under this 2020 solicitation may be used to provide additional personnel, training, supplies, technical information systems for criminal justice. The application and mayor wheeler, I apologize, I think a little typo, but the total is \$4,010 -- 4,008,310 provided by bureau of justice statistics. [reading slide] with this funding, the Portland police bureau would like to hire 1.0 full-time equivalent for approximately 20 years this will be a limited term position. The covid-19 has forced us to rethink and diversify how we deliver training. Online video training is one of those strategies we are implementing. Additionally fiscal responsibility has amplified the need to be innovative in terms of how we reduce cost. By moving to online video training there's expected to be overtime and instructive overtime cost savings over the next two years. What we are looking for is hoping this will pay for itself and save as spending tightens up a little. Other prior years programming include bicycle outreach program and computer and equipment for the various police units. With that, i'm going to shift this over to acting captain greg stewart to talk a little bit more about what these funds will be. What limited term position will be delivering.

Captain Greg Stewart, Portland Police Bureau: thank you, council and members of the community for your time. I'm captain stewart. This position in addition to cost savings, we feel will help improve the overall quality of our training in the following ways. We have been working with our training advisory council to find a way to improve community voice trainings. Significant barrier has been nature of in-service, we have to train approximately 900 people over a five month period. Having community members come either in groups to that many sessions is prohibitive. It asks too much of them. It results in either reduced fidelity of the training where officers receive inconsistent messaging or we put a lot of pressure on community members which isn't fair to them. One environmental thing we did last year is youth educating police program, they developed in conjunction with us developed a video involving -- the youth brain. We provided to officers before inservice and offered supplemental scenario. We found that an effective way to introduce community voice and reinforce that voice using scenario-based training. This decreased demands on community members while simultaneously reducing the fidelity of the trainings. It allows us to decrease the time spent, if we can only deliver on our training facility. The model I like to base it on is the idea of a flipped classroom for people who aren't familiar with a flipped classroom in that education format, your instruction is provided prior via certain online videos or some sort of online format. When you show up with the class you use the materials you learned in that video portion but you are doing it with an instructor present. For us, what we can do is take the classroom portions of our service, deliver them at a less expensive but more effective format online and then use time and training division to do things with instructors that require those instructors to be present. We feel that will save money and increase effectiveness. However, based on past experiences of moving material online, the material itself has to be delivered in a relatively high quality. It doesn't have to be perfect. But if we stick low-quality trainings online, we found that officers aren't as receptive to that and don't learn as much. When we bring them in the scenario based training portions we have to spend significantly more time re-

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training them. We lose both the educational benefits and efficiency benefits. This kind of gets to the final point. We believe that format will be more effective use of our time over all. We enter in a time we anticipate prolonged budgetary issues. We believe using this more efficiently using our time will benefit the community, the bureau and the bottom line. Again, I really appreciate everybody's time on this. Does anybody have any questions for myself or mr. Lee?

Wheeler: Yeah, there are two questions. First up is commissioner hardesty and then commissioner eudaly.

Hardesty: Thank you, mayor. You may want to stop sharing your screen so we can see each other. And so, what you say about the videotape makes perfect sense. But what doesn't make perfect sense to me is your budget. You are only going to have this video specialist for three months and the bulk of these dollars are for sub grants. What are these sub grants for. What's the story with the sub grants?

Lee: commissioner hardesty, thank you for your question. To answer the first question, this will be a two-year video specialist. The funding that we have does not start until we hire that position. And from the date of award of that grant, we have three years to spend those dollars. If you look at a timeline, if we post recruitment, it will take us roughly about five months or so to bring somebody on board. From there, we have two years, so it's well within that three-year time frame that we have to spend on the j.a.g. Grant. Does that answer your first question?

Hardesty: Not quite. Let me see if I understand. The reason why the budget detail in year one says you are only going to spend \$16,313 on this video specialist. Is because that's just, it's going to take you nine months to get them hired and then they are going to work for three months?

Lee: for the first fiscal year, yeah. So that's just a conservative number in terms of what we expect to spend for the first fiscal year of 2021.

Hardesty: And where do you expect to spend the \$200,000 in sub grants for?

Lee: are you talking about allocations for Multnomah county?

Hardesty: I don't know. I'm looking at your budget and asking based on what you have presented in this package.

Lee: so the remaining funding, looks like you were saying \$16,000 will be for this fiscal year. Year two will be fiscal year 21-22 that is where the bulk of the rest of the funds will be spent. On that limited term position.

Hardesty: And so, let me be clear. You are not anticipating sending other than the money that goes to the county d.a.'s office and the money that goes to gresham, you aren't considering sending sub grants anywhere else?

Lee: that's correct. This is specifically for the limited term video production specialist.

Hardesty: And we don't have the details for year two and three because they are not reflected yet? Is that accurate?

Lee: that is, I will have to double check on that for you. But it should be there. If it's not

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there, I will make sure we get that information to you.

Hardesty: Yes. Yeah. You know, when you talk to me about this, I thought this was a great idea, it makes sense. Until I looked at the budget and then the budget didn't make sense to me at all. Thank you very much for answering my questions. Yeah, that's very helpful.

Wheeler: Thank you, commissioner. Commissioner eudaly?

Eudaly: I have three hopefully quick questions. And i'll just ask them all and you can address them how you see fit. So with Portland's designation as an anarchist jurisdiction are we changing, if we don't receive the funding how will the bureau fund the work and what does the d.o.j. Statement mean for the bureau and funding overall?

Stewart: so we have not changed this. This proposal was written prior to that. From our perspective, we have not made any changes due to that designation. To your second question, from the training division's perspective this is integral to our transition to more online training. We need the expertise and we need the personnel to produce these videos. So without this position, it will be very difficult for us to deliver. We have a make up training plan we produced. Because between covid-19, the training cycle has been severely interrupted. We will count on producing online trainings. It's going to be an integral piece of correcting that deficiency. So without this position, it will be very difficult for the training division to meet the demands of the coming year and keep us in alignment both with the department of justice agreement but also more broadly with the state mandates requiring, the state requires certain bulk hours of training and then certain sub categories require a specific number of hours of training. I believe we will meet that regardless because we have to meet it. But certainly moving beyond that. And also I think more broadly, training our office varies to the standard, the citizens of Portland expect is going to be very difficult without this position. It will be very difficult to do anything but the bare minimum without being able to make this transition to more online training.

Eudaly: So I guess the answer is you would be seeking additional funding. Because the question is how will you fund --

Stewart: yes. I would have to work with the chief's office on that. But yes, we need these positions.

Eudaly: And then if you can give us any insight on what the d.o.j. Statement may work for the bureau's work and funding overall, that would be appreciated.

Stewart: i'm sorry, which statement are you referring to?

Eudaly: The designation of Portland as an anarchist jurisdiction and that federal funds may be withheld as a result.

Stewart: and I guess, i, from my perspective, I am not responding to that. That's beyond the scope of what ideal with. This particular grant is, it's a non-competitive grant awarded to all law enforcement. Should they take, I mean I honestly don't know. This has not come up in my tenure.

Eudaly: Okay, thank you.

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Hardesty: I want to apologize to ken. Ken, you do have all the years in your document that you submitted to city council. But the only one I saw was the first year. So that's the one that I was very concerned about. But I do see you have your, the second and third year as well. In this application. It wasn't you, it was me.

Claire Campbell: hi. So my name is clare. Real quick, I need to tell a story about my arrest by the Portland police bureau in june. I have been out just photographing the protesters the first couple weeks. My background is in journalism, I had been out shooting. The night of the 21st, the event had been declared a civil disturbance. I couldn't leave the park soon enough. And I found myself caught in the police line, unintentionally. Before I knew it my tank top was being almost ripped off of me. And I tripped among three or four police riot-gearred officers, who all fell on me. When a flash bang grenade went off next to my head. So when the smoke cleared, I was pretty upset. And I chose not to cooperate by continuing to lie on the ground with my eyes closed. And just not saying anything. I was cuffed. I was picked up, put into the back of, I think it was a van. I was searched. Unclothed in front of 10-12 both male and female police officers, Portland police and state troopers. In a procedure that was clearly meant to be humiliating and it was. It was. I stayed overnight in a cell with no concern over any meds I might be missing and I was taunted by officers when I did start asking about those procedures for being released. So when I came across item 764 a request by the Portland police bureau for \$400,000 to hire a video production specialist, a new d.a. For Multnomah county which reads like someone who will be better be able to prosecute crimes. And then the \$45,000 to gresham so they can buy 45 new handguns and five new rifles. So I looked up the edward byrne memorial justice assistance grant. It also defines mental health programs and related law enforcement and corrections programs including behavioral programs and crisis intervention teams. So I would like to request that the city divest my tax dollars towards, for example, the Multnomah county crisis line, which was utilized by one of my colleagues recently because her adopted daughter, who was adopted out of Oregon's foster care system was having a need for assistance and she waited on the crisis line for 40 minutes with both her personal phone and work phone only to be told by the operator that 9-1-1 was going to be the method of --

Katrina Lane: oh, hi. To me, honestly, i'm not really -- i'm kind of nervous because i'm not really a public forum kind of speaker and not really a protestor either. I'm a civilian in Portland, i've been living here for eight years. I moved from san francisco. And I have definitely, moving from san francisco, I definitely noticed the amount of white people that are here and the way that black people are treated from the beginning. I've been working my entire life, my job is what i've done because I want to survive and sustain. At the same time my goal and purpose in life is to help others. The reason this has to do with the police bureau, I walked to the Portland police bureau because i've been watching every town hall meeting with mayor wheeler and the police chief. They say if you have ideas come to us and let us know your plan and how we can help the black community. As a white person I want to help the black community. It's frustrating I can't get in contact with these people. I talked to one of the cops that was in the car. And she basically said the operative word was to try. To try to get in contact with these people. That's kind of sad to me because I want to see a change. And I have created a business. It's an I.I.c. It's for foster teens aging out of the system. So they can create, so they can learn necessary life skills and allow them to thrive in society. And everything we have mentioned up to this point is substance abuse, mental health, incarceration, police brutality. This is what Portland is. We react to problems instead of preventing the problem from happening. I'm trying to prevent the problem from happening, 20% of teens that age out of the foster care system

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are homeless. They get incarcerated and what are the incarceration rates. It becomes this issue, an issue with red lining and lack of education. Everything starts with lack of education. I'm ready and willing to do this and i'm ready and willing to create this business. And i'm here. I just need the funding for it. It's kind of ridiculous to me we are granting more funding after we just defunded the police by \$12 million so we could put it back in the community and now granting \$408,000 back into them. It sounds like if you have a city town hall meeting twice a week for the next twelve weeks we will be able to refund the police back to the \$12 million they want, that we have defunded them from. That's how I feel. Right now we are refunding the police. What we need is education reform. I don't know if you guys have seen inside wood lawn, but it's the reaction of what has happened because of the low-income communities. I don't know if you have been inside a house in wood lawn but I started working for taking open p.d.x. With this friend randal, I call him a friend now, that's how it is. he started taking ownership and working to revive and renovate black-owned homes. I don't think community members should fund that. I think the government should fund it. And the government should listen people and setting up meetings. Ted wheeler, if you are listening, i'm here and ready to set up a meeting.

Wheeler: Karen, -- katrina, I appreciate that. I have heard you and I appreciate your perspective. Let me just say this. I agree with the premise of what you just said. You said something really important and I want to underscore I agree with you. That by the time somebody picks up the phone and calls 9-1-1 and a police officer is dispatched to deal with any of the issues that you described, other systems have already completely failed the individual. And that could be the mental health system. Which you will come to find out if you have not already, is very fragile in the state of Oregon and it's been fragile for decades. Could be the lack of substance abuse treatment. And i'm proud this city council stepped forward even during this budget process and directly funded a substance abuse treatment center, non-profit. Something we didn't usually do. But we didn't want to lose, we were potentially at risk of losing 120 treatment beds in our community and none of this could stand that idea. We stepped forward on a stop-gap basis and funded that. There will be sometimes when things look like they are backwards. As you pointed out. It seems inconsistent that the council took a decision to defund certain portions of the police bureau to return dollars to the community and here we are supporting a grant. The way I would justify this and I believe it's a justifiable grant we should accept, is one of the things community is asking for, and this is separate from the question of complete abolition, is the question of improving policing. I personally fundamentally believe the training is critical to that. And what i've heard the bureau say in justification for this grant is during a time of covid, and we could be under physical distancing for some period of time, we don't really know, the quality of training is dependent on the quality of resources that are available online. We do de-escalation training on a regular basis. We do implicit bias training. We do other types of training. Directives of the Portland police bureau. I see investments in training as actually being something really positive in terms of changing the way policing is done in our community. I just want to acknowledge what you said, by the way. You are a very good public speaker and you were powerful in your statement. And we will look forward to seeing you back. I wish you the best of luck with your business, with your non-profit. Commissioner eudaly, commissioner hardesty did you have your hand up? Commissioner hardesty?

Hardesty: Thank you, mayor. You just said most of what I wanted to say. Katrina you are a strong advocate for kids aging out of the foster care system. I want you to know that this is not the city's money. This is money coming from the federal government. And I am

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supporting it because it is to produce video training tools providing that training for what we want to see in the city of Portland. I want you to know Katrina, I reached out to the d.a. Because as you can see in the board package, I was concerned that we were going to be funding low-level prosecutions. You may know we have a reformist d.a. Who I'm in love with and proud to say that in public. And he is committed to having a district attorney's office that is really prioritizing real crime at the -- not prosecuting people for the crime of being houseless. So I want you to know our new d.a. Mike Smith is committed to using these funds in a way that's radically different than his predecessor did. Otherwise I would not be supporting this. So I want you to know we have looked at this with a fine-tooth comb. And this is actually helping us get in a direction and get in the focus that we all say we want to go. So Katrina, you can hold us accountable to that statement. And I'm absolutely convinced this grant, because it's not city money, and we have very limited city money, is going to help us both short-term and long term. But I greatly appreciate you showing up. You are a powerful voice. Don't ever start a presentation with I'm not a public speaker, because guess what, you are.

Edith Gillis: again, please make sure that you have information to the public and to the councilmembers further in advance with more detail and accountability. It's very disturbing to have all this money be going for training when we have found across the nation that training doesn't stop police brutality, racism, sexism, corruption and perjure. And training hasn't stopped the murders or police committing crimes against people trying to help police stop the crimes they are committing. -- it's not training how to use guns or cheat people or lie and plant evidence we need training on. We need training for the police to have emotional self regulation, self awareness. De-escalation, empathy, conflict resolution, recognizing p.t.s.d. In themselves and others, culture sensitivity. Not be racist, sexist, classless. They need to deal with their own addictions and own domestic violence. They need training and support for them stopping their own domestic violence they commit to their own family members and to intervene, to provide immediate healthcare, need to have them at least a willingness, first responders train, mandatory they intervene as opposed to cause harm and then leave someone to die. We need the police training on public relations. They know how to do it go out to rich white neighborhoods and doing their promo. But they need to be able to listen to folks. That training is available through the Oregon home care commission, variety of skills, already available to other agencies dealing with mental health, through y.m.c.a. Social justice, domestic violence multicultural education. We have excellent training already available. We need to make sure the police are having that. Also, I don't buy into, and I'm very offended as an educator, someone with a master's degree decades ago on educational media. And that is, if someone wants to learn something, they will learn it. And it doesn't matter how tacky or how splitsy it is. If I want to learn something I will learn it. How dare we keep on the force anyone who is supposed to be serving the public and protecting the public saying, well I'm not going to learn something if it's not a fancy updated computer game that's a high quality that I want. No. If I want to learn something I'm going to learn it regardless. I will have the right attitude. And no kind of training is really going to train my attitude, character or motivation for being on the police force. That's what we need to deal with. That's what will make the difference. It's not the high quality of a videographer. With this you have no accountability for --

Wheeler: I want to make sure you are saying that with this money when we authorize it, this grant application that we also have community members being able to see and get the same training. This is the first reading the non-emergency ordinance it moves to second reading. Karla, next item is 765. Second reading.

Item 765.

Hardesty: Aye. **Eudaly:** Aye. **Fritz:** Aye. **Ryan:** Aye. **Wheeler:** Aye.

Item 766.

Hardesty: Aye.

Eudaly: Anti displacement, community benefit agreements are consistently brought up as a key component of preventing displacement and ensuring new development benefits the community which is already there. Thanks to the sustained advocacy of the healthy communities coalition we are seeing the first agreement in Portland's history. What that means is affordable and accessible housing, living wage jobs, family benefits for workers and environmental stewardship. Most importantly, this agreement was negotiated with community and is legally binding. This has never been done before in Portland and shows that crafting true community benefit agreements is possible. We have set a gold standard for responsible development and are setting a necessarily high bar for future c.b.a.'s this agreement and project represent the future of Portland and i'm proud of what we have been able to accomplish with the help of our partners. I want to thank the team at prosper Portland. Director brannon thank you for continuing to rise to the challenge. A heart felt thank you to the commission. Communicating regularly with our office. You have created magnificent achievement that will affect not only Portlanders impacted but others who benefit from future c.b.a.'s. I vote aye.

Fritz: I associate myself with those eloquent comments and absolutely agree. This has been a hugely complicated project going back a decade or more. So thank you to everybody who has worked over the years and for everybody who has been able to get through this very historic agreement. I will note that this, although this is a binding agreement, it also does not bind the council to the financial commitment which were discussed last week. Such as the general fund. There are other things that will continue to be worked on. Concern over the lack of involvement of the disability rights Oregon and other disability advocates. In the discussions today. This agreement has been difficult to reach. I believe disability advocates need to be more meaningfully engaged moving forward. That will, this has often happened and we noticed it particularly, at least I noted more so. As the covid-19 responses come out and as we realize where we haven't centered the most vulnerable communities and although there's been lots of centering of vulnerable communities in this process, disability communities haven't been involved as much as I would like to see them. And so this is the -- plan is a living process with many opportunities for adjustments moving forward. They will be looking to see how we are including people with disabilities right from the start at every step of every process that the city does. That's part of our equity and inclusion responsibility. Parts of our legal requirements and I know that people prosper and people at the housing bureau, the transportation staff, everybody this is a great project and I look forward to seeing it built out. Aye.

Ryan: Yes, thank you. I want to acknowledge director brannon. I witnessed her inclusive leadership for some time. And it was demonstrated in last week's demonstration to the council. I want to acknowledge the foundations set in that benefits agreement. What I learned is adhering to that during implementation will be messy and challenging and we look forward to the transparency and dialogue throughout that and commissioner Fritz brought up one point I know you are working on right now. Disability advocate concerns. I'm thrilled at this point to vote aye.

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Wheeler: This is a project that started long before I took office. I have had the privilege to help win this project for the last four years. I'm also cognizant of the fact that I may not even live long enough to see the final stages of this project. So this is one that's going to span several councils, several mayors. Several community board members engagement. The team lead by prosper Portland. They have worked with an array of public private non-profit neighborhood and community partners to address a staggering number of decisions. This team has led with equity and with collaboration. And while there's a lot of work that remains in the years ahead, i'm so proud of our accomplishments today. In the city acquired the site. We created a full active steering committee to guide the development process. We spent 18 months collecting public input and feedback. We selected a private development partner continuum and mark, it's good to see you here today. We selected a developer with a clear commitment necessary to develop a project of this size and of this scope and with the values that we wanted to put front and center. We created a master plan that includes large scale green development. Affordable housing. Critical new iconic open space and bicycle and pedestrian needs including a major portion of the visionary green loop. We negotiated a community benefits agreement. A feat never accomplished on a public private partnership of this size. And one that I hope is now a blueprint for future developments. This project is definitely going to change the landscape of our west side. It will give everyone recreation and time outdoors. By raising the bar on community benefits will ensure the economic opportunities are shared amongst all of us who call ourselves Portlanders. Kimberly, our bureau directors and council will continue to prioritize inclusion, shared prosperity and community leadership as this project moves forward. I want to thank you all for the hard work that got us here. The hard work that has yet to come. And your service to the community. Thanks to you all. I vote aye. The ordinance is adopted. Commissioner Fritz, I will deal with the pacific coast collaborative. Can I turnover 767 and 768 to you.

Item 767.

Shannon Reynolds, Engineer Manager Bureau of Environmental Services: the acquisition allows for us to be more agile. Where he have a pathway to get those changes considered and made in a timely manner, not something we can do very easily right now. So our objectives really were to identify what software would provide us that robust capability base. And yet, meet the needs of our special system that Portland has in terms of our combined sanitary storm water systems that we use to convey our storm water. So based on our years of research we determine a software that best addresses the needs, info works i.c.m. Product used worldwide for complex, combine sewer systems such as Portland's. The software must be able to perform analysis. Other products we didn't select do not use highly advanced equations needed for particulars of our combined sewer system. Which affords us the ability to model Portland's sewer system and specific back water conditions caused by a filled-up system. Once the tunnels fill up, they tend to back up in the other parts of the system and we need to model that to identify risks associated with that effect. Info works icm provides advanced capability as well as allows us to expand the ability to perform more robust analyses being required of us in the future. The budget overview is that during the negotiations and the research we were able to receive an offer, at a cost of \$656,473 for a savings of more than \$200,000. That's above the, in comparison to an alternative purchasing situation framework where we would buy licenses every year to kind of get up to our threshold need of the number of licenses. So up front we get this substantial discount. The offer is only valid until september 30th, which is why we are here as an urgency ordinance to try to meet that timeline. There's an existing contract within the vendor at Portland water bureau carries, so we are partnering with them

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to amend this contract to allow for a more timely and efficient, hopefully approval of the acquisition. \$100,000 for the Portland water bureau to acquire licenses and increase maintenance support. So the total amended contract value will be increased to just under \$1.6 million. Contract date will state may 2024. A good opportunity for the water bureau to have their software be jointly managed under one contract. And with that, I will answer any questions that council may have. Thank you for your time.

Hardesty: Thank you, madam president. My question is about the continuing amendment to this contract. This contract started in 2014 for \$326,000. This is the financial amendment to this contract that now takes it to \$1,598,265. I'm not a fan of continuing to extend contracts. And I want to know why we have not actually even negotiated a new contract and why we continue to extend this contract that started at \$336. If we had \$1.5 million would we have additional vendors we apply for that additional contract.

Reynolds: Mention the sewer system is very special. It's a unique system it's combined sewer system. And therefore there's not many software technologies out there that are competitive. It's not a mass market type of industry. It's one reason we had proprietary processes and programs developed in-house before this technology was available. Because it's a very niche software. It's unlikely there would be any other mass market type of vendor competition that would allow for us to choose in that way.

Fritz: I would like to add to that, thank you, shannon. The software works. So we have had a history of software not working in the city so having found one that does. Shannon, could you put the slide back up. This is doing all of the planned annual events, annual renewals at one time. Put the slide back up that shows if we do this and pay up front we save rate payers \$200,000. It's just doing the annual renewal which we would otherwise be doing. By paying for the licenses up front and getting the support from the company that knows how to do it. We save \$200,000.

Reynolds: this includes the maintenance support as well. Not just purchase of the licenses but also including the maintenance support over the course of five years. To answer

James Moering, Office of Management and Finance: thank you, shannon. My name is james mooring. The city's procurement analyst specializing in technology. Who solicited for this contract originally and I wrote the contract itself. Commissioner hardesty in answer to your question, one clarification. This contract is not being extended at this time. How many years was that for? that was in 2019. Okay, so we were doing more than. We were probably doing, yeah that was the next five years. But also remember costs increase over time. Our usage also increased. So that's how you can get some of those discrepancies. The next five years, particularly if we are adding on additional modules and functionality, it can have additional costs that were contemplated but might have only been optional at the time we were soliciting for that. We are thinking about this, but we may or may not be doing it. So when we first rewrite the contract we leave that option but we may or may not exercise it at that point. Just as an example. Then again, we added that other half million. And now we are adding a whole other bureau. Which it would make sense if you have about \$300-\$600 for one bureau, you would need about the same amount for another bureau which was similarly massive. At this point, if we take a look at the quoted amount, if we add \$200,000 to 656, they wind up being about the same as the \$300,000 initial and \$500,000 additional for the next five years, they both being about \$800,000 worth of stuff.

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Hardesty: I'm sorry. I actually disagree with that. The contract now is at \$841,792. And you are asking us to almost double this contract. So that is not, that is significantly different.

Moering: it is. It is significantly different. But we are adding an entirely different bureau. It was for one, now it's two, it should double.

Reynolds: I just want to point out too that this software is needed and so if we don't transition to this software we will have to acquire the licenses somehow. And so if we are not able to meet this offer constraint it will cost us at least \$200,000 more to acquire these softwares. Whatever contracting mechanism we go through. And so, you know, as James pointed out it likely will be in the range of \$800,000-\$900,000 just for b.e.s.'s software needs over the next five years.

Hardesty: and so what do you anticipate doing between now and may of 2024. Different, if anything. this contract as far as may 2024 as are you presenting it today. We haven't extended the timeline. Are you going to put forth another extension. Are you planning to actually do another request for proposal? What is the process to get from where we are now to the next step.

Reynolds: we haven't yet discussed that. I think what we would probably do is coordinate with our sister bureau, water bureau to see what the best options were for saving money and if it makes sense for us to be jointly managed under one contract for the software. You know, I think that was a discussion we will have over in the next year to make sure we are improving with our selections going forward.

Hardesty: so thank you, both. I appreciate you answering my questions and for me, any contract that continues to double without any communication with council bothers me. The fact that this is an emergency because a deal was made except nobody talked to the commissioners that actually needed to vote for it. It troubles me as well. I think that, I would just expect to be briefed in advance about what the options are that the city council has. Rather than be confronted with a proposal that says, you know, vote for it now as an emergency or we missed the opportunity to save money. I am not going to be able to support this today and I have already let the council president know because I don't like contracts that double and triple without any kind of analysis about why that happened. So that's just my perspective. Thank you.

Fritz: commissioner hardesty. I just remind you that emergency ordinances need everybody present to vote. So if we were to move this to next week so mayor wheeler would be back and he was the commissioner in charge when this was brought forward, would you be able to -- yourself so it could go forward. That's what we will do. We will move it to next week. And wheeler will be the acting council, you might just need to take a walk commissioner hardesty. Thank you. I just want to ask, we are talking about software here. I've only been on the council for 12 years but i've been through multiple software problems. Systems that take enormous amount of time to set up that didn't work properly. On other contracts, to have a software company that's doing appropriate maintenance and service and work. And offering a deal to save \$200,000 over the expected life of the contract, I believe it is in the best interest of rate payers. I recognize we have a respectful disagreements and I appreciate your willingness to let this go next week. Thank you.

Reynolds: if I may add one more thing. This software supports \$13 million of risk assessment on assets. This is a very, very important software for our bureau. And it's

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quite important that we figure out how to transition away from what we are currently doing which is not sustainable. So I have that last bit.

Hardesty: I appreciate it. It sounds like it's probably the exact right decision to make at the right time, right? But we have to make sure we are able to be transparent enough so that not only the commission but the public understands why we are making the decisions that we are making.

Fritz: Duty noted. Thank you. And thank you, staff. We will vote on this next week, just in the nick of time to get in by the september 30th deadline. We will move it to next week. Karla, please read the next item.

Item 768.

Joe Dvorak, Bureau of Environmental Services: great. Thank you, commissioner Fritz. Good morn, commissioners. For the record my name is joe dvorak with the bureau of environmental services. E.d.s. Is pleased to be here this morning talking about this project. It's a culmination of a lot of hard work from the project team and various agency partners. As you will see in the slides from engineering and operations perspective, the scale and importance of this facility are significant. We are excited that it's getting a much-needed retrofit. Chris has prepared a presentation with details. I will turn it over to chris. And we are here to answer any questions you may have. Chris?

Chris Lastomirsky, Bureau of Environmental Services: thank you, joe. Thank you, commissioners, christopher lastomersky. Next slide, please. Balch creek is at the northwest 30th and northwest up sure intersection. Balch creek is carried north under the northwest industrial park to the willamette river. It traps large debris from entering the storm's sewer. They have exceeded their design life and structurally degraded and the system needs to be rebuilt. The trash rack has undergone repairs and reconstruction since first built in 1921. The last major reconstruction occurred in 1972 with the up sizing of the storm sewer pipe from 66 inch diameter to an 84 inch diameter and addition of a secondary screen rack. This will reconstruct the trash rack components and bring them up to current design standards. The photo shown here is the main trash rack at the entrance of the storm sewer pipe. Next slide, please. Since 1951, the main trash rack and complementary components have been successfully capturing the debris coming out of balch creek watershed but it's exceeded its life. This will rebuild the structures with modern new materials and design standards using the steel to replace existing pressure treated and timber, rebuild the failing retaining wall that protects the park and incorporating debris clean up pads and maintain and improve pedestrian a.d.a. Access to the park and trail. Next slide, please. The project will replace structure at the uppermost limit of the project as shown in the lower right portion of the screen. It will replace an upper screen rack a lower screen rack. A main trash rack and the retaining wall. And it will add maintenance to aid in cleaning up the facility. Next slide, please. The pre-rack is the furthest most structure, series of beams with the channel and designed to capture the largest objects like trees and boulders. Next slide. Downstream from the prerack is the upper screen rack. This component was added in 1972 to aid in debris capture. Next slide. The middle screen rack. The screen racks are designed to capture as much debris while allowing the creek to pass to the main rack. Pardon me. Next slide. The main trash rack is the last line of defense to trap debris from entering the storm sewer pipe. The system is designed to protect the downstream residents and the northwest industrial park from flooding and has done an effective job since the 1950's. Next slide. The rubble

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retaining wall was made of non-structural materials and such as concrete blocks and sidewalk fragments and is failing in several areas. The retaining wall separates the trash rack and creek from the park. Next slide. Partnerships are with Portland parks and recreation and p-dot structures and bridges. Department of state lands, u.s. Corps of engineer and bureau of development services. Next slide. Project construction budget is \$3 million and the project schedule to construct is january 2021 through november 2021. Next slide. Thank you. I'm happy to take any questions.

Fritz: Oh thank you. I'm rusty in the president of the council. Thanks, Karla. A lovely parting gift to keep me on track at the end in your last action. Thank you so much again. We wish you all the best of your retirement. Thank you, we are adjourned.

At 12:05 p.m., Council adjourned.