



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **16th DAY OF SEPTEMBER, 2020** AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz, Hardesty and Ryan, 5. Commissioner Ryan arrived at 9:31 a.m. and Commissioner Eudaly arrived at 9:39 a.m.

Under Portland City Code and state law, the City Council is holding this meeting electronically. All members of council are attending remotely by phone 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.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Robert Taylor, Chief Deputy City Attorney; and Lauren King, Deputy City Attorney

Item Nos. 716 and 717 were pulled for discussion and on a Y-5 roll call, the balance of the Consent Agenda was adopted.

The meeting recessed at 11:40 a.m. and reconvened at 11:46 a.m.

COMMUNICATIONS		
707	Request of Peter Braun to address Council regarding police funding (Communication)	PLACED ON FILE
708	Request of Jake Dockter to address Council regarding use of chemical weapons against Portland citizens (Communication)	PLACED ON FILE
709	Request of Steve Mullinax to address Council regarding Ordinance 190044, which references District Coalition grant agreements (Communication)	PLACED ON FILE

<p>710 Request of Sam Pearson to address Council regarding Ordinance 190044, which references District Coalition grant agreements (Communication)</p>	<p>PLACED ON FILE</p>
<p>711 Request of Janet Hawkins to address Council regarding Ordinance 190044, which references District Coalition grant agreements (Communication)</p>	<p>PLACED ON FILE</p>
<p>TIMES CERTAIN</p>	
<p>*712 TIME CERTAIN: 9:45 AM – Amend the Intergovernmental Agreement for the Division Transit Project with TriMet for Design and Construction Services (Ordinance introduced by Commissioner Eudaly; amend Contract No. 30006859) 30 minutes requested for items 712-713 (Y-5)</p>	<p>190120</p>
<p>*713 Authorize an Intergovernmental Agreement with TriMet and the City in the amount of \$650,000 to provide fiber optic cable installation and maintenance (Ordinance introduced by Mayor Wheeler) (Y-5)</p>	<p>190121</p>
<p>714 TIME CERTAIN: 10:15 AM – Consider appeal of the Pearl Neighbors for Integrity in Design against the Design Commission’s decision to approve, with conditions Hyatt Place, a 23-story mixed use building at 350 NW 12th Ave in the Pearl Sub-District of the Central City Plan District (Previous Agenda 675; Report introduced by Mayor Wheeler; LU 19-145295 DZ) 30 minutes requested Motion to remand back to the Design Commission: Moved by Hardesty and seconded by Fritz. (Y-5)</p>	<p>REMAND BACK TO DESIGN COMMISSION</p>
<p>CONSENT AGENDA – NO DISCUSSION</p>	
<p>Mayor Ted Wheeler</p>	
<p>715 Reappoint Greg Kohn and Jon Coulimore as members to the Electrical Code Board of Appeal for terms to expire September 19, 2023 (Report) (Y-5)</p>	<p>CONFIRMED</p>
<p>716 Reappoint Diane Linn and Lawrence Ramsay Weit to Portland Housing Advisory Commission for terms to expire September 20, 2022 (Report)</p>	<p>REFERRED TO COMMISSIONER OF FINANCE AND ADMINISTRATION</p>
<p>Bureau of Development Services</p>	
<p>717 Amend Seismic Related Definitions for Existing Buildings Code to update references from the old American Society of Civil Engineers standards to the current version of the standards (Second Reading Agenda 680; amend Code Section 24.85.020) Rescheduled to September 16, 2020 at 2:00 p.m. (Y-4)</p>	<p>190134</p>
<p>Bureau of Environmental Services</p>	

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<p>*718 Authorize grant agreement up to \$66,000 to Neighbors West–Northwest to provide outreach, technical assistance, and community involvement for watershed projects in Portland’s westside sub-watersheds (Ordinance) (Y-5)</p>	<p>190116</p>	
<p style="text-align: center;">Office of Management and Finance</p>		
<p>*719 Create a new non-represented classification of Mental Health Crisis Clinician and establish a compensation range for this classification (Ordinance) (Y-5)</p>	<p>190117</p>	
<p>720 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 (Ordinance)</p>	<p>PASSED TO SECOND READING SEPTEMBER 23, 2020 AT 9:30 AM</p>	
<p>721 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 (Ordinance)</p>	<p>PASSED TO SECOND READING SEPTEMBER 23, 2020 AT 9:30 AM</p>	
<p style="text-align: center;">Commissioner Jo Ann Hardesty</p>		
<p style="text-align: center;">Portland Fire & Rescue</p>		
<p>722 Authorize an Intergovernmental Agreement with Burlington Water District for fire prevention, suppression and emergency response services effective July 1, 2020 through June 30, 2030 (Second Reading Agenda 689) (Y-5)</p>	<p>190118</p>	
<p style="text-align: center;">Commissioner Chloe Eudaly</p>		
<p style="text-align: center;">Office of Community & Civic Life</p>		
<p>*723 Authorize grant agreement amendments with seven organizations for the Constructing Civic Dialogues Grant Program at the Office of Community & Civic Life for a total not to exceed \$245,074 (Ordinance) (Y-5)</p>	<p>190119</p>	
<p style="text-align: center;">City Auditor Mary Hull Caballero</p>		
<p>724 Approve Council Minutes for May 6 - July 2, 2020 (Report)</p>	<p>APPROVED</p>	
<p style="text-align: center;">REGULAR AGENDA</p> <p style="text-align: center;">Mayor Ted Wheeler</p> <p>725 Appoint Regina Amodeo, Shannon Olive, Matthew Maline, Marih Alyn-Claire, Kristina Goodman, and Vivien Lyon to the Rental Services Commission for terms to expire September 16, 2022 (Report) 20 minutes requested Motion to accept the report: Moved by Hardesty and seconded by Eudaly. (Y-5)</p>		<p style="text-align: center;">CONFIRMED</p>

<p>*726 Temporarily require Relocation Assistance, as outlined in City Code Section 30.01.085, for any rent increase, if after receiving a rent Increase Notice, a Tenant notifies a Landlord that they are unable to pay the increased rent and that they will be terminating their rental agreement (Ordinance) 20 minutes requested</p> <p>Motion to extend the timeline to protect households that receive rent increases for the duration of the City’s COVID state of emergency: Moved by Eudaly and seconded by Hardesty. Motion withdrawn.</p> <p>Motion to amend paragraph 19 and directives a, b and c of the ordinance as introduced to strike the date January 1, 2021 and replace it with March 31, 2021: Moved by Eudaly and seconded by Hardesty. (Y-5)</p> <p>Motion to amend paragraph 19 and directives a, b and c of the ordinance as introduced to strike the date September 1, 2020 and replace it with September 16, 2020: Moved by Hardesty and seconded by Fritz. (Y-5)</p> <p>(Y-5)</p>	<p>190122 AS AMENDED</p>
<p style="text-align: center;">Bureau of Development Services</p> <p>727 Amend the Building Demolition Code to move implementation details to the administrative rule, update asbestos requirements to conform to state regulations, update demolition inspections language to be consistent with current practices, increase fines for non-compliance, and make other modifications for clarity and consistency and amend fee schedule (Second Reading Agenda 678; amend Code Chapter 24.55 and Portland Policy Document ENB 14.10)</p> <p>Rescheduled to September 16, 2020 at 2:00 p.m.</p> <p>(Y-5)</p>	<p>190126</p>
<p style="text-align: center;">Bureau of Environmental Services</p> <p>728 Authorize the Bureau of Environmental Services to enter into an Intergovernmental Agreement with the City of Lake Oswego to cooperate on a potential replacement of the Tryon Creek Wastewater Treatment Plant via a public-private partnership (Second Reading Agenda 693)</p> <p>Rescheduled to September 16, 2020 at 2:00 p.m.</p> <p>(Y-5)</p>	<p>190127</p>
<p style="text-align: center;">Office of Management and Finance</p> <p>729 Accept bid of Moore Excavation, Inc., for the 2020 Local Improvement Districts Project for \$2,086,807 (Procurement Report - Bid No. 00001493) 20 minutes requested</p> <p>Rescheduled to September 16, 2020 at 2:00 p.m.</p> <p>Motion to accept the report: Moved by Hardesty and seconded by Ryan.</p> <p>(Y-4; Eudaly absent)</p>	<p>ACCEPTED PREPARE CONTRACT</p>
<p>730 Authorize Intergovernmental Agreement with Metro to provide funding for the Arlene Schnitzer Concert Hall Acoustical Enhancement Project not to exceed \$1,500,000 (Ordinance) 15 minutes requested</p> <p>Rescheduled to September 16, 2020 at 2:00 p.m.</p>	<p>PASSED TO SECOND READING SEPTEMBER 23, 2020 AT 9:30 AM</p>

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<p>731 Amend Business License Law Code related to the administration of the Residential Rental Registration Program and housekeeping changes (Second Reading Agenda 688; amend Code Chapter 7.02) Rescheduled to September 16, 2020 at 2:00 p.m. (Y-4; Eudaly absent)</p>	<p>190129</p>
<p>732 Authorize sewer revenue bonds to finance sewer system capital improvements in an amount not to exceed \$350 million and to refund outstanding bonds (Second Reading Agenda 696) Rescheduled to September 16, 2020 at 2:00 p.m. (Y-4; Eudaly absent)</p>	<p>190130</p>
<p style="text-align: center;">Portland Parks & Recreation</p>	
<p>733 Approve findings to authorize an exemption to the competitive bidding requirements, authorize a competitive solicitation for the use of the alternative contracting method of Negotiated Request for Proposals, and authorize the Chief Procurement Officer to execute a contract with the successful proposer upon acceptance by the Council of the Procurement Report, for the Mt. Tabor Yard Maintenance Facility and Multimodal Pathway project for an estimated \$8,100,000 (Second Reading Agenda 697) Rescheduled to September 16, 2020 at 2:00 p.m. (Y-4; Eudaly absent)</p>	<p>190131</p>
<p style="text-align: center;">Portland Housing Bureau</p>	
<p>734 Amend Property Tax Exemption for Multiple-Unit Housing Development Code and Inclusionary Housing Code to extend the current inclusion rate until 2021 (Ordinance; amend Code Sections 30.01.120 and 3.103.040) 10 minutes requested Rescheduled to September 16, 2020 at 2:00 p.m.</p>	<p style="text-align: center;">PASSED TO SECOND READING SEPTEMBER 23, 2020 AT 9:30 AM</p>
<p style="text-align: center;">Commissioner Chloe Eudaly</p>	
<p style="text-align: center;">Bureau of Transportation</p>	
<p>*735 Authorize the Bureau of Transportation to acquire certain temporary rights necessary for construction of the Safer Shoulders project, through the exercise of the City's Eminent Domain Authority (Ordinance) Rescheduled to September 16, 2020 at 2:00 p.m. (Y-5)</p>	<p>190123</p>
<p>*736 Extend contract with Portland Streetcar, Inc. through June 30, 2021 and add \$1,070,300 in compensation for Streetcar Operations Assistance (Ordinance; amend Contract No. 30004833) 15 minutes requested Rescheduled to September 16, 2020 at 2:00 p.m. (Y-5)</p>	<p>190124</p>
<p>*737 Authorize the Bureau of Transportation to acquire certain permanent and temporary rights necessary for construction of the 4M Bikeway project, through the exercise of the City's Eminent Domain Authority (Ordinance) Rescheduled to September 16, 2020 at 2:00 p.m. (Y-5)</p>	<p>190125</p>

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<p>738 Amend Local Improvement District procedure for technical clarifications (Second Reading Agenda 690; amend Code Chapter 17.08) Rescheduled to September 16, 2020 at 2:00 p.m. (Y-4; Eudaly absent)</p>	<p>190132</p>
<p>739 Vacate SW Broadway Dr at SW Grant St subject to certain conditions and reservations (Second Reading Agenda 702; VAC-10110) Rescheduled to September 16, 2020 at 2:00 p.m. (Y-4; Eudaly absent)</p>	<p>190133</p>
<p style="text-align: center;">FOUR-FIFTHS AGENDA Commissioner Chloe Eudaly Bureau of Transportation</p> <p>*739-1 Authorize the Bureau of Transportation to acquire certain permanent and temporary rights necessary for construction of the Outer NE Halsey – 114th to 162nd project, through the exercise of the City’s Eminent Domain Authority (Ordinance) Rescheduled to September 16, 2020 at 2:00 p.m. (Y-5)</p>	

At 1:23 p.m., Council recessed.

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A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **16th DAY OF SEPTEMBER, 2020** AT 2:00 P.M.

THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz, Hardesty and Ryan, 5. Commissioner Ryan arrived at 2:05 p.m. Commissioner Eudaly left at 5:13 p.m., 4.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Lory Kraut, Senior Deputy City Attorney

<p>740 TIME CERTAIN: 2:00 PM – Declare intent to initiate local improvement district formation proceedings to construct street, sidewalk, and stormwater improvements in the NW Park Ave and Johnson - Kearney Sts Local Improvement District (Resolution introduced by Commissioner Eudaly; C-10069) 1 hour requested for items 740-741 (Y-5)</p>	<p>37505</p>
<p>741 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 (Ordinance introduced by Mayor Wheeler; amend Ordinance No. 187770)</p>	<p>PASSED TO SECOND READING SEPTEMBER 23, 2020 AT 9:30 AM</p>
<p>742 TIME CERTAIN: 3:00 PM – Proclaim September 15 to October 15, 2020 to be Latinx Heritage Month (Proclamation introduced by Mayor Wheeler and Commissioner Fritz) 1 hour requested</p>	<p>PLACED ON FILE</p>

At 5:34 p.m., Council recessed.

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A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **17TH DAY OF SEPTEMBER 2020** AT 2:00 P.M.

THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz, Hardesty and Ryan, 5.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Matt Farley, Senior Deputy City Attorney

<p>743 TIME CERTAIN: 2:00 PM – Accept report Dark Skies: Strategies for Reducing Light Pollution in Portland (Report introduced by Mayor Wheeler) 1 hour requested for items 743-744</p> <p>Motion to accept the report: Moved by Hardesty and seconded by Eudaly. (Y-5)</p>	<p>ACCEPTED</p>
<p>744 Proclaim September 19, 2020 to be Lights Out Portland Night in Portland (Proclamation introduced by Mayor Wheeler)</p>	<p>PLACED ON FILE</p>
<p style="text-align: center;">REGULAR AGENDA Mayor Ted Wheeler Office of Management and Finance</p> <p>*745 Authorize changes to established Safety Net Program allowing the Director of Human Resources and Bureau Directors additional authority to enter into flexible safety net temporary leave, safety net severance, and reduction of hours agreements during FY 2020-21 and FY 2021-22 (Previous Agenda 706)</p>	

At 3:09 p.m., Council adjourned.

MARY HULL CABALLERO
Auditor of the City of Portland

Karla Moore-Love

Digitally signed by
Karla Moore-Love
Date: 2021.02.10
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By Karla Moore-Love
Clerk of the Council

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

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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.

September 16, 2020 9:30 a.m.

Hardesty: Here. **Fritz:** Here.

Wheeler: Here. Can we see if there is a problem with commissioners eudaly or ryan? Let's see. Let's make sure, reach out to them and see if there is something going on with the 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. Karla, I see commissioner ryan has joined us. Keelan, can you renumber commissioner ryan so his name shows up towards the top of the list with the other commissioners?

McClymont: yes.

Wheeler: I don't see commissioner eudaly on board yet. She has technical -- okay. Commissioner eudaly is trying to get on, she'll be joining us shortly. Let's start with legal counsel giving rules of order and quorum. Good morning.

Robert Taylor: good morning. Thank you, mayor. To print you may sign up communications you may sign up for public testimony on resolutions for the first readings of ordinances are ordinances. The published agenda at [Portland Oregon.gov/auditor](http://PortlandOregon.gov/auditor) 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, please disclose if you are a lobbyist. Individuals have three minutes to testify unless otherwise stated n. Presiding officer will ask you do conclude when done. Shouting, refusing to conclude or interrupting other's tome or council deliberations will not be allowed. If there are disruptions, a warning will be given further disruption may result in the person being placed on hold or ejected for the remainder of the meeting. Be aware all council meetings are recorded.

Wheeler: All right. Very good. Thank you. Economics, Karla -- communications, Karla.
Item 707.

Peter Braun: hello, peter braun. I'm here to talk about police funding. A Portland resident. I think we're at an important moment in discussing the future of policing, both in the community and more broadly. However, i've been very frustrated at the lack of context in talking about how police are actually funded in this city. The number that I hear most

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commonly discussed is that police makeup a third of the city budget, which is true in the sense of general fund. In the \$5.6 billion, police were about 4.5%. The research i've done, that is the lowest figure for any city our size in the country. The average funding number for police departments, nationwide and cities between 600,007 one thousand residents is \$300 million. The only city I can find within about 5% of our budget is oklahoma city. And they still manage to employ over 300 more police officers than the city of Portland. That funding is not limited to the united states. I think so there is a major misunderstanding about where police funding stands in the united states stands relative to international norms. For example, the city of london spends 30 to 50% more per capita on law enforcement services than the city of Portland does. The city of berlin in germany spends almost double what we spend per capita, for reference, Portland spends about \$26 a month per capita on police services. That's about, we spends about what two streaming services cost, less than most people's phone bill on police services. Now, the point of bringing these numbers up is that when we talk about what we want the future of policing to look like and expanding social services, looking at what other countries that have much more robust social safety nets and much higher spending on social services than we do, they are still spending significantly more on upfront law enforcement services. A lot of that funding goes to training, to employ more officers, and in short, improving the quality of police services. Now, we can talk about the role of policing going forward in the city of Portland and things that need to change from accountability to the role of police officers. I think the city council and a lot of the public discussion centered around the false premise those programs can be funded out of the current public safety budget. That is simply not true. When we if we were to defund the Portland police bureau by half, that would be 2% of the city budget. If our problems around systemic racism and inequality and homelessness were simple enough to be solved by readdressing 2% of the budget, we would have solved them. I ask in future discussions around public safety spending, increasing equity in our community, that this council addresses the public with reality. Solving these problems is going to be expensive and difficult and require changes to large lots of the city.

Wheeler: Thank you, peter. Commissioner hardesty and I have a comments.

Hardesty : Thank you, mayor. Thank you, peter for your information. I have a question for you. Many of the countries you mentioned do not have on-police forces that operate in their community. And I appreciate your focus on funding but I would love to find out if you also have data on outcomes. That wasn't me. I don't know what happened there. Peter, two questions. It's hard to compare countries where police forces aren't onto police forces that are on. So I want to know why you are comparing those. And then a second one is: The outcomes. Can you tell me whether cities that spend more have better outcomes and kill less community members? Please?

Braun: yes, absolutely. Two things. First, all police in germany are armed. And the city of london, average city of london metropolitan police officers are not armed. There are over a thousand armed police officers working for the london metropolitan police. There is misconception there that most police officers in other countries aren't armed and that isn't true. For outcomes, I think that's a worthy question but you have to look at context. Two things. For example, when we talk about city of Portland, if you look at officer-involved shootings in the last 17 years, it amounts to two people a year. That has gone down program a third in the early 2000s. By comparison, fewer deaths than caused by crime at buses and trains. Also, what we have is if you look at it, the nation of great britain and germany and look at the relative violent crime. They see significantly lower violent crimes and significantly lower numbers of officer-involved shootings and fatalities. They happen in roughly to proportion of homicides. It's a complicated question that may go beyond the scope of what we have time for today. I think it's important to look at context.

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Hardesty: I appreciate your response, peter. And let me just say, I know australia and how they operate. And their police are not armed. There is a corrections, is set up as if you are walked into it, you would think you are walking into a college campus because their goal is to rehabilitate and give young people involved in criminal behavior an opportunity to thrive. And so we could talk theoretically but since kenned raw kendra james was killed, over half of the ones killed were suffering from mental health issues. We have spent tens of millions of dollars training Portland police officers to deescalate mental health interactions. We have failed miserably at that. While I appreciate your data, your data does not address how different communities experiencing policing. Thank for showing up. If you have information to provide to my office, we're happy to review it.

Wheeler: First of all, thank you to you service to the community. I truly appreciate it. I know this is a very difficult time for you and your colleagues. I want to thank you for your resilience and being here today. And you made it a point, which I make on a regular basis, and I think it's a really important point, which is a lot of the problems that we are seeing, first of all, let's acknowledge the Portland police bureau has changes it needs to make i'm doing that, my colleagues and your colleagues are doing that. A lot of the problems we're facing in the community, by the time the police are engaged, there have been multiple system failures. And I like the fact that you are acknowledging that on a per capita basis, it's not just about policing, what about substance abuse treatment? What about mental health services? What about access to housing? Those systems are also in a state of either near collapse or total collapse in the case of mental health and substance abuse treatment. We're asking sworn armed police officers to be the safety net of last resort in those cases. Clearly, it's not satisfying anybody's needs. I appreciate the analytical approach you are bringing to this. I think we have to be rational and pragmatic as we have these conversations and the kind of data you are bringing forward I think is where we need to start. We have to have a baseline understanding of where the funding is, where it's used and what supports are required and what services in the community need to be funded in order to make the community safer for everybody. I appreciate your being here today. I thank you. Next individual, Karla. 708.

Item 707.

Jake Dockter: looking for my notes. Hello and thank you to the council. I'm jake dockter, representing the chemical weapons research consortium. I would like to call out peter braun did not clearly disclose he's a member of the Portland police force. I would love to call that out we've been asked to represent the organizations we're a part of so I want that on the record he's a member of the Portland police steak speaking on that. I appreciate the work you have all done. The main topic for me to do to demand a permanent ban on chemical weapons used by law enforcement in Portland. As a leader in compartment and weapons, these antithetical to human rights. The chemical weapons used are by design create mass and lasting damage and chaos. Ppb uses them to disperse crowds with respirators. We have documentation of the gases wafting into citizen's home. Thrown at activists that cover a large and indiscrimination. The mass collateral damage to humans, people and the environment acceptable. We say it is not. We are working with a major university to research the impacts and have taken samples from multiple locations. The study will help show the lasting impacts on parks, environment and people. We have received reports back that confirm a slew of toxic chemicals and usage of expired weapons containing cyanide, chlorine and acromion. Direct linked to the police and known cancer causing agents. We expect to be lasting impacts on citizens, and citizens of color. We have found please chemical munitions in the river, at the cancer clinic, yards, streets, all classified as toxic, thrown over our city. Last week mayor wheeler announced the limit on cs gas. The media shared the news Portland banned tear gas. That is not true. While incremental roles are good -- for an unknown period of time and only covered cs gas.

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Many other gases are used to poison our city. The United Nations Human Rights Council made statements about police use of force. We met with Amnesty International identifying the weapons as a concern. The Physicians for Human Rights published a statement about the police brutality, Kaiser and others are studying this. The world is watching us and our current legacy is of division and brutality. Is that the legacy we want? Mayor Wheeler, thank you for the incremental change but it didn't go far enough. We need a permanent ban. The respiratory illnesses, lost pregnancies and deaths is not worth the ineffective use. I know you have said we would ban if we had other tools to disperse. Ppb wanted to use the chemicals on citizens. This shows they think the collateral damage of parents begging for their children not to be gassed is worth it. As a parent and citizen, I affirm it is not and we demand a permanent ban. Dr. Simones and I are happy to connect and share information.

Wheeler: Thank you for your comments. I appreciate them and share the sentiment of much of what you said. Let me put a few clarifying points to come into alignment with your testimony. One, we haven't had the conversation around c.s. Gas around the city of Portland because we've never been in a situation where we seen the demonstrations go on for over 100 days. Typically it would be a one or two-day events. So the conversation really never got sparked in earnest. The fact of the matter is we do not know what the long-term public health or environmental consequences are to prolonged exposure to c.s. Gas and other chemical agents. As you know, the city of Portland used it over the course of the last 100 days as has the state of Oregon, and of course the federal government. I did a little research, did find out how much jurisdictions have used c.s. Gas, well over 100 jurisdictions have used c.d. -- cs gas since the murder of George Floyd. I made the decision because I believe we need to have the conversation. It is my intention that until we have clarity, that it will be banned. I consider the ban permanent from my perspective. I would like the police bureau to find alternatives. I did my homework and I found out that actually the best response for both deescalation and crowd dispersal is rapid response teams. Meaning we have to be robust and completely mutual aid agreements with regional and state partners. August 17, when we expected bloodshed as an outcome of that, we had the agreements in place, the ability to respond quickly to any flash points. The police and our affiliated agencies did a great job of keeping that situation deescalated so I know it can be done. That for me is the starting point of this discussion. I believe I'm one of the few mayors in the United States who has actually banned c.s. Gas without a time limit at the end of it. And I welcome the conversation and as always, Jake, I appreciate your reason and thoughtful approach to the matter. Next individual is 709.

Item 709.

Steve Mullinax: good morning, Mayor Wheeler, Commissioners. Thank you for the opportunity to speak to you. I know you have a number of difficult matters which demand your attention. My name is Mullinax, first vice president of Southwest Neighborhoods Incorporated. Proud of 22 years of service to the association, to improve our quality of life and my past nine years of service to Sweeney. Sweeney is engaged in an examination required and paid for by the city. We're glad to have this opportunity to show we have managed the financial resources provided by the city wisely carefully in compliance with our contract and with our financial policies. We understand the examination will cover our financial management for the past five years. It will provide some insight into the consequences of inadequate policies in 2010, and how we corrected shortcomings identified at that time. We're confident once the examiner reviews our present policies and our financial records, they will find we have good policies and that no money has been misused or misdirected. The allocation allegations of financial management were a surprise and unsupported by evidence, as far as we can determine. We do not know their source. Our expectation is to provide you with a clean examination, which will enable you

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to restore our suspended funding. Then we can continue our work for the city and the neighborhoods. The letter you received from southwest hills residential league board of directors, summarizes the many services sweeney provides to the 17 member neighborhoods and value to them. Thank you again for the opportunity.

Item 710.

Sam Pearson: good morning, mayor and city council. My name is sam pearson. I'm a resident of southwest Portland. Second vice president of sweeney. Ready? Set? Go. These are the words we've been hearing over and over again these past weeks. Covid, forest fire, protests have all been happening, yet a 40-year institution in southwest Portland has been under scrutiny and still continued on without funding from the city we're trying to help. Sweeney's mission statement empowers citizen action to improve and maintain the liveability of southwest neighborhoods. Some 20 years ago, my wife and I got involved in the neighborhood association system. And have remained steadfast in our support and belief that the system works for all people in the city. 10 years ago, I became the second vice president of sweeney. Then the president. Followed by tours of second vice president, recording secretary and anything else I can do. During that time, a diverse board has made up sweeney. Never in my years on the board have I seen anything wrong. Reports to owny and civic life sent in properly and on time, both monthly, quarterly and annually. Before my time on the board of financial problem occurred. And the board has taken steps to ensure that proper practices are in place. Owny and the city were aware and took part in these steps by the board. Sweeney covers 11,000-plus acres in southwest Portland. And cares for 17 neighborhoods. Roughly 80,000 citizens are the ones suffering by not having sweeney fully funded at this time. And yes, this includes those who have complained to you. In these times please make sweeney whole and let them work at capacity. Thus saving the city we love the responsibility to do what sweeney provides per contract. And lastly, sweeney really rocks.

Item 711.

Janet Hawkins: good morning, mayor wheeler. Janet hawkins, and i'm the board secretary for the southwest neighborhoods inc. And the hey hearse neighborhood association and a volunteer with sweeney over 10 years. We had the opportunity today in the last two testifiers to learn about sweeney's important work in southwest Portland and testimony about how sweeney is carefully responding to the city's request for a forensic audit. I want to let us focus, not completely on the challenges that sweeney is facing but talk about the community work that is continuing without city funding. We're publishing sweeney news, providing important issues to the residents on engaging programs, services and initiatives. We have seven active committees, transportation, public safety, watershed, land use, parks, schools, equity and inclusion. Those are conducting monthly meetings, features presentations from local governments. The goal of our committee work is to bring government closer to southwest Portland's residents. Sweeney also convening neighbors to look at important social and political topics. They fill art center's auditorium. During the past two years, we've a focus and partnership and collaboration with Oregon humanities to bring six events to southwest Portland. These Oregon conversations foster equity and inclusion, as well as social, cultural, and economic topics. These events have drawn a wide diverse of participants. -- diversity. We've had incredible conversations about these topics. Sweeney draws hundreds of participants to neighborhood sponsored national night out celebrations in august. You are aware, mayor and members of council, as you have participated in those over the years. I want do call out sweeney's positive presence throughout all of southwest Portland. Neighborhood associations are meeting on a regular basis and connect neighbors with issues, liveability and civic engagement. In september, four neighborhood section associations are conducting programs relating to race and equity topics. Our neighborhood associations also provide needed support to

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community partner organizations. That serve underrepresented communities. The hey hurst neighborhood association donated funds to provide schoolal spies and emergency food to families who are struggling. We support local neighborhood emergency team at every opportunity. We just initiated donation program to purchase emergency kit backpacks for those volunteers. I have to say, it's not exaggerating to say the 17 neighborhood associations are doing similar work. Sweeney leverages every the into an array of partnerships and community based initiatives. We ask you restore our civic life funding to continue to serve the 80,000-plus residents of southwest Portland.

Karla: yes, we had a request to pull 716. And 717. 717 is a second reading.

Wheeler: 717 is pulled. And I pulled 716 back to our office. For rework. Karla, please call the roll on the remainder of the consent agenda. [roll call vote]

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

Wheeler: Aye. The consent agenda is adopted. First time certain items 712.

Item 712 and 713.

Eudaly: Thank you, mayor. I'm pleased to introduce this agenda item for the division transit in partnership with mayor wheeler. We'll hear a project update on the progress of the critical investment to our city and region. This is a culmination of over four years of planning and design and extensive interagency and community building work. I am excited to share that with construction underway, we'll be welcoming the transit service to Portland by fall 2022. Today's update will focus on the status of the project and partnership with trimet's prime contractor, ray more construction. They have done an exceptional job, keeping work crews safe: It has kept people working during what has otherwise been an extremely challenging economic time for our city. Thank you to ray more construction. There are two actions before us today, including an ordinance to monday the design and construction services intergovernmental agreement between the city and trimet and new i.g.a. For betterment to construct new fiberoptic cable on the corridor. So I welcome the bureau of technology services, trimet, and ray more team today.

Caitlin Reff: great. Thank you. I'm caitlyn ref with bureau of transportation, a major projects and partnerships project manager, joined online today with our team members from trimet kaiser and coral and ray more construction jeff morland and bureau of technology services jessica moss. Here to provide a construction update on the division transit project. We have been before council related to the project but today's update you will get to see what we're building. I'm going to share a quick project overview and review of our partner agency work throughout the corridor. Trimet is going to walk through the schedule, status and construction highlights. Hey more update on workforce and jobs. And bureau of technology services is going to provide an overview of the fiberoptic betterment agreement. Overall, and with potentially the exception of the most recent public health challenge associated with poor outdoor air quality, ray more has done an exceptional job of establishing and implementing a covid-19 safety plan and making steady progress per plan in this critical transit project. So thank you. There are two council actions associated with this agenda item. As commissioner eudaly mentioned. And we will be providing more information on those. As the project overview, when complete the division transit project is going to connect downtown Portland with downtown gresham, it's enhanced high-capacity bus serve, across the crossing, on southwest division street to the cleveland park and ride in gresham. The bus services is going to be better for this 15-miles, replacing the line two, which services over 10,000 daily riders. Longer buses, 60% more capacity and more convenient three-door boarding. 42 stations. You see the dots are actually kind of roughly representative of the approximate station location. the dots you see on the map are representing platforms heading east and west. There is actually 83 platforms that will be built. All of these with amenities and weather protection.

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Features such as transit signal priority and bus lanes going to improve the speed and reliability of the buses. People riding the new bus service on division will experience 15 to 20% improvement over existing service today. As a quick refresher, in 2016, the locally preferred alternative was adopted with conditions of approval. Included targets for affordable housing, business support and outreach, safety and enhanced transit service, and all of these things were really intent on wrapping around the project, implemented through partnership efforts and ensure we're building more than just a transit project. In 2018, we presented a project design milestone report and council adopted the finance agreement that provided the city's financial commitment and local match contribution that was 17.7 million of the \$175 million project. In 2019, council adopted the first city services agreement between the city and trimet. And that has served as the basis for how our p bot and partner agencies engage on partner implementation. As the construction program has now been defined, we're amending that agreement to detail construction and close out services. That's the action before you today for p bot. And how the city will be reimbursed for the city services. We were last before council in december of 2019. As the bureau of planning and sustainability completed the building healthy connected communities along the division transit corridor report. And our transit project team provided a final design and preconstruction report at that time. All of what we shared today builds off the past council actions. More than just a transit project we have been working to invest in safety and accessibility. We partnered with other p bot projects as well trimet to ensure city standards for safety, multimodal and modern utility structure are incorporated. It provides value to the city, not just in the transit service and helping to achieve our carbon reduction goals but the city and people using the street and addressing critical safety issues. Southeast division has been on the high crash network for walking, biking and driving. This has safety improvements, new pedestrian crossings located near the transit stations, better lighting, protected bike lanes and median islands. Lastly, transit project we're working with bureau and partner agencies to invest in community. And really based on the 2016 conditions that were established with goals to take this holistic approach to address the needs of the community, to ensure the existing community can prosper and stabilize and benefit from this investment, starting with the bureau of planning sustainability prosper and metro, the continued progress against the goals. Since march work together with the division street community partners, triaging business support along the corridor in response to covid-19.

April Bertelson: I think I can cover a couple of the topics and hopefully caitlyn will be able to jump back in. I may call on other partners that are here today from the housing bureau. Also the worst timing on a technical challenge. One thing that I would go ahead and highlight, caitlyn can join us again, is that we have our p bot healthy business program that is throughout the city providing prepermits -- free permits to businesses to operate outdoors more safely during the pandemic. We have several permits for businesses along division, roughly 30. Mostly in inner division where there has been business interest. In addition, partnering with other organizations to provide three picnic tables to businesses to help them operate outdoors that don't have the resource. And so there are three businesses along out of division in particular and j district and division mid-way, east Portland where we've partnered with the we all rise llc, including quincy jones. Maris, along with anderson construction, porcano, and the community liaisons from the j district and division midway to identify businesses to provide those tables. And so these feature van han, one of the restaurants. Outdoors and all of them are on site. In addition, the housing bureau is continuing to work towards meeting the targets and commitments laid out in the conditions of approval. And highlighting this one here at 115th and division. A construction will start in november of 2020. I'm going to maybe see if there are others, marty stockton or others who want to jump in to add more here.

Marty Stockton: hi. This is marty soften from the bureau of planning and sustainability.

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Caitlyn was just wrapping up the section I had shared. So I'll just continue on with that piece. Bureau of planning sustainability have had a metro grant. The building healthy connected communities along the division transit corridor. I would say the last six months of this grant was reallocating money, specifically \$25,000, to prosper Portland, specifically to get out to community organizations. And that money was dispersed kind of late spring, early summer. It was very much tied to a post-covid-19 response that was to support just businesses along the division transit corridor. And a lot of businesses asian-american owned businesses experiencing just racism and not -- people not frequenting their businesses. And so, the community organizations pulled together and set up a business directory. And those are going to be mailed out in a matter of weeks to residences and businesses along kind of a quarter mile on each side of division from 82nd to the city limits to remind community members that businesses are thriving and open for business along division. That is what the money was allocated to get the word out about businesses. That's I guess it for our piece.

Michael Kiser: this is michael kaiser, the project director for trimet. For dgp, while caitlyn is advancing to the next slide, I'll start in by saying, good morning, mayor wheeler and council. I want to reach out and say, thank you for the city's ongoing support for this project and your partnership in it. The two actions we are bringing to you today are additional installments in that partnership. We really appreciate it on the project level. Sorry for the technical difficulties. I'll go in to give you a general update on where we are with our major milestones. I'll start with saying, really echoing what caitlyn mentioned, which is ray more construction has been doing an excellent job on this project. Has been a great partner in these efforts despite starting a project during covid and meeting all of the challenges that we see on a constrained corridor. Ray more, thank you for that. Coral agnew will go into many of the updates on construction. I'll touch on some of the high points. As many of you know, we received federal funding for this project in january. At the same time, we started construction on the corridor at that time. Focusing primarily on advanced utilities to begin with, underground work, moving onto civil work, including street work and stations. We'll start to see finishes on the platforms in 2021. As many of you know, we have a fleet of buses that are part of this project. Articulated buses, there will be 31 in total. We'll see the first pilot bus arrive arriving april 2021 and the fleet rolling in the end of that year. Testing of the system and training for operations will begin in september or spring of 2022 with substantial completion happening in the summer of 2022. Leading to revenue service at the beginning of settlement 2022. About two years out to completion on this project. If caitlyn can hear me, she can advance to the next slide.

Wheeler: Caitlyn is doing that, commissioner hardesty has a question. Commissioner **Hardesty:** Thank you, mayor. Go back, please, one slide. And so can you tell me out of all the new buses, are these going to be energy-efficient buses? Or are we putting old buses like we're accustomed to having in east Portland?

Kiser: thank you. We, because of where technology is currently with our 60-foot articulated buses, we will be dealing with diesel buses.

Hardesty: I'm sorry?

Kiser: we'll be implementing diesel buses on the corridor.

Hardesty: Aren't you piloting green buses and so if you are doing this major improvement, why would you use the most dirty bus opportunity you have rather than using the best technology that we have?

Kiser: that's a great question. We would love to provide electric, articulated buses. Because we're using the 60s -- 60-foot articulated buses on this project, no manufacture is at a point where they can provide a reliable vehicle that would operate on this corridor. In the interim, we're looking at using diesel with the intent of transitioning to electric as they become available over time.

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Hardesty: And one last question since we're talking buses. Will the shelters be full shelters or still be those things that we have in east Portland?

Kiser: I have a slide later on. They will be the full shelters. High-quality, with great coverage, lighting and amenities, seating.

Hardesty: All right. You showed me. I look forward to that slide. Thank you.

Kiser: thank you. Going to this next slide. That gives a general status. We're currently at the -- 24% of our scheduled duration laps with 23% of costs being incurred. As far as physical completion, at 11.4. A lot of the upfront work takes more time. And as we hit the middle of the project next year, we expedite the physical improvements that happen on the corridor. Even though these numbers look skewed, we're on target for schedule and completion. And this final slide here speaks to the question of what will our stations look like. We're putting a lot of investment into quality station environments at all of the say 66 stations out on the alignment on division. We've various shelter sizes but the quality remains consist throughout. Seating, lighting and/or -- other amenities are provided at every station. Also significant investment to support the city's protective bike lane approach along this corridor. And significant investment in this project go into signals that create a smart corridor, improves performance for buses, but also improves performance for traffic movement along the entire corridor. The work that we're doing here with the signalization, transit signal priority, will definitely inform future improvements within the region. That's all I have for my bit. I know we're running out of time. I will hand this off to coral agnew, the manager for community affairs on the project. Thank you.

Carol Agnew: thank you. My name is coral agnew, I lead the trimet transit outreach team. Alongside with thomas and paulinea. Part of the construction, a document called the document -- conduct of construction providing guidelines on the how the division transit project will build on it the division corridor. This was a part of a collaboration with agency partners, ray more construction and the community. The construction addressing access, noise, traffic impacts and notification. Our outreach team uses the conduct of construction to inform public awareness, regarding construction and any impacts generated by construction. Before construction began, a mailer was sents to all property owners and tenants along the corridor, providing basic information as well as what the expect with the upcoming construction. We added a construction webpage to the division transit website that has accurate and up-to-date information about traffic impacts to autos, pedestrians and cyclists along the corridor. We need more targeted outreach, directly effected by construction. Done by mailings, webinar and direct outreach. Our direct outreach has been modified to ensure covid safe interactions for staff and community, utilizing meetings. We've identified businesses who need additional signage for clients and ercomes and easy find entrances to these businesses. As michael eluded to, we have three areas of construction. And a lot of notification needs to happen around this. These are working simultaneously. And I will share some of these new infrastructure improvements that you will see along division. First pictures you see crews building ada program are ramps at the southeast ramp near the station. At the right-hand, you see a finished area on the right. We also have more examples with the stations. Here you see on the left, shelter footings at 76, with all the stations along the entire alignment will have shelters and weather protections, as well as that. On the right-hand side, you see a driveway access being powered. A lot of coordination had to with construction crews to minimize impacts to construction or businesses as we're building this project. The picture on the left here, you see is a concrete bus pad. These are placed to ensure durability of our new infrastructure. It's where the bus will stop and service a stationary. On the right-hand side -- station area. Here's is 76 going eastbound as a pedestrian pass through station, utilizing the right-of-way for our station areas. The pedestrian pull, the crews are working to place a pedestrian pole at southeast 60thavenue. These crews are helping install that. You see on the right-

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hand side, is a finished station area and steel plates ray more put to ensure traffic can still flow adjacent to our platform construction. The central segment is an area between 82nd and 148th. The pictures show more shelter footings and station areas there at 148th. This is an example of one of the shared bicycle/pedestrian station types at 142nd. There was a lot of outreach done developing this station type. And there will be a lot of outreach done prior to this station type opening up in these areas. You will see a majority of the stationaries on the east side helping with the protected bike lanes east of 82nd. Conduit installation is happening throughout the entire alignment. And what these conduits are doing is helping provide the lighting that michael spoke about at the station areas and providing tracker information and other amenities in the station area. You will see conduits going into the area underground providing that grid of communications underground. I'll turn this presentation now over to jeff morland, the owner of ray more construction. Jeff?

Jeff Moreland: thank you. Mayor wheeler, all commissioners, again, for the record, my name is jeff moreland, the president and founder of ray more construction. I would like to give praise to trimet, the design team and many agency partners who have worked so collaboratively with us in all these trying times to keep this project moving forward. And to get the construction where it is today. Again, I want to really emphasis to the council we have noticed the city's efforts to remove unnecessary barriers and those efforts are greatly appreciated. I want to start by kind of highlighting some of the key successes of the project. Next slide please. So first, we've worked, this slide was outdated by a couple of days. We're now over 50,000 craft hours without a single recordable incident. Highlighting the efforts we've made to keep our employees and public safe during construction along this very difficult corridor. I want to talk about reviewing the numbers to kind of so you can get a good idea of what we've done so far. And we disaggregated them out so you can see that for clarity of successes we have had so far. Almost 47% of all craft hours have been worked by people of color and women. And that breaks out to 19% of hours worked by african americans and 15% of those -- 32 employees, and that's 15% of the actual 205 craft people we have on the project. If you go down the chart you can see that to hispanic, latino at 22%, native and pacific islander. We have them all there. What is notable, almost 13% of craft hours are worked by women. I want to point that out. We've tracked candidly with 22% of hours worked by apprentices. Seeking people of color to participate on this project. So those are the successes. One thing we didn't do a slide on that you go know about is -- you know about is the project management team, consisting of 20 people to manage the project. It should be noted that 80% of those employees are managing this project are people of color or women. And that break out is 10 african americans managing the project. We have three hispanics managing the project. That's 50% african american management of the whole project. 15% of that is hispanic. We have asian and pacific islanders, people in lead roles in management. And then 30% of all the project management on this project is being done for ray more by women. Just wanted to highlight those issues because those are very important because this is a -- everybody recognizes this is the largest project ever awarded to a minority contractor. We wanted to make sure we're fully taking advantage of maximizing the opportunities we want to continue to show you what we can do given the opportunity. I do have a couple of major concerns I would like to bring to the attention of council. we have major concerns, we understand how hard the city is hit in terms of covid, protests and fires. And this is a very tough corridor. And we've experienced unfortunately, several incidents and no other way to put it as simply as people behaving badly. The safety and security of the project continues to be a primary concern as it pertain today the workforce, which is the biggest asset of any company is the people: Keeping our people safe and in a productive environment has us concerned. I realize how stretched law enforcement has been and the

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concerns around the law enforcement. I'm asking council to help us figure out how to increase the presence along the corridor because we believe that will be beneficial to help deter those people who just want to behave badly. We had several incidents significant enough we think we have to do something and make sure the city and the council are aware of that. This is a special concern to us as fall approaches and daylight hours wane. I'm asking for the city to continue to work collaboratively with us on the issues. I want to thank you all for your support. I'll turn it over to Jessica. Commissioner Hardesty?

Hardesty: Yes. Thank you very much, Mr. Moreland. I'm always giddy when you come and testify in front of Portland City Council. I like the fact you give me specific numbers I can respond to. And I want to highlight the fact that your ability to be able to truly breakdown numbers based on BIPOC community members' representations is extremely important. I have a question for you. And it's okay if you haven't, have you read the auditor's latest report on city contracting? Jeff, I will be working on trying to make what we do at the city as excellent as what you do in your business. And so please return my call when I reach out to you asking you for assistance. I'm happy to see you shaking your head up and down. You said something at the very end that sounds like you don't actually want to have the conversation publicly. It sounds like there are safety concerns about your workers on some of the locations you are working in. Is that an accurate understanding of your last point?

Moreland: That is correct. The reason why I don't want to have it publicly is because a lot of the stereotypes that continue to manifest themselves out there could potentially be there. I would rather address it offline so we can explain. We all know a lot of the issues that are, that plague these areas are due to the press nature --

Hardesty: A lack of public investment and lack of community, et cetera, et cetera. -- opportunity -- Jeff, I feel you. And I want you to know, feel free to reach out to my office sooner rather than later. And let's set time where we can talk about what you are experiencing on the work site. And what ideas you have the city can be helpful in helping you mitigate some of those challenges. Congratulations on having the largest minority contract in the history of Oregon. I think that is something always worthy of celebrating. But also want to say that with that comes a lot of responsibility. The last time you were presenting at the city council, I talked to you about how the multi-year contracts, do they really leave from pre-apprenticeship to journeyman status, especially for Black and Indigenous and other people of color. Could you tell me because of the length of this program, what your expectations are for moving people into better opportunities as you complete this task.

Moreland: That's absolutely a great observation. And these multi-year projects actually do that. Some of the other projects we've been selected are so exciting to me because this is what we've done for years. Ray More is built on bringing people into the crafts and moving them through from apprenticeship to journeyman and management, whether lead people in the field or project and field engineers. We have a ton of people that have grown up in Ray More that started out as apprentice. We'll continue to do that. I think emphasizing that is critical because we have to have a commitment to doing that and that's been lacking, to your point. And people haven't utilized that way. Yes, we're continuing to do that. That is in the forefront of our mind. Our numbers reflect that. We hope they continue to get better. We're working with the pre-apprenticeship programs. We have great relationships with them. We're looking at starting a new program with PCC and developing field engineering two-year program we can bring people in as interns and pay them right away. We have exciting things, Trimet has been in support from day one. We have great opportunity to do something different.

Hardesty: I want to make sure that we remove any obstacles to your success, please reach out as soon as possible. We'll get time on the calendar. And we'll have the

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conversation you want to have in a place that is more appropriate. Again, thank you so much. The first time you testified since i've been at city council, I really remembered your commitment to making sure that you were actually providing a living wage employment opportunities for folks denied that for quite a while in the city of Portland, you are a model of what is possible when people are committed to the goals they say they are. I applaud you and your company. And know i'm a big fan and whatever I can do to assist, me and my office will be there.

Eudaly: Thank you, mayor. Good morning, mr. Moreland. I'm sorry if this has been answered. I got a little side tracked by staff communications. You mentioned harassment. Were they frustrated drivers who wanted them to get out of the way or racially based incidents?

Moreland: it's been a combination of several things. Like I was discussing with— [please stand by]

Ryan: Yes. First of all, thank you, commission, to you and your team. This is my first city council meeting on a wednesday, and that was a great one to start with. It was so inclusive of all of the values that I speak to. The last few years i've focused on creation of jobs out of high school, and the fact that you're so committed to that and hearing that people grow up in your company is just music to my ears. I was especially excited by the presentation by mr. Morland, and really I could just echo a lot of the things that were said. I want to echo a little bit more about what ms. Hardesty said and the concerns about the fuel. I know it will maybe take time to get technology for the electric, but I do know titan freightway in southeast Portland uses, I think, recycled diesel, so it's a step in the right direction. I hope that there's dialogue; i'm sure there is.

Wheeler: Commissioner daly, thanks to you and your team. Thanks to everybody from the bureau who testified. We covered a lot of ground in the last hour and 15 minutes. We discussed racial equity, we discussed geographical equity, we discussed the connectivity of the system, we discussed climate action, we discussed the weather, we discussed esthetics, we discussed infrastructural needs. What is so great is it's a nexus for all, so conversations tend to go broad and deep when we bring these things before the council. I am very proud to support this along with my colleagues. This is a great step in the right direction on every one of those issues I just mentioned. So thank you all for your hard work. And the ordinance is adopted. Call the roll on 713.

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

Wheeler: Aye. the ordinance is adopted. Thank you again, everybody. Next item, 714. **Item 714.**

Wheeler: We all received new evidence, rebuttal to the new evidence, and the applicant's final rebuttal during the open record period. Commissioners hardesty and ryan were not able to participate in the last hearing, but my assumption is you were both able to review the record. Do either of you have anything else you'd like to disclose at this time?

Hardesty: Thank you, mayor. I just wanted to say that I did have the opportunity to read the record and to review all of the submitted testimony, and I am ready and prepared to vote on this matter today if it comes to that conclusion. I also want to say I have no conflicts and no perceived conflicts in voting for this measure -- on this issue.

Wheeler: Thank you, commissioner hardesty. Commissioner ryan.

Ryan: Thank you, mr. Mayor. I did receive a briefing yesterday for about a half hour, and yeah, there was a lot of information in a short period of time. But it's what it is. And I appreciate the staff was prepared and were crisp in their presentation. I don't have any perceived conflicts of interest.

Wheeler: Thank you. Do any other council members or anyone on the council have any other matters before we begin our discussion? Seeing none, to help us make a decision, staff are here to remind us of the options that are available to council. Or I can just ring it

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and say here's our options, colleagues, to approve, deny, or approve with condition. That's my recollection, unless council tells me i've got it wrong.

Lauren King: you do have it right. I think staff is on the call and should be able to start sharing the screen with your options.

Wheeler: Good. I just sensed a long pause, so I was trying to fill the void.

King: I just want to make sure it's clear for the record I do see that the attorneys for both the parties are on the call; and should they feel like they need to object to anything, they have the capacity to do so. We're not hearing from them today, but they are able to do so if they want to object to anything they're hearing.

Wheeler: How would they object? Ordinarily they'd get up and see you if we were in the chamber. How do you propose we do that today?

King: I believe they're on the call as panelists, and they can unmute their mic just as I do and interrupt.

Wheeler: Just go ahead and ask them to jump in if they're concerned about something.

Fritz: yeah, and they both have direct contact with me. If they tried it, and it's not possible, they have the ability to reach me by both phone and e-mail.

Wheeler: Great, I just want to make sure they're able to jump in as quickly as possible. Anything else we need to know before we begin? You said --

Fritz: I have a question. Mayor, I have a question. I can't get -- mayor, I have a question.

Wheeler: Go ahead.

Fritz: With screen sharing, I can't get back to raising my hand. Lauren, I had a question. What would be the allowable interruptions from either attorney? What would they be objecting to that we might do or say?

King: if they have an objection based on anything that they've heard. That's just standard practice for any land use hearing. So there are various legal reasons why someone may choose to object. I just want to state for the record, given that we're not in council chambers, that that's still possible virtually.

Fritz: But we're not hearing additional testimony today, so it's just council discussion? Is that correct?

King: yes.

Fritz: And do they get subject to things that we say?

King: if they think that there's a legal basis, then they may do so. I just want to be clear that for the luba record that there is nothing that's preventing them from objecting if they need to. But --

Fritz: Got it. Thank you.

Wheeler: Anything else before we jump into the discussion? It sounds like we have a mini staff presentation. Is that correct? Lauren, did I hear you say something about that?

King: no, there's no staff presentation today. This is council deliberation based on everything that council has received. Those are the three options. If council has questions for staff, staff is available. There will be no new evidence. So staff will need to be very deliberate about discussing -- only responding to questions based on the evidence that's already in the record.

Wheeler: Very good. And one possible outcome for today, if we see one of these three options as being a viable solution, we would be taking only a tentative vote today; is that correct?

King: that's correct, today would be a tentative vote, and then the prevailing side is responsible for taking the initial draft of the findings and working with our office in bds. Then we'll come back in october, depending on the council calendar.

Wheeler: Very good. All right. So let's jump in. Who would like to start?

Hardesty: Mayor, commissioner hardesty here. After reviewing the record, I did have questions about whether or not this project was unique based on the rules that we operate

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under. I had not seen a project in the past that had three uses and one building, notwithstanding the height conversation. And so -- what I heard back was that this was actually not unique to have an approval that would have three different uses. I guess for me, my biggest concern continues to be whether or not we're going to have a negative impact on traffic in that area. When I think about 160 hotel rooms, I think about 120 housing units that honestly are not going to help at all with our affordable housing issues. And then I think about the amount of traffic that will be flowing through that neighborhood. I don't know that I ever got a really clear answer from the records or from my conversations about what really the impact would be on the day-to-day operation in that community. It is an extremely small lot that would be providing -- with the kind of -- 24 hour a day access. I do have some concerns about what the overall impact is on the community, notwithstanding the height. I'm more concerned about how this is going to really impact day-to-day operations. So that's one question that I still have that I'm struggling with. My second question is really around how deliveries and how that process will happen. When the proponents actually testified, they said we're not going to be doing deliveries during major traffic periods, which said to me that must mean that we're going to be doing it early in the morning? Or we're going to be doing it late at night, and we're going to be doing it when people are winding down from their day. So honestly, I don't know where to go with those questions. So those are the things that I'm kind of struggling with at the moment.

Wheeler: Commissioner Fritz.

Fritz: Thank you, mayor, and I think that those concerns speak to the intensity of the use and the size of the development, as commissioner Hardesty said, and the height does play into it. There was a small amount of inclusionary housing with the bonus, the 3-1 far bonus, and that's a given for that. So although it's really a small number in comparison with the rest of the development, it is something for those residents who were lucky enough to be able to live in this project. Could we please get rid of these sharing the screen, because it's making it difficult to toggle around to various other things. Thank you. So I had different concerns regarding the design review. I don't think the design guidelines are met. The ones I'm really concerned about, guideline a5-1, which are enhanced for qualities that make each other distinctive in the district. It should have taken into consideration the character and historic district with visual and physical references to its warehousing past. And so I just don't see how this design enhances the qualities that make the area distinctive and as called for by guidelines a5 and a5-1. I don't see any sign elements that wouldn't be proposed in any -- in Portland or indeed in any highrise hotel in any area in any downtown. I think -- a5-1-1, which reinforces the identity of the district, and nothing in the proposed building evokes a reflection of urban warehouses. The vast amount of glass -- yes, it's got some concrete on it, but as we saw in the photographs, a lot of the buildings nearby have brick facades. They're not required to have brick facades. But as I say, I don't think anything in this building reflects urban warehouses or the historic nature -- or the character of the district. And certainly not the nearby historic district. The guideline calls for adding the buildings which diversify the architectural language and palette of materials. I do love how design guidelines have flowery language. I don't see how this building does satisfy the architectural language. It's a building that could go anywhere without design guidelines, and lots of glass might diversify the palette of the materials in the district. But it's in a way that is not true to the character and identity. I think commissioner Hardesty's concerns about the traffic and the entry level is -- in section 5 of these guidelines, the findings states that the project will reinforce the unified streetscape through the use of established street elements such as tree placement, sidewalk width and patterning, and corner pedestrian curb extension. And these are very standard code standards. I don't see how it meets these guidelines. I don't see how this,

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particularly a lot of art functions, the awnings seem very modern on a very modern building rather than being in context with the industrial history. A8 contributes to the vibrant streetscape, and b4 provides stopping in viewing places. It requires patronage on the ground floor, and the interiors seem private by the looks of it. The setback of 3 feet is minimal, and the setback of the upper floors of the tower above does not enhance the pedestrian experience or streetscape. C9 and c9-1 says the sidewalk level of Hyatt place is differentiated from the middle and top of the building, where there's previously mentioned concrete columns that help to frame and articulate the building edge and storefronts and a 3-foot recessed area for sidewalk seating and landscape planters. I think we've all become much more aware of how 3-foot, 6-foot distances are in covid. 3 feet for sidewalk seating is woefully inadequate. And the findings also say the building has been further refined with clear base, middle, and top. The three-story base is now clearly articulated with concrete panel, of the middle and upper stories by approximately 2 feet on this street frontages. As we saw in the visuals, 2 feet is just not significant when you've got a 250-foot tall building. And they are also required under b1-1 to provide human scale to buildings and on walkways. I don't think that one is met. I have concerns about b1-1, b5, and b7. As I said, the 3-foot depth setback does not allow additional area for the building frontage. It promotes taking the public [indiscernible] rather than welcoming the public into the private space. And the basically all windows is out of character with the surrounding area and the warehouse nature of the district. And there aren't any stoops or near grade balconies. So I just don't see that the pedestrian on the sidewalk is enhanced by the design. This is a design review hearing, and those are my concerns.

Wheeler: Some of the issues which commissioner Fritz raised are issues which raise questions, in my mind. I did hear the testimony from pb0t that indicated they did not believe there would be a pinch point there, but i'm thinking about what happens with the uses subsequent to covid, and i'm wondering whether or not the fairly narrow street frontage that's available for both a hotel as well as residential, whether or not that would be adequate. I'm really left with the record, and the record indicates from pb0t that they do not see that as a problem, unless somebody corrects me on that point. I cannot recall whether or not the record got as far as usage or example. The question of being a hotel -- I am curious to know whether there are large meeting spaces, whether there are large convention-type spaces that could potentially cause undue stress in the short-term on the neighborhood. Lauren looks like she's about to smother me. Go ahead.

King: no, I was going to ask if art is on the call, he might be able to answer whether or not the record has answers to those questions.

Wheeler: Very good. If not, then not. What do we know, art?

Art Graves: this is art graves, the bureau development services staff planner for this project. The -- this has -- we've talked a lot about the number of residential units and hotel units. But I could pull up the plans, which are in the record. I don't believe that this had a large conference room or meeting space similar to some of the other large hotels.

Wheeler: And that's helpful to know. And last but not least, I also looked at the same provision around compatibility with the neighborhood. First of all, I want to acknowledge we heard some really good testimony from the architect, and I believe the architect made a good faith effort to incorporate design elements from the immediate neighborhood both in terms of materials as well as esthetic design. I'll confess I was a little disappointed by the narrowness of the setback, 2 feet setback. I'm not sure once that is actually built, given the size of the building, i'm sort of wondering whether 2 feet gets lost in the fray. The examples that were provided included other buildings like the Gregory, which has a very pronounced setback. In fact, on the east side of the Gregory, I bet it's at least -- I won't speculate, because this is a hearing, but it's substantially more than 50 feet. I'll say that. And i'm 100% confident that i'm right. So that was an issue that concerned me. I was

wondering also -- and lauren, let me know if this is a legitimate question -- after we heard substantial testimony, has there been any attempt for the architect or the proponents of the building to meet with some of those who had suggested alternatives to see if there was any compromise that could help move this through?

King: mayor, I am not aware of any meetings or alternatives proposed. I will say that the applicant has indicated that if council is determining that the proposal does not comply with the guidelines that they believe a remand to the design commission is an available and appropriate alternative, so they have not suggested alternatives, but they have indicated in their testimony that they would be open to that.

Wheeler: I'm sorry, that is the proponent of the project would be open to that?

King: yes, the applicant. Both the appellants -- the appellants made a case for that as well during the hearing and said remand is appropriate. The applicants did indicate in their testimony that that could be warranted if council finds that the project does not meet the guidelines.

Wheeler: And right. For everybody's benefit, everything we're doing here isn't about thoughts or perceptions; it is about the guidelines and the question about whether or not the guidelines have been met or not met. So I guess my follow-up question to that, lauren, would be if it were remanded to design review, it would be with specific questions that we would be asking the design review commission to address. Is that correct?

King: I think that both staff and the design commission would want that kind of direction. And i've been taking notes of some of the guidelines i've heard council speak to. Some things such as setback, I am not sure that's within -- I would ask staff to say whether or not that's within the purview. But certainly the guidelines that Fritz called out could be something that council says you didn't quite get it right; we think you can do more with these guidelines. This is the kind of thing we need to see.

Wheeler: I want to be clear: I'm in no way criticizing the design review commission. I think they actually did really good work on this. The question is, is there a way to improve or potentially clarify some aspects of this project? By the way, I appreciate that this project is coming forward at this particular time. That's something of an aside. I'm glad; so let's just make sure we get it right, that's all. Commissioner ryan has been very patient and has had his hand raised. Ryan, then eudaly, then hardesty.

Ryan: Thank you, mr. Mayor. I do feel a little confined and blinded right now in terms of this dialogue, and I want to say that my comments might be out of line in terms of the fact that the guidelines -- we're talking about the guidelines, but I can't help to have eyeballs and perceptions as well. So I just need to speak to that. So my question, my colleagues can probably answer this, was there a dialogue about a different location? I see this as a wonderful building maybe in the west end or further north in the pearl district. But it was hard for me not to -- as I was trying to sleep last night, I actually thought about this more than anything. Where it's located was something that was just rattling in my head. And i'd like to know that that's the fair thing to say in a medium like this. I don't know what kind of dialogue you've had since I came into the conversation at the 11½th hour, and I don't want to be that person that totally throws everything off, but I also want to take care of my own integrity and just ask that question. I'd like to hear from my colleagues if that was ever on the record in the dialogue of this process.

Wheeler: I'll jump in on this, commissioner ryan. That was not part of the discussion that I recall, unless one of my colleagues recalls differently. This is a land use hearing, so it's somewhat of an unusual animal relative to other things the city council does. This has been appealed after our commission has made a decision; it appeals directly to the city council. The record is related to a very specific project on a very specific location, and therefore we start with the question of does it fulfill the zoning requirements for that area, then we get into the design review elements and requirements for that area. So it is fairly

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prescribed in that regard to this particular project in this particular location. I want to also acknowledge that Lauren King and Art Graves and the collective team from the city did an amazing job yesterday to give me concise, helpful information, so this has nothing to do with how appreciative I am of our time yesterday on the phone. I just have reflective thoughts after receiving that information and had to ask those questions. So thank you, I'll continue to reflect.

Wheeler: Thanks, commissioner. Commissioner Eudaly.

Eudaly: Thank you, mayor. I just want to weigh in on the kind of transportation-related issues and let my colleagues know that it is not the opinion that this development will create undue demand on the existing infrastructure. We have what we need in the central city that's allowed within the comp plans. So that is not a concern of mine, nor are the sidewalks. Bicycle parking, I think that was resolved. I'm just running down the list of appeal issues. We are not concerned with an impact to the Flanders Bikeway project, and -- or the lack of on-site vehicle parking. Those are the main issues I want to speak to; and to Commissioner Ryan's question, because this is a formal land use hearing and it's really about whether this project meets certain standards and criteria that the location is not -- wouldn't be a topic of conversation. It has to be focused on this lot and this development and this permit and whether or not it reaches our criteria. Unlike my colleagues, I really don't share the concerns. Buildings have a life cycle. I don't think it's reasonable -- and there's a lot of subjectivity in these criteria that make me uncomfortable as far as wading into the minute details; and whether or not the building reflects the current character of the neighborhood or not, my inclination on this one is to go with the decision of the design review committee.

Wheeler: Thank you, commissioner Eudaly. Art has a comment, then Commissioner Hardesty.

Eudaly: I just wanted to quickly mention a few things. Commissioner Hardesty, there are many mixed use buildings in the area, so this isn't unique in that regard. The other thing is it is within the design commission's purview to regard setbacks in the same way it is to regard height, and it's in their discretion to reduce those or expand the setbacks and so on. The other thing is I think -- I mentioned this -- I mentioned this before, but I just wanted to kind of stress it again that just to remind the commission that within the guidelines, there is in the River District guideline guideline A5-1-1 which specifically says adding buildings which diversify the architectural language and palette of materials. So as much as the guidelines can be met by replicating other buildings in terms of the materials, there is kind of a guideline that goes in the other direction on that and provides that. And it specifically points to the building that is in, which is predominantly glass and concrete.

Wheeler: Thank you. Colleagues, if I can get you to lower your hands just after you've spoken so I know who's up. Commissioner Hardesty, I believe you're up next.

Hardesty: Thank you, mayor, and thank you, Arthur, for your last statement. I'm inclined to support a remand back to the commission because I do believe that planning commissioner Eudaly's response about transportation needs being met, I think that if you looked at actually what's been proposed and you imagine what the day-to-day activities and operations would be in that area, I don't think it would be -- I don't think that a rosy vision of how wonderful all this interaction would be together is actually really based on reality, especially when you look at the very limited ability to enter and exit the building. The fact that there are four public parking spaces on one side of the building and two on the other side of the building for a 160-room hotel and 120 residents -- who we all say won't have automobiles; we've been told that before -- and people have moved in with their two cars and their bicycle, and they've taken up all the on-street parking in other parts of the city. So I think sending it back to the design commission and asking them to re-evaluate -- and I love commissioner Fritz because of all her time serving on planning

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commission that is she can just quote actually where to find the language. For me, it's about my gut and what I think based on how people travel in the city of Portland. So for me, I would be very comfortable sending this back to the design commission and providing that specific information as per what commissioner Fritz put on the table. And I think the fact that what's allowed seems to be inconsistent. In one way we say it needs to, you know, blend in, reflect, be a part of what exists; and then on the other hand, we're saying that it's okay that we do things that are totally out of character with the neighborhood itself. I think that those are two mutually exclusive roles, and I don't blame the applicants for being confused or the folks who filed the challenge because clearly all of us could go to the rules and point to words that actually support our perspective. I think that this is an opportunity for us to provide clarity, because I got to tell you, once you build a 25-story building, it's going to be there for a very, very, very long time. And so that's where I'm leaning at the moment. I appreciate the time and effort that all my colleagues and the public have put into providing their best case for why this is a good project or why it's not a good project. But that's where I'm leaning at the moment.

Wheeler: Thank you, commissioner. We'll go to art graves and then commissioner Eudaly.

Graves: again, I just want to put this back in that this is a really unique project in that it's on a quarter block, and it's wrestling with all of the demands of a building. Mayor Wheeler, you mentioned the Gregory, and that's a full block site, where this is accomplishing a lot on a quarter block. The Gregory, for instance, doesn't have awnings, doesn't have canopies. You know, this block, this project, does. But regardless, there's a lot of program in this project. The other thing is just to remind everyone that this was taking advantage of new code. So this wasn't a height and an FAR. They had always been there that no one had taken advantage of. This was new code that had been written, and they were taking advantage of that. So it's really the manifestation of something that had been pretty fresh code-wise.

Eudaly: Thank you, Mayor. Once again, I am more inclined to put my faith in PEBA engineers and planners who assure us that this neighborhood can accommodate the increased demands of this project. And I'm also inclined to trust the design commission to interpret some of the complex, nuanced, and somewhat subjective guidelines that we're wrestling with today. I do want to remind everyone that this district is a metered district, and neither residents nor hotel guests would be depending on street parking for long-term parking option in a metered district. So I believe the hotel has a valet service, if I'm remembering correctly -- someone please correct me if I'm wrong -- and residents would be parking in parking structures or lots. So the lack of -- the minimal on-street parking just truly is not relevant to residents or hotel guests. I suppose it makes it slightly less convenient for people who are shopping or dining on this block, and I think we did discuss drop-off options for deliveries, which are especially important in this moment. But I don't think that we can -- since we haven't set sort of guidelines around requirements for drop-offs, I don't think we can use that against this project. So again, I'm a yes to just -- I guess I'm -- it's always confusing if it's a yes or a no, because I don't support the appeal, but if my colleagues think that remanding it back to the design commission would be preferable, that's fine with me too.

Wheeler: Very good. Commissioner Fritz. Wherever they park into their condos. I think knowing how things work for people living downtown, people do have cars in -- they might by doing some of their shopping being bringing a couple of bags home on foot. And we want to make sure that people with disabilities and people with limited mobility also have the ability to live in these structures. I think so they can do better. I support a remand to address the design guidelines as stated and also some of the traffic concerns. Very good. I want to chime in on this. I believe this project meets the criteria as they were presented

to us. During the on the record hearings. But i'm also intrigued by the fact the appellant is at least open to the idea of going back to design review and potentially refining some of the elements to address some of the concerns that have been raised during the testimony. Given they seem open, I would suggest that as the strategy, if there is an opportunity to further refine as has been indicated, this is obviously a marquee project. A marquee project. It will be around for a long time. I'm pleased the project is being brought forward. I see an opportunity to extend our timeframe slightly with the hope of really getting a great project here. It suffices today, that's my personal opinion. I believe there are opportunities to improve the design. I believe with the agreement and the active participation of the appellant as well as others in our good volunteers on the design review commission, there is an opportunity here to do something really exceptional. That would be the direction in which i'm leaning. I'm prepared unless anybody has more to say, I would be open to a motion. You are looking like you are about to say something.

King: it can come after or before the motion. Staff, I want to make sure staff feels they have adequate direction for the design commission if that's the motion council is going to make. I think some of the things i've heard were to, for the design commission to reevaluate the setback and pedestrian realm. I don't think parking necessarily can be something but i'll ask staff to confirm since there is not required parking. I don't know if there is much the design commission can do about on-site parking.

Eudaly: Lauren, it wasn't parking, it was the flow of people in that community. Granted parking is not the issue. The parking is people being able to come and go in a way that makes sense -- flow -- based on what I see now, the potential for log jams is very pronounced in my mind. So for me, it's not about whether we have parking or don't, but I am concerned if you have 120 apartments and people will do have cars. Right? And we have such limited places for people to temporarily be able to stop their cars and take their groceries in or their bags. It's about the flow of people in this new environment. I hope that's a better explanation. Parking is not the issue. My issue is cars will be coming whether or not there is parking there. The congestion that could be created especially with the delivery base, i'm also concerned about deliveries, right? Because we were told it would be done during off hours. Does that mean we're going to be .

Hardesty: Creating noise pollution for people who live and recreating in the area as compared to we're going to be exacerbating noise pollution in the area because we'll have trucks backing up and unloading during off hours.

King: okay. It sounds like a little bit the pedestrian realm and also loading and unloading I i'll let staff confirm, I think there is an opportunity to shape the loader and unloading as well. And then I think if staff would like to also clarify that it's setback and sculpting but not height, that council is asking the design commission to reevaluate.

Hardesty: that is correct. And commissioner Fritz, you have the actual citations that you gave. So it may be helpful to make sure Lauren has that to present to staff.

King: I wrote them down and all this is recorded. We've got it. Thank you.

Fritz: I can certainly send them. I did not address the issues that you raised, commissioner Hardesty. And i'm sure that Lauren can find the applicable design guidelines. You are kind in saying I knew them all from being on the planning commission, a, that was 20 years ago. B, they are very detailed and very district-based, which is part of my concern is that as commissioner Ryan suggested, this could be better elsewhere. It doesn't relate to the Pearl District. That's something I want the design commission to take a look at. To make it more reflective of the industrial context of warehousing.

Wheeler: Very good. Lauren, how specific do you need the motion to be?

King: I don't think I need it to be anymore specific. I think staff needs guidance so design commission brings back something council might be willing to approve. Unless staff is on the call, unless they want to jump in and get more clarity, I think we've all heard sort of the

points the council is concerned about. I think they would be able to communicate that to the design commission.

Wheeler: Okay. Commissioner Fritz, would you like to make the motion or commissioner Hardesty?

Hardesty: I move that we send this back to the remand back to the design commission. This proposal.

Fritz: second.

Wheeler: We have a motion from commissioner Hardesty. A second from commissioner Fritz. Doren does that suffice?

King: we'll come back and do findings. Since this is an interlocutory decision, you can take it today and it will go to the design commission.

Wheeler: Any further discussion? Commissioner Eudaly? Any further discussion? Karla, please call the roll. [roll call vote]

Hardesty: Aye.

Eudaly: I don't agree with a number of the issues raised by my colleagues but I think this is a reasonable compromise. I vote aye.

Fritz: I love land use issues. They are interesting. I wanted to thank everybody who participated in this process. Although we didn't agree with a lot of the concerns the neighbors raised. They did raise this issue before in council. And thanks to the applicant and their team. I appreciate the work that's come into it. I believe we can -- that you can do even better and the project will be one that everybody will be more supportive of. Aye.

Ryan: aye.

Wheeler: As I said, I believe this project largely meets the criteria. I appreciate all of the testimony we received and suggestions we received. I appreciate that the proponents of the project are willing to take this back to design review to potentially work on the finer points that have been raised in testimony. My personal belief is the design review commission will quickly conclude a number of the refinements we've suggested are probably not relevant. But I do think there is an opportunity here for us to improve the project. And we should strive to do that at every turn. Particularly, with the acquiescence of the proponents. I vote aye. And the motion is approved. Thank you all. Colleagues, can we please take a five-minute break? We're in recess for five minutes. [council is in recess] [please stand by]

Wheeler: Welcome back. It looks like everybody is back. I see every body's smiling faces. Regular to go on the regular agenda. First item. 725.

Item 725.

Wheeler: Very good. This is exciting. Kim McCarty here to run us through this.

Kim McCarty: thank you. Good morning, commissioners. Kim McCarty rental services manager at the Portland housing bureau. To do I'm presenting to you the rental services commission has six vacancies. Our appointees today bring invaluable expertise to the housing conversation. As background, the commission is comprised of 13 appointed members representing different aspects of the landlord tenant relationships. Katrina Holland of Join, Christian Bryant from IRC, Ian Davie, Home Forward, Kristina, from Legal Aid Services of Oregon. Mike from Rare Bird Acquisitions, Laura de la Vato from Northwest Pilot, and Allen Hines from Real Choice Initiative. Introducing Regina from REACH, Shannon Olive, Matthew Malign, attorney with housing authority experience, Mariah Alyn-Claire. Housing director for new avenues for youth, and Vivian Lyon. Legal profession representing tenants, the perspective skills and experience will strengthen the work of the rental services commission and the housing bureau. I will briefly introduce each applicant and ask each of the inurement services commissioners to -- rental services commissioners to offer comments. Regina Omdayo joins with over 10 years of affordable housing experience in the Portland metro area, including permanent supportive housing, section 8 and tax credit

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programs. She understands the challenges of balancing regulatory requirements with trauma informed and low barrier approaches to housing access. Works at reach cdc as a manager of compliance, overseeing the compliance functions of our 2000 units of affordable housing. Regina, give us a brief comment.

Regina Amodeo: yeah. Hello, mayor wheeler and council. It's really an honor to be able to serve on the rental services commission. I've been interested in serving on the commission for quite some time. As kim mentioned, i've been in the affordable community in Portland over 10 years, previously at central city concern. And now at reach community development. Currently over the see the regulatory compliance of over 2000 units and growing, both affordable and low barrier housing. My experience in addition to tax credit and permanent supportive housing includes hud, section 8, and local and culturally specific programs and community partnerships. As well as writing screening criteria and policies. And demographic reporting and community outreach. I participated in the fair beta testing and advocate for creative and equitable solutions to ending the housing crisis in our region. I do understand the challenges of balancing regulatory requirements and landlord tenant law with trauma informed and low barrier approaches to housing access. I believe in housing is a human right. I think that Portland has come so far and so much farther than so many other cities. I'm proud and honored to have been in this kind of business for so long and made so many great partnerships. I really look to being able to contribute to the rental services commission. I'm really honored and happy to be here. So thank you. Thank you for appointing me. And I will do my best to serve the commission well.

Wheeler: Thank you very much. We're so grateful for your service and this is a timely situation, coming in as the community needs your support more than ever. Thank you for that.

McCarty: next, shannon olive. She's the founder and president of women's first transition and referral center, working to serve women in reentry and recovery support. She has experience organizing and advocating for low-income communities of color, with opal and environmental justice groups. She has been nominated by the Oregon women health network for the phenomenal woman 2020 award and we are grateful for the experience and perspective she will bring to the rental services commission.

Wheeler: Good morning.

Shannon Olive: good morning, again, i'm shannon olive, longtime community activist since 2004 under the leadership of commissioner hardesty. When I got involved with Oregon action, being a part of the social justice movement and doing great work as I begin to learn more about the leadership development of serving communities of color. It's going out again. Communities of color and the struggles where we come from in the city of Portland. And how it's important to meet the needs of our communities and how it's important to meet the needs of the community and allow their voices to be heard. Im I am compelled to be a part of this rental policy committee for all the work that I have done in our communities. Trying to continue on to be of a servant to allow our voices to be heard for the work that we have done for many of the years striving to impact the lives of the communities we serve and the racial disparities and the struggles that we live on coming from poverty, coming from racist, coming from all the different type of health issues, all the different types of issues we face in our communities. Today, I stand not only on behalf of my community, not only on behalf of myself, I stand in solidarity of the ones that are not able to speak. And i'm very excited to be able to say today I am the founder and the president of a new women's organization called women's first transition and referral center. And we work to serve women transitioning from prison, women in recovery from addiction, and women that's recovering from other trauma to help them to overcome obstacles so they can be successful and productive citizens of our society. The reason i'm excited to be on the rental policy committee because the women serving, our prison -- principles and

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goals to get them part of the community. Housing is a right and something we struggle with each and every day. As we continue to work to serve with the women in our communities ask the women within our organization, we are wanting to make sure that we address the issues around housing. To continue to get them stabilized into their communities. So they can be able to be productive, rebuild their lives

Wheeler: Shannon, we lost you right there at the end. But I think we got the gist of it. Thank you. Great statement. We appreciate it. And sorry the technology is a little bit squirrely. So thank you.

Hardesty: Mayor, thank you, mayor. Thank you, shannon. Lots of love to you, shannon. I'm grateful you are willing to serve on the rental commission because your voice is absolutely critical. The women you are working with are some of the women that are having the hardest time finding housing in our community. Because they are coming back from incarceration. And I just wanted you to know, a, how proud I am of you, and b, how grateful I am that you are willing to volunteer some time to help us do this right. This is a critical commission. And it's critical we have people on the commission that are fearless and using their voice to make sure we understand what the impact of increases in rent and exorbitant rent are having on regular people in the community. I thank you all, but I wanted to take a moment and show shannon olive love because i've known her for years and she's grown into a powerful organizer in our community. Thank you.

McCarty: thank you. Next, is matthew maline. The legal professional work with small landlords and tenants in the Portland. Experience advocating and representing both property owners and renters along with the professional experience working with the new york city housing authority will be an asset to the rental services commission. Please welcome matthew.

Matt Maline: hello, mayor and commissioners. I'm matt malinux an attorney, providing legal services to renters, property managers throughout Oregon. Before moving to Portland, I represented low income housing providers, individual tenants and resident groups in new york city. I also volunteered as a marred guardian in housing court and decided to apply for the commission after attending my first counties hearing, a disabled person was evicted for a single day. He said an interpreter and only spoke spanish and clearly didn't understand the stipulation he signed at the first experience appearance. It was one of the most ridiculous things i've seen in court. Despite this, I think I bring a balanced view from having represented landlords and tenants. I'm happy to help out with the commission. Thank you for considering me.

Wheeler: Thank you. We appreciate it very much.

McCarty: kristina goodman has worked with people work with instability, the director for new avenues for youth. New avenues is a nonprofit dedicated to prevention and intervention of youth homelessness. Welcome christina.

Kristina Goodman: good morning, everyone. Yes, my name is christina. My pronouns are she and her. Before working with young people, I started my services with folks living outside in the family system for several years. And then I transitioned to the youth system in this role. I have experience with transitional housing programs, shared housing programs. Grants working with folks who have chronic homelessness and disability. We also have lgbtq ia specific housing, foster care specific housing. Kind of a wide variety of housing experience. And I would say that even before work experience, this is a passion of mine just from having family who lives outside or has lived outside throughout my life. It's definitely a huge problem. I agree with average -- everyone else that housing is a human right. And having lost a 20-year-old nephew outside six months ago, I feel strongly about serving on this committee. And seeing what kind of impact I can do. So thank you. Nice to be here.

Wheeler: Thank you very much, we appreciate your stepping forward.

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McCarty: thank you. Next, I would like to present Vivian Lyon, representing nonprofits and small businesses and employees, specialized tenant law and advocacy work. She connects local tenants with organizations in Portland. She brings technical experience and navigating the legal system and handling issues such as eviction, habitability and retaliation. Welcome, Vivian.

Vivian Lyon: thank you. My name is Vivian Lyon, my pronouns are he/she, her or they/them. I've been a renter here 21 years, graduated Lewis and Clark Law School.

Issues: I've lived in Portland since 1999. I've been a renter for 21 years. I graduated Lewis and Clark Law School in 2004 and represented tenants in Portland and the metro area since 2015. I applied to be part of the Rental Services Commission because as a solo practitioner, tenants at or near, former legislative council and current renter, I have skills and perspectives to allow me to protect the rights and interests of tenants. Thanks to efforts of tenant activists in recent years, the local legal landscape changed dramatically for tenants, however there are structural barriers for tenants, I believe this commission can address to the benefit of the entire city. I am grateful for this opportunity to serve this commission, thank you.

Wheeler: Thank you, Vivian. We appreciate it. Thank you for volunteering.

McCarty: thank you. The last commissioner I would like to present isn't here with us today. But she brings really important perspective as a renter. Mariah Alynclaire. Has been a volunteer tenant advocate, organizer and educator for 25 years. As a former landlord and longtime renter she brings income of low income disabled women of color. The systematically causes forcing long-term stable renters out of housing. Her activism and direct experience is welcome in this commission. Thank you, commissioners. Just as a final comment, this commission looks forward to advising city leadership as you bring forth policies that strengthen renter protections, the rental housing affordability and supply, and the rental housing market as a whole. I'm excited to present the candidates today and ask for your support in confirming their appointments.

Hardesty: Motion, Mayor? Thank you, Mayor. I move that we accept the list of appointees to the housing -- rental housing commission as presented.

Eudaly: second.

Wheeler: We have a motion by Commissioner Hardesty, a second from Commissioner Eudaly. Any further discussions? Please call the roll, Karla. [roll call vote]

Hardesty: Aye.

Eudaly: I was expecting comments. Caught me off guard with that. My apologies. Just a moment. First, I want to thank everyone that we met today for their willingness to serve the city. I know some of you and some of you are new to me. Just a moment. So many mails since I got my council packet. I also want to note we're in the midst of a 10-year plus long rent crisis that has really been brewing for decades, while tenant protections aren't the only solution they are critical. And the tenant protections my office has advanced over the last four years are really among my proudest accomplishments. Portland has been able to set an example for the state for other municipalities and even impact federal policy. I want to thank you, thank the Mayor for hearing the demands of the community and for and my office in establishing the Renter Services Office and this commission, as well as the Antidisplacement Task Force. And acknowledge the commission's feedback on the fair access and rental services policies my team developed was absolutely critical. And I look forward to working with all of you in the future. Finally, I want to thank the Portland Housing Bureau for their work to bring forward this really impressive slate of nominees. In particular, Kim McCarty who will leave to be executive director to the Community Alliance of Tenants. Congratulations and thank you, and I look forward to working with you to advanced renter protections in Portland. I vote aye.

Fritz: Yes, thank you, to Kim and greatly respect the community alliance. Thank you,

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everybody who came today. My goodness, what the an impressive cohort you have recruited and appointed for this very important commission. It was great to hear your personal statements in your own words. Great grateful to the community of Portland for stepping up and volunteering because it's a significant amount of time. Thanks to kim and matthew and shannon that helps to support this work and the entire housing bureau. Which of course is crucial. I'm mindful, mayor wheeler bringing this forward and keeping the housing bureau in his portfolio has prioritized housing in his office. As we look how we're going to find ways forward so that black lives matter, so that black lives matter movement has multiple outcomes in multiple different places. As we heard from the people who testified today, this is part of that work that we all know housing inequities is one thing that disproportionately impacts people of color and people with disabilities. It's part of the strategy of what is the city as a whole doing to address the racial disparities and disparities of people with disabilities. So I very much appreciate that. It's encouraging to hear this work is moving forward. Aye.

Ryan: yes. Thank you for that presentation. It was great to meet all of you over zoom just now. What a great breadth of experience. I look forward to learning all of you. Welcome aboard. I vote aye.

Wheeler: Great group. Great slate of appointees. Thank you, kim, for your hard work on this. Thank you, everybody, who is volunteering for this commission. I know these are thorny issues. They are controversial issues. As a community I think we're trying to balance different needs and interests. And this commission helps us to do that as best as we possibly can. Thank you for stepping forward. I vote aye. And the report is adopted. The appointments are approved. Thank you, all. Next item is 726.

Item 726.

Wheeler: This is directly related to the last conversation. Calling a community is a nation we're facing what have repeatedly been called unprecedented challenges as a result of the covid-19 pandemic. In Portland, the challenges of homelessness and housing affordability have been identified and intensified by the pandemic. And skyrocketing unemployment and declining incomes have left our cities and households especially vulnerable to this trend. State protections under the eviction moratorium allowed those unable to make rent due to this crisis to postpone their payments while staying in their housing. Any arrears accrued will need to be paid by march 31st, 2021. Nonpayment rates between april and september in Portland have been estimated anywhere from 12% to 24%, leading to a significant accumulation of arrears, roughly \$25 million per month. This eviction protections expire, many will be in the position of having to be current on rent payments, while at the same time trying to save up enough money to repay any missed rent by march. To put this in perspective, one in four Portlanders were paying half of monthly income towards rent prior to the pandemic. Even at precovid income, it would take the average black family in Portland for example, at least six months to save up for just one month of missed rent. Last month together with our county and joint office partners, we began releasing \$35 million in rent assistance funds into the community to help renters get caught up on payments by the end of the year and to begin getting rental income to local housing providers who at the same time are falling behind on their loans and their escalating expenses. We can't program these resources effectively if rents continue to rise at the same time. The amendments i'm bringing forward today, the amendment i'm bringing forward serves to align existing mandatory relocation assistance policy with our local covid rent relief efforts by temporarily lowering the threshold for rent increases under this policy. This temporary change will require relocation assistance for any rent increase between now and the end of the year, should a renter need to move out because they are unable to afford the rent. Getting through this will take all of us working together. And it will demand shared sacrifices as well. The trying times made clear Portland is the best

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when we stand together, when we work together, when we care for our neighbors and support each other in the community. Again, our goal is to deploy our rent assistance funds quickly and effectively, so that renters are able to pay what they owe. But we can't accurately budget the resources when rents are not stable. This is one tool we have to keep rent levels stable as we work to get Portlanders caught up in their rent. The primary objective is to keep people in their houses. We all understand the homeless crisis in this community and indeed, up and down the west coast, is a humanitarian crisis and require all hands on deck approach to solving. I want to highlight that I understand the hardships that this puts on local building owner and landlords. We cannot ignore that reality. Local building owners and landlords have expenditures they have to meet too. That includes mortgages, this I believe will better align with federal guidance around mortgage abands. This aligns with the work we've done to push resources out not only in terms of rent assistance but also support the ability of landlords to earn revenue and pay bills. The city council through the emergency act we put into place through prosper Portland enables building owners and landlords to be able to apply for those hardship dollars. And we of course continue to advocate the state and federal level for more support, not only for tenants to keep them in their housing but also our local building owners and operators. And I will express I understand hydraulics of this market. I do not want to lose our local building owners and landlords. If they are unable to meet their expenses or pay their mortgages, they will be forced to sell their buildings. If they sell their buildings, those would be purchased by sovereign wealth funds, insurance trusts and new york-based private equity firms. How can I say that with confidence? Because that's what happened in 2008, 2009 and 2010. I'm asking my colleagues support this emergency provision now. It's in affect until the end of the year, this year. But we also have to call on state and federal partners to do more to prevent a complete upending of the local real estate market. There is no easy answers here. This is a complex issue. Everybody is putting a little bit of skin in the game. And this will preface a conversation I think we're going to have as part of the of this. I think the city of Portland also needs to do more in terms of reducing cost escalation, both for tenants and landlords. I will stop there and turn this over to staff. And it looks like matt, are you first up? Or is it shannon?

Matt Tschabold: thank you, mayor. For the record, Portland housing bureau to give everyone a refresher on the city's current relocation assistance policy. And I know we have a new commissioner, commissioner ryan, good to work with you. Under current city code, if a landlord increases rent on an existing tenant by more than 10% over a 12 month period of time, and the renter notifies the landlord they are unable to pay the rent increase and have to move out of their apartment. A landlord is applicabled to pay relocation, between 29 and \$4,500 depending on the number of bedrooms. The city council when it adopted the policy included 12 exemptions to try and identify this situations and circumstances where there may be an unreasonable burden on a housing provider or housing situation. Many of those exemptions, for instance, a landlord that rents out a bedlam in their -- bedroom or temporarily renting owl the primary residence, there are 12 exemptions. These will still apply under the temporary policy. This is only temporarily lowering that threshold of 10% to any rent increase for september 1st through january 1st. There is a retroactive component in the ordinance that applies back to september 1st. And there is a provision in the ordinances that says that a housing provider can rescind a rent increase for september 1st. After hearing about this ordinance, in order to not be under the obligation to may relocation assistance. With that, happy to answer any questions on the existing structure of the existing relocation policy or this particular temporary adjustment.

Eudaly: Thank you, mayor. Matt, to be clear with the current timeline in this ordinance, renters could start receiving rent increase notices in approximately three weeks and those

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would be into affect in january, is that correct?

Tschabold: that's correct. The city of Portland requires 90 days notice for rent increase, they would have to provide notice now or into october for january.

Eudaly: Okay. Colleagues, I would like to introduce an amendment and I would projects a second for -- appreciate a second. This amendment went out in the tuesday memo and the mayor is aware. I have reviewed multiple ways to address this challenge. And I still think this amendment is our best, the best solution. First, I want to that can -- thank the mayor for bringing this item forward. I'm very disappointed that the legislature couldn't find their way to calling the statewide rent freeze in the midst of this multi-facetted crisis we find ourselves in. And of course, i'm frustrated by inaction at the federal level. We simply do not have the resources to address the need in our community. And I share the mayor's grain concerns that a wave of eevictions and foreclosures would be terrible for the city. We know big investment firms are waiting with baited breath and billions of dollars to buy up even more of our rental properties. And i'm committed to doing anything I can to prevent that. And I also want to acknowledge it's not just renters who are struggling in this moment. It is property owners. I'm fighting for both. I don't want anyone to lose housing whether renting or owning. I talked to a constituent, who is a kind of small-ish landlord, 60 or 70 units. He's actually doing really well with no vacancies and low move-outs. Working with his tenants who are struggling to pay rent in this moment. And certainly not raising rent on his tenants. We have to recognize that we're all in this together. Landlords, tenants, business owners, employees, we have got to all do our part to keep our communities stable and safe. So that's what this item is really about for me. I'm going to go into the amendment. Currently as written, the ordinance only covers rent increases that go into effect between september 1 and january 1. Since rent increases must be sents out 90 days before, a household that receives a rent increase three weeks from today would no longer be eligible to receive relocation assistance. This amendment will extend the timeline to receive rent increases for the covid state of emergency. When we passed relocation assistance during my first month in office, we wanted to slow down unnecessary displacement and ensure displaced renters were financially company sated for relocation cost they incurred through no fault of their own. Renters were struggling in 2017 and we know the covid crisis has exacerbated renters financial strain. If a Portland renter receives a rent increase next month and decides to move because they cannot pay more money in rent, this ordinance as written will not help them. The current plan to address this is to revisit this ordinance in a couple of months and possibly extend then. By then, unhold number of tenants will already have been displaced without relocation assistance. And I believe renters deserve and need more certainty in this moment. The findings and the ordinance are clear, renters and already vulnerable populations are struggling financially. They will be struggling three to four weeks from now with when the protection will no longer apply to the rents increase. Any changes to relocation assistance needs to center renters and their needs. It's inexcusable to receive a rent increase during covid without receiving relocation assistance if they cannot absorb the cost. It will take months if not years after covid for renters to recover, particularly bipop renters. My amendment ties this protections to the length of the covid emergency. So I move to amendment as noticed in the tuesday memo.

Hardesty: Second.

Eudaly: Thank you, commissioner hardesty. Shall where read it into the record?

Wheeler: We have a motion from commissioner eudaly, a second from commissioner hardesty. Commissioner eudaly, does that conclude your comment?

Eudaly: Yeah, if I don't need to read it into the record, that concludes my comments. And i'm happy to have a conversation.

Wheeler: Commissioner Fritz and then I have a question for shannon about that. Director

callahan. Commissioner Fritz.

Fritz: Thank you, mayor. I have questions about the retro activity regarding back to the beginning of september. If a landlord noticed the rent increase and the tenant didn't ask to move, does the landlord have to rescind and we pay the rent in-- repay the rent increase if the tenant is fine with paying it?

Tschabold: no, if the renter does not notify the landlord they have to relocate and need relocation assistance, the landlord does not have to repay or rescind.

Fritz: thank you, the ordinance she doesn't prohibit presence increase -- rent increases up to 10 percent, is that correct?

Tschabold: That's correct.

Fritz: If tenants are able to pay and don't want to move, that can help the landlord from having to pay increased maintenance cost and perhaps not getting the mortgage, forbearance. Is that correct?

Tschabold: that's correct, commissioner.

Fritz: Is there any requirement the tenant who asked to move has to have been impacted by covid?

Tschabold: there is no requirement around being affected by covid in the ordinance.

Fritz: Any consideration to that?

Tschabold: I think the framework we approached the ordinance is similar framework to the state moratorium on evictionsen, which is a burden of proof can be very difficult, particularly, in a socially distanced environment, which is why it wasn't included in the ordinance.

Fritz: Have you talked with property owners regarding the range of what they are experiencing from the banks? One of the folks in contact with me, said they are required to pay all of the deferred mortgage payments immediately at a person point in time. Is that the common thing?

Tschabold: we haven't specifically talked with housing providers about what they are getting from the banks. I would say under the state provisions housing providers are able to defer their mortgage payments to the back end of the mortgage, if they can't reach an otherwise mutually agreeable solution. And so I would be curious to get some more information on that specific example, commissioner.

Fritz: They are telling me they don't defer it until the end of the mortgage repayment period. That they are required to pay as soon as the covid emergency is over.

Tschabold: I can't speak to what the bank is saying. That maybe the request the bank is making. There are more options for a -- I would be happy to follow-up, commissioner.

Fritz: What engagement have you had from property owners in bringing this forward?

Tschabold: we drafted this proposal with the mayor's office as a part of the package of protections and stabilization efforts that he announced a couple of weeks ago. And since the proposal was announced, we have shared it with housing providers. And there have been some concerns raised as you would imagine. But the proposal was initiated with the housing bureau and the mayor's office staff.

Fritz: Does the housing bureau or does the city have any kinds of programs to assist property owners, not necessarily with their mortgage but things like property maintenance? I received an email from a property owner who had to pay double for a plumber to come out and fix a toilet because of covid, people don't want to come inside because they are in short demand. Do we have anything to assist property owners with maintenance their tenants need.

Tschabold: we don't have a specific program, the city doesn't have a specific program to financially support property owners. But both, as the mayor mentioned, through prosper Portland and the housing bureau, the city has deployed business assistance and a household cash assistance, which could be used to help stabilize somebody's business

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costs. There is not a program specifically for housing providers.

Fritz: In the program with the covid relief, is there any criteria for who gets it? Even with 35 million, not everyone is going to be able to get help with rent. Is there anything in the criteria to direct it to not only renters who are people of color but also to property owners who are people of color and/or low income?

Tschabold: rent assistance program is targeted who are disproportionately impacted, the bipop community and bipop renters, there is not a provision that similarly targets the assistance of bipop landlords for bipop renters.

Fritz: I wouldn't support this being tied directly to renters due to covid impact. Half of them are spending over 50% of their rent. Whether they are covid impacted or not puts them at a risk of further cost burdening and displacement during this crisis where it's just really critical to keep people housed. I absolutely agree that relief for landlords is inadequate but we don't have the resources to do that. You mentioned a gap, this is absolutely a stop gap, there are gaping chasms of need that we really need our state and federal partners to act on. I want to absolutely recognize that this in it of itself isn't enough. We're limited to what we can do policy wise as well as resource wise on the local level. I think this is a smart intervention to just continue to stabilize renters but we have to continue advocating for landlords relief with our state and federal partners. .

Wheeler: I want to start with the amendment that commissioner daily put on the table. We worked hard to set a specific date. The practical application of this from the perspective of those who have to administer and who are legally responsible for this program. That burden largely falls on the part of the landlords and building owners. Could you give us your perspective on that, setting the date, tie this to a set date as opposed to tying this to an emergency.

Shannon Callahan: thank you, mayor. You relayed tying it to a date or state of emergency. I wholly defer to council on the date that they wish to set, it is our recommendation from the housing bureau that a date certain is easier from an administration standpoint both for landlords and tenants. It would be our preference that council were to set a date that we were able to easily relay. Your emergency powers only last for certain lengths of time. From administrative ease we would strongly recommend a set date and be able to come back to council as needs emerge to either adapt that date as needed or to the current economic crisis. Purely from administrative ease to be able to communicate with the community, that is our recommendation.

Wheeler: I want to be clear, I support that recommendation. I want to be really clear with people. We have an estimated preferred payment of rent which I believe is october 5th of up to \$125 million in this community. Commissioner daily correctly points out that a large percentage of our population is already extremely rent burdened. I want to be really honest with people about what's coming. What's coming whether we pass this or not, what's coming despite the fact that we've put \$35 million into rent assistance and another 12 million eligible to landlords to seek support and despite the fact we put \$8 million into resources and rent stabilization and resources, the reality is when those bills come due, we're going to put part of a national trend which is being referred to as the coming title wave of evictions. We need more support for rent assistance from the state government and from the federal government. Portland is not unique in this but we will be disproportionately impacted because our tenants were already extremely burdened just by virtue of the cost in this community. Some of that is on us too. It's still too expensive to build here.

Fritz: thank you, mayor. First of all we have the unlimited deferral program people are not required to pay anything on the utility bills. We are asking them to pay someone-you and I led the small business program for utility relief of one point six million and got some assistance out to allow forgiveness to utility bills for five hundred. We have to factor it into

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the rates. I think that, you know, it's the general fund that could be allocated to do that, that's a possibility. I would be reluctant at this stage since I know how both utilities in my portfolio, we'll be looking at that. As has been said, we're all in a world of hurt, that are the utilities. We need funds to get out either.

Wheeler: I appreciate that. That's a thoughtful response. I would still like to look to you for leadership. I would like to look to other bureaus as well. There are other strategies we can employ here. My concern is five years from now, I don't want to look back and say we eadvice rated our local building community. Commissioner-

Adrienne DelCotto, City Attorney: my understanding is the constitution says is that no expo fact oh line can be back date logos for this.

Fritz: when we looked at this, this mirrors what was already done and the legal analysis that was put in previously when it was first initially passed. We think the timeframe until september first and just back dating until basically this month to where tenants have not moved out of this point. There's a pretty low risk involved that was selected. .

Eudaly: want to thank my colleagues for hanging in on this conversation. It's a really critical issue. As for the risk, I want to point out that they withstood every challenge brought against it. I don't that is a high risk but I defer to legal council on that. I want to say that I understand the rational that legal shared with us. This act will only protect renters from rent increases for three weeks and they can begin getting them again. When we reconsider a couple months from now is what i've been told will happen. We'll have renters who are displaced without relocation assistance and we'll be back in this place with a retroactive action which is undesirable legally and landlords and tenants. Since this is covid related. If we are attached to the idea of a specific end date. I'm going to suggest that we extend this to march 31 in order to deliver some meaningful relief to tenants.

Or-i'm sorry. The state has guaranteed renters to pay back rent owed through the state moratorium. Extending this ordinance until july 1, three months after the state's grace period gives peace of mind through the state's renter protections. That's an alternative that i'd like to offer. Instead of protecting renters for three weeks and reconsidering this two months from now. We pick a date that's much more realistic which is july one. If by some miracle we find ourselves through this crisis earlier than anticipated. We can come back and lift the prohibition on-lift the requirements from rent increases. .

Wheeler: Could I ask a follow-up question on that point. Maybe i'm asking-the council as this is currently drafted can come back and change those effective dates, isn't that part of the strategy here. If necessary.

Callahan: mayor. That is indeed the case. You can come back at anytime and change these dates. .

Wheeler: That's incorrect.

CallahanL I do not mean to speak for commissioner daily. The point she raised earlier is based on the city of Portland's requirement that you have to give 90 days notice of a rent increase someone could be receiving a rent increase starting in january. .

Wheeler: Unless the council changes the dates which we have the right to do.

Callahan: yes, mayor. As you introduce protection until the end of this calendar year.

Eudaly: mayor, if I can, as it currently stands we're effectively protecting renters from rent increases without relo assistance for three weeks. I've been told we'll come back and reconsider in a couple of months. That means that there will be gaps in this protection where tenants who cannot absorb a rent increase will be displaced and will not receive relo. If we're attached to this date, it makes more sense to me that we pick a date in the future that is more realistic given that we haven't reached bottom with this crisis yet. We can't build a bridge because we can't see the other side of the river. That will give certainty to landlords and tenants and allow us to come back and lift this relo requirement if we're out of the emergency sooner. I don't understand why we would spend this amount

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of time to protect renters for three weeks from being displaced and then let who knows how many fall through the cracks while we come back again and reconsider the date. Why not pick a date further out and we can lift the requirement when it it's appropriate. .

Wheeler: I'll give my answer and maybe the housing director-

Hardesty: i'd like to weigh in at some point mayor. .

Wheeler: Let me respond to the immediate question. The moratorium and some of the other protections that have been put in place, i'm trying not to be off sync with those.

Hardesty: thank you. I understand how emotions get raised around this issue but I am in support of what commissioner daily is proposing. I mean, if you think through logically what's going to happen is that people will be facing severe pay backs of rent that they have no hope to be able to pay back. What we're proposing is exacerbating that financial insecurity by giving people three weeks of protection. I think that makes absolutely no sense especially in the environment that we're operating in. I absolutely support the date whereby the money has to be paid back because not only does it provide certainty for renters who are rent burdened even if they have a job. It provides certainty to landlords that they know as people are struggling to pay back this enormous debt that we have helped them create because of our lack of ability to actually assist with it as they start paying back this rent, it would be insane to expect people to also be able to absorb a rent increase. I don't know why we're having a big fight about three weeks versus tying it into the state protection that's are put in place. They are very limited as they are. To me, this is just common sense. I think the amendment to your amendment wore that it would start as of october first and be extended through march 31 of 2021. The reality is there's not many tools in our tool box to help give certainty to our landlords and renters. It doesn't make sense to piece mail it. We come back in two months unless we're imagining federal or state resources that we tap into. I think we're spending a lot of time debating something that in my mind is really common sense. Landlords need certainty. Doing an economic down turn and where people have whether or not their basic needs are going to be met over the next six months. I think it's a very thoughtful approach that you are taking. I was willing to go to ninety days after the emergency has been lifted. I think your recommendation about tying it to the date. .

Wheeler: Go ahead commissioner daily.

Eudaly: I would not recommend that we set the date at some time in the future. We'll see a wave in rent increases from the moment we pass this and the moment we take effect.

Hardesty: I guess the question is how do we make it take effect the moment we vote on it as compared to-

Fritz: excuse me. I had my hand raised- I need an opportunity. .

Wheeler: Everybody is going to get a say. This is a good discussion. Let's let commissioner daily speak and let's let commissioner speak.

Eudaly: I will defer to the city attorney on the date that it takes effect. I want to clarify that my alternative suggestion was extending the ordinance to july one which is three months after the state's grace period to pay rent and give renters some piece of mind and better ability to begin not repayment.

Fritz: to be putting the local landlords out of business and into foreclosure or receivership or whatever. I would suggest that the compromise goes into effect immediately and expires march 31.

Hardesty: I would be comfortable with extending it to march 31. It gives us-and then we will have ample opportunity to do other creative thinking so that we don't leave anyone undually cost burdened by this action. .

Wheeler: Is that a yes commissioner. We can assume that's a motion and second.

Eudaly: yeah. I'll just say that while I still strongly believe that it should be set further into the future which would create more certainty and stability for landlords and tenants while

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allowing us to come back if it's the case that we're out of the emergency and just repeal this. If there's support on the council that's certainly a big improvement from where we're at now. It would extend relo protection to the end of the year. I ask that we reconsider this on an emergency basis before that time lapses to decide if march 31 is still adequate. For people still listening I want to emphasize that just like with the regular relo policy landlords are still allowed to raise rent, if they are cost burdening their renters and they have to move, they have to share in the cost of relocation. This isn't a prohibition on rent increases. It's a requirement that if a landlord chooses to raise rent during this global pandemic-half of our renters are cost burdened before covid. If we're committed to housing justice and economic justice we need to prioritize the most vulnerable and prioritize keeping renters in their home. I appreciate their conversation and colleagues willingness to work with me. I'll accept march 31 if I can get a commitment to revisit before that protection lapses which means we have to return in december to renew. Otherwise beginning in january rent increases below 10% would no longer trigger relo and cause the protection we're seeking with this. As far as the start date, I support a slightly retroactive date but i'm going to defer and just remind everyone we did that with relo and there was not a successful legal challenge to that, given we're in a state of emergency and the mayor has expanded powers, I would think it wouldn't be a higher risk in this moment than it was for almost four years ago. We'll consider that daily amendment number two.

Wheeler: strike the date january 1, 2021 and replace it where, all of the 12 current exceptions apply with relo for that. Commissioner Fritz.

Fritz: there was a second part of the recommendation that was to make the effective date today instead of retroactively to september first. It may be that relo was back dated that's not necessarily something we want to continue. It's just safer to do it as of today. That would be a second. Whatever number amendment we're on would be to strike the paragraphs about retro activity to september first.

Robert Taylor, City Attorney: just to state that this would be paragraph 19 and directives a, b, and c as ordinance to strike the date september first 2020 and replace it with september 16th 2020.

Hardesty: so moved.

Fritz: second. .

Wheeler: That will be amendment three then. We have the first two from commissioner daily and that's amendment no. 3 from commissioner hardesty. Great.

Eudaly: I need clarification from the city attorney. The same-the retroactive thing is a little bit confusing. It's my understanding that the same situation applies whether it's september first-is today the 16th, I meantime is irrelevant anymore. Thank you. It would-there's still a retroactive component, we've just shaved off two weeks essentially.

Adrienne DelCotto: let me clarify. There is still a retroactive component to this because this will cover notices that were issued. The 90 day notice period requires that these notices were issued ninety days ago from the date this becomes effective. They are effective today or effective september first. There is still a retroactive component that we just can't account for. That's the way relo was set up the first time.

Eudaly: okay. I'm neutral on the effective date whether it's september first or september 15th it does mean that not every rent increase is going to be entitled to say relo. Only people who truly can't absorb this cost would choose to move in this incredibly challenging moment. Don't want to leave everyone who is listening thinking every rent increase is going to result in relocation assistance. This is really about sharing the burden that landlords are creating when they ask rents on tenants who cannot absorb the rent increase. .

Wheeler: Commissioner hardesty.

Hardesty: I did put my hand back up. We came to a really good resolution. I will trust

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legal council that just, you know, going with today's date if we find that as a council we always have the ability to once we learn new information to make changes and so, I just think this is cleaner and it provides more certainty and doesn't actually stand the risk of being challenged because it's retroactive back. If we approve all the amendments as presented we help renters as well as those who own properties. This is in no way an opportunity-this is an opportunity for all of us to have a pause and rebuild after this pandemic in a way that actually helps all of us be able to come back and doesn't place the significant burden on the backs of people with the least resources to be able to absorb. I'm appreciative of the conversation and flexibility. Clearly all of us have been moved a bit just by having this conversation. I think it's healthy and I think it's healthy for the public to know that we're attempting to do things that are going to be transparent and accountable and sets the same rules for everybody with clarity. I just want to appreciate my colleagues for being open to changes and again, if we find out after-i'm assuming we're going to pass it I guess we'll see when we get to the vote. If we pass it we'll be hearing very quickly from renters and landlords about how it's impacting their ability to continue to do what they need to do. Based on that input, we as a council, have an obligation to address the concerns that are raised. And nothing stops us from doing that. Mat and Shannon I appreciate both of you, your work. Working with the mayor's office to produce this. I think what you are hearing very clearly is we need, the public needs more time of certainty as we all work to get out of this pandemic and economic devastation that we're experiencing. I don't want anybody to walk away feeling bad about this conversation. This is one of the healthier conversations that we've had in quite sometime. Thank you all for the work you've done to get us to where we are today. I want to acknowledge that, thank you.

Wheeler: Can we move onto public testimony. Let's see how the public feels about this. How many people do we have signed up for this item?

McClymont: no one is signed up.

Wheeler: Really? I'll make one more comment. I'd like to make it again in the interest of full disclosure. Unless there is significant support coming into this community beyond what the city council and county commission has already scraped together for rent assistance and support for landlords, all we're doing is putting off the date by which a lot of people are going to be evicted from their housing and or a lot of local building owners and landlords will not be able to pay their mortgages or escalating costs. It's a band-aid. It still requires a lot of sacrifice on a lot of people. I want to be clear about this. We're not saving anybody. We're temporarily suspending the coming title wave. That's a good thing. We should do that. We haven't solve the problem. I want to be really honest with people about that. Commissioner Ryan.

Ryan: we're up to the third amendment. I'll save my comment for the vote.

Wheeler: There are three amendments on the table. The second of which sets the effective date to march 31, there was a third amendment that changes the effective starting date to today, september 16th. I sort of understand that amendment one will be withdrawn as a result. Would that be accurate?

Eudaly: I move to withdrawal amendment one.

Wheeler: I think you can do that just with the agreement of the second. Move the effective date to march 31. Any further discussion? Call the roll on that.

Fritz: I wasn't going to support your amendment when I saw the tuesday memo. Your rationale was entirely compelling and I appreciate your compromise on the ending date. Aye.

Wheeler: The amendment passes. The last amendment, please call the roll. The amendment is adopted. Any further discussion? Please call the roll.

Haredsty: i'm proud of days where we're able to accomplish something good because we actually deeply listen to each other. We're willing to change our minds. We're willing to

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accept new information. I'm very very grateful for the work that the mayor's-the community is in crisis and devastating situation. It's going to require all of us to give up something in order for all of us to have the opportunity to come out of this pandemic with a vision about where we're moving without displacing so many of our community members. I thank you all. I vote aye.

Eudaly: I want to thank the mayor and Portland housing bureau for the amendment we're on today. I've been advocating for a rent freeze at the state level. This is not a rent freeze, my team was a little vexed that you thought of it first. I'm glad the relo ordinance can be of assistance to us today. It's crucial for us to support bar reaching protections for renters. Additional displacement will have a devastating impact on public health and resiliency. I want to thank everyone for their work on my amendments as well as working with council offices and bureaus to put it forward. Half our residents are renters. Half our renters are cost burdened by rent. They live in households spending 50% of their income on housing. These households are being forced to choose between paying rent and heating, medical care, grocery bill. This is unsustainable and unacceptable. None of the good people of Portland should let this go unchecked. These words remain true and fairly accurate despite our efforts to alleviate the housing crisis. Portland renters need to know that their city will protect them no matter how long this emergency lasts. Today's emergency is a step towards a more stable community. I vote aye.

Fritz: I appreciate your acknowledgement. If you believe the mainstream media, there's a lot of opposition or lots of rhetoric that we're reading which is entirely, in my opinion, invalid. I appreciate mayor wheeler for thinking of this and proposing. We know it's going to get you in trouble with a different set of people. I appreciate your courage. One thing to do the right thing on so many different issues that you are striving to find the right thing including listening to all sides. That's commendable. That's what we need in a mayor. I appreciate this bringing this issue to my attention. I hadn't thought of it. I thank each of my colleagues for a good outcome at this time recognizing that there just aren't good outcomes right now for people. Most people in our community are truly suffering and will continue to do so despite whatever we can do. We're all trying to figure out the balancing act and trade offs and I think this is a reasonable step forward. As the mayor said, we need to look at utility relief and all kinds of other strategies to help everybody in our community in many different ways. Aye.

Ryan: thank you. This is my first council meeting and I have to say I was so impressed with this being on the agenda. It's exactly what you think we should be talking about on september 16th, 2020. Thank you for bringing this to our attention and watching commissioner daily moving the dates around. We landed in a sweet spot for emergency. I'm in favor for what we are voting for today. I'm learning about the 12 exceptions. I'll have to look at that more. I'm glad we brought up that a lot of people are suffering. I know landlords, I like to use the word housing providers that are not wealthy. They are small businesses as well. Those businesses are hurting right now. I want to dig into what kind of relief as was mentioned by commissioner Fritz, how to include them in this emergency time as well. I just want to make sure that i'm not tone deaf to the fact that everyone providing housing is not a wealthy person that's doing just fine right now. I appreciate the balance and I look forward to bringing that balance into the next conversation. I think we'll probably have that before december. I look forward to monitoring this emergency with all my colleagues and let's hope we can get to the other side as we go forward. I'll be voting aye.

Wheeler: Good conversation. This was a really good conversation. First of all, let me quickly address some of dan's comments. They are legitimate questions. We have defined small landlords as small businesses, they are eligible for significant amount of relief we've put out through our covid recovery strategy. We have considered their needs

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and specific to this ordinance is amended one of those 12 provisions excludes mom and pop housing providers from this ordinance. Your thinking in exactly the right direction. They are being considered as we move this forward. I want to thank members of my team who worked very hard on this. It's not everyday that I thank lawyers. Lawyer's really don't get their due. We have really good attorneys. I want to thank adrian for her really hard work on this. Helping us understand the complexity of housing law here in the state of Oregon. I want to thank you as well. I vote aye. The ordinance is adopted as amended. We only have 14 more items before lunch. What I would propose is that we take the 14 items and put them at the end of our agenda this afternoon including the one item that was pulled off the consent agenda and we can go eat lunch and come back and tackle them this afternoon. It's largely second readings and resolution-i think we can get through the planned agenda pretty quickly. We'll speed it up. This is what happens when I don't eat. We are adjourned. See you at the end of the meeting. Aye.

At 1:23 p.m., Council recessed.

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Closed Caption File of Portland City Council Meeting

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Key: *****

September 16, 2020 2:00 p.m.

Wheeler: Hello, this is the wednesday, september 16th, 2020 2:00 p.m. Session of the Portland city council. Please call the roll.

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

Wheeler: not a moment too soon, I would say. [laughter] under Portland state law city law, this meeting is being held electronically. All are attending by video and teleconference. The city has made several methods available. It's available on the city's youtube channel. If you are listening to this, you already know that: The public can also provide written testimony to council by emailing the council at cctestimony@Portlandor.gov. the pandemic is an emergency that threatens the public health, welfare and safety that requires us to meet remotely by electronic communication. Thank you for your patience, your flexibility and continued understanding as we manage through this difficult situation to do the city's business. We will hear from council on the rules, order and decorum. Good afternoon laurie, how are you today?

Lory Kraut, City Attorney: good, thank you. To participate you can sign up in advance with the city clerk's office. To speak about any subject. You can comment on resolutions or first readings of ordinances. The published council agenda at Portlandor.gov/auditor shows how and when to sign up for testimony. It 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. When your time is up, the presiding officer will ask you to conclude. Disruptive conduct such as shouting or refusing to conclude your testimony when your time is up or interrupting other's testimonies or council deliberations will not be allowed. If there are disruptions a warning will be given. Further disruption will either result of the person being placed on hold or ejected from the remainder of the electronic meeting. Please be aware that all council meetings are recorded.

Wheeler: Thank you, please read 740 and 741 together.

Items 740 and 741.

Wheeler: Thank you. Together this represents significant exciting progress in the Broadway corridor development project. When we say Broadway corridor we are referring to 30 acres of land at the west end of Broadway bridge. The item is a huge opportunity since before I became mayor, the city has been working with the community to create a vision for the redevelopment of the site. Today we are taking up key agreements to represent a lead forward in the project and move closer to the actual model. To state this is a key site for the future of this city, I believe is a gross understatement. Smart lease will help us manage our city's growth. A mix of affordable and market rate and providing 4,000 jobs. Broadway corridor will be Portland's next great place. It will be a transit hub, an employment center with dense residential housing. Provide a place of active recreation and serve as an example of Portland Oregon's leadership around sustainability. It would be a welcoming gateway, strengthening connections, including a sense of belonging for all of us who may work at or visit the site. Most of all, it's a key opportunity to reduce racial and social disparities and extend benefits to all communities in Portland. The agreement

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before council lays foundation for a diverse and vibrant new neighborhood and charts a new course for inclusive large-scale community development in our city. Together, ensure this public private partnership has employment opportunities, aligns with our climate action objectives, creates new public open spaces. Furthers development of multi-modal transportation options and prudently manages public resources. I would like to take this opportunity to thank everyone from the steering committee and development advisor to the healthy communities coalition and our city bureaus for working with my office, my colleagues across Portland and Portland housing bureau to create this extraordinary vision and agreements before us today. Prosper Portland's executive director kimberly brand and lisa wong, shannon callaghan are here to provide an overview of these items. Kimberly, good afternoon.

Kimberly Brannam, Executive Director Prosper Portland: good afternoon, mayor and commissioners. Kimberly with the bureau. Last January we were before you with our private, public and community partners to provide a project update from multiple perspectives. In that discussion in the executive session we heard council's key priorities and we have been hard at work with many you see on the call today, negotiating and finalizing the agreements. We are pleased to be back today for approval of these agreements and move forward with the development of the corridor. And i'm going to ask, lisa, can you bring up the slide show? So on slide 2, you will see our running show for the day. Shannon and I will spend just under a half hour providing opportunity of the site. And key partners who helped shape the project and representatives from our public partners technical advisors and healthy communities coalition members. Everyone has agreed to keep their comments focused to ensure we have time at the end to hear council's questions and comments. next slide, please lisa. Thanks. What do we mean when we say Broadway corridor, it's a 34 acre district. It's green on this slide and includes the 14 acre u.s.p.s. Site which is jointly owned by prosper Portland, Portland housing pure row and development opportunities on block r. Broadway bridge site. Also includes union station owned by prosper Portland, the former greyhound bus terminal and adjacent park owned by Portland parks and recreation. This is an area with a lot of development potential in the heart of our city. We will do our best to distinguish but if you have questions please flag that for us. Next slide, please. From 1964-2019 it was home to the u.s. Postal service processing facility for all of Oregon and southwest Washington. The corridor and adjacent blocks have a longer history as center of commerce and landing port for new Portlanders. The largest terminal in the nation. The site first performance of jazz in the city at the goldenwest hotel and japan town. The u.s.p.s. Site today provides us with the opportunity to reimagine the central portion into a 21st century center of commerce as a welcoming place for new Portlanders and those who families and communities have long ties to the district. Connecting. It could house 1800-2400 new households and support between 400-800 new jobs. This represents 10% expected to be added by 2035. It can take 400 acres ever land and hundreds of millions of dollars of infrastructure investments to serve the same number of jobs and families with greater climate and transportation impacts for our region. Next slide, please. Redeveloping the post office site has long been a goal of the city of Portland. Going back to at least the 1988 central city plan. The 2035 plan identified as perhaps the most significant opportunity within Portland central city. In October of 2015 city council approved the Broadway corridor framework plan, authorized a line of credit up to \$40 million to acquire the site. Established high-level expectations, 30% of the residential units would be affordable, we anticipated was just over 700 units. Prosper Portland acquired the site in 2016 for an acquisition site of 88 million used by the u.s.p.s. To relocate into the industrial park. Our past large scale private public partnerships we convened the steering committee. Comprised of 37 representing different committees, including the selection of

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the development partner, physical concept for the site. The priorities for mix of uses, equitable community engagement and community benefits. Next slide. Alongside the steering committee process we sought to engage community members in a meaningful way. Through town hall meetings pop up events, focus groups more than 1,000 provided meaningful input. Through this engagement we heard specific recommendations reflected in the icons here. The steering committee and our consultants helped us digest and informed our plans and subsequent agreements. Next slide, please. In keeping with these aspirations we believe Broadway corridor can hold significant -- in the heart of Portlanders. And those who build it call it home, place of employment, or first retail shop. Next slide. The agreements today, it will foster economic opportunity for black, indigenous and all people of color and women. Small business opportunities, from construction through to operations. This map showed site plan with anticipated uses. Employment center to the north and small business opportunities along the main street of Northwest Johnson. As contemplated in the development agreement term sheets the private development will create approximately 6,000 construction jobs. Utilizing response to contractors and augmented diversity requirements and achieve at least 22%. The city infrastructure work and construction of the U.S.P.S. Will align with the city's policy traditionally reserved for projects over \$25 million. It will be created and compliment assistance and workforce development. A separate agreement share that responsible contractors will be used on commercial buildings for janitorial and security services on site. Next slide. -- slide. The Broadway corridor is at the heart of the transportation network, light rail, streetcar and bus and union station. The approved master plan and proposed funding and finance plan and governmental agreements with bureau partners we plan to build on this infrastructure to create a unique diverse stunning space that increases connections to people across the region. It will create a large gathering area that feels welcoming to all ages and abilities. Fosters space for community interaction and allows for different activities and needs. Kearney Park Avenue and Johnson incorporates a people and pedestrian friendly. South connection by the Green Loop climbs from street grade to Broadway Lamb connecting East Portland and the Broadway bridge directly to the North Park blocks. The management plan will help meet goals of 85% non single occupancy vehicle trips combination of capacity improvements and pricing strategies. We thought long and hard of people who would live/work and play. How to ensure it's intentionally welcoming and accessible to people of different races, ages, household sizes and incomes. A firm commitment to 720 affordable housing. With historic ties to the district. The site creates opportunities for community space, public art and programming that will honor and reflect the history while celebrating and empowering diverse communities. As contemplated in the d.b.a. and c.b.a. Term sheets we are created local entrepreneurs. In a less visible but equally important way we will ensure truly inclusive public private community partnership with oversight model that supports implementation of this plan and includes community alongside developers and contractors to construction and build out of the site. Next slide, please. And finally this project will meet objectives, environmental standards, design and construction development. It starts with a requirement that all achieve lead gold standards or better. Goal of using 100% renewables and achieving net zero carbon in alignment with the climate action plan. 20% of this is open space and additional tree canopy will provide additional habitat and temperature regulation benefits. As mentioned the transportation demand management plan will be an important compliment to ensure the use of new and existing multimodal transportation infrastructure. Next slide. With the vision so large we know there is no one entity that can bring it to life. The term on the investment strategy create partnerships and collaborative path essential to bringing this vision to fruition over the next 20 years. Next slide. Design commission approved the U.S.P.S. Master plan in August, establishing infrastructure standards and building envelopes in which development

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can occur. Following the approval of the d.b.a., c.b.a. And finance plan in august, we are here before you for your consideration today. C.b.a. Term sheet between Portland, Portland housing bureau and healthy communities coalition. Application of community benefit expectations attached to affordable housing. The d.b.a. Term sheet outlining the terms and conditions for property transactions and development of a portion of a post office property including infrastructure partnership and delivery on the c.b.a. And investment strategy including infrastructure investments creation of local improvement district and extension of our line of credit. Next slide, please. As a true public private partnership, elements of the agreement are closely tied to and must align with one another. We can't accomplish the visions without commitment and capital to execute those outcomes. We estimate partners will need to secure about \$1 billion in outside capital in the next 15- 20 years. As I will address in just a moment, diversity of public and private resources for the site preparation, community benefits and streets open space and utilities. Ms. Callaghan will talk about this essential part of the project not in this. Director callaghan.

Shannon Callahan, Director Portland Housing Bureau: thank you, director brand. As kimberly mentioned the Portland housing bureau is a co-owner of real estate within the post office site. We will also be signatory to the community benefits agreement. I would first like to express my gratitude to the members of the healthy communities coalition for the time they talk in a series of conversations to work together to craft provisions in the c.b.a. To ensure the development of affordable housing within the district will prioritize contracting opportunities forming limited contractors and subs. To ensure the housing created will prioritize access to accessible units to those with disabilities. And ensure plans for marketing outreach and services for perspective tenants address those with historic roots subject to displacement. Indigenous black, chinese american communities. The housing bureau is committed to a achieving 720 units of affordable housing within the Broadway corridor. While the strategy to achieve those goals has changed as the overall development plans for the corridor have shifted our commitment to create 720 units of affordable housing has remained constant. The strategy to achieve our goal is two fold. First to provide land and financing to affordable housing owners and developers. To create housing that provides homes for families of all sizes. And secondly, to use inclusionary housing to create a portion of the 720 affordable units. If market-rate housing is proposed, they will meet inclusionary requirements 10% at 60% of arian median income. Next slide please, lisa. In cooperation with prosper Portland the housing bureau selected an entire city block along the new park in the heart of the corridor which will allow for the creation of two separate and distinct new developments with affordable housing. This parcel selection allows for development of the north portion of the block in the first phase of development. We estimate being able to build 440 total units of housing. But to ensure we are able to meet our goal of 720 units, prosper has offered to co develop the nato Broadway bridge parcel, use a portion known as block r if needed. We will be developing the north portion of the parcel that I first talked about. In the first phase of development. We anticipate using a combination of metro regional housing fund bonds and tax increment financing resources. And we expect to release a public sew -- solicitation of the property in 2020. Next slide, lisa. The investments required from public and private sector are significant to achieve the 720 units. Based on estimates we expect it will cost nearly \$96 million in public subsidy. That however will be leveraged by more than \$20 million in private funding. And as I just mentioned we are committed to bringing affordable housing to the site in the first phase of development. With solicitation in 2020. Kimberly if I may turn it back over to you?

Brannam: thanks, shannon. I'm going to walk through the phasing of development and the way that it's related to infrastructure. We are relocating the remaining functions from

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the building to the ground floor there by allowing for demolition of the other buildings and remediation of certain environmental hotspots. The completion of this site prep enables the construction you see of northwest johnson, northwest kearney and offset utilities necessary. The infrastructure will support the first affordable housing project that shannon just mentioned on parcel 4a as well as other parcel shown here on the northern half and in this agreement. The d.b.a. Term sheet outlines the method by which we will determine purchase price with a fair market value appraisal. Public and private performance obligations for infrastructure and development over three acquisition phases, including compliance, community benefit term sheet and remedies for all parties in the event of non performance. And final relocation of the u.s.p.s. Retail. Allowing for the demolition of the remaining parking garage. And this demolition allows for construction of parc avenue, the park open space and final agreement segment, construction of second affordable housing development and opportunity for additional development partners on parcels 1 and 3. Next slide, please. So concurrent with the d.b.a. Negotiations, they began negotiations last year with additional partner bureaus joining for key meetings. After nearly a year of negotiations we reached an agreement with the board in august. While construction equity remained an important first chapter of the c.b.a. It also covers equity, affordable housing, sustainability and oversight elements that I touched on earlier. This was a time intensive process and I want to express my appreciate to the h.h.s. And teams for remaining at the table and remaining partnership and for guiding us through the process and to the technical advisors for their valuable input and expertise they shared with us. On the right are some community organizations who have to date indicated they will be signing the c.b.a. As mentioned prosper and p.h.b. Land owners will be signatories along with h.d.c. And will pass on development organizations to bureaus through i.g.a. And development partners through the d.b.a.'s in order to ensure they truly have access to contracting opportunities on broadway corridor we will send out a survey to understand challenges and the type of support we could provide to ensure we meet or exceed equity objectives as well as delivering on the c.b.a. Term sheet. Next slide. As the agreement outlines, it's funding 100% of the costs to prepare the site using tax increment resources together with modest e.p.a. Clean up contribution. Funding for the public improvements and community benefit out comes reflects significant private and public commitment. Infrastructure will be largely funded with direct private investment. And local improvement district financing mechanism that will run with the land as property and sold and developed. On the public side funding commitments would come from a number of sources and span 15- 20 year time frame. From prosper also anticipates reinvesting approximately 15.6 million of land sales into the infrastructure improvements I described earlier. Similarly, costs will be borne by the private sector. Public contribution occurring through land values or sale contribution. Finally prospers has been working closely with the city budget office and office of management and finance to restructure the line of credit. Next slide. As mentioned the line of credit was originally approved to make available resources from u.s.p.s. And anticipated to be paid off by 2022 in land sales. With council guidance in early 2020, prosper proceeded with the c.b.a. And development agreement. Land proceeds into key c.b.a. And infrastructure out comes prior to repaying the line of credit. With the possibility that the general fund might pay off a good portion or all of the line of credit. Having concluded the master plan at our negotiations and in light of the impact of covid-19 on the city's general fund budget. Prosper Portland has worked closely with office of management and finance to determine how to balance to fund the city and community priorities, as well as the line of credit repayment. So based on these discussions we are now requesting just up to \$15 million of the line of credit be repaid, be available to be repaid by a general fund, over time with the final contribution in consultation with city council. Once we know the actual land value and revenues that prosper is able to

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realize in a few months. Next slide. Based on our discussions with the city budget office this table summarizes the proposed terms by it would undertake a new line of credit.

Wheeler: Commissioner Hardesty?

Hardesty: Thank you, mayor. Kimberly I was going to let you finish but you got my attention about general fund investment. Would you go back there, please? I thought I heard you say there would be, you would be requesting \$15 million from the general fund? What year are you planning to make that request?

Brannam: great question. So actually on the next slide, it walks through the general thinking right now. We will be refining this with city budget office and with the debt manager. But right now we are anticipating that prosper Portland would pay the interest for the next two years from the river district program income. And then in years 1-5, we would have the general fund pay \$8 million. 2.2 million a year for four years. In that 1-5 year period. And we would dedicate 10-20 million to repay the line of credit and depending on that value, would ask for up to \$7 million in general fund contribution. Year 16-20 we would invest the remaining \$7 million from the land sales.

Hardesty: All right. Thank you for that explanation. So, as you know, we have a \$75 million deficit apparently and anticipate going into next budget year we will have an additional deficit from the city general fund. Do you have alternative plans, if in fact that money could not be realized? Especially when you think about the next 1-5 years, knowing about how long it's going to take us to economically recover from covid. Are there other options on the table, if those funds cannot be realized through your recommendation?

Brannam: so, I think -- so one way to think about this is effectively, the city of Portland prosper Portland and Portland housing bureau are co- owners frt land and our investment in locked into that land. So we have revenue that will come out of it once we are able to sell the land. So our first land sale right now is anticipated in approximately 2024 to prosper Portland, we will begin to have land sale revenue in 2024. Which means because the line of credit was anticipated to be paid by 2022 we will need to restructure it in any case. Because we won't be able to sell land by 2022. By 2024 we hope to have our first land sale. And right now, in order to achieve the infrastructure objectives that unlock the development, we need to be able to reinvest those resources into the development and the same is true for community benefits. I think if we renegotiate these in a different context. We are conscious of the fact we put it together anticipating up to the full \$34 million might be forgiven. In light of covid we have really crunched that so we are now capping at \$15 million and that's in the worst case scenario if the value of the land is below what we anticipate it could be as low as 5 million, \$10 million. It could be zero. But if it's not a possibility, I think we would have to go back and look at our development disposition agreement. Our community benefits agreement and our i.g.a.'s it's now sort of a carefully crafted, we have agreements to get us to this full comprehensive benefit. If we take this out we would need to holistically consider what the implications are.

Hardesty: I want to be clear, I support where you are going but I didn't want to freak out my newest colleague or new colleague who will join me in January. It's important that people understand this is the plan. But a lot of conditions have changed. So there may be some changes that will be coming down the pike. I just wanted to stop and pause there for a moment. If I was the new kid on the block, I would be like I committed how much money, right? Knowing we are where we are. Thank you for that explanation.

Brannam: thank you, commissioner. Almost 100 million in additional city revenues through property tax that is s.g.c.following the hearing, on the actions ordinance on October 23rd. At this time we will prepare an agreement with all our partners for your consideration. And first phase of infrastructure will be under construction beginning in 2022 through 2023. This past week, I visited the village. They were repairing a plumbing issue, and rebuilding steps. And during lunch, I had an opportunity to look them in their

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eyes, and these are young people who are in desperate need of hope and an opportunity to have a career that will uplift themselves and their families. So when I looked into their eyes, I committed to do everything in my power in partnership with all of you in today's meeting and so many others, to make sure that they have an opportunity at a new life. When I first heard about this program years ago. Something took out and it was a phrase that the product corridor would be a once in a generational opportunity. So while I am so, inspired by the accomplishments that have been made this far, I will not be truly happy until I visit the project and see people that look like me and look like other folks from other communities of color, working to make the project a reality. Thank you.

Vivian Satterfield, VERDE: hi, thank you mayor. I'm Vivian Satterfield. I have the privilege and honor to work with the Better Bay. It's a program of Better Bay. I've spent a lot of time talking about the Broadway Corridor and Coalition, so I'm going to keep my comments brief so we can hear from the amazing community leaders that really span, you know, I think about Nick Soeby gave me my first job. Really this community has allowed me to continue working on this incredible vision of how we can get development right in the city of Portland. And so I'm really really excited for this day. I just want to emphasize as a part of negotiating team, we're a 7-person team that became very very tight over a course of a year and we fought hard for all the provisions that our community visioned and tasked us with as broad sweeping directive to win community benefits. And so many of those provisions made it in here. Still some things that we need to continue to strive for. The way that I've been describing is we're just lifting the floor, we're setting a better standard. There are things that we have never done before that are in the CBA, we continue to build from that so we can continue to do this again. And win the next CBA on another large-scale development. Because the actual need in our community is so great. And we're all living through this extraordinary, you know, period of time in which the confluence is showing us how to do business. That's why I'm so excited to be here. One way that I think, we can do things differently. We can do things better and I'm excited to see us succeed. So thank you so much.

Marcus Mundy, Coalition of Communities of Color: good afternoon commissioners. Thank you mayor. Thank you for allowing me to address you today. Especially I would like to acknowledge my former colleague, all hands raised and your newest commissioner. It's the first time that I'm testifying on this capacity. I'm Marcus Moneyday my pronouns are him, he and his. Our mission is to lift action. That's why we support the work of the HCC. ACC is a 20 racial and environmental justice community organization, some of them as Vivian said, CC members are partners in organized labor, small business and affordable housing organizations and they all set out to ensure that the Broadway Corridor. They include acknowledges of the white supremacist history who's entire communities, indigenous and black communities. And that housing would be with by-poc families going forward and white women to pursue construction careers and to get the training and support that they need for economic advancement as Joe said. And it established new stronger standards to ensure as many construction workers receive good healthcare benefits. And finally support for disability owned businesses and reasonably owned businesses. For example, one-dollar cup of coffee as businesses are established in the Broadway Corridor. That all provisions are real and impact our communities as intended. In closing, and while I continue to sadly marvel at how the concept of racial equity and fairness in most of our institutions remains the radical motion, I am delighted that this work with its collaborative CBA and the city leadership that was wise enough to champion it, will put Portland on the map as the model for accountable, responsive, redressive government, that is reflective of displacement and other wrongdoing that occurred but also acknowledgment for equity and Portland when Portland includes all of its residents in health creation. This project takes an important step in this process. So

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please commissioners, support it. Thank you.

Felisa Hagins, SEIU: for the record, i'm lisa i'm she her are my pronouns. We represent thousands of janitor until the Portland metro region. And I would like to start off by thanking prosper and continuium. I'll keep my comments short and we'll send longer written testimony next week. We will create on going good jobs in the operation sxz some economic security for many janitors and security officers. These are real commitment to immigrants and people of color dha will stay with the project long term. The cda to development fund. This fund will be used to train workers and stopping sexual harassment and discrimination which unfortunately is rampant on these industries. Greenhouse emissions and protect health and safety as rotating the climate change that we're all living today. The agreement contains language stressing the importance of creating good jobs as well as contracting opportunities for people of color and women. I would like to highlight this point because we believe that this agreement is an example of how we can get around this issue where contractor is put against people of color. We're done allowing people that these are our choices. Scau is a member of the acc and we're recommending your support of the negotiated agreement with continued development. I look forward in seeing it in reality.

Michael Burch, Northwest Carpenters Union: I am here. Hello? Good afternoon, michael birch with the on community relations for the council of carpenters. I'm proud of the work that we've done with labor and community organizations to support the component of the community benefits agreement that ensure equity and inclusion in this construction industry on this project. The cba will provide security and healthcare to generations because of provision that's include, competing wages reasonable contractors including providing full family healthcare with contractors doing one or more contracts a year. Significant opportunities for amdba and wdmb contractors over the life of the project. Obtainable goals by a pren at thership and trained which is extremely important. And good faith efforts to negotiate labor agreements. The work of atc on this project is to represent communities who have long suffered from the lack of opportunity because they didn't have a voice or seat at the table. To advocate communities who have been under represented in the positive outcomes of historic public policy and over represented in the negative outcomes of the same policies. Also to support those who have been denied of the prosperity and well creation apple while watching it uplift others around them. Like Portlanders have been hit hard by public policy, which I might add has been acknowledged. In closing I would like to say I support the term sheet. I support the cba that is coming on the broadway corridor. This project. This is an opportunity to get things back on track for buy pock opportunities. We hope that it offers hope and opportunities for those that rerepresent. And thank you for listening.

Nick Sauvie, Rose CDC: good afternoon, everyone. I'm nick soeby i'm a director of rose community development and also a member of the healthy communities coalition and the east Portland action plan. Community benefits agreement are a longstanding goal of the east plan and we would like to sea a multi party effort in the future. I support the community benefits agreement, negotiated by the healthy communities coalition that makes critical advances for affordable housing, particularly for indigenous black and african-american who are forcably excluded from housing opportunities throughout the history of the city's core, the rest of Portland and the united states. The agreement will not only make more than 400 housing units but ensure that there is an intentional out reach to welcome indigenous, blacks and asian throughout Portland's neighborhood. The agreement puts in writing affordable affordability, they have increased opportunities to include type-a accessible units within the broad corridor and require at least 5% of the units developed on parcel 4, will be accessible with persons with mobility disabilities and 2% for persons with hearing or visual disabilities. I urge the city council to stay engaged.

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Broadway corridor should be a place for everyone and provide benefits for Portlanders who have been left behind. I thank the community benefits agreement is a significant step forward. And finally, I just wanted to thank all of you public servants. You have a really difficult job in the best of times, and these are obviously not the best of times. And I just wanted to acknowledge everything that you're doing for the city and we look forward to better days ahead.

Nate McCoy, NAMC-Oregon: thank you. Good afternoon, mayor, commissioners thank you for having me. For the record my name is nate mccoey the executive director for nic man Oregon. I'm very pleased to represent this organization that has had a foundation of 51 years as the oldest minority association in america. And born out of oakland california where the civil rights movement has been profoundly impactful all over our nation. Sxl -- and today I don't want to belabor the points. As we all know in this call, the devil is always in the details. So why I appreciate all of the community benefits that, you know the pretty pictures and everything that we saw that will provide more housing, more commercial space, more parks activities, I worry about what that looks like from the other vantage point on who is going to build this . And I called out commissioner who said earlier and has been founded in our other audit reports in other contract programs, on resource that's were never tapped and used to support these programs. So while it's a bittersweet moment for me, I agree that it could be a model that can show success. I want to press the fact that namac is the largest association out there. I will let latinos speak for their own. But we have almost 80% on the union side of our members. And I have not seen a huge amount of representation by non union contractors. So the my worry is, when we asked to be a part of negotiating table, we were not welcomed. We were not invited and we were not able to give our legacy an experience on how to weigh in and shape this for everybody. Because to date as we mentioned earlier, 7 people were appointed, not one minority contractor representing any one organization or even the contractors that i'm speaking of in the non union community were at the table. And for us to have what is called a cba benefit, we would all want to embrace where we are today. Soy appreciate kimberly to give us an opportunity to be technical advisor to them in a what I call a sparing leeway, because we're not able to culminate a buy-in. We have tried to build a legacy and I worked with many on this call where we have done a great job, but in this one instance where i've been in other cbas and plas, we were not at the table to make sure this happened. I wanted to put that on the record. And the whether we approve it today or not, we need to make sure that we have a caveat in the language an amendment or call it a request to kind of, make sure that we do a survey as kimberly mentioned earlier. Because the buys in from contractors that are required to do this, I don't know how we can sell this and package this as a community benefit. For me, I don't think we're trying to deny this community benefit needs to happen. I think we need to flush out all the details that we need to discuss and buy in from a small business perspective. I'm really eager to hear what commissioners, councilors have to say. We were not invited to give our feedback. I just welcome any questions when we get to that point, to make sure that if we move this forward, that we all buy into it. Thank you for the time and I look forward to dialoguing with you all.

Hardesty: thank you nate, I appreciate your willingness to be here today to speak your truth. And let me assure you that I valley your participation. We agree that we want all contractors to have a living wage and healthcare and all the opportunities that come a long with that. But I am also mindful as you know, i've been in this conversation for 30 plus years, and i'm also mindful that most minority businesses don't start off as union shops. So I will make a commitment to you on the record today, that I will work with prosper and the committee and nick the primary contractor to make sure that we find a way to have you have a seat at the table. You are the strongest voice for those who don't have union

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representation. And I think it's disrespectful to not have you be at the table because again, we all have the same outcomes that we're looking for. And I wish you had reached out to me earlier. I had always assumed that you were part of the group that was helping to move this forward. To become union shops. All of us want people who are going to have living wages and those opportunities. But i've been doing, i've been following contracting at the city of Portland long enough to know that if you cannot get your foot through the door, you cannot become a union shop. I want to apologize that you felt out of this process. I had known that, I would have made a bigger stink early on. So i'm grateful that you are here today. You're putting this information on the record and i'm putting my voice on the record to assure you that, whatever happens with the vote, we will make sure that your organization is represented on this board. I think that we cannot move forward without that happening. I said it here, so you can hold me accountable to that.

Leanna Petrone, LatinoBuilt: hi tl. I want to give you a little bit of a background. Hello by the way, mayor and commissioners. I'm liana patron and first generation latina. We echo what nate has said, that we were not brought in, even though our membership is composed open shop businesses. Latino built is a nonprofit organization that serves latino owned contractors. Those who support the construction businesses and construction businesses that have a large latino work force. Maybe, some of you know, but 29% of construction workers and growing, are latino. But are significantly less like to become for man, superintendent or company owners. Improving the latino lives and opportunities by raising ourself esteem. Latino built is not only committed to this project for years but for decades to come. With all every changing goals for the betterment of our community. The latino community is is not only about speaking our language but also understanding cultural norms and specifics. Our history is deeply rooted in being cheated out of money and wages, denied basic healthcare or even protection. And we have always fallen victim to racial profiling. Our participation in this project is to identify barriers and assist the success for all minority groups. I appreciate the opportunity to speak to you all. And i'm in agreement with what nick and nate has provided to you today. And we're here to represent this significant portion that we find is often not included in many of the negotiations is that our latino community.

Kenechi Onyeagusi, PBDG: i'm executive director of professional business development group. We are a trade association kind of name act and latino built of 90 firms here in Oregon. And our organization, I took a swath of our membership representation and we're about 75% non union and over the last few months, we have sat down with our fellow trade association, lemac and leana. This brought us to talk about the issues on this project. We talked about the things that impacted work force and contractors. It's a member of maui, metropolitan alliance--we're to find solutions for work forced to have win. As a series of dialogue as we went back and forth, we came together and brought recommendations for the cba. At pbdg we said what are the issues impacting you on the cba? And for the issue as non union firms from as large as firms who have been in existence all the way to firms that have been in existence to one year. We came back to the table and the three of us sat down and provided recommendation on what we thought need today go into the cba. There was a lot of aspect that took a lot of deep work. And I really appreciate, I really appreciate the work that hcc put into this. Because there was a series of back and forth conversations. We finally came together and we brought recommendations to the group. So they're in very strong support of the cba for the following reasons. It has not only allowed for strong robust goals for women and minority owned firms. But it's brought voices together. It's allowed us technical assistance providers to have pathways to help sfaeb minority and women owned contractors to grow existing--and to help develop general contractors who are also minority in women. We want to see hundreds of firms that are owned by minority and women be large enough to

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take on this project. And most importantly, it's allowed dialogue between trade association. Commissioner Hardesty I appreciate your efforts. I personally felt that we have aired our voices through that three-month period. We did go back and forth on the things that were important to minority. And I loved hearing from them on the things that were important to them. On the association with 75% non union members, it was really important to me that the things that we're talking about, would not be hindrances to my business. The most important thing as I heard from our members, were we want to be able to compete. The unions are great and they bring a lot of parts and perspectives. But this allows us to set them up for that, to be able to compete was very important. And I'm very glad and excited to have this opportunity. So it's a prosper director, Shannon and Brandon thank you for allowing us to come together to have dialogue.

Wheeler: thank you very much. I appreciate it. Thank you everybody who participated in the panel presentations today. Thank you for your tireless work on this. So at this point, colleagues I'll ask if you have any questions from staff or any members of the panelist that we just heard. Carla, how many people do we have signed up for testimony on these items.

Hardesty: Mayor, I just had one question for Shannon Callahan. As I was reviewing the materials that show the financial investments that took place and it showed the city, what do you call it infrastructure bureaus, right. But the investment for the housing bureau did not show up on the chart. I know that you've got this commitment and you're going to build like 700 affordable housing units. And I'm trying to figure out where those dollars are represented in the materials that we received for this meeting?

Callahan: Commissioner, I don't believe that you received it in the packet of the materials as it was in the presentation. So for the first phase which will be the north block that GHP will take ownership. We'll be using metro funds as well as remaining assets that we have from the Tiff River district. We do not have as of yet, have the funds in hand for the next phases of affordable development. We do anticipate using future resources. I will be frank with you, I hope that at some point, the voters of Portland will support another bond of course if city council agrees to a referral. But the funds are not at hand nor in our forecast at the present moment.

Hardesty: and is that the only avenue for those funds to be developed? Don't we have two housing bonds at the moment?

Callahan: well we'll be using the metro funds for the first phase of the development. But we don't anticipate the second phase to be developed until the critical infrastructure is put in. And those are outside of the projections that we have either for the current funds. We would also even if the timing were to align, we would not want to put any one funding source that we promised voters of Portland would have geographical representation. There was no road map or blueprint on how to make it happen. I want to thank you for hanging in there, staying at the table and not giving up. I also want to thank Mark and his staff, because again, who is not from here. Who has a contract to do something again, that's never been done before that we've never envisioned before, the fact that you stayed at the table and never left is, I am very very thankful and appreciative of you Mark for your commitment of this project. We get developers tell us how committed they are to Portland but the minute it gets a little hot, they're off to their home town and we never see them again. I want you to know that you have earned my respect and you've earned my support. We have about how to make this a model about city's partner with developers and community to get the kind of outcomes that can be enjoyed by all community members. We at the city of Portland have a very poor record of making sure that our entire community benefits from big construction contracts and you don't have to look far to find out how we failed over and over and over again. I have every confidence on the team that we'll be monitoring this project that will be working to make this vision a reality. And I

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want to assure the oversight board that i'm not going anywhere. In fact, i'll probably be a thorn on your side for a while because i'll continue to ask the questions that I know my community will continue to ask because of the lack of trust that we have based on the outcomes that we continue to get around contracting in the city of Portland. I'm proud of the work that this group did. I know that it got heated a couple of times. And people thought, this is never going to come together. But guess what, here we are. We have a vision. We have an opportunity to not just, meet the letter of what is in the cbo as well as what is going to be developed. But we also had the opportunity to actually set a path that hopefully will be emulated by other developers. We continue to have tension between union and non union shops. I think you will not find anybody in Portland that is not for living wages and opportunities for success. But I also I am very aware that it takes some folks longer to build the infrastructure because of the challenges that all our systems have when you are black or brown trying to negotiate a system that was not built for you. We're doing a great job right now talking about black lives matter. But the rederic will disappear soon. If we don't have accountability built into this project, this will be another missed opportunity that the city of Portland will be scratching its head to say what happened. I want you to know that I don't want us to have a missed opportunity. I want everybody to have an opportunity to work on what will be a show piece for decades to come. And if we as a community are creating barriers to prevent people from doing that, we need to stop that so we can help these builds build themselves into union shops that have family jobs and healthcare, et cetera et cetera. I'm so proud of you of all of you. Kimberly, i've been a thorn on your side since you came. I was always bugging her, why can't you do more. Why are you investing here and not here. I've been a thorn on kimberly's side for as long as she has known me. And quite frankly she had made some incredible changes. I don't think it's just because of me but because of all the other thorns on they are side, remember the development corporation that represented the city of Portland. And so **Hardesty**: thank you all. I am proud to vote aye, but I want to remind you that I will continue to be a thorn because I expect this to be a show piece. Again, I vote aye.

Eudaly: I want to thank for their work on this item and because you're not going to be here when this item comes back. I just want to thank everyone for their hard work getting to where we are today. I'm going to be honest, I didn't necessarily think we would arrive at this day. It seems like we've been having these conversations for four years, maybe we have. Time is a little flexible for me these days. I am really closed with the work that healthy communities coalition has done and as vivian noted that we're really raising the standard for future projects. I look forward to a day where how companies treat their employees and their communities and the environment are a major determining factor of their worth. And this is just, it's very hopeful. I'm sure i'll have more to say next week. I was not prepared to give a closing statement on something that we're not voting on. So i'll just say, aye.

Fritz: no, sorry, it's really distracting. The challenges of home offices which I know we're all dealing with. Anyway let's start now since it stapped. Thank you toerer your patience. --thank you for your patience. Thank you for everybody who is involved today. I think kimberly and it's been multiple stops and I think it was mitch that were able to close on the post office site. So it's been at least a decade that this has been worked on. It's truly significant and here we are. What is more significant is no public testimony. I recognize that lots of people were invited to speak, and I thank you each one of you for that. I'm one of those who spoke with concerns and with feelings of being left out. And I appreciate kimberly and the mayor for inviting people who are not going to say everything hunky dory and good job. We're all we're all very hopeful that we are getting these discussions, these questions right. We did have information from folks experiencing disabilities that needs to be a front and center on what the thinking is. This should be a really really wonderful

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community. Thanks to Lauren for reminding us that it's going to have beautiful parks another one is going to be near by. He would be glad to see that project moving forward. With that, kudos to everybody. Thank you so much. Aye.

Ryan: thank you to the team. When I first leaned to doing equity work it was over a decade ago and I met with several people of color in one week. And one of the themes was how they felt things were included. What I heard today was a lot of testimony that complimented the fact that they were brought along on the ground floor, I was also able to witness a little bit of it. You're all being very thoughtful and kind. But you can also feel the tension that is necessary as you move forward in something that is new and different. And so I personally welcome that tension. And I hope that we continue to lean into that. And the fact that everyone brought a community benefits agreement, clearly that's a value that is going to be there and behind this messiness. And the whole family benefits is something that is repeated often. Those are my two take aways are the values around the full family benefits. And I also appreciate the financial update on the line of credit. That is a big deal especially with what we're doing in our economic uncertainty. Let's continue to lean into that and I vote aye.

Wheeler: i'm going to cheat, i'm going to give my full speech. This is one of the most complex and ambitious development project that the city of Portland has ever undertaken. The team lead by prosper Portland, worked with a number of nonprofit and community partners to address a staggering number of key decisions. And this team, the folks on this call and many others, that have lead with an incredible sense of prioritizing equity and acknowledging the need for collaboration. It's incredibly ambitious and it's going to be really difficult to pull this off. And I appreciated Marcus reminding me that I often said and others have too, that this is once in a generational opportunity to build a brand new neighborhood from scratch in our city central core. Not cities get the opportunity. It's almost like a do-over. You don't get this opportunity very often and we have a chance to have the values of the Broadway corridor reflect our current thinking and our future aspirations for this community. It's super ambitious, are we going to succeed on every front? No, I don't think we'll succeed on every front but I do know that we're putting in a good faith effort. So with persistence and leadership that you're all providing, clear communication and frankly insistence on putting communities front and center as the city required a site, we required a full active stirring committee to guide the process. We spent 18 months collecting public input and feedback and reflecting on that feedback. And commitment necessary to develop a project of this size and scope. And mark as we discussed many times, you were selected not just because of your experience, you were selected because of the values that that experience is based upon. It was a good fit for the city of Portland. I believe that then and I believe it even more today. We created a master plan that includes large scale green development affordable housing open space and bicycle and pedestrian needs. It reflects our desire to create a global showcase of sustainability and a bedrock commitment to our climate action. A feat never accomplished on a project of this size in the United States and one that I hope is now a blueprint for future developments, not just here in the city of Portland but cities across the United States and elsewhere will be looking to this as a potential template. This project of course will change the landscape of our west side. It will bring affordable homes and jobs to Portlanders, it will get everybody a new places for recreation and time out doors by raising the bar on community benefits. It's expect today ensure that the economic opportunities are shared among all of us. I know that city leadership, Kimberly, our bureau director Shelley and others and our council will continue to prioritize inclusion, shared prosperity and community leadership as this project moves forward. And knowing all of you and looking at all of you, I know you're going to hold us accountable and you'll hold yourselves accountable. And we'll have disagreements and I think it will be a lot of fun. Thank you for

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the hard work that got us here and the hard work that is yet to come and the commitment to serve the society at large. Thanks i'm super to hope aye, the lad is approved, interest r there any other? Next up is there any further comment on the ordinance before I move that along. Please move on. I'm seeing head shakes. Ordinance number 741 is the first reading non emergency reading it moves to second reading. Thank you all. We will now move to our time certain for 3:00 p.m., sorry carla, i'm taking your job.

Item 742.

Wheeler: thank you everybody for your patience. Our council had a fabulous and robust discussion. Yesterday september 15 marked the beginning of latinx heritage month. Every year I look forward to bring this proclamation with commissioner Fritz and affinity group. I want to thank commissioner Fritz in particular and the employee leaders on this group for your work and dedication to ensure that we utilize this platform to not only acknowledge the contributions and achievements of latinx but the latinx community throughout the city as well. The city of Portland recognizes the latinx community during this month-long celebration. And every day the contributions impact our latinx neighbors with the contributions that they make are invaluable to the fabric of this community. I look forward to your program and reading your proclamation. I'm going to ask commissioner Fritz to read that. So commissioner Fritz, take it away.

interpreter requests an opportunity to interpret.

Sophia Milina de Mugnai, Spanish Interpreter: I was just about to say that. So, may i?

Fritz: I will introduce you during my remarks but I would like you to translate, to interpret what the mayor just said.

Milina de Mugnai: thank you. I would like to thank latinx employees for again bringing the proclamation to council. We have a short program that will include translation of all statements including councils as just seen. Colleague if you have statements, please pause at each paragraph to allow translation. Mayor wheeler has asked that I read the english part of the proclamation and then mariana will read the spanish translation.

Fritz: thank you so much. And that's how we're going to do it colleagues. It is now my pleasure to pass the microphone to the interpreter and then to yesenia my policy director and constituency specialist who will guide us through the program.

Yesenia Carrillo, Office of Commissioner Fritz: thank you commissioner Fritz. I'm yesenia and i'm a proud team member of commissioner frit's office of latinx and proud daughter of immigrants with roots in mexico and guatemala. Today we have a translator that will help us translate. Latinx group is committed to promote advancement and mentoring opportunities for all latinx city employees as well to help recruit latinxs. Inclusiveness and public outreach towards policies, plans and investments and highlight contributions made by latinx culture. Lastly, latinx pdx collaborates with institutions for shared goals and outcomes. latinx pdx stands solidarity with black, indigenous and other people of color in our city and works alongside them as we strive--and in our community and working towards a place of understanding reciprocity empathy and justice. As we celebrate today, we honor the lived experiences of latinx and all bypok people who have endured environmental racism, economic injustice, inaccessible healthcare and discrimination. Today we think of our latinx essential workers and agriculture workers and our nurses and doctors who despite covid-19 and hazardous air quality ensures that our basic needs are met. Thank you. today, we have members from our affinity group, vanessa and marian lomento and guest, anthony president and founder of Oregon latinx leadership network and adrian reyes work center director at vos. First we have vanessa.

Vanessa Micale, PBOT: greetings, mayor commissioners and community members. My name is vanessa, i'm the public involvement coordinator at the Portland bureau of transportation, i'm mix race uruguay and mexican and daughter of immigrants. perfect. It's

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my honor to invite you zoom webinar with english close captions. sponsored by pbots in collaboration with latin pbx. the event is taking place on monday september 21, 2020 at 12:00 noon for a lunch hour. we have an inspiring line up of latin x panelist from regional government sector. who will share perspective on latinx resilience and solidarity to stand against anti blacks. the panelist in attendance will be eduardo from city of tigt. this event is free and open to all registration is required in advance. we hope to see you there. Thank you for your time this afternoon. next we have anthony velez from the Oregon latinx.

Anthony Velez: muy buenas tardes, good afternoon. Mayor and commissioners. It is as a grandson and son and former farmworker it's an honor to be here with you today. public servants have a special place in my heart as I currently state serve on the state board of education and chair the last two years. I was the first latino ever elected to the school board and only the second city councilor. and was the other charge? school board, city councilor. my grandparents arrived in 1946 as farmworkers and we've been in woodburn for 5th generation. i'm here as the founder of latinx latin network which consist of 80 organizations. hoy as we call it, started with me sitting here in the seat that i'm in right now. every day I at 4:00 in the morning, I get to hear cars and people going to work. and every day I get to see those same people coming home at about 7:00 or 8:00 at night. so when covid hit and being a lifelong actist of woodburn I knew that the community of Oregon if we as latinos did not come together and help the latino community with all due respect to our allies, nobody would. so we represent all 500,000 plus latinos, all 77,000 plus undocumented latinx communities in Oregon. from afro latino to mexican-american latinos. so as we came together we put together the following community members in our minds which are, the undocumented, the immigrants. the immigrant, the hungry, the poor, the homeless. the sick, the incarcerated and the voiceless. and now, with the police brutality and the criminal justice system and the fires, it's taken it to another level. so our work has taken on meaning that I could have never imagined and the importance especially during these times. so it's really simple what we're doing, we're giving voice to the voiceless. what we've done is done a couple of major things, one is we created a call to action that we sent to the federal state and county elected officials to bring our issues to the for front. and we're asking for three major things. The equitable distribution of resources. equitable representation in leadership roles and a state wide comprehensive latinx communication plan. since march, literally to this month, we started to host town halls since day one. I think a sentiment that we all feel being the largest minority, is that we're an invisible minority. we represent 13.4 percent of the state population over 23% of the k-12 students in Oregon. But if you looked at the leaders who run Oregon in the private and public sector, you would know it. of 197 school districts across the state of Oregon, I think I can count the number of latinx, I know I can take I would have to take a few fingers away of the number of superintendents. but i'm here today to talk about about our strength and resilience. and we, we struck a cord. This is a movement now. And our movement is a big wave and it's not going to stop. We're not going backwards as a community of Oregon, period. twelve members and six members today are homeless.

anything you can imagine they had this humble woman is gone. she talked about people in her community who are actually undocumented and how it was actually her concern, or them more than her. the people who have lived in Oregon who are undocumented have no resources. She didn't talk about herself. She talked about others. I think she represents the spirit of all latinos, latinx. That's my message to all of you today.

Adrian Neri Reyes, Worker Center Director, VOZ: good afternoon everybody for the council and for everybody in the city of Portland. My name is -- I am the director of the martin luther king junior day worker center. Which is part of the educational program from voss. In name of all the day workers we have, I would like to thank for the presence and

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the attention that they are giving us for this event of our heritage. In vos, we have a community that is shaped by women, black people, men, handicapped people and they are all together in this community as a part. Our space to work is borne at between the m.l.k. Boulevard and everett avenue. We are the ones who are blessed in jeans with our long-sleeved shirts with boots, with our caps and we have a backpack full of our most elementary or basic tools. We have been united since 2008 by this center because we are willing, and we have the desire of taking food and providing for our families. It's also a space where we can organize and defend our rights as workers and our human rights. We have very diverse migrant stories. But because of luck and because of destiny we are sharing the same space. Portland has received us with kindness. In this city many of us have found work. For the work here they have helped us to have a home. They have helped us see our children grow and to have friendships. We have had a lot of different challenges. We have been combating and fighting against discrimination. The robbery of our salary or an unjust salary. And for the lack of economic opportunities. Especially for those who are handicapped or for seniors. We have also been fighting the deportations, the white supremacy and all the fear that we have of being separated from our families. Internally we have grown stronger so we can be a community that is free of sexual harassment. And free of violence, free of gender violence, and antiblackness. And we have also been free of making any kind of discrimination against the l.g.b.t.q. Community. The day workers, the employers who use day workers, all the personnel and us, we want this. All the employees have voiced, or the vos want this. We live responsibly with a pandemic that has made us stronger. We have received food, access to medical help and many other resources. And we are very grateful with the communities, with the governments and different associations. We are also being solidarity -- getting together and being, feeling solidarity with the community that is descendants of afro americans. And we would like to have a fair city, not regarding the color of our skin. We are also supporting the displaced families and all the people that have had to move because of the fires. And we will have in our memory all the lost lives. We have closed the center for now because of the forest fires and because of the pandemic. And even though it's a temporary situation, it signifies economic loss for all the families. Even though in celebration, sentiment The language and culture unify us as brothers. And our history reminds us of where we come from and who we are. We appreciate the unconditional support that we have received from the people flt united states. We have also in mind all the support that the city of Portland has given us throughout the years. And we are profoundly thankful for their generosity. All I want, and I have left is to wish you very happy national holidays. And from all the day workers and the migrant workers of Portland. I want to thank you very much for keeping us in mind.

Carrillo: thank you, this concludes the program of guest speakers. Commissioner Fritz if you would do us the honors of reading the proclamation in english and we will have her read the proclamation in spanish. And then we will wrap up with council's remarks. Thank you, all.

Wheeler: Thank you, before commissioner Fritz reads the proclamation, commissioner hardesty is having problems logging back on but she is on the phone. She part of this conversation. I just wanted you to know that. thank you. Gracias. Anthony.

sophia you are very skilled and I think if I was to have translation in real-time I would get -- you are wonderful and gracious.

Fritz: okay I will read the proclamation, whereas Portland community members self identify as latinx, all with their country of or general or her taj and in september 2018 the merriam webster dictionary recognized the word latinx. Of related to marked by latin american heritage and used as latino or latina. Where it's multiracial, multicultural and multilingual where as many trace their roots to native americans, indigenous, those captured and

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enslaved in americas and immigrated to the americas. Whereas one in four latin americans self identify as people of african descent. It represents people with origins from the caribbean, central america, north america, south america and all of the world. According to the united nations there are 33 countries and 15 territories in latin american and the caribbean. And whereas the latinx community has been integral to the progress of united states for generations, even as they have grappled with relative invisible, outright rejection of their place in our society and internal struggles about their identity in this country. And whereas roughly 70,000 individuals including people from latin america have been detained by immigration customs enforcement, or i.c.e. During the covid-19 pandemic. These are our neighbors and fellow community members. Immigrants asylum seekers seeking safety and opportunity in our country. Whereas latinx people along with indigenous and people of color communities are part of the central workforce keeping our city and nation operating during this covid-19 pandemic. They drive our community as workers, owners and entrepreneurs. They are the source of the political and social change, activists and elected officials. They enrich arts of poets, story tellers. They ensure our health and basic human needs as grocery store workers, truck drivers, day laborers, sanitation workers, child care workers, doctors, nurses and so many others. And whereas, latinx community in the metro area makes up 11% of the total population but 37% of covid-19 cases. In Multnomah county alone represent 40% of covid-19 cases, despite accounting for only 30% of the population. They are more likely to be essential workers. They have the same communities more likely to experience hospitalization because the higher rates of underlying conditions stemming from years of unequal access to healthcare. Whereas according to the u.s. Census, the latinx community makes up 9.7% of Portland's total population. Young, diverse and continues to grow in our city and nation accounting for more than half the nation's population growth since 2010. And whereas latinx people make up 7.1% of city of Portland's workforce to help connect more latinx people through city jobs and help them, latinx pdx affinity group was reestablished in 2014. It's reached over 100 employees and continues to grow. Whereas they stand in solidarity with black, indigenous, marginalized groups. They are committed to continue working in unity to dismantle the oppression that makes participation difficult for communities. Therefore wheeler and i, commissioner Fritz declared september 1 1st to october to be latinx month.

Carrillo: thank you, commissioner. Next we have mariana who will be reading the proclamation in spanish. Good afternoon mayor and commissioners, my name is mariano, i'm assistant in the department of the transportation. Also a proud member of the latinx community. [reading proclamation in spanish]

Fritz: thank you, mariana. This is such a difficult task to read that long proclamation in spanish, so thank you for doing that for us. That concludes the proclamation part. Mayor, if you want to start us off with your closing remarks. And I just remind the rest of council to please stop after each sentence or phrase to allow for translation. And thank you for rolling with us and trying this bilingual proclamation today.

Wheeler: Thank you, appreciate it. First of all I want to thank you all for being here today and sharing with us. we appreciate the work and contributions you make on a daily basis. Thank you for reminding us of the work we still need to do to address the inequities that so often place burdens on latinx people and community. Thank you to our city employees and community partners for your continued work, service and dedication to Portland. Gracias. Thank you. Commissioner Fritz do you want to go next?

Eudaly: Thank you, mayor. In the interest of time I will keep my remarks brief and post my full statement on facebook. So for now I will thank mayor wheeler, commissioner Fritz and everyone who participated in the presentation today. And special thanks to esenia in commissioner Fritz office. To vanessa, mariana and all the speakers with us today to

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present on latinx heritage month.

Hardesty: Thank you, mayor and thank you commissioner Fritz for presenting this proclamation today. I want to give you my apologies, I was gone, but only because the computer kicked me out. But I was determined to get back before the end of this presentation. I want to also say thank you for being people on the front line of front line workers every single day no matter what the conditions are. The pandemic has taught us that we are all interconnected. If i'm sick, you will be sick too. If I am lacking access to quality housing. Living wage jobs. And opportunities for my children to thrive. We all suffer from that same deficit. I appreciate the recognition and the standing with black lives. And I want to assure you that I also stand with the latinx community around all the issues of equity and inequality that we are all facing together. We say those who forget their history are doomed to repeat it. But yet here we are repeating history over and over and over again. It is my desire, it is my expectation, to end this pandemic. That black indigenous latinx and other communities of color Will lead our revitalization. I celebrate with you, latinx month. And I am grateful you are here today sharing your culture and your wisdom and your optimism with us all. Gracias.

Wheeler: I appreciate the acknowledgment of the percentage of latinx community in the state and how you always need to double that when you look at the k-12 students. You are our future. You can see that in Multnomah county where you always have double the amount of students you do the general population. I also appreciated the calling out the essential workers. I've been well aware during covid how grateful I am to the latinx community and their service to the entire state. And third, I want to acknowledge the time we are in with the fires. It's with a heavy heart I think of our brothers and sisters in talent and in phoenix. I'm here to always be an ally and support your heritage and culture and your wisdom, this month but every month of the year.

Fritz: Thank you, ma'am. Thank you all for your presentation and latinx for putting this all together. Thank you, cynthia, adrian and anthony for being here for your work. Thank you, sophia, your interpretation skills are exceptional, thank you. While we have seen a growing number of latinx individuals join the workforce they are still under represented in executive and leadership positions. We need to do more to retain latinx employees. I'm happy, rubio will start filling that gap at the council leadership level. I'm hopeful she will not be the last. I appreciate the work latinx p.d.x. Members have done to make this city a more inclusive workplace and to support the latinx community at large. -- workshops, exhibits, artists, featuring business owners and countless others. I'm sorry okay, I got it, I just didn't have it in front of me. Documented p.d.x. Members have gone above and beyond to ensure members have equitable access to information and resources they need. A most recent example is the emergency response to covid-19. An essential group of city employees ensuring their messaging is reaching members whose primary language might not be english. Multilingual and multicultural employees are essential for the service we provide in the community. The knowledge and insight they bring for our institution are invaluable. Thank you for your service today and always. This is my last latinx heritage month proclamation as a commissioner. I acknowledge my staff past and present who lead the way of establishment of the latinx p.d.x. Affinity group. As well as those actively involved. Thank you again, sophia. This bilingual presentation has been truly special and I truly appreciate it. That's the end of my presentation, thank you.

Wheeler: Thank you everyone and thank you sophia for your incredible efforts translating for us today. Thank you, colleagues.

thank you, mayor. Appreciate it. Goodbye. So colleagues, we are going to do the impossible. We are going to read 735, 736, 737 quickly. We are going to get through them quickly because they are emergency items. Commissioner eudaly is excused she has another event. They are all second reading except for one that requires almost all no

attention. Karla please read number 735.

Item 735.

Wheeler: Commissioner eudaly.

Eudaly: Thank you, this is vertical protection, traffic, pedestrian crossings and speed cushions for traffic calming. I will turn it over to marty to present on the item. Marty, I would appreciate if you could keep your presentation as brief as possible.

Marty Maloney, Bureau of Transportation: no problem. Good morning, or good afternoon mayor and commissioners. My name is marty with p-dot right of way. I have a presentation put together for this item, however since council is running short on time I can go ahead and move to answer any questions council may have at this time. I also just want to quickly add that all property owners affected by easements on the project have been -- by phone or mail and invited to attend the council.

Fritz: Could you just give one sentence to tell people what this is. We have obviously done our homework. What is the safer shoulders project?

Maloney: so the safer shoulders project is off stephenson road and going to involve sidewalk in-fill out there in that community. This ordinance will give city p-dot the ability to offer just compensation and condemn if necessary for property rights to protect project time lines.

Fritz: Thank you.

Wheeler: Very good. That sounds excellent. Colleagues, any further questions on this? Karla, is there any public testimony?

Karla: no one signed up, mayor.

Wheeler: Please call the roll.

Hardesty: I want to say I appreciate your due diligence p-dot before they do an eminent domain process. I don't think i've seen too many governments where you do eminent domain and you don't have a room full of people saying what a bad thing you are doing. I want to put that on the record and I vote aye.

Eudaly: Thank you. These are tiny little parcels allowing us to do mostly pedestrian improvements. I vote aye.

Fritz: Thank you very much. I live near stephenson street. This is definitely needed and there's an elementary school on the corner. Aye.

Ryan: aye.

Wheeler: Aye. The ordinance is adopted. Please read item 736.

Item 736.

Wheeler: Commissioner eudaly.

Eudaly: Thank you, this is a an extension through 2 30 21. The original contract has been in effect since october 1st 2015 and includes a clause that allows for the extension of the contract. Staff are here to answer any questions that council may have.

Wheeler: Great. Colleagues any questions?

Hardesty: I do have a question. Curious as to why we are extending it one year rather than having a new contract.

Kathryn Levine, Bureau of Transportation: hi, my name is kathryn, with the bureau of transportation. The original contract allows for a five-year extension taken in one or five years. So we would envision, I believe, a new solicitation either at the end of this year, or continue through the full five years and then have a new solicitation.

Hardesty: We have potential to every year be renewing it one year for the next four years going forward?

Levine: under the original contract we did the public solicitation, open competitive solicitation in 2015. Entered in five year with potential for renewal. In the midst of covid we opted for a one-year so we can assess how to best deliver the service most cost effectively. That allows the bureau to come back in 2021 with a longer term plan.

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Hardesty: Thank you, that's what I was looking for. The last sentence hooked me. Thank you, I appreciate it, i'm done.

Wheeler: Thanks, commissioner. Any further questions? Karla, any public testimony on this item?

Karla: no one signed up, mayor.

Wheeler: Please call the roll.

Hardesty: Aye.

Eudaly: Thank you for joining us kathryn, i'm enjoying your 80's inspired blouse. I don't know if it's vintage or not. But I vote aye.

Fritz: Aye. **Ryan:** aye.

Wheeler: Aye. The ordinance is adopted, 737 emergency ordinance.

Item 737.

Eudaly: thank you, it will be sidewalk in-fill, streetlighting, speed bumps, wayfinding, signs, and trees along the project boundaries. I will turn it over to p.-dot. We do have a ten-minute presentation. Marty, feel free to edit as you see appropriate.

Maloney: definitely. Good afternoon mayor and commissioners again. Marty with p-dot right of way. Came up seeking council approval for this ordinance to allow p-dot to offer compensation as well as condemn on property rights necessary for this project. We are requiring one permanent easement as well as 14 other additional temporary construction easements for the property. All affected owners have been informed of the necessary property rights. And were invited to attend this meeting as well. If council has any questions, i'm here to answer anything you might have.

Wheeler: No, perhaps we have residents who would like to testify. Karla, anyone signed up?

Karla: no one signed up for this item, mayor.

Wheeler: Very good, this is an emergency ordinance. Please call the roll.

Hardesty: Aye.

Eudaly: Thank you. Aye.

Fritz: Aye. **Ryan:** Aye.

Wheeler: Aye. The ordinance is adopted. Thanks, marty, good project, I look forward to seeing that. Karla go back and do a bunch of short ordinances and or second readings. First up is 727. Second reading.

Item 727.

Wheeler: This is a second reading on the emergency ordinance. We already heard presentation and opportunity for testimony. Is there any further business on this item? Seeing none, Karla, please call the roll.

Hardesty: Aye.

Eudaly: I need to make brief remarks. My team and I work closely with experts in the field and advocates to develop and implement the demolition ordinance when we had the b.d.s. This was landmark regulation to protect Portlanders from impacts due to unregulated demolitions. I'm supportive of the changes in front of us and appreciative of the action the bureau has taken. I support the fine increases to ensure the demolition ordinance is taken seriously. I want to thank everyone at the bureau, the mayor and his advocates to work to get this right. I vote aye. [indiscernible] for everybody who has worked on this in the community. Aye.

Ryan: aye.

Wheeler: Aye. The ordinance is adopted. And i'm getting information on the fourth, we will do one more second. Please read 728.

Item 728.

Wheeler: This is a second reading. Any further discussion? Seeing none, please call the roll.

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Hardesty: I just want to say thank you to Andrew and his crew because oh my gosh, who would have thought I would have ever understand what the heck we were talking about as it related to this project. I am so proud they are being proactive and actually thinking about how the car share components will be implemented. I like the fact there are stop gaps in it. Once we get to a place, if it's going to cost the city of Portland too much, the city is not obligated to continue it. So I just think you have done an incredible job of briefing us a head of time. Otherwise I would have had 200 questions at city council. Wonderful to see your smiling face, Kerri, always a pleasure to have you at city council. I vote aye.

Eudaly: Aye.

Fritz: Like -- one of my very first staff members. It's great to see you do the work you have done with people. Aye.

Ryan: aye.

Wheeler: Aye. The ordinance is adopted. We will take a break and go to the fourth-fifth item.

Item 739-1.

Eudaly: Thank you, this has long been identified as a top priority for residents of east Portland. Here to present for p-dot once again is Martin.

Maloney: good evening, Mayor and Commissioners, again. Marty William, p-dot right of way. This item, offer just compensation. Protect the project time line. The city will be providing temporary property rights for about 16 property owners. All have been informed of the need for these property rights by phone or by mail and were invited to the reading of this agenda item. If Council has any questions, I would be happy to answer.

Wheeler: Thank you for bringing it forward. Colleagues, any questions? I assume there's four fifths. There's no public testimony?

Karla: no one signed up.

Wheeler: Please call the roll.

Hardesty: Aye.

Eudaly: These are crucial investments for east Portland transportation equity. Thank you, again Marty. I vote aye.

Fritz: Once again good things happening in east Portland, aye.

Ryan: aye.

Wheeler: Aye. Four fifths ordinance is adopted. And Commissioner Eudaly I know you have to go. And colleagues I will get you out of here by 5:30 on the rest. Item 729, please.

Item 729.

Wheeler: my apologies. We are on a tight time line.

Kathleen Brenes-Morua, Procurement Services: all right. Construction services procurement manager. With me from the bureau of transportation are Andrew Abby, local administrator and Kerri Waters contract equity coordinator. We are here to recommend authorization to enter into a contract with Moore Excavation Incorporated for the 2020 local improvement districts project. Before I go over the procurement process, Andrew will briefly highlight aspects of the project and of Kerri will speak to the equity -- turn it over to Andrew.

Andrew Aebi, LID Administrator: thank you, Kathleen. I will be super brief. I just want to know that area served by these which Moore will execute the construction contract have equity scores ranging from 6-10 on a 2-10 scale. The three therefore reflect the efforts to build infrastructure for populations. As an example, projects included in this contract will reduce the backlog -- which is over triple the citywide average. 9.3% of the streets are unpaved versus 2.8% citywide. Property owners participating in these will financially benefit from the bid coming in 17% below the engineer's estimate and also benefit from prime contractor who has done excellent work on three I.I.D.'s under construction on

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another contract. The dollars will be spent at cathedral park neighborhood which is strongly supportive of this project and build new sidewalks in the neighborhood. This project will aid people with disabilities and currently must be driven. Lift to equip grocery store two blocks away but now benefit from having a.d.a. Sidewalks. The highest proportion of the construction dollars will be spent in the culley neighborhood which is Portland's most diverse neighborhood, with sidewalks. With that I will turn it over to kerri waters.

Wheeler: Thanks, andrew.

Cary Watters, Bureau of Transportation: thanks, andrew. Thank you, mayor and commissioners, my name is kerri waters, project coordinator. Thank you for the opportunity to share a few brevin sights on participation on this award. I will try to keep it super brief. To start, am encouraged to hear equity efforts over the last year including one major change implemented to get cost components much earlier in the bidding process. The goal would have been difficult without participation from a concrete subcontractor. I'm encouraged to see the enterprise participation totals just over 450,000. Nearly 22%. Also i'm encouraged to see two on this project are working with the city for the first time. Based on what we have in our best available data from the complaints reporting system. Also based in c.c.r.s. Data, eight are working on city projects. I do recall the previous subcontractor rates with other projects with the city are just over 10% each, so this reflects substantial improvement nearly double that amount of previous efforts at 26%. Finally, I would like to express my appreciation for the effort achieving our goals. He is on front lines of engagement of community members and engagement with our contracting committee. Our project managers play a key role in contract equity and glad to work alongside andrew and -- with that I will hand it back over to kathleen. Unless we have questions or reflections from council.

Wheeler: Commissioner hardesty has a question. Thank you, kerri.

Hardesty: Thank you, kerri. I gave andrew love when he didn't deserve it. So andrew, the love I gave you before, now you deserve it, so now you should have it. Kerri, i'm curious, you talked about minority goals about this project but you didn't give a break down, how many african american, latino, native american firms had the pleasure of working on the city contract. As you know, I always require that when I hear how wonderful we are doing when it comes to contract with folks who don't traditionally get contracts with the city of Portland.

Watters: absolutely. Thank you, commissioner hardesty. I believe that break down is in the report. So we've got brothers concrete heading which a native-owned firm. Concrete cutting. We've got brothers i.c.l.s.c. Doing flag,, which is a black-owned firm doing business with the city for the first time. And then the bulk is coming from r and r general contractors doing the contract work and that's a latinx firm.

Hardesty: Thank you very mux. Sometimes we get the reports in advance and sometimes not. As I looked in my board package I didn't see a report in there. For me, there's an opportunity to get me a report in advance of a council meeting, i'm always very grateful for that, because I will actually read it and probably have more questions. Thank you very much. Appreciate.

Brenes-Morua: all right. So if I can just say council previously approved three separate ordinances which gave us authority to competitively solicit for this project. The engineer's estimate was \$2,516,6le 7 and at that time the conference level was low. Invitation to bid and open bids on july 14th. We received ten bids and more excavation incorporated submitted the lowest response \$2,086,807 which is approximately 17% below the engineer's estimate. Moore's excavation is in full compliance with the city's requirements. I recommend the council accept this report and authority execution of the contract.

Wheeler: Thank you. Any further questions? If not, I will entertain a motion.

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Hardesty: I move to accept the report as presented.

Wheeler: Motion from commissioner hardesty. Second from ryan. Any further discussion? Seeing none, call the roll.

Hardesty: Any time I see kerri waters before the council I have much more confidence than whatever we are going to review. It is my pleasure to support this. It's clear that the additional effort was put in, because the additional effort was put in, the out comes we can be proud of. Thank you, kathleen. I appreciate the work. If you let things go as normal we never get the results we want. I understand there was additional outreach that made this possible. I vote aye.

Fritz: Thank you for your report and documenting what you have done. Aye.

Ryan: thank you, kathleen, kerri and andrew. I vote aye.

Wheeler: Excellent work. Thank you, I vote aye. The report is accepted. Next item. 730.

Item 730.

Wheeler: To advance metro up to \$1.5 million to support completion of the arlene schnitzer concert hall. Paid through a private public partnership. The city is loading funds to metro at this time to progress construction, allow for project completion during the mandated covid-19 closure. The amount provided under this i.g.a will be repaid when council finds revenue bonds in the governmental agreement, e.f.i.g.a. Are issued sometime after january 4, 2024. In other words we are lending the money so we can do the work now while the facility is closed. If there's anything I forgot that is critical or anything that needs answers.

Karl Lisle, Office of Management and Finance: thank you very much. We are definitely at the end of the day where we are skipping presentations, so we won't go into our 12-slide deck. I have ron williams with me. I do think it would be worthwhile to have robin just tell us a little about some of the benefits of the project and go over those different funding sources briefly.

Robyn Williams: thank you, mayor and commissioners. This is a really important project in that the current symphony shell has come to the end of its life. We need to deal with it. And it's a big massive complex piece of equipment, probably the biggest piece of equipment in the theater. And there it needs to be replaced. It's home to the Oregon symphony but also home to many other local non-profits and other organizations. So the project, what we are doing with this project is we are actually installing a digital acoustic project. While very expensive, it will allow us to change the acoustics in the hall so we can make the hall be a better fit for every single user group. The acoustic shell is great for symphonic music because it pushes the shell out but that's all it does. This system will allow us to deploy a variety of speakers and microphones through the theater, very discretely. And allows us at the push of a button to change the acoustics of the hall. If we needed to make it sound like a cathedral, we push a button, if we need it to sound like a lecture hall, it will sound like a lecture hall. So everybody's art form will be so much better by this very cutting-edge technology. It will also allow us to maximize, because we won't have this massive shell we have to set up and tear down before we can bring in another event. That will be very beneficial to us. The project is really caught the attention of donors which a replacement shell would not have done. We have been able to bring in private investment with the public dollars to actually bring this project to fruition. We think it's important to the longevity, schnitzer concert hall and keeping it relevant in future years. I would be happy to answer any questions.

Wheeler: Very good. Colleagues, any questions on this issue? Karla, any public testimony? Hey walter, welcome. Thanks for your patience.

Walter Jaffe: thank you, I will try to make this fast. Thank you, i'm walter jeffy. We have been bringing outstanding contemporary dance from around the world to Portland for 23

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years. Greatly appreciate the opportunity to testify on behalf of the five certainties for the arts and request for 1.5 million. This is to support an essential acoustic improvement project at the arlene schnitzer concert hall. Since we began in 1997 the schnitzer has presented 133 dance performs over 23 years at this beautiful concert hall. We are tremendously excited p5 and robin williams are undertaking a project to replace with a state-of-the-art acoustical system. It will replace the symphony shell which takes up stage space needed by others. The system will provide variable acoustics to meet the specific acoustical needs. It serves symphonies only. The cost benefits are huge. Remove the shell to install equipment for our dance companies and then after our performances we then need to pay for the restoration at the shell. This acoustical system will be permanently placed so there's no need for the extensive time needed to take down and restore this shell. And finally with this major acoustical system, the schnitzer which opened in 1928 will become one of the most desirable venues on the west coast. Thank you for your time.

Wheeler: Walter, thank you. I want to thank you for your many, many years of contributing arts and culture community in Portland and beyond. Thank you. I also want to appreciate that you stuck around for the better part of three and a half hours for your three minutes of testimony. This is a first reading. It moves to second reading and we will vote on it next week. Thank you. The next item. 731.

Item 731.

Wheeler: Second reading, we have heard the presentation, there's been public testimony. Further discussion? Seeing none, call the roll.

Hardesty: Aye. **Fritz:** Aye. **Ryan:** aye.

Wheeler: Aye. The ordinance adopted. 732. Also a second reading.

Item 732.

Wheeler: Any further discussion? Please call the roll.

Hardesty: Aye.

Fritz: You will get used to the \$350 million things, aye. [laughter]

Ryan: aye.

Wheeler: I want to be clear, it's not to exceed \$350 million. I vote aye. The ordinance is adopted. Second reading, 733.

Item 733.

Wheeler: Second reading. Further discussion? Please call the roll.

Hardesty: Aye.

Fritz: I'm really proud of the 2014 bond measure. I'm really proud the team has been implementing it. Thank you, you are certainly making my life easier going around the neighborhood talking about parks levy.

Ryan: Aye.

Wheeler: Aye. The motion passed. Read 734.

Item 734.

Wheeler: Colleagues this item codifies the action that council took in the zoning code in july. It's technical in nature and they are here to answer any questions anybody may have. Anybody have any questions? Seeing none, Karla is there any public testimony on this item?

Karla: no one signed up, mayor.

Wheeler: This is the first reading of a non emergency ordinance it moves to second reading. Next item, 738, second reading.

Item 738.

Wheeler: Second reading, further discussion? Call the roll.

Hardesty: Aye. **Fritz:** Aye. **Ryan:** aye.

Aye. The ordinance is adopted, 739, second reading.

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Item 739.

Wheeler: Any further discussion? Please call the roll.

Hardesty: Aye.

Fritz: Thanks again to everybody who got the most -- moved internally and in the community, aye.

Ryan: aye.

Wheeler: Having fun watching that project. It was a great presentation. I vote aye. The ordinance is adopted. And I believe our last item, Karla is item 717 which is pulled from the consent agenda this morning. And it is also a second reading.

Item 717.

Wheeler: Was there a question or comment somebody wanted to make on this before we call the roll?

Karla: mark rogers and a rodger jones both requested it to be pulled. But I let them know they could send in written testimony.

Wheeler: That would be sufficient, plus it's a second reading anyway. Already had a presentation and took public testimony. Please call the roll.

Hardesty: Aye.

Fritz: I apologize, environmental services staff, I mistakenly asked to sign up at the last minute thinking it was a different item. Thank you for your willingness to help me out. Aye.

Ryan: aye.

Wheeler: Aye. The ordinance is adopted. Karla, am I correct that completes our business for today?

Karla: that is all, mayor, yes.

Wheeler: Thank you, everybody. Thanks to our staff for sticking around. It was a long day but we got through it. We are adjourned. And we will see you all tomorrow.

At 5:34 p.m., Council recessed.

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Closed Caption File of Portland City Council Meeting

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Key: ***** means unidentified speaker.

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September 17, 2020 2:00 p.m.

Wheeler: september 17, 2020 meeting. Call the roll. [roll called].

Wheeler: The city council is holding we're holding this meeting telephonically. We have the channel for written testimony by e-mailing the council clerk at cc testimony in Portland, Oregon.gov. The council is taking these steps as a result of the covid-19 pandemic and needing to limited in person contact. Pandemic is an emergency that threatens the public health and safety and welfare which requires us to meet by electronic communication. And thank you all for your patience and flexibility and understanding as we manage through this difficult situation and the city's business. Mr. -- commissioner hardesty asked to make a statement.

Hardesty: as you know we have been in the midst of the last crisis around the wildfires and wanted to read a letter that the mayor sent out this morning. I appreciate the mayor allowing me to do that. On february 4th, 2020, investigating manager and reintegrated into an e-mail to the officers and fire liaison to be prepared for a historic wind event that would impact fire behavior and cause conditions if rapid fire spread and meant life and property. This fire weather report was forecasted to be in effect from monday september 7th and wednesday september 9th. After vol doors, the firefighters responded to 500 calls, as well as aid requests to neighboring conditions for emergency services. This was only the beginning as a new reality began to form that they were facing the state's largest wildfire in history. The government enacted an act and the firefighters answered the call. Never in history in Portland of fire and rescue has they organized and deployed and sent the amount of aid resources under such dire circumstances to save lives and property. This was led by john kelly who worked seven days straight and remained protected and our crews were taken care of in the field. Later, having to evacuate his own family. By the end of week the response expanded to 33 firefighters, 13 engines and three bc vehicles and two wildland trailers and one water tender and one brush unit. In addition, all Portland fire and rescue members on the incident management, red, blue and green team were called up to d. This extraordinary deployment of resources was only possible because employees throughout the entire organization and within every division stepped up to help. 40-hour personnel from medical services and training and prevention back filled at the station while others shuttled firefighters -- while other shuttled firefighters from base camp in the county. Other firefighters canceled vacations and volunteered for callback staffing or made themselves available for the 14-day wild land deployment. After an urgent message was sent out from battalion headquarters on tuesday. Critical support functions in tier one continuity were prioritized. They had staffing and callback assignments while the fire liaison office provided round the clock coverage. 24 hours a day, coordinating with the deputy c103 office on resource movement in to and out of the city while also maintaining citywide coverage. The exhausted work by the men and women at logistics and under the leadership of deputy chef bill golfport and captain rick lawson and auto shop supervisor jason earhart allowed them to outfit and equip firefighters with the right tools and

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equipment under a quick turnaround to deploy or place reserve apparatus in service to back fill at the station. They work long hours coming in early and staying late, making sure that those in the field had the logistic support through the deployment. The fire and rescue sent backup public information officers to assist the county who worked behind the scenes to set up the joint information center. Assisted with social media monitoring and content review for distribution assisted in video production and coordinating inner agency media messaging. There are so many historic stories to be told and incredible efforts made by people fighting to survive and some employees were not immune. Over 25 percent of the bureaus live in areas and counties directly impacted by -- by three of the largest fires. The behind the scenes effort of co-workers helping each other and their families solidifies the bonds that are built among companies, crews and peers. Countless threads of firefighters opening their homes and farms to offer shelter and space for displaced employees and animals. Word alone is can't express how proud I am of the efforts of the men and women who make up the Portland fire and rescue department. Signed fire chief sarah boone. Mayor, thank you for allowing me to read that into the record. I'm humbled to be the commissioner in charge of Portland fire and rescue at this time. I will say they honor us well with the work they have done to protect life or property all over the state. Thank you.

Wheeler: thank you. That's a great way to start our meeting. Dan ryan is clapping. I'll clap too. I'm really proud of the way the city of Portland and the employees stepped up to provide mutual aid to other communities around the state that are really, really suffering under this latest disaster to hit the state of Oregon. Firefighters is fantastic. In the county we have transportation folks to make sure there's safe places for people who are evacuating. We made sure we had alternative shelter place and rest areas for people who might want to come to Portland because believe it or not despite the air quality which is terrible it was still terrible than the central cascades. This is truly an example, commissioner of the importance of mutual aid when other communities are in need and the city of Portland steps up. There's time we will need support and others will support us in our time of need. It is important to uplift and support our neighbors. Chief boone, if you're listening, thank you for taking the time to draft that. It is an uplifting statement and what we need to hear right now. Thank you commissioner hardesty. Karla, can you please read, wait, I forgot something. I forgot our legal notification. How could we forget that. We'll now hear from legal council on the rules of order and decor rum.

Matt Farley: good afternoon. To participate with council meetings you must sign up with the clerk's office to briefly speak about any subject and you may sign up for testimony on resolutions and the first readings of ordinances. The council at Portland, Oregon.gov/auditor tells how and when you sign up for testimony while the city council is holding electronic meetings. Your testimony should address the matter being discussed at the time. Please state your name and your address is unnecessary. If you're nominating an organization, identify it. The officer determines the length of testimony. Generally three minutes are allowed. When your time is up, the officer will ask you to conclude. Conduct such as shouting or interrupting other's testimony or council disruptions won't be allowed. A warning may result the person being placed on hold or rejected from the remainder of the meeting. All council meetings are recorded. Thank you.

Wheeler: thanks. Appreciate it. I read two items together. Item 743 and 44. If you're here for 745, that's in the going to happen today, just in case anybody is on the line. Karla, could you read 733 and 744 together?

Clerk: except report dark skies, strategies for reducing light pollution in Portland and from claim september 19, 2020 to be lights out Portland night in Portland.

Wheeler: commissioner hardesty.

Hardesty: i'm the new person in charge of sustainability to present these issues today.

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Mayor, I'm in the going to take a lot of time with an introduction but I would be happy to bring up the bureau project manager or is that something that you would like to do?

Wheeler: I want to make a brief statement.

Hardesty: happy to let you do that. I'll keep my statements until the end if that's okay.

Wheeler: I thank you for stepping up for the sustainability commissioner in charge. I know you're deeply committed to the agenda. Your strong support of the info program as well as your unique connection to Portland clean energy fund which are going to be two important areas for that bureau going forward. It is critically important. Your willingness to step forward at this time is greatly appreciated. Colleagues, I'm pleased to present with commissioner Hardesty these two items together. The dark skies project was very important through our late friend and colleague commissioner Nick Fish and his team. It is also work I strongly supported as the prior commissioner in charge of the bureau of planning and sustainability. The strategies that are outlined in the dark skies report support our citywide goals for a healthy and equitable and resilient city. Light pollution we know factually is bad for humans and animals and it is even bad for plants. It gets in the way of activities that bring us joy, like star gazing and bird watching even though we may not be able to do much of that this week. Improperly shielded light adds glare which prevents walking at night. It is bad for our mental health and disruptive to the animals that call Portland home. The pandemic is underscoring this is linked. Our need to pay attention to those connections is paramount. The good news is that there are clear solutions with multiple benefits. I want to thank those that pushed this forward over the two years. I look forward to hearing the reports and recommendation and the community feedback this afternoon. I'll turn it back to the commissioner in charge, commissioner Hardesty.

Hardesty: we will be voting on a dark skies report. It has strategies and action for light pollution in Portland. In addition I'll read a proclamation for this Saturday, September 19, as Lights Out Portland night. This makes our streets safer and easier to navigate but outdoor lighting that is poorly designed or poorly shielded provides light pollution that negatively affects humans and wildlife and safety. Portland is fortunate to only have minor levels of light pollution but existing light at night has an impact on the people and the environment. As part of the 2020 budget, planning and sustainability will reduce light pollution in Portland. As the mayor said this was near and dear to commissioner Fish and his staff. Before voting for the report, we will hear from the staff on the report's findings and recommendations. I'm proud to turn this over now to -- to -- to -- to vps staff, Shannon Buono to walk us through the report. Hi, Shannon.

Shannon Buono: hi. Thank you very much.

Hardesty: are you ready to go, Shannon?

Buono: I am. I was going to wait for the presentation to start. Are you seeing the presentation?

Hardesty: not yet. Maybe a caller could get us up there. There you go. All right. **Buono:** Thank you commissioner Hardesty and Mayor Wheeler and members of the council. I'm with the zero planning and sustainability. I'm here to present the dark skies report for my colleagues. All four of them work with me to produce this report and are here to help answer any questions you may have. After my presentation we have a guest, invited guest, Mary Coolidge with Portland Audubon. She's the campaign coordinator and expert on light pollution and its effects on humans and wildlife. It provided invaluable feedback during this process. I want to acknowledge my colleagues. They're in the here today but they have been part of the team through the process. Next slide. This will walk us through the background. The negative effects of light pollution and a brief recommendation that the report calls for. After I finish, we will talk about the echo focus group meeting that was helped to facilitate. Afterward Mary will remark on Portland Audubon. Next slide. Outdoor lighting is an important element of our life. It allows for extended activity beyond daylight

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hours and helps create a sense of place. Next slide. While good intentional light is central element of the city. Outdoor lighting that is poorly designed or shielded produces light pollution which is the inappropriate or accepted use of artificial light. In 2016 scientists estimated that 99 percent of the population of the continental united states experiences some amount of light pollution. Next slide. Light pollution negatively effects human and wildlife safety and is impaired by the ability to see the night sky. The good news is the advances in technology it is possible to reduce consumption and have pleasant city and night and have lights on the ground where they're needed. Next slide. Portland is fortunate to have only moderate levels of light pollution compared to many american cities. Without intentional action, light pollution will proliferate. The population will increase by 260,000 people by the year 2035. The city will grow to accommodate the population by new homes and businesses and smart city policies and construction rules and regulations can help prevent new and existing developments from contributing to light pollution. Next slide. This is not the first time the issue of light pollution has been recognized by the city of Portland. Light pollution was first recognized by the city in 2003 while developing the bird agenda which was part of the city's responsibility as a u.s. Fish and wildlife service urban tree city. Many reducing light pollution has been adopted. While they have some policies we lack comprehensive strategies for regulating outdoor light. Next slide. Light pollution comes from exterior lighting on our homes and on commercial and industrial buildings from bright lights in parking lots to lights on outdoor signs and from streetlights. Not all outdoor lightning causes light pollution. It comes from outdoor lightning that is unshielded and poorly directed. It is also caused by indoor lightning. Light pollution is not the only issue we face with regard to outdoor lighting. There's portions of Portland that have inadequate streetlighting. The bureau of transportation has plans including the recent plan to address these areas. The dark skies project is focused on insuring outdoor lightning is directed where it need to be and not where it doesn't need to be. For example, into the yard and windows of neighboring properties. Next slide. There's documented negative impacts from light pollution. Next slide. There's growing evidence that light at night has effects. Outdoor light at night can reduce the amount and quality of sleep that people get. Disproportionate effects with neighborhoods with higher poverty levels. Many studies linked artificial light at night with melatonin which is a key hormone in the regulation of our internal clock. The studies show that shorter wave links are important. Through a safety perspective, we know well designed outdoor lightning is important to community safety and security and poorly lit areas experience more car accidents and pedestrian deaths. However, light pollution, especially glare also poses safety and security risks, particularly for pedestrian and driver safety. Places with overly bright light levels in blue light range and above are more likely to be perceived as unsafe. Next slide. Light pollution negative effects wildlife and eco systems. Many species of birds migrate at night and artificial light at night is also in the nighttime sky where they fly. The light distracts and disorients them. The estimates of the number of bird dying from window collisions across north america range from 98 million to close to 1 billion. It also demonstrates harmful impacts on urban and nonurban species, including amphibians and squirrels and primates. As for artificial light at night can impair wildlife habitat and can cause increased [indiscernible] in the new system of animals. The impacts are not limited to animals in their habitat. Light pollution negatively effects insects, trees and plants. Next slide. Overillumination which is what is regarded with a specific time of day requires money. The international dark sky association estimates that 30 percent of outdoor lightning in the united states alone is listed up to a cost of 1.4 to 3.5 billion dollars and the release of between 6 to 17 million tons of carbon dioxide per year. Next slide. Light pollution prevents us from seeing stars at night. Lights have become more energy efficient, light of outdoor areas brings 2.2 percent per year between 2012 and 2016 and continuously lit up areas in the city that gets

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brighter each year as well. As a result, astronomers at observatories can see the effects of sky glow from bright cities hundreds of miles away. Skies in the city of Portland is clearly visible from the golden dale observatory. There's still some night sky left to protect. Next slide. We can solve this problem. Experts in lighting design and engineering and night sky conservationists agree on these five principles for reducing light pollution. All light should have a purpose. It should be where needed and in -- no brighter than necessary. Many cities and counties across Oregon and north america have implemented these principles that require code and outreach efforts to reduce light pollution in their community. The recommendations in this report lay a foundation of how Portland can take similar steps toward reducing light pollution. Next slide. There are 21 recommended actions in total. They're organized into strategies that center on establishing a comprehensive set of regulations for outdoor lighting, including on all homes, buildings and signs. Many jurisdictions across the country and in canada have established dark sky ordinances, including wilsonville and tucson, arizona, boulder, colorado and toronto canada. Addressing the color temperature and shielding of streetlights and promoting and incentivizing property owners to upgrade their outdoor lighting to shield the light at right intensity and to turn off unnecessary outdoor lighting when not used. Participation in this type of program has been an important way that cities like chicago and new york have reduced light pollution. Next slide. A public review draft of this report in july. By the end of the public review period, we have received over 200 comments, almost all of the comments were supported and most expressed a sincere hope the city follows through with recommendation and establishing a regulatory program as soon as is priority. We had comments over the last few days and they're all consistent with the supportive comments on the draft. Now I like to turn it over to my colleague who can tell you about our equity focus groups that we hosted in early august.

Nikoyia Phillips: thank you. Good afternoon commissioners and mayors. Thank you for making time for our team. Commissioner hardesty, looking forward to working more with you. I worked and my focus has been on community engagement and finding ways to help communities of color and around planning projects. Over the last month and a half, I became the bureau's equity manager. I had a fun time working with this team. I'm putting together this equity focus group and I want to share a little bit of what we learned. On august 4th, 2020, we had a zoom focus group where we invited members of the community. We looked for communities of color and those that live in east Portland so we could look at the findings and recommendations of the report. We want to learn from folks, one in particular in east Portland, how projects like this might benefit or burden them. We wanted to understand how communities of color are expanding outdoor lightning in their communities and learn more about the types of light related problems that have been described in the scientific studies that were mentioned. We wanted to talk to community members about which was a higher priority for them in terms of the challenges listed in the report. Issues such as energy waste, health concerns, sleep deprivation, the environmental impacts, public safety and the sky glow. Really wanted to learn, is there a single issue or a subset of issues that are really pressing or more concerning for these particular community members than others. Can we go to the next slide, please. So you're looking at a couple of quotes that came from participants in the focus group. I suffer from insomnia and I had to put up blackout curtains to block the light. Live in a community that has led lights along paths, while I appreciate the light I feel there's a tradeoff. There's examples of some things we heard from people in these focus groups. Multiple participants reported them or their family were having issues with insomnia that were partly attributed to the exterior light intrusion. There was indication from multiple participants that exterior lighting and safety when walking at night was a challenge and tradeoff. Many people shared the lighting wasn't adequate to meet their safety needs. None of the

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participants over there could request streetlight shielding or that they would even listen to their complaints about outdoor light intrusion. Our participants agreed that light pollution and greenhouse gas pollution should be avoided and minimized. There was agreement on that. And then expressed an understanding that tackling light issues in Portland neighborhoods was going to involve tradeoffs but folks really had a high level of value and importance on all three topics which were the light intrusion, the need for more pedestrian skill lighting and the carbon footprint of outdoor lighting. Some participants noted that the trees did block some streetlights but there was still strong support for trees that provided shade, absorb pollution and that mitigate the heat island effect, particularly in east Portland. Participants thought the trees should be trimmed and the city could deploy better planning in designing lighting options. Next slide, please. So overall the equity group findings summarized in the report and that can be found in appendix d, we pulled that out for folks that were interested in a deeper dive into what we learned. The feedback from the group supported the recommendations outlined in this report. In particular, you know, development and implement a comprehensive set of regulations for the outdoor lighting. Making sure these concerns are captured when we -- with we look at design and when we think about what types of regulations to put in place for them. Folks feel strongly about funding a streetlight shield program that would proactively address the light trespass coming from streetlights to really get at that issue of insomnia and light trespass in homes. Also like to see design and fund an outreach campaign to encourage property owners to retro fit their outdoor lighting. These are some of the things that we learned from the focus group and -- if there are other questions, you know, feel free to send them to us. Thank you so much.

those are great recommendations. Thank you for the hard work.

Wheeler: thank you.

Buono: The next light is introduction for mary for audubon. Probably stop the presentation.

Mary Coolidge: are you passing the torch. Thank you for the opportunity to be with you. I'm the birthday coordinator for Portland audubon. I like to express strong support today for the adoption of the dark skies report. We appreciated the opportunity to work with staff on this project. We believe that the report lays a strong foundation for implementing actionable steps that the city can take to address light pollution to protect public health, ecological health and address equity and to support climate resilience. Light pollution has been documented. The larger growing field of research, looking at ecosystem impacts from light pollution shows none of it is good news. Exposure to light at night decreases melatonin in humans and causing sleep disruption which has been found by the ama as potentially a develop of diseases, including cardiovascular disease and depression. The report as you also heard also highlights the need for more research into potentially disproportionate impacts on income and marginalized communities which may face health stressors, including covid-19 and may be in areas with higher ambient lighting and lower tree canopies that would help soften the lighting. The good lighting should increase safety and simultaneously reduce light pollution. It is possible to do both at the same time. Poorly designed lighting wastes energy and excess in carbon emissions. Addressing this issue supports the climate action plan and climate emergency rules at a time when we all know we're seeing consequences of climate change right here in the Portland metro region. Finally, we often talk about access to nature being a critically important part of the urban experience and the ability to see the night sky should be part of the social urban nature of doing it. Every child no matter where they live should be able to look up and see the stars. We acknowledge the unique challenges that council are facing. Many issues being reprioritized in order to address the most immediate concerns facing the community. We recommend amendment to insure that the city will return to this work and adopt code

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in this report within two years. The truth of this report will only have meaning if it is moved to implementation. Two year time frame would insure that the significant amount of work done to date would not be lost over time and we believe that a two-year role is reasonable under the current circumstances. We urge you to adopt this report and amendment.

Thank you also for your support today of our life at Portland launch night which is an event that kicked off the fall bird migration and asked building owners and management to reduce their unnecessary overnight lighting to insure that birds make it to their destination. The Portland events have had 5,000 Portland residents and 31 central busy city buildings participating. We appreciate championing this event this year. Thank you for your time. We know it an important resource.

Hardesty: thank you for your testimony. I believe the mayor has an amendment he would like to propose.

Wheeler: yes, related to Mary's testimony. Gives me a good segue and thank you commissioner Hardesty for giving me the on-ramp here. I'm prepared to offer a friendly amendment and offer it for council discussion. Vps received over 200 comments on the draft report. 99 percent of which were supportive of the recommended actions that we're hearing about today. My office asked the city council to implement the recommended actions in particular for the outdoor lighting code within one year. And staff pointed out at the beginning, their presentation reducing light pollution was put in the bird agenda that the city council adopted all the way back in 2011. It was also included in the 2015 climate action plan as well as of course the central city 2035 plan which we just adopted fairly recently. Organizers worked through this and through community driven science and working with the staff in support of the dark skies project. The report provides research strategies and road maps for the work. I hope we can move forward on a faster timeline than suggested. Would moving forward take resources away from other top priorities? What programs or project would be specifically impacted by that and can the work be done with less than 1.5 to 2 ftes recommended by the report. The recommended guideline for the code work which is strategy number one, action 1.1 on page 32 of the report states that it would be done within two to five years. I like to move that timeline to within two years. This is a potential amendment if I could get a second.

Hardesty: I second.

Wheeler: thank you. We'll leave that open and hear from public testimony and perhaps hear from staff as well on the subject and the questions I proposed. Thank you.

Hardesty: Karla, do we have public testimony signed up for these items?

Clerk: first is report and second is proclamation. We don't take comments on either.

Hardesty: thank you for the reminder. I'm used to you telling us what we're doing. In that case, that means we should open this up for conversation. I like to invite Shannon to rejoin the conversation. I second your amendment for the purpose of conversation. I'm also concerned about the -- about the additional pressure that -- that we're putting on vps because we continue to tell them to prioritize a host of things. They're supposed to be working on the task force and we're doing the work around the Portland clean energy fund. I'm 100 percent behind the recommendation but I think based on where we are right now as a city and all of the unknowns we don't know what will happen. I would be concerned about adding the additional pressure it staff at vps. That's my opinion. I love -- I love to have other people weigh in.

Wheeler: thank you commissioner Hardesty. Commissioner Fritz has her hand raised. Commissioner Fritz.

Fritz: thank you. Thank you for the presentation and all of your input and work on this. Thank you to the community engagement. Obviously this is for the interaction that council has been given. It is a really great report. I encourage everybody watching to read it. Regarding the motion, the mayor was very careful to frame it in terms of evaluating what

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the priorities are. I know you're in charge of planning sustainability, commissioner hardesty. I imagine he prepared the amendments before they transferred to me. Second, the motion is to accept the reports and when we accept things, that means we acknowledge the report has been written rather than that we're going -- we're promising to do absolutely everything in it. If we're adopting the report that would be different. This is accepting the report because it is a framework and it could be modified based on need and the urgent climate need as we're all experiencing recently. I support the amendment because I think it does -- it does call for -- for doing things as quickly as possible. Especially because it also recognizes that there are other things that we do. Wonderful planning for staff to do a lot of things that i'm astonished they continue to be able to do them all. Unfortunately, you're a victim of your own success in this. You have to cry uncle. I know occasionally you do. That's my thoughts on that.

Wheeler: It looks like Joe Zehnder is about to submit his resignation or something. [laughter].

Joe Zehnder: Uncle.

Hardesty: i'm actually shocked he didn't do it a couple of years ago.

Wheeler: you look very concerned, which makes me very concerned.

Zehnder: sorry about that.

Hardesty: so did you want to weigh in on the conversation?

Zehnder: yes. Just briefly. I appreciate your support for this important work. That's why we undertook it and squeezed it in actually because it was funded by city council. We appreciate that. We didn't have it in the work program last year. Shannon stepped out on other projects that she was working on. We went to consultant to help us do this. The next stage is turning it into code. We know from experience that's a year and a half just because of all of the negotiations with infrastructure bureaus and the other bureaus we struck adding a code provision and the level of public outreach that we want to do although there's a lot of support for this. It is similar in many ways to when we adopted the tree code as well, created the tree code which started off in one direction and ended up taking more time because the controversies are imbedded in the specifics of the code that is attached to this report. There's still a lot to work out I guess is the point of that story. Right now we have an aggressive environmental planning set of projects going that -- that -- that I know are also priorities of city council and priorities of audubon. We're updating the -- the protections for natural resources to the environmental zones. Doing that citywide we had to break it into phases because we don't have enough money or staff to sort of do the whole city at once. We're assisting with development of proposal for new provisions in the tree code. This is the same team, environmental team. That's coming to city council shortly. We're completing the south reach of the river plan and bringing that to city council this year. Once again, that's the same team and we have been -- we're -- we're in a budget mode and I believe in the bump potentially funded to undertake the update of the fema floodplain regulations which is a required step for us to protect flood insurance access to Portland households and businesses that need it. And that too is supported by the audubon because it is a result of a lawsuit they brought against the federal government. All of that is -- is to say that we're really -- we really know the importance of the environmental work, the dark skies is part of that. We also are anticipating a rough budget year. We don't have it this year. Currently all of our planning programs is outside funded through either ia with bureau of environmental services or -- or -- or other funding that we potentially get for the floodplain. That goes away next year. You know the budget situation more than I do. We're being very conservative. We have our eyes on these important priorities. As much as we know the importance of dark skies we believe the same kind of objectives for both climate change and protection of these resources has been accomplished.

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Hardesty: thank you, joe, I really appreciate you weighing in. I want to see if there's any others that want to weigh in on this conversation. I think we have actually focused the conversation at the moment on the amendment that the mayor has proposed.

Eudaly: I don't have to add. I'll save my remarks for closing.

Hardesty: excellent. We heard the mayor's amendment. We heard commissioner Fritz and my position which are at the opposite ends. I think what we can -- what I can agree to is this is important work and incredible report. Let me say, I would be very concerned with making promises that we can't keep. We have a bureau that is overloaded and we'll have less resources next year, because of that, not because I don't think this is important, I think everything that vps does is important and vital. This is not less vital. I think they were realistic to say two to five years. We don't know what we don't know as we sit here and prepare for our response as we come out of covid. I think I should ask the clerk to call the roll.

Wheeler: let me do this. I want to put it out there as a topic of conversation and urgency, as commissioner Fritz pointed out, this really is the acceptance of a report. I think you heard the concern. This is something that keeps falling through the cracks. Like to see us keep the pressure on it. It is clear the council is divided and as commissioner in charge, I want to respect your leadership in the bureau and your comments. I'll withdraw my amendment. It is a friendly amendment. I think we should get updates from the bureau of planning and sustainability and keep it to a second responsibility. I don't want to hamstring you as commissioner in charge. I want to respect that in the context of the form of government which we currently have.

Hardesty: thank you, mayor, I appreciate that. It sound like you have withdrawn your amendment -- and that means we'll vote on -- voting to september the report as presented. Karla, will you call the roll? [roll called].

Eudaly: i'm supportive of this and thankful for the work that went into the support and proclamation. This is an issue I became interested in during my first campaign when pb0t was beginning to replace our incandescent street lamps with led bulbs and they were quite bright. I'm happy to say that -- that we have made improvements since then. I want to let audubon know that the door is always open. We welcome their input and if they feel there's additional improvements pb0t could be making, please let us know. I grew up in rural Oregon where there's virtually no light pollution and there's just nothing like looking up at -- at a dark night sky and being able to see the stars and I would love for more Portlanders to get to experience some approximation of that. We're well aware of the negative impacts that human behavior has on our environment and this is one of many steps that you need to take to mitigate that impact. I vote yea.

Clerk: Fritz?

Fritz: i'm in southwest Portland, so I see the stars pretty nicely, hardly in streetlights. I think everybody should have that -- should have that joy of being able to watch the meteor showers by standing outside, et cetera. Mostly, thank you for audubon for keeping this on the front burner and bob and your entire team. This is people -- people may wonder why we're responding time on this. Every aspect of the climate catastrophe is -- is important. Light pollution and its effect on birds and various other things and its effect on humans. I was ridiculously happy. I could see shadows in the backyard for a brief moment. The joys of lack of pollution of any kind are something that I will definitely be mindful of for the rest of my life. Thank you for your work on this and bureau of planning and I know we ask you to do a lot of things and the count for next year could consider funding determine positions if that's necessary on a one-time basis to get this job done sooner rather than later. I wouldn't want it lose the valued staff that worked on it for so long to make sure they can finish the work they've done. With that i'm grateful and thankful.

Clerk: Ryan

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Ryan: yes, thank you very much for the presentation and the bureau and audubon. I want to pull out things I had. I got the dialogue that came up between the relationship between safety and light pollution was a good one. I like the public to know that they don't have to be each other. They can complement one another. I didn't get enough information to articulate that. I look forward to that being flushed out more. That's one of the obstacles that we have as a group. Two, I think knowing what success looks like on this is fascinating. I know you mentioned golden dale and maybe in five years time that glow in Portland would go down and make that a transparent goal. And I also liked what -- what -- what -- how grass roots this can be. I know there's a couple of neighbors that I want to have dialogue with about their bright light and how do I do that and still be a good neighbor. How does this become a feel good Portlander movement if you will and help those that don't understand. A lot of people about this have no clue. I know I loved the meteor showers around the 10th or 11th of august. I always feel I have to creep far out of town to appreciate that. It would be great someday to not travel so far to bring that in. Bravo and look forward to supporting this work as it goes along. I vote yea.

Clerk: wheeler.

Wheeler: i'm appreciative of this work. I also appreciate the fact equity was put front and center. Thank you for the presentation. This is something that I hope we will uplift as a high level priority in our next iteration of the climate action plan which we're working on now. I'm sure a lot of people are watching this and saying you guys are covid crisis and economic crisis and we have a racial justice reckoning that is under way. You can't see ten feet outside and you guys are talking about night skies being dark. This is critically important and though I definitely appreciate the aesthetic aspects of this and I love gazing at the stars as much as anybody and just wondering what lies beyond but what has really changed my view in recent years is the public health consequences of this and the reality that for those of us who are urban dwellers which is all of us, I think here are pretty close to it. This has real implications for our sleep patterns or -- or our mental stability and our ability to help negative consequences. There's a good documentary that came out maybe a year ago. I'm quickly trying to google it and have a really obvious name. I believe it was called saving the dark if I remember correctly. If you google that you'll probably come close to. It was a compelling documentary that explains in short order why this issue is important and why everybody should care about it. I encouraged people to look the documentary up. It is not long but terribly compelling at the same time. So this is great work. I'm happy to vote yea and just because I know that legal counsel is going to make -- make hay of this, we actually never moved or seconded the report. So commissioner hardesty, can I assume you moved the report and daley you seconded it?

Hardesty: yes.

Eudaly: I second.

Wheeler: it is accepted. The next piece is the proclamation.

Wheeler: yes. Before I read the proclamation, I was so stressed out about -- about following what I was supposed to be doing I did not give me appreciation to vps for all of the incredible work that they have done. I wanted to take this time to say thank you very much to audubon for continuing to -- to push us to do more than we think is possible. And phillips, I want to appreciate you taking the lead and making sure we're talking to our diverse communities and spending time in east Portland which as you know has less trees than other areas of the city and is more prone to light pollution, I think, than or parts of the city. I also want to -- to appreciate the hard working staff at vps because these are people that don't normally so no or don't normally push back because they share our passion and values. I appreciate the mayor withdrawing the movement and I want to move forward as quickly as we can. I'm a person that don't want to make promises I don't keep. If I

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promise it, I want to make sure everything I can to make it happen. That's the workforce we have. I know everyone will hold us accountable.

Wheeler: there's some that I was remiss on putting on the table. I want to thank our partners. Vps is important to this from a government perspective. This has been driven by -- by strong community partners and advocates. I want to particularly acknowledge mary coolidge and bob salinger from the audubon for their long-time advocacy on this issue and their contributions to this specific report. I also want to thank the rose city astronomers and those from the national laboratory and the director. And many community members that got involved and shared their input with the bureau as well as members of the staff in my office. Thank you to shannon buono and sally edmonds. Sally edmonds at the bureau of planning for your excellent work on this project. And one sort of quick add, I encourage everyone watching today's hearing to participate in lights out Portland and tell your friend and your family and employers how they could help reduce light pollution. Thank you. Commissioner hardesty, with that it is yours.

Hardesty: thank you very much, mayor. Whereas Portland is a growing city in a growing metropolitan area. Whereas with growth and development come more outdoor lighting and whereas with increased lighting comes increased light pollution. Excess of light pollution prevents most of earth's population of having the opportunity to observe the stars and costs nearly one-third of the world, including 80 percent of north america to be unable to see the milky way. Whereas light pollution wastes energy and increase our carbon footprint and has widespread bad impact on health and safety for humans and wildlife. Whereas Portland is on the pacific flyway which brings millions of bird into our space and migration and light pollution presents a major threat. Contributing to collisions which costs up to one billion bird deaths every year. North america's bird population has declined 30 percent since the 1970s and where as the city of Portland has adopted policies directed at reducing light pollution in Portland and including the 2035 comprehensive plan and the green building policy. Whereas in fiscal year 2019-2020, they fund the dark skies protect for recommendations for carrying out these policies. Whereas the dark skies strategy is an essential part of creating a healthy, equitable and resilient city. Whereas the dark skies report was presented to city council on september 17th, 2020 and calls for a comprehensive regulatory and public outreach approaches to address light pollution from homes, buildings, commercial and industrial development and streetlights. And whereas, Portland audubon sponsors an annual lights out Portland public outreach event to call attention to the fall launch of bird migration season and residents in building and owners and managers to reduce unnecessary sky glow and prevent bird from being attracted to urban areas. Whereas lights out programs are key outreach strategies identified and dark skies report and recommendations that other cities across north america have taken to help reduce unnecessary light pollution. Whereas as related -- related to light pollution and whereas several cities of Portland buildings and facilities are currently participating in Portland audubon seasonal lights out program including city hall and Portland building and several Portland parks and rec centers. Now, therefore, I ted wheeler, mayor of the city of Portland, Oregon, do here by proclaim september 19th, 2020 to be lights out Portland night and Portland -- and encourage Portlanders to turn off their interior and exterior light from 11 p.m. Until dawn. And go outside to be the night sky and further encourage Portlanders to take the pledge to extinguish exterior lighting every night during seasonal mike congratulations. If you didn't know where that is, september to october and april to may. That's the proclamation. Thank you very much. That is the end of -- of what I have, mayor.

Wheeler: all right. Thank you. We were in chambers and we celebrate and have a photograph. It is harder this way. This is my iphone and we call it good.

Hardesty: they take pictures of the zoom meetings and they do that, right? We'll have to

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get training on that.

Wheeler: absolutely.

Hardesty: i'll turn the program back over to you.

Wheeler: all right. Good. Karla, can you read 745?

Clerk: authorize changes to -- to established safety net programs, allowing the director of human resources and their directors additional authority to -- to enter into flexible safety net temporarily and safety net reduction of hours agreements during fiscal year 2020-2021 and fize fiscal year 2021 to 2022.

Wheeler: Colleagues we're still working on this and it need more refinements based on feedback we received having lost the proverbial floor. I'm referring this back to my office. Karla that completes our agenda, does it not?

Clerk: it does.

Wheeler: everybody, thank you. Good council sessions this week. We'll see you very soon. Thanks a lot and we're adjourned.

At 3:09 p.m., Council adjourned.