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CITY OF  
Portland, Oregon

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Official  
Minutes

**December 9-10, 2020**

**Date and time**

December 9, 2020 at 9:30 a.m.

Council recessed at 12:45 p.m.

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**Officers in attendance**

Keelan McClymont, Clerk of the Council; Karen Moynahan, Chief Deputy City Attorney

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**Consent Agenda**

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

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**Date and time**

December 9, 2020 at 2:00 p.m.

Council recessed at 3:57 p.m.

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**Officers in attendance**

Keelan McClymont, Clerk of the Council; Matt Farley, Senior Deputy City Attorney

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**Date and time**

December 10, 2020 at 2:00 p.m.

Council adjourned at 2:14 p.m.

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**Officers in attendance**

Keelan McClymont, Clerk of the Council; Linly Rees, Chief Deputy City Attorney

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

*Keelan McClymont*

By Keelan McClymont  
Clerk of the Council

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

**Disposition:**

THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz, Hardesty and Ryan, 5. Commissioner Hardesty left at 12:35 p.m., 4. Commissioner Eudaly left at 12:40 p.m., 3.

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

Under Portland City Code and state law, the City Council is holding this meeting electronically. All members of council are attending remotely by video and teleconference, and the City has made several avenues available for the public to listen to the audio broadcast of this meeting. The meeting is available to the public on the City's YouTube Channel, eGov PDX, [www.portlandoregon.gov/video](http://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](mailto:cctestimony@portlandoregon.gov).

The Council is taking these steps as a result of the COVID-19 pandemic and the need to limit in-person contact and promote social distancing. The pandemic is an emergency that threatens the public health, safety and welfare which requires us to meet remotely by electronic communications. Thank you all for your patience, flexibility and understanding as we manage through this difficult situation to do the City's business.

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

**The deadline to sign up for the December 9-10, 2020 Council meetings is Tuesday, December 8, 2020 at 4:00 p.m.**

Email the Council Clerk at [cctestimony@portlandoregon.gov](mailto:cctestimony@portlandoregon.gov) with any questions.

**COMMUNICATIONS**

**951** Request of Julian Bryant to address Council regarding the Borgen Project (Communication)

**PLACED ON FILE**

**952** Request of Sarah Taylor to address Council regarding Willamette Greenway Inventory from a community perspective (Communication)

**PLACED ON FILE**

**TIMES CERTAIN**

**953 TIME CERTAIN: 9:45 AM** – Accept Travel Portland's annual report on travel and tourism activity for fiscal year 2019-20 (Report introduced by Mayor Wheeler; Contract No. 30005175) 20 minutes requested  
**Motion to accept the report:** Moved by Hardesty and seconded by Eudaly.  
(Y-5)

**ACCEPTED**

<p><b>954 TIME CERTAIN: 10:05 AM</b> – Direct the Portland Police Bureau to inventory its crowd control tools and submit written reports to Council, and establish new authorization procedures for the Portland Police Bureau’s acquisition and procurement of military-style equipment and submit written reports to Council (Resolution introduced by Mayor Wheeler and Commissioners Eudaly and Hardesty) 30 minutes requested (Y-5)</p>	<p><b>37520</b></p>
<p><b>CONSENT AGENDA – NO DISCUSSION</b></p> <p><b>Mayor Ted Wheeler</b></p> <p><b>Office of Management and Finance</b></p>	
<p><b>*955</b> Pay property damage claim of N Williams Creations LLC in the sum of \$19,965 involving the Portland Bureau of Environmental Services and the Water Bureau (Ordinance) (Y-5)</p>	<p><b>190216</b></p>
<p><b>*956</b> Pay settlement of Robin Runstein property damage lawsuit in the sum of \$27,000 involving the Portland Water Bureau (Ordinance) (Y-5)</p>	<p><b>190217</b></p>
<p><b>957</b> Assess property for system development charge contracts, private plumbing loan contracts and safety net loan deferral contracts (Ordinance; Z0844, K0186, T0203, W0072, Z1209, K0187, T0204, Z0845, W0073, P0165, P0166)</p>	<p><b>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</b></p>
<p><b>958</b> Update salary grade for Environmental Supervisor classification (Ordinance)</p>	<p><b>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</b></p>
<p><b>Commissioner Chloe Eudaly</b></p> <p><b>Bureau of Transportation</b></p>	
<p><b>959</b> Accept a grant in the amount of \$145,000 from the Oregon Department of Transportation to replace Interstate 205 freeway signage concurrent with the renaming of a portion of NE Killingsworth St east of NE Cully Blvd to NE Lombard St as part of the Columbia – Lombard Wayfinding Project (Second Reading Agenda 927; amend Ordinance No. 190073) (Y-5)</p>	<p><b>190218</b></p>
<p><b>Commissioner Jo Ann Hardesty</b></p> <p><b>Portland Bureau of Emergency Management</b></p>	

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<p><b>960</b> Accept a grant from the Oregon Office of Emergency Management Emergency Management Performance Grant Program, Grant No. 20-542, in the amount of \$315,545 for administering an integrated all-hazard emergency management program for the City (Second Reading Agenda 930) (Y-5)</p>	<p><b>190219</b></p>
<p><b>REGULAR AGENDA</b></p>	
<p><b>961</b> Appoint Cristina Nieves and Thomas Mosher to the Open and Accountable Elections Commission (Report introduced by Mayor Wheeler and Commissioner Fritz) <b>Motion to accept the report:</b> Moved by Fritz and seconded by Ryan. (Y-5)</p>	<p><b>CONFIRMED</b></p>
<p><b>Mayor Ted Wheeler</b></p>	
<p><b>962</b> Proclaim December 2020 to be Buy Local Month (Proclamation introduced by Mayor Wheeler) 15 minutes requested</p>	<p><b>PLACED ON FILE</b></p>
<p><b>Office of Management and Finance</b></p>	
<p><b>963</b> Authorize contract with Jacobs Engineering Group, Inc. for Design Services for the Bull Run Pipeline Project for \$29 million (Ordinance; Contract No. 30007505) 10 minutes requested Rescheduled to December 9, 2020 at 2:00 p.m.</p>	<p><b>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</b></p>
<p><b>964</b> Authorize water revenue bonds to finance water system capital improvements in an amount not to exceed \$142 million and refund water revenue bonds (Second Reading Agenda 936) (Y-5)</p>	<p><b>190220</b></p>
<p><b>Portland Housing Bureau</b></p>	
<p><b>*965</b> Authorize new construction financing for an affordable housing project to be developed by Las Adelitas Limited Partnership or a Hacienda Community Development Corporation affiliate in an amount not to exceed \$17,350,050 (Ordinance) 30 minutes requested (Y-5)</p>	<p><b>190229</b></p>
<p><b>Commissioner Chloe Eudaly</b></p>	
<p><b>Office of Community &amp; Civic Life</b></p>	
<p><b>966</b> Amend grant with Southeast Uplift in amount not to exceed \$145,000 and reassess district coalition model for administrative simplification, expanded and equitable services (Ordinance; amend Contract No. 32002080) 30 minutes requested <b>Motion to table the item:</b> Moved by Fritz and seconded by Ryan. (Y-3 Fritz, Ryan, Wheeler; N-1 Eudaly; Hardesty absent)</p>	<p><b>PLACED ON FILE</b></p>
<p><b>Commissioner Amanda Fritz</b></p>	

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<p><b>967</b> Amend the Open and Accountable Elections Program to eliminate the election matching periods and maintain the program’s oversight with the Commissioner of Public Utilities through 2022 (Ordinance; amend Code Chapter 2.16) 10 minutes requested</p>	<p><b>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</b></p>
<p><b>Bureau of Environmental Services</b></p>	
<p><b>968</b> Approve findings to authorize an exemption to the competitive bidding requirements and authorize the use of the alternative contracting method of Construction Manager/General Contractor for the NW 9th Avenue/NW Hoyt Street System Improvements Project No. E11252 (Ordinance) 10 minutes requested Rescheduled to December 9, 2020 at 2:00 p.m.</p>	<p><b>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</b></p>
<p><b>969</b> Authorize an exemption to the competitive bidding process pursuant to Oregon Revised Statutes Chapter 279C and City Code Chapter 5.34 for construction of certain right-of-way surface stormwater facilities funded by % for Green (Second Reading Agenda 922) (Y-4 Fritz, Ryan, Eudaly, Wheeler; N-1 Hardesty)</p>	<p><b>190221</b></p>
<p><b>970</b> Authorize Intergovernmental Agreements and grant agreements in support of the % for Green Program for five years beginning FY2020-21 not to exceed \$3 million (Second Reading Agenda 923) (Y-5)</p>	<p><b>190222</b></p>
<p><b>971</b> Amend price agreements with Allen Construction Management Services, LLC, CMTS, LLC, DRW, LLC, and Exeltech Consulting, Inc. for on-call Construction Management, Inspection and Project Support Personnel Services in the combined amount of \$10,150,000 (Second Reading Agenda 943; amend Contract Nos. 31001347, 31001348, 31001349, and 31001350) (Y-5)</p>	<p><b>190223</b></p>
<p><b>972</b> Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Carolina Trunk WZ-02 Rehabilitation Project No. E11005, for an estimated cost of \$1,283,000 (Second Reading Agenda 944) (Y-5)</p>	<p><b>190224</b></p>
<p><b>973</b> Authorize a three-year master Intergovernmental Agreement with Portland State University to partner on projects and programs related to wastewater, stormwater, and watershed health not to exceed \$500,000 (Second Reading Agenda 945) (Y-5)</p>	<p><b>190225</b></p>
<p><b>Parks &amp; Recreation</b></p>	
<p><b>974</b> Amend the Portland Parks and Recreation Board to clarify purpose, definitions, membership and update administrative functions (Second Reading Agenda 921; amend Code Chapter 3.27) (Y-5)</p>	<p><b>190226</b></p>

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<p><b>975</b> Authorize Intergovernmental Agreement not to exceed \$4 million from the Portland Parks &amp; Recreation System Development Charge Fund to the Prosper Portland Downtown Waterfront Tax Increment Financing District Fund for acquisition of property in the Downtown Waterfront urban renewal area (Second Reading Agenda 947) (Y-5)</p>	<p><b>190227</b></p>
<p style="text-align: center;"><b>Water Bureau</b></p>	
<p><b>976</b> Approve findings to authorize an exemption to the competitive bidding requirements and authorize the use of the alternative contracting method of Construction Manager/General Contractor in connection with the Bull Run Pipeline Project for an estimated amount of \$162,900,000 (Ordinance) 30 minutes requested Rescheduled to December 9, 2020 at 2:00 p.m.</p>	<p style="text-align: center;"><b>PASSED TO SECOND READING DECEMBER 16, 2020 AT 9:30 AM</b></p>
<p><b>977</b> Adopt revised Title 21 Water to be consistent with current Portland Water Bureau practices and applicable State of Oregon regulations (Second Reading Agenda 949; replace Code Title 21) (Y-5)</p>	<p style="text-align: center;"><b>190228</b></p>
<p style="text-align: center;"><b><u>WEDNESDAY, 2:00 PM, DECEMBER 9, 2020</u></b></p> <p>THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Mayor Wheeler, Presiding; Commissioners Fritz and Ryan, 3. Commissioner Hardesty arrived at 2:35 p.m., 4.</p>	
<p><b>*978 TIME CERTAIN: 2:00 PM</b> – Authorize three price agreements for On-Call Services for Comprehensive Environmental Response, Compensation, and Liability Act technical assistance at the Portland Harbor Superfund Site in the amount of \$5,500,000 (Ordinance introduced by Commissioner Fritz) 60 minutes requested for items 978-980 (Y-4)</p>	<p style="text-align: center;"><b>190230</b></p>
<p><b>*979</b> Authorize a sole source price agreement with GSI Water Solutions, Inc. for legal support regarding Portland Harbor Superfund Site in the amount of \$1,650,000 (Ordinance introduced by Commissioner Fritz) (Y-4)</p>	<p style="text-align: center;"><b>190231</b></p>
<p><b>*980</b> Authorize the Director of the Bureau of Environmental Services to enter into an Administrative Settlement Agreement and Order on Consent with the United States Environmental Protection Agency for funding remedial design at Swan Island Basin (Ordinance introduced by Commissioner Fritz) (Y-4)</p>	<p style="text-align: center;"><b>190232</b></p>
<p style="text-align: center;"><b><u>THURSDAY, 2:00 PM, DECEMBER 10, 2020</u></b></p> <p>THOSE PRESENT BY VIDEO AND TELECONFERENCE WERE: Commissioner Fritz, Presiding; Commissioners Hardesty and Ryan, 3.</p>	

<p><b>981</b> 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 714; Report introduced by Mayor Wheeler; LU 19-145295 DZ)</p>	<p><b>CONTINUED TO JANUARY 14, 2021 AT 2:00 PM TIME CERTAIN</b></p>
<p><b>982 TIME CERTAIN: 2:00 PM</b> – Adopt the River Plan / South Reach, amend the Comprehensive Plan and Comprehensive Plan Map, the Willamette Greenway Plan, Title 33, and the Zoning Map; repeal the Macadam Corridor Design Guidelines; and adopt the Willamette River Greenway Inventory and the Central City Natural and Scenic inventories as supporting documents (Previous Agenda 941; Ordinance introduced by Commissioner Hardesty; amend Code Title 33, amend the Portland Comprehensive Plan and zoning maps, amend Ordinance Nos. 160237 and 163957, and repeal Ordinance Nos. 157795 and 186858) 90 minutes requested</p> <p><b>Motion to accept the amendments to the Macadam Character Statement that are contained in Attachment A to the November 30, 2020 memo:</b> Moved by Hardesty and seconded by Fritz. (Y-3)</p> <p><b>Motion to substitute the previous motion from Mayor Wheeler with a new proposed action from Commissioner Hardesty:</b> Moved by Hardesty and seconded by Fritz. (Y-3)</p> <p><b>Motion to replace Exhibit F, the draft findings, with the revised findings of fact:</b> Moved by Hardesty and seconded by Ryan. (Y-3)</p>	<p><b>PASSED TO SECOND READING DECEMBER 16, 2020 AT 10:45 AM TIME CERTAIN AS AMENDED</b></p>

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**Closed caption file of Portland city council meeting**

This file was produced through the closed captioning process for the televised city council broadcast and should not be considered a verbatim transcript. The official vote counts for Council action are provided in the Official Minutes.

**December 9, 2020 9:30 am**

**Wheeler:** Before -- well, actually, let's come to order. This is Wednesday, December 9 morning session of the Portland city council. Good morning. Keelan, can you call the roll?

**Clerk:** Good morning, mayor. Eudaly?

**Eudaly:** Here.

**Clerk:** Fritz?

**Fritz:** I'm here. I have a terrible phone line. I'm going to sign off and get back on immediately but I'm here.

**Clerk:** Ryan?

**Ryan:** Here.

**Clerk:** Hardesty?

**Hardesty:** Here.

**Clerk:** Wheeler?

**Wheeler:** Here. Under Portland city code and the state law is city council is holding this meeting electronically. All members of the council attend remotely by video and teleconference. The city made several avenues available for the public to listen to the audio broadcast of the meeting. It's available on the city's YouTube channel. Egov pdx. [www.Portlandoregon.gov](http://www.Portlandoregon.gov). You can e-mail the clerk at [cctestimony@Portlandoregon.gov](mailto:cctestimony@Portlandoregon.gov). The council is taking these steps as a result of covid-19 pandemic. The need to limit in person contact and promote physical distancing. The pandemic is an emergency that threatens the public health safety and the welfare. Thank you for your patience while we manage through this challenging time. We'll now hear from the legal counsel on the rules of order and decorum.

**Karen Moynahan:** Thank you. Good morning mayor and commissioners. To participate you may sign up in advance with the council clerk's office for communications to briefly speak about any subject. You may also sign up for public testimony on resolution or the first reading of ordinances. The published council agenda at [Portlandoregon.gov/auditor](http://Portlandoregon.gov/auditor) contains information



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on how and when you may sign up for testimony while the city council is holding electronic meetings. Your testimony should address the matter 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 represent an organization, please identify it. The individuals generally have three minutes to testify unless otherwise stated. When your time is up, we will ask you to conclude. Disruptive behavior, interrupting testimony or council deliberations are not allowed. If there are disruptions a warning will be given that further disruption may result in the person on hold or ejected from the remainder of the meetings. Be aware that all council meetings are recorded. Thank you.

**Wheeler:** Thank you. So before we begin the agenda this morning I want to take a moment to recognize our city attorney. Tracy Reeve on her last day with the city. Tracy was born in Portland. She is a fourth generation Oregonian. After spending several years in private practice, Tracy joined the city attorney's office in 1991. Was appointed city attorney in 2014. Since then, she has provided steady collaborative leadership of the best. She has led the best legal team I have ever known and she has helped the office to keep the reputation as the best public law office in the state of Oregon. In her nearly seven years as city attorney, and in the four years I have had the privilege to work with Tracy, she has been unwavering as an advocate for the city's interests and in promoting equity both within the office as well as throughout the entire city. Along the way, she kept us on the straight and narrow, which we appreciate. 2020, let's just say has been an extraordinary year. To put a positive spin on it. The volume and the complexity of the legal work coming at Tracy and her team has been almost unimaginable. Responding to the pandemic, calls for police reform, protests, federal intervention, unprecedented number of lawsuits. On top of all the other work that the legal work that the city does, this added up, of course, to a very demanding year for Tracy as the leader of that legal team. For those of you who don't know Tracy personally, she is somebody who is a die-hard Portlander. She cares about and loves this city as much as anybody in the city. She cares -- she cares a lot for the people who live and work in the city. She cares deeply about her fellow employees who work for the city of Portland. I know for a fact that she has been working on both nights and weekends. I know that because I'm often on the phone with her. Wherever else people aren't working, Tracy usually is. And she has held up a relentless schedule since March. Over the past nine months, I have admired and appreciated and depended on her ability to provide timely, thoughtful, legal advice. Reflective of Portland's values as well as her own. Tracy, I want to thank you so much for the service that you have provided to the city of Portland, to the city council, to me, to all of us here. It's been our privilege

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to serve with you. And I wish you lots of time for yoga and the home improvements projects that I know you are eager to get to. We all wish you joy, peace, and rest in retirement. I can think of few people who deserve it as much as you do. Thank you for everything that you have done for the city of Portland. We appreciate you.

**Tracey Reeve:** Thank you, mayor. It's been an honor and a privilege to serve the city and all of the council and the auditor. All of the elected officials. And it's, I just could not have had a better legal career or a better client. We only have one client. It's the city of Portland. It's the best client that anybody could have in this state. I want to say I am so proud of my team and the work they have done over the last year. They have done a huge amount of work. We have a lot of I hired two-third of the office in the last seven years since i have been city attorney. Because we hit the retirement peak. We have a lot of fantastic talented young lawyers with small children at home who have kept on keeping on even in these trying circumstances. I'm very, very proud of them. I'm proud to have served as your city attorney. Thank you.

**Wheeler:** Thank you, Tracey. We appreciate it so much. Commissioner Hardesty?

**Hardesty:** Thank you, mayor. And thank you for opening the meeting in recognition and acknowledgement of the incredible work that Tracey reeve has provided to us here at the city of Portland. I've known Tracey a lot longer than the time that i have been at city hall. In fact, her and I were on different sides of the table around the settlement agreement with the department of justice. But I have always respected her legal mind. Her straightforwardness. And her collaborative approach to problem-solving. Tracy, I am really going to miss you personally because as the mayor said, I have called you at very odd hours. And you have never once said, "why are you calling me now?" and you have always given very sound advice. One thing I wanted to highlight, I think a moment that the city of Portland shined with you, Tracey, was around where abortion rights were being challenged all over the country. And your leadership gave really excellent advice to lawyers all over the country who were trying to figure out how to defend community members' right of choice. And that is just one of the many times that I think that you have distinguished yourself as someone with a compassionate heart. And with a fighter spirit. And someone who is willing to put it all on the line for your values. So, get some rest. But know we will be looking for you with all kind of volunteer opportunities over the next few years. I just want to add my admiration and appreciation for a career well served and for a job well done. Thank you.

**Reeve:** Thank you, commissioner. I will look forward to watching your continued efforts especially around police reform. So thank you.

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**Hardesty:** Thank you. You know I will. [laughter]

**Wheeler:** Commissioner Hardesty, thank you. Commissioner Fritz?

**Fritz:** Good morning, everybody. Tracey, you have been such a great partner and collaborator over the years that we both served the city of Portland. I'm truly grateful for all of your service to me personally and to all of the bureaus I have worked with. You are always prompt in getting us responses. They all make sense. You know? Sometimes they are not the answer that I wanted to read. I know that you are going to tell me what I need to know rather than what I want to know. So I appreciate that. Like you, I am looking forward to getting those invitations to do things and choosing whether or not I want to do them in the future. So, again, thank you so much. I wish you and your family all the best for the holidays and for a happy retirement.

**Reeve:** Thank you, commissioner. Speaking of people who work at all hours of the days and nights, I have gotten many, many e-mails from you that were sent at 1:00 or 2:00 a.m. So I know that your retirement will be well-deserved as well.

**Wheeler:** I think at some point we'll all say that, won't we, Tracey? [laughter] well, thank you, again, Tracey. We appreciate everything that you have done. We wish you all the best. And happiness and success and joy in the years ahead. And thank you for sharing your tree with us as well. That is awesome. I always like to see what other people have on their trees. You have outdone yourself. Thank you very much.

**Reeve:** Thank you. We all need a little brightness right now.

**Wheeler:** We do. Indeed. Thank you. Keelan, first up is communications. 951.

**Clerk:** Request of Julian Bryant to address council regarding the Borgen project.

**Wheeler:** Good morning.

**Julian Bryant:** Can you hear me? Good morning.

**Wheeler:** You sound good.

**Bryant:** How is it going? Thank you so much for letting me address you guys today. My name is Julian Bryant. I'm a resident of Portland, Oregon. Born and bred. I'm representing the Borgen project today. It's a non-profit, nonpartisan organization operating out of Seattle, Washington. At the Borgen project we believe that the most powerful nation on earth should be doing more to address global poverty. And so our national campaign of volunteers and interns work to lobby Congress to pass laws that make global poverty and extreme poverty a focus of the United States foreign policy. By extreme poverty I mean they live on between \$1.25 and \$1.90 a day. And in 2015, 702 million people were living in extreme poverty. That was only five years ago. But those numbers have come a long way. In 1990, there were 1.9 billion people in that situation.

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And in 2012, there were around 900 million people. So, you know, these kind of initiatives do make a difference. So, aside from the ethical argument that it's our obligation to help others in need, we actually benefit from foreign aid in other countries by creating markets overseas. A good example is Boeing here in Oregon. At a certain point where people come from extreme poverty to a working poor situation, to maybe a middle class situation where they are actually looking for technology that they can use in their homes, clothing, automobiles, and travel. So that would be the Boeing example. We benefit from these overseas markets. Additionally, it increases our national security. As some of the most dangerous countries on earth are also some of the poorest. Afghanistan, Iraq, Nigeria, Syria, et cetera. So while we can talk about these things all day, we actually don't have any authority to pass these laws. So that is why we lobby congress. At the Borgen Project action center at the website, which is [www.borgenproject.org](http://www.borgenproject.org), we've got a couple of templates. And ways that you can contact congress to make it very easy. It takes less than 40 seconds to e-mail your congressional representatives on our website. Calls and e-mails are put in to a call log. And given to these leaders regularly. And it only takes between 7-10 constituents to ask for support of a bill typically for one of these leaders to go ahead and cosponsor it. So, really we are just looking to engage people, mobilize them to educate themselves about these issues. And their family members. And also to go on and get in touch with congress and let them know what they think. That is all I've got for you today. I appreciate your time.

**Wheeler:** Thank you, Julian. We appreciate your being here to give us the introduction and the update. And we hope to hear from you again on progress. Thank you.

**Bryant:** Thank you.

**Wheeler:** Next individual, please, Keelan. Item 952.

**Clerk:** Request of Sarah Taylor to address council regarding Willamette Greenway inventory from a community perspective.

**Wheeler:** Good morning, Sarah.

**Sarah Taylor:** Hi. My name is Sarah Taylor. I live in Linton on the Linton Neighborhood Association board. As well as many of the river boards. I have been a Portland public school principal and as a licensed midwife delivered thousands of babies in Portland. But I'm here today to talk to you about the Willamette Greenway inventory. Which you are supposed to approve this afternoon. So that is why I'm talking to you this morning. I believe that it will, that it is very, very important that it be done right. So, I'm going to have four points. One is that the community outreach was only to people who have businesses on the river. As you know, most of those are multinational

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corporations and oil tanks. And there was no outreach to neighborhood associations or to non-profits in the area. So, I want to ask that they go back and they do the proper outreach to the people who are most impacted by the lower Willamette river. Secondly, I'd like you to look at the culture and history inventory that is part of that. And note that it was done in 2005. And it was done by the industry. By the lower Willamette group. It was paid for by industry and it has not been updated. It totally excludes the voices of the tribes. It doesn't tell the stories of the indigenous immigrant communities, the guiles lake community which was almost as big as vanport is excluded. So, i'm asking you to ask planning to go back in and redo the history and the culture part of that inventory. Third, I think it's really important that you get some morphology maps that show the original lakes, the original streams, the river banks and the depth and the width of the river because anyone who is doing planning and using this needs to know where there is in-fill and where it's dangerous to build. So, i think that is a really important part of inventory. I'm also asking that the super-fund, that there is another attachment that has the super-fund that has earthquakes, fish viability, air quality as well as forest fire and tank risk. I'm asking for one attachment that shows those risks. All of these exist already. So nobody has to make anything new. All you have to do is to get city departments or to get the e.p.a. To give you that stuff. And just attach it. It may seem like this isn't very important but as you know, Roosevelt high school is one of the most diverse low-income schools in the city. And i believe that they have experienced multigenerational poverty because of the relationship with the lower Willamette river. So I am talking to you about inventory and maps but i am doing this because i think without an accurate inventory, we will continue to harm people in north Portland. And the whole city and state. I think that is my time.

**Wheeler:** All right.

**Taylor:** Does anybody have any questions?

**Wheeler:** No. Sarah, ted here. I want to thank you for your testimony. I'll be honest, I am very surprised to hear about the lack of engagement. It was my understanding that tribes were definitely part of the public engagement process. But clearly there is a gap here. So, i appreciate your testimony. And it's definitely something that the bureau will look in to. I've got one of my staffers who is engaged in this taking notes and hearing your testimony. So i just want to acknowledge that. And i appreciate your being here today. Thank you.

**Taylor:** I want to clarify that we are working with planning. I didn't just come to you without going to them first. So just want to make sure you know that. I have said this to them. And so you are getting presented with the Willamette inventory on the south reach.

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**Wheeler:** Right.

**Taylor:** Now my understanding is the south reach was very well outreached. And they did engage with tribes. So, the inventory of the greenway is different than the south reach.

**Wheeler:** Okay. I see what you are saying. You are being more specific in terms of that particular piece.

**Taylor:** Of the inventory -- of the whole inventory. South reach i'm sure they did a great job with.

**Wheeler:** Okay.

**Taylor:** I'm talking about the whole thing. Okay.

**Wheeler:** That's helpful.

**Taylor:** Thank you very much.

**Wheeler:** Don't go yet. I see commissioner Hardesty might have a question as well.

**Taylor:** Okay.

**Hardesty:** I just want to say thank you, Sarah. I think this afternoon we will hear much more about the extensive outreach that was conducted before this, before bringing this plan to the city council. So, i appreciate your testimony. But i would not, i would not frame it as no out reach. There may be people who feel like their input wasn't recorded appropriately but i do know that there was extensive outreach that took place. I look forward to us having that conversation this afternoon.

**Taylor:** But just remember, it was outreach for the south reach.

**Hardesty:** I do understand what you are saying. I just want to put on record that I know the bureau did extensive outreach. We have time set aside this afternoon for that conversation. So, thank you.

**Taylor:** Okay. Thank you.

**Wheeler:** Thank you, commissioner. Commissioner Ryan?

**Ryan:** Thanks, mayor. I wanted to briefly acknowledge that Sarah joined us this morning and I'm a big fan of hers for the founding of the Sunnyside middle school. Well, the Sunnyside school in general now. And I also appreciate your comments about being Roosevelt alum. I do appreciate your comments. I know we will be doing much more digging in to that as we start focusing on the north reach. So thank you.

**Taylor:** Okay. Thank you very much. I appreciate it.

**Wheeler:** All right. Very good.

**Taylor:** Okay, everybody, good?

**Wheeler:** We'll let you go now, sarah.

**Taylor:** Thank you.

**Wheeler:** Thank you. I appreciate it very much. Next up is the consent agenda. Have any items been pulled off of the consent agenda?

**Clerk:** No. We have had no requests.

**Wheeler:** Why don't we call the roll, please.

**Clerk:** Eudaly?

**Eudaly:** Aye.

**Clerk:** Fritz?

**Fritz:** Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. The consent agenda is adopted. We will go to the first time certain item, please. That is item number 953. Travel Portland.

**Clerk:** Accept travel Portland's annual report on travel and tourism activity for fiscal year 2019-20.

**Wheeler:** Many people in Portland may not fully appreciate how important the travel and tourism industry is to the Portland economy. In 2019 the city generated over \$5 billion in direct spending in the metropolitan region and supported almost 37,000 jobs. Unfortunately, as we all know, the industry has been one of the hardest hit as a result of the covid crisis and its resulting economic downturn. We have seen tourism, conventions and major events not only slowed but stopped completely since the shutdowns began in march. I'm very much looking forward to this report and hearing what the state of the industry is. And the plans for recovery of the travel and the tourism and convention industry in 2021. With that I am very pleased to introduce one of the hardest working teams in our city. Jeff miller, president and c.e.o. Of travel Portland to present the agency's annual report on travel and tourism activity for the fiscal year 2019-2020. My understanding he is joined by Megan Conway, the chief strategy officer and James Jessie, the chief sales officer. Welcome. Thank you for your presentation today.

**Jeff Miller:** Mayor wheeler and the commissioners, thank you for your time today. I'm used to reporting upbeat results but as you know, the tourism and the hospitality has been the hardest hit sector. I will give a short overview and then turn it over to Megan and James. We laid off 40%

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of the staff. We instituted pay adjustments for the staff. My goal for the future is two-fold. Maintain the remaining staff until the recovery begins and to focus all of our energy on creating the hotel and the short-term rental nights. The funding from the transient lodging tax and the tourism improvement fee on hotels. Both are down 85% with no quick recovery in sight. I'm sure you are aware of the portion of the general fund from the lodging tax. But I remain optimistic for recovery with signs of the hope on the horizon. Dean runyon is a tourism firm in Portland and they have done the economic impact of the tourism study for us and travel oregon for many years. These numbers are for the three county region and the mayor spoke to some of these. I did choose 2011 as the base year since the t.i.d., tourism improvement district was formed that year. You can see the massive increase in spending, earnings, but most importantly, the jobs and that is what we are all about is creating those incremental jobs.

**Wheeler:** Jeff, I'm sorry to interrupt. Can I make sure you don't have a power point going right now, do you?

**Miller:** I see it on my screen.

**Wheeler:** Am I the only one who can't see it? Dan, can you see it?

**Eudaly:** I see it.

**Fritz:** I see it.

**Wheeler:** Why don't I see it? All I see is a blue background. That is not fair.

**Eudaly:** Change your view, mayor.

**Wheeler:** I'm going to have to do something different here.

**Eudaly:** Reduce the view.

**Wheeler:** Keep going. I'll figure it out. I found it! Okay. Technological idiot. I got it. Thank you, commissioner Eudaly. You get the extra credit today. Sorry, jeff. Go ahead.

**Miller:** No problem. When we talk about the incremental jobs an example of that is a restaurant with say ten employees that were it not for tourism would have less employees. These are incremental jobs over and above what would happen without tourism. I also don't want to skip that the fact that we create a lot of taxes locally and at the state level. I'll go through very briefly some of the hotel performance measures. You will see rooms sold over the course of this year. We have been devastated in the number of the rooms sold. Down 61% in October. Average daily rate, you can see we were at \$99. I can tell you on both of these statistics, all of the statistics, it will be worse in November and December and likely January with the lockdown. When you look at revenue, which is what the taxes are measured on, on this slide, we were down 75.5% in October. And a central city was down 83.6%. I just saw this statistics for last week. And the



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central city was down 89% in revenue. A total of the \$700,000 out of the central city hotels and seven of them are still closed. Accommodations in the food service lost more jobs than any other sector in march and april. More than half or 97,300 jobs or 54% of all accommodation and food service job statewide were temporarily idled or permanently lost in a short time. As of September, 64,300 jobs had been added back to leave the sector 33,000 jobs below the February employment number. Multnomah county struggled more in gaining back jobs more than one-third or 9,800 of the 26,600 jobs lost in march and april were regained by September. Our efforts at travel Portland to restart the tourism economy are now more important than ever. It's all about the jobs that we need to recreate. With that, I'll turn it over to james jesse, our chief sales officer.

**James Jessie:** Thank you, jeff. As jeff detailed the drastic decline in the business level for hotels, this slide details how it affects manifest itself with the direct convention meeting losses as a result of the pandemic. As shown on the left-hand side of the slide, the business cancellations have affected all segments across the board, where large and small meetings. As shown on the right side of the slide, it details consistent losses by month and in to the year 2021 and 2022. With the on set of the pandemic, it was critical that the local meetings industry addressed a new requirement of social distancing and the public health that would change the face of meetings in the short-term. The initial work of the recovery task force sitting on a primary component of safely reopening the Oregon convention center and establishing a baseline of the public health and safety certifications from the hotel and the venue community. Task force members included a wide range of partners from the hotel and venue community. To ensure that the local industry will be prepared for a reopening once it's deemed safe to return to hosting meetings. Additionally addressing the visitor journey throughout the major local touch points for meeting attendees, consultation and the restaurant community was key with orla as well as the major transportation partners and Portland international airport. And triment. One major achievement for the Portland venues in the area of public health and safety is receiving certification from the global biorisk advisory council or the g.b.a.c. It's the gold standard. It demonstrates we have the work practices and the protocol to prepare, respond and recover from outbreaks and pandemic. The higher retail, the Portland airport and the convention center achieved the accreditation and through an a.d.a. Grant, from the convention center, if awarded the gbac accreditation application will be made available to all hotels and venues. This effort goes a long way to add another protective layer of safety as we work to build confidence in the client that we offer safe environment for meetings in the future. In plain terms, convention meeting sales faced

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concurrent crisis. The health crisis of covid-19, caused immediate business loss, the economic crisis and restrictions for reopening. And social and decimation perception issues resulting from the continuous coverage of the political violence. In order to acutely move forward, travel Portland recognizes the need to fully delve in the crisis and how they relate to Portland specifically. To that end, we have engaged focus groups for in-depth qualitative research to provide a baseline of perception as Portland as a whole for future events. Through the initial work, three primary themes emerged to provide some direction in our work moving forward to prepare for reopening. Delegate safety -- [inaudible]

**Hardesty:** Could you turn your mic on mute, please. We can hear you. Thank you. Sorry about that, James.

**Jessie:** No problem. Thank you. Next, on the positive side, the Portland story and the Portland overall brand still remaining strong, our fans are still our fans. And lastly, the positive long-term view of meeting in Portland with a general consensus is that the current events won't necessarily prevent meeting planners when considering Portland for future events. The results of this research will inform how we move forward with the marketing campaign work and the sales strategy. Looking forward to business sales, this next slide while it's undeniable over the past seven months have been devastating for the local convention and the meetings market we remain optimistic about the future as a long-term booking outlook is positive due to successes in the last few years in advance of bookings. Shown here, while 2023 is shaping up to be one of the most impressive years for total hotel rooms booked, all years provided great level of the base business to build compression and the economic impact throughout the city of Portland. In an effort to assist our hotels and the venue, replace business losses as a result of the pandemic, travel Portland created a short-term when we meet again business promotion for perspective business in 2020-2022. It serves two purposes. It combines our business incentives with those provided by the hotels to create competitive packages for new business and also assist the hotels mitigating losses of the existing convention business. This promotion is key in our short-term business recovery efforts and will continue through the end of the calendar year 2021. This promotion provided short and long-term wins for the local community. Our first instance the Vancouver Whitecaps made Portland and Providence Park its home for the remainder of the 2020 MLS season. Through a great collaboration between travel Portland, the Portland Timbers support Oregon, Portland was able to land the opportunity with the local host being the Portland Hilton Downtown. This booking alone allowed the Hilton to partially be open and bring 30 employees back to work. And I referenced earlier in my presentation regarding the positive

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outlook for the future years, travel Portland sales team has garnered the two large convention opportunities for the future at Oregon Convention Center and the local hotels. Proving that the long-term prospects and the group confidence in Portland for the future year remains intact. We will continue to work in partnership with all of our local visitor industry partners on the new future opportunities. And although Portland was not chosen as a host for the 2025 women's final four, Portland was on the receiving end of two future NCAA tournament events with the rewarding of the women's regional basketball tournament in 2024, and the men's basketball first round tournament in 2026. Ending on a positive note, travel Portland has continued our steadfast work promoting the efforts in diversity, equity and inclusion with the annual diversity event that is designed to showcase Portland diverse maker, talent, thought leaders and entrepreneurs and to highlight how travel Portland is engaging and supporting local communities of color. This year's event held virtually and through the team "what's going on" participants received a glimpse of what is happening in Portland now, through recorded segments and the live conversation with local black artists, business leaders and community leaders. Here is a sampling of the community leaders that offered their perspective on the future of Portland and the local impact of the community of color. And also, who through interactive sessions the participants were able to get up close and personal with them to hear the stories of success as the local business diverse owners and entrepreneurs. I wish I had an additional 30 minutes in this presentation to show you the awesome performance by local saxophone artist Michael Phillips. At the Jupiter Hotel Studio the guests were treated to a world class concert with Michael and various musicians with the conference of their office desk and couch. We will continue to showcase our talents as well as making the opportunities within tourism available to all. This concludes my presentation on the convention sales efforts. I will welcome questions or comments in the Q&A. Now I'll turn it over to Megan Conway, our chief strategy officer. Thank you.

**Megan Conway:** Thank you, James. When faced with the realities of the pandemic, we quickly shifted our messaging from out of market to local. We saw early the critical need to support our Portland economy. Our research shows that culinary offerings are proven driver of overnight visits. Early in the pandemic we prioritized support for Portland's restaurants, food carts and markets through PDX to go. We built on that success with reopening PDX to highlight attractions, museums and shops. With the current pause we are putting additional dollars behind PDX to go and we will again support reopening efforts when appropriate. In a huge win for the city we secured the Top Chef to film the 18th season in Portland. This showcase of the destination

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communicates Portland's position as a main stay on the national culinary scene. The show utilized more than 7,000 room nights in the city and hired more than 40 local crew and the season will air in the spring of 2021, giving Portland an edge when many destinations will return to tourism marketing. This project would not have been possible without the support of the Portland and the Oregon film offices, Travel Oregon, our regional tourism partners and the city of Portland. Also in October, we launched a food cart finder. This searchable directory lets the visitors and the locals discover the ever-changing scene by pod, cuisine, trademark, dishes and dietary needs. Additionally, food carts reflect the Portland experience we want to celebrate, nurture and protect. They are the embodiment of the Portland creative, collaborative D.N.A., they represent business opportunities for the entrepreneurs of color in every corner of the city and they serve as the incubators for future brick and mortar restaurants. While the local focus the benefit to partners and Portland economy, we have not taken our eye off of the tourism promotion work we are best known for. We have long used that to inform the marketing strategy and this year is no different. In the face of COVID many of us speak in general terms. We have applied a tourism lens to the standard to layer in consumer sentiment and travel readiness to the equation. There is a lot up to the consumer. If people don't feel safe traveling, eating out in restaurants or shopping in stores, they won't. Reopening is not synonymous with -- synonymous with recovery. I will touch on the national perception audit survey and I also will share the details on the consumer marketing work for the short and the long-term. We fielded this survey to 1,250 Americans on October 1. Respondents from the general population, so they may or may not have been to Portland before and may or may not be frequent travelers. We fill this quarterly but you don't see results from Q2 or Q3 in 2020 when we paused the work. Here, not surprisingly, the percentage of the respondents who had seen Portland in the news skyrocketed from the previous surveys. Building on the fact that more people have seen Portland in the news, the survey clearly reports that most Portland coverage in recent months has been perceived as negative. Next, we want to understand what effect this coverage had on the likelihood of people to visit Portland. Clearly, more likely to visit took a bit of a hit. However, the most important data point, not on this slide. If you add those who are more likely and less likely you get about 50%. Which means half of those surveyed were not influenced by the coverage. Here we see a bit of a decline in those who said Portland is appealing. But the Q4 number is down less than you might think when you compare it to early 2019. We then asked how much people agree with the statement, "Portland is a safe destination?" we saw a decline but not as great as you might think. Again, here, we see a drop but also not too far below the Q2, 2019 number. Lastly to share the

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most uplifting finding, we asked respondents who had visited Portland previously if they were likely to visit again. The response wasn't surprising to us because we know that when people visit Portland they just get it. Most importantly they want to come back again to be part of what they fell for the first time around. Our role is to build consumer interest in Portland as an overnight travel destination. In the current climate, one of the most critical jobs is to be ready to drive demand when the regional, national and the international marketplaces reopen. Promoting travel and securing overnight stays that rebuild a steady level of the lodging tax collections is critical to Portland's recovery as the economic engine for the region and the state. One way we will do this is through the consumer marketing. On the left you will see the plans for regional drive markets this winter. We'll raise awareness through public relations which has been extremely successful in the past as well as paid social efforts. We will partner with the online travel agencies to inspire, book and report overnight stays. And we'll promote the covid safety pledge to inspire consumer confidence. Come spring if gating event are clear and "top chef" with a groundwork for us in a competitive landscape we will drive overnight visitation through west coast campaign. If the market isn't ready, this can be modified to meet current conditions. As we know our small businesses need help. Focusing on the tax-free shopping that is long allure for visitors with eLab -- we collaborated with Prosper Portland, bricks need mortar and the alliance to encourage others and the visitor audiences to buy Portland products. Mayor Wheeler and Commissioner Hardesty, you are both on a call recently where the initiatives and the partnerships were highlighted and travel Portland is part to be part of the push to spend local. Recognizing that every Portland neighborhood has the personality, each of which is critical to the spirit of the city we shine a light on small businesses from every quadrant. We remain part of the built Oregon online marketplace. Each year travel Portland advance our commitments to the diversity, equity and inclusion. One priority has been showcasing the stories of our diverse communities by elevating the voices of the people within the communities to tell their own stories as contributors to the magazine, and our web content, our photography collections, and as Portland spokes people in the media pitching and hosting efforts. We are proud of our commitments we know there is more work to be done and we are here to build on the efforts while also supporting the need to create equal opportunity in the larger tourism industry. We take seriously and with great pride our role as promoter and steward of the amazing city we are so fortunate to call home. Our role in destination marketing has expanded over the years to incorporate destination management. And we continue to lend our voice and the human capacity to the initiatives that ensure the city will be ready for the visitors when a true reopening

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is viable. This includes upholding our founding member commitment to Portland means progress to ensure equal opportunity for all Portlanders. The ongoing work of the community action committee, support for the community organizations through volunteer hours and sponsorship. The amplification of recovery funding and support opportunities for the hospitality businesses. And serving as the hospitality sector representative, policy task forces that are dedicated to local, regional and the statewide recovery efforts. The challenges that lie ahead for the city are real. We at travel Portland are here to work alongside our public and private sector partners to carve a path to a better future for all Portlanders and one that once again builds on collaboration, character, innovative spirit of the city. It's our personality that people fell for before. And the visitors will do it all over again if they see that all Portlanders have had a voice in how we rise. Thank you for your time. We can now open it for questions.

**Wheeler:** Excellent. Thank you very much. That was a great report. Very thorough. Some good news, some bad news and a little bit of ugly mixed in as well. But I really appreciate the responsiveness that you have with the covid crisis. There is a lot of innovation and creativity going on here. Thank you. Commissioner Hardesty, i see you have your hand raised.

**Hardesty:** Sorry, mayor. Left over from last time.

**Wheeler:** No worries. Anybody else have questions? Dan, are you reaching for your unmute? I think you are.

**Ryan:** I got caught trying to do that. I want to thank all of you, jeff miller and the team, for the report. It was very, it was very enlightening. Also, I realize that you had some rear-view mirror and then you had exactly what is happening right now. I thought you did a good balance with that. I'm interested a little bit more in when you say that the survey said people felt unsafe. Can you talk further about what they feel unsafe, where did that come from? Was there any insights besides the data? Any qualitative comments?

**Miller:** There were specific qualitative comments. The news coverage obviously was overblown in some instances. And so, what people saw not only around the country but around the world were very small sections of the city. So I think its perception of the way the media showed Portland as opposed to all of Portland. That is my guess.

**Ryan:** When you say the revenue streams are down 85%, how does it compare to the similar markets, say milwaukee, wisconsin, or some others around the country?

**Miller:** It's similar. We are, for an urban area we are a little worse than some. What is happening is that the hospitality business is doing better in the more rural parts of the state. Even in oregon. And the more urban parts people are a little more concerned about covid. But we did see just

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yesterday some survey work that said people are interested in coming back to urban destinations now that there is hope of a vaccine. So we know when we rise we will rise quickly.

**Ryan:** Okay. I want to comment on how creative and adaptive your team has been with the sales promotions, the local market support. I really appreciate that. Especially at this time of year.

**Miller:** Thank you.

**Ryan:** Anyway, thank you for adapting to the times. I appreciate it. Thanks.

**Miller:** Thank you.

**Wheeler:** Commissioner Eudaly?

**Eudaly:** Hi, Jeff and Megan. Nice to see you. I want to say that it has been a pleasure to work with you. And James. Sorry. And thank you for the report. As a former small business owner, it has been really devastating to watch what is happening to our small business community. And I've fought really hard for them throughout the crisis. I'm still deeply concerned what the landscape is going to look like coming out. I did want to comment on the portion of the report pertaining to people outside of Portland's impressions of Portland. And just say that there are conditions in this city that make it hard for people to live and survive here. They are not taking vacations. They are just trying to exist. And so, I would just ask for your continued support and partnership in helping us solve the problems that really impact our community members, first and foremost, but then have the secondary impact of potentially negatively impacting tourism. Because we know that tourism is definitely a boon for the city. But there are ways in which it can exacerbate the issues we are facing, especially around housing. I know that you recognize that. I just think it's vitally important we all continue to put our heads together and come up with creative solutions for how to make the city better for the residents first and foremost but also for our tourism industry. So, thank you.

**Miller:** Thank you.

**Wheeler:** Commissioner Hardesty?

**Hardesty:** Thank you, Mayor. I decided that I did want to make a comment. First, thank you very much for the report. It's always very informative. But I'm curious, I know that there are a couple of, you pointed to a couple of the large conventions in 2023-2024. I'm just wondering as an industry, tourism is one of the ones that we believe will be the very last to come back. I think between large hotel stays and like large music events, those are -- I don't anticipate them coming back anytime soon. And I'm wondering just what internal changes are being made at conventions that will accommodate the safety measures that I suspect will be with us for quite some time. I don't know see 1,000 people in a room having dinner anytime soon as an example.

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**Jessie:** Yes. Thank you, commissioner. What we have done is first pivot to small meetings. This is a pivot that we have done here from the local industry standpoint to pivot to the meetings that could conform as we move through the governor's phases. Yes, there is restrictions on larger meetings right now. We don't see a large return for those possibly until sometime shortly after the vaccine. But we have seen some very promising instances here recently where we are seeing our groups; such as, the two we booked for the future years come out and start moving forward now. Because that confidence has picked up that there will be an option for a vaccine. Probably within the coming year. So we do know that the short-term outlook is difficult for us and it will be built with a short-term meeting. We have also made a pivot recently of going back to the regional meetings so not a lot of the folks moving from outside the community so much. So, yeah. We have made those changes here locally to conform to what the gatherings sizes are. We have put together a strategy as we move through the phases and we will be able to accommodate larger meetings that we will be prepared to do so once we are deemed safe.

**Hardesty:** Thank you. One last item, and i would love to have a copy of this report. So i hope you will share it with us after this presentation is over. But my one last question is really around we have not seen the second wave of covid yet. We are anticipating january/february is when we will be at the height of, you know, we keep thinking we can't go any higher as far as covid-19 numbers but we really will go a lot higher. And the only reason I think today that we don't have a better number is because quite frankly so few people have been tested. So, i hope that the public health directives are being incorporated in to your thinking. Both short-term and long-term. Because we are not even close to being done with covid yet. So as much as i like optimistic reports, i also like realistic reports that balance where we want to go, with what our reality is. I appreciate the info today and i look forward to what is next. Thank you.

**Miller:** We are staying very close to dr. Vine's at Multnomah county and we are paying attention to that. Thank you, commissioner Hardesty.

**Hardesty:** Thank you, jeff. I appreciate that.

**Wheeler:** Commissioner Eudaly?

**Eudaly:** Thank you, mayor. This line of thinking generated another question for me. At pbob, we have tried to support our local businesses by creatively repurposing the public right-of-way. As well as create space, safer space for the Portlanders to get outside and exercise and play. I am interested if you ideas given that we don't know when this is going to end and we anticipate additional waves of covid or over similar events in the future. Ways that we can start creating spaces where people can safely do business. If you looking at the cities around the world, if you



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have any particular proposals to pitch. I am leaving council but i'm not leaving Portland. And this is one of the areas that I'm pretty deeply invested in, supporting our local businesses. So i know that i have been keeping tabs on just interesting, creative, innovative ways that people have been able to continue doing business. And I'm wondering if you have a quick pitch, I don't know. Year round outdoor market, drive-in concerts? Any fun, interesting ideas?

**Miller:** I'll ask Megan to weigh in. I will tell you I was downtown on Sunday doing my Christmas shopping. In our small businesses. I was really encouraged by the number of the outdoor pods to eat in and those sort of things. So there is a lot of creativity going on. Megan?

**Conway:** Yeah. I think -- thank you for the question, commissioner. We really are very actively watching what other cities are doing. We sort of ratted around our office the design competition for the outdoor eating spaces that the city of Chicago had had. Looking at how to capitalize on your creative class to come up with a solution to help you combat just needing to be outside but the elements of needing to eat outside in a cold climate like that. So we definitely will continue to keep an eye out for ideas that come up or are generated in our office to think about creative solutions and ways to collaborate. We are in the regular conversation with the p.b.a. And the prosper Portland and others as well. So as we look at the collaborative recovery efforts of driving locals in the community to spend dollars, if they are able, to be able to look at those opportunities to partner as well.

**Eudaly:** Great. I know i have been looking to Scandinavia, Scandinavian countries who have harsher winters and who just love the outdoors year-round. I think we need to get more Scandinavian in Portland, Oregon.

**Conway:** Yeah. We need our layers.

**Eudaly:** Thank you.

**Conway:** Thank you.

**Wheeler:** Thank you, commissioner Eudaly. Anybody else? If not i'll entertain a motion.

**Hardesty:** So moved. I move acceptance of the report as presented.

**Eudaly:** Second.

**Wheeler:** Motion from commissioner Hardesty. Second from commissioner Eudaly. Any further discussion or questions? Seeing none, keelan, please call the roll.

**Clerk:** Eudaly?

**Eudaly:** Well, thanks again for the report. I think i said most everything i need to say. But wow! What an extraordinary an unexpected year we have all been through. So, thank you for your continued commitment to Portland. And to our local business community. I look forward to

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continuing to support your efforts however I am able. I vote aye.

**Clerk:** Fritz?

**Fritz:** Thank you, jeff, james and megan for the report. As usual it's clear, it's data-driven, it's succinct and it's interesting. You do a really phenomenal job. Being the liaison to travel Portland via the visitor development fund board has been the only assignment I have had for the entire 12 years in office. And people who know me know that I do not, I don't do 8:00 meetings. Never mind regular 8:00 meetings. And meetings that I would describe as fascinating and ones that I look forward to. So it's a little known assignment but it's so interesting to find out the planning that goes in to, you know, the magic that happens when the conventions come to town. It's a year's long effort. I so appreciate having worked with you and learned from you. I also acknowledge what you said at the beginning of your report that you had to lay off 40% of your staff and take salary reductions. That is hard. You have phenomenal staff. You have done a really good job of recruiting and retaining people. I'm sorry to hear that some of them are no longer with us and I hope the economy recovers. I'm actually more optimistic than some of my colleagues. Looking in to retirement, my plan had been to do a lot of traveling and lot of doing all kind of fun things. I don't, I have to get permission from my children when I'm allowed to go gallanting but as soon as I get the vaccine I'll be watching out for when can I start doing the traveling that I had planned to do? I imagine a lot of people who are fed up with the whole isolation thing and just really want, ready to get back to normal once it's safe to do so. And building back better. So i appreciate that the work that you are doing with the local businesses, with prosper and the Portland business alliance and the pioneer square. You are true collaborators. Especially one of the improvements in our system over the past several years has been adding the short-term rentals. You mentioned that. And the tax from that does benefit the system. And your inclusion of some of the short-term rental operators in our planning has been I think a great improvement. Thank you so much for your kindness to me, your support to me, our organization just being very, very interesting and very, very good at what you do. I'm glad to vote aye.

**Miller:** Thank you, commissioner.

**Clerk:** Ryan?

**Ryan:** Yes, yes, thank you again, jeff, james and megan. It was a great report. I look forward to seeing the details. I also want to just make a comment that covid has been challenging on every level. Not to mention the mental health challenge that I think everyone is experiencing if they're being honest. But there is no part of our economy that has been hit as hard as the hospitality

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industry. I think you did a really good job of giving us hope. But i also want to take a moment like commissioner fritz mentioned, the sacrifices that your organization has taken and all of your partners. I also really appreciate that you brought up music industry. I don't think that is getting enough attention. It was great to see my dear friend mike phillips on your slide show. And we just really have to be there for all of you as we do build back. One could say that the revenue streams that we receive from this part of our economy, from the industry is paramount in fueling the revenues that we need for many of the social services, progressive causes that the city cares about. So there is a direct relationship between the revenue streams. We have to do all we can to be there for you as we get out of whatever, after we get out of this. There is hope in the spring and summer that that can begin. Anyway, i appreciate you mentioning Portland's d.n.a. It's about our hospitality. It is about the vibe that people have when they come here. And when they came here precovid, they felt that. If they showed up today, just wouldn't feel that same thing. But you are doing all you can to create that. So I'm with you with the hope. I just want to acknowledge your sacrifice. Thank you for hanging in there. Thank you for your employees who are sacrificing pay cuts. We need you. And I look forward to having further dialogue. I vote aye.

**Clerk:** Hardesty?

**Hardesty:** Thank you for the report, jeff, megan and james. It is, as always, a very thorough report. And I'm grateful for that. I just want to add that I again, this is my own personal belief. I believe that the world will be radically different coming out of the pandemic. What I hope is that we are imagining what our new future will look like. And not anticipating headed back to where we were prior to the pandemic. Our world has changed. And if we are going to recover, we are going to recover based on new thinking, new innovation, and new opportunities that will present themselves. I look forward to working with you to identify and support this new thinking. Life is not going to ever be the same again. And I don't want us to be planning as if we are going to go back to some, some fantasy world that honestly didn't exist for a lot of Portlanders before the pandemic. And the pandemic has shown us just how unequal our city really is. I look forward to the tourism return being more reflective of who we want to be. Rather than who we were or who we thought we were prior to pandemic. I vote aye.

**Clerk:** Wheeler?

**Wheeler:** Well, there is no question that all of these important issues that my colleagues have raised are tied together. And the challenge that commissioner Hardesty just put on the table is exactly the right one. Which is let's look for the silver linings, look for the innovations. There are a couple of things that I think could change permanently. Number one people do like eating

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outside. You know maybe not on the coldest nights but there is no question in my mind that last summer the outdoor dining, the opportunity for people to gather in places that previously were neighborhood streets, some of the work that commissioner Eudaly and pbot had done around the festival streets, those were very successful. They were driven by need in the pandemic. But I actually believe some of those ideas have stuck now. And people are looking forward to it and hope that next summer we have some of the same opportunities. There is going to be parts of our economy that will be fundamentally different. Particularly, the large scale gatherings. Whether it's sports or entertainment, music. Arts and cultural programming. Those industries are trying to reinvent themselves as we speak. This city council stands in alignment with them and will continue to work with them to innovate creative. There are important values that jeff and the team highlighted in the marketing nationally and globally about who Portlanders are. I don't think who we are is going to change even because of the pandemic. We are going to continue to be innovative. We'll continue to be creative. We will continue to be leaders. We are going to continue to appreciate small scale maker spaces, homemade products, mom-and-pop stores opposed to chains. We'll continue to be a top culinary destination going forward. All of these things that sort of create the aura of Portland are important to attracting people here. We should also be genuine. And I think Portland has had a bit of a comeuppance in recent years about some of the fragility of our community, some of the inequities that exist in our community, some of the structural problems, the lack of the safety net services, housing, access to economic opportunity. All of those things have come to the fore, too, and I believe we'll be a more genuine city going forward. I want people to not just see problems as they look at fox news or wherever. I want them to see a community that can acknowledge and own those problems. And demonstrate that we are leaders enough. Each and every one of us in this community to address them. I believe, i have a lot of confidence in Portlanders. We are up to those challenges. I hope some of that energy also becomes part of the way people view this city. That Portland is a can-do city along with all the other things that we acknowledge. So, i want to thank you for the critical work you do. Travel and tourism is a hallmark of our local economy. We are up against the ropes now but you are showing real leadership in terms of addressing those challenges. We as a council stand with you. And we will continue to work with you and support your efforts. Thank you for the work you do. I vote aye. The report is adopted. Thank you. We'll look forward to the next.

**Miller:** Thank you all so much.

**Conway:** Thank you.

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**Wheeler:** Have a good day. Next up is the next time certain 954, please.

**Clerk:** Direct the Portland police bureau to inventory its crowd control tools and submit written reports to council, and establish new authorization procedures for the Portland police bureau's acquisition and procurement of military-style equipment and submit written reports to council.

**Wheeler:** Commissioner Eudaly?

**Eudaly:** Thank you, mayor. Well, it was a pleasure to work with commissioner Hardesty and her team. And to cosponsor this item with you. And commissioner Hardesty. The demonstrations for racial justice started this spring following the death of George Floyd, I gave my concern with munitions in the council session. I said then and I will repeat today that the use of the munition in a public health crisis that attacks people's respiratory system is inhumane. I worked with my team to determine what we could do as a council to restrict the p.p.b. Use of munition and the resolution is the next best step we were able to identify. This year beyond what we saw on the news and the social media every night, the council had little information on the tools that the bureau was using in response to demonstrations. This lack of information was also a challenge during the budget conversations. Our own budget office was unable to estimate the cost and the scope of the p.p.b. Munition arsenal because it was not itemized within the bureau's larger external material and the services line item. This resolution will ensure while council continues to address inequitable policing practices, council and the public will have additional transparency to what weapons are at the bureau disposal and what they cost. I was pleased to work with commissioner Hardesty at this issue from the outset and collaborate with the mayor's team to incorporate an aligned reporting resolution that they had been developing. We have staff from the offices here to present today. It's my pleasure to introduce my senior policy adviser Hannah Holloway to start us off. Welcome, Hannah.

**Hannah Holloway:** Thank you, commissioner. Good morning, mayor and commissioners. I am Hannah Holloway. Senior policy adviser to commissioner Eudaly. And I'm here with Amanda Watson from the mayor's team to present on the resolution. In sum, the resolution before you requires that p.p.b. Report to council on the arsenal and it sets different reporting requirement for the bureau acquisition of the military-style equipment. This came together through a collaborative process between the offices with the different offices contributing different pieces, which we will elaborate on in this presentation. As you are aware, black and brown Portlanders have pointed to the injustices and the excesses of the policing system for decades. With many in the community joining that call this past spring and summer. That movement itself called attention to another concerning aspect of the policing which is how they respond to the

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democratic demonstrations and whether that response and the tools they are using are the best way to deescalate confrontations. Since June, Portlanders have had questions about tear gas, rubber bullets, pepper spray and more. About their ingredients, the health impact, expiration dates and the question that the city staff were not able to readily answer. As commissioner Eudaly mentioned, she was concerned about the p.p.b.'s use of munitions; particularly, chemical munitions in a public health crisis that affects respiratory systems. In addition to that, you will remember that there were anecdotal and concerning reports about oddities and regular protesters' hormone level, reproductive systems and more. So it became clear that council and the city Portlanders really needed at the least more information about the crowd control munitions. So, we began working with the city attorneys and shortly thereafter, with commissioner Hardesty's office and derek bradley to address the issues through council action. Of course, the city is still under the department of justice settlement, agreement for the p.p.b. Use of excessive force against people experiencing mental illness, which does limit council's ability to make changes to the use of force policies without d.o.j. Approval. And while in the best of circumstances, a settlement like this is positive to the city, compelling our public police force to adopt better practices and police equitably, it has been a challenge and a year in which the protesters are demanding swift change. We are working with the agency that works at a different pace. I know you all know this but I think it's relevant background to how we arrived at the resolution as something that is within council's authority per the p.p.b. Settlement and responsive to community demands for more transparency. So the resolution. In practice the inventory piece of this resolution will require that p.p.b. Inventory the munitions use for the crowd control purposes. You will see that in the exhibit "a." we list out which munitions are subject to quarterly inventory reporting, including chemical irritant, distraction devices, smoke or obscurence primarily. That is for a reason. This resolution is not intended to capture batons or bicycles. Really the supplies that officers use in crowds. This inventory report is targeted to the weapons, the munitions that p.p.b. Uses to control crowds when they feel they have gotten out of order. So, the first report should be submitted to council on january 27. And from that date forward, quarterly. It must include the quantity and the use of each munition as well as the ingredient list and the expiration date for the chemical munitions. It also provides a more responsive transparency if we find ourselves in events that are similar to that of this year. Where there is more frequent and repeated deployment of the crowd control munitions. So under this resolution if p.p.b. Uses crowd control munitions three or more days of any seven-day period the bureau must record the munitions used in response and notice council of the intent to purchase

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additional munitions. That report under this sort of more frequent standard would have to come to council within five days of the initial munition deployment and continue on a weekly basis for the duration of heightened use. That timely info to the city and to the public if there is a situation in which the size of the arsenal and the contents of this arsenal might be changing rapidly and members of the public city staff, council will want to know about fluctuations that are happening in a short time period. So that is the toe at they -- totality of the crowd control inventory aspect of the resolution. We with happy to work with the mayor office to combine synergistic efforts around -- synergistic efforts around crowd control that the mayor's office has been working on. I want to let Amanda Watson who is here describe those and what it means in the context of the resolution. I will kick it over to Amanda.

**Amanda Watson:** Thank you, Hannah. Good morning, mayor and commissioners. My name is Amanda Watson, I'm a senior policy adviser for mayor wheeler. As Hannah mentioned over the summer and the fall, our office had been working with the police bureau on a policy related to the acquisition of the military style equipment that is part of the mayor's 19-point plan for public safety reform. Again as mentioned because of the similar goals and timing we really welcome the opportunity to incorporate that work in the resolution that commissioner Eudaly was bringing forward in cooperation with commissioner Hardesty. So the goal of our particular piece of this policy or forum was to increase transparency, accountability and oversight over the purchase of the military style equipment by the police bureau. For many of the same reasons that hannah mentioned in response to community demands for increased transparency and because we know the use of military-style equipment for crowd control can provide a risk to public safety if misused. This portion of the resolution is a policy reform that requires the bureau to receive prior authorization from city council to purchase military style equipment through report to the council on a quarterly basis. The starting point for the policy was executive order 13688 issued by president barack obama in january 2015. It aimed to stan forwardize procedure of transfer of the military and military-style equipment from the federal government to the local law enforcement agencies. We relied on this and we wanted our reform consistent with the order because it established a definition of the military-style and the reporting requirements for the agency that are seeking to acquire the equipment from the federal government. As we know the Portland police bureau does not purchase excessive but we use it as a starting point for the policy for consistency sake. So we worked with the bureau staff from the p.p.b. Business and the services group and the training and the operations to create a policy to minimize the administrative burden and increase transparency and accountability. So the you are the

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quarterly report to -- so the quarterly report to council will include details on the cost and the equipment that the bureau is seeking authorization to purchase in the coming quarter and the information on the appropriate law enforcement purpose that equipment will serve. And importantly, the policy, protocol and training that they have in place to govern the use of the equipment so council and the public will know we have all the protocols in place for the proper and the safe use of the equipment. So again, I want to thank Hannah, Derek, commissioner Eudaly and commissioner Hardesty's office. And p.p.b. Staff for the collaboration on this policy. It was really great to be able to bring this altogether. And in one resolution that given the alignment and the goals as well as the reporting mechanism and the quarterly cadence. Thank you.

**Watson:** I think I will turn it over, if there are any questions. I believe we have folks from the city attorney's office on the line who worked with us on the policy if there is any questions from that perspective as well.

**Wheeler:** Great. Colleagues, any questions for any of the presenters or any legal questions that our crack legal team could answer?

**Hardesty:** Mayor, I actually do have a question. I think maybe the lawyers could answer this question. Our resolution is focused on purchase. Are there incidents where the military gives military-grade equipment to law enforcement agencies? And if so, would it be covered by the resolution? That is a legal question, maybe.

**Wheeler:** Is there someone on the line to answer that?

**Holloway:** Rebecca from the attorney's office is here.

**Rebeca Plaza:** I believe I successfully unmuted myself. I'm with the city attorney's office. Commissioner Hardesty, I believe your question is of a legal nature. The resolution should cover acquisition and procurement no matter what form it takes place. So, whether or not it is transferred or acquired through city funds or the grant funds this resolution will apply to all of that.

**Hardesty:** Thank you so much. I wanted to make sure there was no wiggle room around the resolution. I appreciate that.

**Wheeler:** Thank you, commissioner. Nil other questions at this point? If not I know we have public testimony. Keelan, why don't we move to public testimony. How many people do we have signed up?

**Clerk:** It looks like we have three people on the call to testify. First up is dan handleman.

**Wheeler:** Mr. Handleman, welcome.



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**Dan Handelman:** Good morning, mayor and council. This is dan handelman. Can you hear me?

**Wheeler:** Yep.

**Handelman:** I'm with Portland cop watch. I'm not sure why there is echoing going on. I'm concerned about this resolution because I don't think it goes far enough. I think there should be more restrictions on the use of the weapons. I do not understand the comment that this would be a violation or somehow affect the d.o.j. Agreement if you did restrict the use of the weapons. I have read that agreement many times backward and forwards. It doesn't say anything forcing them to use the weapons on the protesters. Just because the director allows the officers to use them in the same way there is a moratorium on the death penalty in oregon since 1998, we haven't used it in the state. You can have a thing that says you are allowed to use it but then they can say we don't want you using it. I don't understand why you can't stop the officers from using the weapons. I say "weapons," the referendum refers to them as "tools." i said this over and over again. This is really commissioner Eudaly called them "weapons" in her opening remarks. It should be remembered these are not things to open paint cans or a pair of doors. These are things used to harm people. We also think that there should be more focus on removing them from the inventory than taking inventory. Rather than allowing more purchases of the things. It should say well, we don't want our community members being hurt by them. In the section about permissible items for the bureau to buy, it lists helicopters and drones. I think those should not be allowed to be brought by the police bureau. Portland hasn't had helicopters in decades. In part because the perception they give in occupying army flying over certain populations; particularly, communities of color. I don't think they should be on the list of the permissible items. They should be banned. And then, the data that the bureau released about use of force from just from the late may until the end of september showed that the p.p.b. Used impact rounds 1,538 times. Which is one quarter of all the force of the protests. They used chemical agents 854 times and baton strikes 215 times. It's clear when you give the officers weapons they will use them. It also just like to see in this particular resolution and in future resolutions around the police issues the addition of the requirement that when the reports come to council there be public testimony allowed. We don't want to have a presiding officer who arbitrarily says we will never take public comment on any items that are reports when there are items that are important to the community. So if it can be put in the resolution that whenever the reports come forward there will be public testimony, it will benefit transparency and the openness that the council has said over the years they believe in. In terms of the cost, somebody brought up the question of the cost. The "oregonian" reported in the first month and a half, the

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bureau spent \$117,500.

**Clerk:** Three minutes, dan.

**Handelman:** I want to say if they didn't get the information, the "oregonian" did and that is confusing. Thank you.

**Wheeler:** Thank you.

**Eudaly:** Mayor?

**Wheeler:** Commissioner Eudaly.

**Eudaly:** Thank you. Dan I want to briefly address your comments although I think I'll be hitting on your concerns in my closing remarks. We originally set out to create munitions ban and/or restrictions. I'm not sure what I can and can't share with you but I will try to nutshell the challenge we faced with the actual restrictions. That is with the d.o.j. Settlement, if we take away less lethal munitions and what the police are left with are options that would be more harmful to community members than we would be in violation of that settlement. I believe that we need to get out, you know, get out of the settlement. Lay that to rest. And then revisit this issue. This is something that commissioner Hardesty and i are both very passionate about. And if we had been able to advance something that included bans and/or restrictions we definitely would have. So, as always, I really appreciate your insight. And your testimony. I also learn something from you. I just want to assure you that this is what we can do in this moment working with the constraints that are put upon us by not just the settlement but state and probably federal law as well. Thank you.

**Wheeler:** Thank you. Oops. Yeah, thank you, commissioner Eudaly. I appreciate that.

**Clerk:** Next up we have allison cole.

**Alison Cole:** Public speaker: Can you hear me? Am I unmuted?

**Wheeler:** Yeah. You sound good, allison.

**Cole:** Public speaker: Great. Thank you. I'm allison cole, the administrator for a group of community organizations looking to demilitarize the Portland police. I've e-mailed all of your offices. Some of you haven't gotten back to me yet. It's been two months on some of your offices to be honest. I know that with the covid crisis, everyone is really busy. But I would love for you to search for my e-mail in your staff inboxes. I understand that this this is an inventory reporting tool exclusively and not munitions ban. But I would like to urge you, especially those carrying on to next session to take on a comprehensive munitions ban. I appreciate Hannah clarifying and also commissioner Eudaly clarifying a little bit the difficulties with the d.o.j. Settlement between the city and the police. I think that the public really does deserve a very clear explanation of the

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limitations of that in the moment. Because it's not well understood by the general public and the people looking for police reform. So if there is any way you can make an information session about it available to the public that would be helpful to set expectations. I also do not believe there is a legal precedent for the police needing to take more dangerous firearms to process if the less lethal munitions taken away. That is a threat made by police and policy perspective. I don't believe it holds ground legalize so I'm not sure why that carries so much weight. I'm confuse and it would be wonderful to get clarification on why they are allowed to take the stance. What I really want to discuss with you quickly or at least encourage your policy advisers for your staff to do is to really look in to the empirical studies of the police militarization. There is an enormous research conducted across the country on the effects of material and cultural militarization on the law enforcement agencies. I've collected a huge amount of it. I would be more than happy to share it with you. Commissioner Ryan, I have shared it with a few of your staff members. Commissioner Hardesty, I have shared it with derek bradley in your office as well. One of the main take-aways from the huge body of research is that militarization in all forms increases civilian deaths in police community interaction. So people in your community are more likely to die if your police and sheriff's offices have more military equipment and also military training. So that goes for transfers from the 1033 program, department of homeland security grants to purchase equipment, private purchases from weapons dealers and also if you have a s.w.a.t. Team like in Portland we have sert, with the county we have the r.r.t. Just having that team increasing the likelihood of the deaths to go up. The more often the teams are deployed the more deaths you see. This is all basic statistical regression modeling. It's not --

**Clerk:** Three minutes.

**Cole:** It's real data. I want to bring up one more concern and I'll cede my time. I'm worried about comment that the Portland police bureau does not receive equipment from the 1033 program or is not engaged in the federal equipment transfer. They have reported they have 44 assault and the sniper rifles that came to them through the 1033 program. All 1033 program data is posted for free online on get hub. The "washington post" did a freedom of information about and they posted it for free on the web. That information is available. So I'm concerned to hear that you believe that the Portland police bureau does not engage and interact with the program because they do. That is all for me today. I would really love to speak with all of your offices more. I represent a large coalition of groups and there is many members in the group that would love to have your ears. Thank you.

**Wheeler:** Thank you, allison.

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**Clerk:** Next up we have Andrew Riley.

**Wheeler:** Welcome.

**Andrew Riley:** Public speaker: Hi. Good morning, Mayor Wheeler and the Portland City Council. Can you hear me okay?

**Wheeler:** Yes. You sound good.

**Riley:** Public speaker: I'm Andrew Riley. My pronouns are they and them. I'm here to ask you to pass 954 and I echo the feedback that Allison provided about the ways to strengthen the resolution. For six months and counting the police engaged in violence against the many thousands of people who have risen up in support of the Black Lives and what the others the Portland Police Bureau deem to be the wrong place and time. They have used chemical weapons, rubber bullets, flash bang grenades and the sonic weapon known as the I-rad to name a few. We have seen images of them deploying this on the street we have to have an idea of the use of the weapons or the size of the stockpile. I want to do something I don't often do and speak personally for a moment. I have been physically, permanently altered by the police and the use of the crowd control weapons this year. I suffer spine pain after being shot in July. I have severe bruising and right foot from a flash bang grenade that went off next to me. My lungs have been exposed to tear gas exposure. Some of it is walking around the neighborhood after the police bathed the streets in the chemical weapons. We are still in lingering questions that I ask every day. What is this doing to my body in the long-term? Am I at higher risk of cancer or illness because of the exposure? What are they putting in the waterway or eco system? Today it's hard to know answer because the police bureau is not forthcoming with the information. After this, I have done research work to inventory the weapons they have used. But the onus should not be on the public to figure this out. We have a right to know the weapons that the Portland police are stockpiling to use against us in the event we demonstrate in a manner deemed inappropriate and we have a right to know the chemicals we are exposed to and the long-term health effects they may have on us including and especially parents who have seen the children gassed in their homes in the course of the uprising. This is an important first step to establish that right to know. For the first time the Portland police are required to tell us what weapons they have on hand, what they are made of and report regularly including in period of the sustained use when they use them against the public in a sustained way. While United Oregon continues to advocate they will take a step of outbanning the use of the chemical and the crowd control munitions. We support this resolution as a step along the way. Thank you for commissioners Eudaly and Hardesty to bring it forward and a special thanks to Hannah Holloway

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in Eudaly's office for excellent work to develop the resolution, including the soliciting the feedback from the community groups like ours. Please vote yes. Black lives matter. Thank you.

**Wheeler:** Thank you.

**Clerk:** That is all we have signed up for testimony, mayor.

**Wheeler:** Good. Colleagues, any further questions? Commissioner Eudaly, i see you have your hand raised.

**Eudaly:** Commissioner Eudaly. No. Sorry.

**Wheeler:** Call the roll.

**Clerk:** Eudaly?

**Eudaly:** All right. In 1925, the Geneva Protocol banned the military use of tear gas. As a community, we need to ask ourselves why have we allowed public servants to use a weapon our military cannot use in war against our own community members. The militarization of the local law enforcement is harmful to every member of society and it needs to end. Council action alone cannot address the full scope of munitions use. But what we can do today is provide additional clarity for the public and for council. In to what munitions the bureau has, how they use them, how much they spend and how the arsenal affects demonstrators. I regret that I was not able to do more during my time in office to curb P.P.B.'s excesses. There are both regulatory and political reasons for why we can't do more right now. But the very least we can do is create more transparent and open information for members of the public. I'm proud to provide that for Portland today. So thank you, mayor, for your support and collaboration on the military-style equipment aspects of this resolution. Transparency should be universally valued on the council. I'm thankful on that front we found common ground. Thank you, Commissioner Hardesty. I'm disappointed that this is the last police-related action we will see across the finish line together as commissioners. But I know you will keep fighting for Portland. As will I. And I appreciate your partnership and honor your leadership on this issue over the last three decades. I want to thank your policy director Derek Bradley for working with my team since June to meet community demand and rethink the public safety in our city. Although, we have had to, we have been frustrated by the constraints which we are forced to work. Thank you to my senior policy adviser Hannah Holloway. Hannah has worked with community advocate and the city attorney since early June to accomplish community demands that weren't pre-empted by pending lawsuits or the state developments. I'm incredibly proud of the work you have done in my office. In addition to your work with the Urban League and your long standing commitments to racial justice. You deserve so much credit for the step we are taking today. I can't wait to see what you do next.

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Reporting resolution wasn't my end goal. And I know it's not everything our community wants. But this is a meaningful step forward for -- meaningful step forward for transparency, justice in policing and another tool in public's arsenal for holding the Portland police bureau accountable. Thank you, everyone. I vote aye.

**Clerk:** Fritz?

**Fritz:** Well, thank you, commissioner Eudaly for your leadership on this issue. And your persistence with it. And indeed, it is very important step forward in transparency and accountability, which, of course, are part of our city's core values. I truly appreciate the responses of the measure to work together to come up with something that has universal support. It's an important step forward. And often we get to the next step by taking the first one and this is very, very good first step. I'm pleased to support it. Aye.

**Clerk:** Ryan?

**Ryan:** Yes. Thank you. Thank you, commissioner Eudaly. And specifically, hannah holloway. Your presentation was really thorough and so helpful. I know our staff, my staff has been working with all of you. The system received today from some of, from allison particularly, it's very helpful to know this is a step. It's a step in the right direction. We must demilitarize our police. And i'm really grateful to be with a team of five that is united on that front. And here is taking steps in the right direction. I vote aye.

**Clerk:** Hardesty?

**Hardesty:** Thank you very much. I want to start by thanking commissioner Eudaly and hannah holloway. Your office was a joy to work with on this issue. We share joy and frustration as we were pulling this resolution together. Because as the public has said, it's not all that we want. But i do believe it is a strong first step. I want to say that also based on we heard a request that the public doesn't understand our limitations. I will say that the first time in my lived experience we have a totally dysfunctional federal government. That created more chaos and more divisiveness around policing than I would have thought was humanly possible. What we know is that we have federal forces even today that are trying to undermine our ability to be transparent, our ability to be responsive so community needs. I like many are praying that after January of next year, we will have at least a functioning, competent federal government that will be a partner with us as we deal with these huge issues. While I wish we could have done more, at this time regarding the use of the crowd control munitions, the settlement agreement still hanging over our head is based on a settlement agreement. It's really the best that we can do today. We have seen the settlement agreement used by the Portland police and the local d.o.j. As a tool against

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transparency. And so, it's really important that we fulfill the letter of the law of the settlement agreement and get that behind us. So that we will stop wasting millions of dollars investing in that settlement agreement. That being said, I do think this is a very important first step. This resolution will provide the community with more transparency around police acquisitions. And use of the crowd control munitions. While putting city council in charge of deciding whether or not the Portland police can purchase military grade equipment and create reporting requirements around the use of crowd control munitions. I look forward to explore banning munitions, identifying officers in the crowd control efforts, not having the riot glad police be automatically deployed when there are protests and other options I hope to discuss with our community partners. For now, I am thankful for the collaboration with the commissioner Eudaly's office on this item and the work that the mayor's office did around military-grade munitions. I am happy to vote aye. And let me also thank derek bradley from my office who did the heavy lifting from my staff. And again, hannah, you are a super star in moving this process forward. I vote aye.

**Clerk:** Wheeler?

**Wheeler:** Colleagues, I'm pleased to join commissioners Hardesty and Eudaly in sponsoring this resolution. It strikes transparency and accountability in the Portland police bureau. The key to building trust with the community is transparency. And openness. I want to thank Hannah Holloway, and Amanda Watson for their hard work on this. Earlier this year after hearing from many community members and organizations you are aware that I developed my initial police reform plan. This resolution accomplishes one of those items. Requiring council authorization for military-style equipment. As we heard, it's consistent with one of president obama's 21st century policing executive orders which sought to reimagine public safety and America. Having a quarterly report to council is one more step toward that goal to reimagine public safety in Portland. I would like to thank my council colleagues as well as the police bureau in the city attorney's office for working closely with my staff and my colleagues' staff on the resolution. A great reflection to police reform. I vote aye. The resolution is adopted. Thank you, everyone. Next item. Actually, i would like to go through a bunch of the second readings to get those out of the way first if I could. Read 964.

**Clerk:** Authorize water revenue bonds to finance water system capital improvements in an amount not to exceed \$143 million and refund water revenue bonds.

**Wheeler:** This is a second reading and we have had presentation and opportunity for public testimony. Further discussion? Call the roll.

**Clerk:** Eudaly?

**Eudaly:** Aye.

**Clerk:** Fritz?

**Fritz:** Eye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Up, I just want to put on the record that i want to make sure that the city council knows actually how much money in bonds were spent. When we talked last week, I was assured that 142 was the max. But they weren't sure whether they would go out for the whole amount. I just want to make sure that we the council are in a knowledgeable position to what the ultimate decision is. And when the bonds will go out for sale. I vote aye. But I will want to continue to be engaged in getting additional information as this moves forward.

**Clerk:** Wheeler?

**Wheeler:** I vote aye. Ordinance adopted. 969, please.

**Clerk:** Authorize an exemption to the competitive bidding process pursuant to the Oregon revised statutes chapter 279c and city code chapter 5.234 for construction of certain right-of-way surface stormwater facilities funded by % for green.

**Wheeler:** This is also a second reading. Any further discussion? Please call the roll.

**Clerk:** Eudaly?

**Eudaly:** Aye.

**Clerk:** Fritz?

**Fritz:** Eye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** So I am concerned that when we did this no-bid last time there were no contractors of color on this contract. Nothing I heard last week leads me to believe this time will be different. So I vote no.

**Clerk:** Wheeler?

**Wheeler:** Aye. Ordinance adopted. 970. Also a second reading.

**Clerk:** Authorize intergovernmental agreement and grants agreements in support of the % for green program for five years beginning fy2020-21 not to exceed \$3 million.



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**Wheeler:** Any further discussion? Seeing none, call the roll.

**Clerk:** Eudaly?

**Eudaly:** Aye.

**Clerk:** Fritz?

**Fritz:** Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. Ordinance is adopted. 971. Second reading.

**Clerk:** Amend price agreement with allen construction management services, llc, cmts, llc, drw, llc, and exeltech consulting, inc., for on-call construction management, inspection and project support personnel services in the combined amount of \$10,150,000.

**Wheeler:** Second reading. Any further discussion? Seeing none, please call the roll.

**Eudaly:** Aye. [laughter]

**Clerk:** Eudaly?

**Eudaly:** Sorry. The title was so long I forgot where I was in the process. I vote aye.

**Wheeler:** There went the suspense.

**Clerk:** Fritz?

**Fritz:** Thank you for your enthusiastic support. Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. Ordinance is adopted. 972. Second reading.

**Clerk:** Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the carolina trunk wz02 rehabilitation project number e-11005 for an estimated cost of \$1,283,000.

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

**Clerk:** Eudaly?

**Eudaly:** Aye.

**Clerk:** Fritz?

**Fritz:** Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. Ordinance is adopted. 973, second reading.

**Clerk:** Authorize a three-year master intergovernmental agreement with Portland state university to partner on projects and programs related to wastewater, stormwater, and watershed health not to exceed \$500,000.

**Wheeler:** Any further discussion on this second reading? Please call the roll.

**Clerk:** Eudaly?

**Eudaly:** Aye.

**Clerk:** Fritz?

**Fritz:** Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. Ordinance is adopted. 974. Second reading.

**Clerk:** Amend the Portland parks and recreation board to clarify purpose, definitions, membership, and update administrative functions.

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

**Clerk:** Eudaly?

**Eudaly:** Aye.

**Clerk:** Fritz?

**Fritz:** This was a lot of work by the parks board. I notice that Bonnie is on the call. I always like to see the actual vote when you have done a huge amount of work like this. Thank you to the entire board to Paul and all the people who have served on the board. Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Good work, commissioner fritz. This is a great, this is a great presentation. Good work to the bureau as well. I vote aye. Ordinance is adopted. 975, second reading.

**Clerk:** Authorize intergovernmental agreement not to exceed \$4 million from the Portland parks and recreation system development charge fund to the prosper Portland downtown waterfront tax increment financing district fund for acquisition of property in the downtown waterfront urban renewal area.

**Wheeler:** Second reading. Any further discussion? Seeing none, please call the roll.

**Clerk:** Eudaly?

**Eudaly:** Aye.

**Clerk:** Fritz?

**Fritz:** Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. Ordinance adopted. Last of the second reading is 977, please.

**Clerk:** Adopt revised title 21 water to be consistent with current Portland water bureau practices and applicable state of oregon regulations.

**Wheeler:** Second reading. Any further discussion? Call the roll.

**Clerk:** Eudaly?

**Eudaly:** Aye I strongly support the revised title 21 changes in front of us today. In particular, an individual meter option that is reasonably priced for developers like habitat for humanity, expand opportunities for low-income homeownership. I vote aye.

**Clerk:** Fritz?

**Fritz:** Thank you for your support, commissioner. And thank you to everybody who is involved in this two-year long project. Led by mike, the previous director and gabriel solmer. Focused and diligent in meeting all the goals for edward campbell for the bull run measures and intelligent community engagement. Sarah on the individual meters. Thank you, council, for your feedback at the work session we found helpful. Chief engineer teresa elliott has done the overall

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management for the deliverables. We are so grateful for her long-time service to the city. Lucy, thank you to make this accessible. Thank you to my team for the diligent support over the year. Aye.

**Clerk:** Ryan?

**Ryan:** Terrific work session. I vote aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. Ordinance is adopted. Now we'll go back to the beginning of the regular agenda item number 961, please.

**Clerk:** Appoint Cristina Nieves and Thomas Mosher to the open and accountable elections commission.

**Wheeler:** Commissioner fritz? Wait. Yes. Commissioner fritz?

**Fritz:** Thank you, mayor. Could we also please read 967. I put them together.

**Wheeler:** Without objection 967.

**Clerk:** Amend the open and accountable elections commission to eliminate the election matching periods and maintain the program's oversight with the commissioner of public utilities through 2022.

**Wheeler:** Commissioner fritz?

**Fritz:** Thank you. What I'll do here, the first item is a report. We'll hear the presentation on that and meet the candidates, nominees. And then vote on the report. Then we'll move to the second item. So the open and accountable elections commission advises on the implementation of the open and accountability election program. Two commissioners, serin bussell and ricardo lujan-valerio re-signed from the commission after accepting employment with the city. Nominated to finish ricardo's four-year term ending april 20, 2023 is Cristina Nieves. She serves on my staff for many years as a policy adviser and senior policy adviser. She was the chief staff person in 2015-2016. To help craft the open and accountable elections program. And guide you through. So this is a particularly delightful to be appointing her to fill the role now that she has moved on to work for common cause. And she is an excellent source of the knowledge of the principles and the values that guide the creation of the program. She was involved in the community engagement for it. And she is very invested in assuring the program's success in perpetuity. Nominated to finish serin bussell's two-year term ending april 30, 2021, is Thomas Mosher. He is an attorney with many years of experience in election law and campaign finance. And has experience

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running campaigns. He's devoted his career to getting overlooked and underserved communities engaged in the political process. And expanding the work, the voices of working people which he currently does with the united food and the commercial workers local 555. Both ms. Nieves and mr. Mosher are here to introduce themselves and why they are excited to serve on the open and the accountability election commission. First, invite Cristina Nieves to introduce herself.

**Cristina Nieves:** Hi, everyone. This is Cristina Nieves here. For some reason i'm not able to start my video but can everybody hear me right now?

**Wheeler:** Yes.

**Nieves:** Okay. Wonderful. Again, my name is Cristina Nieves. Associate director of common cause oregon. We are a grass roots organization that focuses on pro-democracy issues and increasing government transparency. So, obviously, campaign finance reform and the open and accountable elections at the top of our priority list. Before I jump in to talking about myself, and my interest in joining the commission, I want to echo the comments made regarding the difficulty of the last year and the immense challenges we have faced. You have had to make hard decisions regarding the budget and the resource allegation. It's clear you are involved in the decision-making process. A way to do that is support the public board and the commission. Thank you. For support. Again, as commissioner fritz mentioned, I was on her team. And managed the creation and the implementation of our wonderful public campaign finance program. During this process we did face many challenges. But we pushed forward. Because we in our amazing coalition of the organizations believe that Portland voters deserved the ability to experience campaign and electoral process differently than what was the status quo. In my new role in common cause oregon, I have been attending the commission monthly meetings which are now of course virtual. I am so humbled by the results we have seen. The work of the commission members. The program's ability to inspire new hope and trust in the city's electoral process. I would love the opportunity to continue to help the program succeed come what may. Participating in the boards or the commissions or really any type of decision-making process is not easy as I'm sure my city council members are very familiar with. The process is worth it if it done correctly. If appointed to the commission I will advocate for the equitable decision-making and hold true to the program value to increase the participation in the electoral process and make sure that the Portland voters know that the big money does not run our democracy. As a latina, Portlander and someone who truly wants to see a renewed belief in the system, i'm grateful for the opportunity to join the open and accountable elections commission. Thank you.

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**Fritz:** Thank you. Now Thomas Mosher.

**Thomas Mosher:** Thank you. I want to thank you for the opportunity to address you today and thank you for the opportunity to serve on this commission. Potentially. I've been engaged with the open and accountable elections commission for a while now. Through the individual interest and the engagement I have been apart of like local 555. I'm excited to formally work with the program staff and I believe my extensive background in election and the campaign and my direct campaign experience working for organizations contributing to the campaigns will be an asset to the commission and the program. As stated before, I have been an attorney for 12 years to work in finance and election law. In the city of Philadelphia and then here in Portland for the last five years. I have worked for 100 campaigns in my time now and doing a lot with finance law around the campaigns in the multiple state and the federal level. I'm excited about the success of the program achieved.

**Fritz:** Anybody with questions? If not, I move to report.

**Wheeler:** Commissioner fritz's motion, any discussion [roll called].

**Eudaly:** I think the first round of open and accountable went better than possibly any of us thought it would. I am excited to contribute my experience and feedback into strengthening it moving forward.

**Fritz:** I'm excited about these nominees. The commercial workers 555 have been at the table all along. So Thomas it is good to learn about your experience across the nation. What a commission this is. It is amazing group of people who do stellar work and seem to like each other and get along well too. It is really -- I'm almost speechless. I'm so happy up how this has gone. I vote aye.

**Clerk:** Ryan?

**Ryan:** Thank you. Thank you, Cristina, i didn't realize all of the context that you bring to this as one of the first step participants with many others this past spring and summer. I want to thank you and happy to have you join the commission.

**Clerk:** Hardesty?

**Hardesty:** I want to thank Cristina, your leadership has gotten us to what I think we would all agree was a phenomenal campaign season utilizing this finance system. Thomas, i look forward to you providing your oversight for this activity. I just want -- to say to commissioner fritz, passing this election process will go down in the history books as one of your finest accomplishments in the city of Portland. I'm pleased to vote'.

**Clerk:** Wheeler.

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**Wheeler:** These are solid individuals and we're happy for you to serve. The appointments are approved and the report is accepted. Thank you 967, commissioner fritz, do you want to continue with that?

**Fritz:** I do. How this is going to go, we're going to have a brief summary of the first cycle led by director susan matai and we'll go into the details. This is the first election cycle and Eudaly acknowledged it went back to them. This is due to the commission and the office. Both the council and the technology oversight committee took an interest in insuring the program was successfully implemented with -- with a software and it worked perfectly. So now here to give an update on -- now the first cycle is over, it is director susan matai.

**Susan Mottet:** Let me get my powerpoint shared. Everyone seeing it?

**Hardesty:** Yes, we are.

**Mottet:** I have a quick update since we were last presenting. Our first two major accomplishments were simply launching the program in time for the 2020 elections and it was a little dicey at a few moments about whether that would be possible. On top of that it was a high priority to get the software launched in time, if humanly possible. Thanks to a partnership with civic software foundation, not only did they deliver software to us for 150,000 dollars which is a bargain, but it -- on the city end of it, it enabled us to implement the program with far less staff time in processing each one manually instead of a lot of work being done and saving us personnel budget costs and on top of that, it has these data visualizations for the public so the public can see how these campaigns are funded, essentially in realtime in a digestible way. I don't believe any other government has digestible campaign data like this. And once the program was launched, our -- our main sort of summary of -- of what we're proud of is that we weathered a lot of challenges, many of which were anticipated. So we were very -- very intentional about having strong program integrity protocols because -- you expect that -- that -- that people are going to try to gain the system and our integrity and protocols were successful. We also have unexpected challenges. We were expected a special election, and it doubled our candidates and doubled our workload, thanks to the software, we were able to handle that without amassing personal costs. We weathered the challenge when sudden I the Oregon state support applied limits and we had to adjust to that climate as well. One thing that we're proud of is that there have been no lawsuits challenging any of our program determinations or even appeals of any of our program determinations. I certainly thank the city attorney's office in working through the legal decisions and helping me make the best informed, the best defensible choice possible. The last time I was before you was the budget slide and it

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looked like this. I'm glad we were able to keep this general slide. Not only was the program solvent in the 2020 election cycle, even with the special election which doubled our number of certified candidates but we were also able to keep the vast majority of fund, 74 percent going towards matching fund and not toward overhead like personnel and technology and administration. But I did want to note for you all that -- that -- that -- that the new -- newly enforceable contribution limits for candidates not participating in the program is expected to result in future election cycles and more candidates opting in to the program which should put upward pressure on the amount of money we need to spend on matching funds and -- and in order for the program to be solvent. It is something to keep in mind, even as -- as we are going through future fiscal year budgets about how to keep the program solvent through that. We are looking at qualitative and quantitative metrics of performance for the program. That's taking -- that's going to take a little more time, but our initial performance metrics are -- are looking pretty positive. Most candidates opted into the program 23 of 41 candidates with political committees chose to participate in the program. Seven of eight candidates in runoffs participated. You want to see the numbers above 50 percent. They are. Initial data is suggesting that the program increase small donor participation in the elections. A survey of small donors for whom we had e-mail addresses indicated they had never given to a city candidate before. An initial survey looks like they doubled what they gave this election cycle compared to previous election cycles. It looks like we might be achieving broader and more even engagement across the city, although there's still more to be done. But doubling impact looks -- the good first step for a first cycle. Then our survey of small donors, we had 127 responses. Over half thought the program was achieving goals in the 2020 cycle, including goals like insuring representation by office holders that reflect the diversity of the city, and reducing barriers for Portlanders to run for office and making sure leaders in Portland are accountable to all Portlanders. I want to give you a preview of what is going to happen and a full analysis of our qualitative metrics. We're conducting user experience research and that -- that -- that the -- we're expected to complete it and have -- a public report ready in early 2021. Then on top of that, the election code requires the commission to issue its own report that will include the other qualitative and quantitative metric performance and highlight the user experience research and the results of internal audit we're performing that is required by code and then their recommendations on how to improve the program, how to update the code and the rules and the internal policies and practices. That's something to look forward to early this spring. I'm happy to answer any questions.

**Wheeler:** I don't have a question, but I'll chime in here and say how much I appreciate the



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outreach that you're currently conducting in the interviews that you're engaged in and just really your personal desire to see this program continue to improve with time. And the fact that you're making that effort to really go out and engage with people, whether they participated or not I think is really smart and thoughtful idea. I acknowledge that previously and privately but want to say it publicly because you deserve it. Commissioner Hardesty.

**Hardesty:** Sorry, I was on mute. Susan, I just want to really appreciate the incredible work that -- that you did this year in managing this program. I remember some of our earlier city council conversations where you are the optimist and -- and things were moving at an extremely fast clip. You have maintained your optimistic attitude and approach through -- through a lot of craziness, especially in this year which is not a year that any of us would have anticipated would have turned out the way it has. I just want to applaud the incredible work from the beginning that you put into this. And I want to acknowledge publicly that you kept your word which was on time, on budget, and -- and accessible and fair for all Portlanders. There is nothing about what you've done over this -- this first go round that I would recommend that you do different, other than maybe get a little more sleep and with experience now you know how it is going to -- how it is going to play out. I want to take this moment to applaud you. Without your leadership this is no way we would have had the results that we've had in this very first round of the public finance effort. Thank you for all you do. Please extend my thanks to your team because I know there's no one person shop in the city of Portland, but really excellent work and far exceed my expectations at the beginning. Thank you.

**Wheeler:** Thank you.

**Wheeler:** Colleagues anything else or we'll for to public testimony?

**Fritz:** No, we're not done yet.

**Wheeler:** All right. Sorry. Go ahead.

**Fritz:** I can get back to my script. Hang on. Here we go. We just wanted to give you a preview of the report that the council will be getting in the new year. We do today have some small changes to the code. The open council elections commission recommended these changes, community feedback was received from the voice -- the voice of all -- voice for all Portland coalition which helped pass and support the implementation of the open council elections program so we have -- we have a cadre of community advisors and program director will describe the two amendments.

**Mottet:** Thank you. So one amendment keeps the program oversight in -- in -- in the -- under the commissioner of public utilities through December 31st, 2022. The reason is this, the open

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accountable elections commission was cast by code to recommend where the program should be housed. What the recommendation is to -- to -- to amend the charter to create an independent commission that will house the program and could also house other campaign finance election related community work. It will take time to amend the charter. In the interim the commission recommended that the program stay under the commission of public utilities through December 31st, 2022. The second amendment is a simplification of the program timeline. One piece of feedback we're receiving in our user experience research is the program is too complex, making it difficult to understand why and the complexity can undermine inclusivity. There's matching periods and start and end on different dates. It is very complex to understand which rules stop applying on April 28th and May 19th. You know. This eliminates the primary period and the general election period that ends on the general election day. Any changes that don't coincide, this stops ten days prior to the preliminary election. By passing this one right now, as opposed to waiting in the spring when we have full recommendations from the open elections commission, it just enables us to publish our calendar for the program and other materials that are much more simplified on December 18th because December 18th is officially the first day of the 2022 election cycle when all candidates who want to run for city office in 2022 need to start following program rules if they wish to participate in the program. I'm available for any questions that these people have along the amendment. Any questions?

**Hardesty:** I guess I have a question about the permanent home for the program. It sound like there's a recommendation coming from the commission. I still continue to believe that the appropriate home is the office of the auditor and I plan to actually make that proposal to the charter review commission sometime next year after they have -- they have -- they have commenced their work. I also don't want to be in conflict with the commission that is doing the oversight. So can you explain why they believe a stand alone commission somehow would be better than actually having it under the auditor who is actually responsible for auditing everything that happens at the city of Portland.

**Mottet:** Well, one reason was that -- was that they felt -- the auditor is an elected office and can run under the program and opponents running against the auditor can run under the program. They felt it would be better if they were implemented by an office that wasn't sitting directly under any elected official that would be running under it or opposed to be running under it. It is not an unusual structure. This are about 32 programs like this across the country and half of them do sit with whoever runs the elections and it is a workable solution, even when that -- that person is an elected official. But then the other half are -- have under independent commissions

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that don't sit under any elected official so they can maintain independence.

**Hardesty:** Thank you. That actually makes sense to me. Appreciate that.

**Wheeler:** Thank you. Does that complete the presentation. Commissioner Ryan has a question.

**Ryan:** I wanted to acknowledge Susan while you're here. Thank you so much you and your team as someone who was a user of your services I can say how impressed I was with how nimble you were. I get why you're changing the matching date on one hand but I'm telling you your staff was overwhelmed and I know that -- that one reason there was probably a bigger window was because of that overload, as a council member, I'll be sensitive to the need of labor to meet those deadlines when we crunch them up closer. I want to thank you and your team. I want to give acknowledgement to commissioner Fritz. This is a national best practice in campaign finance reform. I think a lot of people are looking at Portland and how we're managing this. As a first-time user of it, I can say it ran very smoothly and most of that was because of -- of your professional stance. Thank you.

**Fritz:** Thank you. That completes our presentation.

**Wheeler:** Very good. Any public testimony on this item?

**Clerk:** No one signed up.

**Wheeler:** This is a first reading of the nonemergency ordinance. It moves to second reading. Next is 962, proclamation. Proclaim December 2020 to be Buy Local Month.

**Wheeler:** Colleagues, I am very pleased to introduce this next item. It recognizes the very essential role that small local businesses play in our city and of course in our economy. This action will note the steps the city has taken in partnership with local organizations to create and improve public safety and retail activation initiatives. It will also call attention to the fact that many small business owners, particularly those in retail make much of their annual income during the holiday season. It will also ask Portland residents and visitors alike to support small businesses, particularly those owned by people of color in both the central city as well as in the neighborhood shopping districts. Partnership has been critical to our effort to highlight small businesses and encourage the support of local retailers. I'm deeply appreciative of the Portland Business Alliance and Travel Portland and the Central East Side Industrial Council, Business for a Better Portland. Bricks need mortar and Portland and Build Oregon, Downtown Portland and Greater Portland Inc. For their incredible commitment to the city. We have two local business owners, Christine Azar of Azar Indulgences and Omar Solomon of Zakatel to speak to this effort and share their perspectives. Welcome.

**Christine Azar:** Hello. Hello.

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**Wheeler:** We can hear you.

**Azar:** Okay. Hi. My screen is frozen. This is Christine Azar. Thank you for having me on to speak about this. And for all of the work that you're all doing. So we appreciate you. One second, i'm sorry, one second.

**Azar:** Five minutes.

**Azar:** Okay. They're good -- Robert, he's -- I've been feeding him for five years. He's one of the people to help. We call every day and he gets orange juice. But I -- so I -- so I tried -- I tried my indulgences. We specialize in Belgian chocolate made in Beirut and Lebanon. That's where I'm from. We had two locations in downtown Portland and we're working on actually -- our franchise, which was supposed to start in May of 2020. Postcovid that changed and now we have one location. I put together a few things that i think and based on the people that I talked to here at my shop, and -- and local Portlanders and local business owners I feel are kind of a challenge. For me it is interesting because my shop has always been at a hotel. It is a double whammy, the covid, everything dealing with everything else going on with the city and the hospitality industry has funneled my business. We closed in March and we reopened two weeks ago now. So I'm sorry, I got notes. So -- and I'll go through these and please let me know if you want me to has been rate. I want to respect people's time. For me it is creating a safe downtown environment should be number one. Bring back employers and employees and customers and including tourism which is what we rely on. Taking steps to bring back commerce in the downtown corridor. With any other neighborhood there are people that are shopping, small business and supporting them but people are staying away from downtown Portland and even locals are staying away from downtown Portland. That's a huge concern and we hope to bring them back to shop. Number two, and -- and I'll start by saying -- I was born in Beirut Lebanon and born during the civil war. I worked very hard to get to where I'm at today and it is not lost on me that there are -- that racial injustice exists. It is not lost on me that we have a real issue with policing in this country. That's not lost on me. And also as someone who has two black nieces and a nephew that I pray for daily for their safety I understand what it is to have someone that you love and that you worry about your safety simply based on their skin color. I support the black lives movement more than i can describe because of my nieces and nephews and others. I think number two, it is prosecuting the bad apples and the months that has obstructed congress and law enforcement and send a signal this behavior is not tolerated. My husband and I had been here on Saturday. We were outside the shop. I'm trying to support as much as i can being downtown. We have kids running through the dining area on their key boards or whatever.

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There's this general consensus that it is a free-for-all down here. It is not. We need to send a message. Our city needs to be safe and we need to be accountable. Three, what does the city plan to address the homeless situation. This is the homeless mentally ill or drugs. There was a gentleman on the corner, no judgment, obviously they're struggling and he's yelling and screaming and throwing, and there was two people after we tried to walk around him. That's a problem. We're working with hundreds of guests like we always do, when you have that happening on a regular basis, people are not going to want to come downtown. That is really I have. I deal with the items that I've seen and what I'm witnessing here as a business owner.

**Wheeler:** Christine, thank you for that. And -- I want to acknowledge your frustration and you're not alone. I work with organizations I mentioned previously and we're hearing a lot of the same stories, the thrust of my second-term would be around the safety, homelessness and livability. I'm working with key people in these organizations that represent businesses, particularly small businesses on downtown revitalization as well as a livability strategy and those will also be not just for the downtown core but also the neighborhood business districts as well. So, I want you to know that help is on the way and I understand your frustration and I thank you for remaining open despite all of the chance.

**Azar:** We're here. We're not going anywhere. I believe in the city. I love the city. If anyone can take a challenge and make huge opportunity for the city this will happen. One small thing. When I mail stuff, I mail it out of Troutdale. I want to talk about Portland and get people to come down here. Right now, two days ago or Monday, and the post office there was a line out the door, and everyone was asking about Portland. These are people that live 20 minutes away that don't want to come to downtown Portland. We need to work on those people too. More than the tourists, my parents are getting ready, I see the vaccine, they need to go -- that will eventually come back. We also have to change the narrative of the community outside Portland.

**Wheeler:** Omar, you with us? Do we have Omar on the line? Kehla. Anybody? Can anybody hear me or did I just freeze up?

**Hardesty:** I hear you mayor, but I don't hear anybody else hearing you.

**Clerk:** Mayor, I was trying to unmute. I don't see Omar.

**Wheeler:** With that then, unless anybody has comments I'll read the proclamation. Commissioner Ryan, your hand is up from last time or did you want to say something?

**Ryan:** I can't stop thinking about belgian chocolate right now.

**Wheeler:** I know. What are you doing to us?

**Azar:** I'm sorry.

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**Wheeler:** Commissioner Hardesty has her hand raised.

**Hardesty:** I will support this resolution but I also want to be very mindful that -- that we have significant community members that have no money to go shopping anywhere. I do not want this to imply that somehow we're -- we're -- we're encouraging people to spend resources they don't have, especially when we know what the economic devastation is for many of our community members. So I'm going to support this in the spirit under which I believe you developed it. I would very much like to see as to the resolution in January that we affirmed that we want people to shop locally because that's how our small businesses are going to come back together. I don't want to leave the false perception that we're trying to encourage people to spend a whole bunch of money for Christmas that people in our community just simply don't have. I just wanted to put that on the record before you read the resolution and know that I support the intentions behind it but I'm much more interested in how we engage people to shop locally in January and beyond.

**Wheeler:** Thank you, commissioner Hardesty to clear the values. One of the consequences of the pandemic and people being physically distant is every third vehicle is Amazon vehicle. This will erode what makes Portland a wonderful place to live and work and visit. This is not targeted towards those large global online retailers except to say to our local residents, if you care about the mom and pop businesses in your neighborhood, before you go to Amazon, support the local businesses first. If you don't find what you're wanting, then of course go online and knock yourself out. They serve that useful purpose. This is really just acknowledging this is an important time of year for local retailers in particular. They are struggling under the COVID crisis and the lack of people downtown as we heard from our invited guests testimony, there's other headwinds they're facing now as well. This is to show them love and show them the support that I know you want to show them. And acknowledge their importance right now and encourage those that can to help support them. So without further adieu, I will read this proclamation which is in type, whereas Portland small businesses are the backbone of the local economy. These establishments in the downtown and district corridors provide accessible employment for residents, attract visitors and tourists and represent the variety of talent and entrepreneurship within the business community. They are Portland's brand. Whereas recognizing the critical need to develop safety and promotional strategies to support small businesses experiencing unprecedented declines in revenue brought on by the sustained combination of global pandemic and national disasters. Whereas recognizing many small business owners make much of their income during the holiday season, it was essential that any public led strategy commenced by mid-November.

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Where as, given the severity of the covid-19 public health crisis, safety must be the corner stone of all business promotion, events, and interim activations. Whereas the city of Portland working in partnership with local organizations took action, including launching an array of public safety initiatives and enhanced trash removal and increased collaboration with the joint office of homeless services. The city also recognized the need to develop a retail activation strategy to address ongoing concerns and most importantly, support local small businesses, particularly those owned by people of color, activation strategy, and the collaboration of partners seeks to promote businesses in the central city as well as all neighborhood shopping districts to insure business owners are able to safely remain open, retain employees and continue to provide goods and services for local residents and visitors alike. Whereas the city of Portland also recognizes the critical role partner organizations play in this work and acknowledges Portland -- a business, for a better Portland, the Portland business alliance, travel Portland, the central east side. Industrial council. Bricks meets mortar. Venture Portland. Downtown Portland and greater Portland inc. For their unceasing commitment to our city. Whereas acknowledging the strategy this month is not only the first and only effort supporting small businesses and the promotion and collaboration of parallel efforts, it is critical to our shared goal of preserving, supporting and celebrating our local businesses and further acknowledges the expectation of continued collaboration in to the new year. Whereas the city of Portland recognizes the dynamic of small businesses vital to the city and calls on all Portlanders to shop local now and in the months and in the years to come. Now I mayor, do here by proclaim December to be buy local month in Portland and encourage all residents to observe this month. Thank you all. My agenda. Too many pieces of paper. Next up 963.

**Clerk:** Authorize contract with jenkins engineering group inc. For design services for the bull run project for 29 million dollars.

**Wheeler:** Very good. We'll turn that over to staff.

**Fritz:** Mayor. Mayor. Just interject here. I noticed that we're kind of running late here and I also noticed that the way the agenda -- has rolled out this is -- there's a difference. We'll run projects and items from the work at the end of the agenda, and I'm wondering if -- if we might want to move both to the afternoon in order to be able to get through the morning's agenda.

**Wheeler:** That would be 963 and which one?

**Fritz:** 963 and 976.

**Wheeler:** 976. Is there any objection colleagues to moving -- to moving those two items to the afternoon agenda?

**Wheeler:** Nope.

**Fritz:** I know we may have people signed up and I hope they can join this afternoon. We want to give it -- we want to give this item the time it deserves.

**Wheeler:** Fair enough. Without objection, we move those two items to the afternoon session. That puts 965 next.

**Clerk:** Authorize new construction financing for an affordable housing project to be developed by lisa limited partnership or hacienda corporation.

**Wheeler:** Colleagues the last of the development is the third Portland housing bond project that weaves the capital fund with the much needed funding for supportive services from the joint office of homeless services to provide housing for our neediest residents. We thank the developer hacienda cdc, one of the specific nonprofits and bringing projects during this time where low income apartments are needed more than ever. The last of the project will meet the critical needs in the neighborhood in northeast Portland and leverages off its location near the newly constructed park and proximity to the hacienda offices that will provide an array of services to local residents. With that we turn this over to our staff. That is shannon. Director callahan is here.

**Shannon Callahan:** Good morning. Thank you, mayor. I guess good afternoon at this point and the other city commissioners. I'm Shannon Callahan of the Portland housing bureau. I'm joined this morning by ernesto, the executive director of hacienda cdc. Could we with put up the powerpoint?

**Callahan:** Are you able to see that?

**Hardesty:** Not yet.

**Callahan:** Okay. While we wait for that to go up, I give you background on the project. We're here today to ask for your support for the funding of the -- for the affordable housing development. This project is the culmination of the years of community work to turn what was once a neighborhood detractor into a true community asset, providing affordable homes to over -- to 141 households and nearly 400 people. Next slide, please. As the mayor noted the last development will be located in the cully neighborhood. It is one of nine developments which was selected through the last years, bond opportunities solicitation. It will provide goals for deeply affordable units and supportive housing and family sized units. Next slide. It will contribute to the neighborhood with comfortable and unique exterior. This is truly a family focused development providing affordable homes if family, including supportive housing units for households raising children who require wrap around services to face challenges of being



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successful in their housing. This development will also provide nearly 40 percent deeply affordable units for households that make less than 30 percent of area median income which to a family of four it would be a family that makes less than 27,000 dollars per year. It will be three bedrooms and 72 of the units will be two bedrooms. This is furthering our climate goals through its earth advantage features. Your approval today will allow the project to move forward into construction in February of 2021 and begin welcoming families in 2022. Families will not only have a home but a true network of community support. There will be culturally specific programming by el familia who will provide support and education services for families to manage chronic health conditions. These services will be complemented by the robust services of hacienda who will provide all tenants financial education, child development, physical fitness, cooking classes and importantly right now, especially a food pantry. We're leveraging and it is important for the developments team to bring this project to financial close during such trying times. They set targets for hard construction costs and a 20 percent target for soft costs associated with the development and last is expecting to -- to achieve 40 percent bmwesb for hard costs and 80 percent for soft costs. Before I turn it over to Ernesto, I like to thank him and the entire team at hacienda to bring this project to fruition. Ernesto. That concludes my part of the presentation. Ernesto, are you on the call?

**Hardesty:** They may be trying to get off mute. I saw him a little earlier.

**Callahan:** I did too. So I'm just going to -- to pause a moment. I do see Ernesto is there. I'm not sure if he has volume or not. I believe that -- that two of the folks from -- from -- from hacienda are also here with us today which are kevin kellogg and tracy manning. Ernesto, are you able to be unmuted now?

**Ernesto Fonseca:** Can you hear me?

**Wheeler:** We can hear you. I'm sorry, we're having some internet issues. I'm calling from my cell phone, it may be a little choppy this way. I am ready if -- I don't know what is going on yet.

Ernesto, i good an overview of the project and we're turning it over to you for comments and then we'll go back to council.

**Fonseca:** Excellent. I wasn't sure what would work when I got cut off. First of all, i want to say thank you to mayor ted wheeler and the rest of the council members, i really appreciate the opportunity to be here. I want it also thank director Callahan for working so perfectly good and making a difference over the past few years and we've been working together, when [indiscernible] or many other projects. I want to interject again the highlights of alexander callahan mentioned. We're achieving -- we're -- we're achieving the minority contracting and

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costs of construction we're doing quite well. I want to thank that all of this work wouldn't be possible without the support of many. Have that for humanity. Many others came together years ago to buy the property. They left the park to me to buy the property back from them again and then redevelop affordable housing. To me that was the main priority when I got here. Many plans were made over the years to a warehouse and what is going to be today. I couldn't be happier to be here today thanking you for this great achievement. So with this, what we're trying to simply do is flip -- to flip working and we're not desirable work with what happens when it comes to the family place here at the hacienda and in place of the determination. We also want to thank my team, Kevin Kellogg and Tracy Manning have been fantastic known for the project but also managing and putting all of this work together for us to get to this point. I really don't want to take the full five minutes. I think you want to thank the council and Mayor and Callahan again for the fantastic work. I want to also announce that if everything is funded today, we'll have a groundbreaking opening and you Mayor, as well as of the rest of the team can come and join us on February 12th so that is -- that is -- that is save the date and with that I'm going to leave it there for you to -- to determine what is next. Thank you.

**Wheeler:** Ernesto, thank you for the kind invitation. I wouldn't miss it for the world. I want to thank you for your ingenuity and picking up the cell phone and breaking through some of the technological problems. That was -- I believe the term is mcgieferring it. You did well with.

**Fonseca:** Give me a head ache.

**Wheeler:** Awesome. Thank you so much. We really appreciate it. We're so excited about this partnership. Shannon does that complete?

**Callahan:** That completes our presentation. So we're, we have our teams available to answer any questions that council may have.

**Wheeler:** Great, colleagues any questions? Not seeing any, that's always good. Any public testimony on this item, Keelan?

**Clerk:** Not seeing that.

**Wheeler:** Okay. We'll call the roll. [roll called].

**Eudaly:** Nice to see you Ernesto, happy birthday, I know you celebrated a milestone as did I a few days ago. I'll just briefly say it is inspiring to see the community organizing and visioning of this come together around this project. And who would have imagined that the sight of the former sugar shack would become home to over 100 families in the community. I'm so proud of this project and everyone involved. Of course I vote aye.

**Fonseca:** Thank you, commissioner.

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**Fritz:** This is a true community victory and partnership with elected officials and with the bureau. I'm really excited to see the plan to the new building. It looks -- it looks -- it is the kind of building that cully deserves and I think it is going to be a fabulous development. Thank you for the presentation. Thank you for the project. Hooray, aye.

**Ryan:** Thank you. Dr. Callahan and Ernesto, good to see you. Congratulations. It is just exciting to -- to listen to such a project. I will make sure that the -- that it is February 12th is on my calendar. I want to tell you how refreshing it is for the two and three bedroom units and the 18 units. This is the type of affordable housing when people think of the term affordable and housing that we need in this city. This is it. You hit it out of the park. I enthusiastically vote aye.

**Clerk:** Hardesty.

**Hardesty:** Thank you so much director Callahan. I had a hundred questions on this project and -- and you answered 101 of them. I greatly appreciate the presentation. Ernesto, I'm so proud that this project will -- is moving forward and the incredible work you've done to get it to where we are today. As commissioner Ryan said, I always am whining about what we call affordable housing and today I am very proud to support a project that really is a housing that people will be able to afford to live in and not just live in but thrive in. This is a model that I hope is not the first or last time we see at this city council. I'm happy to vote aye.

**Fonseca:** Thank you commissioner.

**Clerk:** Wheeler.

**Wheeler:** This project is one of the many steps we're taking for these chronic homelessness and provide deeply affordable housing particularly in the neighborhood of east Portland. I like to commend the development team for its commitment to bringing forward this project and that will serve some of the most vulnerable residents of our city. This project also comes as -- as the result of a tremendous collaboration among our funding partners, including the joint office of homeless services between the city and the county, wells fargo, oregon housing community services, hacienda cdc and red stone equity partners. And of course thank all of you and the cully neighborhood for your tireless efforts in bringing -- bringing this project to you fruition. This is an exciting partnership and can't wait to see it come to fruition. Thank you all, I vote aye, ordinance adopted. Next item, 966.

**Fonseca:** Thank you, everybody.

**Wheeler:** Thanks ernesto.

**Fonseca:** Bye.

**Wheeler:** Have a good day.

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**Fonseca:** You too, bye.

**Clerk:** Amend grants with southeast uplift in -- in an amount not to exceed 145,000 dollars and reassess district coalition model for administrative simplification, expanded and equitable services.

**Wheeler:** Commissioner fritz.

**Fritz:** No, I move to table this item.

**Ryan:** Second.

**Wheeler:** Motion to table the item and a second. Any further discussion? Please call the roll. [roll called].

**Clerk:** Eudaly.

**Eudaly:** Well this is disappointing and mayor I know you -- you get annoyed when I take too long with my comments so, feel free to kick back and relax because this is going to take a little while. I came to council today aware that some of my colleagues do not want to allow this item to be heard. This is the second time this year that council has prevented directly impacted community members from having their voice heard on this matter. I believe this is a misuse of the motion to table which is typically used only whether another matter must be dealt with before due consideration can be given to the pending main motion. It has never been utilized in my four years on council. There's no new information or business that has come to light. This matter has not been rushed. We spent a year of staff time and 30,000 dollars in public funds on a forensic audit due to the lack of cooperation from sweeney that confirmed a number of allegations and revealed additional serious concerns. Not only do I think this is an abuse of the parliamentary process which I'm surprised to have coming from commissioner fritz and -- and considering what -- what a stickler for details she is in following protocol. I respectfully suggest that commissioner fritz should recuse herself entirely from this matter due to her multiple conflicts of interest. Mayor when you assigned this to me you knew it was a permanent job. It is the smallest bureau I had in my portfolio up until recently because of the volume and urgency of the work that needed to be done, it is a bureau I devoted the most time and staff resources to. At that time civic staff suffered from low performance and accountability. It came with a 2016 audit highlighting numerous issues and concerns that I tirelessly worked to resolve. In the first several months I oversaw the bureau, ten percent of the staff was under investigation stemming from community complaints. 20 percent of the staff had to be asked to sign the directive because they could not demonstrate basic responsibilities such as showing up to work on time or being accountable for their time while on the clock. 50 percent of the bureau staff had to have their

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purchase cards pulled and we discovered over 120,000 dollars in purchases that were unaccounted for. We also discovered a civic engagement system that does not represent the full diversity of our community and -- and possibly violates federal civil rights laws and definitely does not serve our needs for broad public involvement and input on our decisions and policy making. It is a system of white privilege in our city supported and perpetuated by this -- by this and past councils. In the last four years, we have reorganized the bureau, eliminated inefficiencies and redundancies and professionalized the staff and doubled the number of bipoc employees and made notable, including in management, I want to note. Made notable improvements, community safety and responsible stewards of the public dollars. Despite the local opposition from some members of the community and council I believe history will show that director reed and I have done more to advance the mission of civic life and improve our service to the city of Portland in four years than has happened in decades past. This is the final item I'll present on behalf of civic life and I would appreciate the respect and professional courtesy I'm due as the commissioner in charge. A yes vote on this motion is an insult to me, the commissioner in charge and my office to director reed, the civic life staff and the firm that conducted the audit and to the numerous residents that have been directly and negatively impacted by sweeney staff and board members actions at he's 16 of whom are here today because of public testimony and your yes vote will silence them for the second time this year. There is no justifiable reason to postpone this item. We have done our due diligence. I don't want to hear those words coming out of anyone's mouth which makes me sound like, you know what you're talking about and that we haven't done our jobs because we have. We've a temporary solution. I will note grossly inefficient and wasteful system where we fund the coalition offices which -- which -- which -- almost exclusively rely on public dollars and they pay six executive directors to oversee 15 staff. It is absurd. Sweeney has squandered enough of our time, resources and the public's dollars and the public trust. Failure to act now is a dereliction of our responsibility. To recap how we got here from the colleagues and the public, this summer council decided to pause funding for southwest neighborhoods inc. Or sweeney, pending an investigation into allegations of financial mismanagement and misrepresentation by sweeney board members. Since the city auditor's office doesn't investigate alleged financial crimes of independent editing entity civic life was forced to contract with an outside -- with outside contractor, a certified firm with extensive history of public audits. Unfortunately their findings which has now been made public reveals 300,000 dollars of mismanagement, fraud, waste, and abuse in its stewardship of public funds. They revealed oppression of diverse participants at the

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organization. The independent audit results were clear. We need taxpayer dollars and refused to be accountable at times through bullying. Portland, this organization has misspent your money. Southwest organizations this has siphoned money from you. Today my colleagues seem to be prepared to say that sweeney is exempt from the city's own contracting standards, financial expectations and values and is denying impacted community members their opportunity to be heard. Let's talk about city values for a moment. Our core values. Transparency, fiscal responsibility, and anti-racism. Colleagues, this is the reason that the community partners put no stock in the well intended but -- but meaningful resolutions and proclamations we make when the comfort of these that historically hold power is in question, we abandon our values, even our own fiduciary standards, I believe accountability should be added to our seemingly aspirational list of core values which are definitely not being upheld today. I wanted to bring this so we support organizations. I believe my colleagues are more concerned about avoiding public dialogue regarding civic institutions at this moment than they are in upholding their duty as fiscal stewards for the people of Portland and I'm incredibly disappointed. Dozens of community members came in July to testify on their experience and were prevented from exercising their right to speak before council. Those that have been harassed and gas lit and denigrated by sweeney board members and staff will once again be denied fair process. This is extraordinary. I don't think that we have ever done this to any other group of people, at least on my four years on council. Perhaps there's issues afoot that I'm not aware of. I don't think their defensible. People being denied their voice, I want to thank you for your tireless efforts for inequitable processes and i want it apologize if this passes. To Portlanders, please don't forget this moment, hold the next council to a higher standard, sweeney wasted your manner in a way that oppressed Portlanders from participating in their neighborhood system. If this item had passed today, sweeney would be the third nonprofit coalition to have to be absorbed by the city following complications and failure at the community level. We can and must have a civic engagement structure that is equitable and functional and inclusive that serves your interests and promotes the common good. That needs to be championed by this council. I hope if this motion passes that council will make a better decision in 2021 but to be honest, I'm not going to hold my breath. I obviously don't support tabling this item, I'm offended by this action and cooperation between the mayor and commissioner fritz and I vote no.

**Clerk:** Fritz.

**Fritz:** Aye.

**Clerk:** Ryan.

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**Ryan:** I want to acknowledge that -- that this -- this appears to be a system issue as well in that as a council, we need to look at how we routinely have audits and then like any audit, we have an opportunity to let -- let the organization improve from those findings and so I look forward to being a part of the council as we look at making this a system issue city wide. I do vote to table this. Yes, aye.

**Clerk:** Hardesty. Wheeler. You're muted mayor.

**Wheeler:** First I want to acknowledge much of what commissioner Eudaly said. I supported the audit of sweeney. I'm concerned about the allegations that were made with regard to sweeney. My decision to -- to want to table this item today has nothing to do with that, has nothing to do with the veracity of the audit and the importance of the audit. I don't think you'll find any mayor who is more concerned about making sure dollars, particularly public dollars are spent as wisely as possible as I have throughout my career. I have never voted in my term as mayor to table an item this is the rare exception. I and others advised Eudaly to not bring this item now. It is not ready for prime time. Moreover it will be highly divisive and we'll hear testimony on both sides. We believe southwest needs to continue to receive services. We agree there's issues in the audit that absolutely must be accounted for and must be addressed. I'm not prepared to have a discussion about the death penalty solution for sweeney without understanding who and where those services will be delivered. I was told southeast uplift was prepared to deliver the services and others associated with that organization that they are not or at least not as of last week, they were blind-sided by this and it is not clear to me whether legally there's a path for them to be able to provide those services. But at a minimum, what I believe is that this requires a thoughtful approach. I had recommended that this be moved until at least a couple of weeks from now when we have a new council that will be assembling. We'll have the bureaus in different hands. The consequences of the decision we make, if we make it right here and now today will have a lasting impact that will impact the next council and so my preference is we not have the divisive conversation today with limited information, with a lack of clarity about what the landing pad is, if we cut off the resources to sweeney, that doesn't set well with me. Moreover it doesn't set well with me when my colleagues infer about what I'm going to support or not support on this or any other issue. This is the third time that somebody has tried to infer my values or call me a hypocrite or anything else based on sloppy work. It is in the my job to bring forward a coherent proposal. So please, commissioner Eudaly and colleagues do not put words in my mouth. Don't assume what my core values are. Give me the opportunity to show what they are. We'll move this into next year. The council will take it up. We'll address the important issues in the audit. We

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will, if necessary, find a landing pad in an organization that has been participatory in the conversation and wants to provide these services and which can do so legally. Alternatively, there may be a path to sweeney, restoring confidence and trust in the way they do business. Today is not the day to decide that. I vote aye, the item is tabled.

**Wheeler:** Next item, 968.

**Clerk:** Approve finding to authorize an exemption to the competitive bidding requirements and authorize the use of the alternative contracting method of construction manager, general contractor, for the northwest ninth avenue, northwest street system and project.

**Wheeler:** I believe this is commissioner fritz.

**Fritz:** This ordinance will support the Broadway corridor of the postal site. It is exciting. Environmental services compared to the water bureau provide improvements for water services to protect human health and the environment and support the increase in residents and businesses in the redevelopment area. Procurements and environmental services are recommending the construction manager and general contractor method of contracting because of the specialized skills needed for this technically challenging project to improve workforce and subcontractor diversity and meet Portland's scheduled expectation. Here today with a brief presentation are Kathleen brennan, the city's procurement officer and project manager with environmental services.

**Kathleen Brenes-Morua:** Good evening. For the record I'm the interim chief procurement officer. I'm here to recommend authorization to exempt the northwest north avenue, northwest hoyte street system improvement requirement from the low bid requirement that will allow the city to request proposal and solicitation and to negotiate a contract for construction manager, general contractor services. City council acting as the review board has the authority to exempt projects when findings are made that support an alternative procurement method. The findings included in the ordinance address the technical complexity of the project, specialized expertise and market conditions and public benefits and other compelling factors for using the construction manager, general contractor delivery method. These findings were made available for public comment and no comments were received. The construction manager general manager delivery method is a contracting driven process that allow us to evaluate and select the contractor based on the experience and qualifications necessary to deliver this project. Additionally, a cmgc contract provides for the contractor to participate in the design process and value engineering throughout the project to insure cost containment and efficiencies. It sustains guaranteed maximum price for construction of the project. Once it is negotiated we will come



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back to council for approval of a guaranteed maximum price and authority to proceed with the construction contract. This method provides for subcontractors for inclusion and diversity, and more diverse workforce on the project given the collaboration and collaborative approach during product development and goshiating the community benefits agreement that will apply to the project. Specific outreach approaches will be implemented after contract award. Unless you have questions for me, I hand it over to Rhonda Faust who will provide an overview of the project.

**Wheeler:** I'm very sorry to interrupt, I apologize. I had an absence. We're not going to have a quorum to be able to continue this meeting. So I would recommend that we move all of the remaining items on to our afternoon agenda and take it up from there. We have heard your presentation. It was a good one. But I've got to go because I got a 1 p.m. Call that I must be on. So I apologize but we -- we just don't have our quorum left.

**Brenes-Morua:** All right. Thank you. We'll be back.

**Wheeler:** You can come back this afternoon if people have questions.

**Brenes-Morua:** Absolutely.

**Wheeler:** The people waiting to testify, I apologize. That's not the way we do things here. We need to have a quorum to conduct business. With that we're adjourned until 2 p.m.

At 12:45 p.m., Council recessed.

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**Closed caption file of Portland city council meeting**

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**December 9, 2020 2:00 pm**

**Wheeler:** This is the Wednesday December ninth 2020 of the afternoon session for Portland city council. Please call the roll.

**Clerk:** (roll call).

**Wheeler:** Commissioner Hardesty will be joining us about 2:30 p.m. I am here. Under Portland city code and state law the city is holding this meeting electronically. The city has made several avenues available to listen to the broadcast of this meeting. It's available on the media channel and channel 30. The public can provide public testimony by emailing the council clerk. The council is taking these precautions as a result of the covid 19 pandemic. The pandemic is an emergency that threatens the public health and welfare. Thank you for your continued patience as we manage through this continuing situation. We'll here the rules and decorum from legal council. Good afternoon.

**Matt Farley:** You may sign up in advance with the council clerk office to speak about my subject. You may sign up to speak about resolutions or first readings of public ordinances. Contains information about how and when you may sign up for testimony while the city council is holding meetings. When testifying please state your name for the record. Your address is not necessary. Please disclose if you are a lobbyist representing an organization please identify it. The presiding officer determines the length of testimony. Individuals generally have three minute to testify unless otherwise stated. When your time is up, the presiding officer will ask you to conclude. Interrupting other's testimony or council deliberations will not be allowed. A warning will be given and further disruption may result in being placed on hold or ejected from the meeting.

**Wheeler:** Just because we have to move a number of items from our morning agenda. Try to keep your remarks to two minutes. I'm sorry, which item were we on? Was it 968? We were in the middle of one of them. I felt terribly having to interrupt that. Staff was going to ask us if we had follow up questions but I don't want to presume that.

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**Kathleen Brenes-Morua:** Hi, mayor. I was going to hand it off to project manager she had a brief presentation and was going to talk about the project scope.

**Wheeler:** That's fine. I apologize very much that we had to cut off the presentation. We lost our quorum. Thank you for entertaining us doing a morning and afternoon presentation.

**Ronda Fast:** Thank you council. If you could help me and start the presentation that would be most helpful. For the record I'm the project manager for this joint project between environmental services and the water bureau. I have with me joining me Jody from the water bureau in case there's questions that come up that they can best address. I'll do my best to be brief but if I do miss any details feel free to ask at the end. Next slide, please. Back in September of this year prosper Portland brought a number of actions. On the heels of those approvals we're here today with a request that will facilitate off site sanitary, water, storm. We're requesting alternative delivery. Our work is one of money planned projects. Our onsite work much of the work is contingent upon the completion of our off site work. In coordination with prosper Portland conversations have centered around timing of our work. A little more detail about the work we plan to do. We'll increase sanitary capacity adjacent to the project area. Replace some types in poor condition. Do some system clean up to address some redundancy in our sanitary and combined systems. Install water improvements and ensure businesses and residents with bypass laterals. Next slide. We're requesting alternative delivery specifically the construction manager the contractor method for a few reasons. Meeting schedule expectations as I mentioned earlier is a major consideration for this project so that the onsite work can proceed as planned. This delivery method allows us to intentionally look for inefficiency during the design phase with the contractor. Designers can work through technical aspects collaboratively with the contractor to help reduce construction risks such as schedule delays and costly change orders. The package that prosper brought to you all had a provision and apply a community benefits agreement. To that end we're working with prosper on the details including setting up the oversight committee as well as expectations and subcontracting goals around the c ba. Quickly just to show you an overview of the project schedule as was mentioned we anticipate being back in front of council with a maximum price that is estimated between five and six million dollars. Our expectation is the work will be completed by early 2023. Next slide. In the factual findings which is part of your ordinance package. That is where we make our case. Listed here are some of the criteria that we cover. There's many more. Overall we feel that the c m c g contracting method will support project goals as well as the city's commitment to contracting. We are recommending you accept the factual findings and authorize an exception from

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competitive low bid procurement. I'll turn it back to you all if you have any questions and that concludes my presentation.

**Wheeler:** Very good. Good presentation. Colleagues, any questions? I'm not seeing any. Any public testimony on this item?

**Clerk:** No one signed up for this item.

**Wheeler:** This is a first reading of a non emergency ordinance. Thank you for a very good presentation. Thank you for your patience. We really appreciate it.

**Fast:** Thank you, mayor.

**Wheeler:** That takes us to all the way down to it looks like, why don't we do 963 and then we'll do 976.

**Fritz:** No I think we'll do the 963 with the other pipe project.

**Wheeler:** Can we please call 976.

**Fritz:** That's not mine.

**Ryan:** Wasn't it 63 and 65.

**Wheeler:** Hang on.

**Wheeler:** 76 is water bureau.

**Fritz:** Let's do the 978 time certain.

**Wheeler:** That makes sense. Let's go ahead and do 978.

**Fritz:** I believe we want the three items read together please.

**Wheeler:** Thank you.

**Clerk:** In the amount of \$1,650,000. Order on consent with the united states environmental protection agency for funding remedial design at the long island basin.

**Wheeler:** Thank you.

**Fritz:** May I just say that you've been in charge of both parks and environmental services most of this year. In addition to the rest of your portfolio. I'm scurrying to keep up with everything. These three ordinances are a package intended to move the city of Portland forward in the clean up plan which is overseen by the united states environmental protection agency. The city of Portland has made substantial progress on the design phase of the clean up plan and engaging and partnering with under served communities. These ordinances will address the next stepped needed. Here to give an update on these ordinances are city attorney. It's been about one year I wanted to provide a high level status update with the project and give you some results of two actions that you took last year for a community involvement program.

**Annie Von Burg:** We're looking at thirty years until we reach clean up goals at a cost of one

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billion dollars. The city is amongst one hundred fifty parties. We're an out of court settlement process to determine who pays for what and years away from understanding what that looks like. This is an extremely complex process. The dollars are huge and these are really long time lines. We do see and recognize it's one of the most complicated sediment sites in the nation. We have now moved out of the analysis and investigation phase and we are in remedy design phase. This is the exciting part of the process. It gets us one step closer where we're in the river and cleaning up the sediment. Some of the major ones include engineering analysis, data collection and institutional controls. Ultimately the objective for this phase of the project is to create engineer blue prints that help guide the clean up construction that will happen in the river. As we move into the phase of the project we have begun hard work on developing a new public involvement program for the city of Portland. Last year the city approved funds and we gather feedback over forty five community groups and portlanders to cocreate that process. I'm happy to get the more detailed briefings for you. After a year of listening and priorities. We have four pillars or goals of this program. Making sure that we have a community informed decision making process. To increase transparency and communication and collaboration amongst the public entities and expand public access to the Portland arbor as we move forward in the clean up. Two initiatives for architecture in that program. We have a grant program that is dedicated to help community groups increase capacity so they can help us understand their priorities as we move forward in remedy designs. The black education achievement movement. Portland auto ban and the advisory group and the coalition. The second initiative that we kicked off with these funds is a collaboration with the state and the port of Portland. This is a round table that helps us look at how we can create opportunities as a result of this work. This also looks and acts as a venue of ongoing communication with community groups. As we're moving into these designs specific to the cove area. As we shift out to the broader remedy design area of the ten mile stretch. Epa decided to carve up this ten mile stretch into smaller more manageable areas. You can see the red and blue circles there. Depending on how the final boundaries shape up, they get 17 to 18 smaller sites. It presented a tricky and unique situation for the city of Portland. Because we had had potential liability sprinkled out through this stretch. We had to meet our legal obligation and advance broader movement and make sure this didn't get stalled out for years to come. With that we partnered with the state of Oregon who faces similar challenges in that respect. We came up with a way to cool and cap resources to make sure we did as much as we could to cap and restrict those public obligations. This partnership allowed us to gain obligations and epa for what the cleanup cost will be. This partnership created a trust for \$24

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million that offered acres in partners to sign in agreement with epa and get their portions moving. We're happy to report back after a year that this was very successful. We ended up with nearly 20 parties taking advantage of our offer. Every site on the entire west side under the agreement with epa and working. 80% of the site under the agreement with the epa. A unique approach that we took here and it really paid off.

**Ryan:** Question. Are the blue areas the ones that aren't in alignment. Your next slide answers the question. Sorry.

**Von Burg:** The filled in spots here you'll see a visual representation of the areas that we're contributing too. Areas that took advantage of our offer. River mile eleven and these two, they are a little unique that we didn't just provide funding to satisfy our legal obligation. We're responsible for the work there. The other filled in area, we filled in dollars as part of that offer. That satisfies our obligation for this phase of the project. The blue circles. Those are areas that still have not reached an agreement with epa yet. Like I mentioned with the two projects that we are doing work on. We are preparing to do that work. This is really specialized work that requires highly specialized firms we're looking at geo technical services, environmental statisticians. We're looking to bring them to our team to help us with that work. To get these specialists on board we've been going on the procurement process for the last year. Because this is unique in a specialized field, we really challenged parties in our rfp process to help us meet one of our parties goals which is advancing utilization of disadvantaged firms. There are no certified covid firms that required us to do this work. It had us guest really creative to help future firms meet this. We'll go over a little bit further in the presentation of how we met that challenge and what those creative solutions look like. That will soon go over to Cindy that will go over to that. Just a quick overview of the three ordinance that you're looking at for your consideration today. That's three price agreements that will provide technical support for our work. It will help our technical assistance for our ongoing legal defense. There's an ordinance for epa or swan island. With that i'm going to pass this over to Cindy. She is going to briefly go over river mile 11. A few characteristics for that site.

**Cindy Ryals:** Thank you mayor and commissioners. While site wide they are ongoing. They have been broken up into smaller areas to complete the engineering design phase of the work. They are performing the work in two of these areas. Two of the three price agreements under the first ordinance we're talking about today are related to these two areas. I'll speak briefly about each of those and move onto the third price agreement. This is another version of the superfund site with the superfund outlined in blue. The two smaller areas labeled there. They are on the east

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side of the river. Eleven east is roughly between Broadway. And up river beyond Cathedral Park. The river mile 11 east project covers thirty six acres of river. City is working with five other parties to conduct environmental sampling. The work is overseen by EPA and the group gives updates on regular process directly to the public. The city's role in this larger group. River mile 11 east is technically complex due to active industrial activities and physical features of the site that make clean up challenging such as buried utility cables and oversteepened river banks that make dredging and capping challenging. The concrete steps in bold collecting more detailed data to support the blue print for clean up. This work was conducted over the past few months. In this work, each party brings their own technical assistance to the table. This price agreement is for the city's technical assistance. Specifically sediment remediation engineers in addition to the other professions that she mentioned geo technical, statisticians and chemists. It's an on call price agreement for up to seven hundred fifty thousand dollars over five years. The phase employee base is fifty four percent women. There are is a 30% covid goal in the price agreement and MFA named a majority of covid 19 certificated contractors. The vast majority of this work is performed by a few special engineers and scientists. In order to creatively address the covid role, covid firms in the price agreement. Specifically MFA will be working with a native American owned consultant agency supporting women, minorities and displaced community members. Next slide, please. Now I'll talk briefly about the cove price agreement. The cove project area is also undergoing engineering design. City is partnering with the port of Portland and the state lands to perform the work. This was a dry dock that supported ship construction shown in the picture on the slide. A saw mill and other industrial activities. The site looks very different today, contamination still remains in the sediment at the river. This has been identified as a priority by the community and different public agencies. We're wrapping up the first steps to help with design, sampling of sediment and water. Multiple sampling techniques were used to measure the debris at the bottom of this area. Federal agencies at the end of 2019. Our partnership with the performing parties we're paying equal shares for remedy design. Each party brings their own technical support to the agreement. Like the price agreement this was an on call price agreement for \$650,000 over five years and awarded by a competitive bid process. 30% covid goal on this agreement. Most of the work will be done by remediation engineers. MFA will provide mentoring services under this price agreement as well. Next slide. So the third price agreement that is a part of this first ordinance is for general superfund technical support for the city. This is for \$4 million over five years. This will support all of the technical work out side of the project areas. This includes projects such as storm water, source control coordination and other

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harbor wide technical support. This is the product of over a nine month procurement process for the city's role in superfund project at large. The candidate did not clear terms of the agreement regarding conflicts of interest. This illustrates the challenge of working on such large projects. An example of challenges we may continue to face moving forward. Negotiations were terminated with the first place. 50% of their management team is women including the head of their board of directors. 30% covid goal on this price agreement. Gsa has recognized the lack of covid certified firms and conducted outreach for groups representing minorities and disadvantaged communities. That concludes the first part of this ordinance.

**Wheeler:** Colleagues are there any questions at this point? All right you're good to go.

**Nanci Klinger:** This is to authorize continuation of specialized technical services that supports the city's legal defense. This is our expert testimony. Gsi water solution. A contract of one point six five million over a period of five years. One of over a hundred parties participating in an out of court settlement process who will pay for the clean up which is a critical element at the end having the clean up paid for. Gsi has been providing development for the legal case, this is to continue that legal support as we are still in the midst of negotiations. They've been an integral part of developing our positions and firsthand knowledge of all the interrelated technical and legal aspects of the city's defense. This contract is to continue those services as we go into settlement negotiations. The final ordinance is for remedial design at the swan island basin. This is exciting to be presenting this because this has been a challenge. This is an agreement with epa to have 100% design completed at one of the largest and most complex areas within portland harbor. The agreement is among private parties and public parties. It includes vigor a ship yard operator. The port of Portland, the city, state, and numerous defense agencies. The private parties are doing the work of remedial design. The city is providing funding. A fix payment of three point six million dollars over the course of three years. This amount paid and will go toward it's the city's ultimate settlement of liabilities. This was a heavy lift to get the parties to table. I'm thrilled we have this in place. The city's funding is capped. We're not a funding party. We're a funding party. That the parties that are doing the work are the industrial parties continuing to operate in the swan island basin. The city and other public funds will be held in a trust. The trust must meet the epa and state of Oregon's requirements. The city receives a receipt and the funds pay and goes to our ultimate settlement. Just to be clear and so you know the risks. If the performing parties were to fail to perform as legally required. This was a major accomplishment and is now before you for your consideration and approval. That is the end of our presentation. Are there any questions? Thank you.



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**Wheeler:** Very good. Colleagues any questions on these. .

**Hardesty:** Thank you mayor. Thank you for that presentation. I guess my question is about the sole source agreement contract. I've noticed that since 2005 we've been contracting with this one firm. We've just been extending, extending, extending, and now we're doing a sole source agreement. Why?

**Von Burg:** We had reached the limitations and can no longer under procurement code extend any longer. We're providing a solution the fact that we need a continuity of service with gsi for our legal case. We're requesting this be sole sourced in issue with them alone.

**Klinger:** It also is part and parcel that this is a legal case that has been pending for more than 15 years. Part of why the contract extended is that they've been developing the work and been part of our legal process. That process is ongoing. It's a continuation of services. .

**Hardesty:** Is there sums that there's no other firm qualify today represent us on behalf of the epa?

**Klinger:** At this point it would be very difficult for the city to find a firm that would have the same level of experience. And has the understanding of the city's legal position who is not already working for another one of the parties. This was originally put out and was a competitive bid as its gone in the years when it was renewed, there were no other parties or firms, there were no other firms that put in to do this work. .

**Hardesty:** We've only done a competitive bid the first time we put this out. We've extended it since that time. I get concerned when cities extend contracts out for a long time and say these are the only people who are able to do it because we've worked with them for nine years. It doesn't give us the opportunity to have competitive bids when we wait so long to go out with an rfp. I'm not doubting this might be the right firm, it might be the right time. It's a trend that I've seen at the city that I find very problematic because you won the first bid doesn't mean you get to for the life of the project make money on the city of Portland. I want that on the record why this is so and waited so long either to go back out to bid or to actually make it a sole source a while ago. I get concerned when we do that. It's no reflection on your work. I know that this is one of those mammoth projects that has taken decades for us to get a handle on. I'm not complaining about the quality of the work. I'm concerned about the length of the project and having them lead to a sole source project.

**Fritz:** Thank you Commissioner Hardesty. Normally I agree with you. This is for a legal team. It would be like changing your lawyer in the mid of a defense case. With all of the confidentiality issues involved. That's why I was happy with council having it on the agenda.

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**Wheeler:** Thank you commissioner. Any further questions before I ask about public testimony. Do we have any public testimony for 978, 979, or 980.

**Clerk:** No one signed up mayor.

**Wheeler:** We'll get to the vote. We have all commissioners present. Please call the role.

**Fritz:** Thank you so much for the team. You've been so diligent for 20 years now. For the 12 that I've been involved in this issue. Thank you. It was daunting to hear the 30 years before we're fully cleaned up. I'm thankful for staff to make sure we're engaging the right community members.

**Ryan:** Thank you for the presentation and briefings. I'm a little I'm new to this. The amount of time it takes is daunting. I'm really particularly interested in the cove. I want to dive in a little deeper. I have childhood roots. .

**Wheeler:** I vote aye. This ordinance is adopted. Please call the role.

**Clerk:** (roll call).

**Hardesty:** I submitted my concerns and the answers I got made sense. I vote aye.

**Clerk:** (roll call).

**Wheeler:** The ordinance is adopted. Next up is 963 and 976 I've had a request to read those together.

**Clerk:** Authorize contract with Jacob's engineering company for \$29 million. 976 approve findings to authorize an exception to the competitive bidding process and method of construction manager and general contractor for an estimated amount of \$162 million.

**Wheeler:** I'll turn it over to staff or commissioner fritz. I'll let her make that decision.

**Fritz:** Thank you. These contracts are large diameter pipelines. September 2027 contract alliance authority. These actions are specific to designing and drinking water pipelines and do not address the filtration treatment. It will protect our health, support our economy and protect our future. This project is required by the federal safe drinking water act and must be completed by September 30th 2027 which is why it's before you today. This has many moving parts and has deadlines needed to make. I did ask the bureau, could this be delayed until the new council. I was told that no, that would severely set back the timeline and set back compliance. Direction for two pipelines to and from the water filtration facility. Reduce future impacts and provide a more resilient easier to maintain system. The connecting pipelines will be key for a more reliable water system. The new pipelines are designed to deliver water for 50 year dollars. With a proven record and equity goals and demonstrated experience building a project of this size an importance. The infrastructure are create 700,000 jobs. I'll introduce water director.

**Gabe Solmer:** Thank you so much. Good afternoon mayor, commissioners. Thank you again for

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that introduction. I'm the director of the water bureau. With me today are our project communications to describe our work so far in community engagement. The program work and speak to our equity commitments. Pipeline work and speak to the two ordinances before you today. Next slide. This is a program that is new to some of you and familiar but perhaps not top of mind for some of you. A big thank you to every council office who took our briefings who took the time to understand where we are in this time line. I'm indebted to you and your staff to help understand the project. Water filtration pipelines. I know that deciding on treatment methods was a difficult choice, weighing cost, future regulations and public health. After council voted for filtration, it requires the city to complete the plant by September 30, 2027, it will further protect our health, support our economy keeping our water safe and abundant for future generations to come. Focusing on the pipes of our new filtration water facility. I know everyone is glad we're talking about pipelines today and the facility. The final contracting pieces of the puzzle. Last year in November council passed a resolution to set direction for two pipelines to and from the filtration facility to enhance system liability. You wanted more information to make the best information possible. With pipeline planning now complete, the design services contract and alternative for the new pipelines. I'll go over where we are in the process and that that in mind. A lot has changed in the world. We achieved the first of three major preliminary planning. Essential steps to meet the next compliance milestone in October of 2022 to ensure our ability to provide council in to 23 the maximum pipeline. The ultimate requirement of a finished plant in 2027 to make water safer for the one million people who use our water today and future generations. Next slide. I know that budgets are on all of our minds, the council budget as well as our household budgets which are being constrained by the pandemic and economic down turn. I heard this morning, I know this is really hitting every part of our world. We work closely with the bureau of environmental services to look at our overall utility billing and how those are hitting household budgets across the city and our service area. How to support our customers and best support the economy which are the businesses and people who pay those bills every month or quarter. I don't want to say just trust me on all of these budgets, I want to show you the numbers that I have seen. Next slide. You can see exactly the numbers I'm seeing. This is a chart and this project for the typical customer and our cream low income customers. The rates include the cost for both of the treatment projects financial costs, inflation, escalation, and capitalized overhead. These are conservative estimates but they are estimates. What they do not include is any financing from the water infrastructure finance and innovation act. The financing will further lower our financing costs. I'm confident we'll be able to sign our loan agreements when the new

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administration takes office, I'm not countering any chickens before they hatch. I want you to see what is in front of us right now. We do expect low interest rate payments, it won't start until after the completion of the project which gives us a longer run way for that to smooth our rate increases. I know that this year has brought a lot of uncertain an economic struggle. I know from katrina to the fires, when water infrastructure fails to protect it effects our most vulnerable. It allows us to recover more quickly. Resiliency is on our minds. It takes ten year it build a treatment facility, waiting for the right time whatever that is could be too late. The cost to build new treatment facilities will be too late that cost is on our mines. This will create thousands of job it boost the economy in the wake of the pandemic. That value is also on our mines. I know these concepts can seep abstract. I want to turn it over to talk about how we're keeping the customers an rate payers engaged in this project.

**Bonita Oswald:** Thanks, I'm trying to find where my camera is. Good afternoon commissioners and mayor. I'm coordinating the communications for the bull run treatment project. Since 2017 the water bureau has been committed to keeping the community informed and involved throughout the planning, design rk the construction, the fought you're operations of the bull run filtration project. As you can see we've been doing this through a variety of channels. We've published at least two newsletters each month. The bill inserts and water quality reports. Much our information is published in multiple format as and languages. In addition we're providing project briefings to a variety of environmental and kul ral groups who have correct contact with our people who have been historically under served. Our tribal relations director to connect with the local tribes early so we can have the opportunity to best honor the native can culture an site where our facility will be built. We have been engaged with the project site neighbors. Many are not direct water bureau customers but will certainly be impacted by our construction. We know developing this project won't be easy but we don't but we do want to make it easier for the community. To help inform this project we hosted a number of forums an information sessions over the past couple of years. We received a lot of valuable feedback especially through our public site advisory group meetings and all of these meetings have been recorded and posted to our website to give those who are unable to attend the meetings the ability to watch them, review the materials and provide feedback in their own time. For pipelines, we have had a two hour meeting with the pipeline planning and productive conversations, safety concerns and preferences for the construction hours. We hosted an online open house where we collected feedback for three weeks on the alignments for the pine lines. We promoted these opportunities through print and newsletters and social media. In addition to that we sent letters and called the

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folks live ago long the pipeline routes. A good portion of these alignments are easements the water bureau have owned for decades. These can be especially disruptive for owners that have land on these pipelines. Make adjustments where we can possibly make them. We plan on continuing these conversations as we continue design and construction phases. Adding designers to our team who can be part of these conversations and lend their expertise and develop solutions. So with that, i will turn it over to nicky to talk about our equity contracting work.

**Nicki Pozos:** Hello there. I'm going to talk about equity and contracting. On the project there's three different professional services contracts. In those percents are the commitments certification office for business inclusion, and diversity. There's also the two different construction contracts including the pipeline contract that we're talking about today that cmgc delivery approach. We need that approach to use a community benefits agreement. We're focused on meeting and exceeding all the requirements of the city. One of the things we're doing on this project is investing in our equity contracting partners, a capacity leading program available to all the professional certified covid certified firms. It will be extended to the pipeline we're talking about today. If we want to increase our percents we need to build the firms we're working with in our state. It focuses on companies self identify working with the firm. They know what they need right now in order to take themselves to the next level. They have focused on more managerial support, strategic planning project management, and staff development. We have a few quotes that we're working with from the project management team. As I mentioned the cn dc will include contracting requirements. These are different from the professional services because they specify a percent from the disadvantaged minority. The professional services where everything is lumped into the covid pool. They go beyond looking at subcontract business opportunities to look at work force element with apprentice level and journey level workers. Not only can we create job opportunities but careers for women in the trades. We don't have details about what the specifics for this project, these are the requirements that will be in the cd a's. I think I'm turning it back.

**Jodie Inman:** It's my turn. Good afternoon, I'm an engineering manager at the water bureau. I'm going to talk specifically about the actions that have you in front of you today. Those include the authorization to appoint Jacob's engineering as the design contractor and to allow us to use the alternative procurement that we touched on. To sort of bring us back a little bit of what the component of the work is as has been mentioned a couple of times. In November of 2019 there was a resolution that set direction for two pipes to carry water to and from the filtration facility.

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In the past year since that resolution and before that, the project team has been, the program team has been work to go gather more data, evaluate that data, analyze that data and use that to help inform what the proposed final sizing and alignments of those pipelines would be. Those proposed alignments are shown before you today on this presentation. The additional work that was done included field geo technical work, wet land delineation, has mat sampling, soil resistivity for corrosion, archeological field investigations. Some flow tests on the existing conduits, all of this additional information was used along with the feedback we received from the community to put these pipeline alignments together. The EPA has done a NEPA review and indicated that there are no significant environmental impacts. To talk more about these pipelines the two raw water pipelines are in green on the right. They will exist and go from the bull run to the facility. The treated water from the trilt ration facility connect it back to delivery to our customers. On the raw water side there's design and technical components to be worked through. Those include several creek crossings and wet land crossings where we plan to do wet land crossings to avoid impacting those features. We have a challenge of the pipelines in that area that sit along the bluff of the sandy river. It's higher, you will see close to the filtration facility we have a black line that is try to go show a significant tunnel that needs to be constructed to ensure we have the seismic reliability that is planned and part of this project. A large vertical shaft on the facility that will receive that as we pointed out that in addition to connecting our conduits to the filtration facility. These pipeline are one of our initial steps we're doing towards implementation. These are an important component of our backbone which we're required to have to comply with the Oregon resiliency goals for recovery. We're connecting to a seismic resilient facility that will enable us to continue to serve water. We're taking one of the first step it connecting a pipeline to get the water to the facility. There's an existing connectivity that fail on fourth of July. Things tend to fail on holidays. We will be replacing a portion of that as it is in the current finished water proposed alignment. Next slide. The designer collection process that was used was a formal pte formal process. This rfp was issues in January of 2020. Almost a year ago. Proposals were received in early march. Three firms proposed on the project. Two firms were interviewed. The selection criteria that we required in the rfp and the interview process centered a lot on equity, demonstrated large project experience. The ability to deliver a large project on time, on schedule, and budget. Large projects that will impact a community to this degree. Jacob's engineering were the firms selected. Next slide. So this design contract has four general area or contract components. The prime Jacob's engineering has four components of the contract. Over seven miles of large diameter steel. This main will be designed to be seismically

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resilient an one of the benefits coming out of this project an program will be a set of seismic design projects that can be applied to our projects. Tunneling, we have trench crossings of some of the assets in the area, there's a very large tunnel approximately 1500 feet long and 15 feet wide. Tunneling as one can expect is a fairly there's not very much firms that do this work. It can be a high risk item in order to ensure this project was successful an delivered as efficiently as possible tunnel experts on this project. That is the largest sub on this project at 25%.

Contingency, the design contract has just under nine percent for unknown unknowns. Twenty point nine three percent is go to go co bid firms. In order to not confuse co bid and covid, I have all the letters spelled out. Going forward I will try it refer to these as certified firms. The design contract includes all of this additional scope field analysis that will help guide this design with a understanding of field, soil, they can use this information to identify the best information for protecting wetlands creek. Avoiding disruption to ground water supplies. Next slide. It is very important component as Nicki touched on earlier for the program team for equity. I'd like to extend my appreciation and acknowledgement that all the work this council has done to help support the about you ohs and point out these participation goals. One of the first things the program did and I've been blessed to be on this program from the beginning. When we were first given direction from the council to move forward with filtration. We recognized not only the huge amount of work but the opportunity that this could create for our local businesses and consultants. We were given the authorization august of 2017 and in December one of the first actions we took was to host an event to try not only let our subs know of the importance we were going to be requiring on this contract and importance of participation an effort for equity but also to try to start making those keks. Hopefully you understood from what Nicki was trying to express this is on a program level. Have people like Nicki on board to build this participation. This contract in particular has the 20 point nine three percent. Six point zero seven million will be going to certified firms.

**Wheeler:** Commissioner Hardesty has a question.

**Hardesty:** Thank you. I was just noticing your breakdown of minority owned business firms, the disaggregation and was curious as to there were no African American firms that applied. I see there's two point seven percent women owned businesses. Would be grateful for a demographic breakdown for that as well.

**Inman:** thank you commissioner, I have a couple of points on that that I will share. The women owned business is also partly under the minority owned enterprise. One of the significant efforts that the design consultation put forward with paramount consulting, they basically have

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developed an entire business plan from helping that business grow from being a one or two person shop to a large firm. They have dedicated them to that. The firm has turned down other work. They recently lost their certification but we did not want to send them out. They are currently under the mbe with the goal of helping them get their certification back and continuing that dedication to supporting them grow their business. There is a very..

**Hardesty:** I'm sorry. Is this woman owned firm that is led by people of color?

**Inman:** Not by black no. It's just women owned.

**Hardesty:** We're counting a women owned business as part of the minority numbers is that what I understood?

**Inman:** Yes. .

**Hardesty:** Okay. I'll let you finish your sentence before I ask why.

**Inman:** I was trying to explain what that did. The consultants they committed the work to. Why there were no black owned firm. There's a reality in this environment that there are a fairly limited number of black owned firm in water and waste water design. That is a significant reason why the program itself has dedicated time and effort to be able it grow capacity in those areas. At least one firm that was offered work on this project but declined because of the sheer size of this project feeling that they were already at full capacity. Some other challenges with this particular design contract in that it is the last design contract on this project. Or on this program. Based on that there was some challenges to ensure firms had capacity or capacity to take on this additional work. No conflict of interest. The fact the consultant was able to work through all those issues and bring forward a participation that exceeds the 20% we feel is a good representation of effort on their part. Other firms they did work with to try to offer goals similar to what Nicki has mentioned that the program is offering of building support that were not necessarily taken advantage of. The firm does continue to have multiple efforts that they are doing out side of just try to go increase equity and participation beyond just this project. .

**Hardesty:** Thank you but this project is a significant sized project that doesn't it barely represents Latino business owners and it doesn't represent African American business owners at all. I do remember that when the firm presented to us earlier there was a commitment made that in my mind is not kept. If this is the breakdown of who is going to benefit from this massive contract. Thank you.

**Inman:** Any other questions on this slide?

**Wheeler:** Nope. Good to go.

**Inman:** Okay. Let's move onto the next slide. Thank you commissioner Hardesty for your



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comments. In an additional proposal earlier today you've heard some of the benefits to procurement in regards to the general contractor request we have for you today. The ability to use the community benefit as agreement to ensure additional labor hours for minorities and women in the trades. Additional benefits beyond just that that help ensure the project can be delivered to keep the project within the bounds that is the most efficient way to bring value to our customers. Ability to start quickly, keep compliance schedule on track, early collaboration that can limit community impacts as we sequence work with that of the filtration facility. Complex pipelines and facilities. Large diameter pipelines all while continuing to serve our community. If there are no questions on that I'll turn it over to Kathleen.

**Brenes-Morua:** Good afternoon. Interim chief procurement officer. I've been working very closely with the water bureau in the past several months and my team in the last year to deliver the design services contract and select this contractor. Working with them to ensure their program was meeting the equity requirements. I'm here today to ask council to recommend that council authorize the services contract with Jacobs and approve the exception to be able to issue a solicitation to a general contractor services for the bull run pipelines project. I will turn it back to Gabe for closing remarks.

**Solmer:** Thanks. I wanted to give the opportunity to Brad from Jacobs. He is available if you have any comments or questions or would like to give him your question session.

**Hardesty:** If he wants to respond to my questions, that would be fine. I think it's more a city council decision about whether or not we actually support a proposal that does not reflect the values that we say we have as a city council.

**Solmer:** I will wrap up our presentation. If there are questions later on or if the public members of the public would like to speak to those items, I would invite that. I know there's public testimony to come. We're requesting approval for the bull run pipelines. An alternative procurement pipelines. We want to bring you all the contract elements that you heard today. I want to thank you for your questions and engagement and leadership on this. This is a process. I know that we get better with every time that we're talking about this with all of the engagement that we have. Thank you for your comments particularly to commissioner Hardesty and I hope you see through this process how we are living up to these city values.

**Hardesty:** I do have one more question before we go to public testimony. Why not wait until the end of January when we have a new council to vote on these two ordinances.

**Solmer:** Thanks for that question. It doesn't seem like a big difference in time frame but we did look at this and it does severely compromise our ability to meet that 2022 deadline. That feels far

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away from this in this year of 2020, that time commitment is coming at us fairly quickly and we have a lot to do before that timeframe. That is specified in the agreement that we have with epa and oha, we would be in danger of missing that in we delayed.

**Hardesty:** Thank you.

**Wheeler:** Any further questions before we move to public testimony. Thank you commissioner Hardesty for your questions. How many people do we have signed up?

**Clerk:** We have eight people on the line.

**Wheeler:** All right. Let's hear them.

**Clerk:** First up we have Ian Courter

**Ian Courter:** Good afternoon. Can you hear me?

**Wheeler:** Definitely. One second. Can we go off the shared screen so we can see the speakers. We can hear you. Go ahead.

**Courter:** Thank you very much. I'm the owner of west slope farms. On the community planning organization steering committee. C po's as they are called, the vehicle that the county uses to seek public feedback on development projects. It's located directly adjacent to this site. In fact most of the raw water pipes that you've seen presented today transit through the county. There are a number of us that are obviously very concerned about this project. In fact, on the whole, and this is the gist of my comment to you today. I want to make sure the council understands that this community does not support this project. We're not comfortable with this proposal. There has been an effort on the part of the water bureau to explain to us what the city plans it do. We are in no way supporting this. We have near unanimous opposition to this with just a few members that are willing to attend the zag meetings. We don't like what's coming our way. It's going to negatively impact agriculture. The amount of resources that the city has at its disposal. We're talking about something that will cost in the billions. We would like the city to come up with a solution that doesn't harm local agriculture and community owners. We don't support this. We would like the water bureau to pursue an alternative solution.

**Wheeler:** Thank you.

**Clerk:** Next up we have Lauren quarter.

**Wheeler:** Hi Lauren.

**Lauren Courter:** Good afternoon. My name is Lauren quarter. I'm a county resident. The owner of west slope farms sm the pleasant home community association. The proposed pipeline will negatively impact my family and farm. My opposition bull run project is the resounding element to our community. You're deciding on funning a expensive pipeline that would not be needed if

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it were elsewhere or close to the conduit. They are not certain the facility can be built at carpenter lane. The city will convert class one and class two soils of high value farm land to industrial use across countries. Wet lands will be destroyed. The city and pipelines significantly threatens our ground water sources. Your constituents are hurting. Now is the time to listen. They do not trust how the city and water bureau spending their money. Stop spending hundreds of millions of dollars of their money of something that may not happen. It's time to find a real solution that doesn't steam roll us rural neighbors. Thank you.

**Wheeler:** Thank you.

**Clerk:** Next up we have Kelly Kupcak

**Kelly Kupcak:** Thank you, mayor and commissioners. I'm the executive director of Oregon tradeswomen. We do support the proposal and considerations around alternative procurement. I want to acknowledge commissioner Hardesty's concerns about the challenges for minority firms. That's not our specific area of expertise. We realize it's critical where there can be support to develop firms in those specific areas of expertise. With regards to the work force. We support it because it's an opportunity to ensure that historically under represented work force which includes black, indigenous, people of color, women. Family supporting jobs that bring much needed wages and benefits to our communities. Last year the women we served 63 percent were low income women. Upon completing our program, the hourly wage was \$21 eighty one cents. That amounts to three million dollars going back into the community from wages. That doesn't include, i don't have the figure for my colleagues. Who also work really hard to ensure folks that have traditionally not benefited from good jobs in the construction sector and public investment. We thank you for the equity framework that you have pushed forward for our city as council members and mayor, thank you for your continued support on policy levers to support equity.

**Wheeler:** Thank you, Kelly. Thank you for all the work that you do.

**Hardesty:** If I can ask Kelly a question.

**Hardesty** Of the women that go through your program. What are the percentage that become journeymen.

**Kupcak:** Thank you for that question. That is a challenge to track. We follow individually folks that graduate from our program and compare that against statistics from Oregon labor and industries. We have about an 87 percent completion rate to journey level. That's a very high retention rate for women in the industry overall. It's a challenging industry for the white male counterparts because of the challenges around it been seasonal. We're working harder around it

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try to go increase those numbers.

**Hardesty:** When I hear from folks how hard it is to get from preapprenticeship to journey man.

**Kupcak:** One of the challenges is getting in and getting that opportunity. What we would really like to see and I know it's not an immediate issue that we can address but long term commissioner Hardesty is helping those women who have been in the trades for a while become owners especially in the specialty trades so they can be successful in competing.

**Hardesty:** I certainly look forward to working with you and making that more of a reality than an aspiration.

**Kupcak:** Thank you for your support.

**Ryan:** Kelly, good to see you. How many years is it?

**Kupcak:** It depends on the craft. The length of our programs varies also. You might guess with Portland youth holiers they are also helping participants get their ged and high school diploma. Someone who primarily serves adults are shorter in length. You might have a registered apprenticeship program that is two years. Steam fitters which is higher technical skills is five years sm the beauty is it's an earn while you learn model.

**Ryan:** That's how I know you. It's good for the public to know it's a process. It might take a little longer but that's the pipeline.

**Wheeler:** Thanks Kelly.

**Clerk:** Next up we have Ranfis Villatoro.

**Wheeler:** Welcome.

**Ranfis Villatoro:** Hi, everyone. Policy coordinator with the alliance. We're an environmental organization. Aimed to create good quality jobs. We're guided by the principle that we can no longer choose between good jobs and the environment we create. We'll build a thriving economy. Our Oregon members we support the measure to utilize an alternate method for the bull run pipeline. Job creation, health an overall well being to our communities. The importance of utilizing to make sure we're contracting the best in the industry with the technical know how on time and on budget. There's no need to mention of course experiences like flint michigan and trying to avoid similar mishaps we've seen happen in other cities and missions. It allows for clear goal city of training and hiring goals for women and people of color. Setting contracting women and bipoc owned firms. Nothing about us without us towards construction. The water works job creation potential for repairing American's water structure that sets recommendations for the state and dpofts around how we invest in our water an infrastructure. Making sure we go from a d rating to a asv c publishing firm. To getting us on track to a b rating throughout our

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country. We're hoping that Portland can be a case model for the country. We always recommend good proactive engagement with our communities. Wherever possible always trying to move the needle on diverse contracting. There's always a challenge in diversifying on the design phase. Appreciate those comments. Thank you.

**Wheeler:** Commissioner Hardesty do you have a comment.

**Hardesty:** It's from last time. Sorry.

**Clerk:** Next up we have Michael Burch.

**Michael Burch:** Hello. Good afternoon thank you for the opportunity to speak today in favor of utilizing the alternative procurement process on the bull run treatment project. I support the community benefits agreement. Of course, you know that. A disclaimer is I wrote a two minute speech and as I listened to the presentation most of it wasn't necessary. Alternative procurement process will advocate for that. In addition to that community benefit agreements when utilized in succession provide the continuity of opportunity for people in the community who look like me and women to not only start a preapprenticeship program and journeying out it provides opportunities for contractors to not only sign on into the scope of work they are used to and build their business but actually participate with companies who have the spirit of a community benefits agreement to help them venture into areas they have not gone before. Support the contractors and get into areas where they previously have not been. I comment you on using the cba. I would encourage you putting in process the community oversight committee early. With respect to commissioner Hardesty's questions we cannot act as though we're on a level playing field. I'm speaking in terms of African American terms. We're playing catch up. Without processes in place to give us a leg up we're going to always be playing catch up. I wasn't surprised to see there weren't any African Americans listed. It wasn't pleasant to see it but I wasn't surprised. In this process, the design phase, we don't have a lot involved. I'm in favor of this. I'm in favor of you getting started early. We can get involved in a transparent open process so the businesses that want to be on this job can be on it. The recruiting into our apprenticeship programs. They actually know they have a place to go. Thank you for the work you've done. And you've embarked on early. We'll have a chance to get involved rather than later. The longer we wait, the fewer of them have hope. Thank you for the work you're doing. Each of you on the proposal, thank you for your work and I look forward to working with you.

**Wheeler:** Thank you, Michael. We appreciate it.

**Fritz:** Thank you. Thank you to Michael and everybody else who testified, I know we're not quite done with the testimony list but I wanted to acknowledge that you were here this morning and

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here this afternoon. Thank you for your support, it was great to hear from you.

**Hardesty:** I had a couple of questions for you. Do you know if there's any African American owned design firms operating in the city of Portland?

**Burch:** I do not but I know who can answer that question.

**Burch:** I think you can go to professional business development group or namac and ask if they.

**Keith Edwards:** Most of what I was going to say has been covered in previous testimony. What I would like to say in regards to the process of not having so many contractors that look like me on a project like this is that what happens in our industry in the construction industry is typically most of the contractors are grown from the program. Once they complete the journey man level they sometimes go into business. This opportunity is provided in this kind of a project because the process will enable those people of color that look like me to be on these projects and be able to get some more training and complete their apprenticeships. I'm a retired electrician. It takes five years to become a journey man electrician. I just wanted to share those things just for your edification thank you.

**Wheeler:** Thank you, sir. We appreciate it.

**Clerk:** Next up we have bob carol.

**Wheeler:** Welcome.

**Bob Carroll:** Hi there. Thank you for allowing me to speak, mayor and commissioners. Like Michael said, most of this has all been said. I just wadded my notes up and through them away. I'm president of the Columbia pacific building trades. They are in support of the alternative method of bid process to select a c mg c and the benefits that come to the community from that. One of the biggest benefits that I see is the cba and equity both in contracting and work force. Other benefits also are greater safety. More highly qualified contractors that can just step right into this job an get going with it. They don't need to be trained per say on a job like this. I have to give a big shout out to Kelly because the women in the trades is a great deal in our organization. We support the c mg c process and this alternative bid and the cba and we hope it can continue to go on. As michael said, getting the lmcoc going early would be an excellent thing to do to help this whole process and help our community more. Thank you.

**Wheeler:** Thank you. Appreciate it.

**Clerk:** Last up we have Mark Matthews.

**Mark Matthews:** Hello everyone. This is mark with pacific construction. I want to thank you mayor an all you commissioners for having me here to speak with you today. We've been in Portland Oregon working for about owe 20 years. I have two thing it say. One is going to be the c

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mg c and why I think it's incredible. The c mg c as an African American business we've been struggling here for years. It's helped us grow tremendously. We have to start somewhere. Portland has not been too friendly to minority contractors. I think the c mg c has been a wonderful thing to open people's eyes and include us from the get go. Support us with schools and various different projects which has been really great for pacific mart. Not only that, as c mg c it's grown us to make everybody look like us that are subcontractors are general contractors. It's a great thing because that's where the rubber meets the road. Portland has been lacking in that area. When it comes to the cba. Now we're looking at totally different. We're still being excluded from different parts of these state jobs. The city has tried the cba in the past. It didn't work very well. Everybody got together and little businesses like ours, we all got in one room. What happened in the past, there were too many loopholes. Now we narrowed it down that it's a well oiled machine. We just need project it make it happen. It's a tremendous way to grow the business. When you put those two things together. You're going to have a really good project that the city of Portland can be proud of. The community can be proud of. Everyone in the community can take this on and recognize this whole thing together will be a wonderful thing for the community. You're trying to go get to more of the minority and African Americans. Where are they? I haven't seen them. This is going to bring them together. I comment you guys to make it work on your end. Now we can grow and the city can grow as well. Thank you for your time. I appreciate it.

**Wheeler:** Thank you very much. Thank you to everybody who testified this afternoon. All right colleagues, any further question before we call the roll. I think that's not right. It looks like a first reading of a nonemergency reading. That completes the formal agenda. I'd like to recognize before I close this meeting. Tia has been my right hand woman for almost every city council meeting since then. She keeps me on track which is nearly impossible task for those who know me. She is strong. She has collaborative relationships and she has worked well with your offices and us to ensure we function well as a team. Tia has been a rock and rack star has my partner. She's been our lead liaison with the Portland I want to thank her for her work on the reinvestment initiative council approved last month. She created an approach to make the city's budget more transparent and give the community the power to reinvest city funds where they are most needed. It's her last council meeting. I'm proud to see her take this step in her career and equally sad to lose her as part of our collective team. Thank you for your service. All of us wish you the best of luck in the years ahead. Stay in touch. Thank you and safe travels. With that we are adjourned. Thank you all.

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At 3:57 p.m., Council recessed.



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**Closed caption file of Portland city council meeting**

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**December 10, 2020 2:00 p.m.**

**Fritz:** Good afternoon everybody, this is the Thursday December tenth meeting of the Portland city council. Please call the roll.

**Clerk:** Good afternoon. (roll call).

**Fritz:** The Portland city code and state law the Portland city is holding this meeting electronically. The meeting is available to the public on the city's YouTube channel. The public can also provide written testimony by e-mailing the council clerk at c c testimony at Portland Oregon dot gov. The pandemic is an emergency that threatens the public health safety and welfare. Thank you all for your patience, flexibility and understanding as we manage through this difficult situation. There is no public testimony.

**Clerk:** Consider appeal for the pearl city design. A twenty three story mixed use building at 350 north west of the plan district lu19-195dz.

**Fritz:** Thank you this item is continued until January 14th. Please read the title for 982.

**Clerk:** Adopt the plan and disowning map. Repeal the corridor design dpied lines and adopt the river inventory and the central city inventories as supporting documents.

**Fritz:** Thank you. Today we're back to talk about the river plan south reach and the green way inventory.

**Hardesty:** Thank you, madam chairwoman.

**Fritz:** Madam president, please.

**Hardesty:** I forgot my legislative bodies. Sorry. Madam president. Thank you madam president. Colleagues as you will recall we held a public hearing on the river plan south reach and the green way inventory on November 4th. We opened the record for written testimony on those amendments. I'll turn it over to the planning and sustainability staff to walk us through the agenda for the day. The amendments that were moved last time. Please take it away.

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**Sallie Edmunds:** Hello. Good afternoon. Thank you very much. The bureau of planning and sustainability. Happy to be here again today. In the zoom room is jeff and a variety of city staff should questions arise that they would be best suited to answer. Our plan today is to provide you with an overview of the testimony and work through the amendments. Yeah. Next slide, please. Thank you jeff for sharing the screen. As you recall on December second you proposed a few amendments to the river plan south and decided to allow for written testimony until 8:00 a.m. On December 7th. We received two pieces of testimony by that deadline. Both are related to action item r11d which relates to the Oregon state marine board. They are both on our map app. If anyone from the public would like to read those they can go to our map app and you can reach those through the bps website. The first piece was from the calm water coalition. They are asking that council not remove the action item that was moved and seconded but rather change the time line from an immediate action to a one to five year action. The river community coalition. Asking to revisit the recreational portion of the south reach plan. Next slide, please, jeff. That was the testimony we received. The items for you today are-there are a few votes. We're hoping you'll amend the mc adam character statement. Address action item r11d and replace the findings with a new set of findings. All of these items were in your packet that you received on Tuesday. Commissioner Hardesty I would like to turn it back over to you.

**Hardesty:** I see that I am talking on mute. Thank you sally. I appreciate your very concise update of where we are. Commissioner fritz I would like to start by calling a vote to the amendments to the trotter statement that were moved and second on December 2. These amendments are contained in attachment one to the tuesday memo.

**Fritz:** Thank you commissioner Hardesty is there any discussion. Not hearing any. Will you please call the roll.

**Clerk:** (roll call).

**Fritz:** Thank you. Commissioner Hardesty another amendment.

**Hardesty:** Yes. On December 2, the mayor made a motion that I second to delete action item r11d. It's in volume one page two of the plan. We think a better course is to substitute mayor wheeler's motion with the following motion. I move to be replace the existing action r11d with a new proposed action that reads r11d the city of Portland will monitor the implementation of the Oregon state rules participate in the board's evaluation process and report to the city council in 2024 with recommendations if any for further actions. The lead will be bps. They will be assisted by the bureau of planning-they'll be assisted by the bureau of ppr, bes, fire, and pbot. The time line is one to five years.

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**Fritz:** I'm happy to second that motion. Is there any discussion? Please call the roll on the motion to substitute the motion for mayor wheelers.

**Clerk:** (roll call).

**Fritz:** Now we will vote on the substance to replace existing action r11d with a new proposed action. Any discussion?

**Edmunds:** Excuse me? Could we just add the Oregon state marine board as a partner on that action?

**Fritz:** Any objection to adding the Oregon state marine board? Seeing none, I believe we can add that. Do we need to vote on that?

**Linly Rees:** If you have-treat it as a friendly amendment and your seconder is nodding, you're good.

**Hardesty:** I'm nodding, we're all nodding.

**Fritz:** All right. Great. Thank you for the catch. Please call the roll on the motion to replace action item r11d.

**Clerk:** Madam president, I want to make sure, did we have a motion and a second.

**Hardesty:** We did. I moved and commissioner fritz second.

**Clerk:** Okay. (roll call).

**Fritz:** I was really pleased to see this substitute. I was concerned about just deleting this item. I believe this captures all we were try to go do. Thank you to mayor wheeler. Aye. Back to you commissioner Hardesty.

**Hardesty:** We just voted on the substance. Now I would like to move to replace exhibit f with the revised finding of fact that was included in Tuesday's memo.

**Fritz:** I'm happy to second unless-

**Hardesty:** He jumped in. I think he does want to second it.

**Ryan:** Yes.

**Fritz:** Great. All right. We have a motion and a second to propose a revised motion. Not hearing any please call the roll.

**Clerk:** (roll call).

**Fritz:** I really appreciate that we're dotting all the is and dotting all the ts. We're doing the cities business and doing it correctly. Aye.

**Fritz:** Thank you commissioner Hardesty. Is there anything else today?

**Hardesty:** No. There is nothing else today. I look forward to next meeting.

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**Fritz:** I'm a little disappointed. Because I love people calling me madam president. I appreciate being able to help out today. The council will return on Wednesday December 16th for a second reading and final vote on this ordinance. Thank you very much for your diligence and patience and all the community input. Commissioner Ryan did you want to make a statement for anything?

**Ryan:** I just wanted to say madam president one more time so you could hear it.

**Fritz:** Thank you everybody. We are adjourned.

**Hardesty:** Well done madam president. Bye bye.

At 2:14 p.m., Council adjourned.