



## September 15, 2021 Council Agenda

5626

**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.

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

### Meeting Records

Disposition Agenda

Audio Recording

### Wednesday, September 15, 2021 9:30 am

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**Session Status:** Adjourned

**Council in Attendance:** Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Jo Ann Hardesty

Commissioner Mingus Mapps

Commissioner Dan Ryan

Mayor Wheeler presided.

Officers in attendance: Ken McGair, Senior Deputy City Attorney; Keelan McClymont, Council Clerk

The Consent Agenda was adopted on a Y-5 roll call.

Council recessed at 11:14 a.m. and reconvened at 11:20 a.m.

Council adjourned at 12:28 p.m.

## Communications

665

[Request of Eileen Fromer to address Council regarding Zenith Energy](#) (Communication)

**Document number:** 665-2021

**Disposition:** Placed on File

666

[Request of Grady Preston II to address Council regarding police oversight](#) (Communication)

**Document number:** 666-2021

**Disposition:** Placed on File

Imgur video shown during Item 666: <https://imgur.com/gallery/5OTfll0>

667

[Request of Eben Joondeph Hoffer to address Council regarding MusicPortland Policy Agenda](#) (Communication)

**Document number:** 667-2021

**Disposition:** Placed on File

Meara McLaughlin presented to Council for item 667.

668

[Request of Dee White to address Council regarding City fails to protect public health, a 3 minute story on lead in our drinking water](#) (Communication)

**Document number:** 668-2021

**Disposition:** Placed on File

YouTube video shown during Item 668: <https://www.youtube.com/embed/rZx8qoEHhFA?start=01&end=112>

669

[Request of Sarah Pearlman to address Council regarding the Braided River Campaign and creating a green working waterfront](#) (Communication)

**Document number:** 669-2021

**Disposition:** Placed on File

## Time Certain

670

[Accept Report on Portland Means Progress](#) (Report)

**Document number:** 670-2021

**Introduced by:** Mayor Ted Wheeler

**Bureau:** Prosper Portland

**Time certain:** 9:45 am

**Time requested:** 30 minutes

**Disposition:** Accepted

Motion to accept the report: Moved by Hardesty and seconded by Ryan.

**Votes:** Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

## Consent Agenda

671

[Reappoint Karim Hassanein to the Open Signal Board for term to expire November 30, 2023](#) (Report)

**Document number:** 671-2021

**Introduced by:** Mayor Ted Wheeler; Commissioner Carmen Rubio

**Bureau:** Community Technology

**Disposition:** Confirmed

**Votes:** Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

672

[Consent to the transfer of Kahut Waste Services, LLC dba City Sanitary Service residential solid waste, recycling, and composting collection franchise to Kahut Companies Holdings, Inc.](#) (Ordinance)

**Document number:** 190559

**Introduced by:** Commissioner Carmen Rubio

**Bureau:** Planning and Sustainability

**Disposition:** Passed to second reading

Passed to second reading September 22, 2021 at 9:30 a.m.

673

[\\*Amend contract between Housing and Development Services, Inc. and the City to extend licensing and maintenance of Portland Housing Bureau's core software system in the amount of \\$1,013,457 \(amend Contract No. 30002366\)](#) (Emergency Ordinance)

**Document number:** 190552

**Introduced by:** Commissioner Dan Ryan

**Bureau:** Housing Bureau

**Disposition:** Passed

**Votes:** Commissioner Jo Ann Hardesty Yea  
Commissioner Mingus Mapps Yea  
Commissioner Carmen Rubio Yea  
Commissioner Dan Ryan Yea  
Mayor Ted Wheeler Yea

674

[\\*Amend approved application under the Multiple-Unit Limited Tax Exemption Program for NE Killingsworth Apartments located at 5470 NE 16th Ave to include 100 percent of the residential portion of the structural improvements \(amend Ordinance No. 189444\)](#) (Emergency Ordinance)

**Document number:** 190553

**Introduced by:** Commissioner Dan Ryan

**Bureau:** Housing Bureau

**Disposition:** Passed

**Votes:** Commissioner Jo Ann Hardesty Yea  
Commissioner Mingus Mapps Yea  
Commissioner Carmen Rubio Yea  
Commissioner Dan Ryan Yea  
Mayor Ted Wheeler Yea

675

[\\*Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Ash Apartments located at 6940 N Maryland Ave](#) (Emergency Ordinance)

**Document number:** 190554

**Introduced by:** Commissioner Dan Ryan

**Bureau:** Housing Bureau

**Disposition:** Passed

**Votes:** Commissioner Jo Ann Hardesty Yea  
Commissioner Mingus Mapps Yea  
Commissioner Carmen Rubio Yea  
Commissioner Dan Ryan Yea  
Mayor Ted Wheeler Yea

676

[\\*Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for West Hill Heights located at 3110 SW 12th Ave](#) (Emergency Ordinance)

**Document number:** 190555

**Introduced by:** Commissioner Dan Ryan

**Bureau:** Housing Bureau

**Disposition:** Passed

**Votes:** Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

## Regular Agenda

677

[Accept bid of \\$1,873,598 from Faison Construction, Inc. for the Forest Park Entry Project \(Procurement Report - ITB No. 00001702\)](#) (Report)

**Document number:** 677-2021

**Introduced by:** Mayor Ted Wheeler

**Bureau:** Management and Finance; Revenue and Financial Services

**Time requested:** 10 minutes

**Disposition:** Accepted - Prepare Contract

Motion to accept the report: Moved by Hardesty and seconded by Ryan.

**Votes:** Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

678

[Amend contract with N. Harris Computer Corporation for maintenance and support services of the Portland Water Bureau and Bureau of Environmental Services Customer Information System for an additional five years in the amount of \\$2,320,230 \(Amend Contract No. 30005678\)](#) (Ordinance)

**Document number:** 190560

**Introduced by:** Commissioner Mingus Mapps

**Bureau:** Water

**Time requested:** 5 minutes

**Disposition:** Passed to second reading

Passed to second reading September 22, 2021 at 9:30 a.m.

679

[Authorize bid solicitation and contracting with the lowest responsive and responsible bidder for construction of the SE 19th and SE Lambert St Water Mains Project at an estimated cost of \\$2,600,000.](#) (Ordinance)

**Document number:** 190561

**Introduced by:** Commissioner Mingus Mapps

**Bureau:** Water

**Time requested:** 5 minutes

**Disposition:** Passed to second reading

Passed to second reading September 22, 2021 at 9:30 a.m.

680

[Direct the Portland Parks & Recreation Director and Chief Procurement Officer to deviate from the Social Equity in Contracting Strategy for the purpose of the Interstate Firehouse Cultural Center Feasibility Study.](#) (Resolution)

**Document number:** 37549

**Introduced by:** Commissioner Carmen Rubio

**Bureau:** Parks & Recreation

**Time requested:** 10 minutes

**Disposition:** Adopted

**Votes:** Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

## Four-Fifths Agenda

680 - 1

[Declare City Council support for reproductive healthcare rights and opposition to the State of Texas' ban on abortion, and direct the City Budget Office to include \\$200,000 in General Fund unrestricted contingency resources in the Mayor's Fall Supplemental Budget Ordinance, to be allocated to organizations that deliver programs and services related to reproductive healthcare](#) (Resolution)

**Document number:** 37550

**Introduced by:** Mayor Ted Wheeler; Commissioner Carmen Rubio; Commissioner Jo Ann Hardesty; Commissioner Dan Ryan

**Time requested:** 45 minutes

**Disposition:** Adopted

Motion to delete the following provisions related to the allocation of funding: In the title of the Resolution, delete the remaining language following "Texas' ban on abortion," in the final Whereas paragraph, delete the remaining language following "secure facilities," and delete in full the Be It Resolved paragraph directing the Budget Office to include General Fund unrestricted contingency resources in the Mayor's Fall Supplemental Budget. These changes will remove the allocation of funding from this Resolution: Moved by Mapps and not seconded.

Motion to remove the funding decision and include it as part of the Fall Supplemental Budget. In the Be It Resolved paragraph regarding General Fund unrestricted contingency resources in the Mayor's Fall Supplemental Budget Ordinance, delete the phrase "the City Budget Office shall include \$200,000 in" and replace it with the phrase "the City Council shall consider an appropriation of." This change will have Council make any funding decisions as part of the Fall Supplemental Budget Ordinance: Moved by Mapps and not seconded.

Motion to delay the vote on this item to be voted on next week as a Regular agenda item to allow additional public notice and public input: Moved by Mapps and not seconded.

**Votes:** Commissioner Jo Ann Hardesty Yea  
Commissioner Mingus Mapps Nay  
Commissioner Carmen Rubio Yea  
Commissioner Dan Ryan Yea  
Mayor Ted Wheeler Yea

## Wednesday, September 15, 2021 2:00 pm

**Session Status:** No session scheduled

## Thursday, September 16, 2021 2:00 pm

**Session Status:** No session scheduled





## 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.

**September 15, 2021**            **9:30 a.m.**

**Wheeler:** Thank you good morning everyone. This is Wednesday September 15th morning session of the Portland city council. Keelan, it's great to see you. Please call the roll.

**Clerk:** Hardesty.

**Hardesty:** Here.

**Clerk:** Mapps.

**Mapps:** Here.

**Clerk:** Ryan.

**Ryan:** Here.

**Wheeler:** 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 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 difficulty situation to do the city's business. With that, we'll hear from legal counsel on decorum.

**Ken McGair:** You may sign up in advance with the council clerk's office to briefly speak about any subject. You may also sign up for resolutions and ordinances.

[Portlandoregon.gov/auditor](http://Portlandoregon.gov/auditor) shows you how to sign up. The testimony should address the

math matter being considered at the time. When testifying state your name for the record, your address is not necessary. Disclose if you are a lobbyist. The presiding officer determines the length of testimony. Individuals generally have three minutes to testify unless otherwise state. When your time is up, the presiding officer will ask you to conclude. Interrupting other's testimony or council deliberation also will not be allowed. If there are disruptions, further disruption may result in the person being placed on hold or ejected from the remainder of the meeting. Please be aware that all council meets are recorded.

**Wheeler:** First up is communications. First individual please item number 665.

**Clerk:** Request of Eileen Fromer to address council regarding zenith energy.

**Eileen Fromer:** Good morning. Wonderful to be here. I'm Eileen Fromer and I'm with the zenith work group. We are a group of activists from organizations that you know very well. This is 350 and Columbia river keeper. I'm so excited to be here. Primarily just to thank you for the years of work that you have done around zenith, I experience a jolt of joy when i heard you denied the lux. I just want to assure you and be sure that you know that we know this is not over. We are aware of that. We are here to support the denial and will do everything our amazing group of activists can do to support the denial. Commissioner Ryan, I especially want to address you and let you know how grateful we are to you and your staff for all the work you've done. I know it was a steep learning curve for you. We appreciate that. And as you explained, because of the impact on our city's environment and impacts on historically marginalized group and to promote clean energy future. Speaking of our future in zenith, they're promoting biofuels. After fossil fuels, they'll go to biofuels not clean energy. Whether it's soya beans or corn or wood, this fuel is grown and harvested on airable land due to climate change. Grows of biomass poison the earth with pesticides. This is not sustainable. Mayor and commissioners, I'm not exaggerating at all when I say you are our heroes, we are in love with you and this decision. And we're doing it for our children and children's children. Speaking of children, commissioner Hardesty, do you remember back in 2019 at the Klamath university when 15-year-old Caroline was speaking. She said when she's your age, it will be 2060 and she said, when I am your age, will I be able to enjoy the same abundance passed on to you? Through the action of denying the lux, you show that you take this seriously. The lux denial honors our environment. It honors our tribal commitment and moves us toward a

sustainable future. It also honors our marginalized communities. Just remember, I'm running out of time, I want to say quickly that we know it's not over. We're here to support you through the entire process. We'll follow it closely and most of all to thank you, thank you, thank you for doing the right thing.

**Wheeler:** Thank you, commissioner Hardesty.

**Hardesty:** Thank you. Eileen, I wanted to say you're the most organized advocacy group since they showed up at city hall three years ago. Because I know the power of your organizing, I'm asking you today publicly if you'll join the effort to help Portland reemerge to be the city we all love. You have a network that is tapped and we need you. We -- that is untapped. We need you to partner with us and reimagine what Portland looks like when we come out of pandemic. You can do it because the pressure you put on us nicely and not so nicely at times has been really incredible. I know the people in your coalition care about Portland because you wouldn't have fought so hard the fight you've been involved in. We need you. We need logical thinking people who are not moved by political whim or extreme bus people who are thoughtful enough to sit at a table and figure out how to support our community reemerging. This is my call to action to you and your group. We need you and we need you to be part of helping us rebuild Portland into the pride that it can be.

**Fromer:** Thank you. We will be and maybe we need to have a conversation about specifics, but yes, definitely.

**Wheeler:** Thank you commissioner and Eileen. Next individual item 666.

**Clerk:** Request of Grady Preston II to address council regarding police oversight.

**Wheeler:** Good morning.

**Grady Preston II:** Can you see my screen?

**Wheeler:** Yes.

**Preston:** All right. Thank you. Before I start, I wanted to provide a brief content warning as my comments will talk about police violence and the explicit including a small gift of screen shots that show police violence. I will now begin. I'm Grady Preston II and these are my opinions on the egregious negligence of Ted Wheeler. During Mr. Wheeler's tenure he has allowed the highest increase of police brutality across the nation. August 1st one of his officers repeatedly punched a nurse in the face nearly killing him then not two weeks ago commissioner Wheeler

and Sam Adams committed the proud boys to run free allowing them to terrorize and nearly kill our BIPOC neighbors. The next day Wheeler chocked is up for his office. He called all violence unacceptable but he works with his D.A. To punish Black Lives Matter protestors while handing a gunman who fired live rounds at a crowd downtown probation. These are the responses of a white supremacist or someone who is grossly out of touch with the realities of our society. The police commissioner's actions demonstrate he does not care about the city or committee members unless they donated tens of thousands of dollars to his domain. He sends the message his office is a means to climb the political ladder. Thousands of neighbors walk the streets with very real and resonant pain from the brutality of four years of this man's PPB oversight. Under his timid leadership we see kneecaps and skulls and faces shattered by police batons and arms and legs fractured by incorrectly fired teargas canisters and women have painful irregular menstrual cycles from his chemical weapons. This is the only real contribution he managed to provide. I encourage anyone to reach out to Total Recall PDX and join recalling the self-appointed police commissioner Tevis Wheeler to his failures to commit to his campaign promises. Or better yet, resign now. Free Raven and all political prisoners. Thank you. Have a great day.

**Wheeler:** You're entitled to your opinion. I want to state there was factual misinformation that you provided. I do not control the prosecution. That's beyond the purview of the city of Portland, but I do support your first amendment right to speak your mind. Next individual, 667.

**Clerk:** Request of Eben Joondeph Hoffer to address council regarding music Portland policy agenda.

**Wheeler:** Good morning.

**Hardesty:** You're muted.

**Meara McLaughlin:** I'm not Eben. This is Meara McLaughlin of music Portland. Good morning and thank you for being here. I'm going to share my screen and I am here to first of all thank you for your support in the last budget round and for all the actions you've taken. You know how appreciative I am of what you do. I'm before you today to unveil the music Portland policy agenda and ask for your continued commitment to support Portland's music ecosystem. There is a lot more do. Our policy agenda includes search policy changes that we

believe will enable live music to thrive in the coming years especially as window welcome live music back to Portland since the covid struck. We explored the specific rules you might play in making Portland a music friendly city. We're ready to get to work and will request follow-up meeting with each of you. We built our agenda around three common themes, clarifying regulations. Streamlining enforcement and overall sight and reducing conflicts with police. These are common sense best practices that happen in every city. Acting to proactively to prevent future conflicts and giving some basic protections to existing businesses against changing neighborhoods. Portland's reliance on a complaint-based system enforced by an armed police officer enables the loudest voices with the least pure intentions. Call it what it is, systemic racism, it's not a coincidence that police are regularly used to shutdown music enjoyed by black and brown people or performed by black and brown musicians even when operating within the legal bounds of their noise permits. We have been meeting with partners to show their support for the music Portland policy agenda and we're proud to have the endorsements of over 35 organizations as shown here. The breath and diversity demonstrates how our music culture is potent for social cohesion. They recognize that Portland must be strategic and intentional in everything we do if we're going to succeed in the long term. We urge you to embrace the policies and to work with us to enact small changes that will have real results. If this body does not act with intention and urgency regarding music, we risk losing not only the soul of our city but a vital thread to bind us back together. I'm available for questions, otherwise, I look forward to working with each of you on this important work. Thank you.

**Wheeler:** Thank you, we appreciate your testimony this morning and your agenda.

Commissioner Hardesty.

**Hardesty:** I wanted to say thank you very much. Some of your agenda impacts burrows in my portfolio and we're working with you to make live music more accessible in more parts of the city for more people. Thank you for all you do. Appreciate it.

**Wheeler:** Next individual 667. I'm sorry, 668.

**Clerk:** Request of Dee White to address council regarding city rules to protect public health.

**Dee White:** Good morning, can you hear me? Am I being heard?

**Wheeler:** We can hear you.

**White:** Good morning, I'm Dee White. I'm here again on behalf of Portland advocates for lead-free drinking water. A few months ago President Biden said there are hundreds of flints reminding all that lead in our water is a top health priority. Portland has been called out in national news and congressional testimony and policy and science experts for the legendary high lead in our drinking water. Why is your bureau still convincing the public if our drinking water is safe if they haven't fixed the lead? On this bar chart, it will show how well water utilities treatment is working. The higher the bar, the more lead. Gresham and Rockwood buy water from Portland explain the high lead in their city as well. Newark schools had a lead problem. Chemical-free home filters were provided until they removed pipes and optimized their treatment. We must reject the water bureau's slow approach. Prevention is key. So here again, Dr. Mona Hanna-Attisha

**[Video Transcription: Dr. Mona Hanna-Attisha]:** When a pediatrician hears "lead" there is nothing less than freaking out. We freak out when we hear the word "lead" it's the most well-studied neurotoxins we've known about.

**[Hannah-Attisha]:** I'm a pediatrician. I did an oath to protect children. I did research on the rising levels and when it came out it was attacked by those telling us that the water was safe.

**[Hannah-Attisha]:** When the pediatrician hears the word "lead" you can't say anything to reassure us. You stop what you're doing and you need to act. Every agency tells us there is no safe level of lead. It's a neurotoxin and impacts every organ system and every age population. But we worry about the children the most because they're developmentally vulnerable. Once it's in your body and causes the neurotoxicity it attacks your development and cognition which is how we think. It drops children's IQ levels and impacts behavior and can lead to attention problems and behavioral conduct and criminality. Fundamental functioning of a child. Once it is in your bones, it can come back out at future times if you are stressed or pregnant or have poor nutrition, it can cause neurotoxicity all over again. Lead not supposed to be in our bodies but we live with the legacy of lead whether it's under soil or gasoline contamination, but it's in our drinking water. It is something we need to truly respect the science on. We need to move towards primary prevention to make sure that no child is ever exposed to lead.

**[End Video Transcription]**

**Wheeler:** Thank you, Dee. Last individual for communications this morning item 669, please.

**Clerk:** Sarah Pearlman will address the council in a green working waterfront.

**Wheeler:** Good morning, Sarah.

**Sarah Pearlman:** Good morning, I'm Sarah Pearlman. I would like to start by thank you work to bring our city to climate renewal. We hope to work with you to make Portland the best city it can be. Our city and state has taken a clear stance on environmental protection and climate justice. We believe our vision for a green working waterfront will not only further that stance, but establish Portland on the international stage. Our city could be world renowned as a model of the harmonious integration of industry, using migration and equitable access to resources. We are a group of community members and environmental non-profits and communities in north and northwest Portland who believe that thriving opportunities can exist with resources and the environment. We're presenting a community-driven bold vision to drive the vision of the working waterfront. Easy to access, protects our natural resources is it diverse in use and mindful of the next generation as well as the future of the harbor. We dubbed this a green working waterfront. To us this vision would transform our river communities into productive places where from is access to jobs and housing and access to the river for recreation, and cultural needs. Industry and protection of high livable wages are crucial for our city. Environmental protection and climate mitigation are critical to communities within and beyond Portland. We believe these two values environment and economic do not have to be in conflict. We would see high paying work opportunities. We certainly already have many of these industries and would like to see them flourish with even greater support. We'd see access to the river for workers on break to enjoy as well as community living nearby and worker housing at a variety of house points and green infrastructure and options for multimodal transportation and salmon-friendly docks and resting places as well as habitat for other wildlife crucial to our ecosystem. We hope to hear your vision on what the harbor would look like to reflect our values as a city and community. We look forward to working with commissioner Mapps and staff in the community center to further discuss this vision and all that could be done further to support Portland. I'll take the short time I have left to extend the invitation for all of you to share your thoughts with us. We

very much appreciate you taking the time to discuss the future of our city with us and thanks so much for your time and this opportunity to speak at you. Thank you.

**Wheeler:** Thank you, Sarah from being here and sharing your bold vision. I agree that our waterfront has been neglected for far too long. It's still a chasm that divides us rather than to bring us together through activation as well as environment protection. I know there are many efforts going on around what you described includes the work done by the human access project and others to increase access to the waterfront wells the good work we're doing with some of our environmental allies around protecting the environment. But you bringing this together in a creative and bold way is important. Thank you for that. And thank you for being here today and extending that invitation.

**Pearlman:** Thank you.

**Wheeler:** Next up is the consent agenda.

**Clerk:** We've received no requests.

**Wheeler:** Please call the roll on the consent agenda.

**Clerk:** Hardesty.

**Hardesty:** Aye.

**Clerk:** Mapps.

**Mapps:** Aye.

**Clerk:** Rubio.

**Rubio:** Aye.

**Clerk:** Ryan.

**Ryan:** Aye.

**Clerk:** Wheeler

**Wheeler:** Aye. The consent agenda is approved. We'll go to item 670.

**Clerk:** Accept report on Portland means progress.

**Wheeler:** The economic health and prosperity of our city is one of the key focal points of my administration. Starting back in '17, the council of economic advisers known sometimes as the CEA advised us on both economic and workforce development priorities. The CEA members represent community-based organizations, governments and business and focus on finding actionable ways to address the growing disparities in our city and create prosperity



for all Portlanders. This work led to Portland means progress initiative. It's an initiative that calls on businesses to pay at least \$15 an hour and take at least one of the following actions. Provide work experience, opportunities for under-represented youth and young professionals of color. Purchase goods and services from local businesses owned by people of color. And engage in cultural change through diversity, equity and inclusion. The goal of Portland is to connect businesses to proven programs that support these actions. The private sector can make a difference in use being existing resources and programs. It's gratifying to see the overwhelming business response to this initiative and the level of engagement despite the challenges of the last year and a half and the pandemic's impact on the business community. The challenge of challenging disparities transcends the charter of any single public or private institution and demands a more collaborative approach like Portland means progress. I'm grateful to say this initiative has participation and leaders of key business organizations including industry and groups. It's important to have this support across the Portland business community and it's exciting to move from talk to action in addressing economic disparities. I look forward to hearing the update from the team on the reporting and findings now that the initiative is two years in. I want to thank Kimberly the director for prosper Portland and the team. I'll now turn it over to Yvonne Smoker who will kick it off today.

**Yvonne Smoker:** Thank you I'm going to share a presentation. Hopefully that comes up for everyone. Good morning mayor Wheeler and councilmembers. I'm Yvonne Smoker and I serve on the team in the economic development department. I'm here today to share the 2019/2020 Portland means progress impact report. This was two years of data from businesses as well as a reflection of the programmatic interventions. Over two years we developed new programming and grown the initiative to more than 100 businesses and built an initiative that is meaningful for racial equity work. The business and industry teams creates access to the strategic goals and equitable wealth creation and employment. We're helping companies to become more inclusive and helping them to grow. We do this through inclusive job competitiveness. Programming supporting the goal of creating access to quality jobs. I want to thank our partners in the initiative who helped to inform and shape Portland's progress and are deeply engaged in creating a meaningful program for the businesses. This is a fundamental piece of our work having a corps group of partners that represents large

business organizations that help shape the work. Portland means progress is a citywide initiative to connect businesses to programming that advances racial equity in Portland. Commits commit to paying \$15 an hour across the organization and commit to at least one of the following actions. Post work experiences under-represented youth and young professionals of color. Make intentional purchasing decisions which purchasing from local business and have change through diversity and equity inclusion. Portland means progress was formed by the mayor's council of economic advisers aimed to create an actionable mechanism for the private sector to advance racial equity in the city of Portland. This shows the timeline from 2017 when the council of advisers first convened to 2018 to March 2019 when Portland progress first opened. We've engaged with businesses through programming and continue to build out partnerships and resources based on what we learn. Here the members of the mayor's council of economic advisers who shaped Portland means progress. The three actions were based on data and input. 30,000 local youth are disengaged from school and work in the Portland area. 12,000 businesses are owned by people of color and 47% of Portlanders are identified as people of color. Culture change were identified by the council's economic advisers as key mechanisms to take action to meaningful impact racial equity outcomes in Portland. Portland means progress opened in March, 2019. Currently we have 127 business representing more than 15 through employees in the city. Here are some of the demographics. Businesses range in size from one to 15,000 employees. While the core audience is for-profit, it includes non-profits. I'll hand it over to Andy.

**Andy Reid:** Thank you mayor and commissioner. I'm Andy Reid and I'm project manager on the business and industry team and I support the Portland means progress initiative. I'll dig into some of the findings offer the 2019 and 2020 impact report and I won't cover everything shared in the report, but look forward to sharing high-level findings with you. The full impact report is available on our website. As a structure, we present the data in the impact report in alignment with accountability and guidance. What did we do, how well did we do and what was the impact from each commitment area. We also share what we learned from the findings. To work experiences, what did we do? First 340 interns were listed in two years of the initiative. This largely through our partnership working through internal internships. Interestingly we found that the high cumulative number driven by a few large

companies, but most companies hosted one to two interns. Work experience, in asking how well we did, we asked questions on known best practices for hosting meaningful work opportunities. Trying to look at the quality of those internships and whether it was a meaningful internship for both the intern and the business. Most companies had formal on-boarding processes but very few offered mentorships for employees of color particularly for smaller businesses. And work experience is what was the impact? In asking about impact, the question centered around interns for companies. Largely the feedback was positive.

Intentional purchasing, what did we do? In total over the last two years businesses spent nearly \$150 million at businesses owned by people of color. We saw a few large businesses that drove this up. How well did we do? We also saw an increase in implementation of equitable purchasing and procurement practices we correlated to increase percentages of spent and businesses owned by people of color. Businesses that implemented three intentional spending policies were more likely to spend higher percentage of expenditures and had businesses owned by people of color. We saw promising shifts in terms of purchasing changes for early adopters from the first to the second year of initiative. In 2019 one business reported the largest sale ever. It was from a Portland means progress business.

Last we'll move to culture change. What did we do around culture change? 2020 was an important year for implementation as the Portland means progress spent 20 million for building this action. We rolled out the road map since viewed by more than 14,000 times by people in 90 different countries. How well did we do? First we found that businesses with more than a hundred employees were more likely to implement culture change practices. Businesses largely focused on DEI trainings with accountability. What was the impact? We saw a correlation between businesses that made connections with other businesses having a higher implementation and actions. In other words, connection between business mattered and we found that early adopters were more likely to make these connections and were for students able to offer pre-pandemic and new businesses were only able to join through remote. Doing this work has been significant for them. To be in a learning environment with other business advancing racial equity to share resources and hold each other accountable has helped them to make more meaningful action than they can do alone. We are proud of the results of this earth in Portland means progress and thus far and look forward to

continuing the work that we learned over the last two years. Looking forward where we're going in 2021 and 2022 our focus areas will be one, partnering with work experienced partners including focus on mentorship for employees of color and do technical assistance for businesses on mechanics of businesses. We have resources we're bringing to businesses to measure how they're going about making purchasing. We'll connect to businesses and finally our goal of culture change is centered around personal connections it through be direct engagement, and a number of interventions to make connections between racial equity with the city and businesses. 97% of the businesses connected to Portland means progress. Those that didn't cited internal challenges. But we think about what it looks like do in the near term as we remain in a remote environment. We're excited to maintain momentum on the program especially with the challenges of covid. As we move forward, we're continuing to think about how to maintain the depth of engagement for the businesses that is scalable as more businesses commit to the initiative. We're making a call for more businesses to commit to action. We would like to ask you, city council to support making this call as well. We're deeply thankful for our project partners with logos shown here. They've been critical and supportive through thought partners and instrumental in the founding of Portland's progress. Any time we present anything like this, that's never just one person behind the work. This team includes core team and a team who helped our accountability Ann, Lisa, business industry team who partnered in this work and our leader Kimberly Branam for pushing this forward in the last two years. Thank you.

**Wheeler:** Thank you and commissioner Hardesty has a question.

**Hardesty:** I want to say thank you very much for that detailed presentation, thank you for the incredible work that's been done by the team. Your presentation brought up two points for me. One, where do we see the future of this program? As I think of the large employers driving the incredible numbers that we're seeing, how do we tap into their resources to actually continue to make this program successful? I guess I'm not quite sure how it's funded, who does the training and those kind of pieces. I could read your report and find it out, but I'm curious about the future. Where do you see this program five or 10 years from now?

**Reid:** That's great question. As a team we look at one-year plan, three, five-year plans. I was on a phone call with just capital that came out with a report with ssg and aspen institute and

talking about where the movement is going across the country. We'll pay attention to who is doing what. The racial equity movements is embedded at a rate we've never seen before which is encouraging. How do we do this to localize this with small businesses which is something that Portland means progress is doing pretty uniquely. Then second to your question of how do you engage the larger businesses and the business community that the ceo round tables their movement right now across the country to move those to address specific issues such as buying business services. That is something that we're looking at and thinking about and we'll continue to press on. In terms of alignment inside Prosper Portland, one thing we're considering is how to bring the team into alignment using the lessons learned and data and accountability. It's a tool that we believe will have some staying power or a platform to allow us to do our programming better and is grateful that city council has allowed us to continue this work of a couple of years with requests that we had a little bit ago gives us the stability to do the work together. We're grateful for that as well.

**Hardesty:** Are the platforms that you're developing adaptable is there because I would like to see the city of Portland has the outcomes that Portland means progress has when it comes to purchasing and contracting and so how do we translate what we're doing with the private sector into how we actually become a model in the public sector?

**Reid:** I'd be glad to invite Court Morse on the team to answer that question if Court is available.

**Court Morse:** Thank you for the question and hello. One of the things that I --

**Hardesty:** We can't see you. There is a shadow and we do see your beautiful face at all.

**Morse:** I'm sorry about the lighting. You can see my silhouette. One thing that I think is exciting about our program is it's public and so all of our resources are on line. The culture range road map we get feedback about. We're building a tool kit so how do you find vendors of color and how do you track that stuff? Even with working with other city equity practitioners, we're a community. We like to share resources. When one training is going on about you know, accountability, it's available, it's spread around and we like to swap the resource. One thing I wanted to mention is to really break down the knowledge of how to do this. I love getting into the weeds with companies because a lot of this seems philosophical and we need to make sure it's creating impact for communities of color. That is exciting as we

get to kind of break down the knowledge of this work and really talk to your everyday business owner about how they can make change now.

**Hardesty:** Thank you, I appreciate that explanation and I know all new purchasing procurement director will be excited about the works that you you've a done. I think you've he pretty much helped them develop a road map and the transformation that he'll need to make in his new position. Again, thank you. Good work and data. I'm a data geek. When you give me data, I'm a happy woman. Thank you very much.

**Wheeler:** Thank you commissioner. We have three invited guests today. The first is Francesca Gambetti and she's on the Prosper Portland board of commissioners. Good morning.

**Francesca Gambetti:** Thank you. Hopefully my lighting is okay.

**Wheeler:** You look great.

**Gambetti:** As mayor Wheeler mentioned, I'm a commissioner of Prosper Portland, but I'm speaking as shields SOJ. SOJ is a small firm with 20 employees in Portland and Seattle and we have development projects such as libraries, schools, theaters, transit projects. And also like a lot of firms in our community is committing to double down on efforts to end systemic racism and build an equitable economy. I think really we've come to a pivotal moment to push businesses to focus inward and dig keep to take meaningful action and to be more intentional in influencing racial equity even with all our business decisions. And so, SOJ, we did research on strategizing and drafting an equity plan. It's a journey. The journey is important. It's really important. But it can be really daunting and I think that's where Portland means progress has been immensely valuable. When they opened up the program to the broader community last spring, the timing just couldn't have been better for our firm. It's helped us in a number of areas. One, is creates a shared platform for the work that we're all interested in advancing. And the program really pushed us to formalize our commitments. It helped provide the road map and technical assistance that helps navigate our path to meet the commitments. It's been helpful that way. It also provides resources and training. There is roughly monthly workshops that as members we get to participate in. It's been powerful in that it creates opportunities for us to connect with other business owners and professionals that are trying it make a change. We're learning from each other's successes and challenges. It broadens our perspective on how to approach the work and recognizing that having good

intentions isn't enough. We have so much to learn from each other. So those forums really create an opportunity for that. I think lastly, they hold us accountable. As a small firm, we're pretty limited in our resources. We don't have a ton of resources to put towards this effort, but at the end of the year from is a survey that Portland means progress issues and asked about our data and friends and made us diligent in measuring the impacts of our efforts. It helped us on a number of fronts. I want to recognize Yvonne, Andrea and Andy and Court, they're doing incredible work. I just want to encourage if there is any other business leaders out there that might be listening to this today to join the program. It will be immensely valuable and it's an incredible resource. In my mind, a no-brainer for all businesses to be participating in this program.

**Wheeler:** Thank you for that. Jesse Hyatt, Black American Chamber of Commerce and Hyatt and associates.

**Jesse Hyatt:** Greeting city council. I'm Jesse Hyatt I'm the executive director for the black chamber of commerce. I'm here to share my experience with Portland means progress, I've appreciated the direction and impact on businesses. When the member sessions were roll out last year many began to be more intentional by reaching outside their organizations for support. I was able to watch not just concepts on paper but directly witnessed where the river met the road. Another unintended benefit was P&P staff were able to connect with staff to deliver tens of thousands of dollars of PPE during the pandemic. This was of great importance. Up-lift to the communities was impactful and appreciated. That's all I have for today. I wanted to share a little bit of my experience and how much we appreciate the direction it's taken. Take care and stay safe.

**Wheeler:** Thanks Jesse. Lynsea Coy from curatorial Portland means business. Welcome.

**Lynsea Coy:** Hi there. I'm Lynsea and I'm with a brick-and-mortar flower shop. We're the only sustainably certified florist. I'm here today to tell you how the Portland means progress program has impacted my business. I can't tell you this without giving you context of who I am and how my business came to be. I grew up being told I could do anything I put my mind to. I put that to the test when I became a homeless student here until Portland. I worked full-time until I was able to graduate and find stable housing. This solidified my belief that we are all capable of growth and change. When I began taking critical race theory classes in

college, I thought there was something I could do. I was naive and led to my eventual change. I was lucky enough to work for Terry. I watched in real-time on what a business can do to affect the industry and world. I opened my shop with the belief the more we buy and support local, the more we can make systemic change. I've only been open for three years and I'm 25 years old. I've spent \$385,000 in flowers grown by local farmers alone. My abilities to invest in my local agricultural industry affects change. Portland means progress has given me the direction, empowered me and given me hope that we're all capable of individual systemic change and if we focus on our own positions of privilege and our own industries. That has influenced so much of what I've done but specifically -- sorry I'm nervous, it specifically inspired me to work directly with industry leaders in my own personal position. One of those areas is the Oregon flower grower's association. I have meetings coming up where I'll talk about the possibility of giving free booths to farmers in the areas and I've been meeting with farmers to see if they're interested in the opportunity. It hasn't been finalized, but it wouldn't have happened without Portland means progress inspiring me and empowering me to take the action through my own buying practices, I've been able to influence some of my growers -- it's inspired them to remove plastic from their products because I won't buy anything wrapped in plastic. Many of my growers now completely wrap in compostable paper and ship internationally. That removes plastic from the system. I'm excited to keep working and keep finding ways to change the industry I'm in and I could not do it without Portland means progress and I'm excited to see what happens next.

**Wheeler:** Thanks, Lynsea and you're inspiring to all of us. Congratulations. Colleagues, unless you have any questions at this point, I will open it up for any public testimony we might have. Keelan, do we have anything?

**Clerk:** This is a report, so nobody signed up.

**Wheeler:** Good point. With that, colleagues, if there are no further questions, Keelan, please call the roll on the report.

**Clerk:** Did you want to ask for a motion to accept the report?

**Wheeler:** Good. I'll entertain the motion to accept the report.

**Hardesty:** So moved.

**Wheeler:** Can I get a second?



**Ryan:** I'll second that.

**Wheeler:** Commissioner Ryan seconds, we have a motion and a second please call the roll.

**Clerk:** Hardesty.

**Hardesty:** Again, incredible work. Kimberly continues to just inspire and amaze us with the kind of deep connections that she is creating that will have long term implications and impact. Thank you all. I can't wait to see the city much Portland be able to -- Kimberly continues to inspire and amaze us with the kind of deep connections that she is creating. That will have long term implications and impact. Thank you all. I can't wait to see the city of Portland be able to put the same kind of report occupant in public. I'm happy to vote aye.

**Clerk:** Mapps

**Mapps:** I want to thank the mayor for bringing this forward. I vote aye.

**Clerk:** Rubio.

**Rubio:** I want to thank mayor and staff for this initiative and Yvonne and everyone else who testified. I'm a supporter of the components of this initiative.

**Ryan:** I appreciated the presentations by Yvonne and Andy. I want to say how clear your vision is, but it's your practices and implementation that is so impressive. Thank you. Keeping transparent, keep learning from falling down and getting back up. This journey is daunting as one of the presenters said. But if it was easy, it would have been done a while ago. Thank you for this update. Equity means nothing unless it becomes actionable on the ground. Thank you for operationalizing equity. I vote aye.

**Clerk:** Wheeler.

**Wheeler:** Portland means progress is truly a partnership effort built on collaboration from the beginning. I am obviously very pleased to see so many companies non-profits and the public sector building this together and to reflect on the two years engagement of businesses to build -- to reflect on the two years engagement of businesses to build a more equitable city. The growth of this initiative and the depth of engagement from businesses committed to Portland means progress demonstrates the importance of the private sectors role in advance being racial equity in our city. I'm grateful that Portland means progress has the participation and leadership of the city's key business organizations including multi-cultural chambers and industry groups and it is particularly gratifying to see what can be accomplished when a

diverse array of voices share a goal. It is the business groups and individual organizations taking these actions and they are the ones embracing the spirit of the initiative that I believe will drive meaningful change. I'll call on more businesses in Portland to join us and make a commitment through Portland means progress to take action to advance racial equity. I'm happy to vote aye and I look forward to continued progress. Thank you to Kimberly and the entire prosper team, to all of the individuals that testified today. Thank you for carving out time to be here to share the success you've enjoyed so far. Thank you. Thank you, Kimberly, and thank you to the entire prosper team to all of the individuals who testified today. Thank you for carving out some time of a busy workday to be here to share this success that you have enjoyed so far. Thank you. We will now go to the regular agenda. The first item on the regular agenda 677.

**Clerk:** Accept bid of \$1,873,598 from Faison construction, inc. For the forest park entry project.

**Wheeler:** I am pleased to introduce this item with Commissioner Rubio who is the commissioner in charge for the Portland parks & recreation bureau. This is a procurement report executed construction contract to create public access for pedestrians, buses and vehicles alike to Portland's amazing forest park. It will provide enhanced trail head signage and landscaping. I will turn it over to commissioner Rubio to provide some historical background on this project and talk about the specific infrastructure improvements that are proposed and she will introduce our presenters for this typically. Commissioner Rubio take it away.

**Hardesty:** Thanks, commissioner.

**Rubio:** Thanks mayor. Portland parks and rec is driving to take over -- parks delivers on commitments made in the 1995 forest park natural resources management plan to provide better access to forest park. The project will address requirements by deq for permanent storm water and erosion measures. The project will include the removing of invasive plants and the pollinator plant species.

**Kathleen Brenes-Morua:** Thank you, commissioner Rubio. Good morning mayor and commissioners. I am Kathleen Brenes-Morua procurement manager for design and construction services. With me is Gary Datka, the capitol project manager at Portland parks &

recreation and we are here to recommendation to enter into a contract with Faison construction for the forest park entry project. I will provide a brief summary of the procurement process and then Gary has a presentation on the project itself. On May 2021, council entered into project. Portland parks & recreation rated the confidence level as moderate. Bids were opened on August 12th, 2021. We received two bids. Faison construction submitted the lowest responsive bid. The city's aspirational 20% subcontractor employer and utilization goal applied. Faison construction is a certified disadvantaged minority business enterprise and are performing 46% of the work. They are subcontracting the remaining 7.4% to not certified firms. Faison construction is in full compliance with all city contracting requirements. I here recommend that you authorize this project. Unless you have any questions for me, I will hand it over to Gary. Gary?

**Gary Datka:** Thank you, Kathleen. I will share my screen to present my presentation. Hopefully, you can see that presentation now. Hello mayor and members of council, my name is Gary here with Kathleen with procurement to request council accept the bid from Faison construction. The acceptance of this bid for the project today will allow pp and r to progress towards providing a new access point to forest park, providing increased pollinator habitat, reducing a deq imposed fine. I will share an overview of the project, milestone and phase one of the goals for this project. Forest park is a natural area located in northwest Portland that provides the backbone of the green city of Portland, resource and beauty and wildlife habitat weekend water and air purification, education. The forest park is situated on a 3.9-acre property on northwest Kittredge Avenue. The site is a former industrial site. Portland parks and rec purchased the three parcels of land that make up the site in 2005 and 2009. At the time of this purchase there was residual contamination from previous industrial use. Ppr was required by deq to prevent the pollution to travel to the Willamette river via stormwater. In coordination with deq -- this project will provide the public with an access point to forest park with parking and signage and native and in-depth landscaping and deq required permanent stormwater controls as well as fire lane repairs. This is a photo taken from the roadway that illustrates the majority of the site is deeply shaded with native and invasive blackberry and trees that will remain on the project. Portland parks has been working on this project for a long time. An entrance for the forest park has been envisioned for this site since the mid '90s.

The project will support the management plan's broader vision and goals for the park as a whole. Ppr completed public-private engagements in 2016 and 2017. Due to budget constraints and urgency around the installation, ppp -- following land use review. The project included only phase one entry related permits the perm-point controls need to be completed by December 31st 2021 of this year. The project we are presenting today represents these phase one improvements. The project goals for this project are guided by the forest park natural resource management plan. This project supports that plan's broader vision and goals for the park by ensuring the legacy to meet current and future reactors and habitat needs, providing services and community for all, particularly in the north Portland and St. Johns area. Protect and restore natural resources, increasing habitat and protecting water quality, improving trails and paths and providing access to trails throughout forest park. You can see on the drawing the except of phase one as well as the future phase two, which would include the forest park visitor center. Phase one provides the public with a developed access point to forest park by developing vehicular parking, fire lane 1 repairs. The construction estimate for this project developed by pp and r cost consultants was \$2.5 million. Through this procurement project -- as Kathleen previously mentioned 47% of the work will be going to subcontractors with non-certified subcontracted participation at 7.34% and certified participation at \$1840,000. Operations and maintenance requested for this project was budgeted in the fiscal year 21-22. \$17,000 would be for the parking lot. O and m would be cared through ppr resources.

**Ryan:** On the other slide, a real quick question, on the fire lane on this map, does that already exist?

**Datka:** Fire lane 1 does exist, yeah. Currently it comes down to southwest St. Helens here where it's entry and continues on up.

**Ryan:** Okay.

**Datka:** We are reorganizing the way that we get to that path and then making initial repairs to the areas that have significant erosion and water damage that will be helping to direct water away from this project.

**Ryan:** Thank you so much.

**Datka:** Sure. Again, we are asking for can you mean's authorization to accept the bid of \$1873,000 to Faison construction. We anticipate starting December 31st of this year. I am happy to answer any others questions you have at this time?

**Wheeler:** Commissioner Hardesty.

**Hardesty:** Do you want to take the screen down?

**Datka:** Yes.

**Hardesty:** Thank you for that presentation. I really have no questions on the presentation itself. I just -- I will be supporting this recommendation. I have to put on the record my disappointment that Faison construction could not find people of color to subcontract with. I expect when we have a minority firm that's the majority contractor, that we will hold them to the same standards that we are attempting to hold all other prime contractors to. So I want to put on the record my disappointment that \$1 million are going to subcontractors, but not one is a person of color firm.

**Wheeler:** Any further questions, if not, I will entertain a motion.

**Hardesty:** I move we adopt the recommendation.

**Wheeler:** Commissioner Hardesty moves the report. Can I get a second, please.

**Ryan:** Second.

**Wheeler:** Commissioner Ryan seconds the report. Any further discussion. Please call the roll.

**Clerk:** Hardesty.

**Hardesty:** I can't help, but still be in the glow of prosper Portland means progress report. I believe that we as a city can get there, but we can only get there if all of us are holding everyone to the same standards. This is a good project. It's needed. It's necessary. I vote aye.

**Clerk:** Mapps.

**Mapps:** I want to thank the mayor and commissioner Rubio for bringing this important project forward. As the commissioner in charge of environmental services, I can attest to the fact that the stormwater controls that will be implemented here will play an important role in protecting our rivers, so I am glad to see that happen. And those are some of the reasons why I am glad to vote aye.

**Clerk:** Rubio.

**Rubio:** I want to thank Kathleen and Gary for your presentations and to commissioner Hardesty, thank you for raising your concerns, they are so noted. Forest park is an incredible 5200-acre natural area in northwest Portland and it's the green backbone of our city. I am really excited that this entry project is progressing and future improvements of accessibility for the community, for stormwater improvements and fire lane 1 repairs, which is so important as we continue to do wildfire risk mitigation in partnership with the fire bureau. Finally, I want to thank parks and procurement for partnering together on this and we are working towards upholding our equity and contracting goals. That's a huge priority for me. I also look forward to hearing about this work as it unfolds in the coming months, so I vote aye.

**Clerk:** Ryan.

**Ryan:** Yes, thank you mayor Wheeler and commissioner Rubio for bringing this forward. It's pretty exciting. I vote aye.

**Clerk:** Wheeler.

**Wheeler:** I want to take a moment to thank Kathleen and Gary for joining us today for presenting this report. It was well structured. Project works to protect the vitality of forest park and I believe it will make a significant improvement in promoting accessibility so all Portlanders can enjoy this incredible site for generation to come. I want to thank you Commissioner Rubio and your team for your hard on this, I vote aye and the report is accepted. Next item 678, please.

**Clerk:** Amend contract with north Harris computer corporation for maintenance and support services of the Portland water bureau and bureau of environmental services customers information system for an additional five years.

**Wheeler:** This is a non-emergency ordinance. Commissioner Mapps.

**Mapps:** Mr. Mayor, colleagues, the ordinance before us today is sponsored by the water bureau, but really it benefits the water bureau environmental services and the people of Portland. This ordinance asks this council to extend the water bureau's current contract with the ben Harris computer corporation, which is the vendor we hired to provide and maintain the software water and environmental services uses to manage our customer information systems. We propose extending this contract for an additional five years. This extension will cost approximately dollar 2.3 million. This software is the tool, water and environmental

services uses to mask nearly 200,000 customer accounts and helps those bureaus collect half a billion dollars in revenues for the city each year. Here to tell us more about this mission critical ordinance, we have director of the water bureau Gabriel Solmer and the manager of customer information systems for the water bureau's customer service group, Becky Anicker. Now, I would like to turn the floor over to director Solmer and Becky.

**Gabriel Solmer:** Thank you so much, commissioner. I will let Becky jump right into it. Go ahead.

**Becky Anicker:** Thank you. Thank you, commissioner Mapps and director, good morning commissioners and mayor. The city requires continuous support of the customer information system for maintenance on the contract to keep the software upped, efficient and optimally operational. The water bureau is requesting an amendment to this contract that extends the term for five years and will provide additional funds in the amount of \$2.3 million. Technology and data resources are critical assets. The bureau's ability to deliver services for both Portland water bureau and bureau of environmental services, bill and collect for those service and provide an admin for both bureaus to effectively communicate with Portlanders is dependent on the customer information system. Maintaining and supporting the software at the appropriate level is essential to meet expectations and achieve organizational goals. The cost of the amendment will be funded by the water and BES. These costs are included in each of the bureau's financial plans and budgets. It allows the water bureau time to prove and enhance the application providing our customers with effective and prompt communication and payment channels that meet their expectation. This contract is a critical part of our ability to gather the funds that support ongoing maintenance, operations and strengthening of our sewer, stormwater and systems so that they can serve our communities for generations to come. Thank you. I am happy to answer any questions that you may have.

**Wheeler:** Colleagues, any questions on this item. Keelan, do we have any public testimony?

**Clerk:** No one signed up.

**Wheeler:** Thank you. Next item, 679.

**Clerk:** Authorized bent solicitation and contracting with the lowest responsive and responsible bid for the construction of the southeast 19th and southeast Lambert water mains project.

**Wheeler:** This is also a non-emergency ordinance, commissioner Mapps.

**Mapps:** Commissioner mayor, colleagues, the ordinance before us today is sponsored by the water bureau. We are asking council to authorize the water bureau to seek out the lowest responsive and responsible bidder for a water main water project. This project will cost approximately \$2.6 million. Here's why this project is necessary. The water bureau owns the water pipes, service pipes and hydrants at southeast 19th and Lambert. These are 12-inch cast iron pipes which are nearly 100 years old. The issue pipe has been repaired six times in the last ten years and our inspections show that this pipe is likely to fail again in the near future. Today Jodie Inman, the chief engineer for the water bureau is here to tell us more about this important, but humble project. Jodie, welcome.

**Jodie Inman:** Thank you, commissioner Mapps and good morning mayor and councilmembers. This is as Mr. Mapps indicated that the water bureau has a replacement strategy utilizing asset management principles to minimize our risk. [indiscernible]. To maintain affordable and ensure reliability and resiliency of the water system. This project, while humble, is an important component of that strategy. Southeast 19th and Lambert project will replace 5,000 feet of 12-inch cast iron pipe. This pipe is known to be brittle and this age and cohort of pipe can indicate a thinner wall than traditional pipe. The pipe is almost 100 years old and has had multiple repairs and each one of those repairs has confirmed the pipe is in poor condition and is prone to break again and should be replaced. In addition, this project will renew 68 service lines, we will install six new fire hydrants, including fire suppression compatibilities in the area. We will installing 12 new Americans with Disability Act -- [indiscernible]. For all persons. The water bureau has been engaged with the neighborhood regarding this project. We started a website on the project in 2019. We posted on social media, sent out multiple mailers and postcards, handed out fliers to businesses and community organizations as well as attended neighborhood meetings. There have been no significant objections or concerns related to this project. This project follows the city's standard procurement process for bid. [indiscernible] a certification office -- [indiscernible]. The water bureau has been and continues to actively engage with the contracting community and other city bureaus to provide earlier forecasting to identify



barriers and opportunities and challenge contractors to far exceed the -- [ indiscernible ] utilization, particularly for minority contractors. Are there any questions?

**Wheeler:** Seeing none, do we have any public testimony on this item?

**Clerk:** Yes, we have one person signed up.

**Wheeler:** All right name for the record, three minutes, please.

**Clerk:** Go ahead, Dee.

**Dee White:** Oh, okay. Hello, my name is Dee White. If you hear me please?

**Wheeler:** Yes, sir, we can hear you.

**White:** I see these pipes at the water bureau is replacing or the mains were installed in 1927 when lead was widely used in water structure because of its malleability. I would like to ask is the water bureau removing all lead out of their systems, infrastructure like mains, pigtails, meters, fittings, valves and service lines that contain this potent neurotoxin? That's all I have to say and I would to have the question answered.

**Wheeler:** Thank you, did he. I don't know if anybody on staff wants to answer that question or not or is prepared to.

**Jodie Inman:** I will say that the water bureau, we are happy that our corrosion improvement project which has the goal of reducing lead, particularly where it's problematic, which is on the premise plumbing, we don't have lead in the water bureau system. The improvement project will be on line in April to reduce the impact of lead. [ indiscernible ].

**Wheeler:** Thank you, Jodie. Appreciate it. There is no further testimony. Are there any further questions? Seeing none, it moves to second reading. Thank you. Up next, 680.

**Clerk:** Direct the Portland parks & recreation director and chief procurement officer to deviate from the social contracting study for the interstate firehouse study.

**Wheeler:** Commissioner Rubio.

**Rubio:** Thank you, mayor. The interstate's cultural center feasibility study -- the opportunity explore the possibilities and feasibility of a new black cultural arts center, an opportunity to consider social equity in all facets of the delivery and administration and execution of the project. Performing arts and cultural arts centers are highly complex and specialized facilities to design and build. In addition the long-term operations and programming approaches also present specific business needs. As the facilities present specialized needs and goals, the

types of firms that have the working knowledge and understanding of these facilities are typically available at a national level. Our city's commitment to ensuring equity involving pushing and challenging accepted norms to look at new issues and new ways is needed here. Proposed changes to the rp template allows a greater diversity of firms to engage in providing city services and supports growth. I will turn it over to Robin Johnson Craig from Portland parks for her presentation.

**Robin Johnson Craig:** Thank you commissioner Rubio for your introduction and thank you mayor and city council for this opportunity to share this resolution. My name is Robin Johnson Craig. I am a capitol project manager with Portland parks & recreation. I am here today to present the resolution to direct the parks & recreation director and officer to deviate -- I can provide a little short background on the IFCC as we call it. The interstate firehouse cultural center is a community-based art center located in north Portland. IFCC was founded in 1982 by Portland's first black elected official commissioner Charles Jordan and has served as the cultural home for the community since its inception. The building was originally constructed in 1910 as a fire station. It includes a theater, art gallery and studio rehearsal for classes. It was a nonprofit until the end of 2014. Pp and r took over management responsibilities for the facility in January 1, 2015. To uphold IFCC's original mission to preserve and celebrate Portland's diversity and enhance the city's commitment to racial equity. A little history specifically for how to move forward with this facility, in July 2018, the IFCC community advisory committee was advised by Amanda Fritz to create a vision for IFCC as a vitalized arts and cultural system -- implementable program and operating model forward. The members have diligently volunteered their time for the past three years and two months partnering with pp and r in this effort. IFCC presented its vision to Commissioner Fish and Director Long. In 2020 they examined a revitalized black arts and culture center with a viewable, sustainability and implementable programming and operating model. Performing arts centers are not our normal assets. They are highly complex and specialized facilities to design and build. In addition the long-term operations and programming approaches also presents specific specialized business needs, including business modeling, market analysis and detailed knowledge of arts, operations and programming as these facilities present specialized needs and goals, the types of firms that have the working knowledge and building

of these facilities are typically available at a national level. As we contract out, we can open market for teams to respond to this future RFP. We want to select the most qualified firm, as well as a firm that meets our city's equity goals. There are 33 certified firms with the commodity code economics. 12 of these 33 firms are related to the scope or have experience in market research, feasibility studies and economic development. One of the 33 firms has experience specifically in arts and culture districts feasibility and planning. For the scope and knowledge for the design permitting and construction and cost estimating of facilities, there are approximately 136 certified firms for the state of Oregon inventory. 8 of the 136 firms has commodity code feasibility studies. From this initial broad survey of covid firm -- there are few. However, nationally there is a greater market of expertise that have certification that may be interested in competing for this work. Currently the proposal request template does not recognize dmwsd -- that are not certified by the state of Oregon. This approach by the city of RFP template places out of state firms at a significant disadvantage to compete in the open market for the IFCC feasibility study RFP. We recognize the advancement of the project would benefit from a competitive proposal process with the best firms knowledgeable to provide the service to the city while also advancing the city's equity goals by recognizing dmb -- firms certified by other states. The city attorney's office has shared the resolution to deviate from social equity and contracting strategy is acceptable, but recommended to have the change approved by city council. This resolution is asking city council to consider a test case modification for the standard template. After the resolution is approved, hopefully, by council, the RFP for the IFCC feasibility study can be released immediately to the public for competitive bidding. I am happy -- Kathleen and I are happy to answer any questions.

**Wheeler:** Colleagues, any questions? Commissioner Hardesty.

**Hardesty:** Thank you both so much. Thank you Commissioner Rubio for bringing this really important resolution forward. My question is more on the mechanics of the work that's going to be done with this resolution. Are they going to consider whether or not that location is actually an appropriate location or is everything about the building as it is today and not thinking about what the cultural needs are --

**Johnson Craig:** I am sorry, the last part of your statement fell off.

**Hardesty:** Yeah, I am just curious if they are limited to looking at the limited access -- the limited options that are currently in IFCC or if this gives us an opportunity to really think about what would a black cultural center look like in Oregon? I am wondering if we are limited by what had in the past or are we thinking bigger than that?

**Johnson Craig:** Absolutely. I am happy to respond to that. The current RFP scope as it is framed will look at a broad city and regional marketplace of what is available in the market, and how a business case best makes sense and then we will look at this facility. So that is inconclusive to what the market study and market analysis may bring forward. That may or may not be something that needs to be considered as we move forward. The intent of IFCC, CAC and the city PP&R, of course, is to look specifically at this facility given its history and stature in the black community. I see that Soo has her hand raised, but again, we are sort of at the mercy or waiting to hear how the professional consultants respond to looking at query of what the city offers and where that will lead.

**Hardesty:** Thank you for that, Robin. I look forward to seeing what Soo to add to that. I just hope that we are just not narrowing our perspective to that particular location. As wonderful as it was when it was fully operational, parking was horrific and had a very limited customer base that you could bring in at any given time. So if we are looking at what does a black cultural center look like, that would be a different conversation than how do we make IFCC work as it originally was intended. I am really interested in what question it is we are attempting to answer with this contract.

**Wheeler:** Soo, did you want to add something?

**Soo Pak:** Yeah, so Commissioner Hardesty, I think one piece of information that was not a part of this presentation, but critical, so the current center is 7,000 square feet. We have done some financial analysis. The site as it is is um, space constraints, there are sound bleed issues. So it is not financially sustainable and the feasibility study -- what we are talking about is expansion up to 30,000 square feet, going from 7,000 square feet to 30,000 square feet. So the study is at this time focused on the site, but as redevelopment, and then also understanding that given the history of IFCC within the black community, it holds a lot of meaning and significance. As to I think what you are saying, are there other sites or locations

to be explored, there has not been extensive conversation on that, but I think it's important to flush that out further.

**Hardesty:** Thank you, Soo. I think that's important to know before we actually send the RFP out because what I know about the IFCC location is there is not a lot of wiggle room for expansion at that location, so that's one question. And then the other one is I do not want to set false expectations about we did this study and then what happens. I am always concerned that the city does studies and then the community has raised expectations and then there hasn't been a process for the city council to actually engage fully and what we think would be a good direction to move. I don't want to take away from anything I know is a really heartfelt effort, but I want to give a note of caution, we can't make commitments that we a, don't know about and b, that we are not involved in helping to imagine. So I will support this effort, but I hope that my questions can be thought about as you are thinking about how you put the RFP together and what it is we are asking the consultants to do. Thank you.

**Wheeler:** Thank you, commissioner Hardesty. Colleagues, any further questions at this point? Commissioner Ryan.

**Ryan:** Yes, excuse me. Thank you for that presentation. I just enjoyed the interaction that just took place. Because of my career background I love feasibility studies. My question is perhaps, I just want to be included in the feasibility study. That will help me understand the process as well. And on that note, is it also feasibility study to gain capital resources?

**Johnson Craig:** It is intended to provide a survey of the possible funding mechanisms that would provide a future path for this asset. It is not a detailed in-depth review of the funding mechanism, so that would be next.

**Ryan:** Okay. So it's more preliminary insurance infrastructure and the what and then there will be another phase about who we will cultivate to support the vision and the what? I am sure you said all of this. I am just translating now.

**Johnson Craig:** Absolutely, perfect. Yes, the intent is to also find and to determine -- it's sort of a three-legged stool.

**Ryan:** There we go.

**Johnson Craig:** We have asset development part of the feasibility study, what it is, how big is it, how is it built? We have a potential for 60,000 square feet. We have initially identified the

need for only 30,000 square feet, but there is a 60,000 square foot possibility. Commissioner Hardesty alluded to the difficulty with parking. All of those physical restraints are part of asset development tool. We have the operations and programming, the funding piece. How do we operate it and fund the ongoing nature of it? And then also how do we maintain it? And who runs it? And so all of those development scenarios and each of those are iterative and inform each leg of the stool. Sorry for all of my finger pointings.

**Ryan:** No, that was really helpful. I am a visual person. I think it's great timing to moving on this with commissioner Rubio's leadership with both parks. I am excited. Thank you.

**Johnson Craig:** Thank you.

**Wheeler:** Thank you, commissioner Ryan. Keelan, do we have anybody signed up to testify on the resolution.

**Wheeler:** Very good. I see no further questions, please call the roll.

**Clerk:** Hardesty.

**Hardesty:** I am really excited about what comes out of this feasibility study, and I hope we don't limit our possibilities. I think we have to just see what's possible with creating this cultural opportunity. I am very happy to vote aye.

**Clerk:** Mapps.

**Mapps:** I want to thank commissioner Rubio for bringing this item forward. I am excited to see this important project evolve and move forward and for those reasons I vote aye.

**Clerk:** Rubio.

**Rubio:** I want to thank my colleagues for the great conversation. I know that Parks is taking notes to make sure that we -- to make sure to address your questions and concerns in the next steps of this project. I also just want to say, you know, that the activation of these kinds of spaces and the progress of this redevelopment project are very high priorities for me. My office, along with parks, will make sure that the work is very community focused and based on what we needed to. I want to thank you again to robin and parks and Kathleen in procurement for partnering together to find creative solutions to ensure we are walking the talk when it comes to equity and contracting. And thank you to the IFCC advisory committee and pushing to make sure we also walk the talk as well. I want to express my gratitude to cultural arts Soo Pak. My team and I have appreciated working with Soo over the past nine

months across these two assignments. Very happy we are taking these next important steps. I vote aye.

**Clerk:** Ryan.

**Ryan:** Yes, commissioner Rubio thank you for bringing this to us. Robin, that was a great conversation. I look forward to being engaged in this exciting endeavor. I vote aye.

**Clerk:** Wheeler.

**Wheeler:** Looks great, I vote aye. I propose we take a break. We will reconvene at 11: 20. We are in recess.

**At 11:15 am, Council recessed**

**At 11:20 am, Council reconvened**

**Wheeler:** We are back in session. I don't know if recording needs to start again.

**Wheeler:** Very good. We will now take up the four-fifth item Keelan 680-1.

**Clerk:** Declare city council support for reproductive healthcare rights and opposition to the state of Texas ban on abortion and direct the city budget office to include \$200,000 in general fund unrestricted contingency resources in the mayor's fall supplemental budget ordinance to be allocated to organizations that deliver programs and services related to reproductive healthcare.

**Wheeler:** Thank you, Keelan. Today, colleagues, we take up this resolution to denounce Texas senate bill 8 and Texas politicians who voted to inflict disproportionate harm to women, communities of color, gender, non-binary individuals, poor working families and immigrant communities in the state of Texas. We denounce the decision by the supreme court to not intervene, ignoring nearly 50 years of legal precedent protecting reproductive rights. I have heard some say that this is not an issue that should come before the Portland city council and I have heard some suggest that this issue has no bearing on our local community. After all, this is about something happening far away in Texas. I want to be clear -- I could not disagree more. If this Texas law restricting the rights of women is allowed to stand, it will spread to other states, and it will jeopardize Roe v. Wade and it will impact our constituents here in the city of Portland. Therefore, I see a duty to lead on this issue just as we

have on global climate action, immigration, racial justice and other national and international issues that ultimately impact us right here in Portland in significant ways. On September 3rd, my colleagues and I agreed that we should lead on this issue. We explored ways to leverage our economic footprint in the state of Texas via a city employee travel ban and a ban on future procurement contracts until the law in Texas was reversed or overturned. My colleagues and I also reached out to major healthcare providers and advocates who affirm our urge to fight these unconstitutional laws. While I still believe that our plan would have been an appropriate and strong course of action to take, over the Labor Day weekend, we also heard from other service providers and other groups who represent women's rights. They disagreed with some elements of our strategy and they suggested alternatives. As a white man, I recognize the importance of listening to and being guided by those who do the work and live the work on the ground. These stakeholders expressed concern that banning procurement and travel might be punitive to Texans who are in fact, the most affected by this new legislation. I believe it was very important that this city council took the time to listen. They proposed alternative means of action and we advised our approach to ensure we were best supporting those in need of reproductive care. I would like to thank these groups, many of whom are here today to speak, for their time and expertise and their valuable feedback. Today we stand united on a course of action. In closing, as I mentioned before, if we *roe v. Wade* is overturned, no state will be immune to the devastating effects that will undoubtedly follow. Our nation's history has proven people will seek the reproductive care that they need regardless of legal, financial or geographic barriers. Out of desperation, people will put their health and their safety at risk, attempting self-abortion or seeking assistance from those who are unlicensed or untrained. Reproductive care providers will continue to be targeted for recognizing the rights and dignity of people where the Texas legislator does not. Your choice, be it as an individual, an organization, a city or a state to remain silent on this issue will not go unnoticed or be without impact. Portland will continue to be a beacon for abortion access and reproductive freedom. Portland will continue to support an individual's right to choose what's best for their health and future with dignity and economic security. Portland will continue to lead with compassion and be true coconspirators in the fight for reproductive rights. I am proud to stand here today alongside my colleagues in opposition to these archaic



and oppressive laws that ultimately could have a direct impact on our constituents here in Portland. With that, I will turn it over in my colleague, commissioner Rubio, to provide her remarks. Commissioner Rubio.

**Rubio:** Thank you, mayor. First off, I want to deeply appreciate mayor Wheeler for raising the need to act on our values to text state bill 8. We are angry and attempts by some lawmakers to control women's bodies and their choices. This policy takes away one's choice in one's most vulnerable moments and is devastating for low economic individuals. In preparing for today, we have been working with reproductive rights organizations in Oregon who strongly urged us to refine a more patient' centered response as the most impactful approach that we can take. I want to thank my colleagues for engaging in this on a robust way and also to all of those who have been working tirelessly on the ground in Texas and in Oregon and in so many other states to ensure that everyone in this country receives the full reproductive freedoms that they deserve.

**Wheeler:** Commissioner Hardesty.

**Hardesty:** Thank you, mayor. And thank you commissioner Rubio. I also want to start by really thanking the mayor. The very first roll call I took when I come back from vacation was mayor Wheeler who wanted to move forward this very thoughtful and significant resolution. I also right away, yes, I am on board. But I really want to highlight the fact that the mayor took the time and took the hits for taking the time to talk to the advocates on the ground, to talk to the people most impacted by this senate bill 8 that the Texas senate passed. Many people would have just said I am on this path. I am moving. I am going and be damn with everybody else that's not onboard. Let me say I was a little prickly that we were changing course at the end. But I want to publicly say my -- give my undue respect and appreciation for mayor Wheeler's leadership. Sometimes leadership means you step back, and you reassess whether or not you are taking the right course of action. Sometimes a leader has to actually not listen to their own instincts, but listen to the people most impacted. And I just want to take this moment to say thank you, mayor Wheeler, for your leadership on this really critical issue. I will have a more formal statement later, but I just wanted to start just with appreciating. I give you a lot of grief and I wanted to today acknowledge that your leadership in this situation has

been suburb and regardless of what editorial boards say, this is absolutely the right direction for this council to take today, so thank you.

**Wheeler:** Thank you commissioner Hardesty and thank you commissioner Rubio as well. I appreciate that very much. With that, we will turn this over to Robert Taylor, chief legal counsel for the city of Portland.

**Robert Taylor:** I am Robert Taylor, the Portland city attorney. Before we hear from the other testimony today, let me just outline the six specific things that this resolution does. First, the city council is expressing its unwavering support for the constitutional right of a person to make their own reproductive healthcare decisions. Second, the Portland city council is expressing its steadfast opposition to restrictive state laws, such as Texas's law that are hostile to the right to make individual choices about reproductive healthcare. Third, this resolution directs the city budget office to include \$200,000 in general fund unrestricted contingency resources in the mayor's fall supplemental budget to be allocated to one or more organizations that deliver programs and services related to reproductive healthcare. Fourth, the city council will be sending a letter to the Oregon congressional delegation urging them to pass the women's health protection act. Fifth the council by this resolution will send a letter to the Biden administration supporting the united states department of justice's challenge to the Texas law. And finely, this resolution directs my office to participate as an amicus challenging the Texas law in the most effective and strategically valuable way possible.

**Wheeler:** Thank you, Robert. We have three individuals, I believe.

**Mapps:** Mr. Mayor, I have some questions.

**Wheeler:** Sorry, commissioner Mapps, please go ahead, please.

**Mapps:** No problem. Robert thank you so much for that overview. I have a question about item number three in your list, that \$200,000. Can you explain to us where that \$200,000 came from and what it would be spent on?

**Taylor:** Thank you, commissioner. I believe that figure was discussed among council staff who were consulted on drafting the resolution. The -- I think of this in three steps as far as how that money would be allocated. The first is with this resolution. It gives a direction to the budget office to include this money in the mayor's fall supplemental budget ordinance. That

will come to council in October. The second step is the supplemental budget ordinance would be approved. And then the third step is that grant agreements would be written and approved by council. And it's those grant agreements that would identify the organizations that would be receiving the money.

**Wheeler:** Robert, if I could add to your excellent answer to that question. Commissioner Mapps, I think is also looking for the specific way in which those resources would be deployed. This resulted from conversations we had with some of the service providers who are in fact invited testimony and they will probably choose to elaborate as well. But in general, what we have seen in the past is when restrictions are passed in other states, people leave their state, and they go to other communities that are known to be more friendly towards their needs. And that of course, puts additional cost burdens on local service providers. And so that is part of the focus of what we are trying to do with the \$200,000 here is acknowledge our local service providers are going to have an increase in business, and they have policies not to turn people away. And so that is part of what's under discussion.

**Mapps:** Okay. So, Mr. Mayor, if I understand you correctly, what we anticipate is women in Texas who are pregnant and are no longer able to access reproductive services are going to travel to Oregon, which will place a burden on our local reproductive healthcare services. Is that what we are saying?

**Wheeler:** Yeah. And I would also like to defer to the people who actually run these services who will testify this morning. That's correcter and we have seen this in the past as well. When there is a restriction past, the other states that are known to be more open minded and friendly towards women's reproductive rights come in to have safe and legal procedures.

**Mapps:** Mr. Mayor, this strikes me as being an unusually expenditure for the city of Portland. Do we have anyone from the budget's office that would help me place the dollar allocation into some context.

**Wheeler:** Sure. If that's possible and while we are waiting to see if there is anybody in the budget office, I will remind my colleagues in the past we allocated funds towards legal support to new immigrants in our community. As a sanctuary city, we allocated money towards the support of individuals that we knew would come to Portland as a sanctuary city, so this type of activity is not entirely unprecedented.

**Mapps:** Okay.

**Wheeler:** I don't know if we have somebody from the budget office. Let me check the list here. My eyes are getting older by the minute. I do not see anybody specifically, but maybe we can get somebody on the horn pretty quickly.

**Mapps:** Sure. I would appreciate that. And what would help me, I traditionally do not think of the city of Portland as being a funder for healthcare services. And our form of government historically healthcare services are funded by the county or the state. And I just haven't seen us go down this lane before. So I am trying to see if there is any precedent for what is on the table, and I am also curious to see what sort of precedent this would create.

**Wheeler:** Yeah, that's a fair question and I have a staff member trying to get somebody from the budget office. But I will also remind my colleagues that we in last year's budget support funding for both substance abuse treatment directly through a service provider because we saw that as an important intersect with the homeless problem that we are struggling with here in our community. And we have also supported direct investment in mental health services. In fact, we had a work session on that just this week. While I agree historically and traditionally the city of Portland does not have as its primary mission support for health services, I believe in this case, as we have made exceptions around mental health and substance abuse, I think this is a justifiable path for the city council to consider given the direct impact this will have on our constituents. I see commissioner Hardesty, I don't know if you want to talk on this particular issue.

**Hardesty:** Yes.

**Wheeler:** Okay.

**Hardesty:** Yes, I just wanted to also mention, you may remember three years ago we directed the city attorneys to work with states who were facing severe abortion restrictions. That day we as a council, unanimously voted to be really clear that we as a council would continue to show up and protect people's right to choose whether or not to be a parent and when they want to be a parent. When we did that last year, three years ago, it was with intentionality knowing that Tracy Reese, who was our city attorney at that time, was already overworked, but we invested more dollars into the city attorney's office so that she would be able to do that really important work. This is not inconsistent with where the city has been

traditionally when it comes to taking a strong stance around civil rights and equality. And what I know personally, when you see these restrictions in place, the people hurt first and most are people of color, especially black people and low income people. You don't have to look any further than the lines in Texas and Georgia on voting day to know that we still live in two very unequal societies in the united states. And this is one small thing. Well, what we do today will fundamentally change the mindset of Texas legislators, probably not. What it will do is send a strong message to the people of Texas that we don't abandon them because unfortunately, they have the leadership that they have. I just want to remind us this is not the first time as a council have collectively, with intention invested our dollars where our mouth is. I can tell you that it's easy to say that we are pro-choice, but it's a whole lot harder for some people to actually put their money where their mouth is. I hope that's helpful because of course, you weren't here when that happened, but I wanted to give you that context as well.

**Wheeler:** Thank you, commissioner Hardesty.

**Mapps:** I want to thank you commissioner Hardesty for that history and context. I wasn't on council when those decisions were made. But I do support those decisions. I see of colleagues, Mr. Mayor, the challenge before us, I think today, is an unjust law in the state of Texas. I think unjust laws require either legislative or judicial responses. I think there should not be just a symbolic pushback. I think we should lean into the elements of this ordinance, which actually launch a meaningful, legal and policy challenge to the unjust anti-abortion law in Texas. That's why when we were negotiating this, I asked -- called my colleagues to add the language to this ordinance which number one directed us to send a letter to our congressional delegation urging them to write roe versus wade into law, which is one way to throw this law into the dust bin of history. That's also why I directed our added language to this ordinance, which directed the city attorney's office to write an amicus brief, which we can use to challenge this law for the supreme court. I think leaning into these legislative and policy solutions is the way to actually get meaningful results for the women of Texas. I on the other hand, frankly, am genuinely mystified by what we are trying to accomplish with this \$200,000 allocation, which is one of the reasons why I look forward to hearing from someone from the budget office.

**Wheeler:** Thank you, commissioner Mapps. I do see Jessica, director Kinard is on the line. I will let you state the question again. Jessica may not have heard the question, commissioner Mapps. Robert Taylor, can you also, after that, I would like you to summarize the resolution that the council passed previously. I know that we have discussed and that might be helpful context as well. Welcome director, thank you for joining us. Commissioner Mapps had a question.

**Mapps:** Director Kinard are you there?

**Jessica Kinard:** Yes.

**Mapps:** I trust you are there. I authentically apologize for grabbing you out of whatever you were doing. As you know we are looking at this Texas ordinance. I just had some questions about the \$200,000 allocation. Can you tell me what we are going to spend that on?

**Kinard:** So I believe it's for reproductive health organizations. I believe that that is -- the precise organizations that will be recipients of the funding and the activities that it will support will be determined. One of the reasons why the language around the fall bump is in there is because council will need to approve the specific allocation details in order for the grant agreements to be finalized anyways. And so the money is not be able to get out the door today. We need to do the additional work of defining which organizations will receive funding and for what services and council will approve that. The timing works out such that the funding can be allocated and we can plan for the funding to be allocated while those conversations are being had. When we pass the fall bump in a few weeks' time, hopefully, we will be able to do all of that at once.

**Mapps:** Okay, thank you for that clarification. The other question I have, it strikes me as being highly unusual for the city of Portland to fund reproductive services. Let me be clear, I support reproductive services. It's of my understanding the division of responsibility to the city of Portland, Multnomah county and the state is generally that the state and Multnomah county provide and fund reproductive services, does the city of Portland have any significant history of funding reproductive services?

**Kinard:** I don't know that I can answer for the entire history of the city of Portland. I have been with the city of Portland for about six years. I do know that, it's certainly not something that falls within the scope of many of our core services, however we do have a handful of

special appropriations that council funds every year. This would likely fall into the category of a special appropriation.

**Mapps:** In your six years as budget director, you haven't seen the city of Portland make a significant \$200,000 allocation for the purpose of reproductive services, is that correct?

**Kinard:** That's correct. But I have seen allocations for mental health service through special appropriations and similar work.

**Mapps:** Were the allocations for mental health service spent in the city of Portland or spent outside the city or even outside the state?

**Kinard:** I would have to get back to you on that. I would have to look into the actual allocations and see where they were allocated.

**Mapps:** Thank you, director, I appreciate your answers and your time.

**Kinard:** Thank you

**Wheeler:** Very good. Good back and forth. This is part of the fall bump process, this still has to go through all the channels and traps and it most certainly will, if I could state a preference, I would like it to go towards the northwest abortion access fund and they would in turn allocate it towards underserved population and reduce barriers to access to healthcare. But obviously, as part of the fall bump process, that would be part of the council deliberations going forward. Robert, did you have a chance to look up the prior resolution?

**Taylor:** Yes, mayor, thank you. It was resolution 37443 adopted by council July 10th, 2019. It was in response to some other restrictive state laws in Ohio and Alabama. And it as commissioner Hardesty mentioned, it expressed the city's condemnation of any attempt to restrict the right to reproductive healthcare and it also directed the city attorney's office to monitor any lawsuits in any other states and join as an amicus in those states whenever it was most effective and strategically valuable and that is something that we have been doing and we continue to do, and the resolution before council today as commission Mapps noted, would further direct us to continue that work with a particular focus on this Texas bill.

**Wheeler:** Thank you. [ indiscernible ]

**Mapps:** I have a question for Robert.

**Wheeler:** You got it.

**Mapps:** Robert, thank you for that history. In your outline of the contents of this ordinance before us today, you say it contains six items. Can you list the items here, which are consistent with the ordinance that passed, that council passed three years ago?

**Taylor:** Yes. I would say it's the -- again, we are repeating our support for reproductive healthcare, repeating council's condemnation of restrictive state laws, and then I think the third that would be consistent is directing the city attorney's office to continue the amicus work. I think the three things that are in addition that we are doing is the funding question, and then the direction of council to send a letter supporting the Biden administration's challenge to the law and the direction to council to send a letter supporting legislation in congress.

**Mapps:** Thank you, Robert.

**Wheeler:** There we go. Thank you very much. Colleagues, as promised, we have some invited testimony. Three individuals, first up, and we really appreciate their participation today, Beth Vial who is a board member of the northwest abortion access fund and program coordinator with we testify. Good morning, thanks for being here. You are muted, I think, Beth.

**Beth Vial:** Thank you.

**Wheeler:** There you are.

**Vial:** Good morning, mayor cheerleader and commissioner Hardesty. It's good to see you both again. Commissioner Rubio, Commissioner Ryan and Commissioner Mapps it's nice to meet you today. For those of you who may be less familiar the abortion access fund is your local abortion access. We help people pay for their procedures, help people get to and from the clinic. We make sure people traveling for care have a safe place to stay, groceries, gas, childcare, if they need it, we will cover it. Trained compassionate volunteer advocates run our toll-free hotlines. We are a 501c3 nonprofit and a member of the national network funds, a membership organization over 70 across the U.S. With policies that ban abortion coverage or don't provide adequate funding for this care. The last time I testified to the city council was in 2019 shortly after the supreme court Brett Kavanaugh. I shared my abortion story and made a request for the city to consider investing in abortion funds. That year our abortion fund colleagues in New York City had successful worked with their local government to make an historic investment of \$250,000 to their state's abortion fund. After that Austin, Texas made a



similar investment in abortion fund. The fight to protect abortion access is more important than ever. We cannot do this work without you. I am thankful for city council recognizing this, allocating municipal funding to local abortion funds is one of the most impactful ways the city of Portland can support abortion access. I know what it's like to travel for healthcare and not be able to sleep in my own bed because of political influence. I had to fly over 1,000 miles to an abortion provider who provide me care, not unlike what Texans are facing now. By investing in the northwest abortion access fund, we are fighting the Texas abortion ban. Following the abortion ban, our calls have increased by 400%. We anticipate higher volume in calls. The situation is an emergency. While we are in the most pro-choice state in the country, it's imperative we lead in all levels of government. Each of us should be able to live, work and make decisions about our future with respect. We need policies that help put people on equal economic footing. With this resolution, we are reimagining a society where everyone is able to receive the abortion care that they need and create abortion care without barriers or interference from others. The resolution cannot pass soon enough. For the aforementioned reasons, I urge you to support this resolution to support abortion care here and across this country. Thank you.

**Wheeler:** Thank you, Beth. We appreciate it. Thank you for joining us while you are on the road, too. Thank you. Up next we have Jeanine Morales with executive director of NARAL pro-choice Oregon.

**Jeanine Morales:** Good morning. My name is Jeanine Morales. I am extremely honored to stand in front of my city leaders who want to show our nation what it means to lead with compassion, and how to ensure everyone in our community can feel safe, well informed and supported when it comes to accessing abortion. Oregon has been progressive in policy, leading the nation with advances in health equity, including the reproductive health equity act passed in 2017 that expanded access to highly impacted communities. Like many, I am outraged by the abuse of power demonstrated by Texas politicians, and I am so proud to see our leaders in Portland choose to lead with actions that will have a real impact centered on the people directly harmed by these recent events. Texas senate bill 8 will have the most harmful impacts on Black, Brown, LGBTQ+ young people, people who live in rural communities, immigrants and low-wage individuals, people whose voices are often silenced

or ignored by their elected officials. Today Portland has the opportunity to set a new high bar for the rest of our nation. Thank you for demonstrating how local leaders can be champions for their residents and communities. Thank you for seeing, listening to and for caring, creating space for people who have had or who will have abortions. And thank you for thinking of their needs in your policy decisions. Surely after the passing of the supreme court justice Ruth Bader Ginsburg -- we discussed how we could help build resilient communities, prepare for the very real pockets of roe being turned over. We know that Oregon leaders would be ready to hold the torch and create a sanctuary for people who may have to travel to our state to receive essential healthcare. It's especially important in eastern Oregon. It has residents who access abortion care across the border in Idaho. Anti-abortion politicians in Idaho have passed a trigger ban to criminalize abortion for when roe falls and shown an interesting like passing a ban like Texas senate bill 8. Unfortunately, senate bill 8 is just the beginning. Leaders who are willing to put a bounty on a person just because they may not be ready to start a family. We are also still in a pandemic and many people from impacted communities are dealing with economic hardship from unemployment, houselessness, lack of insurance, loss of a family or support system due to covid and other barriers that can make forcing an unwanted pregnancy have detrimental mental health effects later. This is why we are looking to you to model being leaders who are ready to take ownership and lead this resistance. We have the opportunity to put Portland leaders on the national map. And as partners, pro-choice Oregon is ready to help other cities, counties, state legislators follow up with this powerful example. This is exactly how we should be showing up by providing municipal funds to the northwest abortion access fund, we cannot only help our residents who need support and care, but to those who come to our state with nowhere else to go, helping them remain safe while supporting clinics in our local economy. We have amazing providers who will give compassionate care and you will help us meet the unmet resources for local residents who still cannot access the care they need. In conclusion, thank you for making this moment possible. The world is looking at Portland. I want to empower you all to continue to lead by putting our people first, by voting yes on today's resolution to provide support to abortion funds. Thank you.

**Wheeler:** Thank you, Jeanine. Thanks for your leadership and thank you for being here today. We really appreciate it. And last, but certainly not least, An Do - the executive director of planned parenthood advocates of Oregon.

**An Do:** Thank you for having me. Good morning. For the record, my name is An Do and I am the executive director of planned parent advocates of Oregon and I use she/her pronouns. The state of Texas's extreme abortion ban -- senate bill 8 was drafted with incredible purposeful cruelty and designed for maximum harm. The law not only bans abortion after six weeks before many even know they are pregnant, it deputizes private individuals to sue anyone who performs the procedure or aids effective effectively placing a \$10,000 on abortion providers or people who help people get care. Abortion bans are inherently racist, classist and misogynistic. They disproportionately harm Black, Brown, Indigenous people, LGBT+ people, people with low incomes and living in rural areas. This law not only incentivizes abortion hunters, it sets a dangerous precedent that could lead other states down a dark path. Each year planned parenthood health centers serve over 60,000 Oregonians. Planned parenthood of Columbia operates two health centers. During the pandemic they never closed their doors or interrupted their services. In 2020 during the lockdown those centers had 38,000 visits. These health centers have worked long and hard to expand access to care. Now, our health centers are stepping up and preparing to care for more patients who have been and will be forced to leave their hostile states to receive the healthcare that they need. Even today many patients who come through our clinic doors face obstacles and barriers. Those whose healthcare went provide it or those who have to travel long distances. It often falls on the incredible work of abortion funds such as the northwest abortion access funds to correctly connect patients with critical supports and funds so that they can access the care that they need. It helps patients to pay for their lodging, travel and medical expenses. There are huge gaps and limitations of the mere legal at. They navigate calls with individuals to figure out how to connect them to abortion care. They field requests from around the country, but also allocate a significant number of grants to people living in Portland for whom abortion care would be out of reach if not for their help. I cannot underscore enough how significant both a symbol and impact it is that the city has included in this resolution an investment to building a stronger infrastructure to support abortion

patients. This resolution's \$200,000 will bolster the existing abortion network through direct network of abortion funds. It's not hyperbole to say these two laws and cases could radically alter abortion access and rights for years to come. The full-scale assault on reproductive rights is a decade's long efforts to ban abortion. In this moment, this response must be innovative, visionary and coordinated. The investment of \$200,000 is a forward-looking leadership that accepts that Texas is the beginning not the end. As more statewide abortion bans are adopted in other states and anticipate trigger laws like the one in Idaho could go into effect, we are strategically shoring up the abortion infrastructure. Portland will be the third city across the country in recent years to grant municipal resources for abortion care and support following New York City and Austin, Texas. These cities recognize what has become abundantly clear, we can no longer rely on a court system now packed by trump nominated judges who are both anti sexual and reproductive health and prone to flouting precedent to be the back stop to extreme state legislators bent on banning abortion legislation. We must take proactive action in creative ways, including putting forward budgets that reflect our values. It is incumbent upon us. An attack on one is an attack on all. We appreciate the Portland chamber's commitment to acting in the face of unprecedented attacks on healthcare. Oregon and Portland already serve as a critical access point for people from out of state, including neighboring Idaho and beyond it had today planned parenthood advocates of Oregon proudly supports the city council's resolution in response to Texas's egregious law. Portland is compassionately responding to the cruelty of the Texas abortion ban by funding the abortion access funds whose mutual aid will be critical to Texans seeking healthcare out of their state and to Portlanders who are struggling to access of care. We urge your support of this resolution.

**Wheeler:** Thank you for being here today and thank you for your comments. We appreciate it. Keelan, my understanding given this is a four-fifths item, I am guessing we probably don't have people signed up for public testimony, but I want to make sure.

**Clerk:** We opened testimony for people to sign up, but no one signed up.

**Wheeler:** Very good. Colleagues, any further discussion before we call the roll on this item or any further questions? Commissioner Mapps.

**Mapps:** Yes, Mr. Mayor, I have some comments, which will ultimately lead to an amendment or two, which I will forward. First, I want to express my appreciation for the powerful testimony that we just received. Like every member of council and the public testimony we received I strongly oppose Texas's new anti-abortion law. And here's why. First, I support the right of women to make their own decisions about the bodies they live in. Second, I believe the people of these united states should have easy access to high quality, affordable healthcare and those services should include reproductive care. Third, Texas's anti-abortion law is clearly out of step with the last 50 years of constitutional law. Fourth, Texas's law makes no exception for rape or incest. In some, I oppose Texas's anti-abortion law because it violates the constitution and human dignity. And that's why I think it's important that council launch a meaningful campaign designed to overturn Texas's anti-abortion law. Now, let me be clear about the stakes here. Texas's anti-abortion law represent an existential threat to reproductive rights in these united states, including here in Oregon. Here is what I expect will happen over the coming months. A legal challenge will be launched against the Texas law. Eventually, that court case will find itself in front of the supreme court, which is kind of like having roe versus wade before our current supreme court. Frankly, given the current composition of this court, it is entirely possible that the supreme court will open the door to allowing state legislators to ban abortions, even here in Oregon. That's why I can it's important for this council to launch a meaningful legislative and legal challenge to Texas's anti-abortion law. Now, the only way to overturn Texas's anti-abortion law is to convince a court to overturn this law or to convince congress to pass a law which writes roe versus wade into law. That's why I added language to this ordinance which commits this council to sending a letter to Oregon's congressional delegation asking theming to pass legislation which would secure the right to an abortion for all women in the united states. That's why I added language to this ordinance that directs the city attorney's office to direct a friends of the court brief, which outlines this council's legal objections to Texas's abortion ban and we should use those arguments to convince the supreme court to overturn Texas's abortion ban. Now, let's turn to the ordinance before us today. I support some elements of this ordinance and I have questions of other pieces. I support sending a letter. I am the person who introduced that into this ordinance. I support directing the city attorney to write an amicus

brief. Indeed, I am the person on this council who introduced that language into this ordinance. However, there are -- there is one element in this proposal, which gives me pause, specifically I oppose spending \$200,000 of Portland taxpayer dollars to fund reproductive care for women in Texas. Now, I understand and sympathize with the instincts behind this proposal. However, spending \$200,000 of Portland taxpayer dollars to pay for reproductive care for people in Texas is bad policy. And here's why. That action does nothing to change or challenge Texas's anti-abortion law. You can only overturn a state law through the actions of a court or by convincing congress to write roe versus wade into law. This \$200,000 does not do that. Second, the city of Portland does not fund healthcare services. In our form of government, the responsibility for funding healthcare falls upon the county or on state government. Third, our city is overwhelmed by multiple crises. And this council should focus on solving those. We have a gun violence crisis. We have a homelessness crisis. We have a trash crisis and we have a pandemic. At times like this, I believe this council should focus our resources on solving the problems Portlanders face every day when they leave their homes and that's why I am introducing an amendment to this ordinance, which would eliminate the \$200,000 allocation from this proposal. I have drafted language for this amendment. I believe the city attorney has. It reads I move to delete the following provisions related to the allocation of funding in the title of the resolution delete the remaining language following quote Texas's ban on abortion. In the final whereas paragraph delete the remaining language quote secure facilities and delete and fold the be it resolved paragraph directing the budget office to include general fund unrestricted constituency resources in the mayor's fall supplemental budget. These changes will remove the allocation of funding from the resolution. Do I have a second?

**Wheeler:** Colleagues, is there a second for commissioner Mapps' amendment? I am not seeing a second.

**Mapps:** Mr. Mayor, colleagues, if I may, I have a compromise amendment, which I would like to put forward. Instead of stripping the \$200,000 allocation from this ordinance, I propose that we consider this funding request as part of the city's fall bump process. The city attorney has the language for this amendment. The amendment would be due the following things -- in the be it resolved paragraph regarding general fund unrestricted contingency resources in

the mayor's fall supplemental budget ordinance delete the phrase the city budget off shall include \$200,000 and replace it with the phrase the city council shall consider an appropriation of -- this change will have council making a funding decision as part of the fall supplemental budget ordinance. To sum up what I am suggesting here instead of making this allocation today, we consider this as part of our fall bump process and we can compare this \$200,000 expenditure to other priorities that we may have. Colleagues, do I have a second.

**Wheeler:** A second for commissioner Mapps? I don't see a second, commissioner.

**Mapps:** Mr. Mayor, colleagues, I have a third compromised proposal, which I would like to bring forward. This is not an amendment. It's a motion. I propose that we delay the vote on this ordinance so that we can vote it on next week as a regular agenda item. This would allow additional public notice and public input. Do I have a second?

**Wheeler:** Colleagues, is there a second for commissioner Mapps' amendment? I am not seeing one.

**Mapps:** Thank you, Mr. Mayor. Thank you, colleagues.

**Wheeler:** Thank you, Commissioner Mapps. Very good. With that are there any other questions, can I call the roll. I am not seeing any other questions. Please call the roll, Keelan.

**Clerk:** Hardesty.

**Wheeler:** Commissioner you are muted.

**Clerk:** Yes, I was on mute. I believe you allowed me to be the last speaker on this vote.

**Wheeler:** I was not aware of that, but I am happy to do that. We will allow commissioner Hardesty to go last. Can you rotate her to the end of the call, please?

**Clerk:** Sure. Next up, Mapps.

**Mapps:** Thank you Mr. Mayor and colleagues, in the eight weeks and two months we have sat on this council we have voted on 700 ordinances. There are items in this ordinance which I support and I have listed those, however I also believe that allocating \$200,000 of Portland taxpayer dollars to fund reproductive care for women from Texas is a highly unusually expenditure, which does not advance a meaningful legal or legislative challenge to Texas's unconstitutional anti-abortion law. That's why I introduced an amendment to delete that expenditure from this ordinance. A majority of this council disagreed with my amendment. As a compromise I introduced an amendment that said this council would consider this

expenditure as part of the city's upcoming fall bump process and a majority of this council disagreed with that amendment. And then as a third comprise, I put forward a motion that we would move this allocation and this ordinance to next week's council so that we could hear public testimony and get public feedback on it, again, a majority of this council disagreed with that proposal. Now, I appreciate your clarity here. Because it allows us to cut to brass tacks on what I think this debate is about. I am deeply uncomfortable about the \$200,000 allocation in this ordinance. That money does not further the legal or legislative work that needs to be done in order to overturn Texas's unjust anti-abortion laws. This council has not compared the value of this \$200,000 expenditure against the many other demands that we have on our resources and this council even declined to give adequate notice to the public so that we could get public feedback on this expenditure. All of that strikes me as being highly unusually and Mr. Mayor, colleagues, I am out of ideas on how we can reconcile this \$200,000 expenditure with the values of good government, accountability and transparency and for those reasons I vote no.

**Clerk:** Rubio.

**Rubio:** I just want to again, reiterate my appreciation to my colleagues for denouncing this extreme Texas law and for pursuing patient-centered actions today, not meaningless actions, but meaningful ones that will make a difference in people's lives. When you spent time working in community or are from impacted and marginalized communities, you know this in a real way and in personal ways. Judging by the emails and letters and calls our offices have received, I am also grateful that we live in a community that values these same things. Everyone, everyone deserves the right to make safe decisions about their own bodies, and about their own healthcare. I also want to thank the advocates and service providers who share their testimony and their truth today and the hundreds of thousands of women and individuals who have the courage to speak out about this extreme law and about their own rights. I am proud for Portland to join the ranks of cities like Austin and New York in taking these actions. And my hope is that other communities take action in the ways that support front line communities as well. To our impacted communities on the ground in Texas, we see you and we stand with you. I vote aye.

**Clerk:** Ryan.



**Ryan:** Thank you. Thank you, mayor Wheeler and colleagues. Thank you for bringing this item today in support of women's reproductive and health rights. I really appreciate your commitments to this vital issue facing our nation. Yesterday and actually over last week, I had the opportunity to speak with a couple people who are important to me, Dr. Ann Yu Doll [sp] and the former leader there Stacy Cross who now has that role in south bay San Jose. It reminded me that Portland is truly a safe haven for reproductive rights and health serves. Our state has the least restrictive laws on abortion in the country and the most access to gender affirming healthcare. The landscape surrounding access to abortion has certainly darkened, not only in Texas, but as mentioned by the guest speakers, across the country. Trigger laws will continue to come forth and that makes our work here in Portland more important than ever. This resolution demonstrates that we will continue leading the country on women's reproductive and health rights and that we will be here for our neighbors. Can you say Idaho, who will need our help. I am pleased that this city council is stepping up and we will continue to align with other jurisdictions in our state and in our nation to provide necessary services for women's healthcare. The likelihood of these barbaric unconscionable restrictions spreading beyond Texas to neighboring states to the east of us is fairly high. So now is the time to invest, prepare to support our neighbors by welcoming to our safe and secure haven in their time of need. This elder queer activist is certainly a proud feminist at this moment. I vote aye.

**Clerk:** Wheeler.

**Wheeler:** Colleagues, thank you. This has been a great discussion. I want to thank those who came and testified on behalf of this resolution. There is no question that there are many different angles and approaches to this. I want to thank my colleague, commissioner Mapps, for making a strong case for both legislative, as well as legal challenges to the Texas law that is already encompassed in a resolution previously passed by the Portland city council, but I agree it's important to include it in this resolution as well to underscore that we are still 100% committed to both legal and legislative strategies pursuant to this issue. With regard to the criticism that this is money that should not be spent, I want to be clear that once people make the decision to come from anywhere to our community to take advantage of the healthcare opportunities that exist here, we are going to serve them alongside people who are from the city of Portland. And so the dollars that would be going towards this effort are in fact for

people who will walk into healthcare providers in our community, particularly those who do not have access or those who experience barriers to access. I think it is very important that we make this statement with \$200,000. I also just want to be clear, this council regularly supports efforts targeted towards the homeless population in this community. We all know that the city of Portland provides services in the absence of other services being provided in the greater metro area, so we know that when we invest in the homeless population here in the city of Portland, that we are in fact using local taxpayer dollars to support people who come from other communities to receive those services. And I believe the last point in time indicated that approximately 15% of the people on our streets based on a survey, are not from the city of Portland. That means of the \$50 million approximately, that we allocate somewhere between 5 and \$7.5 million is being allocated towards people who are not residents of the city of Portland. Comparatively, \$200,000 seems like a small price to pay. I appreciate the collaborative approach that was used throughout this process and commissioner Mapps, I am looking at you, too. You and your team were very helpful to this effort. At the end of the day, you didn't vote yes, but you help shape it, so I want to express my gratitude to you. I want to express my gratitude to my colleagues and to our community partners who helped us along the way on this important issue. With that, I am happy to vote aye. Commissioner Hardesty will take up the final vote.

**Hardesty:** Thank you Mayor

**Wheeler:** Sorry, Keelan has to call you. It's just the rule.

**Clerk:** Thank you. Hardesty.

**Hardesty:** Thank you.

**Wheeler:** I know.

**Hardesty:** Thank you, Keelan. Thank you, mayor. Thank you, colleagues. I am really happy that we had this conversation today out in the open in the public. What I believe what we are doing today I believe is vital. What Texas did recently was essentially overturn roe versus wade, wiping out 40-plus years of legal precedent that previously established the basic human right of choice. The law bans abortions before most people even know they are pregnant. And it enforces the ban by allowing any person to sue those seeking or those aiding anyone seeking an abortion up to \$10,000. In short, this is revolting. Make no mistake,

when a U.S. Supreme court declined to block this unconstitutional Texas law, this instantly became a threat to comprehensive healthcare for all those that can give birth. A threat to abortion access anywhere is a threat to abortion access everywhere, including Oregon. Almost every year abortion restrictions are brought into the Oregon legislator by anti-choice organizations. We preserve our reproductive rights locally despite that because we do not take these threats lightly. Now, we are facing the biggest threat to abortion rights this country has seen since roe versus wade became law of the land over 40 years ago. And I refuse to talk this lightly. We know this extreme legislation won't stop in Texas. It's part of a national agenda to end all access to abortion procedures. 2021 saw almost 600 abortion restrictions introduced through state legislative bodies, the most since roe versus wade decision in 1973. When abortion is banned in one state, it increases the demand on abortion providers in other states like Oregon. Today we are helping to ensure abortion providers are resourced to help with this influx of demand while making a statement that this Texas law is unacceptable. It's easy for those without the ability to give birth to call this perfunctory or not an urgent issue facing Portlanders. I don't have that luxury and I will defend my body and my right to coos. This is a moment of national reckoning and I believe Portlanders want to see their leaders address it along with the many other challenges we face. We can directly correlate this budget allocation to improving people's lives. I am so proud that Oregon is a national leader for reproductive rights and this is a moment in history that requires leadership. I want to thank NARAL, pro-choice Oregon and all the amazing organizations that fight for our basic rights every day here in Oregon, Texas and across the flags. I wish this could go even further that I approached the travel ban, I am happy we reached a consensus with the majority of my colleagues to move this important effort forward. Really a relationship in the end always comes down to doing the right thing. It's a strength to take a step back and listen. It's important to follow the lead of those with the most knowledge of what will help and those harmed by this law. And this is what this city council ultimately is doing today. This is the correct decision. As a former NARAL board member who worked two years ago to pass a resolution directing our city attorneys to help other states facing abortion bans, I am honored and privileged that we are going to put our money where our mouth is and I am proud to vote yes.

**Wheeler:** Thank you, commissioner Hardesty. With that, colleagues, the resolution passes.  
And we are adjourned. Thank you.

**At 12:28 PM, Council adjourned**