



February 23-24, 2022 Council Agenda

5649

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

Under Portland City Code and state law, the City Council is holding this meeting electronically. All members of council are attending remotely by video and teleconference, and the City has made several avenues available for the public to listen to the audio broadcast of this meeting. The meeting is available to the public on the City's YouTube Channel, eGov PDX, www.portlandoregon.gov/video and Channel 30.

The public may provide written testimony to Council by emailing the Council Clerk at cctestimony@portlandoregon.gov.

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

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

Meeting Records

[Disposition Agenda](#)

[Audio Recordings](#)

Wednesday, February 23, 2022 9:30 am

Session Status: Recessed

Council in Attendance: Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Commissioner Jo Ann Hardesty

Commissioner Mingus Mapps

Mayor Wheeler presided.

Officers in attendance: Lauren King, Deputy City Attorney; Keelan McClymont, Council Clerk

Item 124 was pulled from the Consent Agenda and on a Y-5 roll call, the balance of the Consent Agenda was adopted.

Council recessed at 11:06 a.m.

Communications

116

[Request of Emily Torres to address Council regarding proposed ban on foie gras](#) (Communication)

Document number: 116-2022

Disposition: Placed on File

117

[Request of Paige Powell to address Council regarding legislation to ban foie gras from restaurants](#) (Communication)**Document number:** 117-2022**Disposition:** Placed on File

118

[Request of Dani Rukin to address Council regarding banning foie gras](#) (Communication)**Document number:** 118-2022**Disposition:** Placed on File

119

[Request of Shara Alexander to address Council regarding cast iron tree grates creating pedestrian hazards and killing trees](#) (Communication)**Document number:** 119-2022**Disposition:** Placed on File

120

[Request of AJ Solini to address Council regarding immigration issues](#) (Communication)**Document number:** 120-2022**Disposition:** Placed on File

Time Certain

121

[Accept Community Healing Through Art report from the City Arts Program](#) (Report)**Document number:** 121-2022**Introduced by:** Mayor Ted Wheeler; Commissioner Carmen Rubio**Bureau:** Chief Administrative Officer; Management and Finance**Time certain:** 9:45 am**Time requested:** 20 minutes**Disposition:** Accepted

Motion to accept the report: Moved by Hardesty and seconded by Rubio. (Y-5)

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

122

[Amend Additional Requirements for Sale, Use and Possession of Fireworks and Pyrotechnics Code to clarify unlawful fireworks, aerial luminary devices, and pyrotechnics \(amend Code Subsection 31.40.070 A.\)](#) (Ordinance)

Document number: 190728

Introduced by: Commissioner Jo Ann Hardesty

Bureau: Portland Fire & Rescue

Time certain: 10:05 am

Time requested: 15 minutes

Disposition: Passed to second reading

Passed to second reading March 2, 2022 at 9:30 a.m.

Consent Agenda

123

[*Pay settlement of Mark Melman's property damage claims for the sum of \\$26,264 involving the Portland Bureau of Transportation](#) (Emergency Ordinance)

Document number: 190709

Introduced by: Mayor Ted Wheeler

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

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

124

[*Authorize a Settlement Agreement between the City and Oregon AFSCME Council 75 Local 189 relating to the terms and conditions of specific represented employees' merit increase and cost of living adjustments](#) (Emergency Ordinance)

Document number: 190720

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Second reading agenda item 99.

Item 124 was pulled from the Consent Agenda for discussion.

Disposition: Passed As Amended

Motion to add an emergency clause to avoid unnecessary delay in implementing the provisions of the agreement:

Moved by Mapps and seconded by Wheeler. (Y-5)

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

125

[*Accept and appropriate a grant in the amount of \\$750,000 from State of Oregon under the American Rescue Plan Act Coronavirus State Fiscal Recovery Fund for the Red Electric Trail design and planning](#) (Emergency Ordinance)

Document number: 190710

Introduced by: Commissioner Carmen Rubio

Bureau: Parks & Recreation

Disposition: Passed

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

126

[*Accept and appropriate grant in the amount of \\$500,000 from Metro and authorize Intergovernmental Agreement for 82nd Ave planning and project development](#) (Emergency Ordinance)

Document number: 190711

Introduced by: Commissioner Jo Ann Hardesty

Bureau: Transportation

Disposition: Passed

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

127

[*Amend contract with Community Cycling Center to extend term and increase amount for the Parkrose School District Safe Routes to School program \(amend Contract No. 32002375\)](#) (Emergency Ordinance)

Document number: 190712

Introduced by: Commissioner Jo Ann Hardesty

Bureau: Transportation

Disposition: Passed

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

128

[*Amend Intergovernmental Agreement with Metro to extend term and increase amount for the Regional Travel Options Safe Routes to School grant in Parkrose School District \(amend Contract No. 30007062\)](#) (Emergency Ordinance)

Document number: 190713

Introduced by: Commissioner Jo Ann Hardesty

Bureau: Transportation

Disposition: Passed

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

129

[Authorize the Director of the Bureau of Environmental Services to serve as Responsible Corporate Officer in compliance with Environmental Protection Agency Renewable Fuel Standard Program](#) (Ordinance)

Document number: 190725

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Disposition: Passed to second reading

Passed to second reading March 2, 2022 at 9:30 a.m.

130

[Authorize a three-year Intergovernmental Agreement with Oregon State University to partner on projects and programs related to wastewater, stormwater, and watershed health not to exceed \\$450,000](#) (Ordinance)

Document number: 190714

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Second reading agenda item 105.

Disposition: Passed

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

131

[Declare surplus real property at five Water Bureau locations and request authorization to dispose of the properties](#)
(Ordinance)

Document number: 190715

Introduced by: Commissioner Mingus Mapps

Bureau: Water

Second reading agenda item 107.

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

132

[Authorize contract with Moss Adams LLP for financial and federal compliance audits of the City and its reporting entities for three years and up to five years, starting with the statements for FY 2021-22, and other professional services not to exceed \\$3,507,444 \(Contract No. 30008009\)](#) (Ordinance)

Document number: 190726

Introduced by: Auditor Mary Hull Caballero

Bureau: Audit Services; Auditor's Office

Disposition: Passed to second reading

Passed to second reading March 2, 2022 at 9:30 a.m.

Regular Agenda

133

[Amend the Community Budget Advisory Board to allow participation of those who live, work, worship, play or go to school in Portland.](#) (Resolution)

Document number: 37565

Introduced by: Mayor Ted Wheeler

Bureau: City Budget

Time requested: 20 Minutes (1 of 2)

Previous agenda item 109.

Disposition: Continued

Continued to March 2, 2022 at 9:30 a.m.

134

[Appoint James Parker to the Community Budget Advisory Board for a term to expire December 31, 2024](#) (Report)

Introduced by: Mayor Ted Wheeler

Bureau: City Budget

Time requested: 20 minutes (2 of 2)

Previous agenda item 110.

Disposition: Referred to Commissioner of Finance and Administration

135

[Create the Errol Heights Local Improvement District to construct street, sidewalk, and stormwater improvements \(Hearing; C-10064\)](#) (Ordinance)

Document number: 190716

Introduced by: Commissioner Jo Ann Hardesty

Bureau: Transportation

Second reading agenda item 92.

Disposition: Passed As Amended

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

136

[Authorize a full payment deferral loans program to property owners in the Errol Heights Local Improvement District until the participating property is sold and/or title transferred to another owner or entity \(C-10064\)](#) (Ordinance)

Document number: 190717

Introduced by: Commissioner Jo Ann Hardesty

Bureau: Transportation

Second reading agenda item 93.

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

137

[Authorize Bureau of Environmental Services Director to offer market-rate and Safety Net loans to property owners for sanitary sewer dump installation when required by City Code and for repairs on private property to continue sanitary sewer service](#) (Ordinance)

Document number: 190718

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Second reading agenda item 95.

Disposition: Passed

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

138

[Authorize bid solicitation and contracting with the lowest responsive and responsible bidder for construction of the North Jantzen West of N Pavilion Ave Water Main Improvement Project for an estimated cost of \\$1,326,698](#) (Ordinance)

Document number: 190719

Introduced by: Commissioner Mingus Mapps

Bureau: Water

Second reading agenda item 113.

Disposition: Passed

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

Wednesday, February 23, 2022 2:00 pm

Session Status: Recessed

Council in Attendance: Mayor Ted Wheeler
 Commissioner Carmen Rubio
 Commissioner Dan Ryan
 Commissioner Jo Ann Hardesty
 Commissioner Mingus Mapps

Mayor Wheeler presided. Commissioner Rubio presided at 2:29 p.m.

Mayor Wheeler left at 4:22 p.m.

Officers in attendance: Naomi Sheffield, Deputy City Attorney; Keelan McClymont, Council Clerk

Council recessed at 4:29 p.m.

Time Certain

139

[Accept the Bureau of Transportation's revenue strategy to achieve budget stabilization and advance policy goals and direct near-term revenue actions](#) (Resolution)

Document number: 37564

Introduced by: Commissioner Jo Ann Hardesty

Bureau: Transportation

Time certain: 2:00 pm

Time requested: 1 hour

Disposition: Adopted

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

140

[Authorize grant agreements with the Black United Fund of Oregon and the Oregon Community Foundation for amount not to exceed \\$950,000 for Black Youth Leadership Fund programming](#) (Ordinance)

Document number: 190727

Introduced by: Mayor Ted Wheeler; Commissioner Jo Ann Hardesty

Time certain: 3:00 pm

Time requested: 90 minutes

Disposition: Passed to second reading

Passed to second reading March 2, 2022 at 9:30 a.m.

Thursday, February 24, 2022 2:00 pm

Session Status: Adjourned

Council in Attendance: Mayor Ted Wheeler
 Commissioner Carmen Rubio
 Commissioner Dan Ryan
 Commissioner Jo Ann Hardesty
 Commissioner Mingus Mapps

Mayor Wheeler presided.

Officers in attendance: Heidi Brown, Senior Deputy City Attorney; Megan Lehman, Acting Council Clerk

Council adjourned at 2:29 p.m.

Time Certain

141

[*Ratify a Successor Collective Bargaining Agreement between the City on behalf of Portland Police Bureau and the Portland Police Association relating to the terms and conditions of employment of represented employees in the Portland Police Association bargaining unit for 2021-2025](#) (Emergency Ordinance)

Document number: 190721

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Time certain: 2:00 pm

Time requested: 1 hour

Previous agenda item 115.

Disposition: Passed As Amended

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea