



March 2, 2022 Council Agenda

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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.

Wednesday, March 2, 2022 9:30 am

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 until he left at 10:30 a.m. and Commissioner Rubio presided until the meeting ended.

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

Item 148 was pulled from the Consent Agenda and on a Y-5 roll call, the balance of the Consent Agenda was adopted.

Council recessed at 10:32 a.m. and reconvened at 10:35 a.m.

Council adjourned at 11:06 a.m.

Communications

142

[Request of Alexander Hayden Stein to address Council regarding Antifa support group](#) (Communication)

Document number: 142-2022

Disposition: Placed on File

143

[Request of Courtney Dillard to address Council regarding legislation to ban the sale of foie gras](#) (Communication)

Document number: 143-2022

Disposition: Placed on File

144

[Request of Claire Coleman-Evans to address Council regarding the transition of the SW district from a non-profit coalition to a City staffed district Neighborhood Office](#) (Communication)

Document number: 144-2022

Disposition: Placed on File

145

[Request of Robert Butler to address Council regarding Portland Bureau of Transportation negligence](#) (Communication)

Document number: 145-2022

Disposition: Placed on File

Fatima Magomadova presented to Council for item 145.

146

[Request of Rick Ayala to address Council regarding existing approach to crime and homelessness](#) (Communication)

Document number: 146-2022

Disposition: Placed on File

Time Certain

147

[Assess benefited properties for street, sidewalk, stormwater, sanitary sewer and water main improvements in the NE 47th Ave Phase I Local Improvement District \(Hearing; C-10052\)](#) (Ordinance)

Introduced by: Commissioner Jo Ann Hardesty

Bureau: Transportation

Time certain: 9:45 am

Time requested: 20 minutes

Disposition: Passed to second reading as amended

Motion to accept substitute Exhibit E and Exhibit F: Moved by Hardesty and seconded by Ryan. (Y-5)

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

Consent Agenda

148

[*Pay settlement of Julia Leggett bodily injury lawsuit for the sum of \\$12,000 involving the Portland Police Bureau](#) (Emergency Ordinance)

Introduced by: Mayor Ted Wheeler

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

Item 148 was pulled from the Consent Agenda for discussion.

Disposition: Rescheduled

Rescheduled to March 16, 2022 at 9:30 a.m.

149

[Authorize a competitive solicitation and contract for clubhouse operations at Colwood, Eastmoreland, Heron Lakes, and Rose City golf courses for amount not to exceed \\$40 million](#) (Ordinance)

Introduced by: Commissioner Carmen Rubio

Bureau: Parks & Recreation

Disposition: Passed to second reading

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

150

[*Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for 5439 SE 89th Apartments located at 5439 SE 89th Ave](#) (Emergency Ordinance)

Document number: 190722

Introduced by: Commissioner Dan Ryan

Bureau: Housing Bureau

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

151

[*Accept and appropriate grant for \\$25,000 from Oregon Department of Transportation and authorize agreement for transportation safety programs to improve transportation safety knowledge, awareness, and experiences of people walking, biking, and driving](#) (Emergency Ordinance)

Document number: 190723

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

152

[*Amend contract with Regional Transportation Options Grant Subrecipients to extend term for the SmartTrips Connected Communities Transportation Demand Management program \(amend Contract Nos. 32002277, 32002278, 32002348, and 32002279\)](#) (Emergency Ordinance)

Document number: 190724

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

153

[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

Second reading agenda item 129.

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

154

[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

Second reading agenda item 132.

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

155

[Approve Council Minutes for June 2 - October 27, 2021](#) (Report)

Document number: 155-2022

Introduced by: Auditor Mary Hull Caballero

Bureau: Auditor's Office; Council Clerk

Disposition: Approved

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

Regular Agenda

156

[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

Second reading agenda item 140.

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Absent

157

[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 133.

Disposition: Adopted

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

158

[Appoint James Parker and Annette Mattson to the Community Budget Advisory Board for terms to expire December 31, 2024](#) (Report)

Document number: 158-2022

Introduced by: Mayor Ted Wheeler

Bureau: City Budget

Time requested: 20 minutes (2 of 2)

Disposition: Confirmed

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

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

159

[Accept Guaranteed Maximum Price of \\$7,704,032 from Iron Horse Excavation, LLC dba Oxbow Construction for the construction of the Downtown/Old Town Main/Taylor Sewer Rehabilitation Project \(Procurement Report - RFP No. 00001431\)](#) (Report)

Document number: 159-2022

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services

Time requested: 15 minutes

Disposition: Accepted - Prepare Contract

Motion to accept the report: Moved by Hardesty and seconded by Ryan. (Y-4)

Votes: Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Absent

160

[*Pay settlement of Kyle Odell's bodily injury lawsuit for the sum of \\$400,000 resulting from a motor vehicle collision involving the Portland Police Bureau](#) (Emergency Ordinance)

Introduced by: Mayor Ted Wheeler

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

Time requested: 15 minutes

Disposition: Rescheduled

Rescheduled to March 9, 2022 at 9:30 a.m.

161

[Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Modera Main Street located at 1155 SW 19th Ave](#) (Ordinance)

Introduced by: Commissioner Dan Ryan

Bureau: Housing Bureau

Time requested: 10 minutes

Disposition: Passed to second reading

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

162

[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

Second reading agenda item 122.

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Absent

Wednesday, March 2, 2022 2:00 pm

Session Status: No session scheduled

Thursday, March 3, 2022 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.

March 2, 2022

9:30 a.m.

[Roll called]

Wheeler: We're holding this meeting electronically. We're attending this meeting remotely. The meeting is available on our YouTube channel and channel 30. The public may provide written testimony to the council by emailing the council clerk at cc testimony at Portlandoregon.gov. The council is taking these steps as a result of the covid-19 pandemic. Pandemic is and emergency threat and thank you all. Legal counsel.

Ken McGair: to participate in council meetings you may sign up in advance with the council clerk's office to briefly speak about any subject. You may also sign up for public testimony. The public council agenda at [www dot Portland.gov](http://www.Portland.gov) -- your testimony should address the matter being considered at the time. When testifying please state your name for the record your address is not necessary. Please disclose if you are a lobbyist if you're representing and organization, please identify it. The presiding officer determines the length of tell. Individuals have three minutes to testify unless otherwise stated. When your time is up, they will ask you to conclude. Disruptive conduct shouting or interrupting other's testimony or council disruptions will not be allowed. If there is description disruption. Please be aware that all council meetings are recorded.

Wheeler: Thank you very much first up is communications first individual item number 142.

Clerk: Request off Alexander Hayden Stein to address the council.

Alexander Hayden Stein: Hello Mayor ted my name is Alex Stein and I appreciate you letting me come here today.

Hardesty: You muted yourself. Alexander, you're on mute.

Stein: Hello hey Mayor ted, I appreciate you all giving me a chance to talk to you will. Shaky Sarah just got shot. You all need to defund the police. Joanne Hardesty knows. You're letting all these right-wing people just come and shoot our people like that. That's not cool and Joe Biden is saying that he is funding crack pipes. We have plenty of crack pipes what we need we got plenty of foil what we need is a test so we can test dope. I'm telling you we're getting bad dope. If you get this is clean dope and I got to test it myself. Dude this is not good dope. So Joe Biden we're not worried about the fricken crack pipe we need a way to test the dope so we know it's clean. People are getting that dope from dead bodies. Someone just OD'd and they'll take that dope and use it and we need to defund the cops because the cops are annoying. The cops are chill about smoking crack and I was doing bumping in front of cops and they still gave the many a lock like they were going to arrest me. And my wife worked I've been worked here for a month and they don't know and Joanne Hardesty. I love you. I respect you. Anybody with a badge and a gun deserves they deserve what's coming for them. So if you come and mess antifa again and let me, tell you something the real cops are antifa you know that we're the real people that protect Portland and you, can you use dope and its chill. We're doing crack on the sunken boats it was too tight. So Portland is one of the tightest places Ted and like I said you let us burn down that federal building and although guys are going to jail. If you want to know shaky ted that's some of the best -- Portland has the cleanest fentanyl and we need Joanne Hardesty because Ted Wheeler is terrible. Joanne Hardesty is going to defund the police. The.

Mapps: The speaker's time is up.

Stein: Thank you. Yeah, Joanne you rock.

Wheeler: Next item, please. 140.

Clerk: Request of Courtney Dillard to speak to council to ban the sale of foie gras.

Wheeler: Good morning. Courtney, are you there? There she is. Courtney, we can't hear you for many reasons.

Courtney Dillard: Can you hear me now.

Wheeler: Yeah, now we can hear you and see you.

Dillard: Perfect. Thank you. Thank you for hearing my testimony this morning. My name is Courtney Dillard I've been a proud resident for over 20 years. I know this body has many

important issues that are under consideration and I know you have heard testimony on the ban on the sale of foie gras. Imagine that it is a pretty day here in Portland a different day than today and Portlanders are strolling on waterfront park. The great days are waning and we're all soaking up our vitamin d. Office workers are strolling and mothers are strolling their kids in the park and runs run buy as a few geese forth in the crass as they often do in April and now imagine that a young man runs towards the flock and grabs by one by the neck and when her mouth is open, she shoves a tube down her neck and cries ring out from all corners of the park. The children start to cry and everyone witnessing this is shocked and angry. People start looking around for someone to stop this brutal act. For an official to step in and protect this defenseless creature. I believe that you all are those officials and while the operation of foie gras does not happen in the open like this. It is nonetheless brutality. And we know it when he will see it. Please support a ban of foie gras in our community. Intervene here just as you would have in your front yard.. Thank you.

Wheeler: Thank you appreciate it next individual please on item 144.

Clerk: Request of Claire Coleman to address council regarding district office.

Wheeler: Good morning Claire

Claire Coleman-Evans: Are you there.

Wheeler: Yup we hear you.

Coleman-Evans: Okay. My name is Claire Coleman-Evans and I was a part of the bridal mile association. And I started a grievance with the BNA back in September 25th and I have done the grievance process all the way up to civic life. I gave them on February 9th my grievance. I have not heard anything back from them other than that they want to meet and that they want to do something other than what the standards require. My concern is what happened on March 3rd with the ordinance 190321, there was enough information. You voted to appeal this without seeing all the information. On May 18th. The city audit came out which we know was not good for civic life. So my request is I would like the city auditor to please do an audit of what has happened since this ordinance that's come out whether or not we're getting served and then I want to ask a question to Rubio and Ryan. Had you known or had you had the audit, would you have voted the same way because I think you did not have all the information. There is history of what has happened to Sweeney and I think Sweeney has been

singled out and we were not given a chance to rectify the situation. Instead it was just take money away and the money was take away during a pandemic. Who does that? Who takes money away to southwest Portland neighborhoods which was 20 percent of Portland? Who does that? Who takes money away? Why do you not try to work and find a resolution instead we were told that we would get services. We did not get services. We didn't even -- people weren't even hired until much later. So they asked for our patients like things don't just stock. So I would like the city auditor to please review everything that has happen and then bring this ordinance up again for discussion because I think a lot of information has come out that you did not know prior to when you voted.

Wheeler: Thank you Claire and I know the auditor's team is listening to this and I'm not sure if anyone in the two offices are in a position to -- we appreciate your being here this morning and sharing your perspective. Thank you. Thank you. Next individual please Keelan item 145, please.

Clerk: Request of Robert Butler to address council recording Portland bureau of transportation negligence.

Wheeler: Good morning. Robert, can you unmute. There you go. Good morning.

Fatima Magomadova: That is that I have a cohort here that will be scheduled to speak on the same subject that I am. She is here to speak in my place and I would like to switch with her on March 9th. So this is a request to the council to let me turn the mic so to speak over to the team -- who is scheduled for march 9th and I will take her place on march 9th. And she will begin her three-minute testimony now.

Wheeler: If I could Robert. Ordinarily we would ask people to sign up for the slot that they are able to speak at. But I did overhear the conversation between yourself and the council clerk and is sounded like there is no issue is there.

Clerk: No we can accommodate that.

Wheeler: Perfect. Thank you both and I will continue with your presentation.

Fatima Magomadova: Good morning to the honorable city council. I'm here to speak on behalf of the Slavic-owned businesses on south divisions. I'm representing six Slavic businesses and they are trying to build a coffee enter median off the Slavic community and I first became aware of this project in 2,017 even though projects with a not affecting me to

walk to the side any future median that would destroy business. As a consequence I was deliberately denied to the subsequent meeting I believe this was because my strong Russian accent coming out in opposition of this project. None of these -- was responsibility and it over the Slavic community and our Slavic neighbors were also excluded and why was the Slavic community treated differently. They never reached out to us to be included in the practice she responded to our concerns with more head makes and she still refused to understand that many of our clients at elderly and large families with eight to ten kids. Right now they can park next to the star and safely walk inside and be connected to people who speak their language. The changes mean that he this will have to part many black block as way and -- to find any parking spaces in referential the street our customers will have to make unsafe u-turn. We have 300 trips a day to our store. After detouring half of them will have to cross heavy traffic without a signal light and it will create hazard conditions for drivers and blocking vision of the pedestrians and bikers in the area. These changes will lead to more unsafe conditions and -- what we need the other city council direction we're ongoing over side of the division project for objective professional engineering changes to this optional last-minute section. Made without the best warning. This includes safe roads for our grocery customers. Also to retain unsafe working in front of our store to provide safe and efficient practice as well to other members of our.

Hardesty: Thank you for your testimony. Let me just say that there is a bit more to this story than what we have heard. I have Elizabeth Tillstrom here from PBOT who has been in charge of the safety improvement project on division and will ask her to respond and just for the speaker this won't be a conversation so we're going to have PBOT respond to what you said. Elizabeth?

Elizabeth Tillstrom: Yeah, thank you Commissioner Hardesty. Elizabeth Tillstrom with the bureau of transportation and to respond to the Fatima's testimony this morning our outreach included the whole corridor property openers north and south of the corridor through our outreach and mailings and public outreach. We are working with this business owner to accommodate their freight needs on division on the curb side. It includes amending the design to remove the vertical protection so that semi- trucks may temporarily block the bike line while they have loading and unloaded activities into the store and we have provided a

graphic showing to accommodate passenger vehicle access as part of our access management plan.

Hardesty: Elizabeth, could you say why are we doing this project.

Tillstrom: Yeah. So the reason we're doing this project is to address the serious issues on the door. The sign of the roadway itself and especially that left dual left turn center median has resulted in a high number of fatals or serious injury crashes over the year. Over the last ten years specifically we've had 20 fatalities on it corridor and hundred 17 serious injuries involving poet motor vehicles pedestrian as cyclist and the goal is to help apply safety tools due to the design of the roadway itself.

Wheeler: Thank you.

Hardesty: Thank you Elizabeth. One last question. What year did we start this project? What year did it begin?

Tillstrom: Yeah, so it starts through and emergency ordinance in 2016 to initiate dollars the outsider division and then it took a few years to design it especially in in close coordination with trimet division transit project.

Hardesty: Excellent succinct answers to my question. Thank you, Elizabeth, thank you Mayor.

Wheeler: That concludes and we'll move to the consent --

Clerk: Mayor we have one more communication.

Wheeler: Yes, I apologize sorry rick.

Clerk: Rick Ayala to address the approach to crime and homelessness.

Wheeler: Good morning.

Clerk: Rick you're muted.

Rick Ayala: Good morning. My name is Rick Ayala. I live in Portland and do what is it wise and prudent and not what seems expedient. To put Portland back on track this counsel sill going to have to learn something. In order to have a prosperous and stable society some amount of compulsion is necessary. We've had two years of eviction moratorium in place and readily available unemployment benefits. The chronic homelessness in the camps around our city is driven by drug addiction and to a lesser extent mental illness. And it has demonized police and a dwindling number of officers on patrol. In combination with a weak pa we have -- when it comes to homelessness the only way forward is tough love. And absolute limits on

unsanctions camping and crime and the rest. We are following the same fails formula that has become the orthodox of the west coast. Unfortunately once one normal -- these behaviors any attempt to correct this by imposing limits is going to be seen as cruelty. I know this group. There is nothing compassionate about hyper concentrating addicts and the mentally ill on the streets. This is not how we would approach a friend with drug addiction. Homeless individuals that were not residents at the should be reconnected with whatever friends or support cysts they may have left in their home states and cities. It is untenable that the Portland taxpayer should shoulder the burden of every addict that makes its way into the city. Police accountable can be improved gradual a little and with care and if you put this process in the hands of -- the defining characteristics I have of government is that it exercises a monopoly -- when the institution of policing crumbles the resulting power vacuum results in lawlessness that we are now witnessing in Portland. Thank you.

Wheeler: Thank you rick for being here today. That completes communications. Sorry I jumped the gun on that. Consent agenda. Have any items been pulled?

Clerk: 148 that's been pulled.

Wheeler: please call the roll on the rest of the consent agenda.

Clerk: [roll call]

Wheeler: Colleagues since I'm leaving early, I'm going to move things around a little bit I'd like to move to items 157 and 158 on the regular agenda, please.

Clerk: Item 157 amend the community budget board to allow participation to live work play or worship in Portland. 158 appoint to the community advisory board for term.

Wheeler: As we continued this item, I'm going to pass this over to director Jessica Kinard from the city budget office. We do have Annette here this morning and I know she would like to make a few comments. We do not have James today but we did have the opportunity to listen to James the last time. With that I'll turn it over to you Jessica.

Jessica Kinard: Thank you, Mayor. Good morning Mayor and members of the council. My name is Jessica Kinard. Thank you for considering this item a little earlier today. We have returned to you with this item as it's connected to one of the appointees today. Since the last time I came before you I had conversations with members of your office on this item. We greatly appreciate your support today and I am committed to working with you to ensure

that this board supports the councilmembers board through the budget process. Today we're asking for your support and the resolution accepting James Allen Parker and a net mat son as the James parker was present at our meeting two weeks ago owe it give and overview of his experience and interest in the board. He is and enrolled member of the Chippewa creek tribal nation and is the executive director of the oregon Native American chamber. We're joined today by Annette Mattson and she will be filling the board seat vacated by Frida Christopher who completes her 23 year terms and with that I'll turn it over to Annette.

Annette: Thank you so much. Mayor Wheeler members of the council. I so appreciate the opportunity to serve the city I love in this way. As some of you heard me say I've been a resident of east Portland where we were annexed into Portland and I hope that my experience in the budget committee and now the mount hood budget committee that I can make a positive contribution to the budget process on the advisory committee thank you.

Wheeler: Thank you and appreciate you withing here to the colleagues anyone have any questions or thoughts prior to calling for a vote.

Hardesty: Mayor I just want to thank director Kinard for her due diligence and answering our questions and I also want to reiterate to James how thrilled we are that he wanted to be a part of our budget committee. I will say that I have no issue with supporting these proposals today. So thank you director Kinard for your brilliance and helping think through some of this stuff.

Wheeler: Thank you we'll do the resolution first. Keelan do we have any testimony on the resolution.

Clerk: No, Mayor.

Rubio: Aye

Clerk: Ryan.

Ryan: Yes, and I also appreciate the chance that we had the opportunity to ask questions. Both of those individuals are a part of Portland and I just think it was smart to take a breath and dig deeper into the questions so we can feel solid about this I vote aye.

Clerk: Hardesty.

Hardesty: Aye.

Clerk: Maps.

Mapps: I have a question. Have we already read the resolution? I must have disowned out on that I vote aye.

Clerk: Wheeler.

Wheeler: I vote aye. Any further discussion on report. Is there any testimony on the report?

Clerk: No, Mayor.

Wheeler: Please call the role.

Clerk: Rubio.

Rubio: I just want to thank them through advocacy and justice work and in a neat we're trialed to have you in this role and your decades of advocacy and he had dedication on behalf of students and families and I vote aye.

Clerk: Ryan.

Ryan: Yes, I'm delighted to speak up on both of these appointees. James, I have bumped into at many events and a net mat son you're a rock store in the school world. This is the David Douglas seat since replaced the amazing Frida and it's just amazing to have someone with your depth and knowledge. So thank you so much for leaning in and providing your expert he's on this port committee I vote aye.

Clerk: Hardesty.

Hardesty: I just want to thank James for his -- he's going to be a develop welcome addition to our budget advisory committee and a neat as has already been said you're already a rock star and anybody that goes true that many public budgets is my hero because they are not easy documents to dive into and your expert he's is really going to help us through this budget cycle and I appreciate your partnership as the other east Portland representative. I will say that having someone with deep knowledge of these Portland and this process is really valuable for me and for the rest of the council. So I'm very happy today to vote aye.

Clerk: Mapps.

Mapps: I want to thank them for their willing to serve on this board I vote aye.

Wheeler: I want to thank them for little known trivia Annette since you're here and I think names knows this too I really got my start in city government by servicing as a budget advisor for the city of Portland when Mayor potter was Mayor. And I absolutely enjoyed the experiences. I know you will. It gives you a view into city government unlike any other. The

good, the bad, and the ugly. And we will benefit tremendously from your and James knowledge. Super happy that you're willing to step up and serve with us and I hope that you have a little bit of fun along the way too. I'm happy to vote aye. The appointment is approved. Thank you to you and James and director Kinard. Colleagues we will go to the time certain agenda and that gives us time certain item number 147, please.

Clerk: Assess benefited properties for street sidewalk storm water sanitary sewer and water improvement in the north phase one local improvement district.

Wheeler: Commissioner Hardesty good morning.

Hardesty: Good morning Mayor I'm going to turn this over to my dream team. Please take it away PBOT.

Andrew Aebi: Thank you, Commissioner Hardesty. Andrew Aebi, and can we switch to the PowerPoint. Thank you and we can go ahead and move on to the next slide. To this is a map of the northeast 47 avenue local improvement district. The map on the right is the larger area where we had detours and traffic control during construction. So you see we had a pretty wide area of construction including putting into a new temporary -- little known fun fact about northeast 47 avenue that I just found out about last week. It used to extend all the way north to marine drive before the Portland airport was built and expanded and a runway was built over what was then the formerly expansion of 47 avenue. So as this area has developed with the Columbia corridor to the north. Not only included the airport but definitions like the new us postal site that was relocated out of the Broadway corridor. So the impetus for this project was building a new park facility at the Whitaker pond nature park and they wanted to put sidewalks along their frontage and they said this would be really helpful so we can partner with PBOT and actually connected down to the freak witness service bus stop at northeast 47th and Columbia. You can see that picture on the left we had kids getting off the bus stop and 47th and Columbia and walking along the fog line and snake their way through trucks on the right and you can see that mom there pushing her stroller with the baby in it down the bike lane. Really not a safe -- our goal was to make the sidewalk to safe. The sidewalk were so safe and inviting that the mother and in this particular instance was comfortable with her baby simply being out on the sidewalk that we had just built. So we really wanted to build a much safer pedestrian next slide, please. And this is with a we wanted

to provide access for. So that people could visit Whitaker ponds and see the beautiful splendor that we know as the Columbia shrew. So this is just the one we built 47th avenue. So one of the things that was a challenge to PBOT was northeast 47 was in the rankings of the very worst streets in the industry. PBOT had a desire to reconstruct the pavement on the 47th avenue and we made a decision early on that we were going to reconstruct this street not in asphalt but in concrete due to the freight volumes and the importance of this artery to the airport and other destinations and we wanted to -- to fix the pavement and then build the street again and tear up the street again to put in a new water main and tear up the street again to extend the sewer and then also to extend the storm sewer. So we wanted to do all of the work in a single project. Next slide, please. So this is the picture where we were on the hope stretch of construction. You can see had a new concrete roadway going in. Just a big difference in the pavement section from what we had before. Next slide, please. And this is, kind of, a rundown of all of our objectives with the project. I'm not going to read these off one by one. But you can see we had a lot of objectives and we wanted to accomplish a lot in a single project. Next slide, please. We have a particular infrastructure deficiency. So it has one paved street. You can see here that cully is 30% less likely to have a paved street with curb as opposed to streets around the city as a whole. It has a much higher proportion of streets of what knowledge east 47th avenue used to look like. And just a lot of unpaved streets in collie as well. To next slide, please. And the other factors that we were looking at when we were thinking about pulling together the funding for this project was who would be served by this project. And you can see that we have a very high population of African American, Latino, households and poverty single mothers. These are the, kind of, populations that we really wanted to reach with our infrastructure investment. Next slide, please. And I wanted to wrap up the PowerPoint by just showing you really the incredible financial lever and that we're able to put to work here and why I'm so grateful with the partnership not own of parks but also with Portland water bureau and you can see there that I've chosen a few cost elements for construction. For lack of a better term you can call that the set up cost. Those are just the project costs of just getting started. So mobilization a half million dollars just to get the contractor set up and bring their equipment out and we spent another half million on traffic control and flagging and then another 340 of a million on -- and then over -- so bottom line if

we spent 1.4 million before we put a new water pipe in or a sanitary sewer pipe in. So if you look down auto there on the bottom of that slide you can see the contribution for sanitary sewer was only -- and similar to replace a one-year-old cast iron water main which had broken after we put in the new parallel water main. That was \$559,000. And this would be a really expensive project to trying to it alone to replace the water main or replat the sanitary sewer. That concluded the PowerPoint and I wanted to now switch over to the video and it's only 54 seconds long. But to give you a feel of the what the street looks like today. So if we can switch over to the video. We'll watch that video and then switch over to my colleagues from BES and water. Keelan do we have that? [video]

Aebi: Thank you very much Keelan. So before we turn it over to my bds and water bureau colleagues. We did have properties that we're proposing 28 out of the 29 property owners did not submit a final objection to final assessment and we did have one objection and I would like to respectfully request that the cons ill substitutes e and f to reflect that objection.

Wheeler: I'll entertain a motion.

Hardesty: So moved Mayor.

Wheeler: Commissioner Hardesty can I have a second. I think that was Commissioner Ryan. Any further discussion on the amendment and I'll hold off on the vote. Keelan, do we have public testimony on this.

Clerk: We do Mayor.

Wheeler: Why don't we wait to vote until after the public testimony. Does that complete your testimony?

Aebi: That does Mayor I think we can turn it over to the bds and the water bureau.

Jodie Inman: I just wanted to say a couple of brief comments we always appreciate this opportunity to collaborate with our other during ohs to do projects in other ways that are fiscally responsible that is and also respects the community as I said by doing everything at once. This project allowed to replace some of the oldest pipe in the system and at highest risk and those are the community that's suffer the most when those pipes fail. So we replaced this one just in time so not only is it safer we added fire hydrant and we can be assured that that pipe will be there and we do not need to disturb the brand-new equipment. So a success for all of us all around. And I'll turn it over to Paul

Paul Suto: Okay. Thanks Jodie. Paul Suto. I'll reiterate a few points made by Jodie and Andrew but BES has partnered with PBOT and the water bureau and we are worked together effective think in interest of the whole community here many Portland and partnering on this delivered clear benefit it's to having BSQ at it alone saving time and money together. So I think what Andrew presents earlier was a more streamline effort. So key highlights from a BESperspective. The partnership allowed proper collection and management of storm water through the installation of storm water planter and those are known as green streets and piping that the Columbia slough and it has eliminated the storm water ponding that was also very common during storm events that it clearly impacted the community. So we've have successfully eliminated that type of situation and also with the new sewer line involve. We took a big step with -- in the area and connecting future development in the area to our collection system. So that was a big win for your us. And I also want to quickly highlight some of our staff that worked on this. Dave ray, joe maze. Alfredo Chavez. And bill cook. Thank you.

Hardesty: Thank you everyone for the testimony and Mayor if I may I just wanted to really appreciate Commissioner Mapps and what the community see is the city did this project and what they don't know is the behind the scenes coordination that made this project possible and the real intention of like let's do it bigger than we could possibly have done and so I just want to appreciate the willingness of the water bureau and PBOT to think outside the box on this project and I can tell you that the community is guilty because of the incredible improvements that came out of that partnership and I just want to put on the record and thank each you for your part in this partnership and we do this all the time but it's rare that we get to expose it in public and let the public see that we do work together and it's also the Commissioners for making that happen as well. So thank you.

Wheeler: And Commissioner that completes the full presentation.

Hardesty: Yes, and we do have public testimony.

Wheeler: How many people do we have signed up.

Clerk: We have three people signs up.

Wheeler: Very good. Why don't we give everyone three minutes and I do have an excused absence and I'll be turned the gavel over to Commissioner Rubio.

Clerk: First up we have Corky Collier.

Corky Collier: I'm here to say things that you don't need to hear but I want to make sure that you know how wonderful this project is. It was completed on budget and almost on schedule if it went for covid. I'm not sure if you can find any project that hit the budget so closely. This project combines contributions from and nobody is complaining except for I guess the one objection that I just heard about. It was built in a way that will be much cheaper to maintain over the long run which is hard to do for bureaus. In this case the project is going to save money over 20, 50 years. It creates a new street cross section for industrial areas one that included bikers and pedestrians to get to the education facilities. It minimizes the views from a truck cab and it doesn't put bicyclist next to the truck tires. It wasn't always easy to develop the sign. It took collaboration between the private sector and some great city employees like Andrew Abei and it's not only a success of northeast 47th but a template for other areas Nike old blazer did a great job on -- as we would like. I applaud her common sense and what can I say about Andrew Abei. Another successful project. It's starting to get boring. Please find a way to clone this guy. Thank you to Andrew, Nicole, and all of you. Now let's go find another great project.

Hardesty: I just want to say I love it when you come to say that you like us Corky. It feels good when you say we did something good. I'm going to walk a little taller today. I just want you to know that. Thank you for being here clerk next up we have Jana Jarvis.

Jana Jarvis: Good morning Mayor Wheeler Commissioners I'm Jana Jarvis president of the trucking association and chair of the Portland freight committee. I'm here to thank PBOT and Andrew Abei for the project on northeast 47. It consists of all the components that exist currently on that roadway but the bike way was positioned next to the travel way for trucks and cars and then there was a barrier and pedestrian walkway -- members of the committee express concern of bikers running along large trucks. You can see the design changes that resulted in the roadway, a protected barrier and then the bike lane next to the sidewalk. Given that trucks as corky mentioned cannot see the traffic on the right side of their truck this resolution was received with strong support. This shows the benefit of the opportunity to give input into these projects and I want to thank PBOT for their willingness to work with us on behalf of the trucking industry and I also want to thank Andrew for his design solution and his

willingness to work with us. I just wanted to take the opportunity to tell you about a great project and to thank you and PBOT for finding an equitable solution. Thanks again.

Clerk: Next up we have Laura Young.

Laura Young: Good morning, everyone. I think excuse me my name is Laura Young and I am the former chair of the Cully Association of Neighbors and I work closely with Andrew and the rest of the time on putting this project together and it was six years ago today that we came before council with this project. So I'm so pleased to be here so celebrate a success and I can't say anything more than Corky and Andrew already have. So I'm just going to share a couple of comments. Let's see. This project was a result of a unique collaboration between PBOT parks pbs water bureau and local community members and as a result of Andrew Abei as leadership on this project and the coordination between the bureaus the cost of the project and the property owners along the street was reduced from and overwhelm and untenable to between three and 5 percent assessment by combining the resources from PBOT and BES. It was an extraordinary opportunity for -- and if any you have been down 47 avenues, I wish the video had a before and after so can you appreciate the magnitude of change and what it represents to the community. It's an only one of the few projects that PBOT due to Andrew's leadership and we've had multiple projects that Coley that have changed the community for the better and for the entire community. So all community members benefit from these resources and opportunities. So I just want to say thank you Andrew and Corky and all of the members who have supported this community overtime and it is a model that should be replicated throughout the city. So thank you so much for your time.

Clerk: Next up we have Diane Warner.

Diane Warner: Can you hear me.

Wheeler: Loud and clear.

Diane Warner: Great thank you. Good Mayor Wheeler. I represent the northwest cement council that educates and promotes for the use of cement and concrete in sustainable construction in transportation project in Oregon and Washington. The city and PBOT have a long-life pavement that will require minimal maintenance for decades to come. Installs pavement that are -- result in huge cost savings for the future operations and maintenance budgets of the city. The project manager Mr. Aebi recognized that marine drive west built in

1992 with an index of 100 still almost 30 years later was great value to the city and through this scoping phase he used a full life cycle cost analysis he included maintenance cost would save the city operation maintenance and cost. Minimal maintenance means minimal impact to residents and businesses as well as students. Major impacts in traffic and commuter hour it's value in both time and money. These provide fuel savings and the white reflective pavement will keep that road and adjacent areas cooler. Using a variety of materials in your transportation network will reduce your risk as well as cost as well. The city and PBOT is -- Nicole's diligence in plan review and construction staging ensured a smooth project timeline and ensured cost effective pavement. Multiple scenarios were discussed regarding the sub grain and the high-water table in the area. Nicole's experience and design diligence will protect this pavement from water issues. In the early 2,000 before my time in this job the city had an engineer names Brett Casterson who was innovative in his roadway designs. It was obvious to me that Nicole could continue to carry this torch for Portland modern and innovative transportation future. I look forward to working with Nicole and PBOT and I also encourage the city to consider Portland limestone comment and this can reduce your carbon footprint by at least 10 percent. Congratulations on a well design and built transportation project.

Wheeler: Very good. How many more people are signed up?

Clerk: We have one more.

Wheeler: Okay. I'll go ahead and stick around. Thank you.

Clerk: Next up we have Pia Welch. Pia, you're muted.

Pia Welch: Good morning Mayor -- hello can you hear me may yup. Good everyone.

Wheeler: You look great.

Welch: I am still currently employed by the fed ex express at the corn foot ramp. The big thank you to both Andrew Aebi and John Wilson and all the teams across the brills for their diligence and good work. This multimodal project has provided much needed safety in and industrial air cargo area. I've been traveling on it for white time. This has allowed me to commune internally and also with other corn foot businesses. And to make sure that safety -- to ensure the state of oregon product flow made critical out of flight departures out of the airport. Again a big thank you to everyone phenomenon a great project. Thank you.

Wheeler: Thank you and Keelan which that does complete comments.

Clerk: It does Mayor

Wheeler: Colleagues my comments at that time. Please call the role on the amendment.

Clerk: [roll call]

Wheeler: Moves to second reading as amended. At that point I will turn the agenda over to Rubio the residing office. Thank you.

Rubio: Thank you Mayor. [feedback and echo]

Hardesty: Do you all hear that? Good. I thought it was just me. Thank you.

Rubio: Okay. Keelan can you please read the next item.

Clerk: Item 156. Authorize agreements with the black united fund of oregon and the.
[feedback and echo in the audio]

Hardesty: It is sounding a little hard should we take a five-minute break I would wait for this to sound a little --

Rubio: Yeah, let's take a break and reconvene at 10:35.

At 10:32, Council recessed.

At 10:35, Council reconvened.

Rubio: Okay. Great. Can we start again. Is. Since this is a second reading, if there's no further discussion can you please call the roll.

Hardesty: I just want to appreciate the great presentation from last week before we vote.

Rubio: Thank you. Keelan can you call the roll?

Clerk: Rubio.

Rubio: I want to thank Commissioner Hardesty and her team forgetting the ball rolling and get going on this important investment and I also want to recognize dr. Michel and the folks at black united fund and the oregon commune foundation for a presentation that remind us about the love and joy and experiences that all black children deserve to have and the great plans for this program and I look forward to seeing the great work and I vote aye.

Clerk: Ryan.

Ryan: Thank you. I just want to start off by saying thank Mayor Wheeler for your vision and your wisdom at a time when it took courage from the heart to do the right thing and that collaboration was truly beautiful. That was my favorite city council meeting that we've had in some time and as someone who spends a lot of time in the schools it's all about the engagement between the teacher the student and it's about where your vulnerability comes fore and you connect the head and the heard and that's preparing people for the real world. So Dr. Mitchell you're at the right place at the right time and those of you who are -- look at you those of you that are in the little square right now. Look at that love. All right. I vote aye.

Clerk: Hardesty.

Hardesty: It is rare that you get to see a dream vision come to life and I have to say that I am so proud of the work that Mayor Wheeler and I did both with having a vision sticking to that vision and finding the right bright community light to lead that vision and in the community. I have no doubt in my mind that this partnership with the city of Portland and the Oregon community foundation and the black united fund will be a model for how we intentionally engage folks who have been left behind by so many of our systems and because I know Dr. Michelle personally, I know that this is heart work for her. This is not about a job or a program. This is a life legacy about how you make sure that the next generation of black kids know they're loved. They're seen and they are respected. I am proud to vote aye and I am proud to see what comes out of this work and for my colleagues I guarantee you when Dr. Mitchell comes to us next year with their one-year report back, we're going to be blown away. I have no doubt about that. I am pleased do vote aye.

Clerk: Mapps.

Mapps: I want to thank the Mayor and Commissioner and their team for challenging this. I am looking forward to see how this evolves. I'm excited for it and for these monies and more I vote aye.

Rubio: Wonderful. That means that the ordinance is adopted. Yay. All right. Keelan, can we do the next item please.

Clerk: Item 159. Accept guarantee maximum price from Iron Horse Excavation LLC dba Oxbow construction for the construction of the downtown hotel maintain sewer rehabilitation project.

Rubio: In the Mayor's absence I'm happy to introduce Biko Taylor to present the report.

Biko Taylor: Good morning just want to go around the facts of this RFP on August 6, 2019 for this project. The estimated construction costs at that time in August of 2019 was \$7.1 million even. And we issued a summary in public hearing on July 12th, 2019th. The proposal due date was April 15, 2020. And we received three proposals. One from Emory and Sons' construction group. One from Iron Horse Excavation LLC and one proposal from James W. Fowler Company. On this project we had an aspirational goal. It was a 22% aspirational goal. 12 percent of that goal was dedicated to minorities in the east. 5 percent for women and also 5 percent of the total goal for COVID firms. So we are recommending and award to Iron Horse Excavation. This is a CMGC alternative project. Meaning that Iron Horse did preside over the design in the first phase and now we embark on the next phase which is the construction and I'm happy to answer questions on this project.

Rubio: Any questions or discussion on this item.

Hardesty: Thank you madam president. Thank you director Taylor for your presentation. Now when we use this type of contracting, we remove ourselves from the lowest responsibility bidder is that accurate?

Taylor: That's accurate.

Hardesty: And when we remove ourselves from the lowest responsibility bidder, we set aspirational goals that we expect this contractor to meet is that right.

Taylor: That's right.

Hardesty: And the goals in this contract is 22 percent. I'm curious as why we did not set the goal higher for minority and women own participation if in fact our goal is to have more minority and women own participation which we have not gone through and RFP process.

Taylor: Absolutely. That's my goal for future contracts as I preside, I will be bringing items to council that will give us the autonomy to increase those goals. So I'm excited about the future for us in this area. And I'm excited about the opportunity that we will provide to the minority community to be aggressive goal. That 12 percent looks terrible and I'm here to acknowledge that and I will be bringing it to council to challenge that in our community. I want to hire and inclusive contracting manager and I wanted to thank you for that role. The inclusive contracting manager will be working together with Ox Bow to bring viable candidates to

meet this goal. So we have several subsegments of work that we feel we can exceed these goals in. So I'm including trucking paving. AC paving restoration. So we have a plan and we will work with oxbow to ensure that we achieve these goals.

Hardesty: Let me just say how refreshing every time you come in front of this council director I just want to jump up and down and go man did we find the right person for this position. You know this project was moving forward before you were here but I am always impressed with your responsiveness and your desire to actually have us do much better than we think we can do. So I appreciate your response. I am good. I will verify as always but I pressure response as all.

Taylor: Thank you for the encouragement.

Rubio: So are will any other questions from colleagues. Okay. If there is no discussion is there a motion.

Hardesty: So moved.

Rubio: Commission Hardesty moves ,is there a second.

Ryan: Second

Clerk: I called the roll in the wrong order last time so I'm going to reset. Ryan is first.

Ryan: Thank you. Thank you, director Taylor. You are honest and committed and clear in your role and it is to echo the words of Commissioner Hardesty it's refreshing and your presentation was informative and this project is necessary thank you for the update and I vote aye.

Clerk: Hardesty.

Hardesty: Thank you for your due diligence director, Taylor I am confident that you will exceed the goal that's in this particular contract and you will continue to make us better because you are here, I'm happy to vote aye.

Clerk: Mapps.

Mapps: I'm happy to see this move forward I vote aye.

Clerk: Rubio.

Rubio: I just want to say that I appreciate you director Taylor for your transparency and knowing where we want to go and I thank you for that so I vote aye. Okay. So the report is accepted. So we're done with that. So Keelan. Can you please call the next item?

Clerk: Yes, thank you. Item 160. Pay settlement Kyle O'Dells bodily injury lawsuit for the sum of \$400,000 resulting from a motor vehicle collision involving the Portland police bureau.

Rubio: So Keelan and colleagues I think this item will be rescheduled to 9: 30 a.m. On March 29.

Clerk: Yes, that's correct.

Rubio: Okay. With can we move on to the next item

Clerk: Under the inclusionary housing program for Modera main street.

Rubio: Great thank your Keelan. Commissioner Ryan.

Ryan: Today we have and inclusionary housing project before us which is entitled to a tax exception by city code. The Portland housing bureau stapp will be doing a presentation and I also want to alert that RFP is listening to you the city's procurement process for the IH program that will provide further clarity on the program later this year. I think I have Dory and Matthew here. You got it Matthew.

Matthew Tschabold: Yes, thank you Commissioner. Good morning members of council for the record Matthew Tschabold with the Portland housing bureau. So as usual when we bring these ordinances to city council and update on the overall program. We're current as of January 2020 with we estimate is that there are at least 1500 inclusionary housing units either open or somewhere in the production pipeline. We're also pleased that the majority of these units are at 60 percent AMI or below and that our bedroom distribution count is better than the marketplace itself. Today we're here phenomenon and approval at the mad air a main residence. The mad arrow project is a 337 unit building. They are choosing the AMI option under the housing program and in addition they are also choosing the bedroom reconfiguration option which is why it's on the regular agenda and not consent. One thing that we do want to flag that you may have noticed in the impact statement that the IH units which are predominantly consolidated into the bedroom units are smaller than some of the other market rate units at the one- and two-bedroom level in the billing. This project was vested prior to the April administrative rule changes that we made in response to some of the feedback from council around concerns that we were start today see program participants consolidating into large bedroom count units. Is this had project come in after those rules had been changed, they would not be meeting our current rules. But they were vests ahead of

time so they have met all of the obligations of the code. That being said the housing bureau still does recommend approval as the three-bedroom units at 6 percent of the medium income are highly needed in Portland overall and in this area of town. So with that Dory and I are happy to answer any questions.

Ryan: Thank you Matthew and I'll turn it back over to Commissioner Rubio.

Rubio: Commissioner Hardesty.

Hardesty: Thank you Matthew as always you do a very thorough job. My only concern continues to be these huge unit that's built for single that's we stick three-bedroom units into. And I don't gives disagree that we need more three-bedroom units. And you stick families in there how do you think they're lived experience is going to be?

Tschabold: You know, I agree, Commissioner. I think that is a concern that some of the building that we've seen come through the program do have square footage that's probably more appropriate for the one and two bedroom when is why the bureau is support. The efforts that you and Commissioner Ryan and other members of council have asked to move forward on. So it is a concern and we're happy to know that juxtaposing this with the three bedrooms would need to be larger and a size suitable for families. That was one that was vested before those changes and hopefully moving forward we'll address those. And if not, we can always make additional changes. And has the survey started yet. So we are in the process of -- we've executed and IGA with the Portland state university school of social work. We they have started to work on their methodology to survey the residents. And they'll start contacting the existing buildings and existing tenants and then on the market on the market analysis side we have as missioner Ryan mentions we have and RFP out. I believe it closed Monday or Tuesday of this week and we should be getting those from procurement services shortly.

Hardesty: I just appreciate and continuing to put opt record that this is something that we is to pay close attention to. Because I'm always concern that we put children into a billing built for singles that the complaints are going to be meet and consistent and I don't want any family to not feel at home in their home.

Tschabold: I definitely concur Commissioner.

Hardesty: Thank you.

Rubio: Anymore questions from our colleagues. Okay. Commissioner Ryan any last words?

Ryan: No, I'm good. Thank you for asking.

Rubio: Thank you. Since this is a first reading this will move on to a second reading. We will move forward. So Keelan can you please call the next item.

Clerk: And fireworks and pyrotechnics code to clarify unlawful fireworks aerial luminary devices and die row tech nicks.

Rubio: Since this is a second reading if there is no discussion, we should call the roll.

Clerk: Ryan.

Ryan: Thank you commission Hardesty and chief boon to bring in forward. It's extremely forward. It's extremely time sensitive. It's a dynamic ordinance that did bring in a lot of dialogs and a lot of reflection. I actually have been pond pondering all morning how I'm going to vote on this and I'll tell you why. I'll try to be brief. So my early childhood I knew that my dogs didn't like fireworks and my dog was my best source of comfort and having my dog be shook up I'll never forget that and I have brothers who served in military conflicts and I was able to notice how it impacted them. So from an early age I had some anti- fire work feelings if you will because it caused harm to those that I cared about. I also was the kid would was involved in everything for raising money for the activities that I was doing and yes there were fireworks stand that kids groups are connected to. So I was a little concerned about what I was thought wasn't a process that brought them in early so that they could make decisions that would help them with how to adjust to this. I'm a big deliver in slopes not cliffs. So it felt a little abrupt and I was also concerned about why other community -- and hoping for a unified effort on how we move forward with this and I know that this can still be pursues is fact that it's still 2022 and what happened last summer with the p bomb is probably not going to be just and occurrence that pops up every decade. We're when a climate crisis that's forcing everybody to look at their pleasure that's they get out of life and then wonder what ones do we need to let go of as we all lean in collectively to do everything we can to preserve our precious planet as long as we condition and with a role can we play and then you couple that with the compelling data from fire on the impact of fireworks when we don't have a ban and when we do have a ban. My personal experience is I don't want to leave my house on the fourth of July and I have my water hose ready. So I wasn't surprised that we saw a big dip in

the accidents of fire. I do hope that there is a process and we keep working with local municipalities so it has more of an impact in our reach and I do respect chief boon presentation and Commissioner Hardesty's commitment to being -- doing the right thing at the right time. So right at this moment I'm really clear about my vote and I vote aye. Thanks.

Clerk: Hardesty.

Hardesty: I am grateful that we heard the testimony last week from the fire marshal and from chief boon. There is no question that this ban will save lives. We know that we're in a climate disaster and we know that these severe weather temperatures wildfires are not going to end anytime soon. As a community that's committed to climate mitigation, we must change behavior and I do not support a ban lightly. But the data is clear that with the ban calls to 911 are significantly reduced and injury and death to community members are significantly reduced. There is nothing to do but vote yes for this and to work with other stakeholders to find alternative fund-raising opportunities rather than what we have been accustomed to. Thank you, colleagues, I vote yes.

Clerk: Mapps.

Mapps: I would like to thank Commissioner Hardesty for bringing this forward and I would like to also recognize the fire advocates. I hear the fireworks community frustration and I even concede this. The fireworks advocates raised some compelling points in particular I wish there had been more dialog with the public and the fireworks industry on this ordinance as it was being drafted, I still favor the fireworks ban and it outweighs the organized protesting against a fireworks ban. Let me share what's in my heart. This morning I'm thinking of July 4, 2021. That was a sad and tragic day here in Portland early in the morning on that July 4th fireworks triggered a four alarm apartment fire on northeast Widemere three people died in that fire. Their names were Robert Seth and. Robert and Seth were both 31 years old. Kelsey was 26 years old when she died from her burns. And that was just one fire. On the same day Portland saw three fires caused by fireworks. Four people were injured in those fires. Three of them died. That's part of a historic pattern here in Portland. For example the year from July 4, 2020. Portland saw 18 fires caused by fireworks and the year before 2019 - that 21 fires were caused by fireworks and the year before that 17 fires were caused by fireworks and the year before that 20 fires in Portland were caused by fireworks and the year before 17 fires were caused by

fireworks. One person was injured in those fires. The pattern is clear. Here in Portland fireworks consistently cause fires and deaths. Now I enjoy fireworks just as much as anybody. But it does not outweigh the cost of human life and human suffering and property damage caused by fireworks. Now I'm not arguing that fireworks should be banned in all places and at all times but I do hold the position that setting off small explosive rounds in a small dense area like Portland is inappropriate and for those reasons and more I vote aye.

Clerk: Rubio.

Rubio: I like so many other people have memories of celebrating fourth of July with my family and as some of my colleagues have mentioned already with climate change on our doorstep the decisions that we make during these times are highly consequential for our community and we need to preserve a future for both and this means making changes to behavior that might be nostalgic and the truth is that our vulnerable economy cannot continue to weather extreme heat while fires and smoke and our people cannot either. And I admit this is a very difficult transition even from within my own family but I agree 100 percent with this proposal. We're living in a time where we have no other option and I also want to make sure and raise up that I want to continue working closely with the community and education campaigns all along the way. And also regarding citations that can become critical impediments to those who don't have the financial ability to pay but I know that Commissioner Hardesty and chief boon also care deeply about these impacts. So I trust this will receive the thoughtfulness and attention that it merits but overall, this is the direction that we need to go in. And I'm very grateful Commissioner Hardesty to you for bringing this forward and I look forward to see how this reduces the impact on our environment. I vote aye. So the ordinance is adopted. So Keelan can you call the next item please.

Clerk: Yes, it's item 148 the item that was pulled from consent.

Rubio: Okay. So item 148 has been pulled from the consent agenda but it will be rescheduled for March 16 at 9:30 a.m.

Clerk: Madam president may I read the title? Lawsuit for the sum of \$12,000 involving the Portland police bureau.

Rubio: So item 148 has been pulled but will be rescheduled to March 2020 at 9:30 a.m.

Keelan is there anything else.

Clerk: No, that completes our business.

Rubio: So we have finished our agenda and with that we are finished. Have a great day.

At 11:06 am, Council adjourned.