



May 4, 2022 Council Agenda

5659

City Hall - 1221 SW Fourth Avenue, Portland, OR 97204

In accordance with Portland City Code and state law, City Council will hold hybrid public meetings, which provides for both virtual and limited in-person attendance. Members of council will elect to attend remotely by video and teleconference, or in-person. The City has made several avenues available for the public to listen to the audio broadcast of this meeting, including the City's YouTube Channel, [eGov PDX](#), the [Open Signal website](#), and Xfinity Channel 30 and 330.

Questions may be directed to councilclerk@portlandoregon.gov.

Disposition Agenda

Audio Recordings

Wednesday, May 4, 2022 9:30 am

Session Status: Adjourned

Council in Attendance: Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Former Commissioner Jo Ann Hardesty

Commissioner Mingus Mapps

Mayor Wheeler presided.

Officers in attendance: Linly Rees, Chief Deputy City Attorney; Keelan McClymont, Council Clerk

Item 351 was pulled from the Consent Agenda and on a Y-5 roll call, the balance of the Consent Agenda was adopted.

Council recessed at 11:40 a.m. and reconvened at 11:52 a.m.

Council adjourned at 12:59 p.m.

Communications

341

[Request of Miranda Eisen to address Council regarding a ban on the sale of foie gras](#) (Communication)

Document number: 341-2022

Disposition: Placed on File

342

[Request of Don Baack to address Council regarding opposition to the Rose Bus Project on Capitol Hwy](#)
(Communication)

Document number: 342-2022

Disposition: Placed on File

343

[Request of Glenn Bridger to address Council regarding the Rose Lane Project on SW Capitol Highway Hillsdale](#)
(Communication)

Document number: 343-2022

Disposition: Placed on File

344

[Request of Diana Martinez to address Council regarding support of a ban on fur](#) (Communication)

Document number: 344-2022

Disposition: Placed on File

345

[Request of John Carter to address Council regarding tree canopy reduction](#) (Communication)

Document number: 345-2022

Disposition: Placed on File

Time Certain

346

[Proclaim May 5, 2022 Missing and Murdered Indigenous People Awareness Day](#) (Proclamation)

Document number: 346-2022

Introduced by: Mayor Ted Wheeler

Time certain: 9:45 am

Time requested: 20 minutes

Disposition: Placed on File

347

[Proclaim May 2022 to be Asian American and Pacific Islander Heritage Month](#) (Proclamation)

Document number: 347-2022

Introduced by: Mayor Ted Wheeler; Commissioner Mingus Mapps

Time certain: 10:05 am

Time requested: 30 minutes

Disposition: Placed on File

348

[Appoint Sam Rodriguez to the Prosper Board for term to expire August 2, 2023](#) (Report)

Document number: 348-2022

Introduced by: Mayor Ted Wheeler

Bureau: Prosper Portland

Time certain: 10:35 am

Time requested: 15 minutes

Disposition: Confirmed

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

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

349

[*Amend City of Portland Employee Benefits Program to reflect necessary plan design changes as recommended by the Labor Management Benefits Committee and as administratively required by the Bureau of Human Resources for the City's plan offerings beginning July 1, 2022 through June 30, 2023](#) (Emergency Ordinance)

Document number: 190805

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources

Time certain: 10:50 am

Time requested: 15 minutes

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

Consent Agenda

350

[Authorize Director of the Portland Bureau of Emergency Management to execute 2022 Community Resilience and Capacity Building Grant agreements not to exceed \\$300,000](#) (Ordinance)

Document number: 190796

Introduced by: Mayor Ted Wheeler

Bureau: Emergency Management

Second reading agenda item 325.

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

351

[Authorize City Attorney to appeal judgement in ACLU of Oregon, et al. v. City of Portland, Multnomah County Circuit Court Case No. 20CV27116](#) (Resolution)

Document number: 37574

Introduced by: Mayor Ted Wheeler

Bureau: City Attorney

Item 351 was pulled from the Consent Agenda for discussion.

Disposition: Adopted

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

352

[Authorize Intergovernmental Agreement with Portland State University for \\$210,251 to design and deploy the Portland Insights Survey and Spring 2022 Survey](#) (Ordinance)

Document number: 190797

Introduced by: Mayor Ted Wheeler

Bureau: City Budget

Second reading agenda item 326.

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

353

[*Authorize a grant agreement with Worksystems Inc. for the Summer Youth Connect/SummerWorks Youth Employment Program within City Bureaus for summer 2022 for an amount not to exceed \\$551,600](#) (Emergency Ordinance)

Document number: 190798

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

354

[Create a new non-represented classification of Real Estate Portfolio Manager and establish a compensation range for this classification](#) (Ordinance)

Document number: 190799

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Second reading agenda item 327.

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

355

[*Authorize one-year lease extensions for office, parking, and storage space at 810 N Graham St for an estimated annual cost of \\$177,732 \(amend CLM Contract No. 10012, formerly MM No. 30007117, and CLM Contract No. 10011, formerly MM No. 30005919, and CLM Contract No. 10055, formerly MM No. C52919\)](#) (Emergency Ordinance)

Document number: 190800

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

356

[*Pay property damage claims of Marlyne & Michael Casley in the sum of \\$30,994 resulting from a motor vehicle collision involving the Portland Police Bureau](#) (Emergency Ordinance)

Document number: 190801

Introduced by: Mayor Ted Wheeler

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

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

357

[*Pay settlement of Elijah Martinez-Reyes bodily injury lawsuit for the sum of \\$15,000 involving the Portland Bureau of Transportation](#) (Emergency Ordinance)

Document number: 190802

Introduced by: Mayor Ted Wheeler

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

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

358

[*Pay settlement of Cindy Yamaki-Runyan bodily injury claim for the sum of \\$25,000 resulting from a motor vehicle collision involving the Portland Police Bureau](#) (Emergency Ordinance)

Document number: 190803

Introduced by: Mayor Ted Wheeler

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

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

359

[*Authorize Intergovernmental Agreement with Portland State University Homelessness and Research Action Collaborative for program evaluation of Portland Street Response in the amount of \\$379,896](#) (Emergency Ordinance)

Document number: 190804

Introduced by: Former Commissioner Jo Ann Hardesty

Bureau: Portland Fire & Rescue

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

Regular Agenda

360

[Appoint Christian Orellana Bauer to the Police Accountability Commission](#) (Resolution)

Document number: 37573

Introduced by: Mayor Ted Wheeler; Commissioner Carmen Rubio

Bureau: Community Safety Division; Management and Finance

Time requested: 10 minutes

Disposition: Adopted

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

361

[Accept bid of Interlaken, Inc. for the 162nd Access to Transit - Powell to Stark Project for \\$2,819,949 \(Procurement Report - ITB No. 00001784\)](#) (Report)

Document number: 361-2022

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.

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

362

[*Amend contract with U.S. Bancorp dba U.S. Bank National Association to purchase motor fuel for City vehicles to extend term to December 31, 2025 and increase amount by \\$4,000,000 \(amend Contract No. 31000823\)](#)
(Emergency Ordinance)

Document number: 190806

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance

Time requested: 15 minutes

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

363

[Extend contract with Cascadia Behavioral Healthcare, Inc. to December 31, 2022 and increase the not to exceed amount to \\$3,790,115 for mental health clinician services \(amend Contract No. 30003831\)](#) (Ordinance)

Document number: 190810

Introduced by: Mayor Ted Wheeler

Bureau: Police

Time requested: 20 minutes

Disposition: Passed to second reading as amended

Motion to to reduce the contract extension from one year to six months through December 31, 2022: Moved by Wheeler and seconded by Hardesty. (Y-5)

Passed to second reading May 11, 2022 at 9:30 a.m. as amended.

364

[Assess benefited properties for street, sidewalk, and stormwater improvements north of SW Luradel St in the SW 47th Ave Phase I Local Improvement District \(Hearing; C-10055\)](#) (Ordinance)

Document number: 190807

Introduced by: Former Commissioner Jo Ann Hardesty

Bureau: Transportation

Second reading agenda item 333.

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

365

[Amend Water Code to comply with requirements per State statutes, correct a previous inadvertent omission, and clarify language \(amend Code Sections 21.04.010, 21.08.020, 21.12.010, and 21.12.320\)](#)
(Ordinance)

Document number: 190811

Introduced by: Commissioner Mingus Mapps

Bureau: Water

Time requested: 15 minutes

Disposition: Passed to second reading

Passed to second reading May 11, 2022 at 9:30 a.m.

366

[Amend Portland Clean Energy Community Benefits Fund Heat Response, Equipment Purchasing Partner grant with Earth Advantage Inc. to increase the services of Community Distribution Partners in the amount of \\$6,325,000 \(amend Contract No. 32002637\)](#)(Ordinance)

Document number: 190808

Introduced by: Commissioner Carmen Rubio

Bureau: Planning and Sustainability

Second reading agenda item 337.

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

Wednesday, May 4, 2022 2:00 pm

Session Status: No session scheduled

Thursday, May 5, 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.

Key: ***** means unidentified speaker.

May 4, 2022

9:30 a.m.

Wheeler: For the 2022 generation adidas cup championship win on April 16, as I say, they are truly the champions of the world. They represented our city with great style in a tournament that brought together many teams. Their display of stellar sportsmanship led to a 2-0 victory over Valencia over a championship match. You are the first academy to win this tournament. They beat Porto, Valencia, and Manchester united. We all know where that is. Big shout out to the MVP and top goal keeper. Can you raise your hands? Congratulations. It takes a team to win a tournament. Everyone has to do their part well and support each other even when the game is not going in the right direction. You showed your grit. We are all so proud of you. Congrats and congrats in advance to helping the USA win the World Cup when we host in 2026. See you all there. Congratulations. Colleagues any comments? Just a reminder the mute and unmute is on the microphones today. You are good to go.

Ryan: Good morning, it's great to see all of you and connect with you. Congrats as well. I played soccer as well in Portland in high school. I think only two of you are from Portland and the rest of you, we are happy to have you. This is my first meeting live in city council. To finally be live is great. I know a lot of you weren't live in school. I even had a great nephew who was supposed to do soccer through zoom. It doesn't work,

right. And a lot of things don't work unless your live. And so just having you here representing our city being out there doing life again and for us to celebrate life again. What's going on behind me is real life. I'm just so grateful that you all represent our city so well. I'm grateful that we have people representing all of our schools in the area and this is a prideful moment for the city of Portland and I think it's important to notice that you're our first moment live after two years of being virtual. So thank you for being here to do that. Congratulations.

Mapps: Thank you Mr. Mayor. Like my colleague Dan Ryan I want to congratulate you. I have a kid who plays on PCU. You are heroes to him. So thank you for being a role model. Thank you for representing our city so well and I look forward to following your soccer careers as they evolve overtime.

Rubio: Thank you again. I just want to echo what my colleagues have said. So thank you for bringing joy back to the city and welcome to city hall.

Hardesty: Thank you Mayor. I just want to add my -- and what you will continue to accomplish what I know is that you are disciplined and committed and ready to make sure and at some point that we get a championship. Right that's the plan. Very grateful that our very first public outing has such remarkable young men who represent our city so well. Thanks for being here. [applause]

Wheeler: Thank you. Well colleagues this is the May 4, 2022 session of the city council

Clerk: Good morning, Mayor. Good morning, Commissioners. Rubio.

Rubio: Here.

Clerk: Ryan.

Ryan: Here.

Clerk: Hardesty.

Hardesty: Here.

Clerk: Mapps.

Mapps: Here.

Clerk: Wheeler.

Wheeler: Here.

Wheeler: I do want to make a brief statement. This is the first time we've been back in this chamber for about two years. I want to thank everybody who works so hard to make the virtual system work. There are many positive things about meeting virtually. People reported to me that they were not typically able to come down to city hall and testify in person. People who were maybe older or had disabilities found it more convenient to be able to testify via zoom. We also heard from people who work during the day that it's very problematic and it takes a lot of time out of their workday if they have to come downtown and find parking or transit and wait their turn to speak their two minutes or three minutes and what we decided to do was a hybrid system because we know there are people who like to be able to participate in person and be here in the chamber and I like to be here and see my colleagues and have conversations in person. But we've decided to keep the online version as well. So people may now participate either here in person or in our council chambers or they can do so remotely as we've been doing for the last couple of years. The idea of having people here in the chamber will work as well as having people work with us to make sure that our time here is effective that we're able to conduct the city's business without disruptions. That's not up to the people here at the -- that's up to the people who choose to show up in person. So if you allow us to do our part and allow us to give space not only to hear you but to hear other people who choose to come to the chamber or participate online, we will continue this hybrid program, but we will regularly evaluate whether it is working or whether it is not working and if we need to, we will go back to the virtual plan. Exclusively. I want to be clear that's not what I want to do and that's not what my colleagues want to do. We want to keep both options open. So I'm asking you members of the public work with us to help our democracy thrive. Let's sign up when it's our turn and when it's not our turn. And whether we disagree with people, and they disagree with your personal

perspective. I just want to say that it's great to be back in this chamber on a beautiful sunny morning in Portland with all of you and with my colleagues and city staff. And with that preamble I will turn over to the city attorney for the rules of decorum.

Linly Rees: Welcome to Portland City Council. The presiding officer reserves order and decorum so everyone can feel welcome comfortable respected and safe. The city of Portland is transitioning its workforce from -- to limited public access. City hall and the Portland building will have limited public access as the city navigates this transition. In accordance with city code and state law they will hold hybrid public meeting with limited -- members of council will elect to attend remotely by video or teleconference or in person from week to week. The city has made several avenues available. The meeting is aired on channel egovpdx, www.PortlandOregon.gov and channel 30.

Contain dollars information about how and when you may sign up for testimony. You may sign up in advance with the council clerk's office for communications to briefly inspect about any subject. You may also sign up for public testimony on resolutions reports or the first readings of ordinances. In person testimony may occur from one of several city facility locations including but not limited to city council chambers or the love joy room in city hall and written testimony may always be submitted at cc testimony at PortlandOregon.gov. Your testimony should address the matter at the time. Your address not necessary. Please disclose if you're a lobbyist. Please identify it. The presiding officer determines the length of testimony. Individuals have three minutes to testify unless otherwise stated. There is a timer that will indicate when your time is done. If you're in the audience and would like to show your support for what is said. Please feel to do a thumbs down. Please remain seated in council chambers unless entering or exiting. If you are filming please do not use bright lights. Disruptive conduct such as shouting refusing to conclude your testimony when your time is up. If there are disruptions there will be a warning that the person may be rejected for the remainder of the meeting after being -- should a person -- should a disruption occur in person

council may take a short recess and reconvene in person. We appreciate your patience as we work through this transition period.

Wheeler: Thank you first individual please Keelan item 341.

Clerk: Request of Miranda Eisen to address council regarding the ban on the sale of foie gras.

Miranda Eisen: I've lived in Portland for over 18 years, and I recently completed my degree at Lewis and Clarke law school. I'm here to ask you to enforce the ban on forced feed foie gras. I've grown up here in Portland and am proud to call it my home today. We stand against the worst forms of cruelty and have some of the best vegan food in the country but sadly we're falling behind progressive places like New York City and California by allowing local restaurants to continue to sell foie gras from force fed animals. Since December 2021 advocates have been attending these city council meetings on a regular basis imploring you to ban the sale of foie gras. It's inhumane. You have heard about the -- and the environmental hazards that we continue to enable by supporting an industry that wastes large amounts of water and pollutes air and waterways with manure and water waste and threatens wild species through deforestation. The Portland community has spoken up loud and clear about this issue including the over 70 restaurants and retailers that support this ban. I encourage you to heed this call to action and protect the animals, our environment and ourselves by banning the sale of force fed foie gras in the city of Portland in 2022. Thank you for your time and consideration.

Wheeler: Thank you for your time Miranda. And thank you for the plug on the vegan food. I went to Next Level Burger this weekend and shameless plug I recommend it for anyone who is interested. Next item 342.

Clerk: Request of Don Baack to address council regarding opposition to the rose bus project on Capitol Highway.

Wheeler: Good morning, Don.

Clerk: Don, you're muted.

Don Baack: Can you hear me now. So I'm Don Baack.

Clerk: Don we can see you but not hear you.

Baack: We're working on it here. Can you hear me now? Can you hear me.

Clerk: We can hear you. There is an echo.

Wheeler: Don it sounds like there may be a computer or cell phone.

Baack: Yeah, we just shut them down. This is a bit frustrating. I live in Hillsdale. I am a member of the Hillsdale Chamber of Commerce. Thank you Mayor Wheeler and Commissioners for providing the opportunity to speak to this group. We request the Capitol Highway Rose Lane highway be shortened and implementation be delayed until 2025. What is the Capitol Highway Rose Lane project and what are the benefits of this project? The project is a bus and turn lane project that runs on Capitol Highway through Rose Dale to the start of the Beaverton Highway. This is the only thing that is happening with regard to buses. PBOT expects the travel time savings at this time -- sorry PBOT expects no travel time savings at that time. They believe that when the travel returns to pre-pandemic levels on buses that they will receive one to two minutes time savings on their bus trip. I would guess that's maybe 5 percent or less of the total time. The Rose Bus Project on Capitol Highway will dedicate half of the -- shall buses only. PBOT data show that's the 2021 peak hour on Capitol Highway was 500 vehicles. PBOT also projects those 320 vehicles per hour would be directed up to -- under the pre-pandemic conditions of travel. This represents 64% of the 2021 peak hour traffic. For the businesses in Hillsdale this is very significant. The purpose of the dedicated Rose Line is to reduce bus delay. Under present conditions there is no bus delay. So we're solving a problem that doesn't exist. PBOT suggest that the project start immediately and last three to five years. If the project anticipates impact on our small businesses occur many who have suffered losses due to the COVID pandemic will go out of business in a matter of months. We therefore seek to delay this project to 2025. What our income statements and balance sheets recover

from the start of the pilot project. By 2025 try met ridership will have dropped and the actual delay in bus changes can be money before and after the study to see if a small change in travel time effects ridership. By 2025 the traffic on capitol highway will be -- PBOT has not conducted nor discussed any financial analysis of the effect of the proposed pilot project with our business community.

Wheeler: Don I'm going to have to ask you to wrap it up.

Baack: We're just asking that thereby a city form and working with if which bot and try met to do this and that it be delayed to 2025.

Wheeler: Thank you we appreciate your testimony. Item 343.

Clerk: Request of Glenn Bridger to address council regarding the rose lane project on southwest capitol highway hills dale.

Glenn Bridger: Can you hear me now.

Wheeler: You sound grate.

Bridger: Thank you and I see the graphic is up. My name is Glenn Bridger I represent the hills dale business organization. We have evaluated the proposed rose lane project and have recommended that the implementation be delayed and further studied. Those are the hpba who you just heard. Southwest trails. Southwest neighborhoods association and the hills dale association. Here's a map of the project location showing key straights -- that's anticipated in the post pandemic world. Where this project will only save and approximate one to two minutes of travel time for riders. We are used to of traffic diversion here in our community. When there is a sneeze on capitol highway we witness a change in traffic flow. A month ago a freak snowstorm shut down capital highway in the project area. One winded street had 400 cars trying to make their way along it. One semi- truck found he is up able to make all the curves and he had to back out. We know traffic diversion. We know what will happen on occasion. We're not willing accept it as a daily planned event. PBOT studies have projects how much traffic will avoid capitol highway. We have seen this discussion and what it will do through our

commercial district. Other wonder through our local streets that you see here. PBOT has not monitors that street and -- shall I ask you to focus on the streets midway between barber and -- traffic signal up to will ger and they found that peak hour traffic from the south turning west ward on capitol highway was 100 vehicles per hour which represents our local community and 200 vehicles per hour coming from the north. That traffic coming from the north is from Portland's largest employer ohsu. This is a major exit from their campus which is located approximately a mile to the north, and it also brings three trimet bus route from their campus during evening rush hours. Historically these 300 cars have been able to merge in traffic -- the traffic will now how to fit into a single lane with the expectation that it will cause grid lock at the intersection. There are no storage lanes on to will ger. So what is the issue. We want the solution to all of these issues. We do not want harm to local commercial district, and we do not want diverse on to our local streets and this is unacceptable to both our neighborhood and our city.

Wheeler: Thank you. We pressure testimony. Thank you Glenn. Commissioner Hardesty. Why there is an echo now.

Hardesty: Thank I mayor. And I just wanted to just put some important information on the public record. I appreciate the folks who testified today in regard to the capitol highway rose project. This proposed project will serve nine bus lines at full service capacity in 2019. This corridor saw 28 buses per hour in the peak hour time period. The project would add bus and time lanes in both east and west discretions on capitol highway approaching sun boulevard. People driving may still use the lanes to turn into driveways and intersections. While traffic volumes are increasing current traffic levels have been significantly reduced pre-covid. Pre-covid rerouting will -- is likely not expected. Given the limited to devote to local street services. Let me say that this project construction is expected to be relatively quick completed within two months. Which is almost unheard eh when you talk about transport aches projects. During construction driveways and sidewalks will remain open. Rose lane corridors will be implemented

using an incremental pilot approach to deploy change quickly and to anticipate and respond to real world impacts as they emerge through monitoring. This is a form of climate action equity that acts with appropriate urgency -- sorry I lost my spot. Acted with appropriate urgency while being responsive to community needs. PBOT is committed to monitoring service to local streets and mitigating them as needed. I want to make sure that the council knows that they adopted the project -- including southwest capitol highway as a key corridor. PBOT has met with community organizations such as the southwest neighborhoods incorporates. Sweeney. Southwest community service groups as well as with local organization dollars and hills dale organization and hills dale business and professional association. We as always welcome public input. This project should again be a project that furthers the council's goals around climate mitigation and equity. Thank you mayor.

Wheeler: Thank you commissioner Hardesty. Next individual key land item 344.

Clerk: Request of Diana Martinez to address council regarding a ban on fur. Diana canceled their request.

Wheeler: Very good. Item 345.

Clerk: Request of John Carter to address council regarding tree canopy reduction.

John Carter: I'll have to come in next time. This is a pretty alarming statistic the city has ended its contract with friends of tree and important institution I believe that has been teaching people how to plant trees seasons 1969. So why end it now and why without clear explanation. The city claims to be developing its own program but this will take a lot of time. We don't have and it will variably cost more than the \$25 per tree that friends of trees charge. The city's goal is to crease street canopy, yet the opposite is occurring. Talk one thing to another and this seems to be a trend of many of our climate related goals including the shift away from automobile dependency. But in the case of trees, why. Within the span of five years to me there's an obvious connect to be made. Been a boom in building and the motivation here has been money, you don't make

money keeping trees. You make money building the box for financial return and efficiency. Housing costs but it doesn't seem that they are. More and more units seem to lie vacant without going down in price because of how the loans are structured and other financial trickery. But I digress. It's just frustrating to see because with the three's money seems to be the unconscious authority on the decisions that we're making. What's the city's plan here. So me it shouldn't be to be people's air conditions which is only a solution in the short term to help save lives. We should -- and lots of trees. But instead it seems that we're headed in the opposite direction. More concrete. More pavement less streams less green space. A less wild and more urbanized city. This is a goal of money because these things make money. I think that the council's intentions are good. Think all your intention are good. I believe the government wants a greener Portland but the results seem to be speaking to an opposite conclusion. So I ask again what is the plan? Thank you for your time.

Wheeler: Thank you appreciate your testimony John, and we look forward to seeing you in person next time. That will be great. Keelan that completes communication.

Clerk: It does.

Wheeler: Have any items been pulled off the agenda this week?

Clerk: There has been one request for item 351.

Wheeler: Please call the roll on the remainder of the consent agenda.

Clerk: Calling roll. [All ayes.]

Wheeler: The Consent Agenda is adopted. We'll go to the first time certain item, item 346.

Clerk: Proclaim May 5th, 2022, missing and murdered indigenous people's awareness day.

Wheeler: This act contains language referencing acts of violence that may be upsetting to some people. The official day of awareness is tomorrow May 5th but we're reading the proclamation today because there is no council session scheduled for tomorrow. It

will take the work of money to put an end to the violence against native people and to address the root causes of this violence. We acknowledge the disproportionate rates of women who have been victimized by domestic and sex you'll violence and human trafficking. Native person and Alaska native women are two times more likely -- we acknowledge that this disproportionate harm is due to cycles of abuse and violence rooted in generation and historic trauma and we acknowledge the challenges in non-tribal governments effort to collect data and these acts of violence make it all the more difficult to understand the full severity of this issue. The city of Portland is working hard to address the issue of missing and murdered indigenous people. The savannah act -- for cases involving milling and murdered native Americans. The not invisible act. Which increases intergovernmental -- to identify and address violent crimes against native people and within native lands and the -- against women reauthorization act which expanded housing protects to victims of domestic violence. Dating violence. Self I'm assault and stalking within the housing and urban development housing programs. This year in alignment with the Oregon department of justice we have also moved to more inclusive language to acknowledge all people experiencing violence and sexual assault in the native American community. The city of Portland and the Portland police bureau are working to strengthen our relationship and communications with tribal law enforcement. Our police officers will continue to enforce tribal court protective ordered which is a critical step towards improving the safety of native women and the city will continue to partner with the native community and tribal law enforce agencies to assist native people would have been reported missing here in the city of Portland. For the last five years, the city's tribal relations director has worked with the port lapped community to raise awareness of these issues with the expansion of the tribal relations program this vital work regarding missing and murdered indigenous people and I want to thank community member who's have assisted in planning this year's virtual and in person awareness events. Specifically I'd like to recognize Portland state university institute for

tribal government. The native wellness institute. The northwest Portland Indian board. Multnomah future generations collaborative. Native American youth and family center and -- for your partnership on the city's MMIP awareness events. There is a number of events to participate in this week including and in-person community event tomorrow May 5th from 3 to 8: 00 p.m. At south Hawthorne waterfront park. More detail on this event and a recording of virtual plans can be found on the tribal relations website. Though this is just the beginning of the work that needs to be I urge my colleagues and all Portlanders to join in solidarity with local and national efforts to end the crisis of missing and murdered indigenous people. For native people it may be, and unsafe station please know that there are services available to help you. The national indigenous women's resource center has a strong heart's help lining. The number is 1-877-7-native. Or 1-877-762-8483 for help. With that it's now my honor to turn this over to tribal relations community liaison Miranda Mishan. Good morning Miranda.

Miranda Mishan: Good morning mayor and council. It's exciting to see you all in person and to test out this hybrid format with you. My name is Miranda. Before introducing our panelist today I want to share briefly about tower theme for this week and why we chose it. Our theme for this year's awareness event is tending our roots. By tending our root we -- gender vie answer due to set letter colonial values and impact indigeneity. We know that generational abuse exists and it perpetuated in our community through community conversations we hope to share valuable knowledge about how our cultural values can offer us a sense of justice and a path to healing. We have excited today to be joined by two wonderful guest speakers. These two women represent strength and cultural values in their community and are here to speak to the missing and murdered indigenous people. Dr. White bear and enrolled member of the coastal band of the chew mash nation and she receives her -- and is a mother poet and activity. She is happy canyon princess and is a graduate of saint Marys in Portland and we'll also have the opportunity to hear from tribal relations director Laura John to

provide and update on some of the progress that we have made. For now I'll hand it off to Dr. White bear. Thank you.

Luhui Whitebear: Hello hi name is it Luhui Whitebear. I use she and her pronouns. I am joining you all from the lands where I live and work over in Corvallis. Today as we gather to read another proclamation. I want us to remember that there are people out there waiting to be brought home both living and dead. There are families in grass root organizations making calls and following leads. As I offer these words we cannot forget that. My advocacy work with MMIP has largely focused on indigenous women and two spirit people. Not because we're murdered and go missing at high rates and because of the ways of the way the states continue to target us because of who we are and the way we continue to serve in our community. We know that this cries sis not contained within a -- in reality we still have no idea how bad our community are impacted. Grass root organizers do what they can to collect the data. Yet set letter systems continue to miss gender or miss race our people. This has to change. As we continue to think of what is next because the state can be the end of advocacy and change of course. We must look at the root cause of this crisis. We must center the needs of grass root organizers and data collection and policy change takes time. And while those matters are being worked on which they must be we have to find ways to intervene until we get there. Families in those still out there need this to happen. Grass roots organizers doing the grouped work need this to happen. The question is with a are we willing to do to create change. Are we ready to face our own initialized issuing within our communities are we willing to hold those accountable for the harm they cause? Are we ready to address meth, heroin? And fentanyl controlling the lives. Are we ready to talk about mental health and generational trauma? Are we ready to talk about homophobia and are we ready to talk about pedophilia? Whether or not we are ready. We must move towards addressing these issues. They are all incredibly tied to the conditions that make the MMIP crisis possible. If we cannot break silences and come up with solutions it will be hard to fully

address the issues that compound MMIP. This day is about creating about how MMIP impacts our community. This is part of raising that awareness. It is saying look we have a serious problem, and we cannot wait. We need change now. These families and missing people and they are being at all levels on ground searches and legislative halls. In the streets and in city council and recovery work in policy work and in council and in breaking the silence. So I ask again what are you willing to do to create the changes we need? Thank you for your time. Marley if you're still on you can go ahead and unmute.

Marley Johnson: Thank you. Good morning and thank you all for being here today. I'm grateful to have this opportunity and experience to share my thoughts on missing and murdered indigenous people. I want to give a big thank you to Miranda for inviting me to be here today. My name is Marley Johnson and I'm a descendant of the -- I'm a sophomore at mount hood community college where I'm working towards my associate degree. Along with academics I'm also a member of the women's softball and basketball team at mount hood. I hope to transfer to a university. I will major in journalism and continue my athletic career. Along with being a student athlete I was selected to serve as a happy canyon princess for the -- has been an opportunity for me to represent and act as an ambassador for my tribe. It has occurred to me the importance of amplifying and advocating for movements such as the MMIP movement. I'm extremely thankful to be a happy canyon to and express my thoughts about the movement when I reflect on my initial knowledge of this movement I remember feelings of defeat, confusion and fear. I feared that I would become another statistic that I would one day see one my close friends on a missing fire that would fade away. That our elders would be gone without a trace. My mind can't and never will be able to comprehend the sheer volume of women and people from any community would have vanished without the attention that our white counterparts have received. I have had the opportunity to understand the lack of value of the lives in both my cultures. I have also been able to see how systematic racism and lack of resources and overall lack of importance and attention

placed on my people played into issues such as the high quantity of missing indigenous people. The current and historical trauma can breed a vicious cycle of substance abuse disorder and violence which can lead to missing and murdered indigenous people. The missing and murdered indigenous people's platform serves for people to be heard. I hope through spreading awareness we can begin to better protect native lives. Thank you.

Laura John: Thank you so much Marley for joining us odd. We appreciate your voice. And -- who we had join us for our awareness events in the past. Hello mayor Wheeler. Commissioners Rubio, Ryan, Hardesty, and Mapps. This is our fifth annual missing and murdered indigenous people's week. I'm excited to share some of the momentum that we've made and progress that we've made here at the city of Portland and beyond. The work that we help put forward to help raise awareness internally and externally. Has caught a lot of attention. We are being a role model for other municipalities in doing this work and to join Indian country to address the epidemic of missing and murdered indigenous people. What I'm hearing out there from families and tribal law enforcements that more needs to be done. And we have an opportunity to be a part of that. One of the things that I hear quite frequently is the harm and re-traumatization when they're not receiving the service that's they need or the attention that they need, or they are not being feeling as if there is empathy and understanding and compassion when they are making these reports of missing persons. I changed my background today. I wanted to highlight this young woman who has been missing so I'm trying to pull this backup here. I just closed it on accident. Give me two seconds here. Who has been missing for several weeks now in the Portland area? We need to be in collaboration with families when they are making these missing reports. This is Ms. Rose Mary Medina and she's 15 years and has been reported since March 11, 2022 and I can't imagine what her family is going through right now. I have a family as well and I will tell you something similar to what was mentioned for many of us our children particularly

our daughters and granddaughters and nieces. It's not a matter of if they go missing. It's not a matter if they're sexually assaulted. It's not a matter if they experienced domestic violence. It's a matter of when in our mind because of our experience and the experiences of others around us who are native. We can be and ally and advocate in this area in the city of Portland of. What we've been able to accomplish in the last year is beginning conversations with the Portland police bureau. With Portland police response leadership and with the bureau of community communications to find ways that we can strengthen our systems. So one way is to bring in trainers with -- and that our employees understand how to do that if they're dealing with a native family or a case of a missing native person. We just recently met with commissioner Mapps. Thank you so much for that time and meeting with the federated tribes. And over there has expressed interest in partnering to do an exchange between our 911 employees and theirs to learn from each other to create opportunities for partnerships and identifying ways in which we can engage in mutual aid between our two law enforcement agencies and imagine response call centers. My team and I and it's so nice to say my team and I for the first time coming to council. Miranda mission and stone -- has. Thank you council for supporting the resources to bring them onboard. I'm so impressed. We will be attending the north Indian conference in two weeks. We've also been invited by elder patsy white foot who has come to council in the past. So we will be there. Bringing forward what we have a doing as a local municipality for other municipalities and for tribal leaders to go back to their communities and say look at what Portland is doing. We'd love for to you do that too. We are also beginning a conversation internally co-lead with -- from the Portland bureau equity office internal conversation in partnership with the office of equity and human rights in particular what our some ways in which we ask address the current challenge that offices face in not having a standard operating procedure in which to verify someone's race and ethnicity and at that time that is being assumed by the office and that's creating a challenge in having the data not just for

native people but for all people across the board. So we're having conversations now to find ways in which we can strengthen that system in ways in which we can support the police bureau and accomplishing -- and reporting of race data. Very excited about that conversation and I hope to have a great update to share with you next year when we come back. As you're all aware I do want to put this on the record for those that are tuning in. This last year we had a number of bills that were included in the city Portland's agenda. We are continuing to put that lens on our analysis on the upcoming bills to identify the legislature in the congress to be -- improved programs additional funding and resources to address this issue nationally whether it's an urban or rural reservation areas. What I would like to follow-up with and let you all know we will be working with bpd to reissue the memo that went to sworn officers a few years ago because we know there's been a lot of turn over at the bureau. We in situation with -- dpst training to make sure officers are train and knowledgeable about tribal law enforcement and some of those challenge that's exist such as the lack of access to particular databases that we use that tribes don't have access to and vice versa. Which is creating a big gab in communication and being able to partner and engage in mutual aid. And then lastly, we are partnering with the -- now partnering with the Oregon department of justice missing and murdered indigenous people coordinator. This is a position that was funded and hired in the past year. We've already had a number of conversations where she's been able to reach out directly to me and ask questions about our policies and procedures and to get insight into how we're seeing this from a city perspective. Thank you so much council always for your support we look forward to continuing to address this issue as a team and as a city. Thank you so much.

Mishan: Thank you Laura so much. It's a pleasure to work on your leadership and thank you to I will pass it back to mayor Wheeler council thank you for the time today.

Wheeler: Thank you for the presentation commissioner Mapps.

Mapps: Sure I'm honored to join you to proclaim May 5th, 2022, missing and murdered indigenous people's day. And we recommit ourselves to working with tribal nations to end that violence. Today native peoples face an epidemic of violence. Homicide is the leading cause of death for native women. On -- at a rate ten times the national average. Four out of five indigenous women have experienced violence in their lives and today, the U.S. attorney's office for the district of Oregon is investigating the murders of eight indigenous people and the disappearance of an additional 11 native Americans connected to Oregon. What's happened to indigenous people on reservations across the nation and in the state of Oregon is unconscionable and outrageous. We should also take time to acknowledge that some progress has been made. Oregon took a big step against the violence against native Americans when access was granted from the national crime information center. Still it's past time we take a comprehensive approach to protecting the lives of native Americans. We can do that by embracing violence prevention strategies that bolster tribal economy. Improve -- and expand access to culturally appropriate support services. I'm committed to working with the good folks over in the office of tribal relations to meet these goals. Colleagues for this reason as well as more I'm proud to join you in proclaiming May 5th 2022 to be missing and murdered indigenous people's day.

Rubio: I want to thank you mayor and Miranda for binning awareness. And give deep gratitude to Dr. White Bear and Marley Johnson who are working hard to advocate and raise awareness in the community every day. The high rates of violence are shocking and the action is indefensible. Our values and our consciences -- this is happening in our own backyard and we all have a responsibility to be informed and activated about this horror. I'm so glad to hear that we're making progress at the state level and for my part I will continue to advocate for improving data collection and cross jurisdictional partnerships but it's not enough to imagine the urgent need for action. So I look forward to hearing about how we as a city council can do more and some of that was

talked about. And effective action starts with facts and education. So I want to reiterate to raise our collective understanding in our advocacy. So thank you again everyone for giving us a strong voice and a call to action about the important work ahead.

Wheeler: Thank you commissioner Rubio. Commissioner Hardesty.

Hardesty: Thank you. Let me start by thanking Laura John. I also had a moment of joy when you introduced your team because I know how long and hard you worked as an individual to make sure these issues were front and center for this city council. I so continue to applaud the great work that you're doing and what a great -- I wanted to makes sure that we are not just being perform at I have in this conversation and really talk about what do we need to have as part of our legislative agenda going into the next legislative session that will ensure that when we come next year we're not continuing to talk about the lack of access to information, the lack of accountability for holding people accountable when restraining orders are issued. The lack of not believing a victim when they say that they have had this lived experience. Soy just wants to make sure that we're working early to that the values that we've discussed today are clearly reflected in our legislative agenda next year. But in addition to that we're in the process of hiring a civilian training dean for the Portland police bureau and I would think that we want a training dean that would be grounded and making sure that we're creating and opportunity for healing in our native community and I apologize. Miranda. I mispronounced your last name. My apologies for that. I will do better next time. Let me just say this is a day on really reflecting op what we've been able to do as a community, but I also hear clearly it's a call to action on what it is we still need to be doing and pushing forward and being unafraid of calling it as we see it. And I applaud the incredible work that's been done so far, and I look forward to this continued partnership to make sure that there is no missing woman or girl in our community ever again. Thank you.

Wheeler: Thank you commissioner Hardesty. Commissioner Ryan.

Ryan: Thank you mayor. Manage you for bringing this forward. Miranda your time, bold caps. Thank you for as always is the case with the native American indigenous community this epidemic like all numbers when it comes to data with the I have American community is under reported. It is not a matter of fact and so it's if and it's when. When you mentioned those comments. It's not a matter of many, it's when. That's your lived experience and I believe you. And I really appreciate that you're working with our first responders. It was compelling to hear your testimony before us today. And thank you dr. White bear and Marley and Dr. Whitebear your words at this moment we have people who are in pain searching for loved one and then the 500 year crisis inflicted upon your community by the settlers. Are we ready to talk about the addiction crisis and the mental health crisis? I stand with you. To get through this we must get out of denial. My heart is full my thoughts are with your family who are missing a family a friend a loved one. I stand? Solidarity who continues to challenge the inaction in response to this action. And I continue to stand with our community partners to -- with tribal government to address this crisis. I'm grateful to be aligned with the -- to take action and lead us forward. Before a conclude I would like to acknowledge my niece at the Indian health board who always has her uncle's ear. Thank you again for being here this morning.

Wheeler: Thank you commissioner Ryan. And I would like to thank my thanks as well to director Laura John for our outstanding leadership of our tribal relationships office and Miranda thank you for coordinating today's events. Dr. Whitebear and Marley Johnson thank you for your heart-felt and important testimony and lived experience. We appreciate it. It's now my honor on behalf of the Portland city council to read a proclamation that you helped draft on behalf of us and the city. Whereas the city joins a growing chorus in supporting the National Day of Awareness for missing and murdered indigenous people. And whereas the lasting effects of colonization and the history of oppressive policies directly correlate to the missing and murdered indigenous girls and

whereas the disappearance and murders of indigenous people is directly connected to domestic and other forms of violence. Sexual assault. Trafficking and a history of childhood and historical trauma. And whereas our community recognizes that we're all related to each other. To the earth and to those who crawl swim and fly. And in consideration of this, we have chosen to honor all our relations within inclusivity and align with the state of Oregon by modifying the scope of MMIWR to MMIP and whereas these acts of violence and corresponding oversight and neglect I have government law enforcement is a -- by the city of Portland. And whereas the city of Portland recognizes that the issues of missing and murdered indigenous people are -- but impact urban areas like the Portland metropolitan region whereas the city of Portland urges Portlander to wear red on the fifth of the month to continue to raise awareness about the needs to address the systemic obstacles. And whereas the city of Portland tips to advocate to our state and congressional delegations for legislation policy to address the crisis and follow the guidance of native leaders. And whereas all indigenous people stand together in solidarity against sexual violence and domestic abuse and work to address the root causes of these persistent systemic issue and protect our relatives from further harm. Now therefore I ted Wheeler mayor of the city of Portland Oregon the city of roses does here my proclaim may fifth to be missing and murdered indigenous people's awareness day and encourage you all to observing this day. We'll go next to the next time certain item, item 347.

Clerk: Proclaim May 2022 to be Asian American and pacific islander heritage month.

Wheeler: Colleagues we claim today AAPI heritage month and that encompasses the -- Micronesia and Polynesia representing a broad aware of languages and religious believes. This proclamation will important is not enough to acknowledge the contributions of this communicate -- especially now with the hatred and discrimination toward the AAPI community during the pandemic we need to remain a strong supporter alley to these communities. A recent survey by the Oregon values center believes that

nearly 50 percent of Oregon's had a racial slur used against them. 50 percent. The Oregon department of justice report hate crimes spiked by 36060 percent in 2020. Based on the survey results 33 percent of participants or more than 50,000 Asian Oregonians said they reduced the amount of spent in the community engaging request family or friends or physical activity levels or trips to the store because of a raced based hate crime. I'll be clear. Asian person and pacific islanders are integral and are welcomed here. I will continue to prioritize your safety and your success. Your contributions are what makes port lapped great. We must ensure that new ordinances and policies are created with a lens centered on the AAPI community. I'd like to now introduce from the affinity group and Shaina Hobbs from the -- welcome and thank you for being here.

Shaina Hobbs: Good morning. Thank you mayor Wheeler commissioner Mapps colleague and friends. Thank you for joining us this morning. We're here today in partnership and soul dare with hoppy to celebrate Asian American and pacific islander heritage month. There has been increase in acts of violence towards our community. We must acknowledge this unfortunate reality, but we want to focus on the -- celebrating the joy and beauty within our community.

Roshin Kurian: Good morning everyone. I'm here to represent -- resource group also known as happy. We have and amazing lineup of speakers and performances from the Portland metropolitan AAPI community to celebrate our culture that's -- first we'll kick it off with our honors speaker: They are a creator. Her contemporary works include deep collaborations with acclaimed artist and choreographer worldwide. So they found new expressive works in 2012. Three residency and artist conversations and fore performance this vibrant performing arts venue celebrates bold new works by artist. So she is and adjunct professor teaches arts advocacy, and she is and advisory committee member of the interstate fire house cultural center and served on the cultural center. She served as Oregon's art community as well.

Subashini Ganesan-Forbes: Thank you so much. Good morning mayor and commissioners. I'm of the tamal organize in which originates from the southeastern state. May's parents immigrated to Singapore a tiny country in south east Asia in the 1960s where I was born. I eventually immigrated to the state from Singapore over 30 years ago. Since 2000 and one I have called Portland and Oregon my home. And immigrant from south east Asia with south Asian heritage. As a woman a choreography and art advocate teacher wife daughter and friend it's an absolute honor to be a part of this proclamation event. In these times when even the highest court in our country seems to be moving in the direction of dismantling human rights I'm grateful to spend some time celebrating the plurality of our -- making the contributions that the AAPI community has brought to the USA and Oregon and most importantly to continue dismantling the device I have rhetoric as we uplift our citizenry. First off who are we of who are those Asian pacific island communities. We consist of approximately 50 ethnic groups speaking over 100 languages with connections I'm going to name a few. Chinese. South Asian. Japanese. Hawaii. And about 2/3rds of us identify with our specific ethnicity or country of origin. I wanted to know how May became the designated month for our AAPI communities. It was first created by congress in 1992. The heritage month fall in May because of several historical milestones including the 1843 arrivals of the first Japanese immigrants and Chinese labors contributions to building the transcontinental railroad which was finished in 1869. Some other things to note about the heritage month as of 2000, Asian and pacific islander became two separate racial categories on the us census. There is some who think it's important to not lump these very diverse groups under some pan ethnic umbrella. And Asian diaspora studies says it's difficult to honor and Asian American experience given what an enormous population the category applies to. There is continued examination of this culturally flattening effect that creates the risk of and here I'm quoting choy again the erasure of various individual groups and other parts of the culture and their different contemporary political issues.

In Oregon our Asian and Pacific Island populations is increasing not only in size but in diversity. Are now among the five largest populations in the US. The number of South Asian Americans has grown significantly as well as the Pacific Islander Americans. Including those who are Native Hawaiian. They hold leadership positions across all these sectors. We're community member in our neighborhood and brings our strength and diverse voices empathy compassion and love to engagement with our fellow Oregonians at the same time it doesn't go without notice how much our community has dealt with in the last two years and how the ripple effects of racially driven rhetoric the survey was mentioned a little earlier it was published less than a week ago and it provides some grim statistics. Oregon values and belief center partners with specific organizations including the Asian Health and Service Center to gauge prevalence and attitudes for hate crimes in the state. The survey conducted from -- found that in most instances roughly half or more than half of the nearly 500 and 50 Asian residents surveys reported race based harassment. They showed 19 percent of respondents saying they're a family member and were threatened with physical violence because of their race. Another 15 percent has been denied service because of their race and -- had been marked by racist graffiti. The same percentage of respondents reported they or a family member were assaulted or injured because of race. Those who participated in this polling say more awareness of race based bias and hate crime it's needed throughout the state as well as expanded support services and as we all know as recent as last week we saw the standardizing of several for store fronts in our Jai Jade district that seems racially motivated. In the midst of all this public facing challenges, it is important to recognize that our city and community come together constantly to celebrate support and create safe space for many of our Asian American Pacific Islanders. It's absolutely thrilling to know that last week this council unanimously approved the transfer of 82nd Avenue from state to city ownership to build a better initiative because much needed improvement needs to be made for that roadway to be brought up to city standards

and reduce the number of crashes along it. This is a significant investment I believe in our cities AAPI community as there is a rich diverse and active AAPI community along the southeast corridor of 82nd avenue. In conclusion, really I feel like we keep moving through the same recurring themes year after year when we launch the Asian American Pacific Islander Heritage Month. I think of how can we understand and celebrate and accept Asian American Pacific Islanders who live and participate fully in Oregon and our country. I want us to think about how we can understand and reduce the way in which so many people visibly and vocally wonder where are you really from when your Asian American and Pacific Islander friends have been and continue to contribute as Oregonians for decades. Also how do we understand to keep moving into compassion and building bridges so that the plurality of our communities can be celebrated and made visible without feeling like we need to conform or drop our cultural uniqueness in order to belong as Americans. Together we can do this. And I'm so grateful to be celebrating the beginning of this heritage month with all of you. Thank you so much.

Kurian: Thank you so much. Apologies for mispronouncing your name. Next up we have an amazing dance group. Council clerk if you can please start the video for --

Angie Jackman [video]: Aloha. Good afternoon everyone. I'm the owner of -- Polynesian dance troop. We are a local Polynesian dance group located right here in the Cedar Hills shopping. Thank you so much for including us -- today in your heritage month events. We're so grateful that we'll be able to bring a beautiful dance to you today and so this song that we bring you today is entitled -- and which means my love. In Polynesia the songs are not only beautiful to watch and dance but it brings a lot of meaning and stories. We try to invoke feeling in our audience with the songs that we bring and this song especially it is very special to me in that my -- or my teacher in Hawaii has an instructor and she wrote this song as a gift for her daughter on her wedding day. It talks about the love that two people have for each other, how each sparkle in each other's eyes. How their hands will be held to go forever and just overall

love and what makes this song extra special for me is that my teacher recently passed away and her daughter had gifted this song and dance so we could share it with the world. Thank you for allowing us to share this song with you today. Thank you. [music]

Hobbs: Today we're honored to share a video from the local group -- Carlo and his students. Council clerk please start the video for rose city --

Carlo: Hi folks my name is carol. I started this during the pandemic because I wanted to teach Filipino martial arts. I have been practicing since I was about 15 or 16 years old. I am 41 now. So if that's anything that's about the amount of time I've been doing it for. I was fortunate enough to study in the phil means. Which I have also have the please you're of training with. The reason I started teaching besides, you know, physical activity and the pandemic is I wanted to revisit my roots in Filipino martial culture and I attracted a lot of students that wanted to reconnect with their culture and their heritage and amazingly to do that is through the arts that were founds Philippines. As the heart is known by those many different names all have their roots in a bladed weapons system but that had been adapted to a blunt weapon such as a stick which is more commonly seen nowadays because of restrictions put upon them of carrying blades during the colonization of the Spanish occupation. I think it's really important to understand that it's beyond our weapon culture. They have their roads based in the community as well. And they helped bring together many different individuals from many walks of life under one banner if you will and it's amazing to see that in many modern days that we're moving forward with everything and stirring the art as we know and as we love it. Our community is growing here in Portland, Oregon, and to be able to share that with everybody is a really important thing for all of us. Rose city Escrima is open to all. It is free. I don't charge anybody solely based on I really just do it for the love of the martial culture of the Philippines. I'm proud to be able to teach and to pass on the knowledge that others passed on to me. So, yeah, that's the story of Rosa Escrima.

Kurian: Thank you, we would like to extend a big thank you to our presenters for sharing your beautiful words and performances with us today. Hoppy would like to extend an invitation for all city employees for development training May 10th, noon to 1: 30 p.m. Entitled how to break the bamboo ceiling. Intended to help AAPI unlock leadership potential. We will have a full discussion soon after. If you have any questions about the event, please contact ning.jing@PortlandOregon.gov.

Hobbs: As part of the of the AAPI heritage month, open to all city employees on Thursday, May 19th, at the Portland building. This celebration will highlight traditional Filipino games and foods, fun time to reconnect with other city employees in person. There will be Filipino food, door prizes and karaoke, look out for an invitation coming soon. Thank you to all who have joined us today to celebrate AAPI heritage month. Now over to mayor Wheeler and council.

Mayor: Thank you very much. That was a terrific presentation. Before I read the proclamation, I will ask my colleagues for any comments they have and we will go in reverse order from what we did on the last one. Commissioner Ryan.

Ryan: Thanks for bringing this forward, wonderful group of community members led by our own city group to Pacific Asian Americans and Pacific Islanders' heritage month. Thank to those who spoke of their experiences in Oregon what it takes to celebrate Asian Americans and Pacific Islanders. 100 languages and then why may, couple of examples. Chinese labor connected to the transcontinental railroad was completed in May of 1869. I also was appreciative that you brought up your recent report that I just -- sequences to read in detail that really points out the spike in race-based harassment that really took off since COVID. Thank you for sharing the findings from this research. It was very important for us to listen to. And you acknowledge the recent celebration, congratulations Commissioner Hardesty, in the heart of the J district. From the islands, my beautiful dance, as my sister-in-law says, it is a prayer in motion. It grounded me witnessing it even on zoom in the council chamber, this virtual room. The

Filipino martial arts, thank you, teacher, what a gift you are to the Filipino community and city, the fact that you are so inclusive on who ulcer of was a great story. All stories pulled at my heart strings. They reminded me of my own stories of being an ally and understanding the vast, vast, vast Asian Americans and pacific islander's culture. For me it took off in the late '70s when officials of the time chose to funnel all Vietnamese refugees to Roosevelt where I was attended. 300 new students, it was amazing and awesome. It was life-changing. From that time, I have some lifelong friends including Mr. Lee Hojab. I have also been lucky to have a sister-in-law and nephew and niece to brought the Hawaiian and Filipino culture to our family. And I want to end by recognizing the Tongan community, with you commissioner Mapps shortly after the tsunami, it was so powerful to be in their presence as they were experiencing grieve, intense grief. Mayor, seeing you recently at the consulate opening. We have a very vibrant and very diverse and very rich Asian Americans and pacific islanders' community. And it is such a honor to be on city council, to have opportunities to get to know everyone better and for me it has definitely been the Tongan community over the last few months. So I just want to say thank you for bringing this forward. Here's to may being Asian Americans and pacific islanders' heritage month. Here's to wearing red on the 5th, which means I need one more red shirt. This is the only one I could find. So anyway, I join you all in saying I approve -- do I approve anything? We are making comments? It is so fun to look at all of you live.

Wheeler: Just a proclamation.

Ryan: Rather than in my home, what's going on.

Wheeler: Thanks commissioner Ryan. Commissioner Hardesty.

Hardesty: Thank you, mayor, and thank you for what an incredible presentation to council today. I want to start my remarks by thanking the mayor. In March of 2020, when covid first hit, when we had the first opportunity to have relief dollars go out the door. We prioritized the AAPI community because we already had heard about the

increased hate, the increased stupidity of people around what covid actually exposed and what it really exposed was the underlying racism that is really in the dna of America. And I have to say, it was one of my proudest moments to be in that very first economic meeting with mayor Wheeler and having no argument with anybody about prioritizing AAPI community members and prioritizing them getting the first relief available. Talk about a proud moment, council, that was one of my prouder moments. I will say that I have been fortunate in my life to have a lot of deep relationships with AAPI community members and it is kind of ironic how nobody becomes a minority until they hit American soil. And then all the sudden we have little boxes that we like to put people into and we just kind of check a box and say, okay, this is who you are. What we know about the Asian pacific islander community. They are diverse, they have brought so much joy into our community here in the Portland metro area. But I want to talk a little bit about how political representation matters because I was privileged to be around when Apano was a thought in the eye of some crazy person who actually shot Asian pacific islanders could get together, they could organize themselves and they could demand that they have representation in places that they had not experienced in Oregon before. And I have to say, even today when I go into a space like Apano and I see 20 something and 30 something-year-old change agents, what I know is that if we don't mess it up irreversibly before they take over, our future is well assured. Asian pacific islanders will continue to lead in board rooms and legislative rooms and all over the state of Oregon. I hate that when we take these opportunities to actually applaud a month, we also have to actually acknowledge the racism that is embedded in how the United States works. I look forward to a day where we can applaud communities without reminding people of how all of us don't have the same experience in the United States of America. So mayor, I will always have that fond memory because we walked in that room and we knew this was the right thing to do and it was the right thing to do and it continues to be the right thing to do. So today I applaud everyone who is represented by the AAPI community

and just say, I see you and I am so proud of what you are doing, whether it is in political arenas, business arenas, et cetera. You got it. Thank you.

Wheeler: Thanks commissioner Hardesty. Commissioner Rubio.

Rubio: Thank you, mayor, commissioner Mapps, bringing this important proclamation forward. Thank you to our former creative laureate for your important words and to the dancers and martial arts teachers for your great presentations. The term AAPI includes so many groups and cultures with deep and different histories and contributions and stories. Each deserving recognition and celebration. And I greatly appreciated seba's words, I always felt a bit uncomfortable, strong pull to recognize and celebrate each community on its own. So I appreciate -- I know I'm saying appreciate a lot, but it is true. I appreciate the comments we have heard today and in part because it is something that we experience also in my own community, Latinx community. Some of these experiences during this time, uncomfortably binding as hate and racism have been directed towards AAPI community members while simultaneously experiencing cultural erasure. The data we just heard is terrible but it also shows us where our work is in this state. And that is why this year's theme of advancing leaders through collaboration really resonates with me. We already know that better things become possible when we co-create a decision-making table that includes diverse voices that are representative of today's Portland. We know these things. Every appointment or election to the many committees, commissions or councils that keep our city and/or state functioning is an opportunity to build belonging but together. It is also about leadership that allies can show. Standing up and interrupting racism, challenging implicit bias, supporting community members, supporting AAPI owned businesses and artist, the leadership we as a council need to show, investing in economic development as well as physical spaces where community come together and where communities are concentrated. So this month, I just want to echo all the comments of my colleagues and encourage us all to commit to up lifting the vast and diverse leadership, creativity, entrepreneurship that

exists within the AAPI communities and also to lifting up those who are leading with their strength, resiliency and values to make their communities and city better.

Wheeler: Thank you, commissioner Rubio. Commissioner Mapps.

Mapps: I would like to thank our invited guests for the powerful testimony they shared with us today. I would also like to say that I am delighted to join us in proclaiming May 2022 to be Asian Americans and Pacific Islanders Heritage Month. During this month, we come together to recognize the history, achievements and unmet needs of Asian Americans, Native Hawaiians, and Pacific Islanders. People of Asian descent have been here in Oregon since the 1850s. Our Asian ancestors worked mines in eastern Oregon. They built the railroads. They were farmers and fishermen. In other words, they built the Oregon that we all inherited and love today. Despite the contribution Asian Americans have made to our community, our Asian American neighbors have endured a long history of discrimination. For example, the Chinese Exclusion Act of 1882 banned Chinese immigrants from these United States. And during World War II, in our own city, Portlanders of Japanese descent were rounded up and imprisoned at the Portland Expo Center before being shipped off to internment camps. Even today, Asian American communities endure harassment and violence. Now, while racism may have been part of our city's past, racism must not be part of our community's future. That's why today this council stands with our Asian American and Pacific Islander neighbors in condemning and working to end acts of violence against the Asian American community. And there are other challenges which must be overcome, too. The American dream remains out of reach for far too many Asian American families. And that's why I would like to thank our community partners who support Portland's AAPI community, Apano, IRCO, Chinese Consolidated Benevolent Organization, Vietnamese, Japanese American Society and Philippine American Chamber of Commerce. Thank you for the work you do, you represent Portland at our best. Colleagues, for these reasons and more, I'm proud to

join you in declaring May 2022 to be Asian Americans and Pacific Islanders Heritage Month.

Wheeler: Thank you, Commissioner Mapps and colleagues. I want to acknowledge what a great presentation we heard today. That was amazing. And the martial arts demonstration was phenomenal. Commissioner Hardesty and I were wondering, how much training it would take to get so good that you can do that. It wasn't lost on me, they were using sticks but they said what they really do is use knives. That was impressive for me to see. I want to acknowledge that we have great leadership here at City Hall in the AAPI community. Since Bobby is sitting here, my chief of staff, he has guided me extremely well. I'm always mindful of the fact, Bobby, that you struggle along with the community, you see the same issues that the AAPI community sees and yet you continue to lead with style and with grace and with dignity. You help do everything we do in this administration, none of the good stuff could happen without you. The bone head maneuvers, that's all me. The good stuff, that is all you Bobby Lee, thank you for your leadership. I also want to not only thank you are inspiring guests for joining us today, but thanks the members of the HAPA, affinity group city employees, not only for representing to craft today's presentation but also for their leadership in crafting the proclamation that I will now read on behalf of the Portland City Council. Whereas the City of Portland takes pride in joining Americans throughout the country in recognizing May 2022 as Asian Americans and Pacific Islanders Heritage Month. Whereas, Portland is home to more than 56,000 community members who trace their roots to the Pacific Islands and Asia. Whereas, Filipinos make up one of the largest ethnic groups in the United States with over 23,000 residing in the Portland metro region. And whereas, the Pacific Islander, Native Hawaiian, Southeastern Asian, South Asian and East Asian communities are proud of their diversity and draw strength from rich traditions. Whereas, Portland's AAPI numbers come from a diverse mix of languages, ethnicities and faiths including but not limited to, Buddhism, Christianity, Catholicism, Confucius,

Judaism, sheik. A disproportionate number of hate crimes against women, whereas, anti-Asian hate crimes were spurred on by references to the covid-19 viruses as the Chinese virus, Wuhan virus and kung flu in place for the name of the viruses issued by the world health organization. Whereas, Portland city council on march 2, 2017, adopted resolution 37277 which declared the city of Portland, welcoming city. Sanctuary city and an inclusive city for all. And whereas, Portland city code section 23.01.010 states that, quote, it is policy of the city of Portland to eliminate discrimination based on race, religion, color, sex, marital status, familiar status, national origin, age, mental or physical disabilities, sexual orientation, gender identity or source of income. Such discrimination poses a threat to the health, safety and general welfare of the citizens of Portland and menaces the institution and foundation of our community. Unquote. And whereas, city council in 2016 adopted code section 3.131.010, establishing the new Portlander policy commission to, quote, advise the city on policies and practices to integrate immigrant and refugee communities voices and needs into the provision of city services, city decision making and civic engagement in Portland, unquote. And whereas, city council acknowledges the challenges faced by all Portlanders during the covid-19 crisis while specifically people of Asian American and Asian pacific islanders descent have been subject to hate crimes, we acknowledge that black and indigenous communities are disproportionately impacted by the highest infection and fatality rates due to the health disparities perpetrated by systemic racism. And whereas, city council believes that all immigrants and refugees are critical additions to the social and economic well-being of our city. And whereas, city council unanimously passed resolution 37492 on June 17, 2020, adopting anti-racism and equity as two of the city of Portland's core values. Whereas, Asian Americans and pacific islanders heritage month is an opportunity for all individuals, communities and organizations to recognize AAPI contributions, development and defense for our country as well as cultural civic and economic significance to Portland for over 150 years: And whereas, Portland through dialogue

with representatives from Asian Americans and Pacific Islanders communities continues to address the needs and concerns of its community members and remains committed to seeking solutions to problems such as prejudice, discrimination and violence. Now, therefore, I, Ted Wheeler, Mayor of the City of Portland, Oregon, City of Roses, do hereby proclaim May 2022 to be Asian Americans and Pacific Islanders Heritage Month in Portland and encourage all residents to learn, reflect and celebrate the historical and present contributions that Asian Americans and Pacific Islanders people have on our community. Thank you all. With that, we will move to the next item, please, item 348, which is a report.

Clerk: Appoint Sam Rodriguez to the Prosper Board for term to expire August 2, 2023.

Wheeler: Commissioners, I'm requesting council confirmation of Sam Rodriguez to the appointment of Prosper Board. He will be a strong contributor to Prosper Portland's critical mission of creating greater shared prosperity in Portland. Prosper Portland is governed by a five person board. This will fill the remainder of a term of previous commissioner who resigned early in 2022. Sam is an experienced residential property developer and architect here in Portland. He is currently senior managing director of Mill Creek Residential. He has been responsible for developing and building over 3,000 apartment homes in the Portland market. Sam is part of the design commission, member of the Archdiocese of Portland Building Committee. I'm confident that Sam's real estate development and planning expertise, significant experience in the Portland market and commitment to giving back to our community will enable him to be a valuable contributor to Prosper's work. Sam, we appreciate your willingness to apply your knowledge, skills and abilities on Prosper's board. Sam, I will turn it over to you to briefly introduce yourself and share your motivations for serving in this important capacity. Good morning, Sam.

Sam Rodriguez: Good morning, thank you, Mayor, thank you Commissioners. I'm honored to be asked to serve in this capacity. I believe that I have a modest contribution to

make. And as the mayor has said, I have developed a whole lot of apartment buildings and apartment units in this market. And but I also believe that giving back to the community is just as important as the economic activity that we, as a company provide. And I also believe that you either participate or shut up. So with that, I always like to participate to the best of my capacity. So with that, I briefly -- you have had a wonderful two previous events and I don't think I can top that. So I will just stop right there.

Wheeler: Thank you, Sam. Colleagues, any questions of Sam or comments?

Commissioner Ryan, did you have a comment?

Ryan: I wanted to say, perhaps because of my assignments, but, Sam, you were one of my first meetings after I was sworn in. I find you to be so purposeful, so persistent. Definitely a critical friend. I think having someone with your insight and your passion, further engaged in the city is definitely the right person at the right time. Thanks for your interest and your service.

Rodriguez: Thank you. I wanted to say, not so much critical as passion.

Ryan: Critical is a positive word when you are a theater major back in the day.

Wheeler: Any public testimony on this report?

Clerk: No one signed up.

Wheeler: I will entertain a motion.

Hardesty: Move as appointed.

Ryan: Second.

Wheeler: Any further session, call the roll.

Clerk: Ryan.

Ryan: Aye.

Clerk: Hardesty.

Hardesty: Aye.

Clerk: Mapps.

Mapps: Aye.

Clerk: Rubio.

Rubio: Congratulations, I vote aye.

Clerk: Wheeler.

Wheeler: Sam, thanks a lot. We appreciate it. You are a great edition to the board.

Thank you for all your past service. I vote aye. The report is approved. Next.

Clerk: Amend city of Portland employee benefits program to reflect necessary plan design changes as recommended by the labor management benefits committee and as administratively required by the bureau of human resources for the city's plan offerings beginning July 1, 2022 through June 30, 2023

Wheeler: Reviews the employees benefits programs and provides recommendations for any changes. This ordinance approves the committee's recommendations for fiscal year 22/23 aligns our program. Benefits manager Michelle Taylor is here to walk us through the ordinance. Good morning, Michelle.

Michelle Taylor: Good morning, mayor Wheeler and commissioners. Can you hear me okay?

Wheeler: Yep, loud and clear. You look terrific, too.

Taylor: Thank you, I'm joining from the Portland building next door. My name is Michelle Taylor, benefit manager with the bureau of human resources, ordinance 29, health plan document and recommended plan design changes. When the 21/22 benefit plan informing was presented this time last year, we were over a year into the pandemic. Much of our work since has been maintaining core benefit services while pivoting to pandemic response in the ever-changing needs of our workforce. I would like to share a few highlights from the past year. We implemented a new benefit administrative software system bringing our technology up to speed with active and retiree populations housed for the first time within the same system and providing additional administrative efficiencies for our team. We changed employee assistance plan vendors. Rebranding a city strong guidelines resources. Since it is not just for employees, so

much more than counseling, although this is an important feature. This change now provides all household members access to eap benefits. So more inclusive and models other city policy changes. In the first three months of the calendar year, more than 300 employees have accessed counseling services through this program and we are on track to have 20 to 25 percent utilization over 12-month period of time. Our thanks goes out to advocates within the bureau's peer support groups, affinity groups, mental health program coordinators, r business partners, managers and supervisors who continue to share information and encourage folks to seek services early and often. Additionally, we have expanded eap benefits to many casual and seasonal employees so they can also access much-needed mental health benefits. Our folks in public safety, ppa, ppcoa and ppfa groups still have access to eap services through canopy allowing employees to maintain their preferred and specialized public safety mental health provider panel. We have partnered with health plan vendors to enhance and communicate telephonic and virtual options. Telehealth utilization is up over five thousand percent. Employees continue to seek the right type of care when it is offered in a more accessible and convenient way. We worked with vendor partners to expand access qualified to provider who identify as black, indigenous and people of color in the mental health field specifically. Lists have been created and available online with updates occurring quarterly. Deferred compensation program has approximately 70% participation. And we had 120 plus dctu represented employees take advantage of increases deferred comp contributions with recent bonus payment. Most recently, we are entering into a hybrid style annual enrollment period from May 13 through 31st, many in-person events returning at various locations throughout the city. As part of this upcoming enrollment, we are excited to offer a guaranteed approval for supplemental life insurance available to employees who fall under \$300,000 of coverage and have thought been previously declined. They can add \$50,000 of extra life insurance up to the 300 thousand maximum without approval. Spouses and domestic partners can add additional 10,000. We will

continue providing education on life insurance and disability opportunities in hopes employees take advantage of coverage. We appreciate council's continue support of plan enhancements to meet the needs of employees and dependents. We thank our valued partners who have collaborated on plan changes which support the city's core values. I also want to extend a continued appreciation of our vendor partners for their support in providing innovative benefits, specific to the city population. In no way would any of this work get done without the dedication of the entire benefit team. These folks worked tirelessly to ensure core services continue and work adapts to the changing needs of our employees. Our team has had our own fair share of family status changes, struggling with child care and elder care, covid hitting our homes, loss of family members and everything in between. Meanwhile, this team continues to support the health and well-being of city employees and all of our plan participants. I couldn't be prouder of the team and work we have accomplished. The ordinance that we are bringing forth today, 349, authorizes changes to the healthcare document for the new benefit plan year beginning July 2022. By approving this ordinance, you are also approving plan design changes recommended by the labor management benefit committee and for all administrative requirements which bhr and benefit office are responsible to fulfill. I will go through those changes. Few of them are state-based regulatory changes which include proton beam therapy coverage for prostate cancer, virtual visits covered and paid at the same rate as in-office visits, and two kaiser state-based changes including first change to natural pathic care, same as physician visit, saying about alternative care will no longer be covered under the base plan. Federal regulatory changes include the no surprises act which does a few things. It protects members from surprise billing for emergency services, prohibits balance billing for ambulance services and provides continuity of care when provider changes network status. Additional federal regulatory changes include aca preventative services which adds coverage for the ebola vaccine and lowers colorectal screening to age 45. The

following are changes that are recommended by the labor management benefit committee which includes changes to moda medical plan, acting gender confirming facial surgery and covered benefit, maintaining diabetes coverage and eligibility for inmates. Delta dental plan changes include enhancements to plans that allow full benefit maximum for non-preventative services. For both moda and kaiser health plans, we propose to make waived cost share for in-network mental health care office visits part of the regular plan design. We also propose reducing cost share for behavioral health medications. Under the employee assistance plan, the recommended change is to continue offering five additional eap visits each plan year per member. And life insurance, the recommended change is to move basic life coverage, which is provided by the city, from one-times salary up to maximum of \$50,000 to flat 50,000 for all employees assuring equitable coverage. The changes described, the final health premium costs and self-funded rates will increase approximately 1.4% city wide for fiscal year 22/23. The health operating fund budgets include appropriations in support of the health plan costs associated with this ordinance. As in prior years, we draw down health operating fund to bureaus and to employees. This has been an important strategy to balance against high increases. With that, I conclude my remarks. I would ask for your support in authorizing this ordinance and I'm happy to any questions you have. Thank you.

Wheeler: Colleagues, any questions? Very good. Very thorough report. I appreciate the additions of some new screenings and new procedures. I think that's fantastic. Kelan, any public testimony?

Clerk: No one signed up.

Wheeler: Very good. No further comments or questions, please call the role.

Clerk: Ryan.

Ryan: Thanks, Michelle, thorough report. Your staff that telehealth care is up 5,000 percent made sense but also shocking. I recall working in Seattle in the early '90s,

we were rolling out telehealth. To think that we are finally here, what it took -- anyway, that happened. I think this innovation is here for the long-term. Also thank you for leading the upcoming enrollment system, rest up, there will be a lot of people like me with questions needing you and your team's service. I grateful for that. I vote aye.

Clerk: Hardesty.

Hardesty: Aye.

Clerk: Mapps.

Mapps: Aye.

Clerk: Rubio.

Rubio: I want to thank Michelle for this report and I also want to say these are thoughtful changes. I want to recognize that this work is also very intentional and thoughtfully put together. We see and appreciate the time and care put into it by the labor management benefits committee and all those involved. I vote aye.

Clerk: Wheeler.

Wheeler: So this is about the health of all of us, of our city employees. It is also about our ability to recruit and retain good employees. So the benefits that we provide have to measure up to what others who are competing for our workforce offer and this does this. I'm very encouraged by the expansion of services while frankly maintaining a low overall cost increase. I particularly thank our bhr staff and members of the committee for their work to amend as well as improve the city of Portland's employee benefits program plan offerings. I vote aye. The ordinance is adopted. Colleagues, we will take a ten-minute recess. Let's come back at 11: 50 a.m. We are in recess until then. [recess]

Wheeler: We are to the regular agenda, please, item 360.

Clerk: Appoint Christian Orellana Bauer to the police accountability commission.

Rubio: Colleagues, are we on 348?

Wheeler: I apologize. I will turn this over to Mike Myers, community safety transition director to introduce this appointment, welcome director Myers. I believe you are the first person to testify in person since we came back. Congratulations.

Mike Myers: Doing a great job today. Thank you for having us back in council. My pleasure, thank you, mayor. I am the community safety transition director for the city of Portland. This resolution appointments community member to serve remainder of the 18-month term. Having 20 active members for the remaining time of the commission's term. Starting now starting to discuss police accountability and your sight. With me here today, Sameer Kanal, he will highlight the replacement and introduce the appointee. Samir.

Sameer Kanal: Thank you, director Myers. As director Myers said, my name is Sameer Kanal, I'm a analyst and joined by Christian Orellana Bauer. The next phase of work after organizational work is done, fact-finding phase in that. Well over a hundred community members that applied. This pool of applicants was used to fill vacancies. Life circumstances changed, sometimes volunteer resigns. We unfortunately had a resignation for personal reasons a few weeks ago from a member of the pac. Council staff reviewed candidates who are eligible not only for the commission but for the particular category, member who resigned was in the police category, all five council offices collaborated to support the appointment of Christian Orellana Bauer which continues the collaboration and commission on rethinking police accountability in Portland. On behalf of the division, we would like to thank for this resolution. Christian Orellana Bauer. Seeing numerous police interactions, immigrant with indigenous heritage will inform work. Workshops with kids experiencing mental health challenges as the commission has both youth and mental health communities in areas for outreach, this is very important. Leading presentations in Spanish on covid health in Spanish-speaking communities and is fluent in Spanish and asl as well. Part of the

activist community not always represented. With that, I will turn it over to prospective appointee, Christian Orellana Bauer.

Christian Orellana Bauer: Thank you, Sameer. Everything Sameer just said is about me. I'm going to share a little about my intent for joining. I am hoping to be able to contribute my lived experience a little more directly to some of the conversations around the systemic problems within law enforcement, by extension the criminal justice system. I recognize that this commission that I am joining is a little kind of more focused on a specific subsection of that. But I still would hope to contribute in some way, however I can. And I recognize it as a small subsection of that. I would like to try and engage in some way at least with the development of infrastructure needed to start applying these larger conversations which can be abstract in academic circles and work, just in general conversation as well. But I would like to try contributing applying them to a more practical level which this feels like a good way to try and engage with that, at least in a small way. Yeah, if there's any questions, please feel free to let me know. Thank you.

Wheeler: Thank you very much. We appreciate you willing to serve. Colleagues any questions? Very good. This is a resolution. Any public testimony on this item.

Clerk: We have one person signed up.

Wheeler: Three minutes, please, name for the record.

Marc Poris: Good morning, for the record, Marc Poris, he/him pronouns testifying for Portland cop watch. We have a board member on the commission, as organization we have no opposition to the nominee to fill the empty seat but it is important to say a few things structurally about the police accountability commission. This is a replacement for the second person to resign from the commission in just the first five months. On Monday this week, the commission had only ten members present at the meeting and because there was an empty seat on the commission, and another member has taken leave of absence, there were only 18 active members at the time. The staff decided to

end the meeting for lack of quorum after 15 minutes because there were only ten members present. If the commissions by laws were to be supported by council action, the members of number needed for quorum would have been ten and the meeting could have continued. This problem with quorum being based on numbers rather than active members. While this more than appointment comes just a few weeks after the police accountability community lost this member, no telling when this will come up in the future. We urge the council to set quorum, peace up and police accountability commission at the number of active members. Thanks.

Wheeler: Marc, could I ask you a question. I put into this as well. There's two ways we could look at this. No. 1, we could look at changing the quorum rules so it is easier to meet quorum with less people. Isn't the right answer to make sure we have another people with diverse backgrounds and perspectives willing to serve? That seems to be the larger problem we keep running into, it can be hard to find people who are willing, not ohm to serve but make the substantial time commitment that is required for these committees and let's be honest, because of their subject matter area, there is intense public scrutiny that goes along with serving on these committees and a lot of people just aren't up for that. I totally get that. But shouldn't we really be focusing on recruiting people rather than trying to make the quorum rules easier to meet?

Poris: Yeah, that's a great question. And I think it can't be either/or. Especially in a case when there's 20 commission members, just lacking two and you have ten members there. So I think we need to fill these spots. We need to fill them exactly like what you are saying, with diverse candidates that we need. But especially with the police accountability commission, which has these timelines, it is -- I think it is dangerous to hold up the work, especially if you have still 90% of the commission. You know. So maybe there's some sort of compromise that can be made. But, yeah, I agree. That's a good point but holding up the work of the commission, especially in this last case, that's hard for me to swallow, too.

Wheeler: I appreciate your perspective on that. Commissioner Hardesty.

Hardesty: Thank you, mayor. And thank you Mike Myers. I did have a question for the gentleman who just spoke, did he leave? Is he still there? And so, I think the challenge always when you have a brand new commission, especially one of 20 people, is people come in with different levels of knowledge and I know that it took a while to actually finally get the bylaws in place. As Christian joins the group of community volunteers, they will be totally focused on engaging the broader community around how the community wants to see a police oversight board developed and they will be developing those policies that then will come in front of the city council. Christian, I want you to know, this is a perfect time for you to be joining in commission. I'm really thrilled to see someone that's an artist as well as someone who has lived experience in his effort. It will take all the communication styles we have to engage a broad segment of the community in this effort. And I would also push back against lowering the threshold for when business can be conducted. This is a 20-member committee. I would expect we would want all 20 members to be at every meeting, that the whole commission should be at. But at a minimum, I would think that with half of the folks there, you should be able to at least conduct some preliminary work that then leads into the next meeting. And again, I know that we are just finally getting into the meat of the work that will be accomplished over the next year and I look forward to what this commission brings back. Christian, I will tell you, like I told the other commission members, this is a huge responsibility that we are putting on your shoulder and we are putting it on your shoulder because we believe you are, in fact, the right community member to be part of this group of 20, to bring the city council the best recommendations on policy possible. And so, again, thank you for stepping up. As the mayor said, it is not easy work but it is necessary work, and it has to be work that the entire community respects and I look forward to seeing what comes next. Thank you very much.

Wheeler: Thank you, commissioner Hardesty. Any following comments. Seeing none. Please call the role.

Clerk: Ryan

Ryan: thank you for the recommendation of Christian to the police accountability commission. And thank you director Myer for being here and Sameer canal for providing necessary context. Thank you for the testimony about the quorum challenges. This is about you, Christian. I so appreciate learning more about you and thank you for your interest in being part of the police accountability and your background. You have the heart and head for this work. I vote aye.

Clerk: Hardesty.

Hardesty: Thank you, Christian for stepping up into this role. Thank you so much, mike Myers, you are a miracle worker. You continue to do amazing things, I thank you. I vote aye.

Clerk: Mapps.

Mapps: I want to thank Christian for agreeing to serve on this important committee. Great to see mike Myers here in person. This is a very momentous day, I vote aye.

Clerk: Rubio.

Rubio: Great to see you in person, mike, as well. I'm happy to co-sponsor this resolution with mayor Wheeler. I thank you, Christian. Your added voice and experience will be an important edition to the work that is already happening. I look forward to hearing about the final results when you are done. I vote aye.

Clerk: Wheeler.

Wheeler: The police accountability commission and its work are obviously very important to implement measure 26217 which passed here with overwhelming support in 2020. Having a full commission of 20 community members will help the group achieve their goals. The commission will benefit from having a diverse commission that represents all Portlanders. New appointee Christian Orellana Bauer compliments the

group. Christian, we are very happy that you are willing to step forward and serve. We wish you the very best and if there's any further way that we can be helpful to your efforts, you will let us know. I vote aye. The resolution is adopted. The appointment is approved. Thank you. Next item, off the regular agenda, item 361, a report.

Clerk: Accept bid of Interlaken, inc. For the 162nd access to transit, Powell to stark project for \$2,819,949

Wheeler: Safety enhancements are needed on southeast 162nd avenue between southeast stark and Powell to prevent crashes and improve access for pedestrians, bicyclists, those taking transit and drivers. This project will provide more street crossing opportunities, improve street lighting, complete sidewalk network and enhanced bike lanes. Chief procurement officer Taylor is here to present the report. Welcome.

Biko Taylor: Good afternoon, mayor Wheeler, city council, I'm Biko Taylor, city's chief procurement officer. City council approved ordinance 190304 on February 24th, 2021 for the project. The original engineers estimate for this project was \$3.48 million and confidence level was high. Procurement services issued the invitation to bid on February 22, 2022, with due date of March 15th, 2022. We received two bids in total. Interlaken incorporated was the low bidder and recommended awardee. \$2.8 million, 19% upped the engineer's estimate. This project is partially funded by a federal transit administration grant and because of the grant, the city is required to apply trimets disadvantaged business enterprise program goals to this project. Tri-met set the goal at 10%. The total dba subcontract percentage on this project was 20%, so tri-met -- we exceeded trimet's dba goal. The entire contract was 16% which was awarded to alkatar associates and cnc flagging. Wbe, white female portion of the subcontract plan was 4.27%. Tri-met, Interlaken incorporated responsive to the dba requirement. Tote at dba participation for this project is 20.06%. Any questions?

Wheeler: Commissioner Hardesty has a question.

Hardesty: Good afternoon, Biko. Director Taylor, pleasure to have you here again. I want to make sure that we understand that because this is federally funded in part by tri-met, that the goal sought were different than it would be if this was a funded project that PBOT alone was funding, is that accurate?

Taylor: That's accurate.

Hardesty: And the federal government only looks at disadvantaged business enterprises, is that true?

Taylor: That's true. On this federal transit administration capital improvement grant, those are the rules.

Hardesty: And so I would love us to be proactive as we start considering what 82nd avenue is going to look like. I would not be happy if we brought in 10.3% and these major contracts that will be coming down for transportation. So I look forward to working with you to make sure that we will be proud of what we do when we are investing city and state and other federal dollars into improvements in our community.

Taylor: Thank you commissioner Hardesty.

Wheeler: Very good. Any further questions on this item? Do we have any testimony on this report?

Clerk: No one signed up.

Wheeler: Very good. I will entertain a motion.

Hardesty: So move we adopt this report as presented.

Ryan: Second.

Wheeler: Commissioner Ryan seconds. Plea call the row.

Clerk: Ryan.

Ryan: Aye.

Clerk: Hardesty.

Hardesty: Director Taylor, I really appreciate you. I appreciate you being on top of procurement for the city of Portland and because of that I am happy to vote aye.

Clerk: Mapps.

Maps: Aye.

Clerk: Rubio.

Rubio: Thank you, director Taylor for your great work, I'm happy to vote aye.

Clerk: Wheeler.

Wheeler: Aye. The report is approved. Thank you. Next item, also on the regular agenda item 362, emergency ordinance.

Clerk: Amend contract with US Bancorp dba US Bank national association to purchase motor fuel for city vehicles to extend term to December 31, 2025 and increase amount by \$4,000,000

Wheeler: Colleagues, city fleet has US Bank voyager cards that are used predominantly by first responders to fuel city vehicles in the field. Amending this contract will allow the city fleet the time they need to do a full request for proposal process to issue new cards that will meet long-term needs without disrupting current operations and fueling needs for city fleet vehicles. Fleet business operation supervisor Alen Bates is here.

Alan Bates: This will give us the ability to continue to fuel our first responders vehicles. We have 684 fueling cards. These are cards that allow city vehicles to go in and go to gas station, fill their vehicle up, and respond to emergencies. This includes police and fire, psr, and many vehicles that are required in our city. This ordinance really is done with the intent to go to a full request for proposal. So there are very few companies that actually offer these cards, that have this type of service. We do intend to go to a full rfp. This is not additional funds. This is extending the current agreement that we have and in essence we are just asking for an amendment to allow the additional spending to continue. Without it, we will -- our first responders won't be able to fuel vehicles in the field.

Wheeler: Commissioner Hardesty.

Hardesty: Thank you so much for that presentation. Tell me about the car that is behind you?

Bates: That is a new concept car from Hyundai. It is one of many electric vehicles. I will say, thank you for bringing that up, commissioner Hardesty. This is liquid fuel we are talking about. We are fully intent to decarbonize our fleet. We have climate urgency goals as you know. We are actively looking to finish a contract that we started and awarded with a local company here called op connect. And that is underway, negotiations are underway to allow us to build charging stations and allow us to purchase electric vehicles. So, yeah, the car behind me is not a car we would have in our city fleet. But is an example of many, many vehicles that are coming to our world.

Hardesty: I appreciate you saying that because I just can't wait until the fall when we have our very first electric fire truck will be delivered this year. And that goes to my question of, December 2025 seems a long way off for the extension. So can you explain why you need that much time to actually think about this particular contract?

Bates: Yeah, so I don't -- that was really -- I believe an element of procurement guidance for it. We intend to do the rfp as soon as possible. We have to do requirements gathering and we have to do a lot of research to just do the rfp. It does take time. It can take up to a year to do the rfp. Another year for bureau of technology services to approve. So we did want to have plenty of time. But I think that's more of an artifact of procurement just wanting to have plenty of cushion in that scale. Although, we do intend to do the rfp as quickly as possible.

Hardesty: Thank you, that's helpful. My last question, is there a -- is there something that allows us to just cancel this rfp once we get the new contract in place? Or are we stuck with this until December of 2025?

Bates: I mean, my thought is that as soon as we are able to award a vendor, new vendor, based on public procurement, we do that. Obviously, it will be a council matter

as well because it will be a high enough contract value. So it won't take that long. It will be well before then.

Hardesty: Thank you. That's really helpful.

Wheeler: Very good, colleagues, any other questions on this item? Do we have think public testimony?

Clerk: No one signed up.

Wheeler: Very good. No further discussion on this item.

Hardesty: Is this a -- I'm sorry, is this an emergency item?

Wheeler: Yes, this is an emergency ordinance.

Hardesty: So I'm wondering, if there is a way to say that this will be in place until we get the latest contract. I'm worried if we sign a contract that says it goes to December 2025, it will actually go to December 2025.

Wheeler: Allen, can you further explain what the situation is.

Bates: Yeah, so the contract that we had in place actually expired. Just due to the fact that fuel is a lifeblood of vehicles. We had to continue basically creating p.o.s to continue to pay for it. This amendment brings us into compliance so that we can actually submit payments and p.o.s for fuel. It doesn't mean that we are stuck or beholden until that term. We can get clarity on that from procurement. But my understanding, it just allows us to go -- it could allow us to go to that date. We have every intent. I think everybody in the commission is aware that we have had some challenges with procurement. Things are being worked through now and we are thankful to Biko and to others for getting us through that process. Now this is one of those items that, unfortunately, slipped through the cracks and now we are just trying to make good to allow our first responders to fuel.

Wheeler: What would be the process if you complete this work sooner and you are ready to sign a contract sooner? What is the process? Do you have to come back to the city council?

Bates: I believe we do because it will be a rfp. As we have had other requests to a proposal that have come before council, it would be highlighted that we are going to, here's the contract value, which again will exceed a million dollars, so we will go and be in front of council with this once we are ready to. Which, again, we hope to be in the next 6 to 12 months.

Wheeler: Okay. Great. Keelan, any testimony? You do not. Any further questions. Please call the roll.

Clerk: Ryan.

Ryan: Thank you, Alan Bates for the presentation. This is quite timely and necessary. And I also appreciate the action you are taking to decarbonize the fleet. I vote aye.

Clerk: Hardesty.

Hardesty: Thank you so much for answering those questions on the public record because, you know, I love when we answer these questions on the public record. I vote aye. I look forward to working with procurement to make sure that this contract ends as soon as possible. Thank you.

Clerk: Mapps.

Mapps: Aye.

Clerk: Rubio.

Rubio: Aye.

Clerk: Wheeler.

Wheeler: Aye. Ordinance adopted. Next item please, 363, which is a nonemergency ordinance.

Clerk: Extend contract with Cascadia behavioral healthcare, inc. To June 30, 2023 and increase the not to exceed amount to \$3,790,115 for mental health clinician services

Wheeler: Colleagues, this ordinance will authorize the Portland police bureau to amend the contract with Cascadia behavioral healthcare to provide healthcare response teams with qualified mental health professionals. This amendment will allow the police bureau

to maintain consistent levels of service for vulnerable members of the community while it transitions the team staffing to a more equitable model. Here to present the item are lieutenant Chris Burley, Emily Roshan and Nathan from the Portland police bureau.

Good afternoon.

Lt. Chris Burley: Good afternoon, mayor. Good afternoon commissioners. Thank you for giving us an opportunity to come before you today. As a member of the behavioral health unit, I think that it is appropriate that we come to talk to you about this request at the beginning of the month of May which is also mental health awareness month. As the commissioners are probably familiar, the behavioral health unit houses the behavioral health response teams which are co-responder model that teams up a Portland police officer with a mental health clinician. Since 2010, those mental health clinicians have been contracted employees with Cascadia behavioral healthcare. Going out since 2010, when it was the mobile crisis unit, today behavioral health unit, to link persons in our community that are experiencing mental health crisis or behavioral health crisis because of addiction to services. At times the community members may be experiencing acute symptoms and the co-responder model of an officer and clinician allows us to contact these folks and link them with services. In 2020, into 2021, Portland fire and rescue under the guidelines of commissioner Hardesty created Portland Street response, which is -- we have all seen in recent studies has been great benefit to the community and of great benefit to community members that experience mental illness. As part of Portland Street response, their mental health clinicians were city of Portland employees and we, at the behavioral health unit, recognized early on that there was a disparity between the compensation that the mental health clinicians assigned the Portland street response received in comparison to the clinicians at the behavioral health unit. In order to balance out this equity difference, we recognized that we should have our mental health clinicians here at the behavioral health unit become city of Portland employees much like their psr counterparts. And so through conversations with

the chief's office and the mayor's office, in the middle of April we were given permission to begin the work to have our clinicians fit into what would be similar to, if not the same as the mental health crisis responder 2 position. This takes some time and in order for us to be able to create the new class specification or modify the current class specification to create the job announcement to hire the new clinicians and to get them trained, we need time and so we are asking that we extend this current contract with Cascadia behavioral healthcare to December 31st of this year. We fully expect that we will be able to get our five clinicians hired and trained priority this December 31st date. But we want to make sure that we are ready for any uncertainty that might come down the road. So we are asking that the commissioners -- that you all authorize the extension of the contract until December 31.

Wheeler: Lieutenant, could I ask a full question before I get to my colleague's questions. The actual item would have extended this until June 30th. It is my understanding you would like to shorten the contract period to six months, is that correct?

Burley: Yes.

Wheeler: I will put a motion on the table. To amend the ordinance to reflect the six-month period of agreement as shown in the proposed amendment submitted to the second. Second, please.

Hardesty: Second.

Wheeler: We will leave that open until we get through questions and public system. Commissioner Mapps.

Mapps: I was going to inquire about the date. So that question has been resolved.

Wheeler: Very good. Did anybody else -- commissioner Hardesty.

Hardesty: Thank you, lieutenant Burley for your presentation. For me, I just have a question about whether the behavioral health unit has ever had an independent audit?

Burley: So we have the behavioral health unit advisory committee and we have analyst who processes through our numbers and we also had the do js.

Hardesty: So the answer is no, an independent audit of the behavioral health unit, is that correct?

Hardesty: You know, I guess I would want to get better specification on what we consider an audit. The doj has provided us -- has reviewed considerable amount of the work that we have done and -- yeah.

Hardesty: I just ask that question, we have learned a lot since the doj came to town around appropriate first responders for people suffering mental health issues. And so while I appreciate shortening this contract, it would be very helpful, just like we had to do with Portland Street response, to actually have real independent audits that aren't based on what people doing the work tell us is taking place. I guess my concern is, you're attempting to build a program that we, as the council, haven't decided whether the program works. If so, do we want to expand it into something different? I'm just concerned you are ready to hire people and we don't have any independent data to assess whether or not this is the road we as a council want to continue to go down. That's where I'm -- I'm perplexed that just because Portland Street response pays a certain rate, their job is radically different than whatever it is that happens with the behavioral health unit so I think we are comparing apples to oranges. Mayor, I'm a little confused about -- I understand why we want to do the extension but I'm very concerned that we are rushing to hire staff when we don't actually know whether or not, as we continue to move forward, as Portland Street response becomes city wide, as other non-law enforcement responses to people in crises get more solidified? Is this really the right direction? To add staff, we don't know whether it work as intended. I'm a little perplexed by that. As far as I know we haven't voted on hiring staff have we, civilian staff into the behavioral health unit, have we?

Wheeler: Lieutenant Burley?

Burley: No, we have not. The commissioners have not voted on that yet. I believe that it is going to be brought up in the mayor's budget later on. I guess I appreciate your comments, commissioner Hardesty. I would like to underscore that the cocal is an independent body that has routinely and does routinely assess the work we do. I would also like to underscore that we have worked with Portland Street response and received referrals from Portland street response for folks that do not fit within their fidelity. Folks that are of such acute behavior that Portland Street response is not able to provide them or link them to services. I am happy to gather and to get your office some of the outcomes that we have had or that we have gathered up here at the bhv that shows the work we have done and open that also to review by outside agencies, organizations. Again, though, I believe that the cocal has reviewed our numbers and the city recognizes the cocal as independent body that has verified the results and outcomes that come out of this office.

Hardesty: I don't disagree that the cocal has a responsibility to ensure that we are in compliance with the department of justice settle many agreement. That is actually not the same thing as what are we building towards as we, one day, I hope, will be out of the settlement agreement and, instead, will be building a community safety team that actually is a community safety team. I just want to make sure that we are not jumping the proverbial gun by actually institutionalizing things that may or may not be part of community safety in the future. We have a lot of analysis that hasn't come back yet about what it is we are building towards. So it doesn't have anything to do with what you are asking us to vote on today. Your presentation gave me concern that you are out hiring people to do something that we may have that covered with the community health assessment team that is now out of the Portland fire and rescue as well. If we are not having these conversations intentionally, we will end up duplicating efforts on the street. That's my concern, thank.

Wheeler: Commissioner Ryan.

Ryan: Yes, thank you for being here, lieutenant Burley. I think this is the right conversation that we are having right now. I'm glad you started off with saying may is mental health awareness month. The most undiagnosed condition because of the stigma that's about there forever. And at a time with also the addiction crisis, with how many people are dying on our streets of overdoses. We know our first responders need to continue to lean into mental health and behavioral health awareness. So it seems as though we need to also continue to build the intelligence and the skill sets around mental health with the first responders system that includes the police. I just want to hear more about the dialoguer having with a Portland Street response as we integrate. I think you were leading into that a little bit. I wanted to give you more time to talk about the integration of services with your partners at Portland Street response. Could you say a little bit more about that.

Burley: Yes. So we have had the opportunity to provide some training for Portland Street response as it relates to interface with the times that maybe they do need to call upon our assistance. It also relates to recently we were contacted by Portland Street response who had received community referral about an individual who was participating and threatening behavior based on the community members' belief that the person was experiencing mental illness. And that person was assigned to one of our behavioral health response teams, that the officer-clinician partnership after it was realized that Portland Street response, it did not fit in the fidelity of their model. So we also, I believe it is on a monthly basis, members of the behavioral health response teams meet up with Portland Street response. And then as part of this process that we are undergoing, I have always been in communication with Portland fire and rescue regarding the class specification. So those types of conversations are occurring and I would be happy to also reach out to Mike Myers to be able to make sure that he is aware of -- or better aware of the work we are doing. I know that we have been recently in several meetings with him and I am quite confident that he is familiar with the

services that the behavioral health unit participants in. And I also want to address it, we are not looking to add positions to the behavioral health response team. We are working to right an inequity we have seen. We are seeing right now by transitioning and going through the bhr process to hire the same number of clinicians that we have right now, those clinicians would no longer be contracted through Cascadia.

Ryan: Thank you, lieutenant.

Wheeler: Very good. Any further questions? Do we have public testimony on this nonemergency ordinance.

Clerk: No one signed up.

Wheeler: Very good. Call the role on the amendment. Any further discussion on the amendment? Please call the role.

Clerk: Ryan.

Ryan: Thank you again, lieutenant, for being here. Great conversation. I'm really proud that we are building first responder system that is integrating mental health. It is exactly what's needed and this is a much longer conversation in general. But on this item at this moment, I vote aye.

Clerk: Hardesty.

Hardesty: Voting on the amendment, that's all. Aye.

Clerk: Mapps.

Mapps: Just the amendment. Aye on the amendment.

Clerk: Rubio.

Rubio: Thank you, lieutenant burly for the presentation, I vote aye.

Clerk: Wheeler.

Wheeler: I vote aye. The amendment is adopted. This is a first reading of a nonemergency ordinance. Moves to second reading as amended. Next item, 364, please.

Clerk: Assess benefited properties for street, sidewalk, and storm water improvements north of Luradel ST in the SW 47th Ave phase I local improvement district .

Wheeler: Commissioner Hardesty.

Hardesty: I believe this is a second reading.

Wheeler: Any further discussion on this item. Please call the role.

Clerk: Ryan.

Ryan: Aye.

Clerk: Hardesty.

Hardesty: Aye.

Clerk: Mapps.

Mapps: Aye.

Clerk: Rubio.

Rubio: Aye.

Clerk: Wheeler.

Wheeler: Aye. Item is adopted. Next item, 365.

Clerk: Amend water code to comply with requirements per state statutes, correct a previous inadvertent omission, and clarify language

Wheeler: Commissioner Mapps.

Mapps: Thank you, mayor. This makes changes to the rules and regulations that guide the operation of the city's water bureau. This ordinance does two things. It brings the water code into compliance with new state laws and, second, this ordinance fixes a Scrivener's error regarding cost sharing and backflow prevention devices. We should have Jodie Inman, water bureau.

Jodie Inman: Thank you, commissioner Mapps. Mayor, city council. Could we start the presentation please. Thank you very much. So as commissioner Mapps mentioned, next slide, we are here today for three amendments, three areas to title 21 which is the water code that governs the water bureau, to comply with new state law regarding, to create inadvertent omission and backflow language. The primary issue has to do with complying with the new state law senate bill 458 passed in 2022 regarding middle

housing. Jurisdictions for landlock parcels or homeownership. Intended to expand access for first-time home buyers. Current title 21 prohibits service to landlock parcels. Which many of these middle housing parcels would be. Parcels that do not actually have a lot line that fronts on a public right-of-way. The amendment to the code would allow the water bureau to provide service to those landlocked parcels via private easements.

Next slide. The second Scrivener's amendment that we are making has do with backflow prevention. Backflow prevention devices prevent contamination to the public water system. They are required by the Oregon administrative rule. Amendments do multiple things. Clarify the definition of what a backflow prevention device is, when it is -- where devices should be placed and also provide link to the backflow assembly installation requirements document that is on the water bureau website.

Next slide. In case you are interested in what does a backflow prevention device mean and why do we have it, when water enters your home from the main water supply line, it should only flow this one direction, that is into your home. Sometimes due to pressure changes in our pipes, that water can actually flow backwards or seep into the public water supply. This can happen when there are reductions in pressure in the main water system, such as when one or multiple fire hydrants are opened or main break that creates high demand and reduces that pressure. When the pressure is reduced to a low enough point, it is no longer pushing water into your home. It can start to draw water from those private premises. When that happens, backflow can contaminate the public drinking water supply with fertilizers and pesticides which can happen from lawn irrigation systems, human waste from medical facilities, chlorine from pools and other contaminants that the water could be exposed to on the private premises.

Next slide. The third amendment or third area of amendment is to, as commissioner Mapps mentioned, to correct an unintended omission during the title 21 rewrite, group in December of 2020. Title 21 allows limited cost sharing opportunities on certain main extensions, where there is a demonstrated public benefit in addition to the private driver for the main extension.

Cost sharing on subdivisions, subdivisions are mains that are typically in a development. It was unintended omitted. This amendment would re-insert that prohibition for cost sharing on subdivisions into the code. Next slide. Those are our requests. I'm here to answer any questions you have.

Wheeler: Very good, colleagues, any questions? Very good. Thank you for the presentation. Kelan, any public testimony on this item?

Clerk: One person signed up.

Wheeler: Let's hear them. Three minutes, name for record please.

Clerk: We have Bruce Barnes.

Bruce Barnes: Good morning. Thank you for being here.

Bruce Barnes: Good afternoon, mayor, commissioners, lifetime resident of southwest Washington and been a user of our water systems in the northwest. The Columbia river, I'm here to talk about clean drinking water. I believe that you guys are in a dereliction of duty and criminally negligent for what is going on here. Forewarning of this problem and you not doing anything, you can be civilly liable for what is going on. What I am talking about is all the homeless garbage, feces, radiator fluid, oil, everything that is going down our storm water drain systems. You are in violation of the clean water act. Basically the toxic control act which is in the state of Washington but you have something similar to that. You are in violation of the endangered species act for salmon and steelhead. Our river systems are a disaster. Riddled with homeless boaters, garbage, human waste, needles and all of this stuff is jeopardizing the clean drinking water of citizens of Portland, Oregon. If you go out airport way, water systems out there, all homeless have inhabited all the wetlands, filter system of the clean drinking water for the citizens of the city. It needs to be fixed. I'm giving you two weeks to start on it. And if you don't, I'm going to come back here with a tort letter and I will sue you, also sue your bond as a politician. I'm over it. We cannot ruin this beautiful area by the politicians in the community not doing their job. I'm hoping that you are going to take this as a

very firm action by me because I am done playing. I have been to the city of Vancouver and Clark county and said the same thing. They are actually acting on it because they realize the seriousness of it. I'm asking you please today in a firm way to take your job seriously, to take the citizens seriously. But the more disturbing thing that I found by coming down here today was reading what your public policy is on public meetings. And what your public meeting law, the last paragraph says public meeting laws, public attendance law, not a public participation law. The right to the public to attend does not include the participation by giving testimony or comment. How is that possible when the public [tone] elects you to represent them and you are the health and safety boundaries and people that are in charge of safety in your community. When I look around Portland, Oregon, I see 340 some shootings this year. All wrecked cars out there on airport way. It is a disaster. We have to do better as a humanity and as people and as leaders, right? If I ran my businesslike this, I would be bankrupt. You know what I mean? We have to do bet [tone] better that's why I came to talk to you, see you face to face. I'm glad we are finally in person so we can see people face to face again. I'm dead serious, man, I use those waterways and I respect those waterways. I want to use those waterways. With summer coming, I don't want any of you taking your grandchildren down to the beach and stub their foot on a heroin needle. It is ridiculous, we have to do better.

Wheeler: Thank you for coming in today.

Barnes: I appreciate your time, thank you so much.

Wheeler: Sit tight for just a sec, or not. We obviously -- there's no question that the homeless crisis is the most -- he walked out. He didn't really want to hear what we had to say. At any rate, we allow opportunities to testify whether you agree with us or disagree with us. So that is a nonemergency ordinance. Sorry, lost my place here. 365, this is a first reading of a nonemergency ordinance. We move it to second reading. Last but not least, item 366.

Clerk: Amend Portland clean energy community benefits fund heat response, equipment purchasing partner grant with earth advantage inc. To increase the services of community distribution partners in the amount of \$6,325,000

Wheeler: Colleagues, this is a second reading of a nonemergency ordinance. We are already heard a presentation, taken public testimony. Any further discussion? Seeing none, please call the role.

Clerk: Ryan.

Ryan: Thank you, commissioner Rubio for bringing this forward. Very important ordinance to address climate concerns for vulnerable Portlanders. I really appreciate the presentation from the bureau staff and I want to specifically thank director Avera, and the development policy manager James Valdez for answering some of the tough questions from myself and other members on council about this project. As you know, it is an important topic and we must act with urgency. Our role on city council is to ask you these questions and make sure implementation will be as successful as possible. I really appreciate that you listened last week with openness, because of that, I know you are all -- will implement this work with urgency, humility and purpose. I mentioned last week that nonprofit partners have other ways of working that don't always fall in alignment with the city's funding or resources. I look forward to reviewing the results of this project and finding ways that we can work with greater partnership and collaboration with our nonprofit partners often more integrated into the understanding of community needs. With all that, I vote aye.

Clerk: Hardesty.

Hardesty: I want to start by thanking commissioner Rubio for her strong leadership around the Portland clean energy fund. I want to thank Sam Baroso for incredible work getting us to the place that we are today. And I want to appreciate the community partners that will help make sure that people don't die this summer because they lack access to cooling units that will help keep them safe. This is a process that we are in.

And I look forward to continuing to make progress on eliminating an equitable outcomes as we address climate change in the city of Portland. Happy to vote aye.

Clerk: Mapps.

Mapps: I want to thank commissioner Rubio for bringing this item forward. I also want to thank Sam and other staff who have worked so hard to get this program right. I look forward to reviewing quarterly reports on the implementation of this innovative program. For these reasons, I vote aye.

Clerk: Rubio.

Rubio: I want to thank the response to heat events. We lost so many lives last summer and impacts from climate change continue to worsen. You worked at lightning pace to bring this program to life. I want to appreciate that. I also want to acknowledge and thank earth advantage for the critical role that they are playing in securing efficient cooling commitment to make us climate resilient. And thanks to our initial cohort of partners. We develop trust so we can make bigger, deeper climate actions moving forward. I vote aye.

Clerk: Wheeler.

Wheeler: [off mic].

Clerk: Authorized city council to appeal judgment and ACLU of Oregon et al. Versus city of plant, circuit case no. 20cc27116.

Wheeler: [off mic].

Clerk: Dan Handelman. Dan Handelman. That's correct.

Wheeler: Dan, three minutes, name for the record, please.

Dan Handelman: I'm double connected through phone and computer. I couldn't hear the mayor's introduction at all, no closed captioning provided for it. I'm not sure what was said in the introduction.

Wheeler: It was a brilliant and pithy introduction. All I asked was who had pulled it. The council clerk indicated you had. I suggested that we let you speak first. Three minutes, name for the record please.

Handelman: This is Dan Handleman, he/his pronouns. When Portland cop watch comes before you to testify on agenda items, we are conveying analysis to assure good policy decisions. Today's item, promptings us to be more direct. Please do not do this. Resolution talks about how the judge's ruling has left, quote, ambiguities. Argument similar to what the city just used to get the state to reverse most of the limitations on harmful crowd control weapons. The state law is very clear. Law enforcement cannot collect or maintain information on people's social, political or religious affiliations without reasonable suspicion of illegal activity. The resolution also says how the city's failure to understand the simple concept means it will impact, quote, implementation of police body cameras and policies implicating the use of live video for situational awareness by the incident command center. For the purposes of not assuming the worst, we will assume this is not suggesting the command center will receive live video from body cameras. If so, without reasonable suspicion of criminal conduct, this would be an expansion of the stated reason for the bureau to obtain body cameras, accountability purposes. Regardless, doj model guidelines explicitly invokes in asking the city what to consider. What is important to remember, body cameras collect and maintain information. Despite what the city attorney has argued for years, statute does not distinguish the intent of law enforcement, in other words, saying that you captured these affiliation as by-product of something else doesn't make it okay. This is also true for live streamed sent to the command center. Claiming they are not recording these images, that is irrelevant. Since the people watching the video can pick out individuals they know and target them for harassment, detention or arrest based on those officer's prejudices instead of the presence of criminal activity. Auditor's just came out with a report last month showing the ppe did not have enough policies in place to prevent

violating people's rights. Rather than continuing to argue this point in court, the city should design policies to conform to the law. Also, please do not amend the law to fit your needs. It was put in place to prevent overstepping of government spying. You may think the ppe is not the same -- people of color, Muslims, marginalized communities, but pushing back when you lost in court indicates that you want to be able to have behaved in the same way. Please drop this appeal. And just as a quick note about the new format, it is very frustrating. I did not know that the item about the behavioral health unit had anything to do with police, I tried to sign up before you started voting on it and I wasn't able to testify on that. Think about that for the future in these hybrid meetings. Thank you very much.

Wheeler: Thank you, Mr. Handelman, could I ask a question of legal counsel. It is my understanding, so we are the defendant in this case, correct? And the aclu of Oregon is bringing the case against the city of Portland, is that correct?

Rees: Mayor, I will refer you online Ryan Bailey, the person handling the case.

Wheeler: Ryan, are you there.

Ryan Bailey: Mayor, commissioners, how can I help?

Wheeler: Just a couple of questions germane to Mr. Handelman's testimony. We are the defendants in a case being brought by the aclu of Oregon, is that correct?

Bailey: That's correct.

Wheeler: And what is the aclu of Oregon's perspective with regard to this appeal?

Bailey: So you know, I suspect -- well, that's a complicated, question, your honor I'm not sure I would like to testify on their behalf.

Wheeler: Let me ask the question a different way. Isn't the purpose of this appeal to clarify a previous ruling?

Bailey: Correct. And so that is actually an issue, mayor, that I think the aclu's council, based on the conversations that I have had with them, will understand and they actually may, in fact, have a desire to cross appeal as well. The issue, I think a lot of people are

familiar with the appeal process as something you do when you want a different outcome. In this case, it is somewhat more nuanced. What we want is to have clarification on what the law truly means. If it, in fact, means what the court suggested at the circuit court level, that's fine. But knowing that and hearing that from a court with presidential authority at the appellate level will allow us to proceed with policy advice going forward that will be more confident and we believe will help the city attorney's office provide more competent advice as it seeks to make some of these changes with respect to law enforcement and government transparency that made important initiative for the city.

Wheeler: I just want to underscore this point. Appeal does not always mean you are mad as hell as you want to change things. In this case, as I understand it, it is seeking clarification from the courts on what their ruling actually is so that we made abide by it. Is that a fair characterization?

Bailey: That is a fair characterization, absolutely accurate.

Wheeler: Thank you, no further questions. Any other questions? Very good. And this is a resolution. Is there any further testimony?

Clerk: We have one other person.

Wheeler: Let's hear them.

Marc Poris: Good afternoon again. For the record, Marc Poris, testifying as member of Portland cop watch. I'm grateful for this hybrid system. This is the only way I could participate, thanks. And I appreciate Mr. Bailey's words. It doesn't change anything more. I'm hear to learn more. It appears that in addition to the existing cameras that the ppb was using in 2020 to live stream video, the city wants the option to live stream from ppb's body cameras for situational awareness. State law is clear about live streaming community members, government can't do it without reasonable suspicion of criminal activity. I hope at the desires to spoke at state law is not being driven by behind closed doors negotiations. We though what is going to happen if you purchase cameras with

live streaming capabilities, police will turn them on and gather information on community members peacefully protesting, not under any suspicion of criminal activity. You should save taxpayer money by denying this request. By doing so, you will free up city attorney's office. You should tell bureau you are not purchasing cameras with live streaming capabilities.

Wheeler: Colleagues, any further questions, please call the role on the resolution.

Clerk: Ryan.

Ryan: Aye.

Clerk: Hardesty.

Hardesty: Aye.

Clerk: Mapps.

Mapps: Aye.

Clerk: Rubio.

Rubio: Aye.

Clerk: Wheeler

Wheeler: Aye. The resolution is adopted and we are adjourned. [meeting concludes]

At 12:59 p.m., Council adjourned.