

# July 27-28, 2022 Council Agenda

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

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Disposition Agenda

**Audio Recordings** 

## Wednesday, July 27, 2022 9:30 am

Session Status: Recessed

Council in Attendance: Commissioner Carmen Rubio

Commissioner Dan Ryan

**Commissioner Mingus Mapps** 

Commissioner Mapps presided.

Officers in attendance: Wendy Hain, Senior Deputy City Attorney; Keelan McClymont, Council Clerk

Council recessed at 10:12 a.m. and reconvened at 10:16 a.m.

Council recessed at 11:02 a.m.

## Communications

658

Request of Heather Phipps to address Council regarding Bureau of Transportation safety parking public right of way on SW Falcon St (Communication)

Document number: 658-2022

Disposition: Placed on File

659

Request of Norman Wicks to address Council regarding confiscation of vehicle and resulting homelessness

(Communication)

**Document number:** 659-2022 **Disposition:** Placed on File

660

Request of Norman Wicks Jr. to address Council regarding confiscation of vehicle and resulting homelessness

(Communication)

**Document number:** 660-2022 **Disposition:** Placed on File

661

Request of Patrick Cashman to address Council regarding city ethics policy and deed restriction on Sears

<u>Property for homeless camp</u> (Communication)

**Document number:** 661-2022 **Disposition:** Placed on File

662

Request of Dani Rukin to address Council regarding support for a ban on the sale of fur (Communication)

**Document number:** 662-2022 **Disposition:** Placed on File

### **Time Certain**

663

Accept the Technology Oversight Committee Quarterly Report (Report)

Document number: 663-2022

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Technology Services

Time certain: 9:45 am

Time requested: 30 minutes

Disposition: Accepted

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

Votes: Former Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea Commissioner Carmen Rubio Yea Commissioner Dan Ryan Yea Mayor Ted Wheeler Absent

#### 664

Accept the Bull Run Treatment Projects 2022 Annual Report (Report)

Document number: 664-2022

**Introduced by:** Commissioner Mingus Mapps

Bureau: Water

Time certain: 10:15 am

Time requested: 30 minutes

Disposition: Accepted

Motion to accept the report: Moved by Mapps and seconded by Rubio.

Votes: Former Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea Commissioner Carmen Rubio Yea Commissioner Dan Ryan Yea Mayor Ted Wheeler Absent

## Regular Agenda

### 665

Authorize one or more competitive solicitations for professional, technical, and expert services price agreements in support of Portland Parks & Recreation Capital Improvement Program for a total amount not to exceed \$17,900,000 (Ordinance)

Document number: 190942

Introduced by: Commissioner Carmen Rubio

**Bureau:** Parks & Recreation Second reading agenda item 654.

Disposition: Passed

**Votes:** Former Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea Commissioner Carmen Rubio Yea Commissioner Dan Ryan Yea Mayor Ted Wheeler Absent

# Wednesday, July 27, 2022 2:00 pm

Session Status: No session scheduled

## Thursday, July 28, 2022 2:00 pm

Session Status: Adjourned

Council in Attendance: Commissioner Carmen Rubio

Commissioner Dan Ryan

Former Commissioner Jo Ann Hardesty

**Commissioner Mingus Mapps** 

Council reconvened at 2:03 p.m.

Commissioner Mapps presided.

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

Council adjourned at 4:08 p.m.

### **Time Certain**

#### 666

\*Amend Marijuana Regulatory License Procedure and Requirements Code to align with Oregon Revised Statues, update zone changes, add electronic mail delivery, and make other minor process changes (amend Code Chapter 14B.130) (Emergency Ordinance)

Document number: 190943

Introduced by: Former Commissioner Jo Ann Hardesty

Bureau: Office of Community & Civic Life

Time certain: 2:00 pm

Time requested: 1 hour (1 of 3)

**Disposition:** Passed

**Votes:** Former Commissioner Jo Ann Hardesty Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Mingus Mapps Yea

#### 667

\*Authorize grant agreements with ten organizations for the Social Equity and Educational Development Initiatives at the Office of Community & Civic Life for a total not to exceed \$1,050,000 (Emergency Ordinance)

Document number: 190944

Introduced by: Former Commissioner Jo Ann Hardesty

Bureau: Office of Community & Civic Life

Time certain: 2:00 pm

Time requested: 1 hour (2 of 3)

**Disposition:** Passed

Votes: Former Commissioner Jo Ann Hardesty Yea

Commissioner Carmen Rubio Yea Commissioner Dan Ryan Yea Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Absent

#### 668

\*Authorize grant agreement with NuLeaf Project to disperse funds for the Cannabis Emergency Relief Fund at the Office of Community & Civic Life to eligible Cannabis businesses for a total of \$456,901 (Emergency

Ordinance)

Document number: 190945

Introduced by: Former Commissioner Jo Ann Hardesty

Bureau: Office of Community & Civic Life

Time certain: 2:00 pm

Time requested: 1 hour (3 of 3)

**Disposition:** Passed

Votes: Former Commissioner Jo Ann Hardesty Yea

Commissioner Carmen Rubio Yea Commissioner Dan Ryan Yea Commissioner Mingus Mapps Yea

## **Consent Agenda**

#### 669

Accept and appropriate grant from the James F. & Marion L. Miller Foundation for Cultural Planning for the Portland Metro Region for \$100,000 (Ordinance)

Document number: 190950

Introduced by: Mayor Ted Wheeler; Commissioner Carmen Rubio

**Bureau:** Management and Finance **Disposition:** Passed to second reading

Passed to second reading August 3, 2022 at 9:30 a.m.

#### 670

<u>Create a new represented classification of Wastewater Operator III and establish interim compensation rates for this classification</u> (Ordinance)

Document number: 190957

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Disposition: Passed to second reading

Passed to second reading August 3, 2022 at 9:30 a.m.

#### 671

\*Amend the FY 2022-23 Adopted Budget for technical budget adjustment for misappropriated funds from Office of Management and Finance Community Safety Division to Office of Community and Civic Life for a Manager II position and \$199,714 (Emergency Ordinance)

Document number: 190946

**Introduced by:** Former Commissioner Jo Ann Hardesty

Bureau: Office of Community & Civic Life

**Disposition:** Passed

Votes: Former Commissioner Jo Ann Hardesty Yea

Commissioner Carmen Rubio Yea Commissioner Dan Ryan Yea Commissioner Mingus Mapps Yea

Amend Cooperative Utility Agreement with the Oregon Department of Transportation for the US 26 Powell Blvd: SE 122nd Ave - SE 136th Ave Project in the amount of \$372,951 (amend Contract No. 30006627) (Ordinance)

Document number: 190947

**Introduced by:** Commissioner Mingus Mapps

Bureau: Water

Second reading agenda item 644.

**Disposition:** Passed

**Votes:** Former Commissioner Jo Ann Hardesty Yea

Commissioner Carmen Rubio Yea Commissioner Dan Ryan Yea Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Absent

## Regular Agenda

673

\*Amend contract with Central City Concern to increase amount by \$2,646,474 to provide additional Campsite Impact Reduction Services (amend Contract No. 30007363) (Emergency Ordinance)

Document number: 190948

**Introduced by:** Mayor Ted Wheeler **Bureau:** Management and Finance

**Time requested:** 15 minutes Previous agenda item 611.

Disposition: Passed

Votes: Former Commissioner Jo Ann Hardesty Yea

Commissioner Carmen Rubio Yea Commissioner Dan Ryan Yea Commissioner Mingus Mapps Yea

#### 674

\*Authorize grant agreements with Black United Fund of Oregon, Inc. not to exceed \$250,000 and Grantmakers of Oregon and Southwest Washington not to exceed \$750,000 to address the root causes of community violence

(Emergency Ordinance)

Document number: 190949

Introduced by: Former Commissioner Jo Ann Hardesty

Bureau: Office of Community & Civic Life

Time requested: 15 minutes

**Disposition:** Passed – Substitute

Motion to substitute the Ordinance: Moved by Hardesty and seconded by Mapps. (Y-4)

**Votes:** Former Commissioner Jo Ann Hardesty Yea

Commissioner Carmen Rubio Yea Commissioner Dan Ryan Yea Commissioner Mingus Mapps Yea

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## **Closed caption file of Portland City Council meeting**

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

Key: \*\*\*\* means unidentified speaker.

July 27, 2022 9:30 a.m.

**Wheeler:** Good morning, please call the roll.

Mapps: Here.

Rubio: Here.

Ryan: Here. Now I'll turn it to legal counsel for rules of order and decorum.

Wendy Hain: Good morning Commissioners. Welcome to the Portland city council. City council is holding a hybrid public meeting with limited attendance. If you wish to testify before council, you must sign up in advance by visiting the council agenda on the council clerk's web page. You may sign up for communications to briefly speak 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 city council chambers and the love joy room in city hall and the Portland building. Written testimony may be submitted online. Your testimony should address the matter being considered at the time. When testifying state your name for the record your address is not necessary. Disclose if you are a lobbyist. If you're representing an organization, please identify it. For testifiers joining virtually. Unmute yourself once the council clerk calls your name. The offer -- the presiding officer determines the length of testimony. Individuals generally have three minutes to testify. Unless the otherwise stated. A timer will indicate when your time is done. Disruptive conduct such as shouting, refusing to conclude your

testimony when your time is up, or interrupting others testimony or council deliberations will not be allowed. If there are disruptions, a warning will be given that further disruption may result in the person being ejected. A person who fails to leave the meeting is subject to arrest for trespass. Council may take a short recess and reconvene virtually. Thank you.

**Mapps:** Thank you. First up is communications. 658, please. [ reading item ]

Item 658

**Mapps**: Welcome, heather.

**Heather Phipps:** Hello, can you hear me?

**Mapps:** Sure can.

**Phipps:** I can't hear you guys. Let me figure this out.

**Phipps:** Okay. I'm first. Thank you so much. I didn't get a chance to put together the request the way I would like to. I'm looking for your help. I live in coordinating a couple different departments of city. I live near Multnomah village and -- [ audio out ] **Phipps:** Significant ways over the last year and south falcon street. And there's an interesting kind of intersection where there's a curved road that meets a [indiscernible] with only a four-way stop with only one, I think one or two stop signs. In that area going on. So we've got a yield sign. What happens is people traveling south will you turn to get back to -- they'll come from Multnomah and do a U-turn there. There's some cars that are angled parking as a [indiscernible] used to be okay 10, 15 years before this area got busy. And then there's the fence that was built on the public right-of-way. My driveway is in the middle of U-turns, a curb, one stop sign and a lot of mismatched parking happening. Some is parallel. And some is angled parking. Lots of cars in different directions. It's impossible for me to safely pull out of my driveway because of these things. I refer to bureau of develop services that they [indiscernible] and that review process. Three or five months. Then by verifying with another department that fence that's block [indiscernible] safely reverse. [indiscernible] that was on public

property and another department would handle it. So I was speaking with who over at bts. I'll have to get the name. I -- they referred me to transportation, p bot to do an assessment and that's in process. Bds. I got these different departments saying it's somebody else's department and I would like assistance and this is a safety issue. That's it.

**Mapps**: Great. Heather, thank you for bringing this matter to council's attention. I will make sure the Commissioners in charge of the relevant bureaus are aware of the situation and we'll get someone to get back to you.

Mapps: Commissioner Ryan.

**Ryan**: Could you please send communication to our office concerning communication with bds.

**Phipps:** Absolutely. I appreciate your help.

**Phipps:** Thank you for your help.

**Mapps:** Thank you, Commissioner Ryan. Item 659.

Item 659 & 660

Norman Wicks: Is it okay if my son and I speak back-to-back?

**Mapps**: Absolutely.

**Wicks:** This is a matter of a detective. I had already been made homeless by an adult foster care home that I was in where they were abusing me and stealing my property. So I filed complaints on them during covid, too. And they evicted me out of the house on to -- into my car. It was a retaliatory eviction that should not have taken place. My complaints, five of them, went nowhere. Here I am living in my car. My son is taking over my care taking and living in my car. All we tried to do is make friends with the neighborhood. And we would come back? The evening to sleep. A nice lit up area. Well protected. We felt safe there because of the lightning and the cameras and the new apartment our houses. And we did you our cooking and stuff in the evening. All of a sudden, a detective comes by and tells us he's confiscating our car. Didn't tell me about

any charges or who filed charges. Not a word expect a piece of paper that he put on me -- and in any event I can't see any vested interest in why the city of Portland would want my vehicle. Okay? Especially since I need it so badly. You know, sleeping out in the cold -- I mean, I have to lower -- my son has to lower me down to the ground every night to go to sleep and help me up in the morning and make my breakfast for me. Under the worst of circumstances. I have gone just about everywhere a person can go physically with my condition. My son works very hard to push me all over the place. And it's starting to affect him. We both have post-traumatic stress disorder for the same reasons as children. All this is here -- this is not about nothing but, why can't I have my vehicle back and why did they take it?

**Norman Wicks, Jr.:** I would like to fill in a few things. It's been like six months that this has been going on. No charges. We wrote -- we typed up letters to the judge and everybody and nobody responds at all about the car. They just drove us into the middle of nowhere dropped us off. We didn't have any charges. Weren't -- I was told I can go right back. I went back to where I was where they took the car -- my dad was in the hospital for 11 days. Apparently, they drug him out of the police car, injured his hip, put him in a homeless shelter and drag him back to another patrol car, take him the hospital. They injured his hips really bad. All over the detective saying he wanted to use our car as a drug sting car and that's why he was taking it.

**Wicks:** Took my son 11 days to find me again. He couldn't find me. We were separated for that long.

**Wicks, Jr.:** All my computers, my cameras. Our car got burglarized while we were in it. So I got equipment. Apparently, I have a case of car burglaries and police are refusing to come and take reports. And we had cameras that we could record what was going on and turn it in because it happened to us. So now all of my equipment is gone. It's all been paid for, but the police officer was saying things like, well, we suspect him of doing

car burglaries. Everything in my car has receipts on a visa. Thank you. Me and my -- may my father fill in the rest of the time.

**Wicks:** Can we get a copy of this segment from somebody?

Mapps: A video?

**Mapps:** It's on YouTube. So if you go on there.

**Wicks:** Urge everybody here to go to my site norm wicks at YouTube where you will see videos from the time, they kicked me out of the foster care home up until present. Of some of the things that have been occurring to us. He got broken ribs.

Wicks, Jr.: We had 15 minutes to get out of the place my dad was staying in.

**Wicks:** Thank you very much. And I was hoping Mr. Wheeler. Thank you, members. Appreciate it.

**Wicks, Jr.:** We did file federal lawsuit, too.

**Wicks:** I don't want to sue the city.

**Wicks, Jr.:** We have a federal lawyer.

**Wicks:** I would rather sue the officer who did this.

**Mapps:** Mr. Wicks and Mr. Wicks if you could pause for a moment. It sounds like you have been interacting with the city for a while on this. I'm aware of your case because I know you were in counsel a couple weeks ago. If you are willing to reach out to my office and frankly I'm right around the corner. You can go in and talk to a staff person and we will look into this matter further. Thank you for coming in.

Wicks, Jr.: Thank you. You have a nice evening.

Wicks: Thank you, council members.

**Mapps**: And keeland please go to 661.

Clerk: May I also read the title for 660. And then of 661. [ reading item ]

**Item 661** 

Mapps: Welcome, patrick.

Patrick Cashman: Good morning, can you hear me?

Mapps: Yeah.

Cashman: Great. Starting now. So my name is patrick cash I'm a current resident. I will provide a quick resuscitation of the facts. [indiscernible] one, dan Ryan was informed by the gsa placing a facilitated homeless camp violated. The deed restriction was the only condition or actual cost placed upon the public [indiscernible] and our multimillion-dollar taxpayer gift -- three dan Ryan was informed his planned use for the property as a homeless squat violated the deed restriction prior to [indiscernible] all good northwest a city contractor operating by city -- and all good northwest from the now rehabilitated former homeless camp site [indiscernible] ordered the occupation site knowing the deed restriction title one chapter 03. That code of ethic part of your initial boarding [indiscernible] if you continue employment. In that city training you are to participant in rule one, under leadership. City officials obey all laws and regulations. Law-abiding behavior by official sets an exampling for public to respect the law. City officials do not exploit loopholes. Explanation none provided. I filed an ethics complaint in response the city informed me, the code is an aspirational document. It is not in our review a set and hard and fast rule with an enforcement mechanism. My comments. I can't reasonably expect you to do something that is not in your self-interest. [indiscernible] so you understand how -- title three. Provides civil act action deputy probation of rights. If a government official [indiscernible] you have a right of civil action. Many aware [indiscernible] the protections you become accustomed to may not be -- the previously unassailable laws [indiscernible] and you may not be able to rely on the protections you [indiscernible] as a reminder. The governments that refuse to observe laws they don't like are not engaged in civil disobedience. They are in [indiscernible]

Mapps: Thank you. 662. [ reading item ]

**Item 662** 

Mapps: Danny, we can't hear you. You're still muted.

Dani Rukin: Great. Thanks.

**Rukin:** Okay. Hi. All the Commissioners. I will play something and do something different. I'm danny rucken and I'm a Portland resident. Wow there's some weird back stuff. I'm so sorry. I'm -- can we start again. Do other people hear that or is it just me? I guess it's just me.

**Mapps:** I think it's just you. I'm sure we can give you a couple seconds. You're coming through loud and clear. You may want to take out your ear buds.

Rukin: Quickly. I'll try that. Okay. Let's take them out.

**Rukin:** So danny, a Portland resident and also with compassionate pdx grassroots of volunteers in favor of nonhuman animals. I'm here to please ask you to meet with us talk to us, about what it is we're actually asking for regarding passing a ban on the sale of fur and fla gras in Portland. I will use this time to play you something from new york city council. These are about to play -- there's resolution I think it is or ordinance 260 the recognition that animals are sentient beings. Less than two minutes by robert city -- holden talking about getting a ban of 573 on a ban on horse carriages. The reason I'm going to play this. I want you to see that other city council members are going to bat for animals. So is it possible for me to screen share. Looks like I can.

Mapps: Yeah.

**Rukin:** Here I go. And just stick up your thumb if you're able to hear it when I play it. Appreciate your time. And here we go.

**[Video]:** Done amazing work and the -- will be all [indiscernible] the animals are worthy of dignity and humane treatment and calls into the states pass legislation as an oregon which recognizes the states responsibility to animal welfare. I always say how we treat animals is a reflection of our society and I hope my colleagues will support this resolution.

**[Video]:** Today I introduce 573 which will prohibit the operation of horse drawn cabs in central park. Banning horse drawn carriages in new york city for good. Passing

legislation creating the ac -- an acc shelter in [indiscernible] or to creating the heat index for horse drawn carriages to establishing an office of animal welfare increasing animal cruelty reporting. The banning of trafficking of wild birds. This has come in the past to be great work. Time once again to step up for the defenseless. Time to advocate for horses who have suffered for far too long. We are here today to declare this city horse carriage free. I need you, my colleagues to help us achieve this. This is 2022. We should not have horses serving uses for our greedy desires. We should not allow drivers to make a buck off the back of these horses. Other countries have done this. New york city needs to be among them. We need to be the leaders of this in the united states. The drivers will be able to -- work more with electric carriages. They won't lose time with heat index or weather. The jobs will be prevailing wage and have benefits. To end the misery of the horses finally. Let's end horse carriages in new york city once and for all. Anyone who feels that horses have to serve man in the 21st century is out of touch. I thank the advocates for our push. I thank my -- please sign on intro 537 and help us again to do the right thing about our animals.

**Rukin:** Okay. Stop share. All that to say thank you for your time. Were you able to hear it? Thank you. I just want to stress once again. Other city councils -- the council members are going to bat for the animals. They're putting themselves out there. They're not animal rights people. I ask you to do the right thing. Meet with us. We've been hearing since 2019 there's no [indiscernible] it's not a priority.

**Mapps:** Thank you, danny.

**Mapps**: I believe that wraps up communications for today is that correct?

Clerk: It does.

**Mapps:** Now colleagues our first-time certain item. This is item 663. Time certain 9: 45. [ reading item ]

**Item 663** 

**Mapps**: The otc is overseeing three significant projects now. We have the office 365 project. We have the body worn camera project and the records management system project. Here today we have three guests. Ethan from the office of management and finance. Jeff the chief [ indiscernible ] and director of bureau of technology services. Welcome ethan, jeff and jimmy.

**Ethan Cirmo:** Thank you much. Good morning Commissioners. Like you said my name is ethan I work for the office of management and finance on the communication teams. This is the second quarterly reported for the technology over site committee. We are going to be hearing from [indiscernible] Portland's chief technology office and director of bts. He's going to present committees who report to you. After he speaks community member jimmy will [indiscernible] right now, we are overseeing three [indiscernible] from the police bureau. The office 365 project. Records management. Currently the office 365 is the -- is being prioritized. We have heard from body worn cameras a couple months ago they gave us introduction reports in February. So with that said, I'll hand things over.

**Jeff Baer:** Thank you. Good morning Commissioner maps, Commissioner rubio and Commissioner Ryan. As indicated, I'm director of the bureau of technology services. With me is jimmy. We're here to present the technology oversight committee report to council the second quarter of 2022 and provide updates that are not necessarily captured in the reporting period and here to answer any other questions you may have regarding other technology issues.

The first project on report is the police bureau's implementation of the Microsoft 53 -- 365. Providing their independent project working with the project team and working month. To the toc. The is still -- project is still in yellow. This is not unusual as we're in the research phase. As we move to the implementation phase of the project this will change. This is a complex upgrade as I mentioned in the previous reports that we maintain a high-level of security due to the criminal justice information requirements

that are in the system tapped project teams -- the project teams continued to work on the tenant synchronization issue. The [indiscernible] did an excellent job throughout the project implementation and this will roll off the toc review. Part of this report at the July meeting last week we had a presentation from the bureau of development services staff on the [indiscernible] that they've been working on I believe dr. Ben fold is won the permanent task force. A good discussion we had. Jimmy, I'll turn to you to provide comments and insights on these projects.

**Dr. Jimmy Godard:** All right. Thank you, jeff. And good morning. I'm the representative [indiscernible] the one project before us is office 365 project that provide the police the with the ability to collaborate with the rest of the city via office 365. Over the past quarter seen the office 365 team assist deployment plan the budget and scope have remained green. Due to delays with Microsoft the scheduling of this project has presented concerns and also delay and is currently yellow. Based on evidence received today, we the toc, do not have any major concerns to report beside the budget schedule. The body worn camera project has not had reports [indiscernible] as the ppb is prioritizing the office 365 project. As of the last quarter, the toc reviewed the request for proposal in March and required feedback. Demos? May and the city plans to come back in the fall of 2022. The project in record is the records management system. Also, the toc has not had any reports from this project over the past quarter as the ppb is prioritizing office 365 project and also the body worn camera project. The ims project ends to upgrade the police bureau record management system. Such as [indiscernible] posted to the cloud for storage. The project will have a more clearly defined schedule at kick off. At this time the toc does not have any rating or [indiscernible] this conclude our toc report before the council. We thank you for listening. And we will be returning in october hopefully with more details on a -- all three projects.

**Mapps**: Thank you.

Baer: Thank you for the opportunity to present the report. Here to answer questions.

**Mapps**: Great. Any public testimony on this?

**Clerk:** No one signed up.

Mapps: Colleagues any questions?

**Ryan**: I have a few. I have a couple. Good to see you. Thank you for the update. I actually, I'm confused on the 365 project -- I find every time I've had to over sea any sort of big technology advancement it always takes longer than you would like. Is the timeline been delayed?

**Baer:** In the timeline hasn't been delayed. If you think about breaking a project into different phases. One in the discovery phase. An in-depth review of the requirements. We get the project implementation phase nailed down so those are more important when we move into the implementation phase. Right now we want to take the time to get everything righted.

**Ryan**: I think anyone in the public and I had more information when I came on council was surprised to know the police don't have that access to collaborate with the rest of the city. I'm glad it remains a number one priority. It does seem to be quite important. The other topic is something a lot of Portlanders are anxious to see implemented with the right fidelity. When I heard you have vendor demos. How many did we observe? **Baer:** I believe they were down to two final, and they've awarded or notice to intent to award to one firm. They've gone through the competitive list.

**Ryan:** So down to finalists.

**Ryan:** And did any members of your committee attend these?

**Baer:** Yeah. One was able to attend a demonstration.

**Ryan:** I think it would be helpful to hear his perspective on what he witnessed. I was anxious to hear that and that's why I raised my hand. He can provide that information.

Baer: Yeah.

**Ryan**: Okay. I know just enough about these projects to ask really open-ended questions. And you're taking on big assignments for the city and people that live here. I think that's it for now.

**Mapps**: A couple I might have missed it in the presentation. Do we know when the 365 project will wrap up?

**Baer:** So the discovery phase is supposed to wrap in the next couple of months. When we move into the implementation phase, I saw somewhere q1 of 2023. Somewhere in that time frame.

**Mapps**: Okay. Great. Do you have a sense of what other major city technology projects are in the pipeline?

**Baer:** I do. We just met this past week. We're going through a charter review to make sure that really fits with what I'm calling post pandemic covid time frame because we started precovid and we've got eight different bureau representatives on the team now. I've been working with chief administer I have officer mike Jordan. I presented our top six priority projects. This one is the number one project. We're also working with bureau of emergency communications on their cad upgrade. And then we've got some of our fiber infrastructures is a very large project. We need to have the bandwidth in order to have all the procedures. They're all-consuming bandwidth on a fiber and trying to -- infrastructure trying to remember the other ones. I think those are the top ones at this point. I can share the whole list.

**Mapps:** We would love to see the list at your convenience. I will have my staff reach out to you. Colleagues I have no more questions.

**Ryan**: I want to follow up. Is axon the vendor?

**Baer:** Yes.

**Ryan**: Okay. So will ford is the only one on the committee that observed that demonstration?

**Baer:** Yes.

**Ryan**: Where is that in the process?

**Baer:** I believe they are moving into the next couple of months to do a couple more demonstrations and then I think they'll be in contract negotiation for a couple months.

**Ryan**: So the city hasn't decided.

**Baer:** They did. They issued a notice of intent to award.

**Ryan:** Are you guys confused? Did we know this? I thought there would be more updates. Okay. You're the messenger right now.

Baer: Yes.

**Ryan**: So I realize there was an awkward pause. It helped for you to be transparent for the fact it -- and that one of your members attended. I think not just me but others would love to get their perception.

**Rubio**: I want to echo what he brought up. I, too, would love to dig a little deeper on this. I don't know if this is property to come back to council or do in meetings outside this venue. I think it needs some briefing of the Commissioners as well.

**Baer:** If I could offer a suggestion. I can reach out to tammy mayor and get with her to provide a written update to each of your offices to give a first status of where the project is. If that's okay?

**Ryan**: I think that's a step. But we know this is something that has so much community interest and so much engagement on this topic. It's important for us to remain very transparent as we take each step. I am grateful that you are here today to give some perspective on that. And that you had one member of your committee doing the oversight. I think we do look forward to an update from the police bureau.

Rubio: And the ability to ask questions.

Baer: Absolutely.

Ryan: That's all.

**Mapps:** Thank you and great dialogue. Any more questions? If not, this is a report. I'll move the report. Can I get a second, please?

**Ryan**: Second.

**Mapps**: Thank you. We have a motion from the presiding officer and a second from Commissioner Ryan. No more discussion. Keelan call the roll.

**Rubio**: I will thank director bear for being here. Thanks to the bts team and also the other -- oversight committee on their complex work on multiple projects and volunteering their time to review the projects. We appreciate the time they put into this work to make the city more efficient and better serve its residents. I also want to thank my colleagues for the dialogue that with had and look forward to learning more about the procurement. I vote aye.

**Ryan**: Yes. Thank you for being here. Also, good to see doctor godard and thank you for your service. I appreciate the report. I appreciate your focus. I look forward to the next report where we can hear that the police are able to coordinate communication through 365 with the rest of the city. And I appreciate your transparency about the body worn camera vendor. That gives us a chance just to ask more questions as we make a purchase that's very important. The one that has a lot of public interest. I appreciate your transparency and the communication we just had. Thank you. Aye.

**Mapps**: I want to thank everyone who presented today and express my gratitude for the technology oversight committee for the important work they do. I'm delighted to see these procedures remain on track. I vote aye and the report is accepted. We have a time certain coming up at 10: 15. We're early. So I would like to go to our regular agenda. Keelan. Can you -- so let's do the second reading of item 665. [ reading items ]

### **Item 665**

**Mapps:** This is the second reading. Any further discussion on this item colleagues? Seeing none. Please call the roll.

**Rubio**: Colleagues last week Teresa from procurement provided detailed overview of the process moving up to this ordinance. That park has demonstrated a clear -- and this

couldn't that commitment. I appreciate the work that will go into this and look forward to seeing the results. Aye.

**Ryan**: Thank you Commissioner and director long for your leadership and everyone who worked to ensure these contracts are equitable and inclusive. We experience another extreme heat event and it's important our park's infrastructure and what a relief it will be for Portlanders. The overnight cooling shelters and the east Portland community centers and grateful we are for the park's bureau being a leader at a time of crisis. And the misting centers that have been opened. Those also are parks, Portland community center. Lent's park. Mount Scott community center. The cooling settle shelters and misting centers are all saving lives. Thanks for your leadership at a time of crisis. I know I got off top on this. I want to be relevant to the week we're experiencing. I vote aye.

**Mapps**: I want to thank Commissioner rubio for bringing this item forward. I vote aye and the item passes. Colleagues our next is time certain. We're three minutes early. Can we adjourn --

**Clerk:** You can take a recess.

**Mapps:** Refreshen your coffee and we'll come back here at 10: 15.

Council recessed at 10:12 a.m. and reconvened at 10:16 a.m.

**Mapps:** Let's come back into session. Question will go into our next time certain item. **Item 664** 

Clerk: Accept the bull run treatment projects 2022 annual report.

**Mapps:** Colleagues, every year, the water bureau appears before this Council to provide an update on the bull run water filtration projects, today this Council receives the bull run water treatment project report for 2022. The bull run treatment program consists of three major infrastructure projects which are designed to ensure that Portland's water

supply is safe and abundant for generations to come. The projects which are included as part of the bullring treatment program include, first a new and improved corrosion control treatment facility Second, we have we are planning for the construction of a new Water filtration plant, which will. which we need in order to comply with federal drinking. Water federal drinking water regulations, and third, the bull red improvement projects, including some field studies for the pipelines, the water Bureau will need to install to connect the new Water filtration plant to our existing water system. The water bureau and I are delighted to report that, despite the challenges posed by both inflation and koba the bull run water treatment projects are on track and on budget. Today we have three staff from the water bureau to tell us more about the bull run a treatment projects, so now, I have the great privilege of handing the floor over to GABE Solmer. Water bureau director Jody Inman chief engineer of the water beers engineering services group and Bonita Oswald communications and outreach coordinator for the role run a treatment facility welcome team water.

**Gabriel Solmer:** Thank you so much, Commissioner, what a lovely introduction and good morning Commissioners rubio and Ryan, I am Gabe Solmer, I am the Portland water bureau director, and it is my honor to join you with. As Commissioner Mapps said chief engineer Jody Inman and our communications coordinator for me Bonita Oswald. Really it's a dream team of people that I get to work with, and while you're hearing from the three of us today they are literally dozens of dedicated professionals who have made the achievements that we're about to share. And can we bring up the presentation. Perfect alright, and we can move to the next slide. Alright, so, as Commissioner maps introduced we're here to provide a brief update on the bull run treatment projects. Filtration is the largest project at the water bureau out and it's one of the largest in city history, its scale, but also in importance, the projects that we will go over today will have a huge impact on the health and economy of our Community and shape our future for decades to come. So today, will provide some brief highlights, I

know you have a busy day so some brief highlights from the written report that you received lots more information in that written report and Jody and Bonita will touch on three projects so improved corrosion control treatment, the. Filtration facility and the filtration pipelines that make up the bull run treatment projects we'll talk a little bit about information on scope and schedule and budget and community. And then, finally, as Commissioner maps alluded to we'll talk about what's coming up in the year ahead so what are those challenges that we face and what we're doing to meet them head on and overcome them. Next slide. Thank you so just to orient us today I'll remind you that we are very fortunate to have a protected watershed that provides the first layer of Defense for our water. Our water is treated with chlorine and ammonia and it's amended to make it less corrosive to home plumbing and. First project that you'll hear about today is the improved corrosion control treatment facility which and I'll just admit, we are not super creative names over here the water bureau is improving that corrosion control treatment so pretty straightforward. That facility came online in April of this year, and you hear a little bit more about the that success, as well as some of our successes in how we built it and who was involved in that. Even with all these protections, as you can see we're not a filtered system, yet so we are one of a handful of systems nationwide which is not filtered so that's the main focus of our work is to add filtration by 2027 to protect public health and comply with safe drinking water standards. There are two projects associated with filtration the facility itself, and then the pipelines to connect to our existing conduits. So with that we can move to the next slide and I will turn it over to Jodi Inman, our chief engineer, to explain just a bit more about these projects. **Jodi Inman:** Thank you, Director Solmer. Thank you and good morning Council members, my name is Jodi Inman and I'm the chief engineer of the water bureau and I

members, my name is Jodi Inman and I'm the chief engineer of the water bureau and I will give some additional project details as well as provide that overview of where the projects and the program currently stand. As has been mentioned, there are three projects within the program The first one is improved corrosion control treatment. This

project constructed facilities that provided the Water Bureau with improved treatment tools to help us reduce the risk of lead exposure at customers taps which I know council has heard a lot about from the public in the past year or so. This project was completed on schedule and on budget and I am proud to say, we are all proud that this project is online prior to the OHA compliance deadline and is having a positive impact on the drinking water as we speak. We have a very large distribution system and it will take time to see the full benefits of these changes and we have a plan to make sure the changes are having the positive impact we desire. There is a plan in place to measure those results with our next full sampling in the fall and reporting by the end of this year. This this is a critical tool that will allow us not only to make these improvements now but also make future adjustments as necessary to meet water quality goals. Next, thank you. For this project, we are also very excited with the equity components and achievements that we were able to make with this project. As you will notice, I do separate some of those equity achievements into the contracting as s well as with our contractor and the subs as well workforce on the project. We have far exceeded all of the city goals in both of these areas, but with our contracting workforce we had to work 54% COBID participation in contracting, which was far above the 22 percent goal for COBID firms. The gray font on the left may be a little hard to read, but of the four million, 2.25 of that went to a Native American firm with only 300,000, or the pinkish line, went to a Caucasian owned firm. Also, from a workforce status we far exceeded both apprentice and journey participation for the project. One of the key points that we are taking with this is, we have a lot of lot of the same team members that are participating on the larger filtration projects that we have the facility and the pipelines and we will build on what we have learned and what was successful in this project in and maximize participation and bringing that forward into our much larger future projects. So the filtration facility itself is 135 million gallons per day conventional filtration facility. This project is also on schedule with meeting the compliance agreement deadline of

submitting the design by September in October of this year. It is also within our current program funding and budget. We have completed some significant cost management and other efforts over this last year, where we identified 40 million in value engineering. Much of the work of this past year for the filtration facility has really been advancing the design and managing escalation and cost as we advanced that design. As I'm sure all of you know, this has been a challenging year when it comes to supply chain and cost escalation. Significant component of work in this year has been preparing for our land use submittal to Multnomah county. The design has been fluid and changing as cost estimates have reflected current economic climate, which has driven us to make these significant value engineering and cost management measures. And even with these revisions and a lot of hard work, the project team is still on schedule to meet that OHA deadline. Some of those key value engineering revisions center on meeting those project goals and those community goals which we hold true in all of our decision making, including operation proficiency and phasing some of the work. Big ticket items include raising the actual facility since there is a lot of dirt work associated with this project. We had the ability to reduce the sizes of some of our structures, without sacrificing safety and deleting or phasing some of our redundancy items and simplifying the project where possible. Next slide. This is the current site plan for our filtration facility and one of the key components for selection at the site was just a lot of space. One of the reasons that this site was selected was because it is 95 acres in size. The reason the size is critical, as it provides us the space, not only to build the infrastructure that we need, but also to be able to provide buffering around it. The site design waswe've spent a lot of time meeting with the community as we developed the site design and we have gone with what we call a compact campus which means we're trying to put as many of the facilities and built improvements as as close together as possible, so we can maximize the space around the site around this improvements to use open space for berming or landscaping or other efforts to help screen that facility from the

neighboring community. We have spent a lot of time with the community working on what those built improvements but look like. I want to point out a couple of other little factors about this site. On the right side corner of the site, you'll see that there is a large section of the site where we currently don't have any surface improvements. This area has been a key part of our interaction with the Tribes that Bonita will touch on in a little bit and is an opportunity area that we can use for some other important community goals. And along the bottom of the site, you'll notice a little rectangular cut out with a couple of circles on it. This area is owned by pleasant home water district, and those are the pleasant home water district tanks. As I talk about upcoming actions in this future year you will hear more about pleasant home water district, and something we will potentially come back to you with later this year. Next slide. One of the program goals that not only reflects the water bureau's personal goals and community goals, director Solmer's goals, but also the community, and I know the council, is the approach to sustainability is. This is one of the design factors that we are keeping on the site and I am proud that the projects and the program has gone above and beyond what the city currently requires. The program is taking a holistic approach which is more than the current requirement for leed certification. It's not that we are not doing leed. We are pursuing leed certification with a net zero energy use for our administration building which is the facility shown on this current slide. We're also going to be the first project that the city that is looking to seek envision project certification and envision is a certification process that considers sustainability from a holistic approach. From where the project is sited to consider its impact to the environment, to the natural environment to the community. But the sustainability measures also include things like onsite stormwater management, to reducing impervious surfaces so it's really focused on the site while leed is focused on the building. We're very excited to be pursuing that for this for this project. Something you may have also seen in the media recently is the support by the chief engineers for using low carbon concrete. We do have a lot of

concrete on this project with our basins and facilities and we will be using low carbon concrete in those basins and structures. This not only aligns with city, but also with that holistic sustainability approach is the local sustainability and stormwater management and, as you can see in front of our administration building, we have a landscaped area to maximize capturing that storm water and treatment on site. Next slide. The third project within the program is the construction of over 35,000, or approximately 35,000 linear feet of seismically reinforced pipelines and one new intertie. An intertie is a connection facility that connects our existing clients to our future pipes or our existing pipes with our new pipes and providing interconnection opportunities that give us maximum flexibility and operational controls by allowing us to move water between those pipes as needed. And then, also for maximum operation and maintenance efforts. This work is also on schedule with 90% design to be complete at the end of this year. It is not required as part of the Oregon health authority compliance agreement so you'll note that is slightly different than the filtration facility itself. This project is also within our program budget and funding. The team has implemented significant cost management efforts, including identifying over \$70 million in value engineering as part of that. The big effort on the pipelines, besides advancing the design is also doing additional investigations along the pipeline routes. That includes a lot of geotechnical borings, which is what you see in the picture here. You see pipes. You see the borings of where we're going to put the pipes. This better inform our design and understand risks that we may encounter as part of that design. The project has also spent a significant effort on hydraulic modeling to confirm capacity, we can deliver to the plant with her existing pipelines as well as sequencing of the work to dive into how we're going to construct these connections and the pipelines, while continuing to deliver water to town pools through the same pipes. Next slide please. So this is the current pipeline plan. I want to point out a few things on this site along the bottom of the slide you'll see some purple text in a purple dashed line. This is an important area that is the Multnomah

county Clackamas county boundary which runs along the southern portion of our planned filtration facility. Right now, we have two different sets of pipelines that are feeding the facility. We have what we call a raw water, which is the untreated water that will deliver water from our bull run reservoirs to the filtration plant. And then we have finished water pipelines which will be taking water from the new filtration plant and connecting to our existing conduits for delivery into town. A portion of the value engineering cost management that we did on this project was a reduction in the amount of our raw water line. So, what you see here and what we are currently planning is a connection from lusted road up to our filtration facility. We determined that is the connection from our existing conduit to the new filtration facility. Hydraulic modeling has indicated that we are able to provide the capacity to the plant through those existing pipelines. And as part of that, then we have faced into the future, what we had planned to construct approximately 9000 more linear feet of pipe sort of down to the south, through Clackamas county through private properties and other environmental areas. So what we are doing now has reduced the cost for the work, but it also has also reduced risk associated with land use. It's reduced impact to the community by reduction in the amount of construction. This is reducing the impact on individual properties, but also in the overall length of construction within a very rural area which doesn't have a lot of wide lanes and will reduce the impact, the amount of truck traffic. I also want to point out one more thing in that most of the planned pipelines where we can put them in the right of way and this means not only minimizing risk associated with land use it also reduces construction and it was also done with the intent to minimize impacts to our neighbors. Next slide. So this one doesn't have as many color graphics but for equity contracting effort in our filtration projects, the key component of our equity program right now for both the pipelines and the filtration facility has to do with our technical expert services so our consulting contracts. We have 35 million currently contracted with cobid certified firms. The program initiated and has been

running for quite some time a capacity building support program. We talked about this a little bit last year. We focus on providing those cobid firms the support they need and customizing that support to what they need. It could be better working with them to understand the expectation of deliverables, to help them develop a business plan for growth. There are currently 26 firms currently participating in that support program and we exceed the city goal of 20% currently around 23%. We will recognize that the diversity of some of those firms is still a growth area for us. Especially as we start to talk more as we get into our construction phase so we are taking opportunities that we have there to continue to expand that portfolio. As we move into construction, even though we don't expect be putting any projects out to bid until next year, we are actively engaged with the Community. And that has allowed us to be able to talk about the types of work, so they know the types of work that are coming up. The timelines for that work and to help the contracting community prepare to be able to support this project and have a chance to grow. We are the first large project in the region, as I understand it, that will be implementing the new regional workforce equity agreement that was just recently signed and procurement took the Council in February. We're very excited about the goals and the connections that are included in that agreement, although we are somewhat cautious of scaling up to a project of this size. This is a very large project in a somewhat remote area with a lot of competition with other large infrastructure projects going on. I'm excited about the connections and actively working with the Labor community and we are working to try to maximize the results that we can so that when we come back to you in four or five years, we will have the results as good as the corrosion control. Next slide. I will turn it over to Bonita Oswald and I want to thank her and the team. These are the folks that regularly engage with all of our Community and we know that is not always easy. She has been the face and helped us really share. So with that.

**Bonita Oswald:** thanks Jodi. Thanks good morning Commissioners as Jodi mentioned my name is Bonita Oswald and I'm the communications and outreach lead for the Bull Run treatment projects and we're committed to keeping the Community informed and involved. We continue to publish monthly E newsletters. We share project information on our bill inserts and our water quality report. You produce videos that are shared through our water bureaus social media platforms and we provide briefings to a variety of Community environmental and cultural groups. We use this information - the Community values that we learn to inform the project decisions and you may recall, last year we started public opinion research with some surveys and. This year we completed this work with a series of focus groups This allowed us to dive deeper into water Bureau services, the project and affordability. It was important for us to hear from customers who may be struggling to pay their water bill so two out of the four groups we interviewed or customers eligible for our discount programs. Over all the groups indicated that they have a positive view of water quality and Bureau services and they like to keep it that way. So they also value the resilience that our projects will bring not a surprise, but they are also valuing affordability, so they encouraged us to continue to expand our financial assistance programs and to be more transparent about the programs we offer. We started a pilot program we call the water Stewart this past fiscal year and this is a group we convened liaisons from nine different historically underserved communities. And the concept is to partner with active and respective individuals within different communities. To help them learn about our projects and then, in turn, they share what they learned with their networks and provide feedback on how we can do better. Among this diverse group we learn that there are diverse perceptions of how tap water is. A lot of that's based on our previous experiences, when you come from a place where you can't trust the tap water it's difficult to believe that it can be safe. And I think working with trusted individuals within the communities can help us build that confidence. They also let us know that they would like to see financial assistance beyond single family Homeowners. And they prefer to hear information from about complex issues from people who look like them and speak their language so as we move forward with our work, we will incorporate what we're learning to help support the water bureaus commitment to advancing partnerships and education and communication. And to better engage community, the Community in ways that are inclusive and culturally responsive. Also, as part of this commitment, we are continuing to develop relationships with the indigenous community. We are working with our partners at the city tribal relations office to provide proper project updates and site tours to tribal nations. and learn from them how we can best honor native and cultural life ways. We continue to meet with our urban indigenous engagement circle, we started last fiscal year to ensure that we're implementing their guidelines in meaningful ways. And I'm excited about the progress that we're making with Kimimela consulting it's a native own firm. That we've been working with to develop summary of opportunities to integrate indigenous traditional ecological and cultural knowledge an area that Jodi had pointed out a little bit earlier there's about 15 acres there we think could be a potential for some future work there. With this approach, we try to have our outreach with a holistic view so that we not just benefit the Bull Run treatment projects, but also the other water bureau programs. And city communications efforts, so all this work has been documented and a series of reports that we have and we're happy to share those with you, or we can also provide. Your office with a presentation, with more details. For now I'll turn it back over to Jodi to get more into the project schedule and budget.

**Inman:** Thank you Bonita. Next slide please. Sometimes I feel like there should be a drumroll before this slide you know let's get to the nuts and bolts. Estimated program costs. We had submitted with a funding application which identified a program cost of 1.483 billion. And that is what has been included in our rate forecasts that we have shared. In 2021 we came back to you and we were still within that \$1.48 billion and

there has been some shifting of costs from contingency into construction and estimated capital construction costs, It's a similar story, this year we are still within our current program funding of \$1.483 billion, that is the good news, and I will say that you know through that the value engineering and cost management measures that we have taken this past year. We continue to be that we're focused on continuing to deliver what we have heard, is important to you council and the Community and the neighbors. But we are also asking ourselves internally, to think about how we're going to operate and fund this facility knowing it will be a critical component of delivering this project successfully. Here you can see how we were able to take the cost management and value engineering and maintain project contingency. Even though there is a reduction in the amount of contingency and an increase in the estimated construction costs we do have that contingency to handle unknown unknowns including escalation, and there are some contingencies built into the estimated capital costs. That means our contingency is getting leaner. However, that is also consistent with what tends to happen as a project transition from vague planning into more distinctly defined design. We also have the benefit of having had all of our contractors on board with us, so we have been doing cost estimating and both with our designer and our contractors and they both go through and review the work so I understand what some of these other cost management structures are, and so we feel that these are credible are fairly solid in where we think we can go. What we can't do is predict the future. After all the cost management efforts, the value engineering that we did has made the project pretty lean. There are not a lot of opportunities going forward for further cost management in that way. So just a bit of a warning if this year continues to be on trend with what we saw in this past year the results could be even closer next year, but for now the good news is that hard work is keeping us in a position to continue to have adaption of flexibility going forward. I'm going to breeze through this one really quick. We've talked a lot about schedule the key component here is we're on schedule. We are finishing our

design and we're moving into those last milestones of construction. Next slide. So it may have been somewhat of a quiet year for you all for the bull Run filtration project, but it was very busy for us. You are about to have multiple opportunities to engage with us even more on these programs. For one, the projects will be completing design and moving into construction and there are key components to that as well, we do have our alternate procurement CMGC contractors on board, and we will be coming back to you with a request to council to fund the guaranteed maximum price. That is value engineering we will also be doing, also in this area when it comes to our cost management strategies and also to maximize our equity participation. Instead of bringing one guaranteed maximum price for the entirety of the work we will be coming back with probably to guaranteed maximum prices, the first will focus on the dirt work which we can move forward and the second phase, would be for the balance of the filtration facility, this is consistent with how the step project has been able to move forward. This phased approach will allow us to get better priced bidding. It's hard to put together a cost or to predict whether you'll have the labor if you are a cobid firm or the capacity for work that doesn't happen for another three or four years so by phasing this work it allows us to get better cost certainty to reduce the unknowns that might get put into our prices and to provide more opportunity for our equity contractors and workforce labor to better plan with all of the other work going on in the region. We are also have had our pre application will be submitting our land use permit to Multnomah County. This does not come before you all per se, but we do expect to have robust participation from the community regarding this application and we welcome the opportunity to come meet with you in your offices to give you some more detail about topics that will come up as part of that process. Our application is over 1000 pages long, with multiple detailed reports to support our findings in that land use. There is a lot to cover and we'd be happy to meet with you to go over more. We have some easements that are required primarily along the pipeline, so that will be coming to you this fall with

an easement acquisition ordinances and we will also likely be coming to you with intergovernmental agreements with pleasant home water district about needed work around our site directly adjacent to their facilities and some potential changes to our wholesale agreement as well as some potential changes with our wholesale agreement with the city of sandy. We always we are dedicated to continuing our cost management and committed to maintaining affordability, including maximizing how we're using that WIFIA loan to keep the project affordable. With that I will move on to questions and I just want to thank all of you for your participation and the Community and the project team that made it possible for Gabe, Bonita, and myself to sit up here and report on where the success of this project is in the positive direction it's headed.

**Mapps**: Great. Thank you for that presentation. Before we get to questions. Keelan, do we have public testimony on this?

**Clerk:** No one signed up.

**Mapps:** Colleagues any questions? All right. Commissioner Ryan.

**Ryan**: Thank you Commissioner Mapps this is a big project. Thank you, director. Jodi I want you to know where times my nonverbal was not pleasant is because your connection would go in and out. So my nonverbal was reflective of that and thank you for the presentation. I actually -- there's several things that popped into my head. One is congratulations on your continuous work on outreach. I noticed the apprenticeship numbers were high. I learned in my previous job how important that is. You hope they become a folks and subcontractors and generally subcontractors. That's evolution of the lane. I want to compliment the data and that was refreshing transparency. Especially the focus on native-American firms restorative justice on the. When you're doing outreach, it makes sense you're reaching out to groups that are on financial assistance programs. I didn't hear -- was there any outreach specifically to indigenous, native-American communities? Can you tell me more about that?

**Oswald:** yeah so the work that we did with the indigenous community there was actually three different things that we've been doing so, we had. started last year, what we call the urban indigenous engagement circle, this is a group of Community members that are urban live in the urban area and they've been providing us feedback on the work that we're doing and they. gave us actually a guidance document, where we developed a guidance document based on the work that we've done with them as a series of meetings over. Several months, and then we just recently met with them again to follow up on some of the work that we've been doing. Based on their guidance so some of the things like they were interested in was ensuring that we are bringing more native people into our workforce. and highlighting native people in our work, and so we did a video that's highlighted that firm that we were talking about McDonald excavating that put so much work into the improved corrosion control. We are hiring an intern that can help us to develop communications. That incorporate more of the indigenous language into our communications So those are the side of things that we've been doing with the urban indigenous group, we have that I tech group that's an native owned firm that's a leading that effort to look at how we can use that. Traditional ecological knowledge on our project, and not only just for this project, but also we're looking at future projects, how can we work with that that were this work into other projects and hopefully city. And then the final part was with the tribes we've been reaching out to the tribes we actually just had a tour. site tour with Rand Rand and they're providing us and great feedback on things that they would like to see.

**Ryan**: That was wonderful to listen to. And I'm happy to note you're working in closely with the tribal relations office.

Oswald: Absolutely.

**Ryan**: Be I go and turn it to another Commissioner, your IGAs present home water district. Can you inform me and others what that entails? Jurisdictions? I assume they provide water for some areas of east county.

**Inman:** It's more of a wholesale -- a rural water district that serves a smaller number of customers. In the rural.

**Ryan**: Like unincorporated sections of the county?

**Inman:** yeah

**Ryan:** That will be fascinating. And the city of sandy?

**Inman:** The City of sandy currently has a contract with us to purchase a water and we will be revising that they have since decided that they would like to purchase fully treated water filtration facility so there. For that agreement, as well as some improvements needed to. transition.

Ryan: See that was a moment where I lost a few words and leaning in.

**Inman:** Sorry about that.

**Ryan:** We all deal with it at home when working from home. I'll stop there.

**Rubio**: Thank you. So congratulations first on a tremendous amount of very important work. It's really exciting to see things at each different stage of development. I'm just curious about how has covid impacted the work, the timelines, over the past couple of years? Are they still impacting? And my follow up to that -- question to that is, what does your workforce look like now? Are you fully at capacity where are you at in that? I'm curious about that.

**Solmer:** Do you want to take that one?

**Inman:** Sure, so from a covid perspective, you know the we were able to successfully build the improved corrosion control so that was that was a big deal because that was evolving as covid was evolving, and so the site protections and safety that were implemented as part of that was critical to make that project successful so that we were able to manage that. As far as the design and the other processes, I would say that you know where we are more seeing that impacted of covid has been just with supply chain and then also with staff shortages. I think everybody, I don't know if it's covid or what's coming out of covid, as far as the work is just a need for folks to be interested in this

type of work, engineering, construction, that supports a project like this, our workforce internally is very designer heavy right now and we have had challenges with keeping some of those, keeping positions filled. However, the special projects are once in a lifetime opportunity for staff, so the staff that are there have been very engaged and it's also high priority, so despite the challenges currently, I think that group is almost at full capacity and even with some of those transitions in staff, they were able to staff current roles and stay on schedule. Does that answer your question?

**Rubio:** Thank you.

**Ryan**: Thank you council president Mapps. Here's what I want to say. First of all, especially in a week like this we're just reminded how fortunate we are to have bull run. It's, I can't think of a more precious resource that we have as a city. That we have to protect. So this investment is so important. I wanted to start off by saying that when I look at timeline. Protection from fires, landslides. Large storms and risks that seem to be an onslaught. Is that one of the main reasons why we must press forward as quickly as possible and make sure this investment moves forward. And do you think that we're really covering all the big risk we foresee. Do you feel confident in that Commissioner Mapps?

**Mapps:** I will kick that over to staff.

**Solmer:** I can start and then maybe we'll ask Jodi with the technical voice on the call. I think, to answer your question just as definitively as I can, yes, I think this project is extremely important for meeting all the risks that you talked about. We don't know what's going to come next, but we do know that we are facing unprecedented weather events, climate issues, increased fires, all of the things that you mentioned are risks that we have looked at as part of this project So yes, I am very invested in making sure this project is successful, I do want to say that I think it's important to do this right, as well as to do it at all, so I do see there are slowdowns as Jodi talked a little bit about in terms of covid but in order to do this work in order to do the Community outreach that we that

we have talked about, and that has gotten us this far, we really want to make sure we are approaching the work that we do appropriately So yes, there is that there's just that balance of we want to do it well and we want to do it right, but yes absolutely we wanted to get it done so that we are best prepared from those risks. No guarantees, but this is a project or a set of projects that will make us much more resilient in our system. Jodi, do you want to add to that?

**Inman:** I just want to echo that and say yes. This project, what is most important is that, as we continue to see more and more unknown events come our way, having more tools in our toolbox, especially one as effective as this. It is going to be critical to our continued ability to continue to deliver water consistently and reliability including drinking water. This project may not solve everything that comes before us, but it will be a very valuable tool and will be critical, for many of those things that you have mentioned and Director Solmer mentioned.

**Mapps**: Thank you. Colleagues any other questions or comments? This is a report. I will move the report. Can I get a second?

Rubio: Second.

**Mapps**: We have a motion from the presiding officer and second from Commissioner rubio. So call the roll.

**Rubio**: I want to thank Commissioner Mapps for his leadership on this and for bringing this forward. And also thank director Solmer and the team for this report. And the great work that is taking place to protect bull run and provide our community with safe fresh water. It's exciting again, I'll mention, to see the projects that are reaching final phases or continuing to develop or beginning or finishing up their design and heading into construction. So I want to appreciate the team for their -- also for their ongoing community outreach efforts to keep customers, neighbors and other stake holds informed. You do exceptional work here on engagement. I want to lift that up

particularly as the conversation with indigenous communities. Our residents do take

Ryan: [feedback] that was my opportunity crack myself on connection issues. Thank you so much. That was a great dialogue. I this update. I can't think of a more important resource that we must covenant than protection of our water supply -- I really did hear you director that we have to do it right and we have to be persistent and press on. I couldn't agree more with Commissioners' comments with how important it is and great a job you're doing with engagement and all those that have been marginalized in the past and especially our tribes and indigenous community. I enjoyed the conversations. Thank you for the open-ended questions. I personally need and want to go on a tour of bull run itself and keep track of this. I think as long as you're in position like this, we want to provide support and oversight to see this through and that is behind the questions to partner with you in a supportive yet critical way to make sure we get it right. Thank you for your openness today and I'm delighted to hear updated reports and see the good data coming in in terms of your outreach and engagement and billing a workforce that looks much different than it did in the past. I vote aye.

**Mapps**: I want to thank water bureau for the presentation and your great work. I appreciated the dialogue we had on council on this important project today. I appreciate that. I vote aye. The report is accepted. I believe that completes or business for this morning. Is that correct?

**Clerk:** Correct.

**Mapps:** We are adjourned.

At 11:01 a.m., Council recessed.

## **Closed caption file of Portland City Council meeting**

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July 28, 2022 2:00 p.m.

Mapps: This is the July 28th, 2022, afternoon Portland city council session. Call the roll.

Clerk: [roll call].

Mapps: And now I'll turn it over to legal counsel.

Lauren King: Good afternoon. Welcome to the world city council. If you wish to testify before council in person or virtually you must sign up in advance at www.Portland.gov/council/agenda. You may also sign up for public testimony on resolutions, reports or first readings of ordinances. In person system. Your testimony should address the matter being considered as a time. When testifying, please state your name for the record, your address is not necessary. Please disclose if you're a lobbyist. For testifiers joining virtually, please unmute yourself once the council clerk calls your name. The presiding officer preserves order and decorum during city council meetings so everyone can feel welcome, comfortable, respected and safe. Individuals generally have three minutes to testify unless otherwise stated. A timer will indicate when your time is done. Disruptive conduct, shouting refusing to leave when your time is up. A person being ejected for the remainder of the meeting. Additionally, council may take a short recess to reconvene virtually.

**Mapps:** Thank you. Okay. We'll go to our first time certain items today. We have three matters to deal with, to start with. Ordinances 666, 667, and 668. Can you please read those titles together.

**Clerk**: Amended marijuana regulatory license procedure and requirements code to align with oregon revised statues; add electronic mail delivery. Item 667, authorize grant agreements with ten organizations for the social equity and educational development initiative at the office of community and civic life for a total not to exceed 1, \$050,000. And item 668 authorize a grant agreement with NuLeaf project to disperse funds to eligible cannabis businesses for a total of \$456,901.

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

Hardesty: Thank you president Mapps. And thank you all for joining us this afternoon. And I want to say before I turn it over to our capable panel that I have been so impressed with the caliber of both our volunteers, our fabulous program coordinator that I call director. In their leadership, we have shown that as we recover from covid that we continue to remind folks that the reason why we have cannabis tax dollars to be invested back into the community is to make those communities whole who were devastated by previous public policy around marijuana. I'm going to turn it over to michael Montoya to walk us through the panel, but I just wanted to take a moment to center what incredible work you're doing a and b and why we're doing this work in the first place. So thank you.

**Michael Montoya:** Thank you, Commissioner Hardesty, and I appreciate your support. Thank you, president Mapps and commissioner Rubio and commissioner Ryan. I'm here to introduce the program manager who can easily take us to the next item.

**Dasheeda Dawson:** Awesome. If we can load our slides, we'll start our presentation. On behalf of commissioner Hardesty, welcome to cannabis day at council or so it feels like as we will spend about 90 minutes with you today. I'm thrilled to be in person with you and finally to meet you in person. I am the cannabis program manager for the city of Portland's cannabis program and, commissioners, thank you so much for your attention to multiple items this afternoon. Next slide. So we will move very quickly through our multi-media presentation. I'm not sure if we're -- perfect. Featuring eight speakers, 60

slides, and two videos as we request your vote to pass three different ordinances. Before we jump into the ordinances, we thought it was a critical opportunity to present a quick update on the work in progress within the cannabis program since the January 2020 audit of the program's management fundamentals. Additionally, for each ordinance or each item, we have a Q&A period designated specifically after the presentation just to ensure that council's questions and comments actually align to the item number presented. Next slide. So we'll jump into the cannabis program overview and this is it new. We've been talking about this since 2020, but our program is a centered framework that's actually designed to deliver on the reparative and restorative cannabis legalization. This is a model and a benchmark nationally for cities and states including really large states legalizing like New York. We're really excited to lead there. We will take a deeper dive into the program budget and fees, but it's always important to recenter the two streams of revenue for the city. The cannabis licenses revenue and the cannabis tax revenue. Next slide. And we have a small but exceptional team of leaders, collaborators, problem solvers and above all hard workers, many of which will be speaking during today's presentation. Next slide. So let's get into it. In 2020, there was an audit and these are the main findings that challenge the civic life office to really address management fundamentals, strategy, and technology gaps in the cannabis program and to arrive at the recommendations the audit reviewed the first three years of the program, fiscal year '16-'17 through fiscal year '18-'19. When I joined the civic life team in 2020, it was clear there were three recommendations from the audit. Number one, develop and communicate a strategy for the cannabis program. Number two, implement a data management system, and number three develop a monitoring report or reports mural and develop tools. Next slide. Again, this is something that council has been hearing for the last two years, but by the start of our fiscal year, 2021, we've taken what was a little bit of a murkier vision and established it as a clearer vision to establish what regulation looks like in cannabis and we've focused on these three objectives over

the last few years. Strengthening our core. That means our program operations, our structure, our policy, our technology, educating and empowering to remove stigma and blatant canna-phobia that's still continuing in our market and we're just learning and innovating faster than others. Next slide. So in 2020, we established this clear vision of the equity centered regulatory framework, but primarily, we want today create a framework that could support and inform the cannabis equity policy at the state level creating this visual representation of the frame work was critical in conveying the missing and/or often conflated and complicated components of the program. We also needed to identify the revenue sources of the program is the number one question I got. Everything in blue is cannabis licensing and influence including our seed initiative. Everything in orange is funded by cannabis tax revenue and/or impacted by that tax revenue allocation and as we'll go into, the vision for seed initiatives really is to increase these resources by 2025 via additional cannabis tax revenue, but also seed public private partnerships and the idea is that we get to match what we've already funded with the city through private institutions or entities. In contrast, I just want to say that the original framework for the program was very flat. Upon analysis, often with one person holding multiple positions across different core competencies, especially when we've compared ourselves to ORCC And other comparable jurisdictions. As we'll share a lot today, technology, research, and data analysis, marketing and communications are among the areas that we're a work in progress, but we're moving very quickly to close those gaps to that really remains because of the initial years of the program's planning. Next slide. Literally the money slide as we kind of dig into the program budget and fees. We needed to understand the money flow and the structural framework first and when we jumped into the historic cannabis budget. So just to orient council, the top graph provides year over year historic data for the licensing revenue since the launch of the program. The variance between revenue expenses and the fund ending balance or what we call our surplus reserve. Of the most important take-aways is that in 2018, you're

seeing revenue decrease that was sig cannot and correlated to the additional licensing fees because we were getting in more revenue than we were spending but we didn't have a strategic reason for that. And despite the fee reduction, looking at the following years, the program still ran at a surplus due to underspending and personnel and technology as compared to the state's office and other city jurisdictions of a similar size. I want to point out specifically that we circled in red last fiscal year is actually the first year that the program's expenses exceed revenue due to the data maintenance system for our technology upgrade. And, as you look at the bottom, moving into the future, our graph looks at the forecast on the strategic plan for the program. It includes both confirmed and proposed increased expenses year over year for personnel changes such as reclassification on multiple positions and reorganization of support limited term positions. And the revenue here is actually very conservatively forecasted between \$1.5 million to \$1.6 million annually with a 2% growth and by comparison, our fiscal year '21-'22, we were 17% larger than the first year.

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

**Hardesty:** Thank you. I have a question. I know you're on a roll, I was intrigued by what you said about possibly reducing the feed for licensing as a way to try to make sure that we're not out of balance. I'm curious if you've done any research on who's the primary beneficiary of those licenses that the city of Portland issues. Is there a demographic break down of the license holders and are we doing what we say we're going to do which is undoing the harm that of what previous cannabis practices have done.

**Dawson:** That's a great question. We didn't have enough personnel we didn't have enough technology. The licenses fees are meant to create a program where we service the businesses. And that's why we were creating a framework to support at the state level. We've been a part of work groups at the state level bringing forth state legislation so we can bring forward state licensing but we can get our framework ready for it because when it does come down the pipe, I would say the previous framework would

not have supported what that new revenue and/or operations requirement would be and now that we have more, I think we're better prepared. Do we still have a long way to go? Yes. We're really demonstrating our equity centered focused where we take the cannabis tax revenue and we're very intentional about it, but that's only one component and I am constantly saying we have to look at all of it. We continue to push at the state level and include that as part of our recommendation for the city's legislative agenda.

**Hardesty:** Thank you.

Mapps: Thank you.

**Dawson:** Next slide. This slide highlights some of the critical changes that we've executed within the program just to support the strategy and the workload as compared to many jurisdictions of smaller size where it's a deputy director which also aligned with the workload and we're showing here additional positions that are needed to support this new framework that we've built out since 2020. Next slide. This is a work in progress and so the personnel expansion plan to support the framework still has a lot of gaps to fill. In red, and propose positions and these represent what our cannabis staff should look like when we're in line with expected rules and the regulatory office of this type and size comparing to the state's office as well as other local jurisdictions like Denver and LA. Next slide. So strengthening our core has meant bolstering the cannabis policy teams at the city, state, and national level. Let's take a moment to check out our first video highlighting the recent press conference.

[Video, Commissioner Hardesty]: I am so excited to be here today to create the great work of the cannabis program. The cannabis policy oversight team and everyone at civic life. We're making sure that cannabis tax dollars are not going towards law enforcement and further criminalization efforts, but towards restorative justice practices. We're not there yet, but if we follow the lead of our local experts, if we put equity at the forefront of our policy decisions, we can get there together.

[Video, Dasheeda Dawson]: My name is Dasheeda Dawson and I'm the cannabis program manager. We're the first city to take our local cannabis tax revenue and actually reinvest it into the community. That was really important because the truth of the matter is that the rationally bias criminalization of cannabis has impacted those communities and now that we have this really new revenue that's growing, it would make sense that we would lift those communities up. We're seeing a lot more programs that are mirroring our equity initiatives, so we have our social equity and development and seed initiatives and that has been our shining star right now is the ability to give grants to community based organizations and entities that are doing the work for those communities most harmed.

**[Video, Travis Maurer]:** I'm pleased to share an overview of the recommendations outlined in the 2020 cannabis report. The report examines and provides registers across four areas of equity. Social, economic, environmental, and human.

[Video, Michael Montoya]: The cannabis oversight team is a perfect example of what can happen when Portlanders partner with their government. All of the policy recommendations that they are putting forward this year whether it's the budget recommendations for next year or whether it's the decriminalization, the expungement. All of it wouldn't happen without the brilliance and the talent and the time of our Portlanders who serve on the cannabis policy oversight team.

[Video, Dawson]: So C-POT meets in a public meeting on a semi-monthly basis on Thursdays at 6: 00 p.m. We encourage the public to come to those meetings. It stimulates the conversation for the cannabis policy oversight team. It stimulates their work. In addition to recruiting for c-pot members, we have three sub committees as well that we are always looking to extend into the community. This is the first year the subcommittee is active and you can tell from the report and it is a diverse group of members to ensure that the cannabis program is successful.

**Dawson:** Awesome. So if we return to our current slide and move on to the next slide, what I'll say is that c-pot has evolved since its inception and it's important to acknowledge the past leaders that have contributed to the growth over the past few years. Dr. Nicole bowls, Tim Zimmerman. Stephanie cox and last but not least, past chair who is still a member. The 22-23 c-pot just kicked off and so this list is our new CPOT with a couple of pictures shown there and Travis Maurer is our chair. Right now CPOT has been again really active in expanding to get an expansion of reach into the communities and get more insights for the oversight team. Next slide. What I'll do right now in the interest of time is just give a very quick overview of the '21 report. CPOT welcomes the opportunity to meet with commissioners and staff one on one just to follow up on the presentation and tonight we have our public CPOT session at 6: 00 p.m. So it's a long day for us here at cannabis. But these are the key findings at a high level. Addressing harm from racial disparities and historic inequalities requires ongoing commitment and work and the cannabis businesses are still under resourced here in the city of Portland. Next slide. As Travis pointed out, this year's report leverages a rubric where the pillars of social, environmental, and human equity are all critical inputs in achieving total health equity. Government should be accountable, but in an equitycentered cannabis regulatory office specifically, this is a helpful rubric for the social, economic, and environmental human injuries that have been in the past. And that was the approach in which CPOT took in taking on the recommendations. Next slide. The recommendations can also be separated into two different groups based on the revenue source and the proposed fiscal year. I just want to highlight here that the competency pilot which is meant to be city wide multi-bureau as well as a long overdue economic viability research study has already allocated fund engine our '22-'23 cannabis funding. Understanding we need that to continue our strategic growth and then the addition of two limited terms to execute the long-term strategy of the program. Next slide. From the tax revenue side I'll be brief because we know tax revenue has slowed in

growth. Right now, we're in a little bit of a challenge as we think about the industry. As funding becomes available, CPOT would like for the council to consider these three recommendations that would require between 250k to \$1.57 million in future funding through cannabis tax revenue or other resources. The one note where the recommendation is the cannabis research fund and the reason why it's note worthy, at the federal government level, they've passed multiple bills that are expected to open up funding for existing local government research programs. So that's the type of stuff that the city of Portland should be leaning on so that we can be the first movers in federal funding for cannabis research. Next slide. So last year we recruited the first ever technology lead. She's been leading the charge on implementing the cannabis technology upgrade and is here to share an update on our work in progress. I'll pass the mic to Michelle who is digital.

Michelle Hansberry: Thank you, for the record, my name is Michelle Hansberry. Today, I'm going to be providing an update on our technology upgrade. So the need for the data management was initially identified by the program team about five years ago but gained significant traction after the 2020 audit which has previously mentioned identified this need as a primary finding. After careful evaluation of many products, Excella was chosen as the ability to serve a licensing solution and a case management solution. During fiscal year 2020 to 2021, we used \$407,000 of the surplus reserve to procure a data management tool necessary for the technology upgrade. And after extensive reviews by stakeholders, the project officially kicked off last year in august 2021 and we went live this year in April 2022. Next slide, please. So we've named this system, the civic portal and it's a cloud-based licensing and case management solution. We customized a module to meet cannabis needs and the system is capable of supporting many needs in our bureau. The cannabis program is managing 485 acting and pending licenses. Each at different points in the city code driven complex life cycle of license applications and renewals. The cannabis module of the civic portal tracks

licensed details such as the status and expiration date, contacts and addresses, inspections, fees and payments, uploaded documents and details about cannabis specific programs. Each year, each of our 485 licensees and applicants receive between eight and twelve e-mail notifications at standard check points. That's over 4,000 custom notifications curated by us each year. That's now sent out on an automatic schedule and this prevents errors and notifications from being missed. So another exciting feature is that the license addresses in the civic portal are synced with the Portland address database and this is an important connection because it positions us well for future geo spatial work where other applications or data sets that are also using the pad can be layered with ours. The public-facing side of the civic portal is a user-friendly dash board that allows licensees to log into their account, view their licenses and see what they've submitted and take action when needed including making online payments which was an exciting payment to the system and allows for a lot greater accessibility. It has been significantly improved. Now, on the back-office side of the system, staff can see exactly what's needed for each license at any given time and the system workload prompts about next steps. The team with access all of the license info and run accurate real time reports and there's even a handy mobile app for our inspectors out in the field. Next slide, please so this has been a very successful system build and much has been contributed to the collaboration and support we've received from our internal partners who work to ensure security protocols are maintained. Also internal vendors who assisted us and were all responsive and accommodating. One noteworthy collaboration was with corporate GIS, Who did a fantastic job helping us upgrade the public facing map z allows the civic portal that connects with the pad. And this web page allows transparency between the city and the public on where new retail businesses can be approved. We appreciate all the support and collaboration from everyone. We're very happy with what we're seeing three months in and we look forward to sharing more updates in the future. I will pass the mic back.

**Dawson:** Thank you so much, Michelle. Next slide. As I've mentioned, we're a very collaborative team. We've done a lot of collaboration all across the board and more extensively with our bureau's communication team. To revamp the program web pages, great useful online and printed communication tools and to ramp up outreach e-mail marketing and events largely digital events and now in person. Next slide. We are super excited to announce the first cannabis empowerment day. It's the first in-person event 2: 00 to 6: 00 p.m. On Friday august 12th. The event really celebrates the positive impact of cannabis. Show casing license. Grant recipients. The long-term end recent advocacy. Ancillary. We invite all Portlanders to attend and participate. Next slide. Now, as we consider educating and empowering the Portland community support the community, the social education is the primary vehicle for the work in the cannabis program and after a national search, we're excited we were able to hire and recruit Akil Patterson and I welcome him to the floor to prevent the seed ordinance 667 to the record.

**Akil Patterson:** Thank you, one more time, my name is Akil Patterson and I serve as the equitable coordinator. There will be a difference between seed and seed grant funding when I am talking. And I present to you number 667. This is the first you'll hear from someone like me obviously because this is the first time this position has been filled since the program has been in operation. During this presentation, next slide, please.

**Dawson:** Actually, next two slides.

**Patterson:** All right. Wonderful. We'll go through a short-term history and the fiscal year 2022 through 2023 ordinance recap. We will have time at the end of the presentation. In 2016, the people of oregon voted to give this office the authority to help support and uplift communities that have been most impacted by the 80 years of cannabis prohibition. The office of civic life has taken those restorative justice grant fund programs, hire me, and create long range objectives to ensure that the funding for this program is not a flash in the pan. Thanks in part to the prior audit in the city's leadership, we are in that direction. As part of the overall cannabis strategic program

previously mentioned in this presentation, these are current objectives for social equity and education development programs. As you'll see, we want to help grow the grant fund, educate the community and provide technical assistance that would strengthen those grant winners' ability to implement their programs. The seed initiatives program is far bigger than our program. We would have projects that would help uplift the community, the community's ability to engage with our offices and being sure that we are using the internal and external stakeholders through monitor, measuring, and reporting how this cannabis tax revenue is used. Next slide, please. Are we on the right 1? Okay. Our total funding is ongoing at \$1 million thanks to this council. Our current grant cycle represents the fifth cycle overall for this grant fund. The technical -- sorry. The technical assistance program, we are in the process of developing this and we do believe that by 2023, we will have this fully established. Our partnership opportunities are a great way for us to grow this initiative and to ensure that this program is long lasting. We plan to strengthen our public private partnerships. These public private partnerships will help support reporting and our ability to increase funding mechanisms so that more communities can be supported. We are currently having these conversations with partners such as re-imagine oregon and prosper Portland. The seed initiative report which will be back next year in 2023, our annual report will serve as our method to continue to improve our ability to be a guiding light for the social equity and restorative justice movement and I look forward to presenting that next year in front of you all. Next slide, please. So the grant fund, the seed grant fund aims to aid, strengthen, and serve restorative justice, community reinvestment and health and wealth creation for black, indigenous, and communities of color which have been disproportionately impacted by the 80 years of cannabis prohibition. This will focus on education, entrepreneurship and social economic development and social justice. Next slide. Our seed grant objectives. How do they measure up? Our objectives are to uniquely serve BIPOC communities in our three core areas previously stated. Also our

second objective was to increase the number of BIPOC-led and women-led small businesses and projects funded by the seed program. All this had also been pointed out in previous audits. But what you'll notice here is that from 2018, we had nine applicants. By 2021, we had over 123 applicants when we increase the number of applicants, we also saw a direct correlation in the increase in BIPOC-led and women-led grants received that fund over grant time period. So our applicant demographics for the 2022 process. Again, all of this was 7 self-identified. That means a majority of the organization was led by women. You've got the overall number of BIPOC communities that are sending in applications in which you'll again see here and then for our priority areas because of diversity of thought and communities, we saw an increase in people that have intersectionalities with their projects all inside their own operations. Next slide, please. The selection process sometimes can be long, but our seed selection process in one which we are 100% doing this manually. A staff member has and make sure it's done properly, we have to review every e-mail. We then have to correct directly, but we do something that's different. Even if someone doesn't submit their full application properly, we reached out to them properly. Of we call to make sure that their application was submitted the way they wanted to or if they didn't want to submit it. We started the first round in october of 2021 and we had ninety-first-round applicants. Some had submitted more than that. From those 90 first-round applicants, we had to hire me. And once I was on. We dived right back into all the applicants. We were able to divide the applicants into three groups. Each group was then independently scored by three separate committee members. Of the three groups, each committee member was scoring 30 applications outside of anyone else. So we don't have any control, they independently score them. Our team then arched all the scores and only those scores made around the 12-point mark were able to move to the second round and from the second round, we had the 33 we talked about all 33 applicants and from there the recommendations were then forwarded on to you. Next slide, please. Division midway

alliance. The oregon expungement relief project. These groups represent 30% of gender diversity being owned and majority led. We did see again an increase in BIPOC-led organizations and because of the intersectionality of these programs, you have multiple points being hit from economic development and social justice. I do want to highlight three organizations that have been previous grant award-winners and that are grant award-winners this year. Constructing hope, elevate oregon, and the oregon expungement relief project are representative of how this program should be working that they applied for low level grants and they have articulated through the process over time and the to better serve the oregon expungement relief project. We're requesting \$1,050,000 for the seed initiative through 2022, 2023. We have ten proposed grant agreements in the areas of education, economic development and social justice. We are asking for us to support communities impacted by this prohibition of cannabis in those three priority areas. Ultimately, we're asking for the emergency ordinance because these groups currently running programs need the funds immediately. I thank you and I yield for any questions that you may all have.

**Mapps:** Colleagues, any questions now or do we want to go on to the last ordinance and do our questions at the end? So I think we'll hear the presentation on 668.

**Dawson:** 668. So this is 667 just to be clear. All right.

Mapps: Carry on.

**Dawson:** Perfect. All right. So next slide. At this time, we are going to move into two different item numbers 666 and 668. And they are joining us digitally.

**Christina Coursey:** Good afternoon, commissioners of council. I'm the licensing poll & policy supervisor for the office of community civic life in this program. We are here today. I'm here today with our elite compliance specialist to present item number 666 on the Portland city code 14b.130.

**Nathaniel Werner:** Thank you, Christina. Good afternoon commissioners. My name is in a Nathaniel Werner and we'll be requesting 14b.130 grants authority under oregon to

a statutes as well as a home authority as well as operations in producing, processing, selling, or transferring marijuana and marijuana items within the city. Next slide, please. The topics I'll be presenting today are as follows. I'll do a brief history of the cannabis program's code history, past amendments to chapter 14. The objectives to the cannabis program's current code amendments and the current requested code amendments to chapter 14. Next slide, please. This slide is a brief history. Oregon voters approved measure find 1 and allowing local government to grow, process, sell, transfer marijuana and marijuana items. Also, at this time, Portland city council initiated the Portland city office of civic life. Council adopted ordinance 187359 which allowed cannabis businesses to chapter 14. Next slide, please. Through the brief history of the city of Portland's cannabis program, there have been several amendments to chapter 14. I will be going over each date, just a few that are significant to the forward leaning progress the cannabis program has had. As I stated before, chapter 14 was adopted in 2015. Since that time there have been several amendments to the code as regulations progressed. I'd like to highlight two of those amendments. In December of 2016, there was an approval of requirements. These are the licensed types that carried the greatest level of risk to the community. Experienced a rush of applicants requesting tenant improvements to meet marijuana licensing improvements. This created a large bottleneck. This increased license processing times, improving requirements for those that carried the lowest level of risk which included retailers and wholesalers. Including this ordinance, micro wholesalers, and retail courier licenses. So those players wishing to enter the market without a bunch of capital. And then jumping forward to September of 2018, license fees were lowered as a part of the license fee study that was conducted and to minimize the surplus of the cost recovery program. The social equity program was created as well as a creation of the deferred payment program. The deferred payment program was developed to allow for qualifying businesses to defer payments for a period of six months to avoid financial hardship from having to pay for both a city

and state license fees at the same time. Next slide, please. Outline on this slide are the cannabis program's intentions of past code amendments. The amendments were made to adapt and grow along with the legalized cannabis landscape. And detail about each point with these changes could not have happened without city council's support. Next slide, please. The objectives for the current amendments are to align chapter 14 with our current process with the cannabis industry's maturing and growth. Next slide, please. My final slide is a summary of the requested amendments that I would like to go over and explain the intention of the amendments. There are several minor technical fixes that are light housekeeping measures to reflect more accurately what they are now. There were seven updates to be exact. Some of those are duplicate numbers referenced in the Portland city code. Moving on to the second point, the cannabis program is requesting to add in language to code around e-mail communication. Through the pandemic, our communication with businesses as well as the community have been primarily through e-mail. In addition to the implementation of the cannabis program's new civic portal which has auto mated communication features moving forward, electronic delivery will be our primary mode of communication. The next point is regarding the city's title change. Titles 18 and 32 to change the multi-dwelling zones to reflect the new title 33 zones. It appears that the city inadvertently missed the multi-zoning reference. It has potentially opened the city to legal liability which would have allowed for marijuana businesses within residential neighborhoods which is not currently allowed had it been challenged. The fourth point in the slide is updating the social equity programs named to the license fee reduction program. There are two reasons for this amendment. First, we want to eliminate confusion with the development grant program. Second, this is better reflected on what it truly does and that is lower license fees for cannabis business owners. Updating the name to better reflect what it truly accomplishes. The fifth amend request is removing in council recommendations. When chapter 14 was being developed it mirrored civic practices. As regulatory processes were formed at the state

and city level, this was not common practice. Through the program history, the approval and denial process was never with the. Fire practices and notifications being sent out to police, fire, and BDS The oregon legislature passed ordinance ab136. Therefore, no notifications will need to be sent out. After a thorough review of title 3.196 will not have any effect on the agreement between civic life and the neighborhood associations as described in title 3.96. Upon recommencing after 2024, we believe the impact of this removal to be minimal as there are thousand foot buffers. Unless these buffers are limited, space is limited and we likely will not see many new relocations outside of changes of ownership. Next slide, please. If you have any questions or comments, I'd be happy to answer them for you. Thank you for your time.

**Mapps:** Colleagues, any questions? Comments? We have no questions or comments on that portion of the presentation.

**Dawson:** Okay. So we'll go back to Christina for our next item.

**Coursey:** Thank you. Again, good afternoon. My name's Christina Coursey and I'm the licensing compliance policy supervisor. I'm here today to present to you today item number 668 for the cannabis emergency relief fund and we have our video we'd like to play for you right now.

[Video, Coursey]: My name is Christina Coursey and I'm the licensing and policy supervisor auto of the office of community and civic life. I'm also the program manager for the grants program for the cannabis emergency relief fund. This idea was derived from the cannabis oversight team better known as CPOT and this was in response to increased crime, vandalism, wildfires for production. Being open during covid, they were left vulnerable. So in order for the city to be able to provide these emergency funds to our struggling cannabis is super important.

**[Video, Jeannette Ward Horton]:** The CERF grant funds were really a game-changer for a number of our businesses and there were many business who is had suffered a lot of break-ins unfortunately. There were things that surf has been allowed to fix. We've

also seen these to hire. They've been able to sustain their work force and that's I think really important to how this money does more good than maybe you might realize on the surface.

[Video, Charlie Rand]: Definitely for us, it kept us hope. Without it this year, we could be negative. Because of the funds, I'm able to get one employee and get back on payroll.

[Video, Amy Margolis]: The cannabis space really was left out of the support that more traditional businesses received from the federal government and state governments and so you had these cannabis businesses who were under the same amount of stress as other businesses during the pandemic when the city approached us to ask if we would help on this piece. We were totally honored to do so.

[Video, Meryl Montgomery]: So our business was cut by about two-thirds. So we really only had one leg to stand on. We get rejected from a lot of cannabis grants and we get rejected from non-cannabis grants. So this is the first kind of grant that actually made space for ancillary and for cannabis companies. These types of grants, like I said, it just helps alleviate some of the pressure as an employer so we can focus on our team and community. At the end of the day that's why we're here to support our community and when the city is here to support that and we're able to give back to the environment that we're trying to create here in Portland.

[Video, Jesse Soto]: I've been out of work for the entirety of January due to catching covid. I missed an entire month of income and I was just, you know, that bottomed me out. It really helped me to not only even out some of my finances, but I had also had to borrow certain amounts from some friends and family to make ends meet for that month and it allowed me to pay them back a lot quicker. I feel like have been those funds specifically designated by the city for these marginalized communities specifically within the cannabis industry, it was so incredibly helpful and truly a life-saver for myself and many other individuals.

[Video, Savina Monet]: Half a million dollar was requested from 140 workers and i'm very proud to say our organization funded the most impacted communities first, so 80% of our funds went to black and brown individuals and those with dependents. So we were able to provide that to 111 workers.

[Video, Sally Alworth]: We really are enormously grateful to the city for having purpose some of the cannabis tax fund in this way because I genuinely believe if we hadn't gotten that grant, we would have to shut down.

**[Video, Coursey]:** Yes, I would say it's working. We definitely need more funds. We were provided \$1.33 million for the fiscal year 21-22.

**[Video, Ward Horton]:** The CERF funds are a recognition that you've got to make an investment to get back a vision of Portland. So I appreciate the investment they're making here and I think it's a really important use of cannabis taxes.

**Dawson:** Back to Christina.

Coursey: Next slide, please.

**Mapps:** Commissioner Hardesty.

Hardesty: Thank you, president Mapps. Got to get used to that rolling off my tongue. I love when it rotates. I wanted to take a moment and ask the question about what we know is that during covid, cannabis buildings were being broken in to, robbed at high rates, people were not feeling safe working at cannabis businesses. And I know that the city did a fabulous job of trying to raise the issue and the alarm for us to make those investments. So here we are about a year later, how are they? What's happening today?

Dawson: Well, I definitely think the video conveyed the importance of that investment and how critical it was. I'm going to pass the mic to Christina because she shares more detail about what's going on for cannabis businesses right now. We're in a critical state and I know we're seeing it in media. So, Christina, are I'll pass the mic to you to jump in here.

**Coursey:** Thank you. Yes. I will continue with this presentation and hopefully the presentation answers your questions, commissioner Hardesty. If it doesn't, I'll be more than happy to answer them at the end. This year 2022, surplus was allocated \$1.3 million toward recovery efforts and its workers due to the unprecedented challenges they endured in 2020 and 2021. For small license cannabis businesses and up to \$5,000 to cannabis industry workers economically impacted from covid-19 vandalism, robberies, wild fire, and the residual effects of illness, trauma, and grief. The cannabis industry is still struggling for continual increase seen and experienced widely across Portland. Next slide, please. While this presentation, I will cover the history and objectives of surf. I will discuss the application process and provide demographics from the first round of funding. You will hear the ongoing challenges that the cannabis industry continues to face and our partners on their experiences as those who worked directly with cannabis business owners and disbursement of funds. In March of 2020, oregon governor Kate Brown declared a state of emergency and issued an executive stay-at-home order. Cannabis businesses were deemed as. Employees with small children being or needing to take a reduction in hours in order to stay home with their children due to a lack of child care and the need for home schooling. These cash-based businesses were also vulnerable in what would become a 115% increase due to the civil unrest seen around the city and country. As time progressed, the stress felt by the cannabis industry only worsened. In early September 2020, rapid expansion of wild fires ran rampant across the state making it one of the most destructive seasons on record. It has caused unprecedented with significant uncertainties surrounding future outcomes and longterm sustainability. Next slide, please. Can we go back to the last one. On December 1st, 2021, I presented to the council on the surf ordinance which is widely accepted. We received a historic 50 vote which oregon became the first jurisdiction to provide emergency relief to cannabis workers and business owners. I again presented before this council during March 2022 economic recovery and stabilization work session where the

cannabis program requested an additional \$500,000 in cannabis tax revenue. An allocation of \$456,901. A one-time allocation from the cannabis tax revenue and \$151,151 of one-time general fund resources. Next slide, please. As part of the historic final vote, the proposed plan including non-competitive umbrella grant agreements including three grant agreements in disbursed funds. We proposed these grants to to date, they have disbursed over \$1.5 million in grants to cannabis businesses. Innovative incubation program, new project worked closely which was published in late 2021. Oregon cannabis association tested by CPOT in November 2020 in front of council regarding the needs of these emergency funding. They also represent the largest trade association for licensed cannabis entities in the state giving them significant access to the target recipients of CERF. Next slide, please there were and are so many businesses unable to receive funding within the first round. However, with the amount of funding available, there was a 91% funding rate for cannabis workers and 70% funding rate for businesses. Next slide, please. 96% of these applications met the CERF prioritization which is minority women qualifying as a small business. 34% of the applications met new projects, priority designation of black, Latino, or indigenous owned businesses. These are most disproportionately harmed by cannabis. Next slide, please. As of july 2022, the cannabis industry is still experiencing increased criminal activity. Reported theft of product and/or cash between the February 2020 and july 2022. Some of these businesses being victimized for more than once. From looting to armed robbery, some resulting in bodily injury, sexual assault, and even homicide. It was 115% increase as I stated before in violent crime from 2019 to 2020 as indicated on this chart, you can clearly see theft rates have more than doubled in 2022 from the rates shown in 2021 and they are seemingly becoming more violent. Increased security measures. This does not include firearms. The funding provided in the fiscal year 21-22 provided emergency relief to 53 out of 389 licensed businesses within Portland that will improve safety. Next slide, please.

further data obtained indicates for Multnomah county. It's also statewide, this data is for Multnomah county specifically. Coupled with the economic ramifications for increased crime, increased overhead, general inflation cost and the inability to deduct the usual business taxes, a perfect storm is being generated. Many of which are choosing to sell or are temporarily closing their doors to increase continual expenses. Next slide. Next, testimony from community organizations and disburse funds to those most in need. I would like to introduce the CEO.

**Jeanette Ward-Horton:** Thank you council, it's great to be with you today even if it's just on video. I wanted to just share quickly about us and then talk a moment about these funds and what they meant. So a new project has funded \$2 million owned by minorities since 2018 and we distributed the funds from 222 and 120 workers. In 2021, new project distributed cannabis businesses at the request council who had the foresight to see the need for these funds early on. I applaud your foresight. Christina shared the profitability cycles to evening higher taxes. An economic nuclear bomb like covid was just too hot to handle. Those businesses had federal and state relief dollars available to them. And further they are the target of robberies more so than other businesses because of cash. A program they would love to see solved with banking, but the feds aren't fixing it. Local municipalities have legalized cannabis and they need to take care of their cannabis business as a parody issue. The emergency relief fund grant is a requirement for parody. One rewards cannabis for choosing to locate their licensed business in the city of Portland with relief funds when times are tough. The only relief funds is to stay in local small businesses and bringing a healthy tax revenue to the city. I applaud the city for focusing limited funds on the businesses that need those funds the most. The historically excluded businesses. The programs specifically laid out that these businesses were priority businesses to be funded. And people from these groups have been historically included from competing entrepreneurs for many reasons. These are the businesses that today are the most likely to fail not because their business was

inferior but because they lack the access to capital. They are also the businesses that bring the most innovation to the market and I'm glad you got to see a couple of those businesses in the video. I want to applaud the city for allowing an incubation program which enabled a new project to distribute the individual grants. CWC. Is a start-up nonprofit organization that serves as a clinical void. With new projects oversight and support, the incubation component of the CERF program provided CWC. With the tools and experience from their first large scale grant distribution and provides a life blood to an organization that's the voice for workers, a critical component of a good acting cannabis industry in Portland. It's become good practice in incubating nonprofits to develop these kinds of programs that allow the smaller orgs to grow and to blossom. So I'm glad for this additional innovative component of CERF. I want to close by saying cannabis tax revenues exceed budget office projections as they often do. Please revisit the CERF funds to ensure we reach more people and services in this next distribution. With that, I'm going to turn it over to introduce the co-founder and executive director for the cannabis workers coalition.

**Savina Monet:** Thank you so much Jeanette and Christina. Good afternoon council. I'm the co-founder and executive director of the cannabis coalition. In the CERF video presented earlier. Current federal this means we have an industry of low-wage workers. Even in the midst of the great resignation, workers are struggling to find employment outside of the cannabis industry because of the stigma associated with individuals who work with the plant which as Dasheeda Dawson noted is still present to this day. 2021 -- excuse me. 2022 CERF dollars allowed workers to seek counseling for traumatic experiences they went through while on the job. Pay overdue bills or allowed them to keep a roof over their head. For many workers in cannabis, this money is much more than a financial relief, it's a means to restore a sense of stability to the lives of those who kept our industry going on the front lines. The fires themselves, the burglaries, the uncertainty of a worldwide pandemic and the grief or trauma associated with these.

Again, I want to thank the council for providing these dollars and thank you for considering us to be renewed for the next year. With that, I will pass the mic to Amy Margolis

**Coursey:** Next slide, please. Unfortunately Amy Margolis isn't able to join us today, but with her leading the charge, the initiative support has been beneficial to many female-led cannabis businesses including a surplus to 23 businesses. Next slide, please. The executive director of oregon cannabis association was also unable to join us today, but OCA Was responsible for \$300,000 in emergency funding and able to assist 17 businesses. Next slide, please. In closing, there is an ongoing need to provide emergency relief to Portland cannabis businesses. These cash-based businesses continue to experience extreme financial impacts and a continue alongside armed robberies and burglaries. The office of community and civic life request a full allocation of \$456,901 to be awarded to administer the cannabis emergency relief funds in partnership with cannabis workers coalition. Thank you all for your time and attention today and if there are any questions or comments, I'm happy to take those now.

**Dawson:** Next slide. We have come to the tail end of our presentation here at cannabis day, council. Before I pass it to you all for questions and comments, I just wanted to quickly thank you all for your time and attention this afternoon despite being considered a mature cannabis market, we're actually still at the beginning stages of this industry. We have plenty of opportunity for improving the social, economic, and community outcomes. We're excited to get back to our progress and we're looking forward to sharing further insights and our CPOT 2022 annual policy report. With that being said, I'll pass the mic to interim director Michael Montoya.

**Montoya:** For the record, my name is Michael Montoya I just want to thank the amazing work that program manager that Dasheeda Dawson made today. A robust thriving industry sector like can bus doesn't happen by accident. What you heard today was the maturing elements of a new program in the city. You heard a presentation

about the seed grant project. You heard about the emergency relief fund and you heard about the policy recommendations as well as some code changes. All of that all point toward our core values. We have transparency, collaboration, equity, anti-racism, communication, all cooked into that. I can't imagine a more perfect martyr for the core values of our city and we now open it up for your questions.

**Mapps:** Colleagues, I'd like found out we also have public testimony.

**Hardesty: I** was just going to ask that question, president Mapps. There was invited testimony from grantees who wanted to testify.

Mapps: Keelan, do we have invited guests or anyone signed up for testimony?

**Clerk**: I would look to staff. We do have some public testimony signed up as well.

**Hardesty:** There are no more invited?

**Patterson:** We did invite them as a courtesy, so Pat Daniels is here but they did sign up.

**Hardesty:** For public testimony.

**Mapps:** Commissioner Hardesty.

**Hardesty:** Thank you, president. I would recommend they at least be able to introduce themselves and maybe hear a sentence or two about what they're going to do with their grants that they're getting from the program.

**Mapps:** Absolutely, let's do that. Is this part of invited or do we have recipients in the room?

Hardesty: Yes. We do. We have grant recipients in the room.

**Clerk:** They all signed up for public testimony.

**Mapps:** To keep it clear for Keelan, we'll do public testimony now.

**Clerk**: Sounds great. First up for item 667, we had Jardima Kroeker who is joining virtually.

Hardesty: Excuse me. Point of order.

Clerk: Yes.

**Hardesty:** Mr. President, I thought we were going to take the grant recipients in the audience first and then go to people who've signed up for public testimony. Is that not what we're doing?

**Clerk**: So then we do have Pat Daniels who has signed up for item 667 who I believe is in person. Yes.

Mapps: Excellent.

Pat Daniels: Good afternoon, council. Commissioner Mapps, commissioner Rubio, thank you for coming out to meet us. Commissioner Hardesty and commissioner Ryan. Constructing hope is elated that you've provided this funding for us to start an expungement program. It's a program that targets low-income. Our target population is formerly incarcerated and those who are extremely low income, we also look at homeless situations. This funding for us is not only to begin a career, but the demand for construction is enormous and we know we have a lot of infrastructure dollars comes down. Having an opportunity to have your record expunged, 80% of the people who are in constructing hope are formerly incarcerated. As they enter the employment sector of construction, it's imperative they have a good license. So when we look at large projects and I'm going to say projects like Nike until a lot of the businesses coming in, they require that you not have a felony within ten years and I feel like it's important that if a person have satisfied their time to work on a project. This is a barrier. This is a barrier for them to complete and I'm saying this because constructing hope has been over the last ten years. Commissioner Hardesty had the opportunity to meet Gary Jones. Soy can't tell you how much it means for us graduating 25 people per class who were trying to get back to those numbers, but the funding for us was not only about expungement, but it was also supporting work force. So we thank you so much for the two years of funding we're receiving now that's going to help us build out the program so that hopefully you will see more and more women and people of color not only journeying out but also becoming contractors. I know we wanted to be brief. The last thing I wanted to say also

is we wanted to be good stewards of the funding so I would acknowledge we have leveraged this funding with attorney Christa Shipley who has dedicated her time to help us through this process. Thank you again. We're building staff and a work force that's diverse.

**Mapps:** Thank you. Keelan, do we have any other public testimony?

Clerk: We do.

Jardima Kroeker: Hello everyone. This is Jardima. It's good to see all of you. As well as cannabis program manager Dasheeda Dawson. I am the executive director for the oregon expungement relief project. It's proud to be a proud black women-led organization. Due to impacts in the justice system affecting people of color to provide equity centered prelegal services to low-income communities. One of the areas we focus our legal resources on is cannabis charges. Having a criminal record creates harmful barriers for people seeking employment and housing as well after the legalization of cannabis in july 2015. Unfortunately, past charges were not automatically expunged by the state of oregon. We have worked closely with our community partner Cameron Whiten with brown hope to locate clients in the demographics we serve. Over the last year, we've filed over 250 motions to expunge almost 500 criminal charges for our clients with the help of our legal partner at emerge law group and the direct support of the social equity and educational development grant through the office of community and civic life cannabis program. We have again provided us, they have provided us the wings to continue this social justice labor on behalf of the citizens of oregon. We thank commissioner Hardesty for creating the foundation for this incredibly important community reinvestment mechanism and Dasheeda Dawson. Thank you as well to Akil Patterson for explaining the selection process. We are deeply honored to be a secondyear grantee. From myself and my business partner, Brenda Morgan, we thank you.

**Mapps:** Thank you. Keelan, do we have any other testimony on the items before us now?

**Clerk**: We have two people signed up for item 668. Travis Maurer.

**Travis Maurer:** Hello.

**Mapps:** Hi. Welcome, Travis.

Maurer: Hi. Travis Maurer, community member. Thanks to everybody for allowing me to speak today. I am the chair of CPOT. Just recently voted. I'm excited to take that on. I want to thank everybody in the cannabis program. The work that they've done is insane. The change that they've made in the last few years is I think heroic and I think our leader and supervisor Dasheeda Dawson is the best in the. And Portland is very lucky to have her. I want to speak today on amendment 668 although after sitting here, I found myself wanting to talk about everything. And, the first thing I would like to do is remind everybody that in 2014, over 800,000 Oregonians voted to legalize cannabis based on a message that highlighted the plight of black and brown people and the fight that they have undergone. And to that regard, I wanted to comment on Akil Patterson's comment about the last 80 years of a drug war and just to remind people the last 80 years has been horrific and that is a continuation of the last 400 years. So this is just another battle in a war that these communities have fought. And so I think it's important to keep that in mind when we think about restorative justice because it's not just about cannabis.

Mapps: Keelan, what do we do in this situation?

**Clerk**: Usually we wait a minute to see if they're able to reconnect.

**Maurer:** The cannabis worker coalition, our leaders specifically in this area of social equity and have helped countless members and the BIPOC community. New projects, programs increase success for cannabis entrepreneurs or professionals of color. Their work addresses the three most prevalent equity hurdles and it provides funding for cannabis businesses knowledge building for entrepreneurs and professionals and a mentoring network and jobs board to make opening connections. And in that light, I

just wanted to say that if and when as soon as we know that tax revenue's going to exceed the projections, we absolutely need to move quickly and fund these organizations to the largest extent possible. This is what over 800,000 Oregonians legalized marijuana for in 2014 and supporting these organizations of these people [ indiscernible ] and that's really what to say. Thank you thank you, commissioner Hardesty for this recommendation. It's amazing to be in the community with you and everybody here. Thanks for all your work and thanks for listening to me.

**Mapps:** Thank you, Travis. Keelan, do we have any more testimony on the items today? **Clerk**: We have one more person signed up. David Fuegy

**David Fuegy** Good afternoon Portland city council. You nailed my name by the way. My name is David Fuegy and I'm the owner and original driver at rip city delivery. We are a women-owned delivery service located in Multnomah village. We are a retail courier. And we are also a CERF grant recipient through the initiate i. So I just wanted to speak about my experience briefly. The emergency refund came just in time. We didn't realize it at the time, but the funds truly came at a crucial time. It's currently the most difficult retail environment we've seen since we opened up in 2016. And while that might sound good, it affects our revenue. Of we'll sell the same amount but make quite a bit less and statement, costs are going up. Gas costs are going up. Also employee wage costs are going up and we're very grateful for CERF. I don't think we'd be in business without the \$25,000 funds that we got. They helped us pay rent, utilities, manage our website in a much more effective way and also employee wages. So I think a program such as this are a fantastic and cost-effective tool to support small businesses such as us. It's really the most competitive retail environment in the country I think. If funds are available, I strongly encourage the city council to continue to pursue such initiatives as the cannabis emergency relief fund turned out to be crucial for our survival. Thank you.

**Mapps:** Thank you, David. Keelan, do we have anymore testimony on the items before us today?

**Clerk**: That completes testimony.

**Mapps:** Thank you very much. Colleagues, do you have questions or comments that you'd like to share at this point? No. Hearing no questions or comments, these are emergency ordinances. Keelan, please call the roll.

Clerk: Sorry.

**Mapps:** What are we voting on? We have three items before us. I presume that we vote on each of these separately or do we do it as a package?

Clerk: One at a time.

Mapps: Could you please call the roll on 666.

**Clerk**: Yes. Commissioner Hardesty.

**Hardesty:** First, thank you for the wonderful testimony today. I will say that I agree with the public testimony that we have the very best administrator for our cannabis program in the country and every single time Dasheeda comes in front of us, I'm more in awe of the excellent work she does. She has absolutely been a trail blazer for us and over the last year, we can see the systems being developed that will make sure we contain continue to track and monitor and support the most vulnerable people in our community and being restored based on a restorative justice model that requires that people most harmed by previous cannabis policy benefit from the taxes that are flowing in the community. And so, all of these items are connected. Let me just also say, we were the first in the nation that provided emergency funds for cannabis operations at the height of covid prior to the massive burglarization and intimidation and robberies that have taken place. And also stepped up again when it became a reality that safety was a primary issue around having a cannabis business during that time. I will say over and over again, we have risen to the occasion. We've invested dollars wisely as we heard from constructing hope, I almost said the name wrong from constructing hope and

some of the other grantees that will receive these funds. Interim director Michael Montoya, I really appreciate your leadership. I greatly appreciate and I'm so sorry, our new community grants gentleman from Baltimore is from a hometown I forgot his name. But we're fortunate to have you actually helping us with this grant program. So I'm going to vote aye and then I'm not going to say anything else except aye for the other two.

Clerk: Rubio

**Rubio:** I want to thank Commissioner Hardesty and director Montoya and Dasheeda and Akil for all the work that you've done to put into the systems development, the frame work and the program as well as operationalizing. It's very clear that a lot of program development had to be built into this program. I want to commend you for the equity and the responsiveness built into the program. It's also really clear that restorative justice lens is very much applied at every level and face and really truly does embody the original intent and that's good to see throughout the components that you see today and the community engagement is evident as well. So I also commend you on that. What I'm saying is all of these are impressive trends and impressive work and I really want to appreciate the leadership and the time that it took to get here today. So thank you so much for this great work. I vote aye.

**Clerk**: Ryan.

**Ryan:** Thank you. I want to thank you for that great work. I was impressed with the building. I could see that you had a vision and that you were building a team and you were connecting the dots. And this is a city that needs to build right now. We've -- we are in a place where we need to promote entrepreneurism and there's a fact that I think that doesn't get discussed enough and that is that our number one cash crop for decades has been cannabis and we've been leaving money on the table for the great state of oregon for far too long and so it's important to get this right. And so the opportunity to build with the restorative justice lens is inspiring and I just want to thank

you for the way that you're being creative in your investments to leverage. You can feel that multiplier effect and that presentation really brought that home and connected the dots on the restorative side, but then hearing how we're building generational wealth. This isn't about today, this is about building for the future and that's what I was inspired by today. I find it just fascinating that I think it's 37 states now have medical or medicinal or recreational and for some reason congress and senate has not figured out how to move this from cash to banking and I didn't hear enough in some of the testimony when it came to the crime that's being presented because if you have a store that has a lot of cash, you're quite vulnerable. And so I think it's so important that our delegation continues to press on this and our government affairs office works with our delegation to be leaders to pass this in Washington. I actually think it's one of those situations where both sides of the aisle just might come together. You've got to have hope that could happen with something. Anyway, I'm delighted that I was able to listen to all of that and I'm looking forward to it. I would actually like to go on a couple site visits and hear. I will not talk on the other too. So I think we're all kind of being efficient with our time here and those are my remarks on all three, but I will vote aye on all three, starting with this one. Aye.

Clerk: Mapps.

**Mapps:** I want to thank commissioner Hardesty for bringing this forward and I also want to thank the staff for the presentation and the testimony that we saw today. I also just want to congratulate the cannabis program. You guys have been national leaders in figuring out how to make this a legal industry which thrives and I don't think anyone in the nation has done better than you have so far: I also want to echo commune's call. It's ridiculous we are doing this all through cash. I hope to see that change coming up in the next congressional session. It's way past time that we move forward on that. Having said all that, I am glad to vote aye and I will be voting aye on the other items too.

Clerk: Okay.

**Hardesty:** Do you want to say the item now.

**Mapps:** Yes. 666 is accepted. Keelan, can you read the -- can you call the roll for 667.

Clerk: [roll call].

**Mapps:** 667 passes. Keelan, can you call the roll for 668.

Clerk: [roll call].

**Mapps:** 668 passes. Colleagues, next, I would like to go to how about the consent agenda. Keelan, has anything been called or pulled off the consent agenda?

Clerk: Nothing has been pulled.

Mapps: Please call the roll.

Clerk: [roll call].

**Mapps:** The consent agenda passes. Colleagues, next, we will go to the regular agenda. Keelan, can you please read 673.

**Clerk**: Amend contract with central city concern to increase amount by \$2,646,474 to provide additional campsite impact reduction services.

**Mapps:** Great. Colleagues, now I will turn the floor over to Lucas Hillier, the program manager for the city of Portland's homeless and urban camping impact reduction program. Lucas, welcome.

**Hardesty:** Excuse me, president Mapps. Point of order. I pulled this off of consent because I'm not in need of the presentation. I'd just like to ask Lucas a couple of questions on the record and we can move on.

Mapps: Absolutely. Please proceed.

**Hardesty:** Thank you. Good afternoon, Lucas. It's great to pass you on the street today. How are you?

**Lucas Hillier:** I'm great. How are you doing?

**Hardesty:** I'm doing well. I asked questions about this contract and I got different information from different people and am I to -- so let me just ask you what my questions are, is this contract with you or is this a contract with central city concern?

**Hillier:** Thank you, commissioner Hardesty. For the record, by name is Lucas Hillier and I appreciate the opportunity to come speak to you guys. This is a contract I will be managing on behalf of the city of Portland with central city concern. They will be the service provider of the clean star program that we manage.

**Hardesty:** Thank you. So am I understanding that the city is buying vehicles and other things for a temporary clean-up job?

**Hillier:** That is incorrect. So what we're paying for are FTEs, administrative support and services and supplies when needed, trash bags and stuff like that. Of the leases for the vehicles are held and owned by central city concern. So what we are purchasing is the person power, if you will, to go out and do this work.

Hardesty: And my very last question is -- and so what this means is that this is one more year of additional clean-up work based on the investments we've made and the downtown central city area. Is that an accurate statement or is that all over the city? Hillier: It's citywide. So in the regular budget process last year, we were given an ongoing allocation to double the clean start fleet. Last year, we had seven two-person crews. We folded in the day storage service to keep day storage over twelve hours a day, seven days a week. That's underneath the steel bridge and then we added just under doubled our number of crews out there. I have some stats. Can I brag for a second?

**Hardesty:** Oh, please. If you've got something to brag about, we need that on the public record.

**Hillier:** Thank you. Real quick, last year, they removed over four million almost four and a half million pounds of garbage. They removed almost 150,000 needles from the community and then they closed 17,000 work orders throughout the year that are generated when people submit campsite reports. So our first line of intervention, they go out, talk to folks, pick up garbage, get us subjective data back so we can determine if we need to determine another intervention level. So it's been a wonderful partnership as

you and I have talked about in the past, my job is challenging and this is, you know, one of the things that I get to do and I've helped build in my time here that I really feel good about.

**Hardesty:** Well, all my questions have been answered. Thank you, Lucas for making your staff available today and thank you, Mr. President. It doesn't roll off the tongue as easy as madam president. But anyway. My questions are answered and I'm ready to vote.

Mapps: Great. Keelan, do we have public testimony.

**Clerk**: Yes. We have one person signed up. Thomas Busse.

**Mapps:** Welcome, Thomas.

**Thomas Busse:** Hello, my name is Tom Busse. For identification purpose I'm the acting of the Multnomah county. Forensic account and expert witness. Two weeks ago, I also asked this item 57 in the agenda red flags in the context for my own external review. The city has transparency regarding the \$1.4 million and I say only because in my professional experience and based on the limited information released, it was a probable inside job. If the commissioners are serious about investigating this crime, they would issue a legislative subpoena for the entities records and computer servers including its unaudited section eight tax credit LLC equity partners. The city would be wise to the condition --

**Hardesty:** Excuse me. A point of order, Mr. President. I don't know if this is appropriate. There are allegations being made against a community-based organization. I have no factual information about it. This is not to the issue that we're voting on.

**Mapps:** I'll defer to the city attorney for advice here or guidance here.

**King:** If he's speaking to the item which he's indicating he intends to, then we should allow him to speak and if he ends up continuing his discussion that's not related to the item then we can --

**Mapps:** Thomas, can we make sure that you focus your comments on the item before us today?

**Bussr:** Yes. I was making foundational comments.

Mapps: Okay.

**Busse:** I note that this proposal changes the payment terms from 30 days to 15 days. This is exactly what you don't want to do with a vendor implicated in fraud. You need additional time to review invoices. The homeless camps with the digs of six trucks but there's no allocation. And I recall there was some problem with the entity's vehicle fleet. I also know a very careful reading of the draft contractual language allows the city to bill entirely for program expenses. In other words, there's no obligation in the contract as written on this specific item to deliver the precise services prescribed. The contract doubles the allocation over the previous year, but there's no pro vision or formal process for process review. Also, the ordinance fails to mention another part of the program that they have been doing. There were mediators in the process of cleaning homeless camps, target homeless drug users. This is funded by pharma as part of the program which is completely unmonitored and unaudited by the city. I fear this nonprofit's eagerness to interface with homeless camps arises from motivations related to a program. It is the cash cow in their business model. Finding new hepatitis c program cases by interfacing with homeless nets in a profit of \$8.5 million in unnecessary drug charges drug sales charges of the taxpayer. This is \$20,000 per person, enough to house people of which 585 people were lost to follow that. Where did this \$8.5 million go? I suspect pay to play. That's it.

Mapps: Thank you, Thomas. Keelan, do we have any other testimony on this item?

**Clerk**: That completes testimony.

**Mapps:** Colleagues, do you have any questions or comments on this item? Keelan, can you please call the roll?

**Clerk**: Commissioner Hardesty.

**Hardesty:** Lucas, I remember we were in the good ole days before COVID, we were going to sit down and talk about your contract and how we could make it more

accessible to more community-based service providers and then covid hit and we've been in crisis mode ever since. So this is just an additionally low indication to do work that we've already committed to and we already budgeted for when we did the regular budget process. I am hopeful that we will not be in crisis mode as we move into next budget cycle and we can have a more intentional conversation about whether or not the model we're using is giving us the outcomes that we want. But, Lucas, I want to always say thank you. You have the hardest job in the city of Portland and no one is ever happy. With the outcomes of your work and so I just want to publicly say that I think you do an excellent job of balancing what you hear from the community and I am grateful that you serve all the community and not just the community that has money. I vote aye.

Clerk: Rubio.

**Rubio:** I want to thank you, Lucas, again, as well for the work that you and your program do. You've had quite a year. Actually two years and you despite everything that's happening in the environment you've been incredibly responsive to everything this council has asked. So I want to appreciate you for that. And you handle us all with grace. So thank you for that too. And I also am really glad we're continuing to partner with central city concern here and thanks again for your work to bring this forward and for sharing more information today. I vote aye.

**Clerk**: Ryan.

**Ryan:** Thank you, Lucas, for leading this effort. The production services program, I think we were bragging a little bit ago about one of our innovative leading program and the way you do this, leading with your heart makes this one of the better programs as well nationally. It's not always done with the finesse. And I agree with commissioner Hardesty that you often have people upset from both extreme perspectives if you will and I just want you to know how much you're appreciated. And I also think it's great to acknowledge that this includes 13f.t.e. Cleaner who is will be part of the union. We really need to treat our public servant who is do this critical work with respect and

acknowledge how challenging these jobs can be and I fully support the inclusion of unionized positions in this work. I'm delighted to vote aye.

Clerk: Mapps.

**Mapps:** I want to underscore the praise of colleagues, you do an incredibly difficult work with grace and innovation. I want you to know I appreciate you and the city of Portland appreciates you too. I vote aye. Item 673 passes.

**Hillier:** Can I just -- deflect a little bit. Thank you for your vote and I appreciate the praise. Last time I was up here and you guys did the same thing. I said thank you and walked away, but it's really I'm only as good as my team and I really want to thank Katie and Corrine and Sharon for all the work that they do to help this work the right way.

**Mapps:** Thank you, Lucas. Item 673 passes. Next up, we have 674. Keelan, can you please read the title for that item?

**Clerk**: Authorize grant agreement with black united fund oregon, inc. to address the root cause of community violence not to exceed 250,000.

**Mapps:** Commissioner Hardesty.

**Hardesty:** Thank you, president Mapps. I would like to make a motion to -- I'd like to make a motion to replace -- let me stop for a second. Hold on a second. I'd like to replace the ordinance with this language. I am proposing an amendment that says that we are substituting the language for the 750k for grant makers -- actually, I'm just going to make a motion to add 750k for grant makers of oregon and southwest Washington to the proposal that's in front of us. So that is a motion. Can I get a second?

**Mapps:** Second.

Hardesty: It's been moved and seconded. And Keelan, the lawyers are conferring.

Mapps: Yeah. Let's hear from the city attorney.

**King:** Just to clarify, I believe a substitute ordinance was posted on the agenda. So what you're moving is for your substitute ordinance, it's not different from what's been posted, is that correct?

**Hardesty:** Thank you. Yes.

**King:** So just a move to substitute the ordinance as posted on the agenda.

**Hardesty:** Excellent. That's what I move to substitute the ordinance that's been posted.

Mapps: I will second that.

**Hardesty:** That will be a second and I assume we need to vote on that before we have a discussion.

**King:** Commissioner, did you have a question for me? Okay. Just to make sure.

**Mapps:** Why don't we vote on this and then we can unpack what we just did. Keelan, please call the roll on the motion.

Clerk: [roll call].

**Mapps:** The motion passes.

Hardesty: Now to the ordinance itself.

**Mapps:** Now to the ordinance itself.

**Hardesty:** Thank you, president Mapps. See it only took me four or five times. I'm excited today that we'll be voting to appropriate \$1 million that this council set aside during our annual budget process to help adjust the violence we see in neighborhoods across Portland. These dollars are going to community foundations and that will lead to grant processes that get this funding into community-based organizations working directly on the root causes of community dollars in an expedited manner. As we deploy diversity of strategies as a city that aims to mitigate violence. In the short-term, we must also remain focused on addressing the root causes that lead to violence by making investments that prevent some of these violent situations from ever occurring. This legislation authorizes grants in the amount of \$750,000 to the grant makers of oregon and southwest Washington and \$250,000 to the black united fund of oregon incorporated for this purpose. The grant makers of oregon and southwest Washington strive to create a society in which all people can participate, prosper, and reach their full potential. They seek to learn about systemic barriers and community prosperity and

support the elimination of such barriers to ensure that everyone has equitable access to the resources they need to thrive. Ed the black united fund of oregon is social and economic development of Oregon's underserved communities and contributes to a broader understanding of ethnic and cull which you remember diverse groups. I have always been a strong believer that our best solutions as a city come from the communities most impacted by the challenges we face both are foundations that are community driven with deep relations and connections. My hope is that we will have these dollars distributed to community based organizations within 45 days of the city authorizing these grants which let me say is not something the city of Portland can do. So what these grants look like and like when they are utilized, the black united fund is direct funding to establish programs or promising models particularly for those youth age 14 to 24. The items that will be prioritized will be economic justice and career, work force and entrepreneurship opportunities, reduction, and behavioral based interventions. Community and individual wellness, healing, and self-preservation. Mentorship and building positive adult and peer relationships. Environmental justice and opportunities for youth to engage with the natural environment. Creative arts and artistic expression. The grant makers of oregon and southwest Washington to identify funding needs associated with nonprofit partners working within the areas of but not limited to social economic and environmental disparity. Shame reduction, conflict resolution, and behavioral science, restorative meditation, and healing practices. Mentorship like coaching. Positive role model and advocacy programs, entertainment, sports, arts, and culture. If we're able to distribute the money to communities in need possible we hope to we can significantly bolster the long-term strategies about mitigating what is causing harm throughout the city. We've asked the black united fund to submit written testimony because we knew we had to move the agenda around. That concludes my opening questions.

**Mapps:** Do we have public testimony on this.

**Clerk:** No one signed up.

**Wheeler:** Colleagues, do you have questions or comments? On this item?

**Hardesty**: I can see his brain working.

**Wheeler:** Commissioner, I think I can anticipate the question you're asking or trying to articulate. What was the motion we just passed? When I compare the ordinance today to the ordinance released a week ago the difference is a week ago we had \$250,000 to the black united fund and today with the motion we have amended that to include southwest Washington and allocate \$750,000 to that group. Commissioner Hardesty is that correct?

**Hardesty**: That is accurate.

**Ryan:** I enjoy hearing the process. I'm disappointed there's no one here to ask questions.

Hardesty: I am disappointed but that's why they're the grant recipients. I want to bring this back to why we're doing this. Many places we're investing resources for gun violence reduction and it's good that we have different places we can invest the resources and get the evaluation and what I knew of the million dollars requested in the budget is if we were going to have any impact this summer at the end of july we're talking about summer programs, you're like way way way behind the curve, I knew the only way to have an impact this summer was to talk to foundations who already had the relationships with the nonprofits they would be investing the funds in. As you know, most foundations never have enough money to fund the things they really want to fund so most nonprofits don't get what they ask for. The reason why the amendment came late is we were negotiating with grant makers of oregon and southwest Washington to make sure they can deliver on what it was we wanted to see delivered in a timely manner. And that's part of the reason why they're not here today because it went up to the last wire to try to make that happen and plays with the outcome we have and got the right foundations. I'm exciting as we get ready for the next budget process we'll

have a variety of things to consider how to get money directly in the hands of community-based organizations who are doing the incredible work on the ground.

**Wheeler:** Thank you for that clarification, commissioner Hardesty. Does anyone else on the council have questions? Commissioner Rubio.

**Rubio**: The grant makers and will they have different functions?

**Hardesty:** They'll serve the same function but different populations.

**Rubio:** They'll be regranting?

**Hardesty**: They'll report back to us where the outcomes of investment are. We were talking about the budget and where we'll make investments.

Ryan: I never think of them as a convener so thank you for the question.

**Hardesty**: They're asking us because they run the network.

**Rubio:** I got it.

**Wheeler:** Colleagues, any further questions or comments? Okay. This is an emergency ordinance. Please call the roll.

Clerk: Hardesty.

**Hardesty**: I want to thank the grant makers for agreeing to get these funds into the community members. Community members serving people who have been impacted by the gun violence in our community. And I look forward to seeing what comes back based on the categories and the demographic age groups they'll be working with and I'm very optimistic that this will inform how we invest dollars as we move forward and to community-based efforts to ensure we're getting the best outcomes. I vote aye.

Clerk: Rubio.

**Rubio**: I want to thank Commissioner Hardesty for her focus on the topic of prevention and preventing gun violence. Right now we're making decisions about investments. I'm glad to see there are two trusted entities we're working with and look forward to hearing their update. I vote aye.

Clerk: Ryan

**Ryan**: I want to start by acknowledging commissioner Hardesty's leadership in bringing together two organizations that have different skill sets to work in partnership and it's all about building trust between cities and communities and community led and grassroots and look forward to the presentations and I look forward to the partnership and a vote aye.

Clerk: Mapps.

**Mapps**: I want to thank commissioner Hardesty for bringing this forward item I passes. I believe that completes our business for today.

Clerk: It does.

Mapps: Thank you, everybody. We are adjourned.

At 4.08 p.m., Council adjourned.