



June 14, 2023 Council Agenda

5717

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

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

Questions may be directed to councilclerk@portlandoregon.gov

Wednesday, June 14, 2023 9:30 am

Session Status: Recessed

Council in Attendance: Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Commissioner Rene Gonzalez

Commissioner Mingus Mapps

Mayor Wheeler presided.

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

Item 490 was pulled from the Consent Agenda and on a Y-5 roll call the balance of the Consent Agenda was adopted.

Council recessed at 11:34 a.m. and reconvened at 11:47 a.m.

Council recessed at 12:45 p.m.

Communications

480

[Request of Kat Ulrich to address Council regarding pedestrian easement](#) (Communication)

Document number: 480-2023

Disposition: Placed on File

481

[Request of John Hollister to address Council regarding pedestrian easement](#) (Communication)

Document number: 481-2023

Disposition: Placed on File

482

[Request of Alex Stone to address Council regarding pedestrian easement](#) (Communication)

Document number: 482-2023

Disposition: Placed on File

483

[Request of Reid Kerr to address Council regarding pedestrian easement](#) (Communication)

Document number: 483-2023

Disposition: Placed on File

484

[Request of Crystal Major to address Council regarding community safety and signage](#) (Communication)

Document number: 484-2023

Disposition: Placed on File

Time Certain

485

[Proclaim June 2023 to be the 40th Anniversary of the 40 Mile Loop](#) (Proclamation)

Document number: 485-2023

Introduced by: Mayor Ted Wheeler; Commissioner Dan Ryan

Bureau: Parks & Recreation

Time certain: 9:45 am

Time requested: 20 minutes

Disposition: Placed on File

486

[Proclaim June 19, 2023 to be Juneteenth](#) (Proclamation)

Document number: 486-2023

Introduced by: Mayor Ted Wheeler

Time certain: 10:05 am

Time requested: 20 minutes

Disposition: Placed on File

487

[*Remove Heritage Tree designation for Heritage Tree 26 on 4124 N Mississippi Ave](#) (Emergency Ordinance)

Document number: 191324

Introduced by: Commissioner Dan Ryan

Bureau: Parks & Recreation

Time certain: 10:25 am

Time requested: 20 minutes

Disposition: Passed As Amended

Motion to add an emergency clause due to the extraordinary circumstances of this project: Moved by Ryan and seconded by Wheeler. (Y-5)

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

Consent Agenda

488

[*Authorize settlement of Unfair Labor Practice Complaint, a Letter of Agreement between American Federation of State, County, Municipal Employees and the City, and a retention bonus](#) (Emergency Ordinance)

Document number: 191317

Introduced by: Mayor Ted Wheeler

Bureau: City Attorney; Human Resources; Management and Finance

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

489

[*Authorize contract with Immigrant and Refugee Community Organization for language and interpretation services not to exceed \\$100,000 \(Emergency Ordinance\)](#)

Document number: 191318

Introduced by: Mayor Ted Wheeler

Bureau: Community Safety Division

Disposition: Passed

Votes: Commissioner Dan Ryan Yea
Commissioner Rene Gonzalez Yea
Commissioner Mingus Mapps Yea
Commissioner Carmen Rubio Yea
Mayor Ted Wheeler Yea

490

[*Amend contract with Environmental Systems Research Institute, Inc. for Geographic Information System software to increase by \\$3,500,000 for a not to exceed total of \\$7,857,275 \(amend Contract 30004099\)](#)
(Emergency Ordinance)

Document number: 191330

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Technology Services

Disposition: Passed

Agenda item 490 was pulled from the Consent Agenda for discussion.

Votes: Commissioner Dan Ryan Yea
Commissioner Rene Gonzalez Yea
Commissioner Mingus Mapps Yea
Commissioner Carmen Rubio Yea
Mayor Ted Wheeler Yea

491

[*Pay property damage claim of Charles Scott for \\$6,566 resulting from a motor vehicle collision involving the Portland Water Bureau \(Emergency Ordinance\)](#)

Document number: 191319

Introduced by: Mayor Ted Wheeler

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

Disposition: Passed

Votes: Commissioner Dan Ryan Yea
Commissioner Rene Gonzalez Yea
Commissioner Mingus Mapps Yea
Commissioner Carmen Rubio Yea
Mayor Ted Wheeler Yea

492

[*Pay property damage claim of Brian Wilke for \\$6,120 involving the Portland Bureau of Transportation](#)

(Emergency Ordinance)

Document number: 191320

Introduced by: Mayor Ted Wheeler

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

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

493

[*Pay settlement of Natalie King bodily injury lawsuit for \\$25,000 involving the Portland Bureau of Transportation](#)

(Emergency Ordinance)

Document number: 191321

Introduced by: Mayor Ted Wheeler

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

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

494

[Amend Bureau of Revenue and Financial Services Code to remove the need for continual delegation and clarify responsibilities \(amend Code Section 3.15.070\)](#) (Ordinance)

Document number: 191339

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue Division

Disposition: Passed to second reading

Passed to second reading June 28, 2023 at 9:30 a.m.

495

[*Authorize the Bureau of Transportation to acquire certain permanent and temporary property rights necessary for construction of the 70s Greenway: Cully Connector Project through the exercise of the City's Eminent Domain Authority](#) (Emergency Ordinance)

Document number: 191322

Introduced by: Commissioner Mingus Mapps

Bureau: Transportation

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

496

[Amend grant agreement with Earth Advantage for the Home Energy Score Program to increase amount by \\$400,000 and extend term through FY 2027-28 \(amend Contract 32001607\)](#) (Ordinance)

Document number: 191323

Introduced by: Commissioner Carmen Rubio

Bureau: Planning and Sustainability (BPS)

Second reading agenda item 469.

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

Regular Agenda

497

[*Amend Human Resources Administrative Rules for compliance with Washington State Law and equity updates \(Amend HRAR 2.01, 6.04\(A\), 6.04\(B\), and 6.10\(A\)\) \(Emergency Ordinance\)](#)

Document number: 191325

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Time requested: 15 minutes

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

498

[*Authorize Letter of Agreement granting recognition to Mental Health Crisis Responder I & II, Peer Support Specialist, and Community Health Worker classifications into a represented status under Professional & Technical Employees, Local 17, and address wages and working conditions as part of the collective bargaining agreement \(Emergency Ordinance\)](#)

Document number: 191326

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Time requested: 10 minutes

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

499

[*Authorize the acquisition of the Morrison Bridgehead property located between SW Naito Pkwy and SW 1st Ave for \\$8 million to be used for park purposes](#) (Emergency Ordinance)

Document number: 191327

Introduced by: Commissioner Dan Ryan

Bureau: Parks & Recreation

Time requested: 20 minutes

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

500

[*Authorize the Bureau of Transportation to acquire certain permanent and temporary rights necessary for construction of the Cully Neighborhood Street Improvement Project through the exercise of the City's Eminent Domain Authority](#) (Emergency Ordinance)

Document number: 191328

Introduced by: Commissioner Mingus Mapps

Bureau: Transportation

Time requested: 10 minutes

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

501

[Add Utility Operators Code to govern utility access and use of the City right-of-way and adopt fee schedule for utilities operating in the City right-of-way \(add Code Title 12\)](#) (Ordinance)

Introduced by: Commissioner Carmen Rubio

Bureau: Planning and Sustainability (BPS)

Second reading agenda item 471.

Disposition: Referred to Commissioner of Public Utilities

502

[Amend Small Donor Elections Program Code to consolidate primary and general elections to align with the voter-approved Charter amendments in Portland Measure 26-228 \(amend Code Chapter 2.16\)](#) (Ordinance)

Document number: 191335

Introduced by: Commissioner Carmen Rubio

Bureau: Small Donor Elections

Second reading agenda item 470.

Disposition: Passed to second reading as amended

Motion to amend the ordinance to add directive to Ordinance to direct program leadership and Portland Elections Commission to improve the penalty and appeals process: Moved by Rubio and seconded by Gonzalez. (Y-5)

Passed to second reading June 21, 2023 at 9:30 a.m. as amended

Four-Fifths Agenda

502 - 1

[*Amend fee schedule for tree permits](#) (Emergency Ordinance)

Document number: 191329

Introduced by: Commissioner Dan Ryan

Bureau: Parks & Recreation

Time requested: 10 minutes

Disposition: Passed As Amended

Motion to add an emergency clause to ensure new rate schedule is in effect at the beginning of the fiscal year: Moved by Mapps and seconded by Ryan. (Y-5)

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

Wednesday, June 14, 2023 2:00 pm

Session Status: Adjourned

Council in Attendance: Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Commissioner Rene Gonzalez

Commissioner Mingus Mapps

Mayor Wheeler presided.

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

Council adjourned at 2:31 p.m.

Time Certain

503

[Conduct a Proposed Use Hearing on State Shared Revenue](#) (Presentation)

Document number: 503-2023

Introduced by: Mayor Ted Wheeler

Bureau: City Budget Office

Time certain: 2:00 pm

Time requested: 3 hours (1 of 5)

Disposition: Placed on File

504

[Certify that certain services are provided by the City to establish eligibility for State Shared Revenues](#) (Resolution)

Document number: 37621

Introduced by: Mayor Ted Wheeler

Bureau: City Budget Office

Time certain: 2:00 pm

Time requested: 3 hours (2 of 5)

Disposition: Adopted

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

505

[*Approve accepting funds from the State of Oregon under the State Revenue Sharing Program for the fiscal year beginning July 1, 2023 and ending June 30, 2024](#) (Emergency Ordinance)

Document number: 191331

Introduced by: Mayor Ted Wheeler

Bureau: City Budget Office

Time certain: 2:00 pm

Time requested: 3 hours (3 of 5)

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

506

[Adopt the annual budget of the City and establish appropriations for the fiscal year beginning July 1, 2023 and ending June 30, 2024](#) (Ordinance)

Document number: 191334

Introduced by: Mayor Ted Wheeler

Bureau: City Budget Office

Time certain: 2:00 pm

Time requested: 3 hours (4 of 5)

For more information, visit <https://www.portland.gov/cbo>.

Submit written comments to Council by filling out the [budget comment form](#) or by emailing BudgetComment@portlandoregon.gov.

Disposition: Passed to second reading

Motion to accept adjustments in Attachments B and C: Moved by Ryan and seconded by Rubio. (Y-5)

Passed to second reading June 21, 2023 at 9:30 a.m.

507

[*Approve levying taxes for the City for the fiscal year beginning July 1, 2023 and ending June 30, 2024](#)

(Emergency Ordinance)

Document number: 191332

Introduced by: Mayor Ted Wheeler

Bureau: City Budget Office

Time certain: 2:00 pm

Time requested: 3 hours (5 of 5)

Disposition: Passed

Votes: Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

Thursday, June 15, 2023 2:00 pm

Session Status: No session scheduled

Portland City Council Meeting Speaker List
June 14, 2023 - 9:30 a.m.

Name	Agenda Item
Mayor Ted Wheeler	
Keelan McClymont	
Commissioner Dan Ryan	
Commissioner Rene Gonzalez	
Commissioner Mingus Mapps	
Commissioner Carmen Rubio	
Naomi Sheffield	
Kat Ulrich	480
John Hollister	481
Reid Kerr	483
Crystal Major	484
Laura "Lou" Reynoldson	485
Walter Valenta	485
Jim Sjulín	485
Tyesha McCool-Riley	486
Ira Bailey	486
Jerrell Hosley	486
Marvin Dean	486
Adena Long	487
Jenn Cairo	487
Victoria Burton	487
Tony Jones	487
Marcus Munday	487
Bishop CT Wells	487
DeAngelo Moaning	487
James Possey	487
Laurel Degutis	487
Justin Misner	487
James Gillaspy	487
Leslie Ortiz-Angeles	487
Karen Torres	487
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Tracy Warren	497
Anne Milligan	497
AnnMarie Kevorkian Mattie	498
Ryan Gillespie	498
Rachel Whiteside	498

Dylan Paul	499
Ashley McLay	500
David Backes	500
Jillian Schoene	502
Brian Landoe	502-1
Claudio Campuzano	502-1
Diego Portillo	490

Portland City Council Meeting Speaker List
June 14, 2023 - 2:00 p.m.

Name	Agenda Item
Mayor Ted Wheeler	
Keelan McClymont	
Commissioner Dan Ryan	
Commissioner Rene Gonzalez	
Commissioner Mingus Mapps	
Commissioner Carmen Rubio	
Linly Rees	
Tim Grewe	503-507
Christy Owen	503-507
Kevin Machiz	506
Robin Castro	506

Portland City Council Meeting Closed Caption File

June 14, 2023 – 9:30 am

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, motions, and names of speakers are included in the official minutes.

Speaker: The Wednesday, June 14th, 2023 AM Session of the Portland City Council. Keelan good morning. Please call the roll.

Speaker: Good morning, Ryan. Here. Gonzales. Here maps here. Rubio here. Wheeler here.

Speaker: And now we'll hear from legal council on the rules of order and decorum.

Speaker: Welcome to the Portland City Council to testify before council in person or virtually. You must sign up in advance on the council agenda at [ww dot Portland.gov/council/agenda](http://ww.portland.gov/council/agenda) in information on engaging with City Council can be found on the City Council clerk's web page. The presiding officer preserves order and decorum during City Council meetings. The presiding officer determines the length of testimony. Individuals generally have three minutes to testify unless 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 you cause a disruption, a warning will be given. Further disruption will result in ejection from the meeting. Anyone who fails to leave once ejected, will be subject to arrest for trespass. Additionally, counsel may take a short recess and reconvene virtually your testimony today should address the matter being considered when testifying.

State your name for the record. Your address is not necessary to disclose if you are a lobbyist and if you are representing an organization, please identify it for testifiers. Joining virtually. Please unmute yourself once the council clerk calls your name. Thank you.

Speaker: Thanks. First up is communicate options. Folks are here or at least four of the five are here for one item. Commissioner Ryan had asked for the opportunity to give an update prior to that on this subject. Commissioner Ryan.

Speaker: Yes, thank you, mayor. I've heard from community members and stakeholders that the adjacent neighbors are making security improvements to the area around mccormick pier. That said, I've directed the parks property team to work with you to extend the temporary non park use permit through January 31st, 2024. That should provide ample time for your neighbors and the city to work together to figure out the long term. That said, we still want to hear from you. Very good.

Speaker: First up. Thanks, commissioner. 480. First individual, please request of cat ulrich to address council regarding pedestrian easement.

Speaker: Can we come up together?

Speaker: Absolutely.

Speaker: Yeah. Why don't you read? Did you want all four read together? I believe there's read is coming virtually and alex is not here.

Speaker: Okay.

Speaker: Why why don't why don't you go ahead and just read the first four and we'll let you guys decide what order you want to go in, if that's okay. Perfect. Have a seat and welcome.

Speaker: Thank you. For 81 requests of john hollister to address council regarding pedestrian easement item 482 request of alex stone to address council regarding

pedestrian easement 483 request of ricker to address council regarding pedestrian easement.

Speaker: Great. Welcome. Good morning. Welcome

Speaker: I'll go first. So good morning mr. Mayor. Council members. Well, you've repped wrecked my speech. Never mind. So thank you very much for your consideration. So again, I'm here on behalf of mccormick pier condo associates and security committee, echelon protective service and the northwest community conservancy. Regarding the closure of the east west pedestrian easement gate that runs across our property, we have had a lot of we've made a lot of headway on our security. We're putting in the automation for our north driveway gate. We're putting in the security cameras. We've increased the height of fences. We have a proposal for the south driveway gate, which should be completed this year. So we've we've made a lot of progress. I know you've been really busy and we're grateful for everything that you've done. So reducing the public traffic has been beneficial to the security and safety of our residents as and I did just want to include that the last time when I asked you to revoke the pedestrian easement, I realized that was maybe a little aggressive. It could be construed as hostile. And I just wanted to apologize for that. We're just asking for a permanent closure for that gate coming here every 3 to 6 months is for the same thing over and over. It seems there must be a resolution to it. So what we would like is just to enjoy a safe and secure life in our very middle class community along the river nestled between the tony pearl and the funk zone in old town. So I'm asking on behalf of our 500 plus residents and consideration of the people who work to provide us security to have the parks and rec authorize the permanent closure of the center gate across the city easement. The center easement that runs east to west, not the willamette greenway. Okay, that's it for me. Great.

Speaker: Thank you. Hi, john. Hi.

Speaker: My name is john hollister and I am a resident of the pearl district and the all of you are faced with so many amazingly complex issues that there are no simple answers.

Speaker: And if we go back to a simpler time, 1982, when on mccormick pier was first made on the on the on the greenway, there are incredible what an incredible establishment apartments they were there right on their beautiful greenway and arrangements with the city to for parks to be able to go and monitor that and help it keep it clean and then in 2005 it got shifted to condos and everything was was just wonderful. Well, and then things started to get a little more challenging and a right around the steel bridge area and things began to accumulate. And then we get closer and closer and our our our homeless and our drug addiction issues continue to mount. I think the greenway is a very, very important part of the whole messaging for what we want to have in Portland. And I think the north and south gates need to have access at all times or during the during the day between when the it's 6 to 8, you know, 6 a.m. To 8 p.m. I think that's very, very important. The this middle gate when it was done with the concept of the bridge coming over and being able to people to go right in that that became a thoroughfare for people that were in distress and in additional a way for them to be able to conflict with with some of the ownership, the fact that it's a 400 yard type thing. And for people to have access from the north and the south is I think during the day is something that definitely needs to take place. But that particular gate, which was closed a while back for some construction and all of the residents noticed that was there was a great relief in in the in in some of the troubles that they were having. And then when it was opened again, those problems increased again. And commissioner Rubio, you heard that and you were you were the first commissioner to say, hey,

you guys got a point. Let's let's do this and see what it is from a temporary basis. And then. Thank you, commissioner Ryan, for extending that. And it's extended now yet another time. But and thank you for giving it enough time for us to be able to come with a with a permanent resolution. They're spending tons of money from a security standpoint to be able to make this help with this problem and help the city. So of all the complex problems that you're facing, locking a gate, boy, oh boy, wouldn't it be nice if that was the biggest problem and that locking a gate would solve homelessness and hunger worldwide. So so thank you for your consideration.

Speaker: Thanks, john. And was there there was one more person on line, I believe we actually have alex reed or alex and reed online. Oh, very good. Welcome.

Speaker: Hi there. My name is reed kerr and I guess I can go first, if that's okay.

Speaker: Yeah. Welcome hi.

Speaker: Uh, so I completely agree with both of them or both of them are saying. I think on a personal note, I just come as a representation of some of the residents who, again, think the idea is to find some sort of middle ground and to feel safe where they're living. And an easy way to do both. Allow the freedom for people to freely move in and out of the property, but also allow some of the ownership and people who are living in this community to feel safe is to close the middle gate section so that there's an area where their cars are and where a lot of foot traffic is, where people allow their animals to use the restroom and do life together is an area where they know that is private and is a place for them to feel safe. And so I just come as a second to what's been said already. And I do appreciate what's been done already. And how your group has helped the community out so far. And looking forward to a final resolution. So thank you very much. Thank you.

Speaker: It looks like alex actually left the meeting.

Speaker: Alex has left the meeting. All right, great. And thank you, commissioner Ryan. And it sounds like there's good communication and collaborate with with your folks in the neighbors. And I appreciate hearing that. Thank you for coming in and bringing this to our attention. And it sounds like it's getting resolved. And I'm very glad to hear that. That's good news. Thank you. Thank you. Thanks for making the effort to be here. And then we have one more individual, I believe, for communications Keelan item number 484 request of crystal major to address council regarding community safety and signage and crystal crystalline.

Speaker: Hello.

Speaker: Can you guys hear me? Yep, loud and clear.

Speaker: You sound great. Okay. So I wanted to make awareness of, um, the fentanyl issue that we have here in Portland, Oregon.

Speaker: I'm sure we're all aware of that. But the signage that needs to be posted and the difficulties and accessing the narcan for a lot of these individuals has become, um, a big concern of mine along with a lot of others. Covid-19 was the leading cause of deaths in the us in 2020, which. Was 375,002nd leading causes of death was fentanyl, 69,000 deaths. Then third was gun violence, ending with 43,000 deaths. I believe that the signage would bring more awareness and provide a clear and easily accessible, um, uh, information for them to use how to use narcan, how to um, where to get it, what training needs to be done, and if they can see a visual of a sign of someone giving narcan to an individual, then a lot of us would understand how to help these people. Um, fentanyl is an extremely potent, lethal, even a small dosage can, um. Uh. It can cause an overdose or cause other issues like, you know, um, blue's turn your lips turning blue. Your nails turning blue. Um, pinpoint pupils. Um, but my main focus is exposure. I was exposed to fentanyl and methamphetamines without even knowing that I was exposed until I had went to

the hospital to, um, get of birth. I was a month early and I was having blurred vision, um, dizziness. Prior to this happening, I had been out helping the homeless encampments with moving their materials to a different location Keelan and providing meals at. And I was exposed between in, oh, I believe it was two hours. Keep going. So two hours within two hours I was exposed to a lethal dosage which caused me to go in labor and month early and I failed a drug test at the hospital. But but I was exposed to these chemicals, these poisons, and nobody, nobody even knows if they're being exposed to it because it's being done on the streets in the middle of the day in our grocery.

Speaker: Crystal, if I could just comment. First of all, thanks for being here and thank you for sharing your story. And I'm very sorry that happened to you. And I'm glad that by all appearances, you're doing well. Obviously, a terrifying experience and a close brush and I can't imagine what that was like for you, your idea is actually a sound one. There is narcan rapidly being deployed through the community through a variety of means and I think you're probably right that given it needs to be addressed, I know that the cdc and the I've talked to the oha and they have the forms that, um, show the signage that they in 2017, they created the signage for training, but none of it's being posted anywhere.

Speaker: I don't see anywhere where it's posted, where you can get narcan or where what to do if there's an overdose. There's no signage, nowhere. And if we have that, yeah, and that's you know, I meet with the county chair regularly and this, this is something I can raise with our public health agencies.

Speaker: You know, from my perspective, it seems like a sound idea. And I appreciate it. Commissioner Ryan I think you have your hand up as well.

Speaker: Mingus Mapps oh, I'm sorry, commissioner Mapps go ahead.

Speaker: Sure. Crystal, I just wanted to thank you for testifying today. I agree with the mayor. I think that this community needs more public education around fentanyl, both the risk of fentanyl and what to do should you get exposed. I did want to encourage you and I will. Frankly, one of the things I think this council, our conversation, I think this council needs to have, um, is the urgency of around the city of Portland developing a fentanyl strategy. I think that includes public education, especially in the health side. I think the public education piece might be more in the county's lane or the state's lane than our lane. So one of the things I wanted to do today is thank you for testifying and also encourage you to show up and give testimony at with our colleagues over at Multnomah County. I believe they meet on Thursdays at 930 and you can probably zoom in. I think those folks are in a really good position to follow up right away around the call for better public education and health education around fentanyl and I will make this pledge to you that I will talk to my colleagues and talk to the mayor about trying to develop a more robust fentanyl strategy here in Portland. Thank you. Mr. Mayor. And commissioner Ryan.

Speaker: Commissioner Ryan. Sure. Thank you for being here, crystal.

Speaker: And thank you for your service to the homeless community. I really appreciate it. I agree with what's been said. This is personal for me because my spouse did take max, but it was almost once or twice a week where they had to get out of the max train because of secondhand smoke. Now they're taking trimet busses because there tends to be less secondhand smoke, of course, on the bus. So in addition to going to the county, I would hope that you would consider amplifying your voice at trimet meetings as well.

Speaker: So we really don't know what we're being exposed to because as I was exposed and I didn't even know if I wouldn't have went into labor and they wouldn't

have taken in the sample at the hospital, I would have never known that I was exposed because I'm not a substance user.

Speaker: So no, it's it sucks for us that are exposed and we don't even know it.

Speaker: We don't know. So you know what's what areas to not be in anymore. So we can't really use our common sense because it's everywhere. So so it just it it needs to be made aware of. There needs to be some sort of signage or some training, some classes offered a flier, a brochure, something more than what we have now. So.

Speaker: Absolutely. Thanks for being here and thanks for amplifying this truth. Thank you.

Speaker: Commissioner Gonzales. Crystal, thanks for testifying.

Speaker: Horrifying story. I hope everything's okay with your family after the early pregnancy. I just to be clear to those listening at home, if you witness an overdose, please call 911. That's unambiguous. That's the always the first step. Unfortunately, that's happening way too much in our society right now. While I share the general tone of my colleagues up here, I also think we need to address this with strident response to the drug trade in our community and make it less, much less hospitable for dealers and for those who use that. There is no simple public health solution to this. With the volume of fentanyl in our community right now, I think we absolutely need a strident law enforcement solution to at least a part of this problem. And we can't do it alone. We're going to need our state and federal partners to help stem the flow into our community. But again, thanks for your testimony. And if someone witnesses overdose, please call 911. Thanks a lot, commissioner.

Speaker: Very good. That that completes communications will quickly take care of the consent agenda of any items been pulled from the consent agenda.

Speaker: We've had one item pulled for 9490.

Speaker: Please call the roll on the remainder of the consent agenda. Ryan hi, gonzales hi.

Speaker: Maps. Hi. Rubio hi, Wheeler. Hi.

Speaker: Consent agenda is adopted to the first time. Certain item, please number 485. Proclaimed June 2023 to be the 40th anniversary of the 40 mile loop. Our next item is a proclamation honoring the 40th anniversary of the 40 mile loop. I'll now pass this to commissioner Ryan, who will introduce today's presenters.

Commissioner Ryan thank you, mayor.

Speaker: I'm pleased to recognize the 40th anniversary of the 40 mile loop plan originally put together in 1980.

Speaker: I had the pleasure of meeting with mr. Persistent and focused group of volunteers that are now at the table at and I'm here to present about it are the representatives from that esteemed group, the 40 mile loop record.

Speaker: Is that the name of the chord?

Speaker: All right.

Speaker: Bora lou reynolds, jim sulin, and walter and lynn. Fenlon.

Speaker: Tough. Yeah

Speaker: All right. Well, welcome. It's good to see you. Take it away. It's all yours.

Speaker: All right. All right. My name is lou reynolds and I am the president of the 40 mile loop land trust board.

Speaker: And we are here to share our presentation on which is there it is coming up on the sides. All right. The 40 mile loop is an all volunteer non profit organization formed around the rebirth and the new iteration of an inspired idea. That idea is to connect parks, neighborhoods, institutions and activity centers with a safe multi-use trail system that serves everyone throughout urbanized Multnomah County.

This has been our organization's mission for 40 years. The 40 mile loop is not someone's whimsical idea. The value of the interconnected park system, as first articulated by the Olmsted landscape architecture firm 120 years ago, is currently validated by multiple statewide recreational surveys documenting consistently high demand for walking, bicycling and wildlife viewing opportunities. And by the demand for those opportunities to be close to home and by the need for free recreational activities. Supporting public health for people of all ages and abilities. And by the added value of a fully complete system of trails and multi-use paths. As an important transportation asset linking homes, jobs, parks, natural areas and the commercial centers. I will now pass it to Walter. Hi.

Speaker: So after incorporating as a land trust, because initially we thought we might be part of owning this property, though we don't own any of the property now. It's all owned by other jurisdictions. As we commissioned this master plan, here's when they did those in paper, and that was 40 years ago. Since that time, the trail has evolved into a series of we've been working with the seven jurisdictions that are in the area, the city of Portland, Gresham, Fairview, Troutdale, Multnomah County, Port of Portland and Metro, because we're looking for the opportunity to complete this trail over time. This trail has evolved into a braid of trails that's over 150 miles long. So 40 mile loop is a name for a much larger system. And now we're going to show you where we are on the completing of this trail.

Speaker: Okay. If we could have the next slide, please. So you're looking at the 40 mile loop and the next slide will show you what it's really comprised of. It's an assemblage of trails that you probably know by their trail names, maybe not knowing that they're actually part of the 40 mile loop. So all of those trails actually make up the 40 mile loop next slide. And our sibling in Green Loop sometimes gets in the way of our identity. So we love the Green Loop, but the 40 mile loop is

different than the green loop. You can see the green loop is probably, I don't know, six miles long and we're up. We have a much larger, longer reach and touch on all these communities as part of urbanized Multnomah County. Next slide. So as walter said, the 40 mile loop is actually 150 miles long. Next slide. And I'd the map that we're showing is color coded to community based. Which portions of the loop are completed, what our gaps, what are actually pedestrian only trails such as the wildwood trail and the markham trail on the west side. And what gaps are funded. And we have good news coming up there. So the next slide, please. So including the gaps that are now funded, the 40 mile loop will be soon will be 73.5, to be precise, complete. I'm going to pass it back to walter.

Speaker: So. 2002 was one of our most successful funding years. This is how the 40 mile loop is created. We're the advocacy group, but we work with all the other jurisdictions and developers to look for opportunities to build this trail. If it wasn't for hard work from the city of Portland parks pbot particularly brett horner. My agarwal, zeph wagner plus other people from metro looking for opportunities to use the bonds that we approve as voters or the money that comes from our odot or the feds. That's all those are pulled together through incredible staff work. And we're the advocates and the cheerleaders for this to happen. But it wouldn't be happening without the support of parks and pbot to make it happen. We'd like to thank them actually, and thank metro for and the and the Portland for how much advocacy there was for the metro trails program to grant funding for a lot of the trails that we call the 40 mile loop next slide. So this shows you the trails that were just funded in 2022. There were over \$20 million worth of trails that we were funded. We were very lucky. They're going to that's the reason why we're going to get to 73% funded and I'd again, thank you. That's a great 40th anniversary. We opportunity and celebration. We'd like to do over the next couple of years. As these

trails are done, we're going to have ribbon cuttings and things like that. So we're going to invite you to come and be part of the festivities as each of these segments open up. What's nice about the gaps that we're filling now is the ones that we're filling now are creating very, very, very long segments because you work in one segment and then you have a gap that you can't do for either an for different reasons, but now we're filling in the gaps. So now we're making very, very long extensions so that the vision of the trail as continuous is coming alive. Back to jim. You actually have another slide that shows where the gaps are being closed.

Speaker: I think if we go to the next slide, this is a slide showing where all the funded projects are in the 40 mile loop and the ones with the white bubbles are were funded by the last round of funding with through metro metro bond measure money and also some federal dollars that metro distributes and then sort of the yellowish bubbles are from private developments that are paying for pieces of the 40 mile loop. So the university of Portland, for example, and lower campus is building a section of the greenway north Portland greenway trail, and the what we call the alamo manhattan project on the southwest. Greenway will complete a link next to the spaghetti factory that will close it. So it's these things are happening. The other the other bubbles are from other public funds that were, I think, the trail in east county that I call the fairview gap is federal money. But it's actually going to happen next year. Finally so let's move on to the next slide. So here are our challenges and opportunities. This is our to do list it. We have a lot of work remaining on the public safety issue. Two next to trails. I want to commend council for the hard work that you're doing to address the problem. Congratulations on improving relationships with the Multnomah County and working closely with them. I'd also like to call out that the peninsula crossing trail is being restored as we speak, and in fact, it will be opened later this week. We believe. And so that's all

good news. So I think we're turning a corner on this issue and thank you for doing it with compassion as well. The next item is the north Portland greenway. This is our our most ambitious project. If you could go back a slide I'm sorry, the north Portland greenway aims to connect the east bank esplanade to Kelly Point Park. That's our most ambitious project that we're working on right now. We'll continue working hard on that with Portland Parks and with Pbot Walter and others are following the Marine Drive. Interstate bridge intersects Glisan quite closely to make sure that Marine Drive trail will have a smooth connection when during the during the planning process that's happening now. There's also a levy raise going on in that area as well. We have a lot of work to do on the Columbia Slough trail. Too many to mention right now the we'd like to have a new funding strategy now that we're past the 2022 funding round. We need to figure out where the next dollar is coming from so that we can complete this 40 mile loop and we have a lot of intersections with the railroads. And so we probably will need your help there as well. Nuff said on that. Thank you, Lou.

Speaker: All right. Next slide, please. Okay. So before we hand it off to Mayor Wheeler and go to the proclamation, we'd like to let you know why 150 mile long trail and path system is called the 40 mile loop here. Let's see. Here's the first slide of two slides that will help tell the story in the beginning of the 40 mile loop as the idea and a name in late 1903, John Charles Olmsted presented the first comprehensive plan to the park system for Portland to Mayor George Henry Williams and the four member Portland Parks Board, notably the plan called for a system of parks and parks of parks connected by parkways and boulevards as interpreted by Emmanuel Micheck and C.P. Kaiser in the plan on the right mesh. And then Kaiser worked diligently to implement the plan until Kaiser retired in 1949 after 30 years of being a park superintendent. Next slide, please. Thank you. The

olmsted plan was rediscovered in 19 in the 1970s, during discussions about developing close to home recreational opportunities. Parks administrators and advocates work to develop the idea, which became our project today. When someone perhaps out of the idle curiosity, ran a measuring instrument called an oximeter. That's what's pictured over to the left around the map of the kaiser's boulevard and parkway system. It turned out to be 40 miles. The name 40 mile loop became attached to the project, even though everyone at the time knew the system would be much bigger than 40 miles that were logged. And jim so we'd like to finish before handing off to mayor, just advance the slide, please.

Speaker: Next slide there. We're back to the 40 mile loop and then the next slide will show you that we're out now, part of a regional trail system. So so Portland parks has been collaborating with metro for years to develop a regional trail system and so in a way, the 40 mile loop kind of got this started for the region. So that's what our regional trail system looks like. And we'll be over at metro council next week to thank them as well. Next slide shows an even more ambitious view. So here we have how the regional trail system is connected to the trails that extend to the columbia river gorge. That go down the willamette greenway and maybe most interesting to the mayor is the trail headed out west to the coast. It goes through the town of Wheeler that is called the salmonberry trail. It's an 86 mile long trail project and it would be fantastic. I hope we're all around when that finally is open to the public. That's our presentation. Glisan thank you for giving us the time.

Thank you.

Speaker: We appreciate it. And a great way to end the presenter session. I'll turn this over to my colleagues for their comments before I read the proclamation. First up is commissioner Mapps.

Speaker: Thank you, mr. Mayor, and I want to thank our panel for sorry. I was wondering if I had feedback. I think that's just noise from outside and I want to thank the panel for today's presenter session and colleagues, I would like to say this. I am delighted to join you in proclaiming may 2023 to be the 40th anniversary of Portland's 40 mile loop. As we have learned today, the 40 mile loop is a partially completed greenway trail that snakes its way around the Portland metro area. And as we also learned today, the 40 mile loop name is obsolete because today the 40 mile loop is more than 150 miles long. And in addition, as we're kind of correcting the historical record, although we are celebrating the 40th anniversary of the 40 mile loop, the loops history stretches back. 120 years. The loop was first proposed in 1903 by the various esteemed olmsted brothers architectural firm as part of the forest park development and as as often happens, especially in this building for about 80 years, the plans for this loop largely sat on a shelf. All of that changed in the 1980s when the 40 mile loop land trust was formed, formed, I believe you guys were incorporated in 1981 with the purpose of acquiring lands and conservation and recreation easements along the 40 mile loop corridor. I am incredibly impressed by the land trust's ability to pull together local jurisdictions, including the city of Portland metro, the county, the state, the port, the army corps of engineers, state, federal and fish and game. The drainage districts, the cities of gresham and troutdale colleagues, that is like herding an army of cats. I'm very impressed at your ability to navigate this space, but through your diplomacy, you've been able to get these agencies to come together to create the 40 mile loop through land banking, conservation donations and public and private fundraising and of course, now here we are, 40 years later after the founding of the trust, the planned 40 mile loop trails have grown to more than 150 miles, including all of Multnomah County and more than 30 parks. Now now, as we heard today, the loop is 70% complete. And i'll tell

you, it is my hope that in my lifetime, the final 30% of this project can be completed. And I want to pledge to our good friends over at the trust that I will work with you to get this done. I do hope that actually we can sit down in with members of my staff in the next weeks or months to talk about aspects of this project, especially around the interstate bridge project. I think there's some interesting opportunities there. I will also say I also would love to talk to you a little bit about drainage districts and some of the opportunities that are in that space, which kind of come to me through my work with bts and with that colleagues, I just let me just say thank you again to the land trust and our panelists for being here today. And I will hand the floor back to my colleague, I guess commissioner gonzales.

Speaker: Thank you, commissioner gonzales.

Speaker: Well, when I saw this on the council agenda, I immediately thought of all the sunny summer days. My family has enjoyed biking, walking and running on portions of the 40 mile loop. The 40 mile loop represents the very best of Portland. We were early adopters of the rail to trail movement, converting discarded rail corridors into safe, enjoyable non-motorized corridors for Portlanders of all abilities. Whether you're on a fancy road bike or in a wheelchair, the 40 mile loop is for you. This is the livability we all love about Portland. This is the livability we have continuously voted for and invested in. But as much as we cherish our livability, we represented in the 40 mile loop, we've also taken it for granted parts of the 40 mile loop at times have become dangerously unsafe in recent years. That's true for our children. That's true for our seniors. As there are parts of the loop that I simply don't want my children on certain parts of the day. We just assumed it would care for itself. When commissioner Rubio served recently as our parks commissioner, she recognized the need to reinvest in the corridor. Safety now, under commissioner Ryan's able leadership, we are continuing to reclaim the safety and

sanctity of the loop and reclaiming our city's livability. Today, I'm pleased to recognize the 40th anniversary of the 40 mile loop it represents the vision, the recent challenges, and most importantly, importantly, the resilience of a great city. I look forward to seeing all Portlanders back on the loop. Thank you. Thank you, commissioner Gonzalez.

Speaker: Commissioner Ryan, thank you, mayor.

Speaker: I have to say, I'm quite taken with your noble work because one of my favorite meetings since I've had this assignment. So thank you, Laura. Thank you, Walter. Thank you, Jim. This kind of vision takes dedication, perseverance, and in this case, decades of patience and thank you also for engaging other local governments. We don't hear that too often as commissioner Mapps said, it is like herding cats. But I heard Metro. I heard Gresham, I heard Troutdale. And yes, the big one, the railroads. We'll all need to be all in for that. And I have to say, speaking of railroads, I'm really grateful that children and families will be able to have access to peninsula crossing again. One of the reasons to cite a safe rest village there was multiple purposes beyond providing compassionate care for those that need transition from chronic homelessness to stability. It was also because that amenity has not been used by children and families in that area. For what I've heard for 5 to 6 years. So the fact that we have an opportunity soon to reopen that and I think it's real soon this weekend, we look forward to having that be a part of the 40 mile loop once again. Anyway, I admire your diligence in moving this trail ever closer to completion, and I too hope to see this completed. The 26.5% that remains. And I look forward to seeing this open in my lifetime. Thank you. Thanks, commissioner Ryan.

Speaker: Commissioner Rubio.

Speaker: Thank you. And thanks to mayor Wheeler and commissioner Ryan for bringing this proclamation forward. And thanks to our presenters for the very informative presentation today. It's really amazing to learn how the 40 mile loop is actually more than 150 miles of trails and path, and to see how over time I really like the graphic where you show how different partners have contributed to the building of the loop. And it reminds me like of a family quilt where everybody sort of does their part. But this one belongs to Portland. So these foot trails and multiple pathways allow us the ability to get around in a very sustainable way, experience the outdoors. As and I agree with my colleagues that we need to appreciate this gem that we have and take good care of it. And ultimately get it done. Finish that loop. So I just want to say thanks to each of you and to all the volunteers that you work with for doing and taking care of this on behalf of all of us. And again, thanks for bringing this to our attention again and reminding us of the gem that we have in our backyard. And congratulations on 40 years. Thank you. Great.

Speaker: Thank you.

Speaker: Colleagues. I will now read the proclamation on behalf of the city.

Whereas at the request of the 40 mile loop land trust, the 40 mile loop master plan was developed by david evans and associates 40 years ago and was published in may 1983. And. Whereas, the 40 mile loop master plan called for the development of a system of trails and pathways through Multnomah County, connecting parks, natural areas, commercial and employment centers and neighborhoods. And.

Whereas, the rebirth of the idea for an interconnect system of trails and pathways has served the citizens well by providing convenient and safe places for people to walk and bicycle separate from traffic and. Whereas, even though the master plan calls for over 140 miles of trails and pathways, the name 40 mile loop is derived from and honors a vision of interconnected parks articulated 80 years earlier by

renowned landscape architect John Charles Olmsted and his subsequently interpreted by Portland Park Superintendent Charles Paul Kaiser and. Whereas, the 40 mile loop is inspired and expanded vision of a regional system of trails and pathways connecting all cities in the Portland Vancouver metropolitan area and beyond. And. Whereas the 40 mile loop acknowledges and thanks local governments and nonprofit partners include the city of Portland and Portland Parks and Recreation for their willingness to adopt trail and path alignments called for by the 40 mile loop master plan and for their commitment to design and fund and construct segments of the 40 mile loop and for their ongoing commitment to maintain its incredibly valuable public asset for all. Use and for everyone to enjoy. And. Whereas, at this 48th anniversary of the 40 mile loop master plan, we call upon all of our local government partners to recommit to the completion of the 40 mile loop which stands today at 70% completed. Now therefore, I, Ted Wheeler, Mayor of the City of Portland, Oregon, the City of Roses do hereby proclaim June of 2023 to be the 40th anniversary of the 40 mile loop in Portland and recognize that the 40 mile loop and the regional trail system are integral parts of a safe, healthy and sustainable urban ecosystem for all community members and visitors to enjoy. Thank you.

Speaker: Thank you. Thank you all. Well done. Thank you.

Speaker: Appreciate it. Yes. Colleagues, we'll move on to another proclamation for 86, please. Proclaim June 19th, 2023 to be Juneteenth.

Speaker: Colleagues, our next item is a proclamation honoring next Monday, June 19th as Juneteenth to present. We have with us this morning the leadership team from the City African American Network or can we have Taisha McCool Riley, mental health program specialist, Ira Bailey, housing program coordinator for Marvin Dean,

housing construction coordinator. And daryl hosley, supervisor of summer free for all. Welcome. Thanks for being here.

Speaker: Thank you. Thank you. Well, I am I'm tisha and I will start off with words of expression this morning.

Speaker: Good morning and welcome to mayor, commissioners and all other city staff and affiliates. Thank you all for joining us as we acknowledge and celebrate Juneteenth as we gather and unify on this day. Let us also pay homage to our ancestors and their suffering that has paved a way for us as a free people. So when we think about freedom, we typically think about physical freedom and our ability to move and maneuver freely. When I ponder on freedom, I am forced to consider what life must have been like and reminded of visual depictions of slavery and imprisonment through movies, photos, anecdotes and other sources. The reality of that experience and its ripple effects is difficult to fathom and process, leaving one left with the images of violence, abuse, manipulation and pain, often trying to make sense of the senseless dehumanization of my people for the personal gain of white people on December 6th, 1865, the 13th amendment of the constitution of the united states was ratified, thus ending slavery and non conditional servitude in the united states. But how many of us know that this was just the beginning or a step in the right direction as we would say, I can visualize the literal shackles being taken off of the bodies of our ancestors who were forced into bondage and bondage of the mind, body, heart, emotion as the family resource sitting in generational trauma, brokenness, loss, identity crises and worse deprivation. Today I want us to think deeper about the true essence of freedom and what it means for people who are considered who were considered property and less than human to be free to think, to feel, to express themselves, to succeed, to fail or to lead and to prevail. So today, to have power, to be able to pick and choose what you want to do, when you

want to do it, how you want to do it, identify with whom you want to do it and justify why you want to do it. While freedom has given black people autonomy and power, it has also equipped us to recognize the perpetual societal realities of systemic racism, oppression, suppression, prejudice and discrimination. And we refuse to succumb to the societal imprisonment presented to us. Instead we consciously, intentionally and courageously exercise our right to be free. We as a people are refusing to be bound, and we are standing our ground today. I want us to look around the room and recognize who we are sitting next to and to ask ourselves, do I create a space with figurative bars and shackles or do I create a space free of restriction limitations and suppression? As you reflect on who you are and how you show up as a human being, it is important for you to be clear about how you impact the world around you today we stand in solidarity, celebrating the many achievements, successes and contributions of african Americans, past and present, and continue on this journey to continue dismantling racism on all levels and embracing the joys of freedom. Black brilliance, beauty and excellence as I stated in a previous statement this week, let us find ourselves bonding through fellowship, encouraging and supporting one another, enlightening our palates with tantalizing flavors of black culture and soul food, supporting black owned and operated businesses and movements, listening to black voices to find hope and faith. Gather bring wisdom and understanding from the stories and reflections of black people dancing to the beat of the song that sings freedom and rejoicing and yielding to the power of the black diaspora. Across, across, across cultures. Today we celebrate Juneteenth. Thank you. Thank you.

Speaker: Good morning, commissioners.

Speaker: My name is ira bailey, housing program coordinator at the housing bureau. And first, I want to say thank you. And I would like to say good morning to

you, mayor. Commissioners community members in attendance and fellow civil servants. We are here today as members of the city, african American network to speak in honor of Juneteenth as you all may know, Juneteenth finds its origin. Back when on June 19th, 1865, union soldiers arrived in galveston, texas, and announced to the people of texas that the slaves in that state were free. This was too. Months after the end of the civil war and two years after the emancipation proclamation, you may also be aware that the emancipation proclamation glisan only ended slavery in confederate states that were actively fighting against the union all openly identified. Slavery was not abolished until December 6th, 1865, with the ratification of the 13th amendment. When we look at the timeline, we can see that the emancipation proclamation was more of a strategic attack on the resources of the confederate see than the end of slavery, as it is more commonly known as. And Juneteenth isn't a celebration of the end of all slavery, but it is a celebration of freedom from the invisible chains that bind our hearts. Spirits and minds to the past and to trauma that without recognition will get guiltlessly in prison. Our future. Now, admittedly, on the surface, this Juneteenth may seem like a black holiday for black people whose ancestors were slaves here in the us because of this perspective, there are folks who are opposed to this holiday and feel that the celebrating of it needlessly ties us to the past. It prohibiting growth and unity as a nation, I would argue that the lessons that can be learned from this holiday are as pertinent today as they were 158 years ago. To easy example, nils Juneteenth became a federal holiday in 2021, 40 years after the first state declared it should be a celebration and the city of Portland declared that Juneteenth would be an observed holiday in 2020. During a time of civil unrest and 48 years after annual settlement and celebrations within the city, had already been going on, the state of Oregon would follow. One year later to other examples include as our colleague

and cities mental health specialist. Tasha can attest to adults who avoid human connection and relationships due to strong chains of trauma, binding them to the labors of self protection. They had to perform for the harsh slave master or masters of physical or mental abuse and or abandonment. They need to be made aware of their freedoms or what about the person who tries to function in a lifestyle that is harming themselves or others? Or both? Because it's what they believe. Either they are supposed to do or they have no choice but to follow their inclinations and proclivities because it's what their parents instructed them to do or their community or culture guided them into the results of which we are seeing in increasing numbers here on our very streets. Things like alcoholism, drug addiction, perpetrators or victims of physical violence are known by mental health specialists to pass on from one generation to the next. Just as easily as hair and eye color. These people need to know, as tough as it may seem to change, they are free to do so. And as I stated earlier, there was more to the emancipation proclamation than just ending slavery. It was a move to help prevent the social and economic unraveling of a nation wrapped in a package of benevolence. In the same way the city speaks of its core values and then at times misses the mark at holding to them. That doesn't mean no good can result. It simply means that the city leaders may need to be reminded at times that they are elected as leaders and that are not bound to make decisions the same way their predecessors did, nor in ways which make core values seem more suggestive than binding. Perhaps if those in the news media and with influential platforms could see or recognize their chains to corporate profits or manipulative political agendas. Not saying that all politicians are manipulative, they could walk in the freedom of honest, objective journalism and once again gain the trust of society, at least it seems like a nice thought. Yes you know, in the proclamation we say that we invite everyone to join us in the

celebration of Juneteenth because we believe that in all of our own stories, we can relate to the original meaning of Juneteenth. We as a city are free to grow and don't have to be bound to the chains of destruction in and corruption resulting from greed, selfishness, fear or hopelessness. Disregard and disrespect, entitlement and apathy. We proclaim freedom to the people of Portland and beyond. Freedom to grow, to create, to share, to embrace empathy, to display kindness, and best of all, to love. Even our enemies. Not the kind of love that just accepts whatever. But the kind that encourages and guides and uplifts and supports and stands behind someone. We are free from and do not have to serve the master of hate regard of race, age, sex, political ideology or religious beliefs, including lack of them. We are free, but we have to choose to walk in that freedom. Thank you. Thank you. We now open the floor to any comments you would have. Very good. I'll turn this over to my colleagues.

Speaker: Thank you for the excellent presentation. Commissioner Mapps is first, then commissioner Gonzalez, then commissioner Rubio.

Speaker: Thank you, mr. Mayor. I want to thank our panelists for today's presentation. Glisan. And I also want to express my appreciation to can for organizing this year's Juneteenth proclamation and I want to share this colleagues, I am honored and humbled to join you in proclaiming June 19th, 2023 to be June 19th, as we have learned today, Juneteenth is a mash up of two words June and 19th, Juneteenth commemorates June 19th, 1865. Of course, that was the day when major general Gordon Granger arrived in Galveston, Texas, and read a proclamation. General Order Number Three, which began with these words, the people of Texas are informed that in accordance with a proclamation taken from the executive of the United States, all slaves are free. In other words, Juneteenth commemorates the day when Black Texans and add my roots go back to Texas, learned that the Civil War

was over and all slaves were free. Now you might notice that there's something odd about the timing of this announcement. Juneteenth commemorates June 19th, 1865, but most Americans think of slavery ending two years earlier. On January 1st, 1863, when Abraham Lincoln issued the Emancipation Proclamation. Fashion now that 900 day gap between January 1st, 1863, and June 19th, 1865, is a reminder leader that slavery did not end overnight, but instead the Emancipation Proclamation of 1863 did declare slavery to be illegal in the Confederate States. Of course, as we heard today, the Confederate States at that time were in open rebellion against our federal government. So the Emancipation Proclamation did not free slaves. Instead, the Emancipation Proclamation clarified the promise and the purpose of the Civil War with the Emancipation Proclamation. And Lincoln made it clear that the point of the Civil War was to end slavery in these United States. However, in the real world, slavery receded slowly and unevenly. County by county and for Black Texans, slavery did not end until 900 days after our President Lincoln issued the Emancipation Proclamation that is the day that we've come to know as Juneteenth. Now, Juneteenth has been celebrated in some form in some communities since 1865. Today Juneteenth is often celebrated with parades and barbecues and by recommitting ourselves to the work of ending race based exploitation in these United States, Juneteenth is also a day to grieve with sorrow. Juneteenth is both a liberation story and the story of just how delayed. Juneteenth is not only an opportunity to celebrate Black liberation, it is also a reminder founder of the work of dismantling racial exploitation that continues to this day. And colleagues on this Juneteenth. We should also take a moment to remember Clara Peoples. Clara Peoples was a beloved community member and educator. Her and she is the undisputed mother of Juneteenth here in Oregon. In Oregon, the celebration of Juneteenth began. In 1945, when Clara Peoples, a Black woman from

oklahoma who worked at the vanport shipyards, noticed that her coworker, did not celebrate Juneteenth. So ms. Peoples asked her boss if she and her coworkers could celebrate Juneteenth on their break. Years later, in 1972, ms. Peoples helped organize the city of Portland's first Juneteenth celebration, and Portland has celebrate Juneteenth ever since. As for me, it is truly an honor to play a small role in continuing the Juneteenth traditions that ms. Peoples started here in Portland. That's why I want to take this moment to call on all Portlanders, to observe Juneteenth on this Juneteenth. Please take a moment to celebrate black liberation and please take a moment to renew your commitment to ending racial exploitation in the city of roses. Thank you very much. And I want to thank the panel again and can for helping hold up Juneteenth and mister mayor, I will now have the floor back to you. Thank you, sir.

Speaker: Commissioner Gonzalez.

Speaker: Juneteenth is a time to reflect. Reflect on our shared American history, on what it means for so many to find out that they were finally free. We should not and we do not forget this part of our history. Rather, we should use it to shape our decisions making as a city, as a nation, we celebrate the contributions of african Americans who transform to this very day. This city, this nation. And despite what they have endured and we celebrate the Juneteenth legacy, the legacy of endurance, determination and perseverance against nearly insurmountable odds as books about history, particularly african American history, are being banned across this nation, we must be intentional in our inclusivity to represent the American disapora we'd like to thank the city's african American network for today's presentation and for the work that you continue to do with and for african American employees. Please, by highlighting their experiences. Thank you. Thank you. Thank you.

Speaker: Commissioner Gonzalez. Commissioner Rubio.

Speaker: Thank you, mayor. And I want to thank the can leaders and members for bringing this proclamation forward once again. And I want to thank you, taisha and aurora for your very strong and powerful words as, as you said, really eloquently. See Juneteenth is a day that we it's not only a day of reflection, but it's something that's very meaningful to all of us. And it's also a day that we need to actually be thinking of action. And when I say action, I mean meaningful action. We should be asking ourselves in anything that we do here at the city. Does this action move us closer or further away from black self-determination and liberation? And it starts with us here at the city. We need to value and see our black employees their experiences and contributions as and it also means budgeting to those values. It means retaining and promoting according to those values and also our policies and actions. And not just today, but every day. We should be doing that every day. And we have a chance to recommit to advancing that work that is community led to lifting up the importance of being accountable to the past and to support self-determination, liberation in and contributions of black people and communities here at the city and everywhere. So thank you for this important reminder. Again, we should be thinking about this every day, but but again, I really appreciate you lifting this up, as always, in ways that we need to hear and listen. Thank you. Thanks, commissioner.

Speaker: Commissioner Ryan.

Speaker: Yes. Thank you, mayor. Thank you, taisha and ira. And it's good to see you both. Marvin and jarell and all of the members of the city's african American network who are here in the council chambers and those that are tuning in. Those are really compelling presentation and it was a blessing to sit here and receive it. So thank you, tisha. Just taking a little bit of what you said I like really was, it was great

that you honored your ancestors in such a profound way, your gratitude for what they experienced. And here's to creating a space, as you said, free of oppression, bonding through fellowship. I like that word and supporting black businesses. Economic mobility must always be a key focus is more on that. When we address an upcoming item. Ira this is about love. Love that guides, uplifts and supports. So thank you. I'm very humbled to vote in favor of this proclamation. I vote I thank you colleagues for your remarks and I'd also like to thank today's presenters.

Speaker: All of you, as well as our cities can, organization and others for your work and advocacy around the Juneteenth. Celebrate as well as the proclamation that that you'll read in just a minute. It's been long overdue that Portland proper commemorates this holiday, and I'm proud of the fact that the city now does take the time each year on this date to celebrate and have this conversation about the proclamation and what it means and the history behind it. And I really appreciated today's presentation giving excellent context not just to us, but but to all those who are watching. I i really was impressed with your comments about what would it have been like if you were one of those people held in bondage ? Couch and that's what you had known for the entirety of your life? Couch and then to hear for the first time between the signing of the emancipation proclamation on January first, 1863, and June 19th, 1865, that all slaves are free, that is a sudden and dramatic shift and I really appreciate commissioner lunar maps that you mentioned. Clara peoples and of course, as she and woody broaden worked with our good friend senator lavelle gordly to have Juneteenth recognized in Oregon as a state day of observance. And then of course, in 2021, the Oregon legislative assembly finally recognized Juneteenth as a statewide holiday. And we heard today the importance of that holiday. For me, what what really resonates is that this speaks to the past and the history, but it is so appropriate for the present and the times that we're

currently we endure seeing this is about overcoming the worst and it's about exhibiting strength, all kinds of strength that people probably didn't know they had. And it's a generational strength and perhaps most importantly, it's about resilience. And if people all in the 1860s could make that transit motion and that shift and the generations since could show that strength and that resilience and overcome the worst, that speaks to the future and what we're capable of. So I think this is it's a really good reminder of what the human spirit can both endure and what we can accomplish if we're willing to open our minds and our hearts. So I really appreciate your being here today and all the folks in can thank you for the continued good work and service you provide to the city and to the community. I'll now turn it back to you to read the proclamation and thank you for being here. Thank you.

Speaker: Thank you for your comments as well. Yes.

Speaker: Thank you. Should have brought my reading glasses.

Speaker: Whereas since the inception of the united states, beginning with the first known europeans to set foot on this land in 1492, peoples of non-western european descent have had challenges obtaining equal and ethical consideration in respect and treatment by those of western european descent. And. Whereas, voluntary and involuntary indentured servitude in the united states began as a method of obtaining cheap labor based on class, social position or criminal punishment, it soon evolved into involuntary slavery based on race. And. Whereas. On September 22nd, my birthday, 1862, then a union president, abraham lincoln, issued and later made effective and signed on January 1st, 1863. The immense proclamation which declared the freedom of slaves in confed eight states which rebelled against the union, tied slavery to the civil war and allowed blacks to fight on behalf of the union. And. Whereas on June 19th, 1865, the news of the emancipation proclamation and its impact was presented to the enslaved people of

galveston bay, texas, informing them of their freedom and. Whereas on December 6th, 1865, the 13th amendment to the constitution of the united states was ratified, thus ending slavery and non conditional servitude in the united states and.

Speaker: Whereas, we honor June 19th, now known as the portmanteau Juneteenth as the day we celebrate and as the day we celebrate the end of slavery in the united states and. Whereas, Juneteenth is a holiday for remembrance, honor and celebration of black culture, liberation and achievements made and encouraged, meant to continue to grow beyond limited expectations and push past any obstacle, real or imagined. And and. Whereas, Juneteenth is an acknowledgment and declaration of freedom from iron chains as freedom from mental and emotional chains, freedom from near unbreakable invisible chains forged in the scarring fires of generations of physical and mental trauma and.

Speaker: Whereas, Juneteenth is a time to reflect on where we've been, where we are, and to create a vision for where we desire to go and do our part in rewriting a narrative that often depicts the black person as downtrodden, troublesome, threatening, unworthy, undervalued and less than human.

Speaker: And. Whereas we as we rewrite our narrative, we take pride in acknowledging our struggle while also grabbing our story by the reins and guiding it in a graceful way to speak our truth of resilience. Try omf value worth, grace, poise, brilliance and excellence and. And. Whereas, we as people walk with our heads held high by our shoulders squared, putting one foot in front of the other, knowing that the odds are against us, but yet we refuse to lay down. We will continue to rise up and rise above these suppressive oppressive exclusive and oppressive ways of racist, of a racist world that can often be found seeking to destroy the true essence of the black diaspora and. Whereas, we call upon all peoples to join us in

celebration as we use this freedom from these slaveries to exercise our minds is to build hearts, to love words, to encourage and enhance, to heal. Now therefore, i.

Speaker: Ted Wheeler, mayor of the city of Portland, Oregon, the city of roses, do hereby proclaim June 19th, 2023, to be Juneteenth month in Portland and encourage all peoples to celebrate this freedom, not just on June 19th, but every day. Thank you all. We appreciate you.

Speaker: Thank you.

Speaker: So just a heads up here, everyone. We have excellent food, prepared, prepared down in the atrium provided by jada's soulful eats.

Speaker: We have local artists and we also have a city employee who is an author who is here for that, just released a book to go down and support one of our city owned employees.

Speaker: Thank you. Excellent. Thank you. Appreciate it very much. Colleagues next up, is time certain item number 487, an emergency ordinance to remove heritage tree designation for heritage tree 26 on 4124 north mississippi avenue. Commissioner Ryan. Yes

Speaker: First of all, colleagues, due to the extraordinary circumstances of this project, I propose we add an emergency clause to the ordinance.

Speaker: It already has one, doesn't it? It was missing a section two emergency clause.

Speaker: So we need to amend it to add that section two.

Speaker: Second. Thank you. Any further discussion on the amendment? Seeing none, please call the roll Keelan on the amendment. If you could call the roll.

Speaker: Okay. Thank you. Ryan. Hi gonzales. Hi. Maps I and I'd also like to I need to step out and fill up my glass of water so I shall return quickly.

Speaker: But i.

Speaker: Rubio Wheeler. All right.

Speaker: The amendments on the table.

Speaker: Okay. So thank you for that. This item involves the request of homeowner victoria burton and her family to delist a heritage tree number 26. I've had the pleasure of getting to know ms. Burton and I think she can best tell her story to the council. Ms. Burton okay. Parks is here. So the run of show is different than what I see here. So so why don't we do this? Why, since you're both up here, we're going to have ms. Burton go first. According to the run of show. Is that okay? But but since you're up here, why don't we allow that to happen? And it's good to see you, director long and take it away. But but that's not what I had on here. So sorry. Sorry. Just one moment.

Speaker: I had to shut my computer down.

Speaker: It's never as fast as you need it to be as. Thank you for your patience, ms.

Speaker: Burton. You'll be up soon. Okay

Speaker: Do we have the slides. There we go. Good morning, mayor. Good morning. Council members, colleagues and guests. I'm adina long, director of Portland parks and recreation. We're here today to present information for the removal of designation request for heritage tree number 26. Next slide during our presentation we will be providing background of Portland's heritage tree program, an overview of the process for considering removal of designation requests. Back ground info on heritage tree number 26, including the urban forestry assessment and recommendations and the recommendation for removal of designation from the urban forestry commission. Next slide. Heritage trees are the most spectacular and unique trees of our city chosen for their great size. Age historical or horticultural value. Heritage tree designation are the result of a lengthy public process, which starts with nominations from members of the public. Then review

by certified arborists and recommendations from voluntary volunteer advisory bodies of the heritage tree commission committee. Excuse me, and the urban forestry commission. After this process, as directed by title code, they are officially designated by City Council. Once designated heritage trees receive the greatest protection conferred upon any tree in the city and they are required to be preserved. And unless dead dying or dangerous. We currently have 328 heritage trees in our program. This map. Next slide. Sorry, this map shows where they are located. About half are on private property and half on public property along streets or in parks. Heritage trees on private property are only designated with consent of the property owner. City code states that this consent binds all heirs and successors. Next slide per title 11 urban forestry is responsible for overall program management, permitting and regulation of heritage trees. The urban forestry commission is involved with heritage trees in three distinct ways, recommending new designations to City Council reviewing requests of tree removal. When a tree is considered dead or dying and recommendations for removals of designation generally tied to tree removal or storm related failure. Please note that photos that appear in the rest of this presentation are all of heritage tree number 26. This is to provide you with some familiarity with the tree. The final steps in the process are actions by City Council to approve the designation on or when appropriate, remove the designation of heritage tree status to a tree. Today you are considering a request for removal of designation which has been recommended by six members of the urban forestry commission. Next slide. Title 11 states that for removal of designation can only occur if the City Council finds the designation on which was based on health age, history and growing space is no longer appropriate. If council agrees with the recommendation, then protection and title 11 are removed from the tree and the tree is removed from the heritage tree registry. In this case, if a

permit to remove this tree was applied for absent heritage tree protections, it would have to be approved due to its proximity to the house with no opportunity for public hearing. To tell you more about the heritage tree number 26, I'm going to pass it to city forester and urban forestry division manager jen cairo.

Speaker: Good morning, commissioners and community. We can move to the next slide, please. I'm going to give you some background on the tree in question today. Heritage tree number 26 is an english elm located in the front yard of 4124 north mississippi avenue. The tree is 5.5ft in diameter and over 100ft tall. You can see from the photo here this tree towers above even the three story apartment building to its north. The tree was likely planted 130 years ago when the house was built in 1896, thereby placing it among the older elms in our city. It is one of only two trees of this species in the heritage tree program and the largest of just four heritage trees in the boyce neighborhood, a low canopy area of the city underserved by the urban forest. It was designated in 1994 with written consent of the property owner. At that time, at the time of designation in city code did not require recording of this heritage tree on the property deed. However, excuse me however, designation by City Council did bind all heirs and successors to the responsibility for the heritage tree. All heritage trees have a plaque affixed upon their trunks, identifying them as heritage trees and as standard practice. Urban forestry conducts regular site visits for plaque maintenance and to connect with property owners regarding their role as stewards of these special trees. Next slide please. The urban forestry division has had numerous and regular contact with the property owners since they purchased the property in 2001. Records show that since the current owner acquired the property, staff had visited this tree and interacted with the property owner on approximately a biannual basis in support of maintaining this asset. Urban forestry staff have made at least seven visits to

inspect the health of the tree and provide recommendations to the property owners and has issued at least 11 permits for pruning and other maintenance activities. All at no cost in addition, as part of the dutch elm disease monitoring program, um, this tree has received regular annual inspections for signs of the disease at no cost. Next slide, please. At the request of the property owner and urban forestry lead tree inspector conducted a health inspection on the tree in February of this year. In their request, the property owner expressed concerns, including the presence of elm leaf beetles on the tree and inside the house, possible damage to the front walkway, retaining wall stairs and foundation of the house from the tree's roots and branches hanging over the neighbor's house. The inspector found the tree to be in good condition and provided recommendations to support continued health of the tree, including pruning and removals of the planters located on the root flare of the tree. So near the base of the tree. Additionally, a permit for pruning and chemical pesticide injection was issued at this time at no cost to the property owner. Next slide. To address the concerns of the property owner, the inspector recommended to further investigate whether and to what extent the tree was causing infrastruc nature damage as there was no direct evidence of this at that time. The inspector advised and issued a permit for the property owner to hire an arborist to inject insecticide into the tree to address the elm leaf beetle population. A common, effective treatment that follows industry best practices. Next slide. As one of the largest trees in the boyce neighborhood and one of Portland's low canopy neighborhoods and adjacent to the freeway heritage tree, number 26 provides important public health and environmental services for the community, such as improving air quality, absorbing greenhouse gases, reducing urban heat island effect, reducing stormwater runoff, improving physical and mental health outcomes and reducing effects of the climate crisis. As

you can see from this screenshot, on a hot summer day, the canopy of this tree provides much needed shade functioning like an air conditioner to cool this neighborhood. Next slide at the April meeting of the urban forestry commission, the commission voted 6 to 4 to recommend removal of the designation reasoning and considerations for this decision were provided in their may 18th letter to council. They include the lack of recording of the heritage tree on the property deed at the time of purchase. The financial hardship on the family due to the presence of elm leaf beetles, preventing the property from being rented to tenants. Since July of 2022, it issues of systemic racism in the city and in this neighborhood and consideration of the burtons. The property owners desire to create intergenerational wealth location of the tree and finally support from community leaders for the burton's expressed at urban forestry commission meetings in March and April. These include leaders from the oversight committee of north northeast housing strategies, the coalition of communities of color, the Portland naacp and emmanuel church. Next slide, please. That concludes our presentation. If there are any questions, we can take those now and then continue in the program. Yes. Thank you so much.

Speaker: Long and jen, cairo. Does anyone have any questions for our our leaders from parks okay. Thank you so much. I do have do you have a question?

Speaker: Yeah. So the as I understand the issue here and I appreciate commissioner Ryan having a conversation with me about so there's an infestation of these beetles and it's my understanding there has been an effort to try and mitigate that and it's not been successful. Is that correct? So the I think that would be a better question for the burton's as to timing.

Speaker: There's been a permit issued for treatment, and that was just issued in the past couple of months. And funding was identified to cover that cost as well.

And so the treatment should be happening at some time. It needs to be timed with the beetles. And I as my recollection from ms. Burton, is they have engaged an arboricultural company to do that. But I don't know whether it's been done yet. It has not happened in previous seasons.

Speaker: Okay. And just to be clear, the commission voted in favor of removing this tree from the registry, is that correct? That is correct.

Speaker: They voted in favor of delisting.

Speaker: Thank you. Appreciate it.

Speaker: You're welcome.

Speaker: Just one quick question. So the prior process was not to record a anything against the property deed restrictions, but we are currently doing so when this going forward? That's correct. Have we done an assessment about the enforceability of the old method ? Because, you know, folks are buying property without proper notice of the restriction. It's you have some there's some interesting enforceability questions there.

Speaker: Yes, commissioner, we have conferred with the city attorney's office and they have maintained and that regardless of whether it was listed on a deed at the time of designation or not, that that designation is binding on all heirs and assigns to the property.

Speaker: Has the matter ever been litigated?

Speaker: I am not aware of that, not to my knowledge. Okay. Thank you.

Speaker: We'll remain in the room if other additional so much.

Speaker: Thank you. This item does involve the request of homeowner victoria burton and her family to delist the heritage tree number six and I have had the pleasure of getting to know ms.

Speaker: Burton, and I think she can best tell her story to the council. Ms. Burton, could you please come forward and tell us why you're here today and your husband and tony jones, who's ms. Burton's advocate, who has been with her and the family during this process, welcome, tony. Thanks for being here. The floor is yours. Great to see you.

Speaker: Good morning, mayor. Commissioner Ryan gonzales maps and Rubio, my name is victoria burton and my husband, delroy burton. We are the property owners of 4124 north mississippi avenue with heritage tree number 26 on the property. I am a retired Portland police bureau officer and my husband is semi retired commissioner Ryan, thank you and your staff for reviewing the material and listening to the majority of the urban forestry commissioners. African American leaders, our neighbors and us to delist this one tree. I would like to take this time to briefly share the multifaceted financial burden this tree creates for us, which is well beyond what we can afford between loss revenue, maintenance expense. We stand to lose approximately 30 to \$35,000 per year, which is critical to our retirement and retaining ownership of the property here are some important facts about our situation related to the tree. In 2001, when we purchased the property, the heritage tree was not recorded on title. It was only by happenstance. Three years after the purchase that we were informed by a person who was connected to the urban forest forestry heritage tree program that the tree had protection and we were financially responsible for the care in perpetuity. Has had, we have known, been aware of the heritage tree. We may not have purchased the property. The tree sets in our front yard only eight feet from the foundation of our home, right against the walkway stairs and retaining wall that protects the sidewalk on north mississippi. Tree these without heritage designation can be removed if they are within ten feet of a home foundation on because of the damage their roots cause. It has been no

small expense for us to continue on with the tree roots through the years. Despite these challenges, we have done our best to work around the tree. In March of 2022, we took out a rehab loan and invested approximately \$40,000 in preparing our property for small scale project food carts and ground lease, which could not require the house nor the tree to be disturbed. However, in May of 2022, we discovered the tree had an out-of-control elm leaf beetle infestation that is causing significant issues inside our home on a daily, weekly basis, we find 50 to 100 beetles in the home and there is excrement. Damages are furnishing and our interior of the home. This makes the home rentable for long and unpredicted periods, forcing us to use our retirement savings to pay double mortgage rehab, debt and other related expenses with no site. And in urban forestry inspector cited it will take several years to interrupt the life cycle of the beetles cycle of the beetles. Other professionals cite beetles are using our house similar to a greenhouse gas and other site. We will never eradicate the beetles unless the tree is removed in May of 2023. We also spent \$4,500 in repairing the concrete that was severely damaged by the tree roots. Five months later, the root expansion began cracking and lifting the same and other areas. In August of 2022, we called and sent emails to the forestry department, which included the heritage tree committee, pleading for their assistance, explaining the aforementioned circumstances, including the threat of losing our property by email. They directed us to find an arborist to treat the tree and pest control company to treat the house. We followed their recommendations after eight months of paying double mortgage and a rehab loan. Another related expenses covering damage from additional root issue. And in spite of ongoing treatment to ongoing treatment, the beetle infestation remained active in our home. We were left with no other recourse but to request the urban forestry commission to delist the tree. Additionally, damages caused by the root extension

are roots in our sewer line. Crack of our retaining wall and possibly damage to our foundation, causing leaks in the basement to address the problem. An arborist recommended root pruning at an estimate of 150 to 200. A linear foot, as well as the urban forester inspector recommended air spading along with other the pruning of the branches. I can provide additional detail information regarding the multifaceted financial burden this tree is causing, but it would take more time than allotted. We are at the edge of our resources. This situation could have been avoided if the tree was on title. Those many years ago. Mayor commissioner Rubio. Commissioner Gonzalez commissioner Mapps. We ask you to vote yes with commissioner Ryan to accept the recommendation of the majority of the forestry commissioners and the african American leaders to delist this one tree in doing so, it will change our focus, yes, from fear of our family losing our property to making our property a benefit to the community and an asset to leave to our grandchild and our children and our grandchild. Foreign we note and applaud the important work the city has undertaken to correct the past injustice in our community. It is just as often assistance from city leaders on less visible, everyday administrative issues brings us closer to economic and social justice. Thank you for your consideration and your time. Thank you.

Speaker: Commissioner Gonzalez.

Speaker: No. Very good. Thank you.

Speaker: Do we have public testimony on this item?

Speaker: We do have public testimony.

Speaker: Oh, actually, tony. Oh, go ahead, tony.

Speaker: Yeah, thanks. Good morning. Good morning. Good morning, mayor Wheeler and City Council. My name is tony jones and I'm the owner of rubicon development services. We are a construction management consulting company. I

have been working with the burdens to plan the construction of food carts on their property. At 4124 north mississippi avenue. I request that the City Council vote to uphold the ufc recommendation to delist heritage tree number 26. The burdens and african-American household run a great risk of losing their property due to this tree, the burdens must incur the following annual financial impacts. Between 30,000 to \$35,000 each year to pay each year over a 3 to 5 year period to treat the tree, to eliminate the elm leaf beetles that infest the tree and breed in the home. They incurred lost revenue because the dwelling is not habitable. Plus they must pay for the tree. The damage caused by the roots of the tree to the sidewalk steps, sewer and potentially the foundation. The commissioners voted to delist the tree by a majority of 6 to 4. The commissioners recognizing this in this specific case, the heritage tree on this property creates an economic hardship that is detrimental to the burdens plus the burdens were not notified about this heritage tree status when they purchased the property. The majority of commissioners recognize the heritage tree requirements have a disproportionate negative impact on a black household since they lack the wealth to withstand the negative impact. There are four points that are missed leading in the ufc letter, and it's important to point them out to dispel any confusion. One there is a statement about the healthy tree with elm leaf beetle infestation for which there is treatment, said professionals, including the urban forestry inspector indicated would take 3 to 5 years to eradicate the beetles. The lost revenue must be added to the annual mitigation costs insufficient exploration of alternatives. That's also misleading the dissenting. The dissenting votes do not focus on the beetle infestation or the beetle infestation is the primary challenge, since it takes 3 to 5 years to mitigate lack of public notice to the community. This item has been on the ufc agenda for three months. The meetings are open to the public and many people attend the meetings virtually by

zoom, and there's another statement about initial review of the development potential of the property found limited options given the need to protect the tree during the development, preserve it, the burdens never had any intention nor financial resources to maximize the development of the property to its highest and best use per the zoning. The only sought to explore the options of food courts to augment their existing dwelling. The majority of the ufc recommends delisting this tree. I asked for City Council to uphold this recommendation. Thank you. Thank you.

Speaker: Very good. We'll hear a public testimony. Did you say there's one individual?

Speaker: We actually have 13 people signed up.

Speaker: 13. Two minutes each, please name for the record.

Speaker: First up, we have marcus Monday followed by bishop wells. Welcome good to see you.

Speaker: Good to see you, everybody.

Speaker: I'll just get going. Thanks, mark. Good morning, mayor Wheeler. Commissioner Ryan, your department and all your commissioners. Thanks. Good to see everybody. Thank you for providing me the opportunity to briefly testify before you today. I don't have much to add to what you've already heard. I'm here in support of the burton family as they try to have heritage tree number 26 delisted theirs has been a long and circuitous journey, circuitous journey through the sometimes times byzantine bureaucracy of the city of Portland. Much of it redundant and likely unnecessary, but which can end today with a vote from the five of you. As I shared in my previous letter to your offices as the issue is simple for me, as much as I love trees and the earlier presentation notwithstanding from city personnel, I believe that the people of Portland are more important and that the

burton family's issues concerning the single tree far outweigh keeping it as a heritage tree. In the earlier presentation, when it was said that heritage trees have the greatest protection of any tree in Portland, it's my opinion, however, that the needs of the people should supersede the protection of any one tree. So I trust and hope that you vote to remove this lone tree from the over 300 heritage trees currently populating Portland. And thank you for your time and attention.

Speaker: Thank you, sir. Good morning. Good morning, commissioners.

Speaker: Thank you for the privilege to come before you. I'm a pastor and a preacher, but I will speak extemporaneously. But I believe I hope I can speak to what I believe are the critical issues here. I'm for many of us in our community, this really has to do with the ability to generate generational wealth. I have where I live. I do have the same problem with beetles in my home. The trees that are abutting my neighborhood, my home are not near as massive as this tree, but I still have that problem. They treat it every month and I still have the problem. But what I want to say to you here is, as a lifelong member of this community, we own property on mississippi 3951, north mississippi was the first church that my father founded. And so I'm familiar with the neighborhood. But what this means for us is the constant attack. And I don't believe it personal, but we take it personal that the constant attack on the potential for multi generational wealth, this property has been vacant for some time and it should have been something that we could have a quick discussion about. Talk about it, debate it, and then bring some kind of restitution for the birds. But that was not possible. It's been an ongoing, protracted kind of conversation, and it's cost them considerably. So we as friends of theirs and members of this community, as a pastor in this community, 57 year old church pastoring there, I'd like to ask not only that, the tree be decommissioned, but that

the council find ways to fund the decommission and the removal of the tree. Thank you, sir.

Speaker: Thank you. Next up next up, we have kimberly moreland who is going to join us online.

Speaker: Is kimberly here. Nope. Okay. Uh, next, we'll go to d'angelo moaning. Angela, I'm present. Oh, there we go.

Speaker: Welcome. Good morning. City Council. I'll. I'll be quick. My name is d'angelo, moaning. I serve as the first vice president and chair of economic development for the naacp. I am also a third generation Portlander with a storied family history in the city. And although the circumstances are unfortunate, I am honored to speak today on behalf of the burden family. The naacp is the longest standing civil rights organization in the country and is fought tirelessly since its inception in 1909 for racial equity in the country and in this city with the Portland branch playing a major role in the passing of Oregon civil rights bill in 1953. However over 80 years later, it seems as if we are still as black people fighting for the right to equitable living in a city and this place where our neighborhood for raised in place of crumbling infrastructure and economic opportunities were forever lost. And where we acknowledge the history of the tree that ignored the history of the neighborhood surrounding the tree or the potential to repeat history and destroy another opportunity for black economic opportunities. I find it ironic that this tree is identified as historically significant while ignoring the reality that this same tree has existed through the destruction of black albina and is currently responsible for the economic hardships of a black family through no wrongdoing of the property owners, but by an oversight by the city and its tree listing policy. The protection of the tree has been prioritized over the family. It's ironic that this tree sits in a strong neighborhood, a neighborhood that has strong advocates for black

lives, with signs to support all along the windows and storefronts. And yet here we are fighting with those in positions of authority to prove that you do, in fact, value black families and economic parity. Absolutely appreciate the advocacy and acknowledgment of Juneteenth and the intentionality behind uplifting and honoring a significant part of black history in the state that was founded as a white utopia. But the work is yet to be finished. While acknowledgment is the beginning, this is an opportunity for the city to stand on the right side of history. Delist this heritage. Trees of the burdens can finally move forward with the goal of developing generational wealth through property ownership and be free of the economic hardship that this three trees caused. Thank you. Thank you.

Speaker: Our, uh, next up, we have James Posey.

Speaker: Mister Posey, welcome.

Speaker: Followed by Dr. Stephen Holt. Good morning.

Speaker: Morning, Mayor. And Commissioners. I'll be brief if I think you have heard and the case has been made to support the burdens, but I want to just speak just briefly to a statistic that I have on my phone that was done by Prof. Casper Portland in 2013. And it's kind of outdated, but it was pre-COVID the poverty rate for white Portlanders is around 15% in 2013. The poverty rate for African Americans is 35%. Pre-pandemic. Nick, I'm working to get those numbers updated, but I can guarantee you it's worse now and this particular incident kind of epitomizes the situation for African Americans in this community. The gap between what we need as a community to be healthy and economically viable in this community, which also affects all the other demographic talks about what happens to African Americans as it was very heartfelt to listen to the Juneteenth statement about it. The history of African Americans in this community. And I dare say that the legacy of slavery and all that you all talked about earlier today, still pervades the lives

of many african Americans. And I think I just want to say the burdens, the burdens by virtue of what they've been through, are experiencing trauma. Our entire community is experiencing trauma. And the vote that you all take today would at least lessen the trauma that this family has experienced and will give a signal to where we go from here. Thank you for your time and appreciate the opportunity to talk to you about this this morning. Thanks

Speaker: It's good to see you.

Speaker: Next up is dr. Stephen holt. Dr. Stephen holt. Uh, laurel degutis online. Hello

Speaker: Thank you for the opportunity to speak. Don't think I could say anything more profound or pertinent or powerful than what has already been said. But I would just like to add that as a community member of the neighborhood, um, and frequent frequent walker of mississippi ave and always passing by, I think we all agree it would be a shame to see that that tree go, but it would be even more of a shame to see the burdens continue to be be unduly burdened by the cost and the infestation that's associated with that tree. Um, and yeah, I think everyone's really eloquent. I think that you know, there's no coincidence that we're talking about, you know, the proclamation of Juneteenth in a very symbolic, uh, manifestation of civil rights. But this is definitely an opportunity to materially impact our, our black and african-American community. Thank you. Thank you.

Speaker: Appreciate your testimony.

Speaker: Next up, we have justin meissner. Welcome. Good morning, commissioners.

Speaker: Good morning, mayor. My name is justin meissner. I am a commissioner on the urban forestry commission. But what I'm saying today is solely on my. My behalf and not in any official capacity. Over the last couple months, I've seen the

burdens go through the process to get here today, and at every turn there has been a systematic effort to undermine them. I don't have time to go through all the examples, but some examples include repeated attempts to prevent votes from occurring during the commission meetings. In the original letter that was drafted for the city was felt very biased and did not represent the majority opinion of the commission. I would like to state that the writer of the letter did apologize and I appreciate that. However, when I reached out to the urban forestry about making changes to the letter, there was a refusal from the forester to make any changes to the letter until after our next meeting, when a majority of the commissioner were pro changes to the letter. Additionally, there, the forestry department did not tell the commission how to properly pick someone to present our opinion to the council and I believe this was done to try to control the narrative around what was presented to the council today. Mr. Mayor, I've watched many City Council meetings where you talk about the importance of upholding the democratic process, but what has happened over the last couple of months has been extremely undemocratic. Boec and then when you take into account that this is happening to the african-American community, you take into account some of the racist remarks that have been said over the last couple of months. It is very clear that systematic racism is at play here. Lastly I would like to say that I've lived I've lived in north Portland. My entire life. My family's lived here since the 70s. The tree is a good looking tree, but no one has paid any attention to this tree that has any substantial connection to the neighborhood. Thank you.

Speaker: Thank you. Appreciate your service. And thank you for being here today.

Speaker: Next up, we have james gillespie. Welcome.

Speaker: Hello to the commissioners. I live directly behind this tree on the next street over and I've got to say that my wife and I will greatly miss this tree. It sounds

like it's coming down. It seems to me like the mistake that's made here is you're not giving any any assistance to the homeowner for something that you're insisting that he be responsible for. So I know there's not any way to do this, but if there was a way to provide him with a financial assistance from the city to do the things that need to be done and save this tree because we will definitely miss this tree in the neighborhood. And that's all I have to say.

Speaker: Thank you. Appreciate your testimony. Thanks for being here.

Speaker: Next up, we have leslie ortiz, angeles on line. Hello everyone.

Speaker: I'm speaking in support of removing the heritage tree designation from the tree on 4124 north mississippi avenue. I've witnessed the many public meetings discussing this tree, and I'm heartbroken and appalled that the burton family has been put through such a distressing process in order to save their home and property throughout the whole process. I couldn't help but think how different this would be if a developer were dealing with this issue. It's easy. They would just pay the fine after the tree has been cut down and that would be the end of it. Instead, we have a family being interrogated regarding the validity of their claims and given dismissive responses along the way. Beetle problem. Don't worry. After several costly treatments of upwards of \$20,000 a year, the beetles will be gone in three years time. At the very least. What will the city help pay? Nope. Still can't afford it. Keep asking around. Even after confirmation that de-listing this specific tree will not set a precedent for any future cases, there is still fear mongering commentary regarding the future of the heritage tree program, when instead that energy should be directed towards the reality that this is coming down to choosing a beetle infested tree and a family's home. Voting to delist is a vote to save the burton family's property vote to delist is a vote to prevent yet another black family from being displaced from their neighborhood. If you do not vote to delist, you are

choosing to punish the family for not being able to afford to save their home and property by any means necessary. And I implore you to move forward with delisting this tree. Thank you.

Speaker: Thank you.

Speaker: Next up, we have karen torres online.

Speaker: Hi. Good morning. Good morning.

Speaker: My name is karen torres and I'm a resident of northeast Portland. And I wanted to highlight a few points in order to urge you to support delisting heritage tree 26. As you've heard at the time, the burdens purchased this property, the heritage tree was not listed in their deed. The cost to treat the beetle infestation has been quoted to be approximately \$20,000 per year for at least three years. I'd feel comfortable guessing that the average Portland family could not afford to do this, and it seems unreasonable to expect that a semi-retired family to do so. The burdens have already tried many avenues, including asking for financial assistance from community organizations and unfortunately, no one has been able to come close to covering a reasonable amount. Once again proving that the burdens have gone above and beyond to find a different path forward. Lastly, the opposition around this centers the heritage tree 26. But in doing so, we are forgetting what this means for the burdens and for the legacy of the city of Portland at large. The reality is the burdens are not wealthy landlords are trying to take advantage of the community. They are a couple trying to use the resources. They have worked incredibly hard for to continue living in an increasingly expensive city without delisting the tree. The burdens will likely be forced to sell their home, refusing to delist the tree will contribute to the burdens, losing their opportunity to build internal wealth. When so little opportunity already exists. It is incredibly disheartening to hear people trying to use public conservation to alienate other

community members and so I hope to choose that you choose to uplift community members and support delisting heritage tree 26. Thank you.

Speaker: Next up, we have bridge crane, simcoe. Welcome thank you.

Speaker: I'm charles simcoe bridge. Crane johnson and I look forward to you voting unanimously to end this saga for the burton's and to apologize to all your constituents for your embarrassing. Show. There's really you know, there's some important testimony that got added to the record about the struggles of this family. To have this process move more expeditiously and to consider the costs. But also, we're working with a record that that has made no mention of cats enterprise llc, nor the property on 82nd at at 140 southeast 81st avenue. But that's not really relevant because of the crap we're putting this family through right on the heels of the June 19th declaration in at one time, early in your career, ted, you had the city cut a \$3.1 million check to the slumlord and that maintained bedbugs and roaches at 333 north west across from northwest sixth or fifth. This property, since it's purchased for 120, the property in question, which houses this tree since its purchase for \$120,000, has supposedly, according to the gis information, which we'll talk about, the gis contract later, appreciated to about half \$1 million. It's not that far south of the red house where we had another real estate drama in the city. But but when these things come, come to the council. There's a fiduciary duty. So it's weird that some of the facts I've put on the record weren't there. But the more important facts have come from the community testimony that talks about the subtle ways racism works and the slow grinding process that the owners of this house and have faced so I look forward to proving this. However, it's weird that we couldn't come up with other options that help this family build intergenerational wealth and perhaps share the tree. Maybe a short. I don't know if the city has ever done leasing for housing, but I think the best situation is to respect the hard work

that this family has put into trying to do the right thing here. And just release this tree from the inventory and let them get on with their generational wealth building. Thank you.

Speaker: That completes testimony.

Speaker: Very good. Colleagues, any further question or discussion? Okay very good. I will just say I appreciate commissioner Ryan updating me on this situation. This is not one I've followed closely. This is out of my portfolio. But I do appreciate the testimony that we heard today and I'll comment more on that in a moment. But I wanted to thank you, dan, in particular, for taking the time earlier this week to update me and give me the lowdown on this, there being no further comments or questions, please call the roll. This is an emergency ordinance as amended. Ryan yes. First, I want to thank everyone who came to testify today.

Speaker: It was a great testimony. And victoria and delroy burton, thank you. And to your advocate and friend, tony jones, thank you for your patience navigating through this lengthy multi-step and expensive process. I know there will be people who are going to be upset by this decision. Often I want to reassure you that promoting racial equity and valuing fairness does not diminish the importance of urban shade, canopy and other conservation efforts. That said, it is only fair to allow this family the chance to accumulate late, multigenerational wealth, a process that is benign to black Americans. For too long, this is a complex issue on this specific case. This is an easy decision. Let's put the previous Juneteenth proclamation into action. I vote i.

Speaker: Gonzalez I just want to thank the burtons for your patience and diligence and following the difficult avenue to get this treaty listed.

Speaker: I know that it's been a long time coming, so thank you for being here with us today to clear the final hurdle, commissioner Ryan has made some great points.

This issue touches on several sensitive topics in the city, in our community, but ultimately today, the city can finally right or wrong, from 22 years ago when the status of the tree was not disclosed during the purchase of this home. Today, I'm in favor of delisting heritage tree number 26. I wish the burton's success with their future plans for the home. And thank you for their patience while navigating this process. I vote I maps. I want to thank everyone who testified today.

Speaker: I vote I Rubio.

Speaker: I want to acknowledge the challenges and efforts that the burton family has had to go through in getting to this day.

Speaker: Just as an aside, when I was a kid, our family had to deal with some tree beetles as well. It was a nightmare for where we lived and it wasn't even to the level that you all described. So I'm appreciating what you're saying that being said, delisting this tree is the right choice for all the reasons that we heard. And again, just want to the family I want to say very sorry for the distress and the financial impacts and also the city roadblocks you've had to deal with. So for these reasons, I vote. I

Speaker: Wheeler yeah, i, I want to echo the sentiment of my colleagues. Is today hearing the testimony is really the first chance I have had to hear the various perspectives. I just want to say I was also very interested in what the gentleman said. I think he there were who actually sits on the commission. It speaks to potential dysfunctionality of the commission. And I may have misunderstood, but I hope that that that issue gets addressed if there is something going on there. All of our commissions deserve to be well staffed, well supported. The people who serve on those commissions deserve to feel that their voice is being heard and respect. And even if there are differences of opinion on said commission, so that that probably is something worth noting and taking a look at, of course, we have the

director of the parks bureau here with us this morning. So I'm sure she is taking notes as well on this. I was very compelled by the economic statements you made. You're correct. There's no average family that could afford to incur the costs that you have been asked to incur. And it's not reasonable. It is not a reasonable burden for what's being asked at. And I really only had one question coming in today, which is could the situation be remediated? Covid and what the public record is made quite clear is only over a period of many years at a substantial cost. And so, yes, there are trade offs here. There are undoubtedly some people who will miss this tree. You know, just based on the photograph, obviously, it's a big and extraordinary tree. But there are trade offs. And for me, the trade off in this case really is a question of the time, the money and the expenditure going into remediating that tree versus protecting a family that I think deserves our support and our encouragement. So I'm very happy to vote I for this. And I'm sorry about the long standing drama that you and your family have been subjected. To I'm also impressed with with the leaders in this room who came forward to support this petition. This this is really a an impressive group of people who came forward as a community to support a family and express an opinion. And I'm deeply compelled by it. So thanks for being here. I appreciate it. I vote I in the ordinance is adopted. Thank you. And we've all been at it for a couple hours. Why don't we take a break so we can refill our water glasses and whatnot? Why don't we take a ten minute recess? We will reconvene at. 1145. A quarter till. Thank you. We're in recess. Now. All right.

Speaker: We're back in session.

Speaker: We'll now move to the regular agenda item number 497, please. An emergency ordinance amend human resources administrative rules for compliance with Washington state law and equity updates. Colleagues the bureau of human

resources is responsible for facilitating the revisions of its administrative rules, which are direct policies and procedures representing personnel related rules for our employees. Today, bhr has put forward a number of updates that I am happy to support. The city's workforce demographics are reflective of a growing trend across workplaces nationwide and the proportion of individuals who self-identify as something other than straight or cisgender in the workplace is growing with each and every year. The recent Portland workforce census showed that among respondents, nearly 70% of the city workforce self-identified with a sexual orientation other than straight hetero, sexual and approximately 3.6% self-identified with a gender identity other than man or woman. The policy amendments to hr r 6.04 a and b and 6.1 0a6 sick and safe leave respectively introduced by this ordinance show responsive ally ship to the large and growing lgbtq plus portion of the city workforce so that all city employees can see themselves and their diverse families. As in our leaf policies. Lastly, policy amendments to h.r. 2.01 and 6.108 bring our policies into conformity with Washington town law. Reflecting our ongoing hybrid work environment for many employees. I'll turn this over to bureau of human resources deputy director tracy warren to take us through the details of this ordinance. Welcome, tracy. Thank you.

Speaker: Good morning. Mayor and commissioners, as the administrative rules before you today provide much needed changes to support our diverse workforce and meet compliance with Washington state laws, I'd like to thank senior deputy attorney anne milligan, who's sitting beside me today for her help to revise these rules. We are here today to answer some questions and provide a few more details. I'm going to turn it over to anne to provide a little bit more information about the specific around the rules.

Speaker: Thank you, Tracy. Historically, family definitions in law and policy have often failed to meet the needs of families in the United States, and they frequently fall short today. People have a broad array of loved ones who are central to their notions of family and caregiving, who are outside of narrow definitions of family. In particular, LGBTQIA+ individuals and families continue to experience the collateral consequences of narrow family definitions in local, state and federal policy and would gain significantly from more inclusive definitions of family in workplace leave policies. Even today, LGBTQIA+ people too often face extreme stigma within their biological families and communities in the face of this non-acceptance or outright rejection, many of these individuals forged close relationships with friends and informal networks, often known as chosen families, as the close affinity language proposed in these amendments, which are being finalized prior to interim amendments to 6.04 BE and 610 A honors the diverse reality of our families and comes with significant legal precedent. During the Vietnam War, federal regulations were amended to allow federal employees to take funeral leave for the combat-related death of immediate relatives, including anyone that they were related to by, quote, blood or affinity, whose close association with the employee was the equivalent of a family relationship. Similar language is also included in the Oregon paid family medical leave act, which has been amended this year and paid leave Oregon, which of course is going live in September and with that, we would open it up to any questions that you might have. Very good colleagues, any questions at this point?

Speaker: Uh, do we have public testimony on this item?

Speaker: No one signed up any further discussion on this is an emergency, an emergency ordinance.

Speaker: Please call the roll. Ryan first of all, thank you.

Speaker: Great presentation. Good to see both of you. I wholeheartedly support this ordinance. Everyone deserves to live free of discrimination. And it's and this ordinance will help ensure that we are able to do so. And that includes me and my gender fluid spouse, as I always am, in favor of closing the gap between two codes that ensure greater efficiency and in this case, compassion. I vote i.

Speaker: Gonzales. I vote.

Speaker: I thank you to staff and I think the mayor's office for bringing this item forward.

Speaker: Really glad to support this. I vote aye. Rubio I'm really glad to support these changes and who you choose as your family matters.

Speaker: And we support all of our employees and chosen families. I vote aye.

Speaker: Wheeler aye. The ordinance is adopted.

Speaker: Thank you. Appreciate your being here. Next up, 498, an emergency ordinance authorize a letter of agreement granting recognition to mental health crisis responder one and two peer support specialists and community health worker, classified locations into a represented status under professional and technical employees.

Speaker: Local 17 and address wages and working conditions as part of the collective bargaining agreement.

Speaker: Colleagues, this emergency ordinance recognizes four classifications as being represented by protect 70 teen mental health crisis responder one mental health crisis response under two peer support specialist and community health worker. Bureau of human resources. Labor relations coordinator and marie. Kevorkian. Matty and emergency operations division chief Ryan gillespie from the Portland fire and rescue are here to walk us through the ordinance. I hope. Are they online?

Speaker: We're here online. There you are.

Speaker: Welcome. Yeah, good morning, mayor.

Speaker: Good morning, commissioners.

Speaker: We're here to present an ordinance that you just identified to incorporate at the mental health responder crisis responders, the peer support specialists in the community, health workers into the existing protect 17 collective bargaining agreement. Just some background. We voluntarily recognize these members in November of 2022 and have been working with them towards understanding where we can reach agreement on the wages and working conditions of these employees. Presently there are 41 incumbents in these classified stations, five of which excuse me, are housed in the Portland police bureau's behavioral health unit. Some of the highlights of this letter of agreement, this will move all of the employees in the classification down from a grade to a step that that'll be retroactive to March 1st of 2023. This will provide the 5% cola effective July one, 2023 in alignment with all other protect 17 members. It also provides some premium pay for field training officer work and professional certifications that are germane to their classifications and establishes that effective as of July 1st, 2023. The employees within the Portland street response unit will be required to work on city paid holidays. Um, there are some associated costs with this agreement. Um in fiscal year 2324, there's an estimated \$411,000, which covers approximately \$175,000 of wage adjustments. Some presumptive costs associated with premium pays of 236,000. We don't anticipate that that that would be the full amount that would be the bureaus would be responsible to pay. We've costed that conservatively. And then \$83,000 of retroactive wage and premium payments for the period of fiscal year 22, 23. Again, that dates between March 1st and June 30th. The fiscal year 2425 estimate is approximately \$77,000, above the fiscal year 2324.

The protect pardon me, the protect 17 contract expires June 30th, 2025. And so at that point, we would engage in successor negotiations. Um, I am happy to take any questions that you all may have along with chief gillespie. Very good colleagues.

Speaker: Any questions? I do have? One is fire budgeted to absorb the costs of this lay. Morning mayor Wheeler.

Speaker: Commissioners Ryan gillespie, division chief, Portland fire and rescue. Um this is not currently in our budget, but the cost will need to be absorbed by the fire bureau budget. And I don't know if you want to expand on it, but it was not accounted for in the labor set asides for next year's budget.

Speaker: Yeah, that is correct. Chief gillespie. Uh, when we had discussions with the city budget office, this wasn't an anticipated, uh, compensation set aside. And so they've asked the bureau to, to, to assume the costing and absorb and there may be a need potentially to come back and request additional funding through ordinance if need be. We also understand that there a small percentage of the cost will be associated with the Portland police bureau, since they have five incumbents in classification. There

Speaker: Okay. So the majority of this then will be absorbed by the Portland fire and rescue. Then is that correct?

Speaker: That is correct, yes, ma'am.

Speaker: All right. Thank you very much. Uh commissioner Mapps.

Speaker: Uh, mr. Mayor, can I just ask a clarifying or staff let me ask a clarifying question. Building on the question the mayor has asked so in which in which budget cycle would you need to request more money? Is that are we talking about the fall bump or are we talking about next year's budget process? Is. It would be my estimation that it would likely be the fall bump.

Speaker: Um, okay.

Speaker: Um. Okay. Thank you very much.

Speaker: Very good. Thank you. Do we have public testimony on this item?

Speaker: We have one person signed up very good. Rachel whiteside.

Speaker: Rachel, three minutes, please. Name for the record.

Speaker: Good. Almost afternoon. Rachel whiteside. I'm union representative for protect 17 members at the city of Portland. And uh, thank you for the opportunity to provide some testimony today. I essentially just attended to be here in case there were any questions regarding this item. Since I am the designated representative of the union. But of course I can't help myself. I prepared just a few comments. Um, first off, I just wanted to start out saying how honored I am to support the workers of this much needed and popular community service. It's what I personally have witnessed in my short time as their union representative is that this group clearly and authentically cares very deeply for their work and for the people that they serve. I believe it was the psu two year evaluation report that stated this care extends beyond their individual client interactions. They are also deeply committed to the broader community and to transforming the way that first response systems engage with people experiencing mental health crisis and homelessness. Um my personal take on it is that our members, quite literally represent the heart of the city every day out in our community. And I don't think you need to take my word for this. Our members have reached out to me and said that anybody who hasn't had an opportunity to do a ride along with psr, please reach out and let's get something scheduled. I'd very good that same psr, I'm sorry, that same psu report also concluded that Portland street response continues to demonstrate success in meeting their outcome goals of reducing police and fire response to non-emergency calls and calls involving people experience mental health and behavioral health crises. And as part of that, they made several

recommendations for program growth and improvement. I believe that this letter of agreement tonight helps address some of those suggestions specifically, having a union contract in place provides, adds, structure and consistency that helps add more predictably sorry, more predictability to these very stressful jobs and the preset wage tables that are consistent with all city union contracts will lend transparency to applicants seeking employment with the city and support recruitment and retention needs. And then just finally, the very, very good conversations that we had at the bargaining table between protect members and the psr management team, I think laid a strong foundation for a collaborative labor management relationship in and the additional work that we need to do around things like training and scheduling in order to support workers and the community. We have a good foundation for that. I'm happy to answer any questions you may have, and I encourage your yes vote. Thank you. All right.

Speaker: Thanks, rachel.

Speaker: Appreciate it. Colleagues, any further questions? Seeing none, please call the roll. Ryan hi, gonzales.

Speaker: I think this is an important step in supporting Portland street response. I look forward to collaborating with our team members to build a thriving first responder network. I vote I Mapps.

Speaker: I'm glad to vote yes on this and I am going to vote yes on this. I also, for the record and. For the record and for my colleagues, I feel obliged to mention my concern about the fiscal implications of this contract that we haven't budgeted for this. We are, I think, at this point, systematically spending a fall bump. We don't know if the fall bump will even exist. I think we're on kind of dangerous territory in terms of fiscal responsibility in this space in the meantime, I vote I reveal.

Speaker: I want to thank the bargaining team and the folks representing the employees at protect 17 and mayor Wheeler for bringing this item to council. Thanks to everybody for the work that you do day in and day out. I vote aye. Wheeler

Speaker: I vote i. The ordinance is adopted. Thank you. 499 please authorize the acquisition of the morrison bridgehead property located between southwest naito parkway and southwest first avenue for \$8 million to be used for park purposes.

Speaker: This is an emergency ordinance.

Speaker: Commissioner Ryan. Yes, thank you, mayor.

Speaker: This property is a once in a generation opportunity.

Speaker: My mic on this property is a once in a generation opportunity to add large open area to waterfront park with the acquisition of the morrison bridgehead, large trucks and equipment will take up as much valuable waterfront park lawn space during downtown events. This acquisition is acquisition also provides us with expand added space on the waterfront to host new and more events and activities as this property and related costs will be paid for with the parks c d sdc system development charges funds. I'd like to introduce dylan paul parks property manager who is here to give us a brief presentation and answer any questions. Dylan it's good to see you. The floor is yours.

Speaker: Thank you, commissioner. Mayor members of the city or City Council commissioners. My name is dylan paul. Property and business development manager at Portland parks and recreation. It is a pleasure to be here today representing the morrison bridgehead block acquisition and its addition to waterfront park. The eastern bridgehead blocks are directly across from the most active event areas in waterfront park and centered between the burnside bridge and the hawthorne bridge, making it an ideal property for incorporation into the

city's current waterfront park holdings for the purposes of event, increased event capacity and visitor parking. As you probably know already, parks and recreation with the support of our commissioner, has turned a strong focus to downtown events and activations in alignment with many other internal and external partnerships. This current downtown park properties host or support over 450 annual events and issue over 6000 recreational permits each year citywide, with this property acquisition and several other efforts, we are looking to bring that number much higher in the coming years. Historically, waterfront park releases an annual request for interest for events in the month, for the months of April through September. Waterfront park has a limited event season due to the inability to rejuvenate grass during the cold winter months. This new hardscape site represents the opportunity for the city to host year round events at waterfront park. The new winter activations at this site could include markets, fairs, tentative events and more on the grass at waterfront park is not suitable for the more intensive uses being requested. Next slide. There we go. Nope that's the right one. Sorry activations related to public markets and fairs and year round events have been the dominant theme for this site for the better part of the last decade. While parks and recreation does not have any current redevelopment plans like what the current owners bridgehead llc and their architect sarah architects, have allowed us to share with you on this slide. Any future changes would go through a thoughtful and equitable public outreach planning process that parks and recreation is widely known for already. Because this site is already a 300 stall parking surface parking lot in its current condition, it can already support winter events, relocation of heavy equipment and vehicles out of waterfront park during the summer months and function as a paid parking lot would not being used as an event space. Next slide. The morrison bridgehead blocks specifically blocks one, two and 39 as outlined in

this photo, have a gross land area of approximately 142,000ft², or roughly 3.26 acres, and are comprised of a mix of right of way and private tax lots. Multnomah County assessed tax value is approximately 8.6 million and the city's purchase price today is 8 million. The source of funds for this acquisition is, as our commissioner mentioned, parks system development charge program funds. These are one time fees assessed on new development and they help ensure that Portland's quality of life keeps pace with our growing and changing needs by providing additional parks and recreation facilities to accommodate that new growth. Next slide the site has several incumbents, but none of them prevent parks and recreation from being able to use the site as is for parking and events and activation. As specifically, there is a shared use agreement with Multnomah County for the surface area. Under the bridge deck ramps and air rights and bts has some sewer easements that could easily could potentially impact future redevelopment of the property. However, as I've said before, we have no current plans to redevelop this property and intend to use it as is. You can see in this photo here, the outline of the on ramps and bridge decks. There are where that shared use agreement is located. And in gold are the two sewer easements that cross that property. We don't see any of that as being a barrier for our intended use. And with that, i'll conclude my presentation here for any questions you may have very good colleagues.

Speaker: Any questions? I lost my screen there.

Speaker: I have one commissioner Mapps. Why is this an emergency ordinance? Yes.

Speaker: Yeah. So historically, when the city does property negotiations and purchase time is of the essence, oftentimes we're putting in competitive offers and have several time restrictions. So typically we don't like to wait when trying to close

escrow. It makes us less competitive when trying to seek new properties to add to our portfolio. Okay

Speaker: Can you remind me who we're buying this from again, the owners are listed as Morrison Bridgehead LLC.

Speaker: Okay.

Speaker: Thank you very much.

Speaker: Is there any public testimony on this?

Speaker: No one signed up.

Speaker: Very good. Please call the roll. Ryan thank you for your presentation.

Speaker: Dylan. I'm really enthusiastic about the addition to parks portfolio and more importantly, to Portlanders who love their parks in this space. This investment symbolizes my commitment to increased activations and events in Portland's downtown area and of the good things like livability and economic engagement that come with that, let's keep pumping life into the heart of Portland. I vote. I Gonzalez I vote I Mapps a Rubio I Wheeler a the ordinance is adopted.

Speaker: Thank you for the presentation. Next item 500 also in emergency ordinance is authorize the bureau of transportation to acquire certain permanent and temporary rights necessary for construction of the cully neighborhood street improvement project through the exercise of the city's eminent domain authority colleagues, our fifth hundred item since the beginning of the year commission maps only feels like 499 colleagues.

Speaker: This item comes to us from pbOT. This ordinance authorizes pbOT to acquire certain permanent and temporary rights necessary for construction of the cully neighborhood street improvement project. The cully neighborhood street improvement project will improve local streets in the cully neighborhood by paving gravel streets, adding sidewalks, building stormwater infrastructure

pressure and slowing traffic with speed bumps and stop signs. This ordinance enables the street improvement project by authorizing eminent domain authority and the ability to offer just compensation for the needed property rights. All affected property owners have been contacted by phone and or email about the city's need for the property rights and have been invited to attend the reading saying that we are having here today. Here today to tell us more about this project, we have ashley maclay pbot right of way manager and david backes pbot project manager. And i'll turn it over to staff now. Welcome. Thank you.

Speaker: Thanks.

Speaker: Good afternoon, mayor. Commissioner is my name for the record is ashley maclay with pbot right of way acquisition. I'm here to present agenda item 500, which gives pbot authority to compensate property owners for easements needed for the cully neighborhood street improvement project. I'm joined by my colleague david, who will provide a brief overview of the project. Next slide please.

Speaker: Hi. David backus, pbot capital project manager here.

Speaker: I'd consider this slide kind of a sneak preview of our our project here. I'll be back in two weeks with our authority to bid ordinance. We'll go into a little bit more detail. But the cully neighborhood street improvement project is part of a larger our project with all three infrastructure bureaus called the cully public works improvement project, we're improving about three miles of streets in the cully neighborhood. So we're talking about streets that have been gravel forever, streets without sidewalks, streets that are suffering from nuisance flooding and that kind of thing. Today we're focusing mostly on one little segment, kind of in the top right of that map. Most of our temporary construction easements are related to northeast 73rd, where there's a couple segments of sidewalk today. And what we're really doing is connecting the dots. So there's continuous sidewalk, all along the

street and this will allow us to get in there and construct those improvements. We're getting close to wrapping up design and we're expecting construction to begin about a year from now, maybe a little less.

Speaker: Next slide, please. So in order to construct this project, we need temporary construction easements from 18 properties. These temporary easements are needed for construction report support. Excuse me. It's like driver reconnections to the new sidewalk facilities. All affected property owners have been informed via mail or email, and they've been invited to this reading and that concludes our presentation. We're happy to take any questions. Sure

Speaker: Commissioner Ryan, thank you.

Speaker: You said 18 neighbors have been connected. You're connecting with 18 people. Okay and have they responded or.

Speaker: Yeah, I received several responses. Is just asking more about the project. It will be mailing out offers after.

Speaker: So three out of the 18 have responded. I'm sorry, three of the 18 three of the 18 have responded to me directly. I think because there was an emergency on this, I just wanted to make sure the community engagement process was very robust. Yes. So if we make a decision today, it moves forward. But 15 people are haven't really been haven't talked, haven't communicated with you.

Speaker: David has been doing. I'm just confused. Communication through over the years to.

Speaker: Oh yeah so there's the general public involvement segment that I've been working on for about the last two years. And then there's the right of way specific piece. So I've been out with our engineering team and our high viz gear, a pbob kind of stuff. So people have seen us walking around. We've had face to face conversations with a number of the neighbors who've come out and talked with us

and we've done, you know, mailers and postcards and we have a map online that has over 15,000 views of the project extents. So biko just because the neighbors haven't directly responded to the right of way piece yet doesn't necessarily mean that we haven't spoken with them or they haven't seen our materials at this at this time.

Speaker: Very good. Commissioner Mapps two things.

Speaker: Number one, david, I apologize for butchering your last name. No problem. I will make that mistake again. And two, I should have asked this before we got here.

Speaker: The title of this says that people have seeking some permanent and temporary temporary rights to access property. But when I went through and looked at the documentation, I didn't see anything about permanent permanent using any space.

Speaker: Is this is there any permanent use here or is this all just temporary for this project?

Speaker: It's just temporary rights.

Speaker: Okay, so we're just seeking permission and to access, can you give us an example of the kind of spaces that we're looking at accessing? Like how are we talking about taking over blocks or feet or the feet to connect driveways back to the new sidewalk facilities?

Speaker: Okay. So I think our biggest one is a couple hundred square feet. Okay great.

Speaker: Thank you very much. I have no more questions. Very good. Any public testimony on this item?

Speaker: No. One signed up.

Speaker: All right. This is an emergency ordinance. Please call the roll. Ryan hi, gonzales.

Speaker: Hi, maps.

Speaker: Hi. Rubio hi, Wheeler. Hi.

Speaker: The ordinance is adopted. Thank you. Thank you for your presentation. Next item, 501, add utility operators code to govern utility access and use of the city right of way and adopt fee schedule for utilities operating in the city right of way.

Speaker: Commissioner Rubio.

Speaker: Mayor, I'd like to request this item be referred back to my office without objection.

Speaker: Quick question on that. Commissioner Gonzalez commissioner Rubio, do you anticipate we'll have another opportunity to revisit this code, this year?

Speaker: Yes. So there were no less than ten amendments floating around over the city hall for the last few days, one of which would have created a significant hold on our general fund to the tune of multiple millions of dollars, as well as potential legal implications. And so I was concerned that there wasn't sufficient or any legal or financial analysis done enough time for the city attorneys and staff on what was being circulated. So out of an abundance of caution and, quite frankly, protection for the general fund, until we do that analysis, I had no choice to pull it back to my office. So we're we're going to be under discussion and we'll be back in touch at a later date. Okay. And just for the record, I appreciate the complex of this topic.

Speaker: The necessity to attract investment and things like 5g and digital equity. I get the concept of what we were trying to do with the code. I share with you the concerns about some of the financial impacts of the proposed amendments. So I just I hope this doesn't just disappear into a closet and I hope we have opportunity to reengage again when at the right time.

Speaker: Thanks for your comments.

Speaker: I'll echo that.

Speaker: I appreciated it coming to council last week.

Speaker: I appreciated the q and a, I put my question out for everybody to respond to. I really didn't hear much response to my specific questions, but I also understand and appreciate why you're pulling this back to your office. And I want to again, thank you and your staff for their hard work on this, and I'll look forward to seeing it when it comes back. Thank you. Thank you. Next item, please. 502. This is a second reading amend small donor elections program code to consolidate primary and general elections to align with the voter approved charter amendments in Portland.

Speaker: Measure 20 6-228 colleagues, this is a second reading of an order, mr. Mayor.

Speaker: Commissioner Mapps is this a second reading or first reading?

Speaker: Six second reading.

Speaker: I pulled it off consent last week.

Speaker: I thank you very much. The agenda is a little bit confusing.

Speaker: I got it.

Speaker: So this is a second reading of anonymous urgency ordinance.

Speaker: We have already heard a presentation and had opportunity for public testimony. Is there any further business on this item? Yes. Commissioner Rubio.

Speaker: Sorry, I have submitted an amendment for consideration and the purpose of the amendment is to direct the program leadership and the Portland elections commission to improve the program's penalty and appeals process. And my understanding is that the hearings office, which is now housed in the office of management and finance, could be a new home for this process. But research is

needed on this. So I ask that this work be done and that director motet report back to council on these findings and if additional counsel action is needed. I am happy to suck into if you're looking for a second.

Speaker: Very good. So commissioner Rubio has moved. There's a second, is there discussion on the amendment. Could you further elaborate on. Not necessary opposed. I just don't quite understand what the amendment is. Could could you further elaborate, please? So I'm going to call up jillian and maya or one of you.

Speaker: Thanks.

Speaker: Jillian, if you could just give me sort of the one on one, I'd appreciate it. Yeah

Speaker: For the record, jillian schnee with commissioner Rubio's office. So

Speaker: So when this program came to be small donor elections director, motet in particular, worked very hard to find a process by which the complaint process penalties could be facilitated.

Speaker: And at that time, the hearings office was located in the auditor's office. The previous auditor, she said no. So the program was left to sort of handle all of this on its own. There was one complaint filed last year that was sort of their first run at it, and it was not perfectly smooth, I think, for either side of the equation. But as commissioner Rubio said, the hearings office is now in omf. Omf is open to being the solution. We just don't know if it fits the needs. And so director motet needs to look at that, explore it, explore it, look at some of the legal advice the city was given during last year's complaint process, and figure out the way forward.

Speaker: Okay. And this this certainly reminds me. And so there is not a specific strategy being proposed in this ordinance. It is simply a statement that we need a strategy that then comes back to council for further discussion and approval is that fair?

Speaker: That is fair and we may need code changes. We may not need code changes. It might be something that the program can handle in administrat of rules, but all of that is unknown and tbd. Okay, very good.

Speaker: So commissioner Mapps, did you have further comment?

Speaker: I apologize. No, I do not have questions that I will close at this point.

Speaker: Okay. Very good. So a point of order then we will vote on the amendment.

Speaker: Then I'd move it to third reading. Is that correct? That's fine.

Speaker: Yeah, that's correct. And we just wanted to clarify for commissioner Rubio that the amendment is the amendment that's posted on the auditors or on the web page. Okay. And so, yeah, it would vote on it. If the amendment passes, it would have to move to a third reading next week. Very good.

Speaker: And I assume there's no public testimony on the amendment. No. Call the roll, Ryan.

Speaker: Thank you. I will support the amendment, but I want to make some comments on why I originally pulled this out of consent and why I'm glad we're having more dialog about it. The small donor program, first of all, is vital part of our local elections. It allows grassroots participation, promote civic engagement, has transparency and accountability. In fact, I think when I look across my colleagues, I participated both in the open and accountable election twice, and then the modified small donor program three times. No one else can say that up here. So I have lived experience and I really, really am a big supporter of it. This amendment pushes what was once an emergency item, then to consent from consent to a third reading. I really want this to succeed. I appreciate the work that's been done and updating the code, but I'm and I'm glad I pulled it for further conversation because my concerns are budget and service related. It takes very simple arithmetic to

understand this is not a sustainable model for financing city candidates. This this morning I asked direct questions to the following answers for the following questions. With nine additional races, are we resourced to steward this program? Um, the answer was no. We need additional 500,000 in the fall bump and 4 million in ongoing in the 2224 25 budget to be well resourced. We have had recent conversations about the fall bump and there should be a concern for all of us. The second question I asked, and I assume we must also increase staffing to meet what could be at least three times the need is that in the plan? And the answer was no. So no matter how noble the intent, this program will not help anyone if it runs out of money. And I'm 100% again supportive of this program, I just know that there's more work that needs to be done as we align to the new way we elect officials under our new charter. So there are some unintended consequences and new expenses we must address as the voters approve the charter change. I hope we have more clarity on how the program will be adequately resourced by next week. Again I vote I on the amendment. Gonzales I think for all of our benefit, I just want to acknowledge there's a potential conflict for any of us that would be considering running under this program.

Speaker: So I just want to put that on the record. I'm not sure there is a conflict, but there's at least a potential conflict notwithstanding that, I'm comfortable supporting this. I appreciate commissioner Rubio's office's focus on a difficult question where do you handle appeals and given the prior history, where they really couldn't find a home, they were turned down a couple of times in the program's history. Hopefully we can come back with a plan for December 1st that works for everyone. I vote I Mapps can I let's clarify what we're voting on or are we voting on the amendment now?

Speaker: Are we voting on the ordinance amendment?

Speaker: Okay, great.

Speaker: Thank you. I just wanted to clarify that, especially for folks watching at home, I'm going to vote yes on this. And I also want to echo and underscore everything that my colleagues have said so far. Um there is I have questions, too, about conflict of interest issues as we vote on a program that frank, that I've participated in in the past. I'm not sure how to resolve that, but I think it's worth at least voicing that tension at and I also want to revisit an issue that commissioner Ryan raised, which are are the fiscal implications of this. Obviously this is an important program and we need to fund it. In my reviewing of the documentation on this, I understand that this program will need to come back to council in the fall for funds and the fall bump. I'll remind our colleagues that I think two items ago we just spoke with, we just passed an ordinance that allowed basically psr to unionize under protest and learned that that wasn't budgeted for. So we're going to have to go back to the so in order to pay for that, we're going to have to rely on the fall bump. I think we have also heard from the city economist even this week, who has raised questions about how many\$ will actually be in the fall bump. I have I worry about our ability to follow through on our financial obligations here, and I feel like we're getting out a little bit above our skis.

Speaker: But in the meantime, I'm certainly happy to vote yes on this amendment. Rubio I just want to appreciate the conversations with with commissioner gonzales on this and happy to vote yes on this amendment.

Speaker: Wheeler I'm happy to support the amendment.

Speaker: It makes good sense. Thanks, commissioner. Rubio override the amendment is adopted. This is then going to move to third reading as amended. And now we have what, a 4/5 item. If I can find the right page 5021, please amend fee schedule for tree permits.

Speaker: 4/5. There it is.

Speaker: All right, commissioner Ryan, thank you.

Speaker: This is 490.

Speaker: This is 5021 and 4/5 agenda item. Sorry. Fee schedule.

Speaker: I'll turn it over to the two fee schedule for trees. I don't have anything on that.

Speaker: I bet these guys do. You guys do. It's your show. Go for it. All right.

Speaker: Yeah, sure. Yeah. Good morning. Thank you, mayor. Commissioners

Speaker: My name is brian lando. I'm with urban forestry and this item today is the title 11 trees fee schedule update for the 2024 fiscal year. This was pulled from a prior council agenda item, but it's back back on today, so I'm going to provide just a few brief comments and then turn it over to claudio. Our finance property and technology manager. Title 11 fees help provide essential tree services to the Portland community by covering part of the cost of the urban forestry performing its regulatory responsibilities as directed by title 11 and the urban forest management plan. Broadly speaking, urban forestry issues two types of permits, development permits and non development permits, development fees cover the cost of urban forestry, providing early assistance plan review, tree preservation, planting and other services associated with development activity at present, we estimate that development costs recover for urban forestry is at about 8,484. Now non development fees include your standard tree tree removal permit or a street tree planting permit. And those fees are those fees are kept low or offered at no cost to both encourage compliance and minimize cost as a barrier. Parks urban forestry also offers fee fee waivers for qualifying low income applicants. Claudio campuzano parks finance, property and technology manager will talk through the proposed fee schedule for the next fiscal year and that draft fee schedule was

presented to the urban forestry commission and the development review advisory committee in April. And no, no, no concerns were raised at that time. Great

Speaker: Thank you, brian. Good afternoon, mayor. And council. I'm claudio campuzano, finance property and technology manager for Portland parks and recreation. The title 11 trees fee schedule for 2324 fiscal year incorporate rates a 5% increase to development fees that would result in an estimated \$90,000 in additional revenue for the program. This increase was included in in the parks and recreation requested budget to cover anticipated increases in personnel facilities and other expenditures. It did not contemplate the recent collective bargaining agreement with liuna local 483 Portland city laborers implemented compensation increases which exceed that 5. So that'll reduce the overall cost recovery of the program. Below that 84% that brian just mentioned. Exhibit a with the ordinance includes a marked up version of the proposed fee schedule update. The 5% increase adds between \$10 and \$50 on development permits, as in almost all cases, less than one tenth of 1% of total development permit fees and other development charges. So to put that into perspective, in a typical multifamily development, the updated schedule would increase title 11 fees by \$29 or 0.002% of the total fees and charges assessed by the city. This is the so this is the same fee schedule that was presented at the at this council work session last month on user rates and fees and happy to answer any questions.

Speaker: Could could I ask a question at the beginning and I appreciate the way you broke this down.

Speaker: This is very helpful for me. You had differentiated between development fees and non development fees. So planning a street tree or removing a tree, is it my understanding, is my understanding correct that the increase you're proposing is on the development fee side of the equation? That's correct.

Speaker: The non development fees do not include any increases. Great

Speaker: I'm glad to hear that. First of all. And second of all, all then these fees are used to recover the costs of actual development work. So in other words, if you are charging me, you are charging me because I am also seeking the development service from the city of Portland. Is that correct?

Speaker: That's correct. A regulatory program, as Brian mentioned, is currently at around 84% cost recovery. That will go down slightly even with these fees, just because of some of the labor negotiation. Okay. And where does the remainder of the cost that's supported by the general fund?

Speaker: So you know, we've had a lot of really interesting conversation, discussions around fees and rates and whatnot and one of the areas that has been of interest to me is I really don't have a whole lot of heartache of increased leasing, the cost of programs that are specific to specific individuals who choose to use a service and then pay for that service at. And so my question here is why is this not fully funded? Why if somebody is asking for a development permit, is there something in the cost here that that I'm missing? What am I missing?

Speaker: Well, we've been actually moving more towards full cost recovery. Historically, the program has been even lower than 84% cost recovery. So over the last several years, we've been we've been moving towards it. But I think that that trying to make that leap all in one go would have been would have been challenging. And you said it's 10 to \$50, 10 to \$50 compared to what so a 5% increase, a typical typical development permit is going to be about three \$500. I think.

Speaker: Yeah. On some of the like a standard permit for a commercial construction would go from \$584 to six \$613. Okay. So you know, every dollar counts, of course, but it's fairly de minimis in the overall cost.

Speaker: How did you land on this particular increase? It was based off of the cola increase that was provided by the city budget office.

Speaker: So we were really working in step with with those cola increases. So it's similar to the increase that that bts that's helpful.

Speaker: That gives that just gives me the context. Thanks for answering my questions. Anybody else have any questions on this item? Do we have public testimony?

Speaker: No one signed up. All right. This is a 4/5 item.

Speaker: This is a first reading, correct. So this is a first reading of an emergency ordinance. It moves to second reading. Thank you, gentlemen, for your explanation on one more item. We have to go back to the consent agenda. If I can find the right you, brian and claudio.

Speaker: Sorry I couldn't find my notes, can i?

Speaker: On the side? Can I said everything much better than me.

Speaker: Commissioner Mapps.

Speaker: So we're doing a fee schedule here for it's coming back for a second reading on the fee schedule. Do we have enough time to implement this?

Speaker: What happens? Maybe this is a question for staff. When would the new fee schedule come into place? Yes, I'm getting the impression. Yeah. When would the new fee schedule come into place or be in effect? Yeah the all of the development fees are intended to go into effect on the same date on July 1st.

Speaker: So my understanding is that it would need to be an emergency ordinance if it were to in order to be effective by then. So when we come back for a second reading, you're going to have I'm trying to understand the renders show, maybe the attorney looks like she knows what's going on here.

Speaker: I don't know what's going on, but I can tell you what you could do, I guess is some options. So it won't if it's passed out next week as a non emergency ordinance, it will not go into effect until 30 days after, which will not be July 1st. It will be July 20th or whatever that is. And I guess one option, especially since you've we've already kind of moved past it, it would be to next week one of you could move to amend to add an emergency clause and vote if there are enough people to vote on the emergency ordinances next week. I just wanted to check that before I maybe I yeah, I think I might be the person who is out next week and I may be zooming in, may may not.

Speaker: Could we make it an emergency ordinance today.

Speaker: Done anything? No. So I think someone could move to amend to add an emergency clause. Now vote on the amendment.

Speaker: All right.

Speaker: Sounds like commissioner Mapps has made an amendment. If it's I offer this friendly amendment to commissioner Ryan.

Speaker: If it makes what? Number one, let's pause here.

Speaker: Staff. Do you have anything to say? Do you understand what I think? The problem I no, I understand.

Speaker: So just to clarify for everybody, for and for the public, my understanding is that if we were to pass it on anonymous urgency, even next week, it would take 30 days to take effect, which would be after July 1st. And so it wouldn't be in sync with all the other fees. And that would be sort of an administrative burden on as we sort of try and also a confusing message to send to developers as we as we shift into July 1st. So moving it to emergency, my understanding it would require unanimity today. So yeah. So is that a motion?

Speaker: I'll second it so moved if you receive it as a friendly amendment that second commissioner Mapps moves commissioner Ryan seconds any further may I ask commissioner maps to just specify why he is in order to make sure that the new rate schedule is in effect at the beginning of the fiscal year, I moved to make this an emergency ordinance.

Speaker: Good. And do you want me to second that?

Speaker: I second that. No, that's just a description.

Speaker: Any further discussion on the amendment? Seeing none, please call the roll.

Speaker: Ryan. Hi gonzales.

Speaker: Hi. Maps. Hi Rubio i.

Speaker: Mueller hi.

Speaker: The amendment is adopted. Any further discussion? Glisan seeing none. Please call the roll on the motion as amended. Ryan hi, gonzales.

Speaker: Hi. Mapps i. Rubio i. Mueller hi. The ordinance is adopted as amended back to the consent item pulled item number 490.

Speaker: Please. Amend contract with environ mental systems research institute, inc. For geographic information system software to increase by \$3,500,000 for a not to exceed total. Of \$7,857,275.

Speaker: Call us environmental.

Speaker: Environmental systems research institute, inc. Or esri, has been the primary software vendor for geospatial products across the city since 2000 over ten bureaus and dozens of workgroups use gis related software and applications as part of their daily work and operations. I'll turn this over to information systems manager diego portillo to take us through the details of the ordinance. Yes, but let me ask who pulled it first?

Speaker: British screen.

Speaker: Why don't you testify first and then if there's specific questions that you raise, then then we can use diego's time more effectively.

Speaker: Thank you. Excellent. Yeah I agree.

Speaker: Appreciate it. Thanks

Speaker: Uh, good morning, commissioners, or good afternoon. By 39 minutes, you know, we've just had this little previous item of discussion about what's an emergency or not. And my mrs. And mr. Dangermond are going to be fine. They're the probably billionaires that control esri. They ditched the long name a while ago or maybe it's a subsidiary. Esri is the parent company. But let me just tell you that even though the city is currently helmed by the former state treasurer, you all don't look good on this. On the consent agenda you're talking about almost 50% increase in the contract and we have to rush it through before the 1st of July. It's especially unsettling when the city is helmed by the guy who was over powers and so and I do. We're going to need some clarity. Is this like an absolute increase in the amount of money going out to esri? They control probably over 50% of the global market. They get gobs of money from the feds. I like their product. We know that some people can have their address information for their home in which they have \$30,000 in property tax. Remove lived in the Portland map system. This is running Portland maps. That's the public facing side of this as the mayor mentioned, also provides critical services to a number of bureaus. I think that since we're here on, we've had some specific references to June 19th and Juneteenth celebrations when we hand out \$3 million to \$7 million to a person that manipulates the market. We want to also make sure that those people are holding up the same value issues as the city. As far as dei and social justice as as seems to be doing a good job. I believe they still have clinton johnson working there on social justice. But when you're

handing out \$3 million in a last minute dash out, \$3.5 million and it's mingled in on the consent agenda with some items that are only \$6,120. It increases, as I think you all would agree, that there's a public sentiment and growing frustration in about the ability to do what needs to be done in Portland. And I just really wanted that to be on the record. I would hope that short presentation will talk about how when we started paying these people in 1999 and we only paid them amount is the amount in their anyway, so, so it really is unsettling to see that something's capped at a little over \$7 million. But right now we have an emergency where we need to expend 50% of that money, especially when, as other commissioners have raised the issue, we don't know how solid the budget is and what's upcoming in the bump. So thank you for whatever brief explanation we can get about the amounts. Thank you. And just a reminder, these are not to exceed numbers that could also include significant expansions of the service that the city.

Speaker: But diego, why don't you come up and respond to some of what bridge crane had suggested.

Speaker: Yeah, good afternoon.

Speaker: Diego portillo, corporate manager. Your commissioners, the \$3.5 million is actually to not to exceed the contract. And that will be for the to cover the over for the next 4 to 5 years. So I'm sorry that that amount is to cover a future, an enterprise license agreement with esri for the next 4 to 5 years. Thank you. The savings that that the savings that we have, we have saved with the new ela. It's in the millions of dollars since we started the since we standardized with gis, with esri and quadrant. We save up to up to approximately \$30 million. So the we the emergency is to make sure that we can continue using the software and we can continue engaging in all in the savings that we're able to save the city and our citizens.

Speaker: So if I'm understanding you correctly, by signing a multi-year contract, you're actually reducing the cost out?

Speaker: Yes, we're reducing the cost by about 75.

Speaker: That sounds like a very smart thing for a fiduciary to do.

Speaker: Thank you. Anything else to add? Any other public testimony on this item? No. One, please call the roll. Ryan.

Speaker: Hi, gonzales. Hi. Maps.

Speaker: Um. I thanks to staff for the presentation.

Speaker: Glisan actually, thanks to bridge crane for highlighting this issue. I wouldn't have, frankly, paid a whole lot of attention to it if it hadn't been pulled off of consent. I'll tell you, as the guy in charge of pbot environmental services and water, this is software we use a lot and is incredibly helpful. I'd love to see this capability expand throughout the city as a former academic, I used to use this software quite a bit myself to and I know it's expensive and I know the contracts are a little can be kind of tricky to negotiate depending on. I assume the city has a better experience than like a low end academic does.

Speaker: I think it's one of this is one of the more important tools that's available to our analysts and practitioners out there.

Speaker: I vote i, Rubio, i, Wheeler always happy to have opportunities to save money by locking into a product that works very well for the city of Portland.

Speaker: I vote I the ordinance is adopted. Thank you.

Speaker: Thank you, mayor. Thank you, commissioners.

Speaker: And we're adjourned. Let's go eat lunch before we come back.

Portland City Council Meeting Closed Caption File

June 14, 2023 – 2:00 pm

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, motions, and names of speakers are included in the official minutes.

Speaker: June 14th, 2023 afternoon session of the Portland City Council. Keelan welcome back. Please call the roll. Good afternoon.

Speaker: Ryan here. Gonzales here. Maps here. Rubio here. Wheeler here. We'll hear from legal counsel on the rules of order and decorum.

Speaker: Welcome. Thank you, mayor.

Speaker: Welcome to Portland City Council to testify before council in person or virtually. You must sign up in advance on the council agenda at w-w-w-Portland.gov/council-agenda for information on engaging with council can be found on the council clerk's web page. Preside officer preserves order and decorum during City Council meetings. The presiding officer determines the length of testimony. Individuals generally have three minutes to testify unless 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 you cause a disruption, a warning will be given further disruption will result in ejection from the meeting. Anyone who fails to leave once ejected is subject to arrest for trespass. Additionally, council may take a short recess and reconvene virtually. Your testimony today should address the matter being considered when testifying.

Please state your name for the record. Your address is not necessary. Disclose if you are a lobbyist. If you are representing an organization, please identify it for testifiers. Joining virtually. Please unmute yourself. Once the council clerk calls your name. Thank you. Thank you.

Speaker: Could you please read covid Keelan items. 5035044505506 and 507.

Speaker: Item 503 conduct a proposed land use hearing on a on state shared revenue item 504 certify that certain services are provided by the city to establish eligibility for state shared revenues. Item 505 approve approve accepting funds from the state of Oregon under the state revenue sharing program for fiscal year beginning July 1st, 2023, and ending June 30, 2024. Item 5.06 adopt the annual budget of the city and establish appropriations for the fiscal year beginning July 1st, 2023, and ending June 30, 2024. And item 5.07 approve levying taxes for the city for the fiscal year beginning July 1st, 2023, and ending June 30th, 2024. Very good.

Thank you.

Speaker: Good afternoon, colleagues, and welcome today we will take the final series of steps and votes as part of the adoption of the fiscal year 2324 budget as prescribed by Oregon state law. Before we get started, budget director tim grew is going to provide an overview of today's proceedings. Good afternoon, director grewe it's good to see you.

Speaker: Good afternoon. Thank you. Mr. Mayor, and good afternoon to the council members. For the record, my name is timothy grewe, director of the city budget office. As the mayor mentioned, we are here today to adopt the budget for the 2324 fiscal year 2324, as are a number of procedural steps we need to go through. As Keelan just read for the record, we have five items in front of you as part of this process. The first three items relate to acceptance and use of the state shared revenues in our budget revenue shared by the state of Oregon consists of

cigarette liquor and retail marijuana taxes. We start off with a proposed use hearing on state shared revenues. Next council considers a resolution certifying the city meets the eligible requirements of state shared revenues and third council considers an ordinance accepting the state shared revenues. And I should point out that this ordinance needs as time sensitive and will need to be adopted at the session today. The fourth item council will consider today is the adopted budget ordinance. This is the item that generates the most interest during this hearing and is likely to be the focus of our time together today. The fifth and final item council will consider today is an ordinance levying taxes and similar to the state revenue sharing. This is time sensitive and needs to have action at your session today with that overview, we can begin with our first item. The state shared revenue hearing. Mr. Mayor, can you now read the statement into the record for the state shared revenue hearing?

Speaker: I am now opening a hearing to discuss proposed uses of state revenue sharing. This hearing is being held by the City Council of Portland, Oregon, in compliance with the provisions of the state revenue sharing regulations or ORS 221.770. It is to allow citizens to comment on the possible use of these funds in conjunction with the annual budget process as proposed for council adoption. The fiscal year 2023-24 budget anticipates receipts totaling 24,322,555 \$559 from state revenue sharing and ORS 221.770. As has been the case in prior years, it's proposed that this revenue be allocated in equal parts to support fire prevention, as well as police patrol services. Is there anyone here today who wishes to be heard on this particular subject? Keelan do we have anybody signed up? No one. Is there anyone present who would like to testify on this matter? Very good. I am now closing this hearing to discuss proposed uses of state revenue sharing. I'll hand this back to director grewe to provide an overview of the eligibility for state revenue reserve.

Motion. This is resolution 504. This next step is for council to consider a resolution to certify that the city meets the eligible requirement amounts to receive state shared revenues.

Speaker: State law requires that we provide a number of services to be eligible for state shared revenues and this resolution certifies that we do so. The services certified by the city of Portland are for police protection, fire prevention, street construction, maintenance and lightning. San artery sewers, storm sewers and planning, zoning and subdivision control and water. The mayor, please call for testimony. Keelan.

Speaker: Is anyone signed up to testify on this resolution?

Speaker: No one signed up. Please call the roll.

Speaker: Ryan. Hi gonzales.

Speaker: I Mapps which ordinance are we voting?

Speaker: This is the resolution.

Speaker: This is the state shared resolution.

Speaker: Is this 505 or 504? This is 504. I cbo I Wheeler I the resolution is adopted.

Speaker: Director grewe i'll hand it back. Please provide an overview of the state shared revenue ordinance. This is emergency ordinance 505.

Speaker: Thank you, mayor. The third and final step in accepting the state shared revenue is for council to consider and vote upon an ordinance to accept that state shared revenues. Mr. Mayor, please ask for testimony.

Speaker: Keelan is anyone signed up to testify on emergency ordinance 505? No one signed up. Please call the roll.

Speaker: Ryan hi. Gonzales hi. Maps. Hi. Rubio hi, Wheeler. Hi. The ordinance is adopted.

Speaker: Director grewe back to you to provide an overview of the adopted budget ordinance as filed this is 506. Thank you.

Speaker: Now that we have heard held a hearing and certified that we are qualified and we just need to take action to accept revenue. Mr. Mayor, could you ask for testimony?

Speaker: We just did that. We're on I'm sorry. We're on the budget ordinance. They went so fast.

Speaker: Excuse me, please. Please keep us very pleased. Okay. Excuse me on that. The next item is the adopted budget ordinance, and it is this item that generates the most interest. As I indicated earlier, I will open this item by describing thing at a high level. The various changes from the budget committee approved budget to the adopted budget as filed. I will then ask for a motion and second, on these tactical changes to ensure full transparency with state and local budget law. As the council takes its final action to adopt the budget today. Next, the mayor will entertain motions from council to amend the budget beyond the changes noted notated in the original filing documents. Then the mayor will call for public testimony at the conclusion of testimony, council will vote on an individual on individual amendments. If there are amendments today, this item has been filed without an emergency clause, which means under the current status, the final vote will be continued until next week. For allowing public testimony and voting on other amendments. Council may choose to consider further amending the ordinance to add an emergency clause in order to vote on the budget, adopt motion today, I will now briefly describe at a high level the changes in the adopted budget as filed, which are changes reflected in attached, might be also known as the change memo. These changes are very much technical changes to the budget that were made by bureaus in advance of the filing of the adopted budget, as is the standard practice

to give bureaus time for final adjustment. It's these changes result in a net reduction in the overall budget of \$7.2 million. And these are summarize in the following categories utility rate changes the bureaus of environmental services and water bureau have increased revenues based upon the revised utility rates as adopted in late may 2023. These are revisions to restore rate revenues supporting the ramp program. Next category is transfer and programing reallocations between funds. The parks general fund 2020 local operation fund and capital construction fund are each adjusted to reflect revised plan spending receipt of additional program\$ such as pcef and by pcf, I mean Portland clean energy fund and program specific fees. The bureaus making these adjustments and the 2020 local operating levy and the general fund based upon revised projects tions for levy eligible staffing and operational expenditures within the general fund. And the next category is for the bureau for the housing bureau, the tax increment financing reimbursement fund, which is reduced to match the amount expected to be disbursed in fy 2324 and to meet intergovernmental agreement allocation from prosper Portland. The next category is adjustments to inter agencies between bureaus and the office of management and finance. Internal service funds. Omf has balancing balancing entries in the internal service funds, which are based upon requests for specific additions in these funds, including the tactical services, facility, services and city fleet operating funds. If there are no further questions on these adjustments or hearing no objections, I will ask council for a motion. And second, to accept the adjustments and attachment b, which is revenues and attachment c, which is expenditures. So moved we have a motion from commissioner Ryan to accept the adjusted rates and attachments.

Speaker: B and c, can I get a second? Second, commissioner Rubio seconds. Any further discussion. Is that good?

Speaker: Okay, mr. Mayor, i'll now ask turn it over. Back to you to see if there are any amendments.

Speaker: Very good colleagues will now entertain amendments to the budget, if any. This could include budget notes as well as program offers financial amendments to programs should note the amount the bureau. The purpose and the funding source. Any amendment or budget note should be moved and seconded for consideration. Then we will hold public testimony before discussing and voting on this specific amendments. Does anyone have any particular amendments they'd like to make at this time. Very good. Then at this point, we will take testimony on the budget as filed. Keelan has anyone signed up this afternoon to testify?

Speaker: We've had three people sign up. First up is kevin matches. Great.

Speaker: Three minutes each, please. Name for the record, if you wouldn't mind. Is there a powerpoint?

Speaker: Thank you.

Speaker: My name is kevin. Matches the mayor's budget indicates that the Portland fire and police disability and retirement bureau will consume over 30% of all property taxes collected by the city this year. This should be a high priority for anyone discussing tax burden. I am concerned that mistaken facts and inadequate information have been given to counsel based on the June 1st council meeting when funding policy came up. Next slide it was stated by staff to council that the cost would certainly be in the billions of dollars to transition off of the current pay as you go funding policy. We this is not true. The way to estimate a specific cost for an alternative funding policy is to look at a specific time horizon and see whether costs are higher or lower than under current policy. Take a long enough time horizon and any alternative funding policy would reduce costs. I recommend that

the city request its actuary, provide an analysis of cost savings to allow City Council to be well informed and about the feasibility of abandoning paygo. This analysis has not been requested by the city since 2005. At that time, actuary milliman confirms that pay as you go is, quote, the most expensive finance alternative for taxpayers, end quote. Next slide an example alternative funding policy shown in red would be expected to save taxpayer two and a half dollars. Million relative to the current policy shown in green over the plan's life. But what about over a shorter time horizon? When does the cost of transitioning off of paygo reach into the billions? No. It only takes ten years for this alternative policy to begin reducing annual costs. Cumulative costs never even reach \$400. Million is nowhere close to multiple billions. Extend the horizon out further in time. After 22 years, this alternative policy begins to break even if short term costs are too high, these could be further moderated by the use of pension obligation bonds. Next slide is it possible for existing paygo pensions to transition off of this funding policy? I can point you to history. Many plans have abandoned paygo. In fact, the only paygo pension in the united states that did not abandon it is Portland. Next slide. Independent national experts can talk about specific transition experiences, but they can only engage with the city by invitation. Thank you. Thank you.

Speaker: I appreciate your testimony. Have you had the opportunity to get in front of the board? That's correct.

Speaker: I have presented a similar analysis to the board, and at one board meeting, one of the trustees did make a motion to get a quote for the cost savings analysis. I mentioned, but there was no second. And so the motion died. Okay. I appreciate where you're going with this.

Speaker: Thank you. Thank you for being here, commissioner Gonzalez so conceptually, we just want to take a step back so a firefighter is hired tomorrow, right?

Speaker: They no longer they enroll in pers. They don't enroll in the old program. So you're proposing to take folks that are enrolled in the old program and encourage them to move over to two and other. I just want to make sure I understand what you're pushing for here, given that we are not enrolling, at least on the fire side, new enrollees in the program.

Speaker: I'm no. So this is a city run pension system. So what I'm encouraging is to change the charter because the charter currently defines the funding policy. And so what I'm saying is that the city should utilize a comprehensive actuarial funding policy rather than this pay as you go funding policy. That has been abandoned by other pension plans in the united states.

Speaker: And I just want to I just want to call out with time right. This becomes because new enrollees will not be enrolling in the in the program, this will die off, for lack of a better term. At some point in the city's future. Yeah

Speaker: So that chart I showed the red versus the green shows you how long that that takes to happen, right? So there are still police and firefighters working today who are accruing under the old plan. Yeah. And so those people not only have to retire, but they have to eventually pass away and then the plan would finally disappear.

Speaker: And what you're advocating would be something that would incentivize them to move over to pers or what would be or that you would just change the city charter in terms of the funding mechanism, how would you get folks in the old system that continue to how would you get them to get off of that system?

Speaker: They wouldn't have to get off the system, right? So I didn't mention anything about benefit policy. I'm only talking about funding policy in my comment. So the only thing it impacts is when the money goes into the plan and therefore how much it costs for property tax payers.

Speaker: I'd like to hear more on it. I continue to be interested in it. Again, I think this becomes eventually a self solving problem for the city of Portland. It just takes a long time. So that was a decision made years ago on how to how to address this issue. But I appreciate your testimony. Thank you. Thank you.

Speaker: Any further questions?

Speaker: Thanks for being here. Thank you.

Speaker: Next up, we have karen williams.

Speaker: Welcome, karen was planning to join online.

Speaker: I don't see them. Karen is karen williams here? Okay. We'll move on to robin castro online. Welcome.

Speaker: Hello, everyone. My name is robin castro and karen williams, the previous missing public commenter is actually be a co-chair along with me as at the Portland utility board. And so I just wanted to say good afternoon to all of our elected leaders here today. And as as a co-chair myself and representative of pub, I just wanted to provide reflections and follow up to our prior testimony during the budget process as appointed by council, as volunteer community board, our members spend hundreds of hours each year providing independent community oversight regarding policy operating actions and budgetary decisions for the water bureau and bureau of environmental services, as well as advising council on how to navigate the first-hand impacts of utility rates at the may 24th rate hearing. One of our ex-officio members shared a testimony written by and approved on behalf of the board and that hearing was a unique moment of alignment between the utility

bureau's leadership. The public and labor represented. Gives unfortunate cully the discussion and response to our testimony focused on a reaction to word choice and divert from the true content of our testimony and recommendations as a board and reflecting on the testimony, we identified the following statement as both a source of controversy and an important point of intentional word selection. We stated that a process that does not allow for true engagement and russia is the decision while centering limited interests, is classic white supremacist culture and contrary to the values of anti-racism in decision making and the board's criticism was and is about the process. This after many months of development engagement and public dialog proposals for utility rates change significt linly. With only a few two days of notice and our objection is not directly the decision is made nor a personal statement about the people making the decisions, but rather that a decision cannot be fully informed if it lacks adequate time for transparency and thorough evaluation of impacts s while also eliminating opportunity for authentic engagement with the public and we believe this approach is contrary to the goals of democracy and our core city. Stated values as the board under stands that racial equity is explicitly intertwined with economic works and we acknowledge their intersectionality is critical in navigating the budget as a moral document. We remain concerned about the increase in deferred maintenance and the impact on labor and workforce equity with the cuts required by this adopted budget. And we just want to remind everyone, water is our most valuable resource, so we must make sure that we're investing in it as a necessity, not just when it's profitable. And you can expect the board to continue to engage with the bureau to stay informed on effectively implementing the adopted rates while attempting to mitigate or mitigate any negative impacts. Thank you for the opportunity for the feedback. Sincerely robin castro pub co-chair. Thank you and did we have one other person signed up?

Speaker: Keelan.

Speaker: That completes us very good.

Speaker: All right. We did not have additional amendments. Counsel so now we'll vote on the motion to accept the adjustments in attached parts b and c is filed. That was the motion made by commissioner Ryan and seconded by commissioner Rubio. Is there any additions? All comment or question commissioner Mapps yeah, just a process question.

Speaker: I think I'm lost again. So we voted on on. Five zero on 5050. So this is to incorporate the change memo attachments b and c, which are technical amendments into the final budget document. Okay. So this is this is the equivalent of an amendment to 506. Is that one way to think about this?

Speaker: Just a i'll defer to the attorney, but this is just to final approval of those two, which will be submitted with our budget.

Speaker: Which ordinance are we voting on? What number?

Speaker: We're voting on the adopted budget number 506, I believe.

Speaker: Yeah. This is nonemergency ordinance 506. The change memo is part of a process and it's a good question. Commissioner Mapps so, so at the very end of the budget process, bureaus are allowed to make technical adjustments to the budget that don't rise to the level of policy decisions as but they are as, as we can see in attached, be very narrow technical adjustments to the budget that have to be made prior to the adoption of the final budget. Okay. So we're essentially adopting attachments b and c, yes.

Speaker: Got it. Thank you, mayor.

Speaker: I'm sorry to interrupt. Yeah. Conversation we actually had the other testifier just join me.

Speaker: Oh, okay. Let's finish commissioner Mapps question. Just so he doesn't lose his train of thought. So to summarize my understanding of it, we are essentially adopting.

Speaker: We're adopting the changes in attached. It's b and c on ordinance 506. Yes got it. Thank you. And I appreciate your indulgence. Commissioner Ryan, are you are you okay? All right. Good.

Speaker: Why don't we hear from the last individual three minutes, please. Name for the record, Keelan. Go ahead and call. Thank you.

Speaker: Karen williams, welcome.

Speaker: I'm karen.

Speaker: Thank you. City Council and mayor. Actually, I my name is karen williams. And for the record, I am the co-chair of the Portland utility board. I have no additional testimony to provide as I was signing in. I understand, and my co-chair, fellow co-chair robin castro, was just finishing up our testimony. We just both wanted to be available for questions.

Speaker: Appreciate that very much. Thank you very good. We will now vote on the motion to accept adjustments and attachments. B and c is filed any further discussion on the amendment? Seeing none, please call the roll.

Speaker: Ryan hi, gonzales hi.

Speaker: Maps i. Rubio I Wheeler. I the amendment is added.

Speaker: So now the question is whether or not we add an emergency clause to this. And so can I just get a sense from the council, if we're all okay adding an emergency clause before calling for a motion, if not, we can obviously continue this hearing to next week. Mr. Mayor, we should not attach an emergency clause.

Speaker: Very good.

Speaker: Then this item is continued to second reading is amended. And I believe that completes. No, we have 507. Correct. Okay. Returned. 5959. I will now hand it over to director grewe to explain on this last item. Emergency ordinance 507. It's the tax levies ordinance. Thank you, mr. Mayor.

Speaker: We now have this one final item to consider to fully adopt the budget. Although the budget will be officially adopted next week. But time certainly we do need to get a vote on the council today on our tax levies. This this action includes the levy amounts for property taxes accruing to the general fund. The parks 2020 local option levy fund and the recently voted renewed children's investment fund and the fire and police disability and retirement fund. It also includes our property tax levies for the general obligation, bonded debt and six urban renewal areas. Council considers this considers and votes upon the ordinance levy taxes for the city of Portland for fiscal year beginning July 1st, 2023, and directs the city budget director to submit said tax levy and other certifications to the county assessors and Multnomah County, clackamas county and Washington county mayor. I'll send it back to you. All right, very good, Keelan is anybody signed up to testify on the tax levies ordinance?

Speaker: No one signed up. Very good. Please call the roll.

Speaker: Ryan.

Speaker: Yeah. I'd like to just take this moment to thank the voters for their overwhelming support for renewing the children's levy that investment is included within this ordinance. Vote I Gonzalez I Mapps i.

Speaker: Rubio.

Speaker: I.

Speaker: Wheeler. All right. The ordinance is adopt and we are adjourned.

Speaker: Thank you. All.