



## February 8, 2023 Council Agenda

5699

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](mailto:councilclerk@portlandoregon.gov)

### Wednesday, February 8, 2023 9:30 am

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**Session Status:** Recessed

**Council in Attendance:** Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Commissioner Rene Gonzalez

Commissioner Mingus Mapps

Mayor Wheeler presided.

Commissioner Rubio arrived at 9:32 a.m.

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

The Consent Agenda was adopted on a Y-5 roll call.

Council recessed at 9:45 a.m. and reconvened at 9:47 a.m.

Council recessed at 11:43 a.m.

### Communications

108

[Request of Lynn Handlin to address Council regarding Zenith Energy new Land Use Compatibility Statement](#)

(Communication)

**Document number:** 108-2023

**Disposition:** Placed on File

Annie Capestany presented to Council for item 108.

109

[Request of Harlan Shober to address Council regarding the importance of meeting City climate goals now](#)  
(Communication)

**Document number:** 109-2023

**Disposition:** Placed on File

110

[Request of Jamie Doscher to address Council regarding recreation contract](#) (Communication)

**Document number:** 110-2023

**Disposition:** Placed on File

111

[Request of Brett Friederick to address Council regarding Bureau of Development Services and housing crisis](#)  
(Communication)

**Document number:** 111-2023

**Disposition:** Placed on File

112

[Request of Susan Fried to address Council regarding light trespassing and nuisance behind Springwater Flats](#)  
(Communication)

**Document number:** 112-2023

**Disposition:** Placed on File

## Time Certain

113

[Proclaim February 2023 to be Black History Month](#) (Proclamation)

**Document number:** 113-2023

**Introduced by:** Mayor Ted Wheeler

**Time certain:** 9:45 am

**Time requested:** 20 minutes

**Disposition:** Placed on File

114

[Amend Planning and Zoning Code in accordance with the Electric Vehicle Ready Code Project Recommended Draft to create regulations and standards for electric vehicle infrastructure \(Amend Code Title 33\)](#) (Ordinance)

**Document number:** 191164

**Introduced by:** Commissioner Carmen Rubio

**Bureau:** Planning and Sustainability (BPS)

**Time certain:** 10:05 am

**Time requested:** 15 minutes

Second reading agenda item 87.

Information found at <https://www.portland.gov/bps/planning/ev-ready>.

Oral and written record closed on January 25, 2023.

**Disposition:** Passed

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

115

[Accept the Year Seven Bond Oversight Committee Report on the \\$68 million 2014 Parks General Obligation Bond](#) (Report)

**Document number:** 115-2023

**Introduced by:** Commissioner Dan Ryan

**Bureau:** Parks & Recreation

**Time certain:** 10:20 am

**Time requested:** 15 minutes

Previous agenda item 94.

**Disposition:** Accepted

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

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

## Consent Agenda

116

[\\*Pay property damage claim of Paul Pacheco for \\$7,777 resulting from a motor vehicle collision involving the Portland Police Bureau](#) (Emergency Ordinance)

**Document number:** 191162

**Introduced by:** Mayor Ted Wheeler

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

**Disposition:** Passed

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

117

[\\*Pay settlement of Hayden Alminiana bodily injury lawsuit for \\$25,000 involving the Portland Bureau of Transportation](#) (Emergency Ordinance)

**Document number:** 191163

**Introduced by:** Mayor Ted Wheeler

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

**Disposition:** Passed

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

## Regular Agenda

118

[Accept bid of Moore Excavating, Inc. for the Penridge Water Mains for \\$2,084,915 \(Procurement Report - Bid 00001947\)](#) (Report)

**Document number:** 118-2023

**Introduced by:** Mayor Ted Wheeler

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

**Time requested:** 10 minutes

**Disposition:** Accepted - Prepare Contract

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

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

119

[Accept bid of Westech Construction, Inc. for the North Suttle Road Local Improvement District for \\$4,688,940 \(Procurement Report - Bid 00001969; C-10058\)](#) (Report)

**Document number:** 119-2023

**Introduced by:** Mayor Ted Wheeler

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

**Time requested:** 10 minutes

**Disposition:** Accepted - Prepare Contract

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

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

120

[Accept guaranteed maximum price of \\$18,077,498 from Stacy and Witbeck, Inc. for construction of the Parklane Park Development Project \(Procurement Report - RFP 00001418\)](#) (Report)

**Document number:** 120-2023

**Introduced by:** Mayor Ted Wheeler

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

**Time requested:** 15 minutes

**Disposition:** Accepted - Prepare Contract

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

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

121

[Authorize contract with CBRE, Inc. for \\$270,000 to provide property management services for the City-owned condominium unit at Vanport Memorial Building](#) (Ordinance)

**Document number:** 191165

**Introduced by:** Mayor Ted Wheeler

**Bureau:** Facilities; Management and Finance

Second reading agenda item 102.

**Disposition:** Passed

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

122

[\\*Authorize Intergovernmental Agreement with Metro and contribute \\$385,000 for natural area acquisition for protection and restoration purposes](#) (Emergency Ordinance)

**Document number:** 191166

**Introduced by:** Commissioner Mingus Mapps

**Bureau:** Environmental Services

**Time requested:** 15 minutes

**Disposition:** Passed

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

123

[Authorize contract with Diameter Services, Inc. for owner representative support services for the Advanced Metering Infrastructure Project using a sole source procurement and provide for payment for \\$5,464,248](#)  
(Ordinance)

**Document number:** 191167

**Introduced by:** Commissioner Mingus Mapps

**Bureau:** Water

Second reading agenda item 104.

**Disposition:** Passed

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

[Revise bid solicitation and contracting for the Washington Park Hypochlorite Facility Improvements Project to reconfirm budget availability and reflect the adjusted estimate \(amend Ordinance 190362\)](#) (Ordinance)

**Document number:** 191168

**Introduced by:** Commissioner Mingus Mapps

**Bureau:** Water

Second reading agenda item 105.

**Disposition:** Passed

**Votes:** Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

## Wednesday, February 8, 2023 2:00 pm

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**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; Christina Thomas, Acting Council Clerk

Council adjourned at 2:55 p.m.



## Time Certain

125

[Amend the Planning and Zoning Code to clarify the rules for shelters to facilitate more shelter options for Portlanders in need \(amend Code Title 33\)](#) (Ordinance)

**Document number:** 191171

**Introduced by:** Commissioner Carmen Rubio

**Bureau:** Planning and Sustainability (BPS)

**Time certain:** 2:00 pm

**Time requested:** 2 hours

Information found at <https://www.portland.gov/bps/planning/s2hc>.

**Disposition:** Passed to second reading as amended

Motion to amend the Ordinance, Exhibit A, and Exhibit B: Moved by Rubio and seconded by Ryan. (Y-5)

Passed to second reading February 15, 2023 at 9:45 a.m. Time Certain As Amended

Oral and written record closed on February 8, 2023.

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**Thursday, February 9, 2023 2:00 pm**

**Session Status:** No session scheduled

**Portland City Council Meeting Speaker List  
February 8, 2023 - 9:30 a.m.**

<b>Name</b>	<b>Agenda Item</b>
Mayor Ted Wheeler	
Keelan McClymont	
Commissioner Carmen Rubio	
Commissioner Dan Ryan	
Commissioner Rene Gonzalez	
Commissioner Mingus Mapps	
Naomi Sheffield	
Annie Capestany	108
Brett Friederick	111
Susan Fried	112
Marvin Dean	113
Tyesha McCool-Riley	113
Ernest Jones	113
Ira Bailey	113
Kimberly Hold (singer)	113
Gwen Thompson	113
David Staczek	115
Biko Taylor	118-120
Andrew Aebi	119
Shannah Anderson	122

**Portland City Council Meeting Speaker List  
February 8, 2023 - 2:00 p.m.**

<b>Name</b>	<b>Agenda Item</b>
Mayor Ted Wheeler	
Christina Thomas	
Commissioner Carmen Rubio	
Commissioner Dan Ryan	
Commissioner Rene Gonzalez	
Commissioner Mingus Mapps	
Linly Rees	
Sandra Wood	125
JP McNeil	125
Erica Thompson	125
Michael Spence	125
Patricia Diefenderfer	125

## Portland City Council Meeting Closed Caption File

February 8, 2023 – 9:30 a.m.

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.

00:01:34.620 --> 00:01:44.919

**Speaker:** Good morning, everybody. Good morning, everybody. This is the February 8, 2023 morning session of the Portland City Council. Good morning, Keelin. Could you please call the roll?

00:01:45.090 --> 00:01:46.039

**Speaker:** Good morning.

00:01:46.190 --> 00:01:47.170

**Speaker:** Rubio

00:01:47.820 --> 00:02:02.570

**Speaker:** Ryan. Here, Gonzalez, here, here, here, and before we move to legal council, you have a new employee with you today. Is that correct? Yes, could you introduce your new

00:02:02.840 --> 00:02:23.889

**Speaker:** all right, and Ari is the new deputy clerk she's filling in welcome. It's good to see you here. Thank you for being here, and Megan Levin on this side, used

to sit on that side, and now she is my City council person here, representing the Mayor's office.

00:02:23.900 --> 00:02:27.379

**Speaker:** and Megan has been here in the Chamber for 2 years

00:02:27.390 --> 00:02:47.780

**Speaker:** as Keelin's deputy. She's still in the chamber. So she hasn't gone far. But she's now a member of my team, and we're we're delighted to have her here and continue this close-net relationship that we have between the mayor's office and the clerk. And just since we have a a pretty packed house today, people don't really appreciate

00:02:47.790 --> 00:02:50.879

**Speaker:** the work of the Council clerk, the Council clerk.

00:02:51.030 --> 00:03:10.260

**Speaker:** working here with legal counsel, make sure that we continue to maintain the laws in terms of how we actually conduct our meetings, make sure that we remember to dot the eyes, cross the tease. If I forget to call on people for public testimony, i'm gently reminded.

00:03:10.270 --> 00:03:30.529

**Speaker:** If we do something wrong, procedurally, i'm gently reminded. And we we really just can't do the work that we do here in the Council Chamber, and certainly not as efficiently or effectively without the great work that that the Council we're.

We're grateful to see you here in Megan. It's great to have you as a member of my team, too.

00:03:30.650 --> 00:03:38.700

**Speaker:** With that we'll turn it over to our legal counsel also plays a very important role in keeping us all honest and out of jail. She'll

00:03:38.760 --> 00:03:44.600

**Speaker:** meet us. The rules of order in decorum. Good morning, good morning! I heard. I certainly hope we keep you out of jail.

00:03:44.710 --> 00:04:04.769

**Speaker:** Welcome to the Portland City Council City Council is holding hybrid public meetings with in-person attendance, in addition to electronic attendance. If you wish to testify before council in person, or or virtually, you must sign up in advance by visiting the Council agenda on the Council Clerk's Web page@[www.portland.gov](http://www.portland.gov). Slash Council agenda.

00:04:04.780 --> 00:04:18.729

**Speaker:** You may sign up for communications to speak briefly about any subject. You may also sign up for public testimony on resolutions, reports, or the first readings of ordinances. Written testimony may be submitted at CC. Testimony at Portland, Oregon. Gov.

00:04:18.850 --> 00:04:30.840

**Speaker:** Your testimony should address the matter being considered at the time when testifying. Please state your name for the record. Your address is not necessary. Please disclose. If you are a lobbyist, If you are representing an organization, please identify it

00:04:31.090 --> 00:04:43.250

**Speaker:** for testifiers joining virtually, please unmute yourself. Once the council clerk calls your name. The presiding officer preserves order and decorum during city council meetings, so everyone can feel welcome, comfortable, respected, and safe.

00:04:43.280 --> 00:04:52.199

**Speaker:** The presiding officer determines the length of testimony. Individuals generally have 3 min to testify, unless otherwise stated, a timer will indicate when your time is done.

00:04:52.270 --> 00:05:11.339

**Speaker:** disruptive conduct, such as shouting, refusing to conclude your testimony when your time is up, or interrupting others. Testimony or council, deliberations will not be allowed. If there are disruptions, a warning will be given that further disruption may result in a person being ejected for the remainder of the meeting. After being ejected, a person who fails to leave the meeting is subject to a rest for trespass.

00:05:11.350 --> 00:05:14.790

**Speaker:** Additionally, Council may take a short recess and reconvene virtually.

00:05:16.650 --> 00:05:23.229

**Speaker:** Thank you and colleagues. This is an important council day. This is, of course, Black History month.

00:05:23.480 --> 00:05:29.909

**Speaker:** and we will be having a presentation as our first time. Certain presentation at 9, 45

00:05:30.290 --> 00:05:46.930

**Speaker:** on our Black history, month, proclamation, and celebration. Before we do that we'll get to communications. Our first item on communications is 108. Please call the first individual, and I believe there's going to be a substitution of the individual which which I have approved.

00:05:47.030 --> 00:05:55.250

**Speaker:** Thank you, Mayor. Request Lynn Hanlin to address Council regarding Zenith energy, new land, use, compatibility, statement.

00:05:55.780 --> 00:05:57.030

**Speaker:** And is it, Annie?

00:05:57.280 --> 00:05:58.450

**Speaker:** Any welcome?

00:06:06.640 --> 00:06:14.439



**Speaker:** Good morning. Thank you for the opportunity to speak today? I'm Annie Kapistani of South East Portland. Speaking for Lynn Hamlin.

00:06:14.530 --> 00:06:21.989

**Speaker:** I use the pronouns, she her. I am a member of the extinction rebellion. 350 pdx and scrub the hub coalition.

00:06:22.350 --> 00:06:24.159

**Speaker:** I will get right to the point.

00:06:24.230 --> 00:06:43.429

**Speaker:** The city must rescind the Lux, also known as the land use compatibility statement that was erroneously granted to zenith energy. In October by Commissioner Dan Ryan. We must clean up the mess he made before Zenith makes a dangerous, deadly mess of our Willamette River. In addition to rescinding the lux. The from the Hub Coalition has 2 other demands.

00:06:43.510 --> 00:06:51.839

**Speaker:** The city should immediately schedule a public hearing about the Lux and give Portlanders the opportunity to share their opinions on Zenith's operation.

00:06:52.350 --> 00:06:56.670

**Speaker:** A decision, a decision of such importance should have ample public input

00:06:56.860 --> 00:07:01.429

**Speaker:** and then second, and this is directed to Commissioner Rubio, who unfortunately is not here right now.

00:07:02.400 --> 00:07:15.639

**Speaker:** You are now overseeing the Bureau of Development Services. You have been a climate champion in the past, and we look forward to working with you to shut Xena down. Our coalition has requested a meeting with Carmen and Rubio, and we have not gotten a response.

00:07:15.680 --> 00:07:19.390

**Speaker:** We have sent our questions via email, but we have not gotten answers.

00:07:20.270 --> 00:07:32.679

**Speaker:** We had a brief meeting with Dan Ryan in January with a surprise appearance by Commissioner, but the meeting was dominated by condescending lectures from staff members, and then was unexpectedly cut short. We still have no answers.

00:07:32.870 --> 00:07:40.980

**Speaker:** When we get a proper meeting with Commissioner Rubio. We will have many questions, and they all deserve answers. Here is a small sample of those questions

00:07:41.290 --> 00:07:59.190

**Speaker:** one given impending earthquakes and possible derailments. How do renewable flu fuels address the dangers spelled out in the Cei Hub Seismic risk

analysis, Don't renewable? Still burn, spill, pollute and kill and as a member of Portland Net. I'm. Particularly concerned about that question.

00:08:00.270 --> 00:08:15.489

**Speaker:** The city's comprehensive plan has explicit language regarding community involvement, stating that the city works as a genuine partner with all Portland communities and interests, providing meaningful opportunities to participate in and influence all stages of planning and decision, making.

00:08:15.620 --> 00:08:20.040

**Speaker:** knowing that tens of thousands of people have expressed their concerns about Zenith.

00:08:20.500 --> 00:08:26.770

**Speaker:** Why did the city make a backdoor deal with Zenith betraying our trust and violating the comprehensive plan?

00:08:28.240 --> 00:08:33.560

**Speaker:** How did the benefits outweigh the dangers of Zenith's exports for the next 5 years.

00:08:34.299 --> 00:08:40.320

**Speaker:** What evidence do you have that zenith is, and will be, in compliance with the comprehensive plan

00:08:41.270 --> 00:08:48.180

**Speaker:** from the Hub.

00:08:48.370 --> 00:08:51.169

**Speaker:** We are here because we refuse to be ignored.

00:08:51.190 --> 00:09:04.489

**Speaker:** We are here to tell the City Council that it doesn't matter who holds the gavel. The real power is with the people, the voters, the taxpayers, the workers, the protesters, the old, the young, black, white, indigenous.

00:09:04.730 --> 00:09:09.879

**Speaker:** The power is in the people's hands. Please stop banging your gavel and listen to the people.

00:09:10.590 --> 00:09:11.240

Timer: Thank you.

00:09:15.600 --> 00:09:30.749

**Speaker:** Next individual, please. Item Number 1 0 9, and Commissioner Rubio is present Virtually she's not here in person, but she is. She is watching and hearing all of this, I want to assure you of that next individual, please. Item Number 1 0 9.

00:09:31.360 --> 00:09:37.899

**Speaker:** Request of Harlan Chober to address Council regarding the importance of meeting city climate goals. Now

00:09:38.100 --> 00:09:41.259

**Speaker:** welcome, Harlem. Good morning. Thank you for being here.

00:09:42.910 --> 00:09:43.470

Okay.

00:09:49.660 --> 00:09:57.230

**Speaker:** good morning. My name is Harlan Chober. I'm. Allied with the same groups as the previous speaker.

00:09:57.560 --> 00:10:00.420

**Speaker:** and my comments also concern Zenith.

00:10:01.460 --> 00:10:08.150

**Speaker:** I was in this room when the Council voted to ban expanding fossil fuel infrastructure.

00:10:08.700 --> 00:10:10.680

**Speaker:** and then I watched Zenith

00:10:10.870 --> 00:10:14.169

**Speaker:** expand its capacity many times over

00:10:14.470 --> 00:10:16.500

**Speaker:** all without proper permits.

00:10:17.630 --> 00:10:23.280

**Speaker:** Last year when they needed Atlanta's compatibility statement. You recognized

00:10:23.350 --> 00:10:29.660

**Speaker:** that their operations, in fact, Don't fit with Portland's plan, and you deny the likes.

00:10:30.040 --> 00:10:31.229

**Speaker:** Thanks for that.

00:10:33.010 --> 00:10:37.239

**Speaker:** Zenith appealed, but they lost it every legal turn.

00:10:38.170 --> 00:10:43.289

**Speaker:** Then in what to many of us, I got to tell you feels like a sneaky move.

00:10:43.340 --> 00:10:48.779

**Speaker:** You snatched defeat from the jaws of victory, and granted the lux

00:10:49.720 --> 00:10:54.090

**Speaker:** based on their their promise to convert to renewables

00:10:54.310 --> 00:10:55.790

**Speaker:** in 5 years.

00:10:56.470 --> 00:10:57.480

**Speaker:** why

00:10:58.180 --> 00:11:01.150

**Speaker:** regular citizens have to conclude that

00:11:01.190 --> 00:11:05.210

**Speaker:** that your real loyalties are somehow belong to big business.

00:11:05.850 --> 00:11:10.449

**Speaker:** All the evidence and testimony from neighborhood associations.

00:11:10.970 --> 00:11:12.880

**Speaker:** social justice, groups.

00:11:13.170 --> 00:11:17.789

**Speaker:** congregations, and climate organizations seem to count for nothing.

00:11:18.410 --> 00:11:21.639

**Speaker:** It looks like this is just how it looks from here

00:11:22.060 --> 00:11:26.140

**Speaker:** like your real marching orders come from the Portland Business Alliance.

00:11:26.540 --> 00:11:30.810

**Speaker:** and maybe from fear of Zenith's lawyers. It stole reefs.

00:11:32.140 --> 00:11:40.200

**Speaker:** You say that issuing a lux is a standard administrative function, and that you're not required to involve the public

00:11:41.230 --> 00:11:47.690

**Speaker:** but frankly that's disingenuous at best. There was a pattern of consultation.

00:11:48.080 --> 00:11:51.289

**Speaker:** and there was the expectation of an open process.

00:11:52.570 --> 00:11:58.850

**Speaker:** You showed further bad faith. On January seventeenth, at our scheduled meeting with Commissioner Ryan.

00:11:59.310 --> 00:12:02.779

**Speaker:** Our group had been strictly limited to 4 people.

00:12:03.120 --> 00:12:07.820

**Speaker:** They were confronted with a room full of at least 10 city employees.

00:12:08.310 --> 00:12:11.180



**Speaker:** Time was limited. Questions Weren't answered.

00:12:11.750 --> 00:12:13.830

**Speaker:** It was more like they were there

00:12:13.970 --> 00:12:17.700

**Speaker:** to be told how it was going to be than to have a conversation.

00:12:18.990 --> 00:12:22.219

**Speaker:** Please stop trying to out maneuver the public.

00:12:22.450 --> 00:12:25.489

**Speaker:** You're supposed to work for us, not against us.

00:12:26.470 --> 00:12:28.460

**Speaker:** The snakes are high

00:12:29.240 --> 00:12:31.689

**Speaker:** from lockmag antique to mosure.

00:12:31.820 --> 00:12:38.660

**Speaker:** to the unfolding disaster in Ohio. We know that rail, tank cars, derail and explode

00:12:39.450 --> 00:12:43.189

**Speaker:** our own C. E. I. Hub seismic risks analysis

00:12:43.630 --> 00:12:47.310

**Speaker:** is unequivocal fuel storage along the willamet

00:12:47.540 --> 00:12:51.929

**Speaker:** is a catastrophe spring-loaded and waiting to happen.

00:12:53.100 --> 00:12:58.779

**Speaker:** We know that when profits come from weapons or tobacco, or oxycodone

00:12:58.920 --> 00:13:00.160

**Speaker:** or petroleum

00:13:00.730 --> 00:13:05.240

**Speaker:** corporations cannot do other than drive all of us over the cliff.

00:13:05.930 --> 00:13:07.220

**Speaker:** If we let them.

00:13:07.800 --> 00:13:14.330

**Speaker:** Please stop caving into the big money, partner with your constituents, and rescind the lux.

00:13:15.170 --> 00:13:19.130

**Speaker:** Last time we left singing. We have got the power.

00:13:20.380 --> 00:13:21.160

**Speaker:** and

00:13:21.400 --> 00:13:26.750

**Speaker:** the mayor seemed a little bit uncomfortable with that. So today we depart in silence.

00:13:26.920 --> 00:13:30.650

**Speaker:** But we have for you. We present you with some

00:13:30.960 --> 00:13:33.150

**Speaker:** symbolic toy gavels.

00:13:33.350 --> 00:13:37.989

**Speaker:** with messages on the back to commemorate, to commemorate that occasion.

00:13:38.140 --> 00:13:44.330

**Speaker:** Thanks for your intention. Thank you, Harlan. We appreciate you being here, and thank you. Everyone for showing up. Thank you.

00:13:45.130 --> 00:13:48.930

**Speaker:** Next individual. Sorry, Commissioner Maps.

00:13:49.790 --> 00:13:50.700

Sorry.

00:13:50.760 --> 00:13:54.239

**Speaker:** Oh, i'm apologize, Commissioner Rubio.

00:13:54.560 --> 00:14:11.880

1. Comm. Rubio: Thank you, Mayor. I just wanna reiterate that as we made clear and previous communications, we are, you know we don't have the authority to resend this. The decision was processed in the same manner as every other lux.

00:14:11.890 --> 00:14:27.849

1. Comm. Rubio: and for this reason we can't create a special exception or procedure, or a different process for just one application. And as Commissioner Ryan made it clear last year. Zenith will be expected to maintain compliance with full Transparency

00:14:28.100 --> 00:14:28.800

I.

00:14:28.860 --> 00:14:37.549

1. Comm. Rubio: And to ensure the agreements are actual. Why so that won't change, and as it was referenced, you know, we brought.

00:14:37.900 --> 00:15:07.890

1. Comm. Rubio: you know, we pass rules to permanently halt the expansion of fast fossil fuel storage capacity at the critical infrastructure or energy infrastructure, hub

and change our renewable fuel standards to more rapidly increase the use of cleaner biodiesel and renewable diesel so this is an alignment with the right direction that we want to go, and quite frankly, we support any entity that wants to step up with urgency to demonstrate to us with clear and permanent shifts, away from fossil fuels and towards

00:15:07.900 --> 00:15:09.300

1. Comm. Rubio: cleaner fuels.

00:15:09.730 --> 00:15:15.790

**Speaker:** Thank you, Commissioner Rubio. Next individual, please. Item number 110

00:15:17.700 --> 00:15:22.490

**Speaker:** request of Jamie Doshier to address Council regarding recreation contract.

00:15:22.800 --> 00:15:24.130

**Speaker:** Welcome, Jamie!

00:15:27.660 --> 00:15:33.819

**Speaker:** Jamie was gonna join us in person today, Miss Jamie. Here, Jamie, are you here in the chamber.

00:15:36.750 --> 00:15:44.560

**Speaker:** I don't see Jamie. We'll move on to item 111,

00:15:45.320 --> 00:15:46.030

because

00:15:46.920 --> 00:15:48.479

the Us. So

00:15:50.910 --> 00:16:03.989

**Speaker:** do we have. Item number 111. Request of Frederick to address counsel regarding burea of development services. And how, Excuse me, Excuse me.

00:16:04.070 --> 00:16:07.099

**Speaker:** we're going to take a

00:17:34.070 --> 00:17:35.170

i'm right here.

00:17:47.140 --> 00:17:54.359

**Speaker:** Her back. Yeah, we're I'm: sorry. Yes, we're back in the session. I'm. Next individual for communications. Item: 111. Okay. Thank you.

00:17:54.410 --> 00:18:02.190

**Speaker:** Request of Brett Friedrich to address Council regarding Bureau of development services and housing crisis. Welcome, Brett!

00:18:04.450 --> 00:18:11.829

111. Brett Friederick: Hello! My name is Brett Frederick, and today i'm speaking on one of the challenges that prevents affordable housing from being created in Portland.

00:18:11.970 --> 00:18:16.140

111. Brett Friederick: The permitting process through the Portland Bureau of Development Services.

00:18:16.580 --> 00:18:23.290

111. Brett Friederick: I work for a local Architecture and Construction company that specializes in a to use and additions.

00:18:23.550 --> 00:18:30.189

111. Brett Friederick: Almost all of our work helps increase the density of Portland, and is for middle or low income level clients.

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111. Brett Friederick: Portland desperately needs housing at these income levels, however, most residential permits, such as building permits for a to use can take many months to be approved.

00:18:41.980 --> 00:18:49.470

111. Brett Friederick: Governor Tina Kotech has announced a statewide housing production goal of 36,000 new housing units a year.

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111. Brett Friederick: I am very concerned that the delay and permits being released, will impact the ability of Portland to produce enough housing to counteract the suffering occurring around us.

00:19:00.820 --> 00:19:12.649

111. Brett Friederick: In addition, if we are not careful in creating the right system for permitting, it will mean that permits, for very large residential projects will end up being an even greater percentage of the housing units created.

00:19:13.190 --> 00:19:19.019

111. Brett Friederick: This could end up funneling more wealth to top individuals, and not making for one more equitable.

00:19:19.890 --> 00:19:37.409

111. Brett Friederick: I believe that one of the best paths towards making Portland more equitable is to make it easier for middle class citizens to be able to develop multiple units on their properties, as the housing units they can afford to build will naturally be of small personal.

00:19:37.570 --> 00:19:39.070

111. Brett Friederick: an affordable scale.

00:19:40.520 --> 00:19:47.160

111. Brett Friederick: I believe that the Bureau of Development Services has an excellent program that can be adapted to allow for this kind of development.



00:19:48.000 --> 00:19:54.000

The field issuance Remodel program, also called the Fur program from Portland.

00:19:54.000 --> 00:20:12.000

Go. The fur program was implemented in 2,003 as a pilot, guide, pilot, permit guide program to serve contractors who perform recurring residential alterations, additions on one or 2 family dwellings and accessory structures to streamline the plan review and inspection

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Process from my experience. The fur program is the best way for smaller scale.

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Equitable and responsive residential development to occur in Portland.

00:20:22.000 --> 00:20:27.000

Most building permits are able to be approved within a month of the application date.

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I recommend that the City Council proposed to the Bureau of Development Services and Expansion of the fur program to include all types of housing under the residential Infill project.

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This would open up the program to Adeus, and smaller multi-unit buildings, such as duplexes and quadrplexes. Thank you for your time and consideration.

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Brett, can I ask you quite this? This is Ted, this strikes me as a very reasonable strategy.

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Can you infer why this is not happened? Up to this point?

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I believe that the greatest challenging greatest challenge to implementing this is that the fur program requires a sort of one on one relationship between the contractor and the inspector.

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And so this would likely require more inspectors, and I do not know.

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You know how much you experience, or you know what seniority is required to.

00:21:37.000 --> 00:21:52.000

You know, reach that level of searching for the inspector to be allowed to take a like a one on one approach to assessing the safety of a building, and so

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Alright. Well, I and I shouldn't ask you to be the expert on this that's our job, I guess.

00:21:59.000 --> 00:22:16.000

But let me just put it this way. I think this strikes me just as a top-line smart strategy to at least look into. And I see Commission Rubio has her hand raised, and maybe this is something she's already considering Commissioner Rubio

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Thank you. And and actually, no, Mayor, I I just took a note down so that we will follow up on this particular recommendation.

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And I'm communicating with my staff already. Thanks for bringing it up.

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Yeah, good, yeah, Brett, thank you. This is exactly. This is very, very helpful public testimony, because it's allowing us to look at something that that frankly, I haven't considered.

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I'll just speak for myself, but it just it strikes me as a very reasonable thing to look into.

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Really appreciate your bringing it to our attention and Commissioner Ryan, shaking his head.

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Yes, too. So thanks. We appreciate your bringing that to us.

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Thank you, of course.

00:22:56.000 --> 00:22:58.000

Thank you. Our next individual. We didn't get Jamie back in the chamber, did we, Jamie?

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Jamie Doscher, yeah, no. Okay. Let's see.

00:23:09.000 --> 00:23:14.000

Where am I? 1? 12. Correct. Yes. Next individual, 112.

00:23:14.000 --> 00:23:23.000

Please request of Susan free to address each council regarding light, trespassing, and nuisance behind springwater flats. Welcome

00:23:23.000 --> 00:23:27.000

Oh, hi! Everyone! Thanks for hearing my testimony!

00:23:27.000 --> 00:23:32.000

It's a pleasure to speak with everyone today. So so yes, this is concerning the light nuisance.

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So I I wrote this out. So this is in reference to a light nuisance that I've encountered while living at spring.

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Water Flats, and Selwood. Excuse me, I'm a little sick today, too.

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Apologize. So my hope is that the city implements, standards for residential properties to reduce light pollution and protects it, protect its residents from faulty, excessive lighting.

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It seems that South Hillsboro has implemented some residential light trespassing standards, and I sent this over to the castle for the reference, also International Dark Sky Association they're they're also a useful resource.

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They have a fixture. Of a fixture seal of approval program which outlines lighting components, specifics based on their use and settings.

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So my hope is that eventually the city of Portland implement some light trespassing standards similar to the city of Hillsborough, so essentially, what can help me to write this?

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So the owners behind my building on that 1,664 southeast Amino Street, in Portland.

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They have floodlights which shine into the units of spring water flats, apartments, and directly into my second story unit.

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So I work to find some resolve, and I recently rented this apartment, and since then I've tried to reach out to the phoneer of the property and their property manager just share strategies to remediate the situation.

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So letters and advice on how to lessen the light intrusion

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So, going further. My hope was that after a few conversations and a letter to the owner and his property manager that they'd implement strategies, namely, installing emotion detector using amber colored lights approximately 220 kelvin using low brightness, light

00:25:43.000 --> 00:26:04.000

Approximately 1,550 to 450 lumens, or implementing fixtures that prevent, light from trespassing beyond the property components like shields and angling the light downwards, so that it wouldn't stream he on the property their argument is that

00:26:04.000 --> 00:26:08.000

it deters potential criminals. But I'm I'm not so.

00:26:08.000 --> 00:26:14.000

Sure that that is accurate, so so I'll wrap this up.

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Yes, so the light essentially comes on before desk, and and it goes off about maybe 9 am.

00:26:26.000 --> 00:26:37.000

So yeah, it's I. I'm just curious. If if the city could maybe implement some type of standards for residents, as far as Julation goes, thank you. Appreciate it.

00:26:37.000 --> 00:26:41.000

Thank you and Susan before you hang up. Thank you for your testimony.

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Commissioner Rubio has her hand raised, and she might be speaking to this commission.

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Ruby.

00:26:46.000 --> 00:26:47.000

Thank you, Mayor, and and just, and may maybe you can also, if you have anything to add about the Dark Skies project.

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But we just cancel just funded a dark guys project.

00:26:56.000 --> 00:27:02.000

And we're commencing that work, and it's going to be carried out by the Bureau of Planning and Sustainability.

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And Susan, we have your your letter, and we will make sure that we get it to the right folks in the bureau.

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So.

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Oh, I appreciate that so much. Thank you.

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Susan. Also, you just stumbled onto one of my PET peeves.

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I don't have a lot of them, but this is one of them.

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I'm a fairly light sleeper, and I've never understood why people feel like they need to have a flood light on a neighbor's house or building that that makes 0 sense to me.



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And I totally empathize with your situation. I get why the landlord or the building owner might want to have lighting on the ground adjacent to their building.

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But why? They they would think it's okay to illuminate your second floor of apartment is beyond me.

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We will obviously continue to look into that as Commissioner Rubio said, we have your name and your address, and I know that that her bureau will follow up on this.

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So thank you for bringing it to our attention. I am not familiar with Hillsboro's regulations, but I will educate myself on that.

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Yeah, I included only

00:28:12.000 --> 00:28:15.000

I will see what they are doing, and to the degree that there's common sense, things we should do them

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Yeah, absolutely. Well, thank you for the sympathy. And I also included that Hillsboro link.

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It's yeah. Yeah. I included some useful resources in case the City Council and and everyone would like to reference them.

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So I appreciate your time. Thank you.

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Yeah, thank you. Susan Getwell.

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All right. That completes communications to, and we'll just take care of the consent agenda has.

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Have any items been pulled off the consent. Agenda?

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No item. Please call the Roll Rubio

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Bye.

00:28:49.000 --> 00:28:54.000

Ryan. Aye, Gonzalez, a maps. Hi! Hi!

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Wheeler! Hi! The consent agenda is adopted the first time certain.

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Item number 1, 1, 3, proclaim, February 2023, to be black history month.

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Colleagues are. Next item is Keelan, just indicated?

00:29:12.000 --> 00:29:25.000

Is our black history. Month proclamation authored by the city African-american network, otherwise known as Can Commissioner Maps, will now introduce the can leadership team members who've joined us today.

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Thank you for being here, and thank you, Mr. Mayor, colleagues, this morning I have the honor of introducing members of the city African American network who will lead today's Black History month, presentation and profiling.

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Now, of course, the city African-american network, also known as Can, is made up of city staff, who volunteer their time to advocate for fair employment opportunities for black public servants here in the city of Portland, can is also the primary organizer behind the City of Portland's

00:30:01.000 --> 00:30:08.000

Annual black history, month, proclamation. And now I will turn the floor over to our colleagues from Can.

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Please take it away. What? Good morning. Morning. So just gonna introduce ourselves here.

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Can leadership. I am Marvin Dean. To my left is Tysa Mccool Riley.

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So her left is Ernie Jones, Jones, Gwen Thompson, and Ira Bailey, and to my right in Shrell Hostley, and Melody.

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Brooks is back there. So we have 5 members here that are active.

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Can leadership. 6, 6, 6 members that are active can leadership in like a Commissioner?

00:30:50.000 --> 00:31:00.000

Maps say we do this every year, at least for the last 4 years that I've been a participant in can

00:31:00.000 --> 00:31:06.000

Yes, oh, good morning. I'm Tai Shima Kle Riley, housed in civic life.

00:31:06.000 --> 00:31:11.000

I am the Mental Health Program specialist for the city, and that's part of ken leadership.

00:31:11.000 --> 00:31:20.000

This morning, as we prepare to read the proclamation for Black History Month, and we really speak to the theme for black history months, which is the black resistance.

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I think that it's important for us to reflect as individuals as a society, as a community, to really just reflect on where we are, where we've been, where we would like to see ourselves going, and what it takes to actually get to that place and get to that place in an intentional and meaningful as well, as

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Impactful way. I would also encourage us to resist, to continue to perpetuate the systems that continue to marginalize, suppress, and oppress the black experience in the black voice and black elevation, and then I encourage those who are part of the black community to prepare to push forward to

00:32:10.000 --> 00:32:21.000

Continue to really call ourselves to a higher place, regardless to the circumstances that we often endure daily as black people, and I will pass it on to earn.

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If there's anything you'd like to say, Ernest Jones Bureau Emergency management.

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It's all right. Think I think we can move forward

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We're passing it back to you. Is that complete?

00:32:47.000 --> 00:32:51.000

Your presentation. Yes, sir, no, of of just that. That the introduction?

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Yes, so at this point I would ask my colleague, excuse me, sorry, thank you for having us.

00:33:00.000 --> 00:33:10.000

We have one more thing that we want to have as part of our presentation.

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I'm in the back because I'm checking on the food downstairs.

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But for the first time with halls I am super excited.

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We did this, I think, 2 years ago, but it was on Zoom.

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We are going to have the Black National Anthem saying here in council of Chambers, and that is by a wonderful Congress, also a city employee

00:33:43.000 --> 00:33:54.000

Every voice. And she, Okay.

00:33:54.000 --> 00:34:11.000

Spring with a Oh, knees! Oh, let's see

00:34:11.000 --> 00:34:41.000

Hi! Yes, the is me stands! Let it reach out loud as the Roy a see all that crazy justice, dark past, has all of the hope that the present has brought us.

00:34:46.000 --> 00:34:57.000

Facing the rye, zing son of our new day.

00:34:57.000 --> 00:35:23.000

Let us march on till victory a one! Wow!

00:35:23.000 --> 00:35:24.000

Thank you. I don't want to follow that. Who wants to go?

00:35:24.000 --> 00:35:36.000

Commission Commissioner, Gonzales. I'll go ahead and go last Commissioner Maps very brief comments today.

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I just want to thank Can for all their work. They did this year and every other year to help make the Black History Month Proclamation.

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Happen? We really appreciate your work, not just on the item that we're dealing with today.

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But I really appreciate your advocacy on behalf of black employees here in the city.

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I want to pledge my commitment to work with you and partner with you, to continue to make conditions for our employees of color.

00:36:01.000 --> 00:36:07.000

Better. We really appreciate your partnership and your leadership in the space. And we're really glad to see you here today.

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So thank you very much, and with that I'll turn the floor back to Mr.

00:36:10.000 --> 00:36:18.000

Mayor Gonzalez. I just wanted to thank you, Ken, for today's presentation and for the work you continue to do on behalf of year round.

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Not just today. You're around for African-american employees.

00:36:22.000 --> 00:36:26.000

By highlighting their experiences their live lives. Let's this month.

00:36:26.000 --> 00:36:38.000

Let's celebrate black History month. Not just in words, but with our actions, by supporting black owned businesses, by restoring the safety and livability to our neighborhoods across Portland.

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Let's make sure our black businesses are being supported with technical assistance and having access to contracts at the city of Portland to create a level playing field for Portland's black entrepreneurs for all the hard work ahead of us.

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That's required. Restore Portland safety and livability.

00:36:53.000 --> 00:37:04.000

We need to engage with our communities across the city, including the black neighborhoods, black communities at churches, businesses, and be responsive to their concerns as a city, and then, let's do it again in March, April, and may not just in February.

00:37:04.000 --> 00:37:16.000

Every month, because this can't just be a one-time deal a one-month deal, but a permanent part of who we are as a city in Portland, and that's raising all voices.

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And in this today, in this month, we're celebrating black voices.

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So. Thank you. Thank you, Commissioner Gonzales. Commissioner Rubio

00:37:24.000 --> 00:37:43.000

Thank you, Mayor, and thank you, colleagues, for bringing this forward, and can for bringing this forward, and all the work that you do today and every day, and for your presentation I really want to lift up and appreciate your leadership can for this past year, in particularly for continuing to provide a safe space

00:37:43.000 --> 00:38:04.000

for our city's black employees, who, despite our best intentions, do not always feel safe at work, and also for speaking truth to power and for highlighting the systemic issues that have plagued this city and this country and black community since the beginning of time and I want to acknowledge that

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there are longstanding and disproportionate impacts of racism, and anti-black policies and systems that you know the impacts of that on the black community, and black people.

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And as public stewards. It's our responsibility to take our role in these systems.

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And we'll learn about it. We name it, and we take action to transform these very things that prepare these these inequities.

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So I wanna thank our black employees for their service over the past several years, and especially during these challenging times, we see and acknowledge your unique experiences and might team and I will continue striving to do what is in our authority.

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And me as person to interrupt and strengthen, rebuild systems in order to enable black people and black communities to be seen and valued, and thrive in Portland.

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So thank you again for everything you do, and for making the city a better place, that it is

00:39:05.000 --> 00:39:08.000

Thank you. Commissioner Rubio, Commissioner Ryan. Yes, thank you, Mayor.

00:39:08.000 --> 00:39:12.000

I want to thank all of you for being here today. Brevity's leadership scale.

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And, Tisha, you just got to the heart of the matter.

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So thank you for that demonstration. I also have to acknowledge Miss Kimberly back there.

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I did take a picture and send it to your dad, and knowing you for over 20 years.

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And wow, you're so it's amazing. So a little, my feelings just watching you perform.

00:39:31.000 --> 00:39:49.000

Thank you for being here today. Black history Month provides all of us an opportunity to reflect and that's what we should do on the contributions and the sacrifices that you have to go through to those places of being a person who can contribute so many more obstacles than I could have ever

00:39:49.000 --> 00:40:02.000

Understood. And so I just want to acknowledge that it's it's a it's a time to celebrate that resilience and that strength and the impact that you've had when I think of the African-american experience it's I think of arts and culture.

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Of course but I think of science technology, which I don't think it's lifted enough.

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And of course, activism and leadership. But it's also military armed forces.

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Government first responders, the African-american community has always been in those positions providing leadership and providing strength and resilience for all Americans and and for me, because of my time spent with children and youth.

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It's always. And the educators and I know my educator friends who are black really need this month to be lifted but the good news is today.

00:40:37.000 --> 00:40:38.000

The children are getting a much more honest history, just honest history, and they are teaching it, not just in February.

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Think goodness, but throughout the year, and if there's school district isn't doing that, then of course, we have to keep a watchful eye.

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One of the best moments is past. Year was actually seen. Pps changed the name of the headquarters of Pps from the Blanchard Building to Dr.

00:40:59.000 --> 00:41:04.000

Matthew profit, as you all know, he was an amazing superintendent.

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He was there for 10 years, single-handedly increased the number of African-american teachers and staff having a quadrupled in this first couple years, and that that's a big seat that was planted, and yes, Dr.

00:41:16.000 --> 00:41:27.000

Profit needs a lot of deserves that attention. So I'm grateful that that reckoning took place over this past year, and I was honored to be a part and supportive of that.

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So. But also I want to turn to my colleague Christian maps, because I think you're the fourth.

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Is it the fourth African American to serve on our city council?

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And not only are you our infrastructure City Commissioner and hold us accountable to that.

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Like nobody's business you're also a really active parent.

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Fact, you could cut me off for good reason, because you're in between child drop-offs in the morning.

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So the fact that you're the black man raising 2 black sons is probably the most I know.

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It's the most important thing you do, and you don't talk about it a lot.

00:41:58.000 --> 00:42:17.000

But you just do it. So I just want to let you know how much I honor observing you as a parent, and I'll end with my favorite author, and he really has been my favorite author for a long time and one because I lived in Harlem in 86 I know it dates me and William

00:42:17.000 --> 00:42:19.000

Baldwin's memorial service took place just 2 blocks from my house, and it's a day I'll never forget.

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It was absolutely beautiful, and I already had read a couple of his novels, and every time I read them I have to reread after reread sentences and paragraphs over and over again, because he was deep.

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I mean there was so much a economy of language and everything that he wrote.

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So for those of you out there that haven't read a James Baldwin novel.

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Get with it what I like. There's so many quotes that you could do.

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But this one rang true today, and my staff are Darian Jones.

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It really lifted this quote out so thank you, Darian, for serving our city on a daily basis as a strong African-american man.

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The paradox. Here's a quote, the paradox of education is precisely this, that as one begins to become conscious, one begins to examine the society in which he is being educated, I'm humbled to be a part of today's proclamation thanks again for being here thank you thank

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You, Commissioner Ryan, and I'll add my voice to our thanks to our city employees.

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This has been a very, very difficult period for all of our city employees, and they do tremendous work in this community.

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And I don't need to say that it's thankless, and I also hear from our employees of color, particularly our black employees, that there are extra impediments to being successful, that we have a duty and a responsible responsibility here to provide adequate support and the tools that that you

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and all of our employees need to be successful. And I want to acknowledge that you're not just people in the community who are passionate and caring about the community.

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You're also part of the city of Portland team, and strength of that team.

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Spirit has been tested over the last several years, and I want to thank you, each of you personally for the commitment that you've made to strengthening all of us.

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Through your leadership. So I just want to start by saying that, speaking more broadly, obviously, black Portlanders have made huge contradictions, not only to this community, but to this nation, and we want to make sure that we continue to support a vibrant culture here in our community and make sure that as my

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Colleague said, we also support shared economic prosperity through supporting nonprofit organizations that work with community supporting small business owners and operators as they struggle in a very challenging business environment to be successful and also acknowledge that there's a lot of

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Reconciliation that has to happen across the board in every aspect of life, and I don't need to tell you more.

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You know about health care disparities, you know about educational disparities, you know about despairities in law enforcement, in the list.

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Go on and on, and on, and there are days when it feels like we've not made much progress, and I see Black History month as an opportunity to celebrate where we've come.

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But also as a reminder that we're definitely not there yet.

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And none of us succeed. If the black community doesn't succeed, it's

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In many ways.

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Really the center thread of our American existence. It's

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It's about strength, it's about resilience.

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It's about getting out each and every time, and continuing to lead.

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I also like to take this opportunity to thank some people personally.

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This has been a very difficult

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Year for me, for a variety of reasons, and this isn't about me.

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I'm making this a larger statement, but I think about who stood with me during this last year, and I think about the circumstances of those individuals who stood with me, and I think of Senator Avil Gordley, who has repeatedly stood with me over the course of the last year and there are many reasons and excuses

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she could have used to not stand with me, but she leaned in, and she was always there for me.

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I think of Senator Margaret Carter, who repeatedly reached out to me over the course of the last year, and basically asked, How can I help

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She's 87 years old, is it she? She 87.

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I don't. Timeless, she does, and she's inspiring to the community.

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Last, but not least, my friend Margo, you don't know her.

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It's not important, but I do, she's been there, and I appreciate it.

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So I I just the long way of saying maybe too emotionally, maybe 2.

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Personally, this isn't just another proclamation.

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This is about who we are who we are as a community.

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The contributions our employees to this community and unbridled hope for the future

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And with that I will turn this over to our authors and our presenters from Can, who will read this year's Black History Month Proclamation.

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Thank you. Thank you. Mayor and commissioners

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Whereas the city of Portland ticks pride in joining Americans throughout the country in recognizing February the twentieth, 23 as Black History month, and whereas, black History month recognizes and pays tribute to the contributions that African Americans have made to American history and their struggles

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for freedom, inequality, and deepens our understanding of just how intertwined our histories are, and whereas the theme term for 2,023, black resistance allows us a moment of contemplation and reflection on African-americans fight against historic and

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ongoing oppression in all its forms, including physical, mental, academic, professional, legal, political, and social, and whereas blacks have found ways to operate outside of the system and foster hope within our own communities to promote and empower black people, to persevere in spite of the intensity of white

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supremacy that we endured daily and whereas we give respect and honor to those on whose backs were built the foundation of today's civil rights movements at the cost of their blood. S.

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Sweat, tears, and sacrifice, sometimes figuratively and sometimes literally recognizing the frequency of comparison to the black experience that many movements have relied upon and included in their narratives.

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And whereas the black voice refuses to be silenced as a people, we will continue to rise, evolve, and elevate to higher heights and levels, with no regard for the literal and theory of hurdles that have been set before us for generations our truth and our voices cannot be

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Muted, our voices, our powerful influential, and encouraging, and our truth, writes the real narrative of the black experience, and whereas we recognize that many tools and weapons of oppression are designed to be self-inflicting, and unfortunately were successfully distributed by their beneficiaries of black

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Self-destruction. From the time of the creation of the animosity between the house and the field negroes to the drugs and guns epidemic that currently play our communities and neighborhoods, and is and is exploited for profit and whereas the black community still experiences the

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Trauma from a health care system that was developed on the premise that the negro is less human than the white man, that mental health concerns in the black community were something to be either hidden or accepted, that emotional fatigue is communicated as weakness in relation to the idea of

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The strong black man and resilient black women, and that the pursuit of spiritual health has been characterized as cartoonish, outdated, and irrelevant, and whereas we are a resilient people, refusing to be victims in downtrodden standing strong uniting and

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Rejecting the systemic belief that we are less than, and undeserving of humane treatment that includes being treated with respect and dignity as the minimum.

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And whereas we were bail against extra legal vote, systemic racism, discrimination, suppression, Russian and any type and any treatment against the black diaspora that neither honors us as a people nor empowers us to embrace our truth build ourselves up and have allies that we'll reject the

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racist foundation that our nation was built upon, and continues to perpetuate, whereas the attacks on the Black family have been intended to harm the African American community in many instances they have created deeper, more determined roots from which a foundation of incredible strength resilience beauty creativity.

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Love and unity has grown supporting growth in the areas of education, science, medicine, arts, sports, finance, politics, and whereas there are a few, if any, beings more beautiful than the loving touch of a strong black man, the kind encouraging words, of a strong black father, the genuine respect and consideration of a

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Strong, understanding child, and the African-american is prepared to go to battle for what should be rightfully ours.

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This preparedness is a part of our narrative, and has cultivated our courage.

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Drive, resilience in the face of adversity and inequality, all of which is the identity of the Black Family, and whereas black resilience, brilliance, innovation, and power can be seen woven throughout our existence, and will continue to rewrite the narrative of the black

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family and continue to break their years, challenge the status quo, and create opportunities for our contributions to be highlighted and embraced, and whereas we, as a people, are saying no more of the same, our humanity matters our struggle matters our triumphs matter our lives, matter and our black experience

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matters today we celebrate our blackness without reservation or hesitation.

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Pride and honor, and listening. Now, therefore, let it be resolved.

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The city of Portland and Portland city council do hereby proclaim February 2023, to be black.

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His history. Month in Portland, and encourage our residents to observe this month.



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Thank you all. Really appreciate. Thank you.

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Thank you. And before we step away again, thank you all for having us, and we just want to let everyone out there knows that there is great food and goodies downstairs, and some amazing artwork by African American artists down in the atrium awesome thank you.

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Appreciate it. Thank you.

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What time does that go to the celebration? Until 1230 P. M.

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Today, exactly ever even keep it tight. Thank you. We'll move to our second time. Certain.

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Item, please. Item number 1, 1, 4, amend planning and zoning code in accordance with the electric vehicle.

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Ready code project recommended, draft to create regulations and standards for electric vehicle infrastructure.

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All right. Commissioner Rubio

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This is the second reading, correct.

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Yeah, you're right. It is second reading. This has already heard a presentation.

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There's been public testimony on this item. Is there any further discussion?

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Seeing none. Please call the roll, Rivia

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Sorry. I'd like to thank in group fish, and Sandra Wood for all of the excellent work put into this this work to bring us this final vote today.

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I'd also like to acknowledge the planning and sustainability commission for bringing forward this project.

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This project will ensure that new residential development provides the infrastructure needed for future demand of electric vehicles, and it allows for a

more equitably balanced expansion to those who would otherwise not have access to this infrastructure and it also ensures that our new

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Residential developments will have the adequate infrastructure.

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As we continued the transition towards Evs in Portland, so I enthusiastically vote.

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Ryan.

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I,

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Thank you. Commissioner Rubio, and thank you. Bps team.

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There you are! Back there! Take a bow, colleagues, by implementing these recommendations, Portland can remain at the forefront of electrical vehicle revolution, and contribute to the fight against climate change by reducing the transportation sector's carbon footprint this

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Legislation to me is about access. Too often the emerging green economy is not accessible to the working class.

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This is a great step in that direction. Availability of ev infrastructure will attract business and investment to the city supporting Portland's electrical vehicle.

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Ready code project and its recommendations is crucial for creating a cleaner, greener, and more sustainable future for our city ivory.

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I Gonzales, I did not originally anticipate having much to say on this, I've historically been a strong advocate for electrification.

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Ev adoption in my household, how to ev vehicle for a number of years, trade it for a bike, for more exercise and a little bit of household economics.

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I do want to make a few observations, and on the thinking behind this, and as we approach future code requirements that would impact multifamily, specifically you.

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So we're really at a forefront of a conflict at times between affordability and our responsibilities with respect to climate change.

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And I want to test some assumptions just at least put them on the record with respect to climate change, I think many of us in the Portland Metro make assumptions that we have a great deal of energy coming from Hydro, and while that's true, we looked it up this morning Pge, is still 25%

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Generated by coal as of 2,020 over 20%.

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Now gas. Pacific power is 46, almost 47% coal, as of 2,021, and 18.4%.

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Now gas. And so I think we need a level set as a community in embracing electrification, while that feels like that's the future that continues to drive certain energy consumption than suboptimal in.

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I'm down with the direction I just wanted, that we're clear on that when we're talking about electrification over the short medium term.

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Now, I want to turn to affordability. I mean, this is real.

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The real crisis of the moment for the city of Portland, and while the incremental impact of this ordinance or this change is fairly small, particularly when you're looking at the difference between the state and the city standards, I don't anticipate this is going to significantly drive up new development

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Costs and that's you'll see how I vote here in a second.

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That's ultimately how you get comfortable on this.

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But I do want to document a couple of pieces here. Portland is far behind on producing adequate housing supplies.

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The recent regional housing study need in all analysis showed that the Metro needs 225,000 units over the next 20 years.

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And we're currently using 60,000 units. The underperforming towards that goal.

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This is a significant gap in the metro area. Governor Cotex, executive order establishing a statewide housing production goal we are far behind that in the metro area there is substantial work.

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We need to do, and every incremental decision we make, it needs to be with those in mind.

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I think we need generally speaking, in the city of Portland, to consider pausing new requirements that may add cost or complexity in the development of multifamily or any housing stock until we are on track to meet our long-term supply goals and that's a general observation encourages all to think

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About that. And again, this is an incrementally a small is going to have a small impact on cost.

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Potentially a small impact on the permitting process. But it has been a death by a 1,000 cuts in the development of multifamily in the metro area, and in recent years many venerable goals have been pursued, but have incrementally driven up.

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Costs have incrementally made it more difficult to get through the permitting process.

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I think with that. I you know there are some other pieces that I'd like hopefully as we're looking forward to things that impact multifamily development.

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Some assessment on the potential impact on reduced number of units for each incremental action.

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It'll be very, very specific. So the projected costs on this may be 1% on the overall construction cost of a multifamily development, but you add the 1% to the 1% to the 1%.

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You know we've disted the bird safe glass ped.

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Pdx. The inclusionary zoning all good things, all trying to do good things in in the community, but each of those incrementally drives up cost and complexity, and I just like us to think about that can we quantify the impact on the number of units generated with each of these

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Incremental steps again ultimately, I don't think this has a significant impact by itself, but it is part of a broader issue that I like us to keep focus on.

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With that I vote I maps. I want to thank Mr.

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Rubio for her leadership on this item. I also want to recognize and express my appreciation for the Bureau of Planning and Sustainability for further work in this important space.

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I want to also would like to take a moment to recognize the work that Peabody has done in partnering with Bps to figure out how we can build an electric future.



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I think I hear the concerns raised by my colleague Renee Gonzales, around the trade-offs between building, affordable housing and building towards a green future.

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I believe that it's possible to strike our right balance between the 2.

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I think that our future is electric. And this is an important step in that direction.

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If we move towards electric, I think we are in a much better space to achieve our climate goals.

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I want to state that I and Peabody are going to be deeply committed to helping make this future a reality which is one of the reasons why, in coming months, Pea-BoT will bring an ordinance before this Council, which I think may address some of the concerns raised by Commissioner

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Gonzales will bring forward a proposal to bring Eb.

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Charging to the right of way, which allows folks to engage in this.

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Do technology without adding costs to a new multi-filled housing.

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I look forward to introducing this idea to this council and to the public in the coming months, but in the meantime I both I wheeler good work, mission good work, Commissioner Rubio, and to your team.

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I think this was a very reasonable and pragmatic but important step for it.

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I vote the ordinance is adopted. Item 1, 1, 5, a report, except the year 7 bond Oversight Committee report on the 68 million dollars, 2,014 parks.

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General obligation. Bond, Commissioner Ryan

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Colleagues. Let's see, here we are, tree Cap.

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When the parks replacement bond passed in 2014, which is almost a decade ago, and the ballot measure called for an independent oversight committee.

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Last week we heard from the staffs overview on this, and today we'll hear from the community Committee in keeping with that measure the Bond Oversight Committee was established in 2,015 members of the oversight Committee are pointed by each Council Member and they represent the Portland

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community, the purpose of this committee is to review the work of the Portland Parks recreation in carrying out the promises and projects of this bond measure.

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The committee report being presented today was created in response to the seventh annual report on the parks, 2,014 general obligation bond that I just mentioned.

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That was, of course, last week. Hello, Robin! Let's see that report is based on independent research and analysis.

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That includes program evaluation and recommendations for moving forward as a bond program completes their work.

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I know this is really just phase one. As we dig out of decades and decades of neglect, and we are off to a good start.

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I'm thrilled to introduce Committee member.

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David Stezac. He will be representing the hardworking park, spawn Oversight Committee, and he will ensure us that our tax dollars are being spent with integrity, as the voters wish.

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And here you are, David, to tell us more about it. You're remote. Is that correct?

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I am correct. That is correct. Can you guys hear me? Okay.

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Okay, yes, we can hear you loud and clear. Take your way, David.

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Can you see me, too? Am I able to be seen there

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I see you. Yeah.

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Awesome. So we're almost almost face to face. Hello, everybody!

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Mr. Mayor, members of Council. Good morning, my. My name's David Sayzack, president of Southeast Portland, and the chair of the community, led parts replacement bond, Oversight Committee, and I'm very happy to present to you today.

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Our annual report for the 2,021, 2,022 fiscal year, and give you a brief summary of the report Commissioner Ryan, just did a great job of bringing up to speed on the on the bond.

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That was passed in 2,014. And again, this is the seventh year of us creating this report back to you folks.

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Oversight committee continues to receive regular updates from Portland parks and wreck staff and meetings are currently held remotely by video conference and in person.

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Even at recently completed projects, or even projects under construction.

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So that's been a treat. And additionally, information is received via emails.

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And on the parks bond replacement website. The other 3 members of the committee are Carl Chang Karen, lover, Tracy and Brianna Weston Scout.

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This the seventh year the Bond Oversight Committee has the privilege of Savannah's report to the Mayor in the Council the committee would like to share our heartfelt appreciation for all the Ppn.

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Our staff, and for the botan what the bond program has done to keep our city and its amazing parks here for us these last few years, through a pandemic, through extreme weather, events, the parks have remained here and operational for all Portlanders 2022 is a significant year for the

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bond as 2 major projects were finished in the final project began construction as an oversight committee were charged with 3 specific categories or objectives as it relates to the original bond.

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The first objective is adherence to the language of the bond, the second is fiscal accountability, and the third is transparency objective. One. Adherence to the bond language.

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The voters approved, the bonds to fix playgrounds, improve park facilities, improve park safety and improve part accessibility specifically, the funds are for repairs and other capital costs, not operational expenses, as we complete the seventh year of this bond measure 51 of the 52 identified

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bond, projects are now completed. In the last remaining project, amount Taber Yard will be completed this year.

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So a kind of a round of applause that we're we're almost there.

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The criterion has been and continues to be met.

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The bond oversight Committee receives regular updates for review, and is confident that the costs are appropriately spent.

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3 bond issuances were made in an audit of the bond program.

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Performance was completed in 2019, because, confirming the objective continues to be met for objective to maintain fiscal accountability as a core driver.

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The parts replacement bonds. The dollars are clearly in separately tracked to ensure integrity and accurately of all financial statements.

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Ppnr. Remains fiscally accountable of bond dollars, with a separate tracking system accessible to all staff and administrated overhead, is lower than 10% of the total budget goals.

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Budgets are on target and all categories, except for pools and maintenance yards.

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Currently hilights of some of the fiscal achievements have been that 40% of the value of all bond construction contracts have been awarded to disadvantage business enterprises.

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Minority owned women owed emerging, emerging small businesses and service disabled veterans, business enterprises, 31% of the value of all professional services awarded debate projects were awarded to those covid approved firms far surpassing the original targets.

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Of 20%. So another he's off for that moving on to objective 3 transparency.

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The PP. And our bond team has demonstrated transparency and accountability in several significant ways.

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Firstly, by issuing annual reports which are available all online and this year the executive summary is also in English and in Spanish, secondly, the full performance, audit and completed in 2019 is also available online.

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And it's finding to demonstrate that the bond program has been successful in delivering on the promises made of the community measure 26159, and in Council resolution 37, 0 85.

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Lastly, as more projects are completed in the final project finishes construction.

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The bond community engagement staff have focused on providing regular website updates, construction signage.

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And social media posts about ongoing projects, bond oversight committee would like to congratulate the Ppnr Bond team on its success in the last 7 years.

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And the finish line is definitely insight. Like last year's report.

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We'd also like to recommend a final performance audit be conducted, after all the bond projects reach final completion, and it's findings.

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Be submitted to the bond oversight Committee in the City Council.

01:09:54.000 --> 01:10:04.000

We'd also like to suggest a final public survey and staff survey be taken to gauge the overall success and awareness of the lasting efforts of the 2014 Parks replacement bond.

01:10:04.000 --> 01:10:06.000

It's my pleasure and privilege to serve on the Parks replacement bond oversight Committee, and to present our annual report to you, Mr.

01:10:06.000 --> 01:10:17.000

Mayor and our distinguished council members. If you have any questions or comments about the report or this presentation, I'd be happy to take them. Thank you.

01:10:17.000 --> 01:10:23.000

Thank you very much for your presentation. Call each colleagues any questions

01:10:23.000 --> 01:10:24.000

Nope, I think we're good. This is a report I'll entertain a motion to accept the report.

01:10:24.000 --> 01:10:31.000

So moved! Oh, are I apologize? Look! I I got it.

01:10:31.000 --> 01:10:36.000

Out of here. It was close to do we have any public testimony.

01:10:36.000 --> 01:10:38.000

We know how many ones. Very good. Commissioner maps moves to we have a second Second Commissioner Ryan seconds any further discussion, seeing none.

01:10:38.000 --> 01:10:45.000

Please call the role on the report

01:10:45.000 --> 01:10:51.000

Thank you, David, for the report and for your continued leadership and dedication to parks and recreation.

01:10:51.000 --> 01:10:56.000

Really appreciate your your time on this important committee. I'm very happy to lie

01:10:56.000 --> 01:11:05.000

Fine, thank you, David, for your time and expertise and ongoing support of Portland parks and recreation, and extend the gratitude to the entire committee that you mentioned.

01:11:05.000 --> 01:11:09.000

I'm grateful for their depth of experience and wise council as well.

01:11:09.000 --> 01:11:13.000

This is just a start, as we have over 500 million in deferred maintenance.

01:11:13.000 --> 01:11:20.000

Parks. Assets are sacred to our city, and we must do all we can to never let them perish I'm happy to arrive.

01:11:20.000 --> 01:11:28.000

Alice. Hi, maps, yeah, I want to thank David for that excellent presentation and the contents of the presentation is also really reassuring.

01:11:28.000 --> 01:11:31.000

This is a good news. Report. I'm happy to vote on 2 items.

01:11:31.000 --> 01:11:35.000

I'd like to point out about this report. Number one.

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There is citizen engaging and citizen oversight involved in this important process.

01:11:36.000 --> 01:11:59.000

Number 2. I would like to point out that the Parks barrow has been relentlessly accountable with the dollars that have been entrusted to the bureau, and that somewhat counters a popular narrative that's out there nationally about the inability of local government to either listen to the public

01:11:59.000 --> 01:12:03.000

or take into account the needs of the public, or to be accountable to the public.

01:12:03.000 --> 01:12:10.000

And I'm really pleased with the hard work that the Parks Barrow has done here to score top points in both areas.

01:12:10.000 --> 01:12:20.000

Both engagement and accountability. And so I just want to to give you guys a shout out for the hard work you've done really excellent work.

01:12:20.000 --> 01:12:27.000

I vote I the report is accepted. Next item, please will go to the regular agenda.

01:12:27.000 --> 01:12:28.000

Item number 1, 1, 8, please, except a bit of more excitement.

01:12:28.000 --> 01:12:38.000

Incorporated for the PIN Ridge water Mains for \$2,084,915 colleagues.

01:12:38.000 --> 01:12:43.000

This is also a report as part of Parkland, Waterbarrows, Penridge Watermains Project.

01:12:43.000 --> 01:12:53.000

This report authorizes work to replace aging, pore condition, and undersized infrastructure in the area.

01:12:53.000 --> 01:13:01.000

You can make some jokes about that, but we'll just move on this project will install a approximately 4,000 feet of new ductile iron. Water.

01:13:01.000 --> 01:13:04.000

Maine Review, 41 Household water services and install 7 new fire hydrants.

01:13:04.000 --> 01:13:07.000

Chief procurement officer, Dico. Taylor is here to walk us through the report.

01:13:07.000 --> 01:13:19.000

Good morning, deco. Good morning. Mayor Wheeler. Members of City Council for the record. I'm Deco Taylor, a chief procurement officer.

01:13:19.000 --> 01:13:30.000

On April the thirteenth, 2,022 council approved ordinance 1 9, 0 7, 7, 2 for the print for the Pen Ridge water, Maine project.

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At that time the engineering estimate on that project was 1.4 million, and they were pretty confident that that was an accurate assessment.

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However, prior to bid, additional scope was added to reduce the impacts of construction to the local community surrounding that project.

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On October the twelfth, 2,022 procurement services issued an invitation to bid, and the due date was November the tenth, 2,022.

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We received 2 bids in total. This was a low bid, methodology, and more excavation was the low bidder.

01:14:05.000 --> 01:14:14.000

Their proposal came in at \$2,084,915, which is 48.9% above the budget.

01:14:14.000 --> 01:14:21.000

Above the engineering estimate the city standard 20% aspiration of goal did apply to this.

01:14:21.000 --> 01:14:41.000

This project, and the following is a breakdown of the utilization that just bucket that I'm sorry that more excavation submitted 79.7% will be self-performed by more 20% by certified covid and 20% my certified kovacs

01:14:41.000 --> 01:14:44.000

Of contractors as a moment of transparency.

01:14:44.000 --> 01:14:45.000

I would like to, you know, always hold myself accountable getting hit the mark on Nbe.

01:14:45.000 --> 01:14:56.000

Participation on this project. Only 4% of this project will go to the black or brown.

01:14:56.000 --> 01:15:00.000

Community I wanna acknowledge the low, low bid methodology continues to provide barriers in that.

01:15:00.000 --> 01:15:08.000

Area. And I just want to be transparent to council that we didn't.

01:15:08.000 --> 01:15:10.000

We didn't hit the mark on this particular project, although we did make the cities quote unquote.

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Aspirational. 20% mark for Covid certify firms.

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More excavation is located in Fairview, Oregon, and is not a State Covid Certified contractor to have a current city of Portland business tax registration, and are in full compliance with all of the city's contracting requirements phones are available in the fy

01:15:32.000 --> 01:15:37.000

20 B. Budget, and the Bureau has requested funding in Fy.

01:15:37.000 --> 01:15:38.000

24. Budget for construction, inspection, and management of this project.



01:15:38.000 --> 01:15:45.000

If there are any questions about the procurement process I'm happy to answer them now.

01:15:45.000 --> 01:15:50.000

Thanks, director. Mr. Mayor, I have a quick question. Director Taylor.

01:15:50.000 --> 01:15:51.000

Thank you for that presentation, and thank you for your work on this project.

01:15:51.000 --> 01:16:00.000

You mentioned that the low bid methodology we use here was a barrier.

01:16:00.000 --> 01:16:07.000

George, achieving our minority, contracting goals? Is there a fix for that?

01:16:07.000 --> 01:16:12.000

Well, I but the legislative level that could be in the State.

01:16:12.000 --> 01:16:20.000

We don't provide benefit based on the accounts of race locally at the city.

01:16:20.000 --> 01:16:22.000

We do not have leverage and a little bit environment where we accept prices.

01:16:22.000 --> 01:16:33.000

Of the mitigating factor. So we don't assess bidders on the merits.

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Of a Minority plan. Nbe Plan, it's essentially it's the market, right?

01:16:34.000 --> 01:16:43.000

We accept the lowest bid, and so that unto itself provides a barrier.

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So there are methods to incentivize little bidders strictly due to the fact that we're we have inclusive contract being efforts.

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We have technical efforts, and of course, we have new policy and ordinances given to us by council.

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On April the sixth, to try to, you know, increase the amount of participation on.

01:17:02.000 --> 01:17:06.000

They'll be a project. So that's my answer to the question.

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It's not necessarily the best answer. But that's just the environment.

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Low price wins in this environment. And we have a little leverage there.

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Director Taylor, thank you for that explanation.

01:17:19.000 --> 01:17:33.000

I don't blame you for the environment that we operate in, although I will say to my colleagues, I think certainly over the course of 2,023, I hope we can find space to think about this structural problem that we encounter, fairly often I Mr.

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Mayor that completes the questions. I have very good any further questions on this report.

01:17:34.000 --> 01:17:43.000

Commissioner Ryan. Yeah, thanks for being here. Director Taylor.

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Can you explain so you said, we have to go through the State.

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It's a state statute that would have to change, I think you know, as a matter of if the the topic is, do is there legislature that would allow us to provide priority waiting when the base is a race right?

01:18:02.000 --> 01:18:07.000

So our goals are aspirational to the city of Portland, and that firm goes.

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We have peers in the United States, Baltimore, others that have firm goals that are set, that we that you know bidders have to abide by.

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Here we have aspirational goals. They are not firm.

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I believe there are several legislature that legislative level, a laws that can that can assist us with providing and lowering barriers in a little bit environment here in the State of Oregon.

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But again, that's out of our purview. We do our best here.

01:18:34.000 --> 01:18:44.000

The city of Portland we have aspirational goals, we do not have firm goals here in the State of Oregon, and there's so many other factors you could play into this as opposed to just low bid most definitely the availability.

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You. You probably hear from a white Caucasian all firms in many cases, and a little bit environment.

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They do not have partners, you know, sufficient partners, but then that's 2 sides of the coin our minority community will disagree with that vehemently.

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Some of our strategic partners. Pvdg. Name, act.

01:19:08.000 --> 01:19:20.000

They will just. They would disagree the premise that there are not enough subcontractors to to compete and provide pricing clearly in the market.

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You probably hear majority on firms state that there's a premium cost to subcontract with minority firms, typically because their prices are higher.

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Again, you know our minority business partners will probably disagree with that.

01:19:36.000 --> 01:19:48.000

Many factors, and play there access to capital, access to economy, leveraging economy, to scale with materials that some of our smaller subcontractors do not have access to.

01:19:48.000 --> 01:19:51.000

So again. It's the market, the market wins low.

01:19:51.000 --> 01:20:09.000

Price wins here, but you know we are working immediately, and we're working strategically with our partners to, you know, to bring more competition, bring more viable minority candidates to that market that could provide low-priced solutions for those majority own subs thank you appreciate the

01:20:09.000 --> 01:20:14.000

Dialogue on this, raise your maps for sure Commissioner Ryan.

01:20:14.000 --> 01:20:27.000

Thank you for this question, and Director Taylor, thank you for that explanation of the conversation we're having today makes me want to have a conversation between probably government relations.

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The Public Works Bos. Because I work with them quite closely, and any other bureaus that operate in this space to see if we can find maybe a legislative fix that both provides equity and contracting and a good value to the taxpayer.

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And if, Mr. Barr, if you would be open to helping me pull together a table like that I'll certainly be there and I just have one more.

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Thank you for that, and I hope just to conclude that for this moment that we look at the assets of why we award to minority business, but learning, minority contractors.

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So when we're looking at building generational wealth so that we bring in the the reasons to do that in how they multiply our economy for generations to come.

01:21:13.000 --> 01:21:25.000

And I know that you know that I think that we have to figure out how to adapt the narrative a bit.

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Yeah, absolutely. This is something you can't do anything about.

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But I've only been on council over 12 years.

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Remember, the first year we had a lot of bids that were under the the market.

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What we projected, and now they're there's a theme of being over 40%.

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And I know that you know why. So if you could just explain to the public why, over the past year, they'd really escalated in that direction on this particular project, you know, it was a combination of 2 things, the scope size of the project change as well, so we're paying for more right but you

01:22:01.000 --> 01:22:16.000

Know, inflation has impacted material costs. So if we look at Cpi index, the fit with the fair publishers, you can see alignment with, you know, particular cost areas, raw materials, aggregates.

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What have you concrete? You know the whole gamut cost 30 40%.

01:22:23.000 --> 01:22:29.000

So in some areas, right? So you know, I can't estimate when that will change.

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But we are dealing with breathtaking inflation in the area of material costs right now and then.

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In many cases, you know some of these estimates were these engineering estimates were made quite some time ago, right?

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And in many cases our engineering estimates are completed.

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Pre-design right? So once you get into the design phase clearly that might impact scope, there's some uncertainty there.

01:22:55.000 --> 01:22:59.000



But by a large just like we're no different from any other major city dealing with high inflationary costs, escalations, labor shortages as well.

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That demands that we pay more for labor, etc.

01:23:03.000 --> 01:23:21.000

Right? So you know, out of our control right now, but doing our best to plan with bureaus, be a little bit more efficient, with scopes and that's just the explanation I have right now it's just pretty much out of our hands.

01:23:21.000 --> 01:23:23.000

I appreciate putting on the public record. Thank you. Very good public testimony.

01:23:23.000 --> 01:23:31.000

No one signed up. Very good. This is a report I'll entertain a motion to accept the report, so move, Commissioner Gonzalez moves.

01:23:31.000 --> 01:23:36.000

Can I get a second, please? Second Commissioner maps seconds any further discussion, seeing none.

01:23:36.000 --> 01:23:38.000

Please call the role

01:23:38.000 --> 01:23:57.000

I wanna thank Director Taylor for being transparent and acknowledging the barriers that that are before us, with low bid contracting I also appreciate the conversation today, and I also just want to lift up that we've seen a market increase in intentionality and

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And the changes to the way that we do business, and what we have authority at the city under Director Taylor's leadership.

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So I want to appreciate him in that respect as well.

01:24:06.000 --> 01:24:35.000

Also in any. This is a very old issue for Portland, you know, contracting and discrimination, or or challenges in equitable contracting, have been, you know, such a prevalent issue for such a long time, and my one hope is that we continue to bring in folks from the community like nameac and other

01:24:35.000 --> 01:24:36.000

Okay.

01:24:36.000 --> 01:24:43.000

Organizations that have been putting years into this, into this issue, in anything that we, any deliberation we do at the city.

01:24:43.000 --> 01:24:44.000

Ryan.

01:24:44.000 --> 01:24:45.000

So, and I'm very supportive of such. So for all those reasons, I support it, I I vote I

01:24:45.000 --> 01:24:57.000

Thank you. Director Taylor. That was a great conversation that we just had and I know that we'll have many more to follow up on, and just to put in the public record, although we don't have influence here in my previous job.

01:24:57.000 --> 01:25:11.000

It was really made clear that it was also a supply of children in youth of color, going into the trades, and our education systems stigma, if you will, to only say that there's a college military maybe, and good luck at Walmart.

01:25:11.000 --> 01:25:20.000

But there was no nothing in the culture that was promoting a pathway to earn.

01:25:20.000 --> 01:25:27.000

Why, you learn in the trains to start as the apprentice and move up to the journey management, become the contractor.

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So we have to continue to help promote that as well, because it is a supply issue, too, of how to build that that network.

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And I just want you to know that we're all a part of a very complex ecosystem, and that you're a wonderful new addition to the Portland ecosystem to to bring this conversation to a higher level.

01:25:43.000 --> 01:25:52.000

And I'm hearing that from people in education and from contractors out there.

01:25:52.000 --> 01:25:55.000

So thank you for your leadership. Bye, bye, and tell us.

01:25:55.000 --> 01:25:58.000

Thank you, Dr. Taylor. I vote I maps.

01:25:58.000 --> 01:26:02.000

Yeah, I thank you, Director Taylor, for your work on this item.

01:26:02.000 --> 01:26:08.000

And I really appreciate the conversation that we had today. And I want to express that appreciation to my colleagues, too.

01:26:08.000 --> 01:26:20.000

I do look forward to building that table that brings together procurement, public works and government relations to see if we can come up with a legislative fix to this.

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But in the meantime I vote I Miller, I vote. I thank you. The report is accepted.

01:26:22.000 --> 01:26:29.000

Next item, item, 1, 1, 9, except a bit of west tech construction incorporated for the North.

01:26:29.000 --> 01:26:45.000

Subtle road local improvement district for \$4,688,940 as part of the portal as part of the Portland Bureau of Transportation.

01:26:45.000 --> 01:27:01.000

You north settle road, local improvement district project. This report authorizes work to grade and to construct a street stormwater drainage facilities, curbs and sidewalks on north, subtle road director Taylor is here to present this report thank you.

01:27:01.000 --> 01:27:08.000

Mayor William. On August the third. Excuse me, on August the thirtieth, 2,017.

01:27:08.000 --> 01:27:19.000

So council approved ordinance 1, 8, 8, 576 for the North subtle Row project that ordinance was later amended to Number 1, 8, 9, 5, 2, 3.

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On May the 20 first 2,019 at that time the engineering estim was 4.7 5 million dollars, and the confidence level was low on that estimate procurement services issued an invitation to did on October the fourth 2,022 with the due date of December the

01:27:37.000 --> 01:27:42.000

Eighth, 2022, we received 3 bridges on this project.

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West, tech construction was the low bidder, and it's the recommended awardee.

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Their proposal came in at 4.688-00-0000 which was roughly 1 one and a half percent under the budget.

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Again, the city standard aspirational goals applied that 20% applied to this solicitation.

01:28:01.000 --> 01:28:06.000

We fail to meet that on this project we only have 17% certified.

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Covid contractors on this project, with 6 and a half percent of that going to minorities.

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West tech, decided subcontract. 40% of this work to majority on farms.

01:28:23.000 --> 01:28:31.000

Concrete, being a prominent portion of the subcontract, 1.7 million to Roger Lingelier's Construction Company.

01:28:31.000 --> 01:28:46.000

Again we fall short. Here. I mean, we are learning commission. I'm here to be transparent about that 45.3 point 45.4% of the work will be self-performed by West at construction.

01:28:46.000 --> 01:28:48.000

What's that? Construction is located in Portland, Oregon, and it's not a state Covid certified contractor.

01:28:48.000 --> 01:29:02.000

It is a white meal on farm. They have a current city of Portland business tax registration on full compliance with all of the city's contracting requirements.

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Portland Bureau. Transportation has funds budgeted for this project from Fy.

01:29:03.000 --> 01:29:10.000

23, and has proposed additional budgeting, and Fy.

01:29:10.000 --> 01:29:14.000

24 for construction inspection, and management of this project.

01:29:14.000 --> 01:29:15.000

If there are any questions about the procurement process, I'm happy to answer them now, Commissioner Maps.

01:29:15.000 --> 01:29:23.000

Good. Thank you, Director Taylor, for that. Presentation.

01:29:23.000 --> 01:29:28.000

I have 2 questions today, one an easy one and one a more challenging one.

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First, the easy one. I think I noticed that this contract is coming in under the engineers.

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Estimate. Is that correct? That's correct. Any theory as to why this one is under the estimate West tech is one of the more strategic parts they've completed.

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Quite a few projects for us from a strategic perspective. They have access to.

01:29:52.000 --> 01:29:57.000

They have the ability to leverage economy to scale, to access materials that are lower cost.

01:29:57.000 --> 01:30:17.000

I'm imagining their pre previous relationships in the market ability to hedge, you know, purchase materials and consortium with other partners was a you know, was the driving factor for them to be able to drive the cost down on this project that's my that's my belief here and we

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Could probably get more granular info from the beard.

01:30:18.000 --> 01:30:26.000

From our chief engineer on the project well, I'm glad to see the result, and I hope there's some lessons there now.

01:30:26.000 --> 01:30:34.000

The more difficult question and your presentation. You mentioned that we did not meet our minority contracting goals.

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What? What was the challenge? There again, when West Tech comes to these, they're coming with a proposal to drive cost out of the bid right?

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So if you look at the breakdown of the bid, you know the I guess the majority of this bid was probably their subcontract was probably coming from concrete right?

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So, yeah, I would imagine West tech will tell you when they solicited bids for concrete and paving and boring.

01:31:09.000 --> 01:31:21.000

They probably didn't get competitive bids from the subcontracted community, particularly the minority community you know I'm quite familiar with West State, and I'm almost sure that's what they would say.

01:31:21.000 --> 01:31:33.000

So, being at the predominant portion of the scope of this project was concrete, he would probably tell you that the market did not farewell for minority contractors in that segment.

01:31:33.000 --> 01:31:42.000

Hmm! Is there any larger lesson for council here on this

01:31:42.000 --> 01:32:00.000

I would say that this council, if it's their will that they would pay a premium on projects like this to except it's for minority contractors that were above market that would be the takeaway.

01:32:00.000 --> 01:32:07.000

You know. And so, you know, we we're here to Stewart, friends on the behalf of the taxpayer.

01:32:07.000 --> 01:32:12.000

This is a little bid, and the market wins, but that would be the Will City Council.

01:32:12.000 --> 01:32:17.000

You, Lord, a threshold on projects that we consider to be low, bid right?

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And so, you know, I think the question is would you pay a premium for minority participation?

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And what could be done for a policy level to encourage low bidders like West Tech and others to be incentivized to include, you know, to include minorities on these projects, because we both know that they're minorities out there that could provide concrete do we

01:32:43.000 --> 01:32:46.000

Incentivize what's tech to split the bid, etc.

01:32:46.000 --> 01:32:51.000

Again slippery slope there, because this is low bid, and we're looking at the market to bring us the best price.

01:32:51.000 --> 01:33:06.000

And that's what the market did. Thank you, Director Pico, and I'll just point out to my colleagues at this point to some of the challenges around meeting our equity goals, while also participating in low bid.

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I don't have an answer here, but I'll point out the fact that we have 2 items back to back.

01:33:12.000 --> 01:33:19.000

That kind of has some similar issues, points of the fact that we should probably have some more conversation about how we navigate this space.

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Thank you, Director Taylor. Mr. Mayor, I have no more questions I just Oh, Commissioner Gonzales, you go ahead.

01:33:21.000 --> 01:33:29.000

Well, just to build on this theme a little bit, you know.

01:33:29.000 --> 01:33:38.000

Maybe walk us through diversity of workforce and representation in Portland when we're talking about these contractors and what data we're collecting.

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Because, you know, the first layer is minority ownership of the business, and then the second is workforce representation, including at the sub level.

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And I just am sort of we don't often ask that question.

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It doesn't appear, but it's it is relevant.

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So just, you know, curious what we know about these number 2, particularly this contract with the last 2.

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We've hit on that from a workforce perspective.

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I could tell you that this particular contract is for dominant Caucasian to Commissioner Ryan's point.

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We do have a workforce challenge from a diversity perspective in our market.

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As far as numbers go and data goes, I was privileged to sit in on a presentation with my colleagues from Prosper and one of the metrics that jumped out from that economic data was that only 6% of businesses in this market were owned by people of color but black people

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Specifically, so again, you look at it, data. And you look at the ability for a farm like West Tech to partner with farms of color.

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And you immediately see their challenges there. But the few firms in the market.

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The question is, are they getting the worker? They are at capacity, and so those few firms in the market will probably tell you resonantly.

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No, they are not at capacity. So what can we do?

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To make sure that the firms that we do have are getting the work that is reflective of our commitment, in alignment with our core values here in the city.

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That's a question. If they're not at 110% capacity, we're not doing our job right.

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So if you only have a few, and then out of capacity, we have to ask ourselves a tough question also, and I don't want to get into discussions around budget and I understand that we're in challenging times here.

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We don't have a disparity study that provides us with up to minute data on our availability of firms.

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We know that the proliferation of firms, particularly brown and black firms, has grown in the last 12 years absent.

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A disparity study. We can't give you concrete data on what the availability of those farms are today.

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I'm miss where I have a question. Director Biko, is there a plan to do a disparity study?

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Yes, council approved, gave permission for procurement to pursue disparity study in April.

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At that time we did not request budget. We requested Budget in the annual request, and December, so again, we know that there are budgetary challenges, and we're not pushing up against that.

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Since then we've looked for grants to, you know.

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Solve our own problem. But at this point, mitigating factor is budget.

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We requested 850,000 for disparity, study, confidence is loaded that would be approved at this cycle.

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What we move forward we stay resolute, and work with council to find that budget so you know, we're working and moving, regardless of that.

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But we know that this region needs a disparity study to understand exactly where we are, and we know that the disparity study is the impetus for firm goals, even if we're not in a in a season where we're going to put 4 farm goals the disparity study

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Is the the legal impetus for providing and adjusting our aspirational goals.

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So if we don't have that, we're working on twitter-year-old data.

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That's a challenge. But again, we're positive happy to you to move forward, using conclusive contracting methods, partnering with our partners, leveraging the data from Prosper.

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But right now we are a bit rudderless on the term of what's out there?

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Who's out there, and having a real quantitative answer and firm answer for the public.

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Thank you. I forget who's asking the question now. I'll just jump in here I see Commissioner Rubio is has her hands up to thank you, Director Taylor, for that background on our lack of a disparity study.



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And here I'm just going to address my colleagues.

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If you pay attention to the contracting space. This is the lack of a disparity study.

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It's an issue. We book we bump up to continually.

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I believe we've authorized a disparity study.

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We haven't funded it. It's a bottleneck towards us, achieving our equity goals.

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I know we are operating or going into a budget cycle or things will be constrained.

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I think I'm basically convinced at this point that the disparity study is something that we should embrace.

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Despite the fact that dollars will be tight, I I look forward to having that conversation as we dive into the next year's budget cycle.

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Thank you, Mr. Mayor. I'll hand the floor back to you.

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And Commissioner Rubio, very good. Commissioner Rubio

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Thank you. Rico. I just have a couple of questions, just so that I'm clear.

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So bringing it back to this contract in particular. So there well acknowledging this sector is, is smaller for for minority contractors that could be sub.

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They still exist, and they do have capacity. In this instance

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So.

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Correct, they do. This is based on. You know, one of the things that I have spent quite a bit of my time on is meeting with local business owners, and they will tell you that they are not at capacity they do. Not.

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They are not at capacity from a the percentage of their portfolio.

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That's city centric. Clearly we know ourselves, have other work outside of the city.

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But the percentage of their portfolio, their goals their sales, targets in the city.

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They're not meeting those sales targets in the city of Portland.

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Okay. And this particular contractor, one of the reasons that they're not using that is because of the low bid.

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And the question about because it's a it's premium pay, and and would essentially create a more expensive project

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Right. The criteria set out on this contract is low bid as a chief of carbon officer on a low B contract 's my assignment to find the best price for the taxpayer, and that's what we did so this particular although albeit I will not speak for West.

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Again the largest segment, largest subcontractor portion of the scope of this contract is concrete, so I would imagine, if he has a relationship with that subcontractor, and they have materials that they can leverage materials purchased.

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Prior to what we're this heavy inflationary period.

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Again from a low, low price perspective. He had a solution, a strategic solution, and he won the bid on the basis of price.

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That was the only criteria used to assess the candidacy of this contractor

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Okay? And because would you Director Taylor, would you?

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Would you agree that just so that I'm clear?

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Then our stated values that probably are listed even on our any of our procurement materials are in conflict with unconscious indirect conflict with with the impact of low bid procurement

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I wouldn't. I wouldn't say that directly in conflict I would say we strive to align with our core values, regardless of what type of contract that we're soliciting to the letter to law, from a Covid perspective, West that construction, and others are merely adhering to the

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letter of the law, the 20% aspirational goal for Covid, not 20% aspirational goal for people of color.

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Right.

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So they are come fully compliant, correct. They are not sitting in juxtaposition of our core values at all, because when they bring up project and they meet the 20% aspirational goal where I'm asking them for 20% Kobe not 20% minority, so it's hard for me to

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say that there and they sit in juxtaposition of our core values, or I miss alignment clearly, it's our will that we're that we're setting a goal here.

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That's that could. That probably is, not serving the community as well as we could.

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When we say 20% aspirational for covid, not X percentage aspirational for minority.

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So they're doing their job

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Right? Okay. Well, thank you for that clear explanation.

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I think that was really helpful for me.

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Thank you. Director Taylor, Commissioner Maps, sure.

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Director Taylor. I think I want to thank you and my colleagues for digging in to some of the dynamics and dilemma surrounding contracting.

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I think this is an important discussion we had today. But I think it's also important that we not lose the forest for the trees.

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Can you remind us what this project does? And if you're not comfortable, I think I see Andrew in the background, too.

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What does this do? I'm sorry. The the subtle road project. Yeah.

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What's the yeah? Yeah. I would lean on someone from the bureau to get into the grainless specifics of the project.

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I apologize for that yeah, Andrew, you're good.

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Can we do just so? Have like a minute and a half to remind us all the benefits that they're going to come from this lid

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Good morning, Commissioner Mapp. City Council, Andrew Abbey.

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Local Improvement, district Administrator. We put this project together.

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It was called the Worst road in Portland, and this was a challenging project to put together.

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It was a large financial sacrifice from the property owners who were paying their hard earned dollars for the sell.

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Id. The purpose of this project is on several dimensions.

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One, is this is a freight area with a lot of track movement, and the condition of the road is so poor that it is functionally equivalent to an unintended street.

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And there's no storm water management on the street, which puts a lot of runoff on treated runoff into the nearby environmentally sensitive wetland.

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So for that reason Bes is partnering with Pbot financially on this project.

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I just want to say that we differ, that also. A very challenging project to do the engineering on.

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We had fabulous staff work done at gun to get us to this point, and I'm particularly pleased that after 5 years the contraction budget is within budget for the property owners.

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And I just can't stress what a wonderful outcome that is.

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Typically look at these projects going over budget on the bed.



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And I'm extremely pleased with the financial outcome of the project.

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So hope Council will approve this today. And award the contract to Westtech construction.

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Happy to answer any other questions that Council might have. Thank you.

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No, I'm fine, Mr. Mayor, and thank you for that ground again.

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Appreciate it. Thank you. Is there a public testimony?

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No one's saying it. Please call the role

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Mayor when she'd like to. I'm sorry.

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Yes, somebody needs to move, so moves for Commissioner maps.

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Moves. Kind of Second Second Commissioner Ryan seconds any further discussion, seeing none.

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Please call the role. Rubio

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Thank you, Director Taylor, for answering all our questions, and look forward to feature discussions around this

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Ryan. Yeah. Another great conversation. This has been refreshing the last 2 items to have this dialogue.

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Bye, bye, Gonzalez, I maps I want to thank Director Taylor for educating us so much.

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Today, I also want to thank Andrew for his work on this project, which I think extends back 5 years of the contracting conversations we had were very important.

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I think it's also important for us to remember the important and desperately needed infrastructure improvements that this lid will bring, which is one of the many reasons that I am glad to vote.

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I, so I obviously I'll support this, and I appreciate the hard work that goes into it.

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And I'm just doing some thinking out loud as the city consolidates its operations in its bureau operations under a city administrator.

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By the first of January and 2,025, there'll be more coordination amongst Barrows, and I was thinking to Director Taylor's comments about the conflict between low cost bid version developing capacity our construction companies here locally so that we can

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Actually meet the goals that we have established for our community, and I believe that as that consolidation unfolds, there'll be a closer dynamic between Prosper Portland and some of the work we do.

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There around technical and financial assistance and the work that you do around procurement.

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And we've somewhat tied your hands in that procurement is a very specific process, and it is very narrowly prescribed both by statute as well as ordinance and there's not a lot of flexibility that we're giving you here, or much room for creativity so I want

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To think a little bit more about that is, as we begin that process of enterprise-wide management.

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I think there's an opportunity for you to help guide us.

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So just think on that, that's all I'm asking for today.

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But it's just something that struck me as we were having this conversation.

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I vote either. Reports accepted. Thank you. Next, item 1, 2, 0.

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Also a report except guaranteed, not maximum price of \$18,077,498 from Stacy and went back incorporated for construction of the Park Lane Park Development Project.

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So the Parkline Park Development Project, which is located, of course, in the Centennial Neighborhood, covers 25 acres of land, 20 which are undeveloped.

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That means this is a tremendous opportunity for the city of Portland.

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The remaining 5 acres are home to an existing neighborhood park, surrounded by single family residences, as well as 2 elementary schools.

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The community in this neighborhood is highly diverse. There are a large number of children who live in the immediate vicinity, and it's economically disadvantaged.

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Once completed, this project will be the largest and most developed park in the area, providing a space for cultural activities.

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Picnic sites for group gatherings, children's play and recreation areas for school use, a multi-purpose field for teams, sports as well as room for large community garden.

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I cannot stress enough what a positive impact this would have for that party part of the city.

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It's a really exciting opportunity and director, Taylor is still with us, still hanging us on to tell us a little bit more about this opportunity thank you, Mr. Mayor.

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February the twelfth, 2,020 City Council approved, exemption, ordinance 1, 8, 9, 8, 5, 9 for the Partling development project.

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The estimated construction cost at the time was 8.5 million I was even the conference at the conference level that that was accurate was low.

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There was outreach on this project there was a public hearing, and was advertising a business tribune on January 20, first, 2,020 procurement.

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Then issued a request for proposal on February the 20 seventh, 2020.

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There was also a mandatory, pretty big meeting held on March the fourth, 2,020, and at that previous meeting meeting 7 contractors attended to hear more about the project, and how they can compete.

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The proposal due date was April the ninth, 2,020.

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We received 3, 3 proposals, emery and science, Construction Group, Stacy and Whitbeck Incorporated, and James W.

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Fowler, so 7 contractors attended pre-bid, and only 3 bids were submitted on this project.

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Stasia that had the highest cumulative score, and was a recommended awardee by the Independent Evaluation Committee.

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I would like to know that this was not a little bit contract.

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This was a best value. Sourcing contract alternative alternative, be a contract.

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So we were able to assess this. These contractors are more than just price, no more criteria than just price.

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The city's construction, diversity and inclusion.

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Policy Playing Applies to the solicitation with a 25% aspirational goal.

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And the following is a breakdown of utilization.

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That Stacey, with that submitted in total, they submitted a subcontract plan that had 32% total.

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Kobe participation. I'd like to take this moment to provide a few moments, a few points of clarification for the Commissioner.

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This project, I believe, is our first project executed under the regional workforce Equity Agreement, and as a result of that we were able to utilize a new procurement and inclusive program called the Construction Diversity and inclusion policy.

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As a portion of the regional workforce equity agreement.

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We know regional workforce equity is primarily a device that is going to help us invest in our local workforce an whole general contract is accountable for creating more diverse workspaces, leveraging our contract dollar.

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But there's also a small component of the regional workforce where we're advocating for more contracts to minority.



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So, if you look at it, you, it's a document that's really sitting there to help us leverage our dollar to create more solutions for diverse workforce, but also to a lesser extent.

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There's a contract equity component is component there as well that we want to highlight.

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So this is, if I'm not mistaken, the first contract we're bringing the Council under the regional workforce equity agreement.

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And I wanted to make that clear previously noted that a station that submitted a plan 32% total covid participation of that 32%, 13% were Nbe firms.

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15% were certified. Women on firms, and 4% were emerging small businesses.

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So just by default, 13% is not necessarily ground earth-shattering, but it shows a mark improvement over a previous low-id contracts that we just discussed.

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Stacey, and Whitbick is located in Portland, Oregon, and it's not a State certified contractor.

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They have a current city of Portland business tax registration, and are in for compliance with all the city's contracting requirements.

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Floods are available in the PP. And our system development charge, which is funding through Fy.

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23 budgets I would also like as a point of transparency, to point out that this project is not to exceed at 18.077-00-0000 which is substantially above what the original engineering estimate was of 8.5 million, if you have any questions about the

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Procurement process. I am happy to answer those questions at this time.

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Fish or maps. All right. Just a quick question, and we seem to be doing a tutorial on contracting today.

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But I think it's a rich discussion. So there is this interesting contrast that we see today where we had 2 low bid causes where we struggle to achieve our minority contracting calls.

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Then we have this item out of parks which uses a different contracting mechanism, and we achieved our goals

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Why, what let me maybe let me start this way. Why and how were we?

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Did we use the? I think? Rw. Ea. Method here as post a little bit as the will of the Council Council gave us authority to lower the the threshold.

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Last year at April, from 25 million. 5 million. So at the 5 million threshold, we can implement the Regional Workforce Equity Agreement Council did that also on April Council gave us the ability to recognize alternative sources for minority so certifications so on this project

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In our construction, diversity and inclusion, policy, we're recognizing more firms of color.

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And also we're leveraging what Council did for us to provide best value, sourcing criteria.

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That would that are that are more aligned with our city core values.

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For example, on this particular contract I believe pricing was 15% 85% came in at other factors.

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So if we look at some of those other factors like corporate responsibility as a result of Council's actions in April, we're able to provide best value sourcing criteria that will incentivize contractors like Stacey and Whitbeck to be more great and more comprehensive in their

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Subcontract subcontract management plans, particularly around diversity and equity.

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So just by default by some of the things that Council empowered us with in April we see the numbers that are changing here, and not only that, look at the breast of minorities impacted by this project, even if these projects are not putting a dramatic amount of work, in each of these

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Shops we have native Americans on this project. We have Hispanics on this project.

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We have African Americans on this project. We have true certified women owned businesses in this project that were started by women and run by women.

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Caucasian women, Hispanic African-american, Asians, Pacific, Hispanic.

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So just by council, giving us the authority to do this differently, we see that contractors are going to the market, and being more aggressive, more comprehensive, and more strategic around, bringing us plans that serve our community.

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Okay, and thank you for so much for that explanation.

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And so the mean difference here is the size of the so projects over 5 million.

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We explored this creative approach to contracting, which seems to be more successful at allowing us to achieve our equity goals.

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On the other hand, I think the water and Peabody projects that we had today were under 5 million, so we didn't have the this option.

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I appreciate that clarification, and I think it's just good information for and this is a real approach.

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We're one of 16 partners, including Metro, Monoma County, that are taking a approach.

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So we have a strong partnership in the region, and using this approach, accountability is is the name of the game.

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Here, and contractors are coming with more creative ways to to serve our community and be more in line with our core values.

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Here at the city of Portland. Hey? Can I ask one more clarifying question?

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So this new approach that we talked about the Rw. Regional workforce equity agreement.

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This is a new approach. This is the first time we've actually implemented it.

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And I think it kind of occupies the same space that a couple years ago we might have talked about community benefits agreement. This would be the evolution of a community benefits agreement 2 key components.

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Here one again. We're one of 16, large municipality or entities. Forgive me if that's not the word calling what you want that are, approaching this the same way, and to that threshold from 25 million to fireman is a strategic differentiating factor here and lastly you know you

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Have to give. You know we have to acknowledge the trades, the unions for their work on developing.

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You know, a a community centric document that put forth really aggressive goals for general contractors, and lastly, creating safer spaces for women.

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So if we're paying a premium here, we're paying a premium for contracts that are going to increase the likelihood of us having diverse work forces and also safer works for safer work.

01:58:52.000 --> 01:59:10.000

Forces, for women work spaces for women. Because this document mandates that trainer of project managers, leaders on construction projects, be trained and safe safe from hate workspaces so it's a comprehensive document, and I think it's going to do wonders.

01:59:10.000 --> 01:59:15.000

For our coming. Thank you, Director Taylor. Thank you.

01:59:15.000 --> 01:59:19.000

Any further questions or comments on this report? Do we have public testimony?

01:59:19.000 --> 01:59:20.000

No one. Please call. Can I get a motion so moved to me?

01:59:20.000 --> 01:59:28.000

Your maps to can't get second second from Commissioner Ryan any further discussion, seeing none.

01:59:28.000 --> 01:59:30.000

Please call the role

01:59:30.000 --> 01:59:35.000

This centennial neighborhood has been due for a major community park project for many, many years, and the Parkland Park will be welcomed into this community.

01:59:35.000 --> 01:59:56.000

I want to thank Director Taylor for all his work in this particular project, and also I'm I'm really pleased that Park has been an early adopter of alternative contracting, and it promises a lot more.

01:59:56.000 --> 02:00:13.000

But benefits, and a lot more opportunities for equitable contracting in our community in years to come, so happy to support this project, to keep moving forward and getting construction going, and can't wait to see it when it's done.

02:00:13.000 --> 02:00:29.000



Lion first. I just want to acknowledge that was a great conversation again about procurement, and noticing how we went, and we topped it up to a more macro level about the factors that aren't being weighed in when we talked about the other 2 so this has almost been a work

02:00:29.000 --> 02:00:33.000

session in the past 3 items, and you didn't probably plan on that today.

02:00:33.000 --> 02:00:50.000

So thank you for enduring it. I have the pleasure of spending a couple hours in this 25 Acre Park because of my role as a parks commissioner now, 2 weeks ago, and it was I was kind of blown away by you know, when you walk out into a 25 acre part of land you really

02:00:50.000 --> 02:01:06.000

Do notice this big open space, and as Commissioner Rubio noted as much needed for this part of Portland and Centennial neighborhood, the mayor match that in the opening comments as well, I want to thank Sanda Bruce for the the guided tour it was pretty awesome to know that we're going to be

02:01:06.000 --> 02:01:21.000

Adding some amenities for that neighborhood, and especially the field that he fields to play in and to play soccer, and such but my favorite part of the time there was this student of Park Lane elementary.

02:01:21.000 --> 02:01:25.000

I assume because it's right there she wanna know what we're doing.

02:01:25.000 --> 02:01:30.000

So she said, What are you doing? I said, well, we're looking at this park that's going to be built.

02:01:30.000 --> 02:01:33.000

Here she goes! Well, it what did she? How did she say it?

02:01:33.000 --> 02:01:37.000

She said, how old will I be when this park is finished?

02:01:37.000 --> 02:01:40.000

And I said, Well, I don't know how old are you now?

02:01:40.000 --> 02:01:50.000

And then she said, 1, 10, and then Sandra said, probably should be 12, so I was able to then say, Well, you'll be able to definitely play, or is it going to be ready by the time you're 12?

02:01:50.000 --> 02:01:53.000

She got really excited, said, Okay, that's good. And then she kept walking.

02:01:53.000 --> 02:02:02.000

So it was just great to see the impact of this park immediately on the children and youth that are in that area, and the families that have been, you know, deficient of such amenities.

02:02:02.000 --> 02:02:13.000

And so I'm excited to vote I and congratulations on Parks department parks, bureau working with you to really hit it out of the park literally when it comes to the Covid numbers. Thank you.

02:02:13.000 --> 02:02:18.000

I thought I built in places for kids to play in East Portland. Love it.

02:02:18.000 --> 02:02:30.000

I vote. I maps. I want to thank Commissioner Ryan and Commissioner Rubio for their leadership in bringing a park to this long neglected neighborhood.

02:02:30.000 --> 02:02:36.000

I want to thank Director Biko for the conversations that we had today.

02:02:36.000 --> 02:02:38.000

And I also really want to underscore the innovative aspects of this particular procurement item.

02:02:38.000 --> 02:02:48.000

We heard that this is the first time that we have deployed our Wwe.

02:02:48.000 --> 02:02:55.000

It's a new innovative approach to achieving our equity goals in the context of contracting.

02:02:55.000 --> 02:03:01.000

This is the first time out of the gate. Our earlier conversations today is for highlighted.

02:03:01.000 --> 02:03:07.000

Some of the challenges that we face in the space. This is one of the innovations that we've come up with to try to address these issues.

02:03:07.000 --> 02:03:12.000

I think this is the first one. I believe we have a couple of others in the pipeline.

02:03:12.000 --> 02:03:15.000

This is a space I'll be watching very closely.

02:03:15.000 --> 02:03:27.000

Really want to appreciate and recognize Rector Bico Taylor's leadership and innovation in this face, and for these reasons and more, I vote I Mealer, very happy to support and vote.

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I thank you. The report is accepted 121, please.

02:03:33.000 --> 02:03:36.000

This is a second reading, authorized contract with Cb. Re.

02:03:36.000 --> 02:03:50.000

Incorporated for \$270,000 to provide property management services for the city own condominium unit at Vanport Memorial Building.

02:03:50.000 --> 02:03:51.000

Hi

02:03:51.000 --> 02:03:54.000

Do we have any further discussion on this item? Seeing none. Please call the rule, Ryan Gonzalez.

02:03:54.000 --> 02:04:01.000

Hi I. The ordinance is adopted. Next item 1, 22, emergency ordinance.

02:04:01.000 --> 02:04:15.000

Authorized Intergovernmental Agreement with Metro, and contribute \$385,000 for natural area acquisition for protection and restoration purposes.

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Okay.

02:04:16.000 --> 02:04:17.000

Commissioner Matt. Thank you, Mr. Mayor. Colleagues, this item comes to us from the Bureau of Environmental Services.

02:04:17.000 --> 02:04:31.000

This Ordinance authorizes Bes to enter into an iga with Metro, to acquire preserves, and restore a property that plays a critical role in our region's ecosystem.

02:04:31.000 --> 02:04:32.000

This property is located at 56, 31 southeast, 20, Eighth Avenue.

02:04:32.000 --> 02:04:46.000

The purchase price for this property is \$770,000, which will be split evenly between Metro and Bes.

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This acquisition is important because Crystal Spring Creek runs through this property and Crystal Spring Creek is a major tributary for Johnson Creek.

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Crystal Spring Creek is 2.4 miles long, and offers critical habitat for birds.

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Wildlife, and 3 kinds of fish, which are protected by the endangered species, act for more than a decade.

02:05:11.000 --> 02:05:25.000

Environmental services and more than 20 different partners have been working to enhance conditions in this creek for the benefit of native fish and wildlife, and to improve water quality.

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The ordinance before us today. It is an important part of that effort.

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Today, we have 2 staff members from Bes to tell us more about this project.

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We have Sean Anderson and inval specialists with B.

02:05:36.000 --> 02:05:42.000

Es, and we have Virginia Bowers property Coordinator with environmental services.

02:05:42.000 --> 02:05:49.000

Welcome team! Bes

02:05:49.000 --> 02:05:54.000

Thanks, very much. Good morning, Commissioners. I'm Shane Anderson would be.

02:05:54.000 --> 02:05:55.000

Yes, thanks for the opportunity to bring this to Council as Commissioner Maps.

02:05:55.000 --> 02:06:13.000

Noted the city of Portland and Metro have overlapping interests regarding the protection of water quality restoration of streams and wetlands and mitigation for climate change within the city of Portland.

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Metro and bees have invested in areas to protect Johnson Creek, the East Butes and the Columbia slew, and to that end Metro and Bes have drafted this lga for your approval.

02:06:22.000 --> 02:06:38.000

That addresses, roles and responsibilities with respect to the acquisition management maintenance, and operation of future natural areas in the city of Portland.

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At this time. Could I please ask the council clerk to share the Graphic for this item

02:06:47.000 --> 02:06:59.000

So the second piece to this story is that the very first acquisition under this Iga would be the property located here at 56 31 southeast twenty-eighth.

02:06:59.000 --> 02:07:20.000

It is shown on the map as the lot that's outlined in hash works, and as the Commissioner mentioned, this is an important stream, a critical stream for the city of Portland in terms of its water quality and habitat for endangered species, listed salmon it also gives

02:07:20.000 --> 02:07:25.000

Us the opportunity to address temporary targets in the city's tax.

02:07:25.000 --> 02:07:34.000

Total maximum delay, load implementation, inflammation, tap plan, as well as actions in the city's climate, emergency work plan.

02:07:34.000 --> 02:07:37.000



In addition to Metro, there's potential for partnerships with Reed, the rhododendron Garden, Crystal Springs partnership.

02:07:37.000 --> 02:07:48.000

The Johnson Peak Watershed Council and the Eastmont Noma County Soil and Water Conservation district.

02:07:48.000 --> 02:07:58.000

Crystal springs aside, culturally significant to the indigenous, indigenous community who participate in a yearly salmon celebration.

02:07:58.000 --> 02:08:15.000

Here there is a house on the property which we plan to retain as housing by conducting a land division on the site to partition off that structure with a small yard that's shown approximately in red on the Graphic.

02:08:15.000 --> 02:08:19.000

We would then surplus the house to sell on the open market.

02:08:19.000 --> 02:08:36.000

This is the strategy Bes is using at other sites in the city to conduct restoration activities without removing housing from the city's inventory, and it also enables pes and its partners to recoup some of the funding that goes into the initial property this is an

02:08:36.000 --> 02:08:49.000

Emergency ordinance in order to complete the time, sensitive acquisition of the Crystal Springers property. And with that I thank you very much for your time, and happy to answer any questions you might have

02:08:49.000 --> 02:08:55.000

Thank you, colleagues, any questions at this particular juncture

02:08:55.000 --> 02:08:58.000

I'm not at seeing any. Do we have any public testimony?

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No one signed up. Very good. This is an emergency ordinance.

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Please call the roll, Rabbi

02:09:06.000 --> 02:09:07.000

The carrying natural land is an important piece of our climate work.

02:09:07.000 --> 02:09:22.000

As we continue to work to keep our waters clean and restore habitat for our native wildlife and plant life, and especially our engagement species, that we heard about of salmon, who thrive in this habitat.

02:09:22.000 --> 02:09:32.000

So I want to thank Commissioner Maps and Ves Staff for the great collaborative work with Metro and others to help restore these natural important areas in our city.

02:09:32.000 --> 02:09:35.000

For these reasons I vote by

02:09:35.000 --> 02:09:41.000

Ryan. Yeah. Great presentation. My vote. I Gonzalez, I know this property well.

02:09:41.000 --> 02:09:47.000

This is in my neighborhood by way of backgrounds, that family had lived in that house for over 100 years.

02:09:47.000 --> 02:10:04.000

It was relocated from a portion of Eastmoreland golf course by the owner's father, I think at the end of the nineteenth century it early twentieth centuries we actually helped her deal with some homeless issues on the property.

02:10:04.000 --> 02:10:17.000

This summer, so I'm very happy to see it moving into a more stewardship, oriented ownership model, and for that reason I vote I maps.

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I want to thank Step Staff at Bes for their work on this project, and I also want to express my appreciation for folks at Metro for partnering with us.

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On this, I also really appreciate Commissioner Gonzalez's background on this particular item.

02:10:37.000 --> 02:10:45.000

I happen to know this space quite well, too, and I suspect a lot of Portlanders do the creek with that we're talking about is the creek that runs for the Reed College canyon.

02:10:45.000 --> 02:10:50.000

So if you've ever had the privilege of walking through there, you know what an incredible natural space that is.

02:10:50.000 --> 02:11:02.000

I've known that space literally for my entire life. And I think one of the is one of the most remarkable habitat restoration programs that I've seen in the last 30 years.

02:11:02.000 --> 02:11:05.000

I can remember what it was like in the 1,900 eightys.

02:11:05.000 --> 02:11:14.000

Now, if you go down there, you can literally see salmon and the creek and beavers, and it really is just a wonderful special Portland place.

02:11:14.000 --> 02:11:24.000

I'm really proud of the fact that the city can be involved in helping preserve that and portion natural resources for generations to come.

02:11:24.000 --> 02:11:29.000

Which is one of the many reasons why I'm proud to both sponsor this item, Wheeler.

02:11:29.000 --> 02:11:48.000

Good project should be done. I vote I, the ordinance is adopted next, item 1, 23, s reading authorized contract with diameter services incorporated for owner, representative support services for the advanced metering infrastructure project using a sole source procurement and provide for payment

02:11:48.000 --> 02:11:56.000

For \$5,464,248 colleagues need for business on this item, saying, None, please call the roll, Ryan.

02:11:56.000 --> 02:11:58.000

Bye.

02:11:58.000 --> 02:12:09.000

Yeah, we got to catch up with the industry and the other utilities, and really, when the most compelling thing I heard which I've experienced before is, you don't know you have a leak until you get your bill.

02:12:09.000 --> 02:12:10.000

And so how wonderful that someone can monitor that data. I would.

02:12:10.000 --> 02:12:18.000

I, yeah, I want to thank water and Bs for their work on this item.

02:12:18.000 --> 02:12:26.000

This is this is going to be a great project. Pretty soon folks will be able to have an app on their phone that will show their water usage in real time.

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It'll help you find leaks that will help you conserve water.

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It basically moves our city and our utilities into the 20 first century.

02:12:35.000 --> 02:12:42.000

Very proud to be part of this project, which is why I vote I the ordinance is adopted.

02:12:42.000 --> 02:12:48.000

Last, but not least, item, 7 to 24 also is second reading, revised, bid Solicitation, and Contracting for the Washington Park.

02:12:48.000 --> 02:12:55.000

Hypochlorite facility, improvements project to reconfirm budget availability and reflect the adjusted estimate.

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Any further discussion, I'll just say this in a time of inflation.

02:13:02.000 --> 02:13:08.000

It's necessary. The estimates were early on. Things have obviously changed in terms of construction costs.

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So my views. This is a not only a reasonable step to take, it's necessary.

02:13:16.000 --> 02:13:17.000

Hi

02:13:17.000 --> 02:13:21.000

Please call the roll, Ryan. I first I appreciate the mayor's context on this particular project.

02:13:21.000 --> 02:13:34.000

This is incredibly important for everyone who lives and works on the west side of the river and needs to train clean, safe water.

02:13:34.000 --> 02:13:35.000

This project will help us to deliver that. Which is why I vote.

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I Hi. The ordinance is adopted and we are adjourned.

02:13:37.000 --> 02:13:47.000

Thank you. Everybody.

## **Portland City Council Meeting Closed Caption File**

**February 8, 2023 – 2:00 p.m.**

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.

00:03:34.000 --> 00:03:43.000

Good afternoon, everyone. This is the February the eighth, 2,023 afternoon session of the Portland City Council. Good afternoon.

00:03:43.000 --> 00:03:44.000

Here.

00:03:44.000 --> 00:03:47.000

Please call the role. Good afternoon, Rubio. Brian Gonzalez.

00:03:47.000 --> 00:03:53.000

Here maps! Here, Wheeler, here, will now hear from legal counsel on the rules of order and decorum.

00:03:53.000 --> 00:04:00.000

Good afternoon, Marin Commissioners Welcome Portland City Council. City Council is holding hybrid public meetings with in-person attendance.

00:04:00.000 --> 00:04:10.000



In addition to electronic attendance. If you wish to testify before council in person, or virtually, you must sign up in advance by visiting the Council agenda on the council clerk's webpage at Wwww.

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Portland Gov. Council slash agenda. You may sign up for communications to briefly speak about any subject.

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You may also sign up for public testimony and resolutions, reports or first readings of ordinance, written testimony.

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May be submitted at CC. Testimony at Portland, Oregon, Gov.

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Your testimony should address the matter being considered at the time.

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What testifying? Please state your name for the record. Your address is not necessary.

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Please disclose if you're a lobbyist, if you're representing and representing an organization, please identify it for testifiers joining virtually, please unmute yourself.

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Once the Council court calls your name. The presiding officer preserves order and decorum during city council meetings, so everyone can feel welcome, comfortable, respected, and safe presiding officer determines the length of testimony.

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Individuals generally have 3 min to testify, unless otherwise stated, a timer will indicate, when your time is done, conduct such a shouting, refusing to conclude your testimony when your time is up or interrupting others.

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Testimonial accounts, deliberations will not be allowed if there are disruptions, a warning will be given that further disruption may result in the person being ejected for the remainder of the meeting, after being ejected, a person who fails to leave the meeting is subject to

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Arrest for trespass additionally, Council may take a short recess and reconvene virtually.

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Thank you, Mayor. Thank you. All right. We have. One afternoon.

00:05:28.000 --> 00:05:41.000

Item, that's item number 1, 25, please. This is an ordinance amend the planning and zoning code to clarify the rules for shelters, facilitate more shelter options for Portlanders and needs colleagues.

00:05:41.000 --> 00:05:47.000

This is a hearing in the Portland City Council today's date is February eighth, 2,023.

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Good afternoon. Everyone. We're here today today discuss and hold a hearing on a proposal from the Bureau of Planning and Sustainability on the shelter to Housing continuum Part 2.

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These are technical amendments to the zoning code as a follow-up to the first shelter to housing continuum project that the Council adopted back in early 2,021.

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This is a first reading. This item of course we'll hear a presentation from Staff.

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We will take public testimony on the proposal, and have time for council questions as well as discussions.

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Commission Rubio, would you like to share some opening remarks?

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And I believe you may also have some potential amendments to offer

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Yes, thank you, Mayor I'm pleased to introduce this ordinance that proposes technical amendments related to how shelters are regulated.

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The need for these changes were identified by the joint office on homeless services and safe for us village staff.

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As they began to develop shelters and work with operators.

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The original project that rebirth the shelter rules in 2,021 was called the Shelter to Housing continuum Project.

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It expanded, housing and shelter options for individuals and households with extremely low incomes.

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It also created flexibility in citing all types of shelters and expand how shelters could operate as a permanent use prior to that project.

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Most outdoor shelters were not allowed as a permanent use in the zoning code, and could only operate temporarily during a designated emergency.

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So with this product, the primary intent is to reduce barriers to building permanent shelters that do not rely on temporary rules or a declared housing emergency.

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This is a great example of a city bureau being responsive and nimble in the face of our shelter and housing shortage, and I really really appreciate that I like to thank the staff at the planning and sustainability commission who devoted their time to bring this project to

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Us for consideration and I like, and I look forward to hearing from the public on this matter as well.

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But before I pass it on to staff to begin the presentation, I'd like to introduce an amendment so that we can give testifiers a chance to express their thoughts.

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Staff brought the need for this amendment to my attention, and have submitted a memo into the record dated February sixth, 2023.

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The amendment ensures that Greenway, environmental and archaeological resources are protected while still allowing for outdoor shelters to be established.

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And I've asked the staff to explain the technicalities.

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So, Sandra, can you please share the details and show us the slide with the proposed amendments, please? Oh, thank you.

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Yes, thank you, Commissioner Rubio. So, as you mentioned the amendment contains changes to standards. I'm sorry.

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Could I get you to identify yourself for the record, please?

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Sure apologies. That's okay. Sandra would with the Bureau, planning and sustainability.

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Thank you. Thank you. So the amendment contains changes that are needed for the standards or the rules that apply to outdoor shelters in relation to the Greenway environmental and archaeological resources as shown on this slides as 4 parts to the amendment the first one prohibits

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Outdoor shelters in the Greenway and river setbacks.

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The part B is to apply the Johnson Creek Basin Plan District, South sub district outdoor shelters.

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Part C is to continue to apply the archaeological resources standards in several areas of the city.

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I don't expect any of you to understand what I just said, and Jp.

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Will explain exactly what those amendments mean as part of the presentation.

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Part d is really a housekeeping amendment, which is to replace all of the documents that we next slide.

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Actually please. So we need to replace the original documents that we filed with new documents that reflect the amendment that Commissioner Rubio is putting forth right now.

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So with that, I want to thank Commissioner Review for moving this amendment.

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I think it'll make a big improvement. Thank you.

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Very good. Can I give a second Commissioner? Ryan?

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Seconds will hold it open. Commissioner Rubio, until we've had the opportunity.

00:10:01.000 --> 00:10:08.000

To hear public testimony and hear the full presentation.

00:10:08.000 --> 00:10:19.000

Commissioner, Maps I just want to make sure it's reflected on the record that all of the documents referred to in the motion by staff are included in attached to the agenda.

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Item, so that people watching the hearing can look at those amendments.

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Thank you. Thank you for that clarification. Very good. Alright!

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Now we'll hear from Vps staff on the presentation.

00:10:30.000 --> 00:10:40.000

Thank you. Great. Thank you so much for having us today. Mayor and commissioners it's nice to be here in person again, and we're here to hold a hearing for the shelter to Housing Continuum project Part 2.



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This is a group of technical amendments to the original shelter to housing project.

00:10:46.000 --> 00:10:57.000

The project has been recommended to you by the planning and sustainability commission they've already had a hearing on that, and we have the commission vice chair here to present at the end of our presentation.

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These are technical zoning code amendments that to rules that city council already adopted in April of 2,021.

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My name is Sandra Wood, with the bureau planning sustainability, and with me is Jp.

00:11:11.000 --> 00:11:13.000

Mcneil. He is a project manager on this project.

00:11:13.000 --> 00:11:16.000

We're both planners with the beer planning sustainability.

00:11:16.000 --> 00:11:23.000

Thank you both. Next slide, please. Thank you.

00:11:23.000 --> 00:11:31.000

Actually it was the previous slide. Sorry. So the shelters, a housing continuum, a project.

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What we know was passed in 2,021. It created flexibility and citing shelters, and expanded the city's ability to cite shelters as a permanent reuse, as a reminder.

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Shelters can be operated by a variety of providers.

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The city, the county a nonprofit organizations.

00:11:48.000 --> 00:11:52.000

Religious organizations have been building shelters on their parking lots.

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Next slide, please. This slide shows 3 ways that shelters can be allowed.

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One is permanently, another one is temporarily during as designated emergency, and a third is temporarily without a declared emergency.

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Prior to the housing continuum. The shelter to housing continuum project.

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Most outdoor shelters, such as a safer villages could only be cited as temporary emergencies, shelters under the zoning code.

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That project created a pathway for shelters to be built and operated without the need for an emergency declaration.

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As shelters, providers began to develop long-term shelters, such as the Kenneth Kenton Women's Village, the new coat presented some unexpected technical barriers to implementation.

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So we have been working with the providers to identify what those are, and the purpose of this project is to basically make some of those make those technical fixes.

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Next please. We have conducted some community involvement with this project.

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Most notably we have participated over the months in the housing, continuum work group, and we have been talking to, and we sent notice to the Coalition offices and neighborhood groups for meetings and held several of them.

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We've been working on an ongoing basis with a saferess village staff and have really appreciate their their input.

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Commissioner Ryan, and with a joint office of homeless services on an ongoing basis, of course we sent our public notices for the planning and Sustainability Commission, who held a hearing in October, and then, of course, we're here for a hearing.

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Today. And with that I will pass the next slide over to Jp.

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And he can explain what the amendments are. Thank you, thanks, Sandra, for the record.

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I'm Jp. Mcneil. I'm a city planner with the Bureau of Planning is sustainability, so I'll get more into the substance of the proposals here.

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So the recommended draft contained 4 proposals.

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There's one key change we're calling. And then 3 additional changes that are more technical in nature.

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So the first proposal is an amendment to exempt outdoor shelters from base zone, overlay zone and plan district development standards.

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And what what the proposal does is it creates a blanket, exemption for exemption, for outdoor shelters from those standards, and instead, we've created a limited set of development standards that apply just for outdoor shelters for maximum

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Height, setbacks and screening. Oh, just the asterisk on that slide is just a note that this is the the amendments sort of plug into this key change.

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So the second change that we're talking about are amendments, the technical ones we're talking about an amendment to clarify how large of an industrial site an outdoor shelter cannot occupy the next proposal includes amendments to exempt outdoor

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shelters that are allowed, uses on a site with an existing conditional use.

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In some cases without triggering an additional conditional use.

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Review and finally, there's a proposal to clarify how shelter operations are regulated under the temporary activities.

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Chapter that Sandra mentioned. So next slide, please. So to dig in a little deeper the outdoor shelter standards.

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This is that key change. It would grant that blanket exemption to base overlay zone and planistic standards and then create a limited set of standards.

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So the standards we're talking about are a height standard.

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So this creates a standard that structures for an outdoor shelter to not be more than 20 feet tall.

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There's no current standard pertaining to outdoor shelters for height.

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And so this is new. The next is the setback standards.

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And so this proposal is for a setback standard of 5 feet from adjacent properties, and this is a change from the shelter to housing continuum project where there is a

setback standard already under the current rules outdoor shelters need to be 25 feet from adjacent

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Residentially zoned properties. And so this is a change from that.

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And because what we heard from shelter operators is that the large setbacks of 25 feet?

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If you're talking about a smaller site and a small-scale shelter it.

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Essentially, it's impractical to impossible to put a shelter on that, because it just swallows up the whole site.

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If it's a larger site and the 5 foot setbacks, those are aligned with typical setbacks in a residential zone.

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Finally, we have our screening standard. Which is there was a screening standard with the original shelter to housing project as well, and that included a standard for a 6 foot fully or totally sight obscuring fence.

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And we're proposing to change that standard to allow for a six-foot partially obscuring fence.

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And if you go to the next slide it will show a little bit more about what I'm talking about.

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So here this is on the you can see the diagram of 2 types of fences.

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This is how it is in the zoning code what we've heard from shelter operators is that there is a general preference for totally sight, obscuring fences, and they provide security and screening for neighbors and residents of the shelters, and if you look at most

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Of the outdoor shelters that are out there today.

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You'll you'll see fully 6 foot fully said, obscuring wooden fences surrounding them.

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The reason we're proposing this change, however, to provide for more flexibility because there have been some cases that we've heard from shelter operators where they find a site with an existing chain link fence on the site and so it's far less costly and wasteful



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To allow them to keep that existing fence rather, and modify with the plastics.

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Slat so that it's partially site obscuring rather than removing the chailing fence and installing a fully sight, obscuring wooden fence.

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It still meets the intent of providing some privacy and security, but at a lower cost.

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Next slide, please. So this is. These are the next 3 of the more technical amendments.

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This is related to outdoor shelter sites, and clarifies that outdoor shelters can be located on sites larger than 2 acres and industrial zones.

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So this amendment just brings the size limitation for outdoor shelters in industrial zones into a alignment with the original intent of the sheltered housing code.

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The intent was for there to be a maximum limit.

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Size, limitation for outdoor shelters of 2 acres.

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But it wasn't intended to necessarily exclude sites that are larger than 2 acres from hosting an outdoor shelter.

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So in industrial zones you often find sites that are going to be much larger than 2 acres in size, and so we're just clarifying that the the the outdoor shelter itself is limited to 2 acres, but a larger site the site itself can be larger than 2

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acres, so an example would be, say, an unused portion of a parking lot on an industrial zone site where they just want to use a portion of the parking lot.

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But the site itself is 20 acres in size, and so this says, you can only have a 2 acre shelter, but the size doesn't matter how tall or how large the site is.

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Next side, please. This amendment has to do with conditional use sites, and it would exempt outdoor shelters on sites with an existing conditional use.

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In some cases so what we're talking about here are shelters on sites with a condition, an existing conditional use, an example would be a church.

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And a residential zone, and they want to add an outdoor shelter, which is an outright allowed use for that site up to a certain size.

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And so, when the church was originally built, there was likely to have been a conditional use, approval that went through a conditional use review, and that would have included conditions, say, for the for that church use, for parking area or operations of you operation or hours of use and whatnot and so typically when you make

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a change to a site with an existing conditional use.

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It there's certain thresholds that can trigger another conditional use review, which is a land use review, and it adds cost and expense to a development.

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And so this proposal rate that threshold for for shelters outdoor shelters, needing a conditional use review.

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And those are the cases here on would be on the slide.

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They're adding floor area up to a certain area, adding exterior activity area up to a certain size or removing up to 50% of the parking.

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And so in all other cases where conditional use review would be triggered, it would continue to be triggered.

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But for these exceptions an outdoor shelter.

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Would this? Would not trigger an additional conditional use?

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Review next slide, please, and finally, these are these amendments.

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Clarify rules for shelters that are operating as a temporary activity.

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So as Sandra noted earlier temporary activities, shelter can be, has historically and can still be operated under the temporary activities rules for up to 180 days.

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So this proposal doesn't change any of that.

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But what it does is clarifies that parking areas can be used for shelters operating as a temporary activity, and also just clarifies the temporary structures can be used on a site with a shelter being operated as a temporary activity, and these are just some

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Bureau Development services, interpretations that were cleaning up for that next slide.

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Please. And now these are the amendments to the recommended draft that Commissioner Rubio is proposed, and so these are.

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They're generally just their exceptions to outdoor shelter standards.

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And so, as I mentioned before, the recommended approach that we had was to exempt outdoor shelters from development standards and base zone, overlay zone plan district zones, and create a simplified set of standards for outdoor shelters and so with that blanket

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Exemption. It created a few gaps that were identified that cover important resources, that we want to protect.

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So those are standards related to Greenway resources, environmental and archaeological protections.

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So next slide, please. So this first part of the amendment is to prohibit outdoor shelters in Greenway and river setbacks.

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These apply along the What Lambda River, and so the proposal is to just add the Green Wayne River setbacks to the list of areas where outdoor shelters are prohibited, which now is generally environmentally related areas of the city next slide please part B is to continue to apply

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The Johnson Creek Basin Plan District, South sub-district standards.

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Sorry to outdoor shelters, so the there is a plan district along in a part of the Johnson Creek area, the South sub district has some additional regulations about tree removal and size of impervious surfaces to capture a slow strong water runoff and to help mitigate

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Flooding and landslides in the Johnson Creek Basin, and so the those standards would continue to apply to a outdoor shelter proposed in the South sub district.

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And then the last piece here has to do with the archaeological resources.

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So the the amendment proposes to continue to apply the standards for archaeological resources and some areas of the city.

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These rules provide a process for to survey areas where there's a high probability of having archaeological resources prior to any ground disturbing activities, those would continue to apply to these areas and with that, I'm going to hand it back to sandra for the next portion, I get to do the

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Housekeeping. So part D of the amendment is to replace the documents that show that reflect parts A through C of the amendment, and as our city attorney reminded us, these are linked to the item on the city Council agenda for folks at home to watch and next slide please

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Another, piece of housekeeping is to mention that the record for this legislative project is available at these 2 links.

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Thank you. Last one. Please.

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So finally, what we are hoping that city Council action would be.

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We would recommend that Council vote on the amendment that Commissioner Rubio introduced, adapt a shelter to Housing, Part 2 technical amendments as amended draft, and then amend the zoning code as shown in that draft thank you.

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Very good, and that completes the presentation, our colleagues, before we take.

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I believe we also have invited testimony before public testimony.

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Does anybody have any burning questions that they'd like to get out at this particular juncture?

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I just have one quick one, and I I suspect I know the answer.

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So this is for shelter that is sanctioned, in other words, sponsored by the city.

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Is that correct? That is correct, and it doesn't have to be by the city.

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It can be the county and non-profit.



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Yes, using sanctioned resources would go through a sanction process and get these approvals.

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Environmental safety setbacks, others it's to get permitted to so you have to be sanctioned and great.

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And I just want to state the obvious. This does not apply to people who are not following the rules, who are simply establishing their own encampments.

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This does not impact that I say that to be very transparent, because I believe it is better to have people in sanctioned rather than unsanctioned encampments for a variety of public health, safety and environmental reasons.

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But this is just one more I will add to the list with that I'll let you introduce your invited testimony.

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That would be great. So we have our vice chair of the planning and sustainability commission here, Erica Thompson, the commission, held a hearing.

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I believe it was in October the eighth, and vote November the eleventh.

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Yes, thank you. Yeah, thank you, Sandra. Good afternoon, Mayor and commissioners.

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My name is Erica Thompson, and I'm a vice chair on the planning and Sustainability commission I'm really pleased to be here this afternoon to share the Psc's unanimous support for staff's proposal on the sheltered housing continuum

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part 2 as Sandra and Jp. Have shared the proposed code modifications are in important step and advancing the objectives of the shelter to housing continuum package that was adopted in 2,021 by removing unforeseen implementation barriers and by expanding

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shelter options for people without housing as with passage of any major policy or code package, there are frequently unforeseen circumstances that are different.

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To predict and identify before the policy is tested in the real world, and I think that Bps has done a really great job of listening to shelter operators to understand where these issues exist with the original shelter to housing continuum package and quickly developing amendments to address them the

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planning and sustainability. Commission had no in-person testifiers for this proposal, and we had only 2 written testifiers.

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As a result, our discussion and deliberations were pretty minimal, and we had no reservations about supporting Staff's proposal.

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So I appreciate your time. Thank you, and I'm happy to answer any questions about the Pse process.

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Power of knowledge.

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Laughter, pay.

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Thank you.

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And maybe just have one conceptual question and bootstraps a little bit off the mayors earlier questions.

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So, if when we're looking at what the zoning and planning code does with respect to sanction camping it, how would you answer a citizen that's concerned about things that occur outside the sanction camp that occur across the street that are arguably outside of the zoning and

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planning. I guess I would kind of welcome your, you know.

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Where does that zoning and planning fit in the in that question about the activities that may occur at a joining property, or in close proximity to a sanctioned camp?

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I think that that's where cross bureau and cross agency coordination and collaboration is really important, because, just going back to the discussion about sanction versus unsanctioned, I mean all of the shelters that would be coming before the Bureau of development services under this

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Modified package, or the original sheltered housing continuum, are trying to follow a process, and they're trying to become sanctioned and to play by the rules.

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And so that's the purview of what we are able to effect and to consider.

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And I hear your point that there there are ripple effects, and I frankly don't know the best way of addressing those, at least not within the you know the zoning code constraints, so it's fair to say the zoning and planning code is not necessarily the place to

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Address, that kind of concern on a joining property of not to say it's not the city's responsibility.

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It's not our collect from responsibility, but it may not be.

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Planning, that's fair to say, of my perspective. Thank you.

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First of all, thanks for your service, because I've been in the weeds in this, and how I'm just surprised to hear that there wasn't more testimony, or I'm sure there's a lot of engaging because I obviously I know through.

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The Saferess village team, the good people that we shine Beacon Village.

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They've been our test pilots, if you will, to see what could improve about this legislation that we passed in early 2,021.

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So clearly they've been actively engaged. It kind of came across as there wasn't.

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I mean, they were actively engaged right? It just wasn't general public coming in?

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Yeah, alright! Alright good. I mean, from the perspective of well myself and the planning and sustainability commission.

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I think it was just the very focused and technical nature of these amendments, and sometimes we do find, with other code efforts that doesn't stop people from coming to the table with their ideas.

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But I don't think that that was for lack of staff engagement and outreach I didn't know when we were going to be here, but I just can't tell you how many times we're like.

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Yes, I'm taking this down, and we well be back, and we'll make fun ofifications. So that's what this is.

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And you've got that feedback. Obviously, you can tell by what I'm seeing here.

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Yes, just wanted to get into the record. There's been a lot of engagement on this topic.

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Yeah, thank you. Thank you. Yes, that's all the invite to touch the one we had.

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I have a quick question, and Staff explained the relationship between the ordinance before us today, and the housing emergency that we have declared.

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So we've declared. I believe, state of emergency around housing.

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Does that state of emergency do these rules kick in after we lift the emergency, or are they in place now?

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They are in place now. So the zoning code, which is about this big, it has rules about permanence, development.

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How big a big building downtown can be mixed.

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Use buildings. What kind of landscaping, how many parking spaces, how much ev parking needs to be required?

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So basically the whole zone in code is about permanent development.

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There is a chapter called The Temporary Activities, chapter that lays out what kind of temporary activities can occur.

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Circuses, yard sales, and it has, you know, some some rules about some of those, and then so there is in the zoning code already an allowance for shelters to operate temporarily the Portland building next door.

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I'm sure many of you have volunteered right during the cooling center and the heating shelter that the city opens.

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Those operate under the temporary rules of the zoning code, for up to 180 days, in the case of an emergency, in a place of a declared emergency, like the housing emergency that goes through March of 2,025 the rules the that chapter of the zoning

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Code also rules and allows for those temporary and shelters to operate for the duration of the emergency.

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They're not limited to the 180 days of the regular.

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So there's kind of those 2 types, either 180 days like the cooling on heating shelters or for the duration of the emergency.

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Does that answer your question? It sure does one more question in Staff's evaluation

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Andrew, I'm trying to get a sense of how much urgency is there around passing these now?

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And what's the how long is it going to? What's the process for proving these?

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And are we delaying the onboarding of new to any degree by virtue of waiting to get these approved?

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So the process for approving them is to complete the hearing.

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Today, and close the oral and written record. Okay? And then to pass it to second reading, which would be, we hope, next week.

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And then you vote on it next week, and then they would go into effect on March the 30 first is what we have in the ordinance.

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Go ahead. Oh, no, I was just going to say we're at the end of the process right now.

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Sorry, Patricia Defender for Chief Planner Bureau of Planning Assistability for the record.

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Great. Thank you very much. Bye, bye.

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One person signed up for public testimony is that accurate?

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That's correct. Why don't we let that person sign up?

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Are they virtual? Are they here? They're in person.

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It's Michael Spence. Oh, very good, why don't we let Michael testify?

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And then that we can continue the discussion. I, Michael, may have other things he needs to get on welcome.

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Thank you for being here, and if you could just introduce yourself to the records

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My name is Michael Spence for the record. Thank you for your time today, Mayor and commissioners for allowing me to provide testimony on the subject of amending planning, and zoning code, to clarify the rules for shelters to facilitate more shelter options for

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Portlanders in need on behalf of the people of Portland.

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It's an honor to be here, and I'll start by stating that I'm really unaware if anybody has really been taking the time to canvass our neighborhoods, to get a deep understanding of what's happening on the ground pertaining to our shelters.

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However, i've taken it upon myself in. These are my findings here on this poster, as you see in the pictures, we have a serious gap in regulation and policy that harbors safe and resilient communities for all all Portlanders deserve to live in a safe habitats with the basic resources needed

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For survival, in chapter 3. Goal, 3. A. A city designed for people, states that Portland's built environment is designed to serve needs in aspiration of all Portlanders, promoting prosperity, health, equity, and resiliency, new development, redevelopment and public investments reduce

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Disparities and encourage social interaction to create a healthy and connected city a simple walk downtown, walking through the pearl north and southwest districts in our sprawling East Side neighborhoods will show you that that goal is very difficult to meet next i'll touch on

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3 policies directly associated to Central City policy, 3.2 one states that to recognize the city's role as a region's premier center for jobs, services and civic and cultural institutions that support the entire city and region as a fellow portlander, I do find a real lack of services and cultural

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Institutions designed to assist houseless people and other people in need to prevent them from becoming houseless.

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We need to do a better job, and we need to use our 250 million dollars tax surplus from the Moltenoma county tax efficiently and effectively to solve these issues in policy 3.2 2 it states that the city can concurrently provide equitable benefits to human

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Health, the natural environment and the local community. I don't see this as I see this as a failure, actually, for our city Portlanders and tourists aren't spending nearly

as much time downtown which negatively, is impacting our economy causing businesses.

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Small many of them small, to close permanently without the resources for a house's population.

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There's often human feces in urine scene on city sidewalks and on the side of buildings which is direct public health concern.

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No human being should have to defecate in public on the sidewalk, and no human should have to walk through that, and also it's not healthy to have species in urine as they spread disease.

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Policy 3.2 4. It states that the city has the highest concentrations of housing with the diversity of housing options and services, and I'll defer to the pictures you can sneak your own judgment to whether or not these policies are working as a portlander I expect our leaders to meet

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The need of the people by providing safe, equitable spaces for all Portlanders.

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No one should be forced to live in a tent, defecate on the streets, dodge needles, and other types of drug paraphernalia.

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It's dangerous. We deserve better. Our kids deserve better, and our pets.

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We're all Portlanders, and we deserve a suitable habitat where we can all thrive.

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Thank you, and you will find no argument for me I just wanna say thank you for your comments and an engagement on the this is a tough public policy issue to say the least.

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So thank you for being here and engaging on it. Thank you for allowing me to speak.

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Thank you, Michael. It's a great presentation. I'd want to just let you know to just because you're very informed is that the 250 from it goes to Metro, and then it goes directly to the county.

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So we don't have access to that, or here. So it also be good to do this presentation at the county as well I could.

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I respond, yeah, I would love I I appreciate that comment on your understanding with that is that there is a site in Monoma County where folks can go pick up their tents, and oftentimes those tensor then pitched on the streets just all around the neighborhoods in the community you

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Can see on the pictures here, and then we use our taxpayer dollars to then sweep those tents.

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So to your point, I Dan, I do. I'm sorry, Commissioner Ryan apologies.

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I do hear you, and I will go to the county on that, but we also do have to understand that those tents are coming into Portland.

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The city, and then we're sweeping them

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Not yes, longer conversation, not to preview too much. But you may be seeing something from one of my bureaus on the specific question, and the not-to-distance feature.

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Specifically the funding of 10. So thank you for calling it out, and more to come.

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It's my pleasure. Thank you for having us. Thank you.

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Yeah, thank you for being here. We do appreciate it. Thanks, in particular for being here in person.

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Alright that completes public testimony. Colleagues.

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Maybe we could get Staff to come back up, because I'm sure there's probably a couple more questions that people have

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Proof.

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Colleagues any thoughts on the presentation or on Commissioner Rubio's amendment.

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If a knock is good, I am, go, go for it pretty sure, Gonzales, you're up alright.

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These will be fairly specific, I think. Going back to the 2 acre limitation.



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If I understand correctly in industrial. And so the point of so I just want to be clear of the spirit and then I have a followed question.

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The spirit is sometimes industrial locations are going to be larger than 2 acres but you're trying to preserve the right to go shelters up to 2 acres, and in those larger lots is that correct?

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That's correct. That was a spirit of the original shelter, housing project.

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And could you could could you explain the the logic on limiting to 2 acres?

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So if you had a really large, you know, location that was 26 acres.

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Would you know why wouldn't we want to at least consider the possibility of going to 4 or 5 acres?

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Well, partially is because we have an industrial sanctuary policy in the city and the comprehensive plan, and we protect our industrial land for industrial jobs it's one of our biggest job bases and we know people in Portland need jobs for prosperities.

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So that's the main reason is, whenever we allow new uses and industrial zones, we want to make sure that they're not compromising our industrial base yeah, well, I'd also add that the State has land use planning goals.

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And goal 9 has to do with includes policies around industrial lands.

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And I understand. I can't say that I'm an expert on that, but I know that there's a reference in there about 2 8 that talks about there being 2 acres exempting sites that are less than 2 acres from needing to be a goal what is it a goal

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Exception. If it's under 2 acres of site that's on the bureau.

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The the inventory of industrial land. So I'm 98% sure that I'm correct in that.

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So so the 2 acres threshold is sort of bootstrapping off of State guidance on the protection of industrial, ideas. We can refresh our memories on that, and get back to your office about that.

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Yeah, that'd be great. And again, it's just not addressing, not to inadvertently create barriers.

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If for whatever reason, you know, there was a compelling argument for a larger shelter that wouldn't inadvertently create barriers, I guess the related question by our understand correctly, in the state of emergency, however, you know theoretically could you you wouldn't be relying on

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this 2 acre world potentially right? Could you do circumvent the 2 acres in the event of emergency?

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Yeah, yes, that. So the if under the emergency, the there's the section in the temporary activities.

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Chapter that allows for shelters to operate, and it doesn't place any limitations on that on the size.

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So that might be a good balance. We had to do it.

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An emergency. You could go bigger. But you know, in terms of this sustainable shelter there for an extended period of time, you're back to kind of the 2 acre rule

before I would also want to get back to maybe your office a little bit because the State has the States expired.

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So let me jump in here from a Patricia Defnder for a chief planner.

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Basic objective with these rules is to allow for shelters, outdoor shelters, to be able to locate whether or not we have, an emergency declaration.

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The rules under an emergency declaration are generally set aside, due to that emergency declaration.

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This is as Sanders said. Generally the zoning code is dealing with permanent regulations, and how to allow and facilitate the range of uses that are needed in the city on a permanent basis, and so this is intended to just ensure that the zone the zoning

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Code is clear on how you do this in an ongoing way, regardless of an emergency declaration.

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If I may also just jump in here, it it also softens up community opposition or potential opposition by establishing clear standards around setbacks around the

fencing and the visibility or the relative visibility environmental overlays and other issues that people frequently raise as objection to us

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Establishing temporary shelter in the absence of these rules, because we frankly, under an emergency declaration, right now we can pretty much do whatever we want, and I totally understand why that raises concerned on the part of the public.

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So this this is really, I think, a common sense approach to try to take into the needs of the we need in terms of flexibility to address the crisis while acknowledging the community has justifiable concerns that they wanted addressed.

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And now it's clear up front that we will comply with assuming we adopt these, that we will comply with these standards.

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That's correct. And actually, that segues to the last.

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For now question. So if I understand correctly, with respect to Rivers, setbacks under what's proposed here, if you're in a river set back, you're you can't shelter it. You can't get a permit for a shelter under these roles correct correct that's what the commissioner

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Rubies. Amendment ensures. Okay? And so maybe you may have heard of the solid navy.

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Right. We have a lot of boats and the lamit that are essentially permanent residents.

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That is not the city's jurisdiction.

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I think the sheriff, primarily enforces there, and I think it's I'm correct.

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Maybe a State park. Technically, I can't remember jurisdictionally.

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But what would be given any thought to how those folks are accessing structures on the shore.

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And maybe again, it's outside the scope of this. But you're looking at permanent shelter solutions.

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But I just was curious that you thought it all about the interaction between folks on the river and the shore, and maybe the answers were, you just don't want to sanction any kind of camp in that farm.

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I just curious if it came up

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I don't think it came up during our outreach, for sure, but our policies certainly along the Willamette River, and this is why we have the green way along the Volumeet River is to improve access for recreation and facilities along the well, I'm a river so everyone can

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enjoy, and that's why we have this setback. We want buildings to be set back, and we want that to be landscaped and the pathways to be allowed through.

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There. And yeah, it it makes perfect sense, mostly put on the record because I it's sort of a no-man's land in terms of power.

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Interacting with those boats right now it creates its own problems and I, just to be clear, we're not really talking about this.

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We're not necessarily talking about their act on shore.

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We're talking about where we're putting permanent shelters, and they shouldn't be in the Greenways.

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The riverways. That's that's it, for now

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So what we call it sell the name

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Getting your best. Sure. This is more of a comment to Staff and Commissioner Rubio.

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These proposals strike me as being common-sense technical amendments.

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I'm definitely going to vote for them. I don't know if this is technically possible, but if there's any advantage to voting on this as an emergency ordinance, so we can imply implement them more quickly.

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I would be open to that. I'm not quite sure how we get from here to there, or that actually makes sense on the ground.

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But I'll just put it out there. That's something I would be willing to do, and all Commissioner Rubio and Staff figure out if that's possible, or if it would even be helpful, that's all I got

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This is a land use hearing. Sorry. I don't know if that is an option or not to move this to an emergency.

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It is an option. I think you'll want to hear from Staff because of desired implementation.

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Coordination with Bds. But yes, you always can do these at this one. You can.

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Because we've actually revised the findings already in anticipation of today.

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So we don't have to wait a particular amount of time.

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Well that solves that we would need an amendment to the ordinance to change the effective day, correct, correct, we would need to amend Section with this one. Yes, right?

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Because the ordinance itself says, effective day of March the 30 first.

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So we would need to amend that to let me ask a question before we do that.

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Is there any advance to doing it? Think many of the shelter provider is one of the one of the benefits for them is to know what the rules are.

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So if they're citing a shelter, even if it's temporarily, they know what rules we've established.

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So by the passage of next week, they would already know what those rules are, and wouldn't necessarily make much of a difference

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I appreciate the discussion, I'll I put the idea out there.

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I'll let Staff and Commissioner Rubio figure out where to go from here.

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All right. Commissioner Wright.

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Yup. First of all, thank you for bringing this back I have to say.

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The last 2 years I've been on council. This kind of brings together the 2 areas I've hung out at the most, which is permitting thank you, Commissioner Maps, and then citing these shelters.

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And remember when we passed this legislation in the early 2,021, I just thought how perfect this is, all set up.

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It's going to be so easy, and I can't tell you how many times I was on the phone with the very talented and astute Charity Montes, who understands codes so well.

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And if it wasn't for Terry White's agility in Bds it would have even been more of a nightmare.

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So these changes we're making are really a big deal, especially the 25 to 5 feet.

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I can't tell you how many times that was making the design almost merely impossible.

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And this does give clarity. When we were in our many, many, many meetings in Zoom land with neighbors having them adjustments, is going to help so much, but more importantly, I want to lift organizations like Beacon, and we shine and agape the ones that we really want especially our communities

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of faith, to be a part of this emergency, and to adapt with their parking lots.

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And we're finding that if you didn't make these adjustments they were the ones that were really suffering with the current codes we have.

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So, as you said earlier, I think it was you, Erica, that any time you do a really big legislation like this, then you start applying it, and then you learn that you need to make some edits.

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And so these are just perfect edits and so I've appreciate the tone of your urgency.

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Commissioner Maps, because I think we've been acting as if to try to get these built, and I know that the village team really did provide a lot of the fodder to make these amendments and to Update this policy.

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So I'm just so thrilled that we're here today.

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It's really exciting, and I have to say that, the Stiffress village team has actually done.

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They've done 8, 8 shelter permits, and under the current rules.

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And so I know, after these would be in place that would have gone much faster so this is really important, as we look forward to doing with this humanitarian crisis.

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Thanks. Thank you. Commissioner. Commissioner Rubio

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Thank you, Mayor. And I just wanna thank Commissioner Maps for lifting up that suggestion.

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And I just want to sort of pose that question to Commissioner Ryan.

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And Mayor Wheeler, given things that are in the queue.

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If you think that they would make a material difference, that moving the timing up for any of the projects that we have on deck with safe rest, villages, or or some of the other projects, and maybe to to Sandra as well, so if it makes the material difference, I'm open to that but wants to check with

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Folks who are actually doing the work, and no more than I do

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I don't think it makes a material difference from my perspective.

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I'm texting Charity Montes, as we speak, but she's been very involved in this process, and knows all the timelines, so I haven't heard that it would make a material difference, because, like you said once they know what the rules are and that we're passing it then by the

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time. Its reality is basically said. The end of March is a March thirty-first, thirty-first, and we're up well, they'll know in about 5 min.

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Yeah. Okay. Alright.

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Yeah, we're gonna vote on right? He just doesn't become enacted formally until a later date.

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Okay.

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But because there's there's nothing that prevents us from doing our planning effective this afternoon with these rules.

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That is correct, no material difference. March the 30. First.

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Okay. Alright!

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I can. I can validate just directly from charity.

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Montes. No material difference. Yeah.

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Alright. Thank you. I appreciate that. And I also appreciate that the sense of urgency Commissioner Maps, and probably follow the advice of our team and stay the course. Then

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I think Biddias might appreciate that too, because, as you know, you passed a resolution for a code to go into effect twice a year.

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And so we're hitting that deadline for everything to go into twice a year, and it just gives them an opportunity to get the documents up and running good.

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Alright! Then, if there is no further business, we will start with Commissioner Rubio's amendment.

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It's already been moved and seconded. Any further discussion on the amendment, seeing none.

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Please call the role on the Amendment Review

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I really, wanna just appreciate the teams work here at the B.

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Ps. Excellent work really appreciate my colleagues.

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Participation, participation of providers and community on this important amendment and this package I would



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Brian. Yes, very smart amendments, Gonzalez.

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Thank you for the work here, and the explanation makes perfect sense. I vote.

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Aye maps I'd like to thank Commissioner Rubio and her team for these common sense amendments.

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I look forward to implementing them, I vote. Aye, Wheeler, I vote I the amendment is adopted.

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We will move this to a second reading, as amended. The time certain is February the fifteenth, at 9 45 Am.

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The oral and the written record are both closed, as of this time.

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Is there any further business on this that I'm forgetting legal counsel?

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No, you've captured it. All right. Very good. Thank you.

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Everyone that concludes today's hearing in this afternoon's agenda.

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We are