



March 22, 2023 Council Agenda

5705

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

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

Questions may be directed to councilclerk@portlandoregon.gov

Wednesday, March 22, 2023 9:30 am

Session Status: Adjourned

Council in Attendance: Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Commissioner Rene Gonzalez

Commissioner Mingus Mapps

Mayor Wheeler presided.

Commissioner Rubio left at 11:29 a.m.

Commissioner Gonzalez left at 11:35 a.m.

Officers in attendance: Anne Milligan, Deputy City Attorney; Christina Thomas, Acting Council Clerk

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

Council recessed at 11:46 a.m. and reconvened at 11:59 p.m.

Council adjourned at 12:56 p.m.

Communications

225

[Request of Brady Howard to address Council regarding permit request to take away parking](#) (Communication)

Document number: 225-2023

Disposition: Placed on File

226

[Request of Kathleen Ulrich to address Council regarding request to terminate pedestrian easement through McCormick Pier condos](#) (Communication)

Document number: 226-2023

Disposition: Placed on File

227

[Request of Kathryn Neff to address Council regarding request to terminate pedestrian easement through McCormick Pier condos](#) (Communication)

Document number: 227-2023

Disposition: Placed on File

228

[Request of Dina OBrien to address Council regarding livability](#) (Communication)

Document number: 228-2023

Disposition: Placed on File

229

[Request of Chris Fellini to address Council regarding recent changes made to Portland Street Response procedure](#) (Communication)

Document number: 229-2023

Disposition: Placed on File

Time Certain

230

[*Amend Intergovernmental Agreement between the State of Washington Department of Transportation and the City for the Interstate Bridge Replacement Program for a total amount of \\$2,974,750 \(amend Contract No. 30007863\)](#) (Emergency Ordinance)

Document number: 191212

Introduced by: Commissioner Mingus Mapps

Bureau: Transportation

Time certain: 9:45 am

Time requested: 20 minutes

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

231

[Direct the Bureau of Planning and Sustainability to review Portland's franchise system for the collection of residential solid waste, recycling, and composting](#) (Resolution)

Document number: 37614

Introduced by: Commissioner Carmen Rubio

Bureau: Planning and Sustainability (BPS)

Time certain: 10:05 am

Time requested: 30 minutes

Disposition: Adopted

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

232

[Appoint members to the Government Transition Advisory Committee for terms to expire March 30, 2025](#) (Report)

Document number: 232-2023

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance

Time certain: 10:35 am

Time requested: 25 minutes

Disposition: Confirmed

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

Consent Agenda

233

[*Transfer responsibility for the Noise Program, the Liquor License Program, and the regulatory and enforcement provisions of the Cannabis Program from Office of Community & Civic Life to Bureau of Development Services \(amend Code Chapters 3.30, 3.96, 14B.100, 14B.120, 14B.130 and Title 18\)](#) (Emergency Ordinance)

Document number: 191208

Introduced by: Mayor Ted Wheeler; Commissioner Carmen Rubio

Bureau: Development Services (BDS)

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

234

[*Authorize grant agreement with Worksystems Inc. for the Summer Youth Connect/SummerWorks Youth Employment Program for summer 2023 not to exceed \\$551,600](#) (Emergency Ordinance)

Document number: 191209

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

235

[*Pay settlement of Mercedes Edwards bodily injury claim in the sum of \\$6,000 resulting from a motor vehicle collision involving the Portland Police Bureau](#) (Emergency Ordinance)

Document number: 191210

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

236

[Authorize the Director of the Bureau of Planning and Sustainability to execute a Digital Inclusion Coalition grant agreement not to exceed \\$76,600](#) (Ordinance)

Document number: 191221

Introduced by: Commissioner Carmen Rubio

Bureau: Planning and Sustainability (BPS)

Disposition: Passed to second reading

Passed to second reading April 5, 2023 at 9:30 a.m.

237

[*Authorize Closeout Agreement with Environmental Protection Agency governing post-closeout use of program income for the Brownfields Revolving Loan Fund](#) (Emergency Ordinance)

Document number: 191211

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

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

238

[Accept bid of \\$3,523,888 from Brown Contracting, Inc. for the Central Eastside Access and Circulation Improvements Rebid Project \(Procurement Report - ITB 00001986\)](#) (Report)

Document number: 238-2023

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 Absent

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Absent

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

239

[*Pay settlement of Patrick Cunningham personal injury claim for \\$50,000 involving the Portland Bureau of Emergency Communications](#) (Emergency Ordinance)

Document number: 191213

Introduced by: Mayor Ted Wheeler

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

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

240

[Change Police Accountability Commission deadline to August 31, 2023](#) (Resolution)

Document number: 37615

Introduced by: Mayor Ted Wheeler

Bureau: Community Safety Division

Time requested: 20 minutes

Disposition: Adopted

Votes: Commissioner Carmen Rubio Absent

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Absent

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

241

[Authorize competitive solicitation and purchase of unmanned aircraft systems for use by Portland Police Bureau not to exceed \\$80,000](#) (Ordinance)

Document number: 191224

Introduced by: Mayor Ted Wheeler

Bureau: Police

Time requested: 20 minutes

Disposition: Passed to second reading

Passed to second reading April 5, 2023 at 9:30 a.m.

242

[Deny Blain A. West and Teresa West's application for Special Assessment of Open Space Land at 10615 SW 42nd Avenue](#) (Ordinance)

Document number: 191215

Introduced by: Commissioner Carmen Rubio

Bureau: Planning and Sustainability (BPS)

Second reading agenda item 224.

Disposition: Passed

Motion to pass the Ordinance and deny the request: Moved by Mapps and seconded by Ryan.

Votes: Commissioner Carmen Rubio Absent

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Absent

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

243

[Accept the State of Housing in Portland 2022 Report](#) (Report)

Document number: 243-2023

Introduced by: Commissioner Carmen Rubio

Bureau: Housing Bureau

Time requested: 30 minutes

Disposition: Accepted

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

Votes: Commissioner Carmen Rubio Absent

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Absent

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

244

[Approve the designation of six trees as City of Portland Heritage Trees and remove the Heritage Tree designation from seven trees](#) (Ordinance)

Document number: 191216

Introduced by: Commissioner Dan Ryan

Bureau: Parks & Recreation

Second reading agenda item 209.

Disposition: Passed

Votes: Commissioner Carmen Rubio Absent

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Absent

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

245

[Authorize competitive solicitation and execution of price agreements for on-call stormwater improvement services to support the Bureau of Environmental Services Private Property Retrofit Program for \\$3 million over five years](#) (Ordinance)

Document number: 191225

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Time requested: 10 minutes

Disposition: Passed to second reading

Passed to second reading April 5, 2023 at 9:30 a.m.

Four-Fifths Agenda

246

[*Ratify collective bargaining agreement with Portland City Laborers relating to the terms and conditions of employment of represented employees](#) (Emergency Ordinance)

Document number: 191214

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Time requested: 10 minutes

Disposition: Passed

Votes: Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Mayor Ted Wheeler Yea

Wednesday, March 22, 2023 2:00 pm

Session Status: No session scheduled

Thursday, March 23, 2023 2:00 pm

Session Status: No session scheduled

Portland City Council Meeting Speaker List
March 22, 2023 - 9:30 a.m.

Name	Agenda Item
Mayor Ted Wheeler	
Christina Thomas	
Commissioner Carmen Rubio	
Commissioner Dan Ryan	
Commissioner Rene Gonzalez	
Commissioner Mingus Mapps	
Anne Milligan	
Brady Howard	225
Kathleen Ulrich	226
Kathryn Neff	227
Caitlin Reff	230
Greg Johnson	230
Ryan Davey	230
Donnie Oliveira	231
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Portland City Council Meeting Closed Caption File

March 22, 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.

Day March 22nd morning session of the Portland City Council. The year of course, is 2023. Christina welcome. Please call the roll. Good morning. Rubio here, brian gonzales here maps Wheeler could sound that enthusiasm that was like here ready? Ready to go? Ready to go? And now we'll hear from legal counsel and the rules of order and decorum, which we probably already violated. At this point. Welcome to the Portland's City Council to testify before council in person or virtually, you must sign up in advance on the council agenda at Portland dot gov slash council slash agenda information on engaging with City Council can be found on the council clerk's web page, presiding officer preserves order and decorum during City Council meetings. The presiding officer determines the length of money. Individuals generally have three minutes to testify unless otherwise stated. A timer will indicate when your time is done disruptive conduct, such as shouting, refusing to conclude your testimony when your time is up or interrupting others, testimony or council deliberations will not be allowed. If you cause a disruption a warning will be given. Further disruption will result in ejection from the meeting. Anyone who fails to leave once ejected is subject to arrest for trespass. Additionally council may take a short recess and reconvene virtually your testimony should today should address the matter being considered. When testifying state your name for the record, your address is not necessary. Disclose if you are a lobbyist, if you are

representing an organization, please identify it. Testifier joining virtually please unmute yourself once the council clerk calls your name. Thank you. Thank you and colleagues. We have people coming and going today, so I'm going to try and manage the quorum. Rules asbestos I can by shifting the agenda a little bit, so today will do communications first as we always do. Will quickly dispose of the consent agenda will go back to the time certain scenes, then I'd like to do the 4/5 agenda item following that, and immediately after that, I would like to do the second reading of the land use appeal. If there are no objections. I think that will help us manage the quorum for this morning. But that will hear from communications 1st 1st item is item number 2 to 5, please requested brady howard to address council regarding permit requests to take away parking. Welcome. Thanks for being here. Can I start? You may? Absolutely if you could just tell us your name for the record, we'd appreciate brady howard. Thank you. Um I'm a resident physician at providence, Portland's work 70 80 hours a week. Unless it's the one day a week I get off. I'm out the door by 4 30. Um my household is made up by other residents and a phd student. We live between on southwest Broadway between ninth and hoffman. Um recently construction company posted a permit that takes away parking for the next two months for all hours of all places. Um and we'll tow anybody that parks there. There is no alternative parking nearby. Um if it was quite possible to take public transit and get to the hospital. By the time that I need to, I most certainly would. And it's very difficult to get home from a 15 hour shift and not have anywhere to put your car. It's been a continuous source of anxiety for my household. We're actually considering the possibility that we might have to move. Our landlord is going to be an income. Um my ask is not that you revoked department. I definitely understand that progress needs to be made. And the apartment complex across the street does need to be worked on. I would like

the council will consider reducing it to Monday to Friday in business hours. I really rushed through that. I'm so sorry. I typed up this whole thing. Um it's at the end of your testimony. Great uh, mr howard, thank you for coming in to testify today, especially coming in to testify in person. My name's mingus Mapps guy church of pbot. So the buck on this issue start, um, stops with me. Um number one. Thank you for your service to our community. I'll tell you the truth. This is the first I'm hearing about this particular issue. It sounds complex and unfortunate, but I will do is ask my staff to look into it and to contact you to discuss whatever options that we might that might be available. I think that rod is the person that approved the actual permit. I've been emailing with him. Okay um, I will. If you I will check in with rod. I also have staff people in my own City Council office who helped me manage the pbot space. Um so I will have shannon connect with rod. And if we can get your if you could leave your contact, information, email or phone number with the clerk will we will get back to you before the end of the week. Thank you. Sure I just want to say something to thank you. This is a really hard time to be in the provision of health care. Um the hours you work the time you get up the number of days in a row, you work that's not lost on anybody. I really appreciate you. Thank you. And I know a lot of people in this room feel the same way. Thank you. Thank you. Next individual, please item 2 to 6 mayor items, uh to 26 27 asked to speak together. Both items. Yeah, that's good. They can have six minutes collectively to 26 were requested. Kathleen coleridge to address council regarding requests. Determinate pedestrian easement through mccormick, peer condos and 2 27 request of catherine neff's to address council regarding request to terminate pedestrian easement through mccormick period. Congress would you like three minutes separately timed or do you just want six minutes? For the two of you? It is. Six minutes is fine. Thank you appreciate your being here, so good morning. My name

is cat ullrich. And my name is katherine neff. So um, I'm we're here on behalf of the mccormick bhr condo association and the security committee of which were both members. We met here last last November, when a group of residents from the area came to speak about the safety and northwest nato parkway. And at that time I asked you specifically for a favor to allow us to close the pedestrian walkway that runs through the property. We were granted that permission by commissioner Rubio. Thank you very much, um, as well as reducing the hours for the willamette greenway, but that reprieve was for less than four months as a trial period and that's coming to the close at the end of March, just a little over a week from now. So I reached out to you all in January may not know that. But I sent you all emails, and I sent you copies of the greenway documents. And I have, and I asked at that time and I'm asking you right now for the council to remove the pedestrian walkway easement that runs through the center of our property. Um for the document in the events that he council by ordinance, declares a pedestrian easement is no longer needed for public use. The easement shall terminate automatically and the city shall execute a recordable document evidencing such termination. I know of no. One. Who thinks that the walkway is needed to traverse to the greenway. It's um the property is open at the south end. In the north end. They have all the access they need to get to the greenway document if you go down to the south waterfront the greenway walks by all those properties. They don't have permission to walk back and forth through people's private property. Same should be the same situation at our place. So we're meeting tomorrow with alex stone of echelon and the newly formed northwest community conservancy, who have, um, operating in the pro, but they've asked us to be a part of their newly formed conservancy. Um they are of the opinion that we do not need to have open, you know? Travel through our property. It does not make any sense. Um so reopening the center

walkway without an on duty security patrol is not part of our solution and if the city is willing to pay for that security, we could maybe consider it. And I want to be clear that in no way am I asking to remove anything on the willamette? Greenway? Um I understand the importance of that to the city of Portland's the pedestrian walkway that crosses the center of our property is quite another matter. Um so and as I mentioned there's access to the willamette greenway at the south end and the north end of our property. So the trial period showed us that reducing public traffic has been beneficial. We have more work to do, and our newly established security committee is making headway with major infrastructure updates scheduled over the next 18 months with added automation to our north driveway gate so we can keep that closed. And residents can come and go and building a gate across our south driveway gate, which was actually built without any closure at all, and has been wide open. We are budgeted to spend close to \$400,000 for these improvements. And in addition to the over 200,000 we pay annually for nighttime security. Opening the gate to passersby is like throwing this money and effort down the drain. It just doesn't make any sense. In our environment. It's contrary to everything we have worked to achieve in diminishes the safety of our residents. It is our hope that you will remove the pedestrian walkway easement from our property. Or at the very least, extend the permit in place for closure for an indefinite period of time, which can be reviewed regularly. As we work together to build a stronger and healthier community. Thanks. Thank you. I don't have anything to add to that cut pretty much. Summed it all up. Great. Yeah, terrific. Good so, um, i'll chime in on this. It's not my bureau so I don't control the decision that I want to thank you. I want to thank you for the work you've done as a community. I like the fact that there's an effort here to reach a partnership with government. I applaud the commissioner in charge for being flexible and working on a temporary solution,

and it sounds like from your perspective. It's worked well and I know the commissioner in charge will want to speak to the changed it to commissioner Ryan. I do that from time to time to keep people on their toes and learn new talents and skills and bring new energy and ideas to the table. Um but, um, I really appreciate what you're doing, and some of the solutions you've put on the table compromises and offers and I look forward to continuing to follow it. I just want to put a personal note into I always thought mccormack pierre was the coolest place to live in the city of Portland. It is really a remarkable place. And if people aren't familiar with it, um it's just stunning. It's a great combination of assets. It's a great recovery of a neighborhood that was previously not being used for much of anything was sort of an old. Industrial site that had fallen into disuse and it really captures the beauty of the river. As well as the skyline and it's located close to everything. So I hate the idea. That, um there are safety issues that are frustrating people. We want to continue to work with you to solve those. So I did bypass something in here and I wanted to add two more minutes. Okay. Good um, adding us to the clean and safe district could be a great thing, too, because while clean and safe walks down the west side of nato parkway they don't walk down the east side. So it doesn't make really a lot of sense on that. So that's that's another option for helping us out and I do want to say that I have spoken with commissioner Ryan's office and pretty much was given a thumbs down on doing anything. So um, so I'm appealing to you as a City Council to help us out in this situation. Great well, we appreciate you being here and expressing your thoughts on this and again. Thanks for what you're doing. You want to go first? Since you had this first? I just wanted to time in in and just saying it's great to hear how the impact of what we had discussed. I also just wanna acknowledge that you went through a pretty traumatic experience before which which led us to having the conversation. Um and, uh, just I understand where

you're coming from. So thank you. Thanks thank you both for being here. I didn't know about the thumbs down. So this is a dialogue we're having right now. And I do know that, um when you're talking about today is embodied with a lot of history with the lemon greenway. I know you mentioned some other sites, so this involves not just parks but b. P s and b d s so holistically. We have to look at these issues. So, commissioner and I will talk and we'll figure out what the right steps are to go forward. And we're committed to hearing from all the different stakeholders. Um, I hear what you're saying. I've been there many times along the green white okay? Yeah thanks for meeting. We don't want to dump this all on commissioner Ryan. This is sort of a cork of our local government. You know, we'll all see what we can do together. It's not not on his shoulders alone. There is a complex issue and running into this all over the city as you can imagine, and so the longer term play here is we need to improve public safety in the community and that largely arrests to me as the commissioner in charge of the police bureau, and so I'm I'm listening and taking notes to what you're saying as well. And commissioner Gonzalez has an important overlay on public safety as well. It's really all of our responsibility. And I appreciate it. And I'm sorry. I'm sorry. I didn't mean to interrupt you, but we'll talk right after this meeting. We have a meeting scheduled anyway. Okay actually did have one question and then just one comment. You give the 22nd version of the background of why access was cut off the history. I just think maybe for some of the audience it would be helpful to understand because of crime in the area. People coming onto the green people walking through our property they walk in. Actually, they walk through that. The whole history of that greenway comes because there was a bridge built across the train tracks and then that people could just cross nato parkway come through our property, and there was a gazebo down on the river and they could have a picnic or whatever the gazebo floated away

many years ago. So there's nothing down there except for the greenway and now the people who walk across that bridge and come through our property are basically heading into our parking structure and shopping are cars breaking into our cars, stealing our cars climbing onto our patios opening our doors. It just has become an access point. For criminals to come through and they come in one gate, and then they run out the center gate and no one's the wiser. So having that front door open is just doesn't make a lot of sense. People from the pearl district access the greenway via you know, ninth avenue and come through and walk down there. Again people from the waterfront come up from the steel bridge. There's no real reason to open our front door and have people walking through our property and the current state of our world. Having people walk through private property to access a public walkway. Just doesn't make sense when there's other access, you know, available to them. Got it and just technical legal thing to think about the there's a mechanism at times for public entities to vacate and easement or right of way. Um the concept, which is sort of one bucket, and I think some minds are gonna have to put a government together on that one. Ltd sort of revocation of access is probably easier to do so just calibrate expectations the concept of doing that indefinitely while the easement is still there and not have to think about how that can you even done legally, so I think some creative minds can right and we have, um, knocks boxes for emergency personnel to come through, so I would always be available for that. Got it. Thank you so much appreciate. It's a longer conversation. But we are in the middle of a pretty intense humanitarian crisis with the drug overdose crisis that we have that state, the county and the city has been really slow to respond to. And so when these, um easements when with the policies were put in to place to have access to the water because it is a pretty wide stepped from the beginning of the middle to the end of your property. It was really on the

shoulders of the late great governor tom mccall. That always said we should have access to our public waterways. And so there was a reason for putting that in also to have access to the train station for folks so it's where we are today. These things this was put into place for all the right reasons. But now we're dealing with a crisis that we're all struggling to figure out how to respond to. So I just want to make sure we have the balanced point of view of why this happened, right? I know you understand that, but I want to make sure it got into the public record today. Okay. Thank you so much. Thank you. Thank you. I appreciate your being here. Next individual, please item number 2 to 8. Request of dean o brien to address council regarding livability and they let us know they're canceling their request. Is deena joining us the email? They're not able to make it today not able to be here. Okay very good. Next individual 2 to 9, please request of chris fellini to address council regarding recent changes made to Portland street response procedure, and they also canceled their request. Okay let's see. Then we'll go to time. Let's let's do the consent agenda next. Please have any items been pulled off the consent agenda. We received no requests. Please call the roll. Rubio. By brian gonzales maps Wheeler consent agendas adopted first time certain item, please item number two. 30. Amend intergovernmental interact governmental agreement between the state of Washington between state of Washington department of transportation and the city for the interstate bridge replacement program for a total amount of 2,974,700. Commissioner Mapps thank you, mr mayor, colleagues. This item comes to us from the Portland's bureau of transportation. This ordinance authorizes an amendment to an existing intergovernmental agreement between the state of Washington's department of transportation and the city of Portland's the purpose of this I g a is to compensate pbot for work the bureau will do to help design a new bridge that will connect Portland and Vancouver. Now this I g a amendment does not change

any city policies instead, this I g a authorizes the city to accept about \$3 million from the interesting bridge replacement project, pay pbot for the planning and design work we will do for the interstate bridge project between April 1st 2023 June 30th. 2025 today's presentation will provide context for this council's action and discuss the city's priorities for the new bridge. We will also receive a project update from greg johnson, who is the interstate bridge replacement prog program administrator here from bipoc from pbot to tell us more about this ordinance. We have caitlin ref. Major projects and partnership manager with pbot welcome caitlin and team. All right. Thank you. Commissioner Mapps mayor and council am caitlin ref major projects and partnerships manager pbot. As commissioner Mapps was just mentioning. We're here today for council vote on the ordinance to amend our existing city set staff services agreement with the Washington state dot for the interstate bridge replacement program will also just be climate. I br. Um mostly from here on out. We last brought. I've er to council in July of last year, where the modified locally preferred alternative was endorsed with conditions. And at that time we had noted that the program as the program advanced to subsequent phases of work or riches, major milestones per the terms of our agia. We would return to counsel. So that is why we are here today but to amend the current edge a and provide an update. Major project components how we've gotten here and what the program in city priorities are for the coming year. I am happy that the I v r program administrator greg johnson and rape, maybe or both. Here there, um, they'll be able to provide an update and answer any questions from council. So the city of Portland's role continues to be informed by the 2019 regional letter of support signed onto by mayor Wheeler. That letter acknowledged by state consensus on the need to address earthquake resiliency and provided direction on other areas that were critically important to the project. The modified el papa

endorsed last summer is aligned to these priorities, including the need to center, the project in climate and equity right size the interchange connection at hidden island and managed demands. These values continue to guide city engagement to date. The project is led by the program administrator. Um greg and his team are responsible for decision making and seek to bring forward consensus based recommendations to the appropriate decision makers up to the governor's offices program includes oversight or regulatory engagement with federal permitting authorities. Transportation commissions and by state and includes a by state legislative oversight committee. The programs also guided by recommendations, but from the executive steering group, of which commissioner Mapps is a representative, along with seven other by state jurisdictional partners. There is an equity advisory group and community advisory group that provide advice and recommendations to the e s. G and program administrator. City staff have engaged in the project pbot, bps, bds and other partner bureaus have been really looking at the technical design options, methodologies and possible solutions through a lens of safety, mobility, equity and climate. We know we need to do much more to address the climate emergency and get transportation emissions emissions down to meet our local, regional and state goals. We know that the number of traffic deaths on our streets are directly related to the collective amount of driving. We do and the speeds we travel at we know there are identity based disparities in our transportation system. From household access to a car to time spent commuting and neighborhood exposure to pollutants. So to address these trends and city priorities as our region's largest transportation investment, we absolutely need to ensure it provides good, safe, accessible, affordable and low carbon multimodal options. The modified I p a as endorsed last summer identified the foundational elements of the project that are currently um it's just getting started being tested

through the environmental review process. The project includes the new sets a new size of seismically sound, bridge light rail transit to Vancouver for lance per direction over the columbia river. Partial interchange hidden island. A local bridge, um to hayden island, active transportation improvements. Variable rate towing a commitment to establish greenhouse gas target and a commitment to develop an influence community benefit and workforce agreements. Also when the City Council endorsed the modified Ip a, um last year there were 55 conditions of approval included the I b r program staff was supportive. City staff have been working to address those conditions and incorporate them into the project with the majority of those, um being incorporated. I b r is also making progress on the remaining conditions, and we continue to work on these. As we participate in the project and will continue to going forward. These conditions were developed after hearing from City Council as well as stakeholders and city committees, commissions and advisory bodies to ensure that our local priorities are well defined, actionable and measurable, going forward and specifically to address those trends and climate, equity, safety and mobility. So for the rest of this year's city staff are going to be focused on continued collaboration with the er team to evaluate technical design reports and design options. The transit program development and pedestrian and bike connectivity. Will be involved with the development of those community benefit and workforce agreements as they get underway and participate in community outreach activities. Per the terms of the I g. A amendment before you today staff will also assist with review and comment of the supplemental draft environmental impact statement. Which were anticipating would be released for public review later this year. And will continue to coordinate with city model advisory groups, commissions and committees when needed. So now like to hand it over to administrator johnson. Thank you, caitlin. Good

morning. Mr mayor, members of the commission or council. Um once again, my name is greg johnson. I'm the interstate bridge replacement program administrator first off. I just like to thank commissioner Mapps and members of pbot, who we interact with on a regular basis for their cooperation and getting us to this point where we're at now, so this idea is tremendously important to help. Continue to fund that work that city staff is doing on I br but a quick update. We are in the national environmental policy act stage. So nipah is, um we're steaming towards a supplemental environmental impact statement as cait caitlyn mentioned for late this year. We are also looking at getting a final record of decision by the end of 2024. And that's the key endorsement of our federal partners to, um, to make this a project. So we are um, looking to put in grant applications for the federal funding. One of the key things that they look for is consensus among the communities that are impacted by it, so we feel that we have good momentum in that space. We are also working towards resolving the issue of bridge high, so I will ask my cohort, ray. Maybe too quickly walk us through the united states coast guard issue that's seems to be the interest of everyone. Good morning mayor Wheeler members of the council morning. I'm ray, maybe assistant program administrator. As greg said, we've been working with the coast guard and other federal partners, the federal transit administration federal highway administration. Around the program and what's in the I. Pa we've been looking at a bridge height of 116 ft, which was the previous height of the previous effort that we did receive a bridge permit for we've continued to update our surveys of river use. And if you look at this diagram on the screen, you can see that the area is a hub of transportation, whether it's river navigation, transportation on the interstate or the two airports that frame the site, um we in the program need to be able to optimize the opportunities for every mode and balance those needs. As we work with the coast guard. Their pure

focuses on river navigation, and we respect that, um, and as they look at the bridge and its use and the users, uh, they look for those reasonable needs of navigation and in our survey found that they are the use of the of the river really hasn't changed since the previous program. And that they are fabricators upriver that make very big things and need to ship those occasionally and so they need to be accommodated, um or addressed in our project, and so we are pursuing two paths. We are looking at negotiating with those river users around the mitigation or mitigating the mitigating the impacts to their businesses. Such that we can tell the coast guard. There are no more users that need more than 116. Ft. But also looking at an option in the nipple process. We've got the local preferred alternative, but we've got an option for a movable span. You've probably read that in the papers. Um the coast guard drafted a letter to our federal partners, asking that the program include a movable span that provides the existing height of 178 ft or unlimited. And so the program is working with our federal partners to understand and our program partners. The city to look what what that means to add and movable span into the process as an option doesn't change the alternative but provides an option for the bridge crossing itself. We anticipate that this will impact our schedule for the draft, but we're really trying to hold that final impact statement date of the end of next year. We are. We are threading the needle here, with the river traffic, providing enough clearance there, but also pearson airfield and porta international airport. Um these are they fight players, fight players and flight path. Envelopes are very close to the bridge. In fact, at 116 ft are light poles. If standard height would impact pearson airfield airspace so it lets you know that the challenges we face here and the balancing needs. So. We are are pressing need now is to stay on schedule. We know that, um we put out a cost estimate. Um last winter that said, our costs will be between 5 to 7.5 billion. That's 7.5 billion will

happen if we get off schedule. If we stay on schedule and mitigate risk, we will more than likely be in the six billion or less range, so that is our key charge now to stay on schedule to get the federal grants. We are in front of the Oregon legislature, currently asking them for a billion dollars to help move this program forward. So at this point, we will take any questions that that the council may have. Go ahead, dan. I'm sorry. Commissioner Mapps at his hands. I'm just gonna ask when I get my turn. I'll just ask him, um, background questions to educate the public. Don't you? Go ahead. Okay number one. Thank you. Everybody for your work on this important project. Thank you for being here today. And this presentation. Um, just a couple of quick questions that I think will help. Or going in some Portland's understand this project more clearly, um okay. What's this bridge is built. Can you just give me a quick overview of my options to get between Portland's and Vancouver on public transportation? So right now we are. We are working with both trimet and c tran. We are looking at the extension of the yellow line across the I five corridor. Up to evergreen street, where there will be a transit hub. We also have express bus where we will be putting bus on shoulders. That's one of the options that we are looking at. Move on that bus traffic quicker through the corridor. And we are also looking at how we can improve the bike walk connections in the area to make this a truly multi modal corridor. That's great. I'm really delighted to hear that and the tail interfere. Your comments actually answered the question, which I want to make explicit. Let's say I want to, I would say I work in Vancouver live in Portland and want to ride my bike across this next bridge. Will I be able to do that? You will. We are making connections to both local and regional bike walk facilities to make it simple. We will have way finding currently. If you go through that corridor. Now you're it's kind of a confusing maze of how to get to the bridge, so we will have definite way finding and a separate path across the river that will be modernized

will be approximately at minimum, 14 ft wide to move bikers and walkers and rollers across the bridge itself. Great. I'm delighted to hear that um okay, let's say the big one. The big earthquake happens. Um someday, um, can you tell me what we would expect? If you know, nine level earthquake were to hit our current bridge versus a nine level earthquake were to hit are the next bridge. I'm going to turn it over to our bridge expert grade to answer that one. Yeah thanks. Greg mary alert commissioner Mapps. Currently the existing bridges were built 1917 1958 that was before any design criteria for seismic came along, and so they really don't have any design created designed strength for that they are founded on timber piles that are looking viable soils that go down over 200 ft. Those timber piles only reached 50 to 70 ft. So there there are vulnerable to a large earthquake vulnerable to collapse and the cascadia subduction earthquake. So as we look at this corridor and what we want to do, we want to make sure that we have a seismic resiliency that can withstand and have a serviceable bridge in case of cascadia, and so we will have foundations that will hit that troutdale formation that compacted soils that are down 200 plus feet. Similar to what you're seeing this the work on I 205 foundations going on right now. Great I just I think two more questions. I know if you're following this project, um in the papers, probably one of the things that really jumps out at you or the sort of the cost associated with it, but I want to be clear on what's happening today. In terms of cost. Um what's happening today is we're actually accepting \$3 million from the project to support p bots work and helping design a bridge that fits Portland's needs. Um and thank you for your support. We're really glad to partner with you on this. Do you expect that any point in the future for this project? You're going to come to this council seeking significant dollars, um, to support this, or are we a funder for this bridge or we planner for this bridge? Currently you on the city of Portland's is not a funder for this bridge. You

are a partner. And we are as we looked at conditions and as we go into community benefits discussions there may be some ask that our program cannot do that. We may ask the city to help participate in things that are out of the realm of control of a of a d o t of a bridge program. So when we talk about housing opportunities, converting vacant property to potential, low income housing, that's that's not what you're saying. Ask our partners such as you guys such as metro to help in that that arena so but as far as the overall funding we're looking at three, um fundamental sources. That too. Um states, putting in a billion each. We're looking at polling to put in approximately a billion to 1.2 billion. And the remainder were looking to our federal partners. Since this is the interstate we're looking to them to, um the highway portion to bring in close to \$2 billion and our transit federal transit agency to bring in a billion dollars. So uh, thank you for that clarification. I think it's important for folks to understand the financing mechanisms around this my last question for today. Let's just think about the state of Oregon. Do we have any estimates on the return on investment for every dollar that the state of Oregon puts into this project? We do. Our program has just completed a economic impact analysis. And we know that this this \$6 billion investment over the 10 year time period is going to create. Approximately 43,000 jobs. 43,000 jobs will be paying, um and going to businesses in the area and um, we will have local contractors and subcontractors also involved. So this is gonna be an economic boom. We think, um at minimum will be looking at a \$11 billion return on that \$6 billion investment. Well that is exciting to hear. Thank you. I have no more questions. I'll just say I'm colleagues. As the project moves forward, I think organs and the canadian to focus on I'm training a new generation of engineers, and I'm very excited about this opportunity. Uh hand the mic back to, um kushner, Ryan. Thank you, commissioner Mapps. And thanks for being here, kathleen. Greg. Right, right. Okay. Um I had the

pleasure of spending a couple hours over there with mayor and Vancouver. I'd say she's the big cat herder of this project locally, which is what you said you needed to do so I would like to give her credit words do and she explained all of this really well, so I really appreciate what commissioner Mapps and the dialogue that just took place. What's different about today that I can tell unless I'm missing something is that mayor and explain the importance of trying to have the height up there. But even though the coast guard thing was already there was some heat on that literally in July, but it was still agreed upon to keep that height up and avoid the traffic delays that constantly happen. So my question is, and I was listening is how much further down as a bridge gonna go because it sounds like you're lowering it from 116 because of, um airspace concerns, but you're also needing to do the drawbridge again because of coast guard in vessel concerns. Is that why we're here today? Is it adding the drawbridge that wasn't there last time or did I miss something? In July? Uh commissioner Ryan mayor mayor Wheeler. Um so as as we why we're here today is to talk about the I g a and provide a program update. But the of course, but still important for us to track how things are changing. That's our job. Yeah provide discussed around these topics so definitely happen to have that so you're right in saying that the program partners have said we don't want to stop sign on the interstate, the one continuous interstate on the west coast between Canada, Mexico. We know that that causes backups and lift span. Um much like we have on the steel bridge here in Portland's causes operational issues for light rail, so we know that there are complications, but we also need to meet address the concerns of the coast guard and look at what a movable span impacts and benefits would be in in the supplemental environmental impact statement process. Um. Fixed span heights that we're looking at is that 116 ft. As we look at two examining a movable span, we would be looking at how to accommodate that we will spend

and actually provide a flat section for that move span. Typically we will spans are not in an area where there's a vertical curve, and so that would lower the profile. Maybe 210 between 100 110 ft. Um that would impact the penitential more users with a life span wouldn't impact because we could lift. However it means that there's going to be additional lifts that there would wouldn't be at 116 ft. Again that's just compromise. Then when you're working with support, okay, all the parties that I assume, have been talking to you since the last presentation. Okay, great. And what's the current height? I'm curious. Now. The current clearance with the both bridges up is 178 ft. And today I'm just curious today because today yes. 178 ft without without the spans up. Oh sorry about that. Yeah, it's I think at the bridge location that's about 60 65 ft. Okay so we're still doing a considerable arrives, so we'll have much less bridge razors. Okay, great. I just wanted to continue to geek out on the details of this, and I'm really proud that the government agreements going on, but it's important since I live in north Portland. People ask questions. I just want to make sure I under stood what the changes are from. When you were here in July. Thank you. Definitely appreciate commissioner and just to give you a sense of why those bridges were built so high, you know, at that time the river commerce was was, uh, being put forth by tall ships. They had masts. That's why you have another 70 ft because that was how they propelled the vessels. That's not what we have today. Very good. Anybody else? I just have one question. Does anybody think a movable span is actually a good idea. I mean, I'm not a transportation designer, but it strikes me as just dumb on its face. Am I wrong? So the federal highway administration money studying the drop bridge? Highway ministrations has gone through a torturous period of removing all of the movable spans on the interstate across the country seems like that's been the longstanding goal for decades. Why, why are we considering going backwards and because the

coast guard because we have a navigable river, and we have users that that have a need for more than the 116. That is the only reason that we are examining this issue because of that, but tell me we're not going to do it. We are we have. We have two paths going forward, the path that we think is most viable is the negotiation with those users and mitigate those folks. If we build a lift bridge, the additional cost to the program will be actually close to \$500 million additional. As you pointed out correctly, it's not. It's not just a cost. For engineering and building a bridge. The costs go all throughout the transportation system. It's delivery of goods and services and the ability of people to transport back and forth. I thought that was the sort of one of the key problems we're trying to solve. Other than of course, the fact that the bridge is sold, it will fall down and even questionably large earthquake. It's just antiquated. So we know that the one path of negotiation with those users we if we reach agreement, we are able to satisfy the coast guard's needs of no one will need more than 116. Ft if we are successful consume, the administration could override this if they so chose. Yes they ultimately they decide right there. Everyone has a point there the deciders, right? I mean, somebody could say no. Look this this is not where we're gonna go with this project. I think that that's true. Mayor Wheeler. The coast guard is responsible for the river navigation. As we know the coast guard does many other things. They the they rescue people in distress all over all over our coastlines, so they've got very important and critical work to do as well as managing our navigable waterways. And we understand I appreciate it. I love the work the coast guard does they say many, many lives every year. You know, our security team in here is responsible for our security, but they don't tell us where we can and where we can't go. We make that decision. Need a bridge permit from them. And so they that is a process. Like greg mentioned that one path is to work with an impacted users reach agreement and have the coast guard revised

their navigation clearance determination and then seek a bridge permit. The other is to study a movable span. As we're studying these options doesn't mean we're going to build them. It just means we need to understand the impacts and benefits and I've talked this one to death. And I think I know exactly where you stand on this and I appreciate it. I had to read a little between the lines, but I think I've confirmed what I wanted to confirm which is ultimately positive. Thank you. You. And just one comment. The last time we went through this exercise, particularly with the, uh, shipping interests upriver I'm certainly sympathetic to their needs and their concerns, but I think the public would also want to know that if we're going to add significant cost to this project, which is ultimately borne by the taxpayers. Wouldn't we also want to commitment from those private sector employers that if we make these investments they're sticking around for a while. That is part of the analysis in the conversation that we will have with them. We're not going to write a check to them, and they close their doors tomorrow or five years from tomorrow. So those are things that are part of the conversation with those impacted users, right and I'm obviously aware of the fact there's macro economics and people can't control everything that happens to their business, but to the degree that they can make decisions, I would want them to decide to stay. If we're making an investment to accommodate their particular needs, right. Understood okay. Thank you. That's all I have anybody else? Commissioner Ryan just on that note. I wanted to make sure the record is it. What's the additive costs? And since last time you were here to put the movable structure in 500,000,100 million in today's dollars, so we haven't escalated that to the europe expenditure to build that, so okay, but they would also be ongoing operational costs has any movable span has of staffing and maintenance. All right, thanks for sending spending some more time on what was different about when you were here in July. I appreciate it. Cool good. Thank you do

everything public testimony on this item? No. One side down. This is an emergency ordinance. Please call the roll. Rubio um, I want to thank commissioner Mapps and pbot staff for your work on this and also thank our presenters who are here today for the update on this project, and this I g a, um it's great to hear about the strong progress on Portland's conditions for approval as well. Um I know this is a really complex projects and glad to see our city team engaged by Ryan. Yes, I think, mr mouse spring this forward thank you for the transparent dialogue that's necessary been following this since I lived on hayden island as a teenager, so it's been something I've been looking at much of my life and the impact I actually like the way you've taken care of hayden island. In the specific project. Um I again want to acknowledge your colleague commissioner Mapps that you're probably getting to know much better now. Mayor an and Vancouver I always look forward to keeping up to date with this project. It's really on the top of mind for many of the people in north Portland, where I live, so I appreciate the update arrived. Gonzales wanna thank you for your report and our government partners that upon away at this, uh it's obviously a significant project for the region that's long overdue. So let's get her done. I vote I math. Thank our panel for today's presentation, and I want to thank my colleagues for that rich dialogue. I vote i, er I enjoy hearing these conversations, and I appreciate the updates and the diligence you're putting into it. Obviously, I support the project. There's details that have yet to be worked out, and I look forward to watching how those details unfold. I appreciate you commissioner Mapps for being our representative in this conversation and the efforts you've taken to bring the council along and understand what is ultimately a very complex. Project. I also just want you to know I'm keeping my eye on two different projects simultaneously and the related and they're both important to the future of the city of Portland. Of course, this one that we've been discussing today the rose quarter

project as well. I don't believe one can happen without the other. So I'm I'm watching both with equal interest, and I just want you to be aware of that happy to vote. I the ordinance has approved. The idea is proved good work. Keep at it. Next time certain please 2 31 resolution. Direct the bureau of planning and sustainability to review Portland's franchise system for the collection of residential solid waste recycling and composting commissioner Rubio. Our city uses a franchise system to deliver and oversee garbage recycling and compost collection services for 100 and 55,000 households living in single family residences. Up to four plex is franchise systems are by far the most common approach for cities and counties to oversee these kinds of services. In Oregon, and they have proven to be a valuable and effective way to deliver services over the years for several reasons. Thanks and large part to our system. Garbage gets picked up on time for a reasonable price, and we have been able to give our community members more opportunity to recycle and compost waste. Today's resolution initiates a process that has been a useful component and how Portland's stewarded this system franchise reviews have always been a collaborative process with business and community partners. And done in regular intervals since we adopted the franchise system in 1992, and it is also important that we take an active role in the evolution of this system so that we can ensure it meets the needs and values of our community today. I also want to acknowledge that the system review only addresses one slice of our communities experience with waste and recycling. And beyond this process, bps is doing important work to open up opportunities for new service providers to better reflect our sector. This sector is growing diverse businesses in order to participate in collection services. For example, we are using our contracting power for public can collection and for city facilities collection create to create opportunities for new entrants representing women and bipoc ownership. There is also work to do

outside the residential service review to ensure that collection services for businesses and multi family communities are accessible, inclusive and served our community well. And while the reviews and agreements we have with our collectors are not the only tools to keep our systems current their valuable ones, and if we approve this resolution today, we will be asking our bureau of planning assistance and sustainability to initiate a six month review process and report back to us. We will also be approving the attached guiding principles that will inform this process. They include advancing sustainability and climate goals, ensuring cost effective, safe and environmentally sound operations, providing exemplary customer service and also developing an equitable and resilient system. Once approved of today, we will have the option to renew the term of the franchises via a new franchise agreement approved what they come a public comment period. And finally I want to be clear that the resolution we are voting on today does not make any big decisions about the franchise system or how we govern collection in our city. It launches a process to review our system and decide whether to extend the registered henschel franchises. So now I'd like to introduce donny oliveira, director of bps to kick off the presentation. Thank you. Commissioner. Rubio can we have the deck teed up, please? Thank you. Good morning counsel. Daniele vera, director bps for the record. I'd like to start by acknowledging truism about waste services in general, but it's absolutely appropriate here in Portland. Most people don't think about their interaction with trash. Because in Portland, you put your materials and the benefits taken to the curb. It gets picked up and you just do it on repeat. And it's almost like a second hand, and that's actually a real luxury and benefit that the city of Portland has and that we have world class curbside service, and that is an in large part due to the great relationship that the city has had historically with our haulers, but also that the city has committed to waste reduction recycling

composting organics collection services as a priority. And it's in processes like these that we get to evaluate those services and think how we're meeting our goals. How are we ensuring that our equity sustainability climate and frankly, world class services are continuing to be met? And so if you think about this process today, we're teeing off an opportunity for us to evaluate this with our hauling partners with other stakeholders. How we ensure people don't think too much about their waste services because it happens consistently on time. And frankly with with with realistic costs comparative to every major city in the in the country. And so before we kick off the presentation when offered two things for you to think about, and hopefully with the final ask one is that as commissioner be alluded to this is just one slice of the waste pie in the city of Portland, but it's an important one. We want to maintain a strong, consistent service in this, so we're looking at tweaking around the edges to ensure that we keep a high functioning service. Second there is so much more to be done in terms of waste in the city acknowledge that it's very difficult for me to go across the city and not see trash in our streets. And while this isn't addressing that I want to acknowledge that waste is on people's minds. And so I want to just really emphasize that we want to tackle all the different facets of our waste challenges in the city while maintaining the highest service that we do have so let's not rock the boat too much to try to solve another piece. And the last thing when I acknowledge here, and this is an asked we would love the participation of your staff on this journey of these next six months and as we set aside new policy opportunities what resonates with you all will be valuable to have you and your team influencing that along the way and last, but not least before I handed off would like to introduce bps in the city of Portland's solid waste manager, evan polk. He just started with us a few months ago. Much needed vacancy has been filled with a leader in his in his field. Some real excited have been here and he'll be

working with you and your team over the next six months on this process, so with that, even please, the floor is yours. Thank you. All right. Thank you, donny. Good morning, mayor Wheeler commissioners. It's good to be here for the record. My name is Evan Polk. And as Don mentioned I am the Bureau of Planning Sustainability is new, solid waste and recycling manager. It's a pleasure to be here before you today to introduce this resolution that would initiate a six month review process for our residential collection franchise system and with us today as well. I want to acknowledge Carry Walker with Walker Garbage Services, who will be sharing a little bit later. I'm going to share some background about the waste collection system in Portland's specifically the residential franchise system. The purpose of this review process and we'll touch briefly on the prior review so we can frame up the 2023 review. Next slide, please. I'm sorry. Next slide after that. Thank you. Portland generates just over a million tons of waste each year. One way of slicing the data is by looking at which sectors of activity. The waste is coming from 72% of the waste in our community comes from the commercial sector, which includes businesses, construction and demolition and multi family properties that have five or more units 28% of the waste in Portland's collected through the residential collection system that serves single family homes through four plex is this is a system that the city administers via franchise and which is the subject of this review process. These customers all use roll carts for garbage mixed recycling inorganic materials, plus a small bin for glass. Another way of slicing. This is looking at the percent of materials that we recover for recycling and composting to keep out of the landfill. Donny mentioned the importance of that for our system and our community and that figure as of 2021 was 55. That's what we recover. Next slide, please. There are a number of mechanisms for delivering garbage and recycling collection services. State law explicitly provides wide authority to cities and counties

to regulate solid waste services. Some cities provide the service directly, some bit out contracts. But by far the most common approach in Oregon and in our area is a publicly regulated franchise system. Portland's franchise system was established 30 years ago as part of the city's strategy to implement city wide citywide weekly recycling. In 1992. We started with 69 franchisees. Many of them were just one employee and a truck. The franchise was identified at that time as a regulatory mechanism that could support these companies in making the investments they needed to make in new trucks and recycling bins. One way to think of a franchise system is as a public a hybrid public private system that helps ensure there are strong incentives to deliver. Cost effective service every year, while still providing great efficiencies and collection and adaptability, ensuring that our community through our elected leaders can define the service we want and then set up a fair rate for that service. The franchise system has indeed allowed us that flexibility to make program changes over the last 30 years. We've added yard debris collection. Commingled recycling, then weekly food scrap collection. And we've also been able to move towards cleaner fuels and safer trucks. The franchise system has also provided us with stability and buoyed the system during market fluctuations and difficult economic times, which we know we've seen at least a few times since the franchise was started. Next slide, please. This slide shows the collection service providers currently in the system and the number of customers they serve as a reminder. Each customer in this system is a household in a single family dwelling up to a four plex. The franchise system right now today includes both smaller locally owned companies and larger corporations. Each one of these needs to be a party to the franchise agreement as part of the system. Through gradual consolidation over the years from the original 69 franchi franchises. Now we have nine companies operating franchises. Consolidation occurs when a franchisee

chooses to sell their business to another company. Next slide, please. There are a few components to the system we used to oversee the garbage and recycling franchise system. We use city code. Administrative rule and the franchise agreement, which takes the form of an ordinance adopted by the council. Most of the rules governing the collection service reside in our administrative rules, for example, when how the service must be provided under what conditions fees the franchise agreement. Requires that are franchised collectors or hollers abide by the city's administrative rules, and the agreement also establishes the territories that each company must serve. It lays out the methodology used in our annual rate review process. For example, by identifying the types of costs that can be incurred that the city will include in setting the rate. The franchise agreement also identifies the franchise fee that we received to fund our work as well as the target operating margin. So the renewal process for that franchise agreement is what we're here to discuss today. Next slide, please. The city's franchise agreement has a term of 12 years. The timeline for the current franchise agreement is identified by the upper line and the slide. You see here the green line. That agreement expires in 2031. Under the agreement at a 5.5 years into the term, a review may be initiated and we are in the window identified by the little red arrows marked as a six month review process. This midterm review process has been conducted regularly. Since the inception of the franchise in 1992. So if you choose to initiate the review process today, as the resolution directs, then we will report back to you in six months, and at that time if the council chooses to renew to a new 12 year term than the franchise agreement would shift to the lower timeline shown on this slide. With a new 12 year term. If you choose not to renew it. The franchise agreement would continue along the upper franchise horizon line and expire in 2031. Next slide, please. So the franchise agreements I mentioned identifies a window of time in

which a midterm review can be initiated and we are currently in that window. The review may be initiated by you. As today's resolution would accomplish or can be initiated by franchisees representing 50% of the customer base. Under the review process spelled out in the franchise agreement, city staff would report back to you in six months and then the review would result in an updated franchise agreement that you can consider and adopt. So that's the ultimate deliverable for this process. Mentioned previously that the franchise agreement is just one component of the city's approach to regulating collection systems. We also use code and administrative rule. Um and in some cases, the franchisor you process could identify ideas or priorities that might be subsequently detailed in code or administrative rules or which are better addressed through other venues. But the review process can identify those for subsequent work. Next slide, please. Franchise review. That's the opportunity to assure that the agreement is still helping us meet our goals to provide high quality, garbage recycling and composting collection to the community that's reliable, cost effective, sustainable and equitable. It's an opportunity to continue evolving our system to continue providing value to our community. Um a couple of things that it's not. It's not the process for reviewing individual companies to determine if they're worthy of maintaining a franchise. This is a system review. This project project is also distinct from our annual fee review process, which is currently underway in which will result in you seeing some proposed residential collection fees and hearings and a couple of months. That's also a separate process. This review allows us to look at a variety of pieces of context, whether that's different indicators. Performance feedback from customers, comparative analyses, equity values and overall public interest and ask ourselves how we want to see the this system continue to evolve. I want to speak for a moment specifically about waste equity. So next slide, please. The last review that was done and these

have been done regularly since the inception of the franchise. Less review was in 2017 and 18 and equity in the waste system was the primary theme. Excuse me. It's also one of the guiding principles identified for this midterm review. It was critical to acknowledge and identify opportunities for improvement and to look at the history of our system. And the review allowed the city to look at opportunities to reduce barriers to economic opportunities for bipoc and women owned companies better understand and increased participation of bipoc and women workers in the space. And um, the city's waste equity work plan was then developed to identify opportunities in this space. Not only the residential system but also the rest of the system that we oversee. Here's some of the slides on this slide or some of the outcomes and waste equity since that time. I want to mention that Portland's haulers took the initiative to partner with work systems incorporated to establish free cdl driver training program called driving diversity, which is now graduated. I think seven or eight classes with about 75 graduates. We began to collect more workforce demographic data. The city formed an ad hoc waste equity advisory group to help guide our work under the waste equity work plan, and a key takeaway from that group was that we needed to broaden our understanding of how to bring equity and diversity into waste collection as a system looking not only at but beyond the franchise residential system to include other collectors, customers and the city's other roles as a buyer of services and regulator of commercial multi family services. So to that end, for example, we've established a group class special procurement tool, which allows us to diverge from state procurement rules when the city needs to procure our own waste collection services, and we're using that tool to level the playing field and focus bidding opportunities on companies that are certified by the state as bipoc, or woman owned. We have awarded public trash contracts worth 1.2 million annually to bipoc owned company that's allowed them

to purchase new collection vehicles. This year. We're also according the development of new contracts for garbage and recycling service at city facilities, and we're taking a new approach to target covid providers in that process. We've also begun partnering with local nonprofit trash or peace to pilot bulky waste collection at multi family properties. That's kind of a synergistic effort that allows us to open up new opportunities, but also look at improving service to multi family residents. We definitely think there are opportunities still in this space and will continue to pursue those both within the franchise system and in the commercial and multi family collection areas. So now I want to turn our attention to the 2023 review that's proposed. In your packet is exhibit a to the proposed resolution, which outlines guiding principles for the review process. Yes. Thank you. Next slide. These principles, as commissioner Rubio mentioned are to advance sustainability and climate goals. Ensure cost effective, safe and environmentally sound operations provide exemplary customer service development, equitable and resilient system. And then lastly, although it's not in the guiding principles we do want to specifically call out that councils direction will make space in this franchise review process to discuss the provision of enhanced recycling services in the community, such as those provided by rid well, that's a commitment that you've made and that will follow through on in this process. Next slide, please. So we have a I know what the term is maybe a deep bench of interested parties and stakeholders that we would turn to as part of this process, and this slide just listed a few of those consultations that we expect to occur in the next six months, leading to a decision by City Council at the six month point in September. Next slide, please. So here again is the process we've previously identified and drafted the guiding principles that you have in your packet along with resolution. We're here today to potentially launch the review process between April and August will be doing

research, outreach and engagement and drafting proposed updates to the franchise agreement. We then report back to you in September for a decision on whether to renew the franchise term. With potentially like a line item changed, memorized franchise agreement. Next slide. So just to bring it back to the decision that we're asking you to make today is whether or not to adopt the resolution that would direct us to review the franchise system for the collection of residential solid waste, recycling and composting. Want to thank you for your time and as we wrap up, ask, uh, carry walker mccullough with walker garbage services, who's representing the Portland's hollers association. We had asked her to be here today. And I'd like to turn it over to her for a few more remarks. Thank you, evan, commissioner bot, mayor Wheeler and members of the council for the record. My name is carrie walker mccullough. My family owns and operates walker garbage service in northwest Portland. And we are proud that through the regulated franchise system, we provide residential curbside garbage recycling yard debris and composting services to over 150,000 households in the city of Portland and on behalf of the Portland residential hollers. I went to express our continued commitment to providing good quality services on behalf of the city. To the people in Portland's and it's we believe it's through this system that the public can be assured that the rates they pay for the services they receive are fair and equitable in that our operations are environmentally sound and efficient. We fully endorse the guiding principles that evan presented from the bureau of planning and sustainability. And um, are looking forward to the renewal process over the next six months. We believe this is an opportunity to build on our successes of the past, but also to improve and find innovation that keeps us aligned with the values of the city of Portland in the residence. And if you look at our record of partnership, we have consistently met the challenges of evolving recycling markets, innovation and

transportation and operations and adapting to meet the growing needs of the residents in Portland. Like all industries, pandemic hit us. We're still recovering and working to recruit a stable workforce. However despite the challenges we never stop service, not even when our customers couldn't pass. Um we kept servicing the community during the pandemic, which is not the case for many of our counterparts in other parts of the country, and the same can be said for inclement weather the heat of last summer and our recent snow and ice in March, which we don't usually have to deal with. We also take our role as employers very seriously. Our employees make a good family wage. They have excellent benefits, and they have stable quality careers with opportunity for growth. But we also know that as contractors with the city of Portland, it is our responsibility to help identify other ways that we can contribute to a more diverse workforce, which is why we were so happy to participate in the driving diversity program and then also defined growth opportunities in our industry for women owned businesses and businesses owned by the bipoc community. So we care deeply about our employees and the people we serve in Portland, who are not just our customers, but our friends and our neighbors, and we appreciate your time today. Thank you appreciate your being here. Does that complete the presentation? Yes very good. We have public testimony on this item. It's a resolution no one signed up. Very good. Why don't we call the role and I'm sure we'll have some comments for you via I'd like to take a moment to thank director olivera carry and evan for the presentation today. And evan evan, we're really thrilled to have you on the b. P s team. And thanks so much for getting right to work on this and jumping right in, um and bringing this important resolution forward. This franchise reviews very crucial step to making sure our uh, residential franchise system is staying strong in meeting our standards and providing services to our community and an efficient and cost effective

manner. I look forward to hearing more about this does the work unfolds and great work, everyone? Thanks. I vote I Ryan. Thank you. Commissioner Rubio received donny welcome, evan. Great presentation and so wonderful to have somebody that runs a company that does this hard work. Great to see you. Carrie I just wanna say that I actually love these presentations. Um if you own a home and you put it out once a week, or you have a neighbor that reminds you to nudges you at 10 o'clock at night when you forget to put it out. Um you know you you're you're attached to this topic like you live it. Um I do look forward to how we work in the seems like success is how the service is that is that red? Well, is that the name? Yeah but they're providing how we incorporate that service into their system. Um and I know it's there now, but it seems like that's one of the tension points that we have to work through. Over the next six months. I look forward to hearing about how that process is going. Um I recognize our legal requirements and we need to address all of this at this time. I really like your performance indicators. I think it seems like success is how to keep increasing the percent. That goes into the landfill. You say 55% now. In 2021 2021. So that would be what your big key performance mentor on the macro level so and then what do you do for the sub indicators to make that happen? So anyway, I'm looking forward to how this keeps evolving. I thought I gonzales. Thank you for the report. I vote I maps. Yeah I want to thank the panel for today's presentation, and I would like to thank commissioner Rubio and planning and sustainability for bringing this item forward. I vote I Wheeler. Well I want to thank you. Great presentation. I concur with my colleagues carry. Thank you. We started this meeting off hearing from a young doctor who gets up at 4 30 am and works. 80 hour weeks in case any of us need help in a hospital and the trash haulers are in a similar vein. They get up super early. The work is often very tiresome and thankless and potentially dangerous. Inclement weather. The whole

works. I can tell you that in my neighborhood. I'm very, very happy that we have family owned franchises here in the city of Portland. That's not the case across the country. Many cities just have one large master service provider. Yes it's probably overall, less expensive is a system but it doesn't really reflect. I think the same values that are reflected through these franchise agreements with family. Owned operators. Who, as you say, do care deeply to the public. Please as you're filling your trash bins do not overfill them. It makes their job so much harder. And I see my trash haulers who come through very early in the morning, picking up the garbage that has fallen over the sides of the containers because raccoons and cats and everything else got him and they don't complain. They just do their jobs. They keep their head down, and they make it work for the rest of us. And so I just want you to know kari ic. Ew. I see the people who work. With you and for you, and I'm really appreciative of the work. They do. Good good presentation. I've provided the resolution is adopted. Thank you. All colleagues are going to do our first switch e on the agenda, please. Can we call item number ? 2 39. This is an emergency ordinance, please. Pay settlement of patrick cunningham personal injury claim for \$50,000 involving the Portland bureau of emergency communications. This ordinance resolves claim brought against the city back in June of 2021 senior claims analyst david farrow is here to briefly walk us through the ordinance. Welcome, david. How are you today? But mayor Wheeler. Good morning. Thank you. Good morning, commissioners. Patrick patrick cunningham. This is an ordinance to approve the settlement of patrick cunningham's claim. Against martin on the night of February. 6th 2021 he interrupted a doordash delivery to stop and render aid to a hit and run victim he encountered in the middle of southeast arc. He was on scene for several minutes. He spoke to a 911 dispatcher about the condition of the victim. Which proved to be fatal. And 80 rendered. He's a retired firefighter from

south carolina. He gave his name. Ah to the dispatcher and he then he left to continue as delivery. Other people stopped as well. On one of those calls. They called 911 on one of the calls. The dispatcher asked the following question. Did the car that stopped. Uh is it still there? The car that was that hit them. And the bystander on the call related information about vehicle stopped at the scene and identifying mr cunningham's jeep and his license plate. The bike dispatcher understood this information to be about suspect vehicles. And then identified mr cunningham cheap to Portland police and route. They quickly spotted his jeep. And multiple vehicles engaging a boxing maneuver. It'd bring him to stop. He was ordered out of his jeep. He complied and he was handcuffed. And as you standing roadside calfed. On southeast arc, he insisted this was a mistaken identity and within about 10 to 15 minutes, the officers determined the same and then cuffed him. And they cleared their police vehicles to reduce the spectacle. But mr cunningham and his passengers he was with his fiancée and her three minor children. Three minor daughters. Or does they were delayed about an hour waiting for the police accident specialist to conduct a forensic inspection of the cheap, which would formally clear him. After an investigation risk management determined that the officers. Police officers contact was appropriate or a fatal hit and run stop. However, the experience was psychologically jarring and pleasant for mr cunningham, and it would not have occurred, but for the ambiguous questioning that should have been avoided by the black dispatcher. Mr cunningham. I'll just tort claim with the city in June, 2021 his attorney provided a copy of a draft Multnomah County circuit court complaint. Having been subjected unnecessarily to the dramatic traffic stop. And having endured the spectacle of being publicly handcuffed and detained. Mr cunningham would have asserted claims for civil rights violations, race discrimination, negligence, assault and battery

risk management determined that his interests were best served by engaging in settlement negotiations, which were undertaken with his attorney, and we recently agreed to resolve his claim for \$50,000. This is inclusive on attorney fees and leans is no admission of city liability. In the settlement allows for the city to avoid the cost of defending a lawsuit and the risk of a verdict in excessive \$50,000. Yeah i'll take your questions, colleagues any questions before we go to public testimony, seeing underwear, public testimony, the role Rubio. Um uh, the situation I can understand is, um, incredibly frightening. And I can't imagine what mr cunningham and his family went through. Um I just want to thank him for jumping into support a person in need, um and say, I'm sorry that things transpired as they did, um, I'm happy to vote. Brian gonzales maps. This happened on my watch when I was the commissioner in charge of bullock. Um this is most unfortunate, um I want to thank ah, mr cunningham for being a good samaritan, and I want to issue a personal apology to him. Um I think there's some lessons to be learned here and I vote. I Wheeler. Likewise there was clearly a miscommunication here. Mr cunningham and his fiance and his family paid the price for that. I want to personally apologize to you, mr cunningham. And. Two your fiance. Maybe you've tied the knot since then. I don't know and certainly to your daughters. This is a very unfortunate situation and I apologize. I vote? Aye. And the ordinances adopted. Thank you. Thank you. We will go to the 4/5 item, please. Item number 246 collective bargaining agreement with Portland's city laborers relating to the terms and conditions of employment of representative employees, colleagues on February 4th, the city and laborers local for 83, the Portland's city laborers found agreement on a successor labor contract for the period of July 1st 2022 through June 30th 2026. The parties began their work in March of 2022. And through a collaborative effort reached an agreement which benefit the city and employees covered by this new contract. The agreement not

only ended the city's first work stoppage in many years and also provides for a number of new agreements, which benefit the city in Portland's city laborers members, including market wage adjustments, increases in standby pay and shift differentials. Reduced waiting periods for sick and vacation accruals, increased clothing allowances and the removal of the sick leave cap for dependent care. Among other enhancements, members of the Portland's city labour's union voted to ratify this tentative agreement on February 25th of 2023, r director of employee and labor relations. Ron zito is here to walk us through the ordinance. Welcome, Ryan. Is he on? I don't see that he's in. Okay we will go to the emergency item number. Hang on. We wanted to go to the one for commissioner Rubio, which is which one? Commissioner 46, please. Is a to 42 to 43. Very good. Thank you. Let's go. 2 43 except the state of housing in Portland, 2022. Report. Thank you, um, the Portland housing bureau has been publishing an annual housing report for the last eight years, and the report has provided local leaders and policymakers. I'm sorry, can we sorry, today's agenda is a little complicated. Could we defer that we have people waiting for the g tack? Let's go ahead and do that one. Prior and then we'll get to that before you have to depart. So let's do 2 32 next. And then we will go back to commissioner Rubio's item. 2 32, please. Appoint members to the government transition advisory committee for terms to expire March 30th 2025 colleagues today we appoint the government transition advisory committee, which marks yet another important milestone in the implementation of the city charter reform passed last November. This advisory committee is comprised of 15 community members who live work play, go to school or worship in the city of Portland's they're tasked with advising City Council, the chief administrative officer and city transition team on the community education and engagement plan and the transition plan for the 2022 voter approved charter amendment. Today. I'm

seeking council approval. Of 15 members to serve on the government transition advisory committee or attack. In addition, I'm recommending the appointment of four alternate members and to reserve alternate members to ensure that the committee has capacity necessary to complete its work within our limited time span for implementation. I want to thank the many Portland's who stepped up to offer to serve the city. I also want to thank her incredible charter transition team, including julia, who's with us here today. My staff and my council colleagues. For continuing to work with my office informing this list of what I believe are exceptional appointees with that. I'll turn this over to julia meyer, the community participation and engagement manager for the charter transition within the office of management and finance to introduce our government transition advisory committee nominees. Thank you, julia mouthful your business cards. Yes it's a lot. Thank you so much. It's so good to be here. I think the clerk is going to share our presentation. So 10 or so minutes. I am julia meyer. Is she? Her pronouns? One of the members of the charter transition team. And like the mayor, I also really want to begin by thanking all of the people who applied to serve on this advisory committee. Charter review and transition implementation are not possible without volunteers. So and the process to get here to the appointment involved many folks across the city so I really want to start by thinking in folks at the office of community and civic life. Everyone all council offices participated, particularly haley blondes, lee from the mayor's office and my coworkers on the charter transition advisory team. So over the last couple of years, I was also staff for charter review itself, and charter review required engaging Portland's orders across neighborhoods, backgrounds and experiences. Next slide, please. So last summer, the charter commission voted to advance a ballot measure for Portland's consideration on the November 2022 ballot. Portland's passed ballot measure 26 to

28, which changed our government in significant ways. First allowing voters to rank candidates in order of their preference using ranked choice voting. Second creating four new geographic districts, with three councilors elected to represent each district for an expanded 12 member City Council. And third, replacing the commission form of government with a mayor council form of government or City Council will set policy and the mayor elected citywide were one the city's day to day operations with the help of a professional city administrator. That is a lot of big change. Next live, please. And we have about a year and eight months to get it done. This slide is small writing. I apologize, but it really just shows even some of the milestones that we need to hit. So that in November 2024 we have our first district based elections using ranked choice, voting on January 1st 2025. We have a council and mayor entering into a new form of government. So the day after the election. I know that the mayor you issued a video statement, and it pointed out a couple of things that I think are important to keep in mind. One yes, voters approved a lot of charter amendments. But City Council has a lot of decisions to make. Between now and January. 1st 2025 right. The charter doesn't have everything in it. And that the mayor also announced on that day the creation of advisory body to help counsel to help folks within the city make those decisions along the way and to engage Portlandia is in that conversation. So next slide, please. So just like charter review, the transition process also requires deep community education and engagement. And I know that this city is committed to a community driven process. And part of that commitment is the creation of this body, the government transition advisory committee. And community members who live work play go to school or worship in the city are eligible to serve on this body. The committee's job is to be the main public engagement body for the transition. Like the mayor said. It's a 15 member body appointed by the mayor and

confirmed by City Council committee will begin meeting next month. And they're going to serve two year terms. So a little past that January 1st 2025 day to do some evaluation and hopefully a future recommendation, making and the role of the body like I said, is really to advise all of you. To advise the chief administrative officer and to advise folks like me who spend their days working to support the transition implementation. Their job is to maintain that open and consistent communication with Portland's orders across the process and to bring back what they here to all of you so that you can consider it in the decisions you all need to make throughout the transition. Next slide, please. So we had an open application process. We received 79 applications in response, and there were, uh as in all things, transition related, more qualified applicants and there were spots and so I do want to take this moment just to remind everyone who might be watching or listening. Um that service on this body is not the only way to engage in the transition. And that we want to hear from folks and we want to plug people in. So if anyone is interested in participating in volunteering in some way in the transition, you can reach out to the transition team. So again, I really want to appreciate everyone who applied. It's a substantial application. It takes time. So thank you. So applicants were then evaluated on a selection criteria. And those include the following so one skills, knowledge and lived experience that will help the committee do its work. Two commitment to the city's core values, three interest and experience in the government transition. Next slide, please, for experience working on issues that impact black, indigenous and other people of color, as well as communities historically left out of city hall decision making. Five ability to support the community engagement efforts of the committee. Six. A willingness to work on what we think will be a highly visible public body. And finally, just the ability to commit the time required. So the mayor and council offices then selected 15

members for alternates and to reserve alternates. And similar to the independent district commission that you all appointed. We are recommending alternatives and reserve alternates like the mayor mentioned in his opening remarks, and there's really a couple of reasons for it. One is that there's a short timeline for the transition and having vacancies are having these bodies not working at their full capacity makes the work a lot more challenging. But to and I personally, this one is maybe my favorite is that the more people the more connections right? The more people the more brains and so part of this body's job is community engagement. So having alternate sit at the same table, bring their relationships and their experiences is a positive for a body like this. Next slide, please. So now I get the fun part of introducing you to the members are going to start with the 15 members and then do the alternates and reserve alternates. I am going to go through them pretty quickly. Fuller bio statements of interest are in your council information. And when you formally appoint folks, we will put all of this information on the transition website for folks to spend a little bit more time with next slide. All right, david.

David is a certified alcohol and drugs, substance abuse counselor. Providing care to clients in treatment in the Portland's metro area. He advocates for people impacted by mental health and substance use to have a voice in policies and regulations that impact them. Next slide, please. Bill bill brings over 25 years of local governmental experience, having served in a chief operating officer or chief of staff capacity for two county chairs to Portland's superintendents and one president of mount hood community college. Next life, please. This is money money is that r e d f, which is the roberts enterprise development fund head of policy where she promotes employment, social enterprise growth and employee earning power through the development and execution of federal, state and local public policy. Next slide, please. This is laurie laurie retired from intel after 21 years with the company. She's

an engineer who values data measurement systems, efficient process and accountability. Next slide, please. This is joe, who is looking a bit fuzzy. Omf recently retired after 30 35 year career as a consultant, helping organizations and their leaders make critical decisions, work together more effectively and make a positive difference in their communities. Next slide, please. This is juliet. Juliet is a former city manager and served as president of the northwest district association and a board member of neighbors west northwest coalition. Next slide, please. Zach zach is a policy scientist with a climate impacts group at the university of Washington and previously served as a policy advisor to mayor Wheeler. Next slide, please. This is destiny. Destiny has a very long title. She is the bilingual coordinated enrollment project manager for the early learning Multnomah preschool promise program. And she previously served as a tele counselor at Portland state university and college advocate mentor with Portland public schools. Next slide, please. This is elizabeth. Elizabeth is the executive director of west side. Economic alliance and founder and principal of strategic partnering group public affairs consulting firm. She has 20 years of policy and political experience in Oregon, including serving as chief of staff to elected officials in both Multnomah and Washington counties. Next slide, please. This is maybe maybe has 25 years of experience in real estate and mortgage lending. She serves as a realtor partner with the Portland community reinvestment initiative and shares the realtor advocacy committee with Portland metropolitan association of realtors. Next slide, please. Fred fred retired in 2006 as campaign finance manager for the Oregon secretary of state's office elections division. He held various government positions in Oregon over a 32 year period, advising state and local elected and appointed officials he currently serves on the board of the Oregon state capitol foundation. Next slide, please. This is terrence terrence is the senior director of real estate and facilities at standard insurance

company. He also serves on the board of downtown clean and safe and the board of Portland business alliance. Next slide, please. Amy amy is an experienced political and public affairs professional and currently works as the manager of communications and education for great place to work a global authority on workplace culture. Next slide, please. This is Juanita. Juanita retired as the executive director of the San Francisco State University had started and before that worked for 14 years as the Oregon Child Development Coalition's executive director. She currently serves in the Oregon State AARP Diversity Advisory Committee. Next slide, please. This is the final of the first kind of 15 members. This is Amy Amy is the senior vice president of strategy for a food and agriculture firm. She has worked for large organizations and trade associations and is an experienced marketing strategist. Next slide, please. Um this is very enjoyable. Thank you. Um, it's an incredible group of people. So now I'm just going to share the four folks who are the alternate member nominees and as a reminder alternatives will participate in all activities of the committee. I know you talked about this with the independent district commission, so very similar. They are just non-voting members. And they would be in first in line to move into a full committee membership position. If one of those 15 folks is unable to fill their full two-year terms, so next slide, please. All on one slide here. So Leah is the owner of Banter, consulting and creative where she provides equity center nonprofit and small business strategy, organizational development and participatory facilitation services. She previously owned a local bike shop. Gen wrapped up her working life as the executive director of Land Suit, Chinese Garden and before that worked at the Port of Portland. Jose currently serves as the co-chair of the Pal Harris Gilbert Neighborhood Association, and it is an elected precinct committee person of the Multnomah County Democratic Party. And Terry is an environmental activist and Maryland attorney who practices civil and

environmental law. When Baltimore was considering charter changes in 2001. He was appointed to its study commission to consider the size and structure of Baltimore City Council. Next slide, please. So finally. Um there's going to be to reserve alternate members. So these are folks who don't have the same kind of maybe responsibility to engage in all the committee meetings like the primary alternates, but they will stay informed of the committee's work, and they they would be first in line to move into the alternate members role if an alternate member moves into a full membership role. So next slide, please. Brian is a finance and strategy director who has worked across engineering operations change management and finance. He also started a small business. William or Bill completed illegal careers and environmental attorney with Bonneville Power Administration and currently volunteers with the Oregon AARP and a couple of local nonprofits. So again, really, um, I appreciate the Mayor's office council for this group of folks. Everyone who applied to serve everyone who's willing to serve. It's an incredible group of folks. And just have one more slide for you to close this out. So again, just as a reminder that after you appoint folks they'll meet for the first time next month, they'll serve two year terms until March of 2025. I would just say again. Their primary role is advisory, right? They're here to help. They're here to help you. They're here to help the chief administrative officer. They're here to help folks like me who work all the time on the best implementation of this transition that we can do right? So I know that I will say I want to hear from you and I imagine these folks want to hear from you. What are those? You saw that earlier slide right with all these decision points, right that you all need to make in the next you know, here and eight months or so. What are those points? What are those moments across the transition that you would like to hear from folks that you would like the advice of all these folks? I just introduced to you, or you want these folks to go and

talk to other people to provide you input to make the most informed decisions you can right. So we're really here in service to you. Hopefully in service to the city, um more broadly in this transition work, and I really look forward to working with all of your offices. And I think this committee will as well. So there is a web page on this slide Portland's dot gov backslash transition backslash advisory. Where community members can follow along. They can see the committee's work, they can see the public meetings they can sign up to get updates about the work to come testify before this body or just submit any kind of public comment that they want. So that completes my presentation. Thank you so much for the time, and I can answer any questions that you may have any questions. Do we have public testimony on this item? No one signed up a report. Please call the roll. Mayor, would you like to entertain a motion? Oh yes. Sorry can somebody make a motion report? Renee commissioner Gonzalez commissioner Mapps seconds. Please call the roll. Rubio thank you, mayor Wheeler. And thank you, julia meyer for bringing these names for our consideration for your excellent work on the significant project. This is a really, really impressive and excellent. Uh, a group of nominees. They're very sector and experienced divers, and I'm really excited for their service. We're at a historic moment for the city, and I'm really grateful that this committee will help steward us with equity, transparency and good government at the forefront of the work. Um, thank you to the nominees for stepping up to serve our city. Um, and for devoting all your time, it's a time intensive and high stakes tasks that you're undertaking. Um so please just know how much we all deeply appreciate your service. And we're here to engage and also to support you in this important work. So once again julia mayor and mayor's team great work here and I'm happy to vote. I brian, I guess. Thank you, mayor Wheeler. Thank you, julia. That was a great report. I want to underscore how just have talented, diverse range of experiences and lived

experiences of that group. Remember seeing the big list? I'm glad you called out how many people were qualified that aren't able to serve in this capacity, but you gave them an opening on how to stay active. I just want to say thank you to the people who signed up. You're really going to putting in a lot of hours for the city of Portland. So thanks for that act of love. Gonzales excited by the prospects here on this very important work, I vote I would like to thank the mayor and Julia for today's presentation, and I'd like to thank these volunteers for agreeing to serve on this important committee. I vote I reports accepted. The appointments are approved. Great team. Thank you colleagues. I've I've had a little bit of a sidebar with commissioner Rubio with her forbearance. We will do the forfeits item first. That's item number 2 46. Then we'll go to her item immediately after she has a commitment on behalf of the City Council social probably just have time to introduce it and then go. But that's the way these things are stacked at the moment, so we'll do 2 46. It's already been read. This is the ratifying the collective bargaining agreement with Portland's city laborers. I've already read my introduction. We now have run zito. And run were a little time compressed today due to some quorum issues. So if you could be thoughtful about that. I'd appreciate it. Thank you. Thank you, mayor were we learned city commissioners? I will be brief. My name is Brian Zito. I'm the director of employee and labor relations within the city's bureau of human resources. I thank you for your time today on this important emergency ordinance. Uh what we have before us is a successor contract that delivers a new four year agreement for over 600 workers and a variety of critical roles across seven different city bureaus. Um there are a number of improvements. I could go over in this comment in this contract. But to brie brief, I would say it. It benefits both the city and liana members. It brings wage rates above comparatives and many classifications and increased powers for seasonal park rangers. Many

other things, just to name a few, but more than any single improvement. This agreement provides evidence of compromise and collaboration ended a three day strike that was stressful for everyone involved, including those who participated in those who remain in the workplace. So just some brief thanks. I want to share appreciation for liana and local for 83 labor leaders for their commitment to the their members and the compromise that culminated in this town of agreement. I also want to thank my fellow city colleagues who kept critical services running who ensured we kept our commitments to our community. And finally, I want to thank all of the Portland's city laborers who do this final work every day. So with that, thank you, mayor and city commissioners. I would respectfully ask for your support and improving this ordinance, and we can move forward with implementing its commitments. Thank you, ron. Do we have public testimony on this item we do. First up is Ryan. So many folks do we have to people very good. Thank you. First up is Ryan. So domeier welcome. Looks like they were planning to join us. Virtually in there. They have American pcs to ben nelson, I think ways yeah. They were planning to join in person, and I don't think they're here either. Very good. Sin emergency ordinance. Please call the roll. Um thanks to mayor Wheeler, the labor relations team. Portland city liberals for all the work that has taken to get us to this point. I appreciate the journey to get here. It's been a long one. But I'm happy to that. We have this agreement before us. Vote i, brian? Yes very delighted to be here. Solution that works for everyone. But I gonzales. But I maps, Wheeler. Thank you. Portland's city laborers. Thank you, ron and labor relations. I know this is a really, really challenging negotiation. I'm glad that there was a amicable compromise between the parties. We value our employees. We appreciate that we were able to avoid um further descent. Yeah yeah, amongst us. We appreciate the partnership. I vote I in the ordinance is accepted. It's adopted. Thank you. We'll go back to

commissioner Rubio's item. Commissioner. Rubio's item is already opened. This is a report to accept the state of housing in Portland. 2022 report. I interrupted you, commissioner. Read it again. Okay thank you. Thank you. Mayor Portland housing bureau has been publishing an annual housing report for the last eight years. The report has provided local leaders and policy makers. With the most comprehensive resource on housing and affordability in our city, offering us critical insights into what the housing market is serving and who is being left behind. As you will hear from the presentation today, housing affordability remains a challenge for most Portland orders as rent and home sale prices have continued to climb and outpace incomes. A detailed look at the recent population. Housing data signals that Portland is a challenge is in a challenging period of housing affordability for both homeowners and renters. Now I'd like to introduce the team from the Portland housing bureau interim director molly rodgers, data analytics and systems manager antoinette to and be mall raj bhandari, analyst and project manager to kick off our presentation. Well good morning, mayor and commissioners for the record. My name is molly rodgers. I'm the interim director of the Portland housing bureau. Can you pull up the slide deck? Great next slide. Great the Portland housing bureau has been publishing this report for the last eight years. We generate a lot of data in the fall and we published in the spring. So this is very timely for us, especially as housing has become a very critical affordability issue. Um. At around the same time as the state of emergency was established. Next slide. The annual state of housing report is divided into five sections. It uses a combination of American community survey data. Private market data and city program data to paint a picture of housing in Portland. Next slide. The report also provides data for the city as a whole and as well as the 24 individual neighborhood analysis areas. Next slide. And as commissioner Rubio already introduced. This year's report comes at a critical time

in Portland's housing landscape, while Portland grew in population wealth, median age and diversity over the past five years, income remains uneven across the board with persistent disparities by housing tenure. And race and ethnicity. Affordability continues to be the biggest challenge in Portland's housing markets with rising rents. Decreasing vacancy rates and rapidly rising home sale values and prices. The city continues to grapple with the lingering effects of the pandemic. The city is facing a perfect storm of market conditions that are making ah housing even less affordable, including rising inflation and interest rates. Alright, but off. Thank you.

For the record. My name is be my husband, gary I'm, a data analyst with the Portland housing bureau. And today at this point, I would like to present some data ask next slide, please. Thank you. So at this point, I would like to present some data sewing current housing market, demographic changes and some affordability analysis results. The chart before you so is the person changing friend puryear w line in the chart represents percent change in rain by year and quarter. The dotted on his line represent the average person changed from the last 10 years. In 2022, the average overall asking rent increased by 3.7% from the previous year. The 20 twenties. Average rain was \$1614 per month, which is \$58 higher than 2021. This is a smaller increase than from 2020 to 2021 when the average rent increased by 6.1% so if you look at the right side of the graph, you'll see that in 2022. The rent growth is slowing. Next slide, please. On the chart before you saw the vacancy rates per year for the last 10 years. The dotted blue line represents the city of Portland's. The dotted green line represents the central city and adopted on his line, the east Portland. On average, the vacancy rate has decreased from six point vote percent and in 2021 to 6% in 2022. So the vacancies it was hire for the studios and one bedrooms and it was a little bit lower for the two and three bedroom units. And if you look at the graph, and you will see that the vacancy rates were higher in the

central city and lower in the east Portland than the average of against the rate in the city overall, so during the imminent pandemic time from 20 to 21 you see that the vacancies were really high for central city as well as for the Portland's hold the next slide, please. So the chart before users asking rents for the past 10 years again, the dotted blue line is for city. Portland's green lines represent the central city and adopted audience line east Portland, and nearly all the neighborhood saw increases in the average rain and the following neighborhoods saw the smallest increase in average rains at less than 3. For central city, interstate corridor and west Portland's. By contrast, pleasant valley experienced the largest rent increase with an increase above 10% so because of lack of time, so I'm going to be a little bit quicker in the presentations. So next slide, please. Uh the chart before you saw this change in residential meeting home sales price by housing types for the past eight years, so housing types we have looked at is condo details in a test. So between 2016 and 2021, the median home sales price citywide increased 17% are over. 77,900 tourists 525,000 in 2021, so overall, the detached units were much more higher compared to the condo or attached. And it's even higher competitive city average. Ah for neighborhoods in east Portland. 122nd division centennial, glenn fair, gateway park rose, so the most significant increases in the median home sales price close to 30% or more. Next slide, please. Next to slides are about just basically population and the income um. Portland's published an increase by more than 38,000. Individuals. 6.2% from 2015. And 2020. With an estimated population of 650,300 individuals. As of this year, as of 2020. So the if you look at the graph and right side, you'll see that increases in population has been significant among the city's white, asian and hispanic latino population. Additionally there was a 36% increase among those who identified as belonging to two or more races. And if you look at the map on the left, you will see that the most of the growth happened in

central city, not not least, Portland's and closure southeast Portland. Next slide, please. So briefly in household income here. Portland's median household income went up. Drastically by 13,022% between 2015 and 2022, even though the incomes rose very significantly. But it was for but not for all racial and ethnic groups. The income disparities still persisted. So immediately, income increased significantly for white house holders and so some increase for pacific hawaiian pacific islander. Hispanic, latino and native American households as well. And more next slide, please. So this is looking at the household income from a different look at it from the tender side. The differences in Portland's homeowners and rental households by income and razor again illustrated in this graph. Median income and just to get oriented with this table. The numbers at the top are the bands of income. Think of it as an income buckets. And the numbers on the side are the number of households that are in those in combat income bands. But there but we have on the top of the homeowners and on the bottom, the renters putting them together. You can see how the purposes of renters and homeowners play out depending on how much income you have, so the most of the homeowners tend to be and higher income level, whereas the median income at the meeting the rangers tend to be in more, um more secure to the left. Uh and also a lot of interest tend to be people of color. In Portland. 87% of the households are renters. 53% are homeowners. The median home. Amid an income for homeowners household is 100 and 3017 and for rental households less than that. Less than half that at 49,643. And as we have alluded before the household median income differs sharply by race and ethnicity as well. And next slide, please. So we got two slides and the permits are production level in the city of Portland. One thing we have to realize that housing production lag during the center. Years of the great recession from 2009 to 2012 and again during the pandemic in 2020. However in 2021 the state the city importance still

issued 4509 permits for multifamily units throughout the city and singular with previous years, multifamily permitting, continues to be concentrated in central city. South Portland, markham hill and interstate. And the multifamily permits in this neighborhood account for nearly 54% of all multifamily permits. Next time, please. And this is a slide are looking at the single family permits and production, um in Portland's and also by neighborhood as soon in the map. Single family permits and production has remained consistent in recent years in 2021, there were 2800 permits issued and most of these single family housing units were primarily focused in the length foster foster, pleasant valley and st. Johns neighborhood. Next next we looked at the rental and homeownership affordability just to see how which areas of the city are affordable to people. Um different income label and different race and ethnicity. Sorry. Next slide, please. Step. Mhm. There are rental affordability section of the state of housing report shows how rental affordability varies among different publishes in Portland on average household could afford the unity rental unit in green. On the map without becoming cost burden and spending more than 30% of their monthly income and rent and this doesn't include utilities. And those in the light blue are the areas could be considered not affordably. So for this example, we looked at the two bedroom affordability only. Strikingly there are new neighborhoods affordable to affordable to average black householders and very few affordable neighborhood affordable to latin x and native American households in Portland. Now we're talking about his householders with a median income. Um in edison to the race and ethnicity. There are some certain groups that also completely priced out like people with 0 to 30% in my households. And seniors and also, um, a single mother households. And next we looked at the homeowners affordability. The homeownership. Next slide, please. I'm sorry. Thank you. The homeownership affordability section of the state of

housing people's how homeownership affordability varies among different populations in Portland's on average household could afford home in green as you see in this map. Without becoming cost burden and spending more than 30% of their monthly income housing and those again in the light blue could be considered not affordable and strikingly, and the scenarios much more bleaker for homeownership. There are no neighborhoods affordable to average black, latin x and the American households in Portland and very few neighborhoods become affordable to pacify islander and asian households. So you can see the disparities in affordability. As a swing up. And for all the study areas, um more than 24 24 30 areas out of 21st study areas. Um 21 steady areas has immediate home sale value of more than 400,000. So effectively is the question at this point, I'd like to turn do, molly our into our director montoya rogers. Thank you. Thank you. Thank you. Next slide. That was very sobering report from all. Um and it's, uh we can at least be able to highlight some key areas where we have made crossroads. Some inroads and that is really, really tied to the level of investments the Portland housing bureau has been able to make in having an affordable housing pipeline. Since there housing emergency was declared in 2015. Portland housing bureau has opened or and preserved more than 4300 units of affordable housing, serving and providing homes for an estimated 8720. Portland's orders. In addition, we have 3400 units in our Portland's housing bureaus pipeline that was going to provide another, uh, going to provide another 303 6300 homes for Portland ear's with safe staple high quality, um, that they can afford for the next several years. Next time. Part of this strategy is our inclusionary housing program since 2017 when it was passed. Nearly 1000 affordable units. Has been created or will be created through the private market. Because of this program, and there are different stages of where they are in the permitting. But it's it shows that there is a way to do it all over the city. In the

last line. So now more than ever, we do need accurate information of the state of our city to solve the complex challenges that we face. That's why this annual report is just step one, and this year we will be digging deeper in coordination with php. Other service area bureaus. I want to also make acknowledge and thank tom armstrong from the Portland for the bureau of planning and sustainability. The lot work that we will be doing will be aligned with the next set of reports that will look at the overarching cost drivers of housing. The local cost drivers compared to other cities. The performance of the inclusionary housing policy. The types of housing that we need and developing a housing production. Strategy will be looking forward to updating you and all those future analyses and reports so we can have a robust housing market again. Thank you. Colleagues any questions at this point commissioner Mapps your hands, quick. One, um, number one. Thank you for this presentation and the important work that you do, especially at this moment in time. I believe the housing bureau is working on a study slash evaluation of inclusionary housing is that correct? And if it is, I'm saying he has not. Which I'm glad to hear. We know when that report is going to reach council. The report itself is, uh, was meant to support a panel of experts that commissioner Ryan convened and is through its called be a bay area economics consulting there also the consultants to the talking at the cost drivers of building housing, so we were able to align their expertise and have some cost efficiencies and having two scoops of work. So right now, we're actually doing the work to align those two studies. So we have, um so we can look at the bigger mar macro issues that are facing Portland and how we build housing. And then we can hone in on inclusionary housing. That alignment is actually extending the man of time that the panel will be convened for an extra two more meetings, so we're hoping to conclude that work. In the summertime, and then we will come to counsel with a series of recommendations

to present related to the inclusionary housing program. Okay I'm not sure if I tracked all that so somewhere out there, there is a what I would think of as a study of inclusionary housing that has been completed, but it's still being kind of traded back and forth between committees. Is that where we're at it's one committee. But we're looking at two different scopes of work, and we're looking at the cost drivers now and then we'll start looking at the prototypes specific to inclusionary housing in the next couple of months. Still kind of foggy on the radio show on on this, i'll just say, um, for my entire time that I've been here, housing has been a frankly in crisis. Um and I think I feel like we've been promised a evaluation of the inclusionary housing program on the eager to see that, um, and certainly in my closing arguments, I'm gonna um, I suggest that we this council hold a work session on the housing needs here in Portland. I think it's time that we revisit this space. Thank you. Very good. Any further commission right comments and I'm glad you brought up the study. I know that we're trying to make up pencil out and increase productivity and supply. Um so there was a lot of tension last night was last I tuned in as I should be. The people we brought together. The right people. I was looking at your date I was thinking about if you overlaid the affordable housing that we now having the marketplace thanks to the success of the bond. And then we could look at how much affordable housing we then have for rentals. Um does that make sense? So right now we decouple it. So we have you make the case very well. It's very sobering, not surprising that there's not a lot of affordable housing for most. Portland's then we overlay it. We can overlay it with the productivity that we've had with affordable housing and then see how that changes the landscape that makes the case for why we need to make more affordable housing units. Now does that make a little bit more sense? So you can take the data and overlay it. That would be helpful. I think, um, that's all. I just want to make sure I got that point out. Thanks.

Thank you. Good do we have public testimony on this item? No. One side up, entertain a motion to accept the report. Commissioner Ryan moves commissioner Mapps can we have a second from commissioner Mapps any further discussion, seeing none. Please call the roll, brian. Oh um, it's good to see you, molly. Great report. Um it totally sobering and depressing and yet not surprising, and also it was full of really good data. So I think you're making the case in a very succinct way. Maps. Um, I want to thank the panel. Uh commissioner Rubio and housing bureau for this report. It does contain some sobering and information. Colleagues. Um. I think this data is so sobering that we really should have a work session on this policy space in this calendar year. I will reach out to commissioner Rubio to see if we can get that on the calendar. But in the meantime, I very much do appreciate the hard data that's in this, um, report and I appreciate the important work that the housing bureau does I vote I Wheeler. I am very happy to accept this report. And commissioner Mapps. I think that sounds like a good idea. Obviously this is an issue that's critically important. It overlays a lot of the work that we're currently doing in the partnerships we have with Multnomah County in the state, and indeed the federal government, so I appreciate as always the update. I'm not surprised by the conclusions. They continue to we have a housing shortage, and we know it. The question is, what are we going to do about it? And that's the work that the council has been undertaking and the new governor and the new county chair and I look forward to figuring out more ways that we can be supportive of those efforts and help lead them up. The reports accepted. Thank you. Thank you. We will go back to the beginning of the regular agenda. Just does anybody need a break up? Just powering through? Why don't we do this? We lose since we need all three of us while we take a 10 minute break. I'm sure other people wouldn't mind that either. 11 45. We'll come back at 11 55. We have one procurement. Um. You know, I'm

gonna move the resolution forward the police accountability commission. I think we've had people waiting here. So if you don't mind, i'll tackle that when we come back. And, um. Actually no, I'm going to do to 41 1st when we come back. That's the solicitation by the police bureau will do the accountability commission second to 40. Will go then 2 to 38 3rd. Due to 42 last if that works for people, and then just take it in in order. Yeah we have a second reading and then to 45 last. Good good. Thanks. We're in recess. Okay? Mhm. Mm hmm . Mhm. Hmm. Mm hmm. Mhm. Mm hmm. Hmm hmm. Hmm. Hmm. Hmm hmm. Yeah. Hmm. Mm hmm. Mm hmm. Mhm. Mhm. Mm hmm. Mhm. Hmm. Mm hmm. Mhm. Yeah. Mm hmm. Yeah. Mm hmm. One point. Yeah. Yeah. Mhm. Okay? Mm hmm. Thank you. Hmm. Mhm. Mhm. Yeah. To authorize the police bureau to produce I'm sorry to procure unmanned aircraft systems, otherwise known as drones. Joining us to present our sergeant james different sergeant brian sweeney and catherine lindsay. Thank you for that. Also. Present or commander chris, joe vick and derek fox worth sergeant reno handed over to you. Thank you for being here today and thank you for your patience. I know you've been waiting here a long time. And we appreciate it. Mayor I'm so sorry to interrupt. May I read the title? Well, that would be a novel idea. When it why don't you go ahead and do that to 41 authorized competitive solicitation and purchase of unmanned aircraft systems for use Portland police bureau not to exceed \$80,000. Then everything I said welcome. Thank you. Can we bring up the presentation and i'll give a little bit of a pretty normal so good morning. My name is jim different and I am the team leader for the Portland metro explosive disposal unit with me today is sergeant brian sweeney from our air support unit and catherine lindsay from our business services group. As you may know, the police bureau has been working toward a small unmanned aerial system, or sus program for close to five years. These tools have been proven throughout

the nation to efficiently document complex scenes and enhanced safety by providing critical information from a safe location. In early 2020 traffic division purchased small us is for the purposes of crash scene reconstruction. That program was tabled prior to rollout as traffic division staffing was reduced. In December of 2020 City Council passed council resolution 375 to 0. This resolution enacted inventory controls and reporting requirements for certain ppb equipment. It also established a list of prohibited and controlled items that require council approval to purchase one of those items on the controlled list was small, unmanned aerial systems. Our goal today is to gain council approval to purchase needed us equipment. If approved, we will begin a one year pilot project to gauge the effectiveness of these tools at deescalating. Police use of force, reducing time spent on major crash scenes and lessening the impact of the community from road closures and critical incident. Over the last two years we have presented are offered to present this pilot project to every commissioner's office for review for review. Commissioner Rubio's recommendation. We presented this project too smart city pd x and the office of equity and human rights smart city pd x completed a privacy impact and risk assessment ranking this program as a medium risk worst case scenario. They provided risk mitigation suggestions which have informed our standard operating procedures. Currently most public safety agencies surrounding Portland have active sus programs. Multiple city bureaus can benefit from this technology, our own fire bureau about pilots and us is from the skip, whose fire department to document the korean church arson in January. To that end, the police bureau has utilized the services of the grecian police department. A small number of times during events where an armed subject posed a significant threat to our community. These activations were approved by the commander of the ppb specialized resources division. Each one of these incidents were resolved without

injury to police or suspects. In a few. The information provided by the us prevented the need for officers to directly confront armed suspects allowing for a safe resolution for all involved. We strongly believe getting this pilot project underway will show immediately immediate results in safety and efficiency. We are asking for approval to spend approximately \$80,000 from existing police bureau budget on us equipment. The bureau is set aside funding for this project in this fiscal year. We are asking for no additional funds. Now. I'd like to spend a few minutes briefing you on our equipment and the use cases for this tool. Next slide, please. Small unmanned aerial systems, or sus, are commonly referred to as drones. One potential problem with that term is that it means different things to different people. The fact is, most of the equipment needed for this project can be purchased for recreational use. They do not have facial recognition or any ability to carry anything heavier than a cell phone. They have extremely limited flight time and are limited to close line of sight flying. At their core sus is are simply remote cameras that allow us to safely gather information and documents evidence in a way we are unable to now. The photos below representations of the types of equipment our program would have as well as how they would be clearly marked as bureau property. Next slide, please. The ability of this tool to reduce time expense and public inconvenience cannot be underestimated. This slide from the Oregon department of transportation shows the effects on vehicle delay hours and associated costs of significant closures on December 6th 2021 I five was closed for nearly seven hours for a critical police investigation. Estimates a delay cost to the economy of \$1.4 million and nearly 50,000 hours of vehicle delay. During the closure. Time spent documenting the scene was just over two hours. A conservative estimate for s u. S processing of the scene is about 30 minutes opening the highway 90 minutes faster reduces over \$300,000 in delay cost and 10,000 hours of

vehicle delay. The statistic does not take into account the significant police resources required to manage that scene, rendering them unavailable to service other calls throughout the city. Next slide, please. This slide contains a list of what we see as our immediate mission set for this program. Our intent is to start very, very small with a defined list of operational uses during our pilot project. Upon completion of the pilot, we will gather information on additional use cases and present those as recommended next slide, please. Conversely we have clearly identify prohibited uses of this technology as well as many other safeguards and our investigative branch as us standard operating procedures. As you can see. Police bureau members are specifically restricted from using this technology for crowd control events or mass surveillance, as well as most other situations that lend themselves to public concern. This direction is provided via a set of standard operating procedures that address policy training, privacy, marking, and identification and reporting. This s o. P is guided by but more restrictive then Oregon state law on us use next slide, please. Objectively evaluating this pilot project will require data and transparency. This slide contains a draft mock up of the internal dashboard that will be updated after each use of our q a s. Each operational flight will be reported on an additional data points added as needed to provide a complete picture of our projects value. Additionally on the pp beef public facing web page will include a link to our equipment types, project scope, standard operating procedures and a summary of operational use, including call type time and date and neighborhood. Next slide, please. I'd like to present to present a few use cases for this technology. These cases show in detail. The types of events are sus operators would respond to the first is the troutdale safeway roof collapsed during the winter storm in 2021 1st responders arrived and were unable to verify there were no potential victims inside the store. Due to the hazard presented by

the structure technicians with the metro explosive disposal unit and us operators from aggression. Police department responded and immediately deployed robots and small us which entered and searched the building for additional victims. Next slide, please. Case number two is from a crash process by the Oregon state police, which was processed both with our current scene scanner, which is called a pharaoh, as well as with an s. U. S the photos on the left show the pharaoh while the sus scene is on the right the processing time, as you can see with the pharaoh was approximately three hours and 24 minutes while the same work with a better end product took about 30 minutes with the sus next slide, please. This next event, which occurred in November. 2021 was really a catalyst for moving this project forward. This case is not resolved at this time, so I will not show pictures or videos from the scene. This event began with a female at this location, calling in saying she was being held hostage by her boyfriend, who was armed. When officers arrived, the suspect fired multiple times at them through the door. Over the next several hours. The suspect fired dozens of rounds at Portland police, some of which entered neighboring apartments through the walls. This apartment was on the fourth floor of a complex with an external stairway that offered no cover from the suspect's gunfire. We knew that the suspect had his girlfriend as a hostage, and we had information that she was likely injured. Any attempts to move closer to this location were met with gunfire. All attempts at negotiation were rejected. Given these circumstances deputy chief from authorized the use of the gresham police suvs, which within minutes was able to look into the high windows and observed both the suspect and the victim who appeared deceased. This suspect was so affected by the spotlight from the hovering drone. He barricaded himself inside a small room, which allowed the tactical team to enter and take him into custody with no further injury. As a police agency. Sometimes you deal with an incident like this,

where an innocent victim is likely badly injured and being held against their will by an armed suspect. And once you've tried all the tools at your disposal, sometimes you're only resolution is dissent city of Portland's employees into that apartment under gunfire to rescue that incident victim in a critical incidents, such as this decision making is fueled by information. Those decisions can have life or death consequences and to not use every available tool to gather that information is a disservice to the community, the victims and our officers. The use of the gresham us that night provided information. Although tragic that allowed the event to slow down and avoid what would have likely resulted in additional loss of life or significant injury to our employees or the suspect. Next slide, please. This will be the video and i'll give a little preamble to it. But I'm going to show a short video of us activation that took place in chula vista, california I believe this video is a good example of one way this tool can be used to reduce potential for force and improved police response. Caller reported a subject possibly waving around a gun in public. Ah this video is about a minute and a half long and i'll play it for you now. Okay we haven't anybody okay? Okay. All right. So many of you have taken ride alongs. And you know that when officers are dispatched to these calls, we have very little information outside of what the caller provides. And that can be significantly different than what we encounter upon arrival. In this case, the public location, a language barrier and possible mental health or drug influence, add complexity and can lead to the type of tragic outcome we see on the news all too often. The information provided by the us allowed those officers to approach in a much more relaxed manner. No guns drawn. No force used in the communities. Disruption was kept to a minimum. You often hear the term de escalation used regarding police interventions. The police bureau provides significant training and holds the expectation that officers will attempt to deescalate whenever possible. But there's

no one magic trick for police to get noncompliant fleeing armed suspects to peacefully surrender. Often these suspects flee into residential neighborhoods or the yard of an unknown community member. Twice last month, armed subjects running from Portland police broke into occupied homes. The presence of this tool can provide vital information on suspect actions, behaviors and levels of compliance without personnel having to approach this information feeds the decision making of our incident commanders and can provide time distance and options. And last slide, please. Finally this slide shows a summary and recommendations on our timeline for this project. If these estimates seem short, it's because we've been working towards this for years. While technology has ever changing most of the planning, operating procedures and equipment needs have already been established. That's all I have for you today. I can try to answer any questions that you have on the operational level. Thank you very much for your time. Consideration very good. Thank you for the report and the multimedia presentation. That was great colleagues questions I might have some if there's after. Public testimony. Public customer money. We have one of individual signed up, mark porous. We'll hear from mark. Three minutes. Mark please, if you could just state your name for the record. Yep good afternoon. Mayor commissioners. For the record. My name's mark. Porous I use he him pronouns and with the group Portland cop watch. We're deeply concerned about this proposal to spend \$80,000 on police surveillance drones. Just last month, the city passed a resolution requiring that scrutiny be given to surveillance technologies to ensure they will not desperately impact certain populations and that they will not intrude on people's privacy. Maybe it's our bad for not realizing that policy put the review solely into the hands of smart city pd x instead of requiring a public conversation, but the council should know better than to introduce new technologies such as gunshot detection

and surveillance drones without first hashing out whether they should be adopted at all. And if so, what policy should be in place to limit their use. Today's ordinance implies that this is a by first figure out the problems later situation. Oregon state law a 37.340 does provide for drone use to reconstruct crime scenes. 8 37.3 to 0 allows their use for gathering criminal intelligence with the issuance of a warrant and 8 37.335 limits. They're used for emergencies where there is an imminent threat to the life or safety of an individual. A 37.3 65 prohibits the use of armed drones with some scary exceptions, none of which apply to law enforcement. It's telling the ppb bought a drone in either 2019 or 2020, but they say they've never used it. Perhaps that's a good sign, since it's most likely to be really wants these spy planes to conduct surveillance on protests and crackdown on communities of color, progressive activists and other challengers of the status quo. As allies of putting cup watching los angeles road in a 2015 research paper. These machines are dangerous step forward in the further militarization of law enforcement. Submission creep whereby the use of policing tactics and technologies expand beyond the original functions and goals puts lapd's claim to want to use these drones only during special circumstances. In serious doubt, the lapd can't be trusted. The evidence shows that these new weapons pose a serious cost in public resources, public safety and mental and physical health of targeted communities. Um Portland cop watches a project of peace and justice works. Since 2012 in the united states began using surveillance and armed drones to conduct warfare overseas in the name of the war on terror, peace and justice works, has expressed its opposition to the government employing these robotic aircraft for spying and killing. We do not want to see people be obtained rounds, saying trust us. This is only for accident investigations and hostage situations when we defined ourselves down the line with robot involved shootings of people who may or may not be in mental health

crisis. Very good. Thank you still going? Oh that killed Kennedy. Mark can you turn off your camera? Your audio is not working. If you can turn off the camera, we might be able to hear the last bit there. Yep okay. Let me just finish up here. We don't want to see pp be obtained drones, saying trust us. This is only for accident investigations and hostage situations, only to find ourselves down the line with robot involved shootings of people who may or may not be in mental health crisis. Human who violates the law could potentially be held accountable through the courts or administrative investigations. Robot can kill with impunity. Thank you. Thank you. Any further discussion colleagues. Ah quickly, um. Two staff number one. Thank you for the presentation. Um I feel like I've heard some disconnect between your presentation and public comment. Are there any robots involved here? That could do shootings as part of this ordinance? No sir. Okay thank you very much. I have other policy concerns that we might discuss on second reading, but I appreciate the presentation and I have no more questions. Commissioner right. Thank you, Jim. Thank you, Catherine and Brian for being here. It was a really good presentation. Hated you. Um making the case on how getting this information could actually deescalate the crime, and I noticed that you worked with aggression must be using these is that why there was Gresham examples? Uh we have utilized Gresham to help us out a small number. What happens when we get into the numbers past a certain like 100 and 5200 and some it's there's a blend, right? Okay. Um there was a slide that said prohibited uses, and I'm sure you spent a lot of time coming up with that. But those prohibited uses are tell me how your monitor that what the consequences would be if someone actually use these in the list that's prohibited. So a lot of the things that we ran into even on our privacy impact assessment and the things that you're talking about here, unlike a lot of bureaus that's already baked into our cake. I mean, we have ways that we handle evidence.

We have supervision on the street. Um and in this particular case you were looking at the people who are running this thing. We don't have a giant crew. We're doing trying to do a lot and still doing our regular jobs. There won't be one of these calls that doesn't include me or Brian and I work for Chief Nagamura, who's also here and Commander Joe Vick. We will be super transparent. It's going to be on our website. It's going to be available to whoever has any questions and honestly, uh, anybody that wants to call me I'm happy to talk to him about this because it's been something we've been living for years. Ernest I appreciate the transparency and making this relation thanks. Great and are we heard that this will from public testimony that this could potentially be used for crowd management. Explain why that is not the case with this particular ordinance. Well we're specifically restricted by Oregon state law on that, and we're bound to follow. I swear to follow Oregon state law, just like Brian did. Additionally any of these things that that we have none of these cameras are new Portland police officers had handheld flares and like 2006. Um I have a cell phone that has a really good camera and I'll tell you there's been times where I've put my cellphone on a stick and put it over a fence because I needed to know what was on the other side. Really all we're trying to do is see the other side without me having to put my head over the top, um, all those things this city wouldn't tolerate it if there is a us over a group, there will be no question that we would be questioned whether or not it was ours so great and we also just f y r. We also we already have an aircraft. In the sky for various law enforcement operations, and my understanding is this ordinance is actually far more restrictive in terms of how this technology can be used. Significantly and the footprint that we have is so much smaller. I mean, we work in a couple of square blocks as opposed to airplanes, which can run the city great and colleagues that this is when I've lived with for a while. I strongly support this ordinance just fyi and I will be voting in favor

of it. You know it's going to save time. It's going to save money is a far more effective tool amongst many tools that we have around investigations. I thought you made some very compelling cases about life safety, but also just when it comes to traffic accidents and the like. We can get the traffic corridors moving again, far more quickly with higher quality information. So I think this is a very appropriate use of technology. And I would dare say we're elated adapter. Compared to other law enforcement agencies around us, and that's that's not your fault. Ah but I'm glad to see that we're moving in this direction and particularly as we talk about the cost of personnel and the difficulty of hiring people, etcetera, etcetera. It makes sense that we would adapt technologies that can help us out. This is certainly one colleagues anything further. This is the first reading of an emergency ordinance. It moves to second reading. Thank you for being here and thanks for your patience. Thank you. And the troubling glasses. I will move next to item number 240, please. Change police accountability commission deadline to August 31st 2023. I'm pleased to bring this item on behalf of the community safety division to extend the deadline for the police accountability commission to complete the recommendation colleagues. This is something we've heard about in testimony in the last couple of sessions with us today to present this item is superior. Samir canal. Welcome, samir. It's good to see you again. Thank you, mayor. Wheeler um, good afternoon, mayor and commissioners for the record. My name is samir canal. I am the advisory boards and commissions manager for the community safety division. We do have a slide deck today. Um so. This resolution would change the police accountability commission's deadline to August 31st 2023. We want to express appreciation all five members of council as well as to council staff for your work on this document, and this resolution continues the collaboration of all five council offices and support of the police accountability commission and its work. The

presentation today includes two parts, the first with context on the police accountability commission and its work. And the second part of the resolution itself, and the timeline adjustment should take about six or seven minutes. Next slide, please. First a clarification for members of the public who may be listening along the police accountability commission is itself not the oversight board as a rule making body that is coming up with recommendations for City Council on how to set up that oversight board. Um that is a large task in and of itself to essentially implement the vote. The voter's choice in November 2020 to adopt ballot measure 26 to 17. And in the process of finding out how to craft recommendations. The p a. C split its work into six phases have to slides on this. This is the short version. There are six phases on on self organization, one on fact finding one on powers and duties, also known as the functions of the new system, one on structure and details, the form that the new system will take. Um, the fifth is on the transition plan. How do we get from here to there, as well as how it sits in the broader system of community input into police and policing. Finally the concluding phase, which is taking conceptual agreements and with the help of legal counsel, converting them into legal text, as well as writing a report taking community input, adjusting as needed and finally recommending to City Council next slide, please. So those first two phases this is the longer version. The first two phases went through to October at a previous report. Quarterly report given to City Council co chairs of the commission discussed one item in particular the barriers to police accountability document, which is the problem statement that the packs work aims to address I also chose to add to that a list of best practices in police accountability in Portland today, which recognizes that there are plenty of parts of the new system that are doing well and worth worth keeping. From October to February, October, 2022 to February 2023. The pc developed the functions of the new system, and we'll be

updating on that in the next quarterly report that includes officer accountability processes without a complaint against an officer for alleged misconduct is made structural oversight, which includes recommendations to change police policies or directives, which would go to the police chief as well as the City Council. As well as how the new system will access information. Um the p a. C is currently working on the form of the new system structure and details, which includes how the membership is set up. It's appointment processes, term lengths, things like that, um, oversight staff, which will report through a director to the oversight board, and reporting and transparency, which will ensure that members of City Council as well as the public. Are informed and aware of what the new system is doing. Um next slide, please. Together those two little too fast together. Those two, um are the destination that the p a. C will reach what the new system will look like and following that there will be discussion of the transition plan and how we get from here to there. Alongside all of that is the community engagement work that ensures that this process is centers, community input and values. It um this is a large scope of work and as if to highlight the frequency of the meetings we actually holding a community engagement event starting in 33 minutes at concourse coffee, so if anyone is interested in coming to that community forum that is in person from 1 to 3 p.m. Today will be another community engagement event on April 8th. Members of the public can also give input at public meetings. Every meeting has an opportunity for public comment, and the calendar is on the slide. But it is also Portland's dot gov slash police dash accountability you can go to events and see that calendar as well. Next slide, please. And finally, if those events with fixed times don't work for a member of the public, there's also three other ways to provide input to the p a. C throughout its process. This process cannot be successful without community input. So please do pick an option that works for you. Anyone

who's listening to give your opinion on what the new system should look like, and you can see there's an online web form. Voice mail box as well as postal mill. If you go to the website and go to get involved there all this information is there as well. So that's the first part of the presentation contextualizing the pc and where it's at in the process. Next slide, please. Um so this resolution would change the deadline of the from where it is now. June 9th to August 31st. The commission has been working very hard to complete its task. It is held 95 events to date. Um that's 84 public meetings as well as someone community engagement events and some community building work as well. Um having the frequency of meetings can lead to two problems when they're the full commission can lead to an overburdening of individual volunteers, which members have expressed in previous meetings. That council and the one of the ways to solve that is to have more subcommittees or have more members. Some of the members take on more work, which can reduce equity within the membership. Next slide, please. Um so the phc requested more time on December 8th to allow for that and requested to know as soon as possible to allow for effective project planning and community engagement work to achieve whatever the timeline decided by council would be. Next slide, please. Um. This discussion included all the things we discussed the scope of the work, limitations of volunteer time and the various different bodies of law to ensure that the recommendations that come to the City Council comply not only with state law and the charter but also with federal law, including the settlement agreement and collective bargaining and things like that as well. Next slide, please. Um there. Also we discussed the benefits of holding briefings with experts and affected parties, including members of City Council, as well as ppb leadership and important police association, which have already briefed the council but may or commission but may also be beneficial to hear from a second time, um as well as the council's mandate

under resolutions, 375 to 7 and 37548 to have an inclusive, diverse, community driven process. Um and a lengthy involved process where consideration is given to the complex topic of police accountability. Next slide, please. So this resolution would ensure that the police accountability commission does not need to hold three or more public meetings a week that ensures that more time ensures that there is a process that can center community input and have opportunities for the pc to hear more advice from experts in affected parties complete the task of the City Council and, most importantly, that the process of implementing the will of the voters in November 2020 can continue forward and succeed. Two slides left here just talking about next steps. Commissioner Gonzalez will be coming to the p a. C in April, will also be seeking to schedule a second briefing with all the members of City Council at public meetings in may and June, the upcoming quarterly report presentation in early may will include January to March. 2023 which also focuses on the outcomes of the powers and duties phase, which again our access to information. For the oversight board itself. Officer accountability how a complaint is addressed by the oversight board and structural oversight, which addresses policy and directive recommendations made by the oversight board. And finally, the pc is working to schedule time with the City Council to the receive specific feedback on the destination of the process, which is phases three and four together the functions and form of the new system in may. And last slide, please. And so just to kind of close this out again, the p a. C is working on the structure and details phase, including the oversight board membership. The oversight staff and reporting and transparency, which is the other part of access to information how the City Council and the public gets access to information about the oversight system. Um and again if you are available there, the anyone listening concourse coffee today from 1 to 3 p.m. Is our next community engagement event our next one after that is April

8th, and we are working to schedule more with a couple different business groups as well as various community groups over the course of the next month and a half or so. So that concludes the presentation and again just like to say thank you for the support from all five council offices. Great thank you. And I just want to start by thanking you for working with the commission on the extension of the deadline we heard from commission members that they were meeting three times a week as volunteers that that is onerous, and I appreciate the flexibility that you've provided here. And I assume that you've spoken to ah, the administrators of that committee and they believed the new deadline that you've established is sufficient. Is that correct? Yes so co chairs of the commissioner have been involved in the conversation. Some of them were going to be here or may still be. I think for with the calendar today to support but also, um, that the idea is that it wouldn't need to get more frequent than it currently is. If it is on August 31st, that's that's really good news. So thank you for that compromise and working that out any further questions on this commissioner Mapps questions after hearing public testimony. Public testimony. We have four individuals signed up first is tim pits. Item. They were going to join us virtually, and it doesn't look like they're on the call. Next is katherine mcdowell. Hi, catherine. Afternoon thank you for being here. It's been a long, long morning and into the afternoon, hasn't it? Good afternoon, mr Wheeler. Members of the council. My name is katherine mcdowell. I use she her pronouns and I'm one of the current co chairs of the police accountability commission. I sit on the commission as a representative of the small business community in Portland downtown Portland. I'm here to again ask you for your support on changing the ph. Timeline the resolution before you changes the end date for the commission's work from June 9th to August 31st while this resolution falls a couple of months short of our request to align the timeline with the timeline in the city settlement agreement.

With the U.S. Department of Justice. The extension is nonetheless very helpful. The additional time the resolution provides should allow the to complete all phases of its work plan obtained feedback from the council, key stakeholders and community members on our draft recommendations and submit our final recommendations to the council in a timely manner. With passage of this resolution, we will be able to complete these tasks without increasing the number of our weekly meetings. Pack members must attend or shut short cutting the equitable community based processes. The resolution notes that the has met diligently and frequently and I'm grateful for this recognition of the incredible commitment of our volunteer members and staff. But most importantly, this resolution notes that all City Council offices support the p a. C s mission. Our efforts to date and the importance of our work being successful. On behalf of everyone on the p a. C I want to thank the council for this statement of support. Together with the passage of this resolution, we can build a new civilian police oversight board that serves all members of the Portland community enhances public safety and can be a model for the rest of the country. Thank you. And I'm happy to answer any questions you might have. Thank you, and I'll just express the same gratitude to you and your co chair and the other members of the commission for working well, to make this compromise happen. And thanks thanks to you, and to all members of the council. You're the one who gets the thanks. You're the one doing the hard work and you're not getting paid very much for either. Well you're very welcome. It's important and we're all committed to the effort. Definitely. Thank you. Next is Casey Lewis. And they were going to join virtually they're not on the call, and we are final test fires mark porous. Mark. Welcome back. Yeah thanks. Good afternoon again. Mary commissioners for the record. My name is Mark. Porous, says he him pronouns and I am with the group Portland cop watch. We recognize that the city is now seeing the police

accountability commission has until August 31 2023 to complete its work. We appreciate that you listen to members and community folks who asked for the commission to have enough time to do a thorough job. The settlement agreement that was signed by judge simon on April 29th 2022 gave the commission 18 months from that date to finish its work, and it also said that the city could ask for an extension with the approval of the d.o.j. We would like to hear assurance from council that you agree, extending the deadline again anywhere up to and including the October 29 date. Should that be necessary would not require d.o.j. Approval. This ordinance states, among other things, that whereas the police accountability commission requested by consensus on December 8 2022 that the commission be granted more time by City Council to finish its work, and it links to the police accountability commissions. 2022 q four report, which contains these words. Accountability commission has by consensus formally requested that the Portland City Council allowed to continue its work through October. 29 2023 last week when tim pits and sherry smith were appointed to the police accountability commission. You heard testimony from three other members of the pack co chair. Mcdonald's specifically asked last week for the October 29 2023 deadline. Commissioners lewis and iona, who followed each cut off their statements early because the mayor made it clear that an extension was in the works at Portland cop watch made sure that our comments get on the public record specifying October October 29th of this year. Which is the deadline City Council previously agreed to in the d.o.j. Versus city of Portland's settlement agreement as the deadline for the to complete their work. It is a great relief that the psc won't need to meet three times a week to try to meet the June 9th deadline. Would you please confirm for us that City Council can set the deadline to October 29th of this year on its own without involving the d.o.j? Thank you. Thank you. And I'm not sure what the answer to that question is, do you know?

Um city attorneys have advised that the asked that the answer to that question is yes, not an attorney myself, but that's what we've been told by the city attorney's office. Thanks colleagues any further discussion on this item? Commissioner Mapps he thought you might have some questions? No, I'm good. Alright, good. This is a resolution. Please call the roll. Brian. Thank you so much. You're here a lot. And that means you're working a lot. Thank you, catherine saying to you, um it's really easy to vote. Aye. On this. We you made the case several times. We listened. Maps Wheeler. The resolution is adopted. Thank you colleagues. Uh now we're going to a second reading item number 242, please. Deny blame a west and teresa west application for special assessment of open space land at 10615 southwest 42nd avenue, and I'm looking to legal counsel. Do I need a motion on this, given that it's a land use issue. Okay. Hang on. Probably have some very specific language here. We have a meeting class? No, I actually don't you repeat that. Please repeat that. You need to move to a doctor. Some moved commissioner Mapps moves to adopt the ordinance to deny the request and connective second. We have a second any further discussion. Please call the roll. Ryan I was not here for the first reading of this. I've reviewed the record and I concur with my colleagues. I vote I and the ordinance is adopted, meaning the motion was denied. Clear as mud, anything else legal counsel we need to do on that particular item. Good. Thank you. Ah we will then go to the next second reading item number 244. Mr mayor commissioner Mapps have we read? 238 I see. Um director taylor has been very efficient. Something waiting all day. You're correct. You are absolutely correct. I apologize for that. Biko sorry. I owe you a beer item number 238 a report accept bid of 3,523,800. From brown contracting inc for the central east side access and circulation improvements, rebid project and director taylor. I apologize. We had two commissioners leaving at different times, and we had a variety of items on the

agenda that required us to have quorum. And so we've been skipping around and I didn't vertically moved beyond this and I apologize. Your time is valuable. And you should not have been waiting out long and I'll try to do better by you in the future. Sorry about that. Thank you. Commissioner Mapps so this project will install a new traffic signal within the central east side to improve freight access and circulation and reduce multimodal conflict if you weren't following what that means the good news is biko is here to save us all. Welcome. Thank you. Mayor Wheeler City Council. For the record. I'm biko taylor, the chief procurement officer on February 16th 2022 City Council approved ordinance 190770. For this project. Total designing construction budget was set at \$5.6 million. However the project construction portion of that budget is 3.5 million. Procurement services issued an invitation to bid on November 3rd 2022 with the due date of December 13th 2022 in total we receive forbids brown contracting was the low bidder and its direct amended awardee. Their bid came in at \$3.52 million, which is 1% above the construction estimate. Um the bureau decided to award the basement amount and not add multiple alternatives, namely alternatives. One and two. The city standard 20% aspirational goal applies to the system solicitation. And the following is a breakdown of utilization that brown contracting submitted. 43% of the project will be self performed by brown 20% will be performed by certified covid subcontractors and 37. Will be performed by sort of non certified subcontractors. Um there is a list of covid cobid subcontractors. Nothing here of record to point out. We do have a few native American and african Americans represented in the subcontractor breakdown that made up to 20% covid subcontract. In reference to past performance. Brown contracting is located in eugene, and it's not a state covid contractor. They have a current city of Portland business tax registration and are in full compliance with all of the city's contracting requirements cost for this project.

Were allocated and p box capital budget fiscal year 2020 2022. And that was a part of a five year forecasted budget. That would include future projects like this one. If there are any questions about the procurement process, I'm happy to answer them now. And if you have any questions about the project, peabody project manager gabe raft should be online or in attendance as well. Very good colleagues. Any questions at this particular juncture? Any public testimony on this item. No one signed up very good. This is a report any further discussion? All entertaining motion moved. Second motion from commissioner Mapps, a second from commissioner Ryan. Thanks biko. Thank you. Please call the roll. Brian. Thank the mayor and director taylor for pushing this important transportation safety project forward. I vote I Wheeler. All right. The report is accepted. Next is a second reading. This is 244. Approve the designation of six trees as city of Portland heritage trees and remove the heritage heritage heritage tree designation from seven trees. Colleagues we heard a report on this previously. We've had public test money any further discussion on this item seeing none. Please call the roll. Brian thank you. Jan thank you, nick. I brought i. I want to thank everybody for their, uh presentation on this last week. It was informative. I vote I report excuse me. The ordinances adopted next item is a first reading of a non emergency ordinance. Item number two for five. Hello thanks for having me today. Oh sorry title authorized competitive solicitation and execution of price agreements were on call stormwater improvement services to support the bureau of environmental services. Private property retrofit program for \$3 million over five years. Commissioner Mapps sure. Thank you. Mr mayor. Colleagues item comes to us from the bureau of environmental services. With this ordinance. Environmental services seeks this council's authorization for procurement services to issue issue. Competitive solicitation and up to three price agreements for stormwater on call services. Now

these on call services will support environmental services private property retrofit program. That program helps homeowners install small scale stormwater management infrastructure like rain gardens, dry wells and pervious pavers. The purpose of this infrastructure is to keep stormwater out of our sewer pipes. Doing that reduce the risk of sewer system failures and sewer backups into Portland's basements. Small scales. Stormwater management systems are cost effective alternatives to large scale capital improvement projects that increase the capacity of our storm water management system. The private property retrofit program was established in 2010. Since its founding, the program has implemented more than 500 stormwater retrofit projects. This project or this program is expected to cost \$3 million, which will be spent over five years and here today with a brief presentation. We have danny caps. Private property retrofit program supervisor with environmental services. Welcome, danny. Thanks so much for having me here. Um sorry about jumping the gun there, everyone you're doing great. Okay well, thanks for having me as, uh as, uh, commissioner Mapps mentioned. My name is danny caption with the private property retrofit program with the bureau of environmental services. This ordinance is to approve this solicitation for three new on call stormwater improvement service contracts in support of the program. So the private property respite program has been implementing small scale stormwater retrofit partner projects in partnership with private property since 2010 these projects provide critical support to bureau, sewer and stormwater improvement projects by reducing private storm monarch and inputs into the system. The private property retrofit program relies on three on call stormwater improvements service contracts in order to construct these projects on private property. Thank contracts are set to expire in September of 2023. Any solicitation is needed to replace these contracts in order to continue the private property retrofit

program, support of capital improvement projects throughout the city. Most of the work today has been in the city's east side combined sewer areas and are typically in support of sewer improvement projects for pipe capacity. Is that issue rain gardens, dry wells, pervious covers and other stormwater controls constructed on private property served to manage private stormwater inputs on the subject property, soaking that water into the ground rather than discharging to the public sewer. This work helps eliminate local sewer capacity problems and basements, sewer backup risks and can allow for less intrusive, more cost effective alternatives to capital, sewer improvement and rehabilitation projects. The program was first implemented in 2010 as part of the table to the river program and has proven to be critical in supporting capital improvement program super projects over the years. The program is now an integral part of project planning efforts in the bureau three last fiscal year. Private property retrofit programs has constructed 562 projects controlling stormwater runoff. From over 20.7 acres of private roof and paved areas and 47 project basins. Over the past three years. The program has average construction of 75 projects. Controlling 1.9 acres of private and pervious area annually. We are currently active in our construction season seeking new partnerships and targeted areas. An example of how this program works, as illustrated by a 2018 private property target area and labs edition. This is a great example of how the private property retrofit program supports capitals to improvement projects needed rehabilitation due to degradation and age. But the challenge of the project was the location of the sewer lines specifically that is located in a space limited alleyway with other utilities that make replacement of the pipe difficult. You can see my cursor. This is the alleyway right here. Ah. And these are some of the homes that could potentially be impacted with basement sewer backup wrist. So in order to reduce the neighborhood impact on the overall cost of

rehabilitating this line, they decided to install a cured in place liner. They killed him. Place liner reduces the invasive invasiveness of the project since it eliminates the need for open trench replacement of the pipe, but it comes at the cost of reducing the capacity of the line. Given that the stormwater private stormwater retrofit projects were needed in order to ensure the solution did not result in basements who are bath pack up risk to several homes along the along the line. The private property retrofit program partnered with 20 out of 47 properties along this line to control over 30,000 square feet of roof and paved areas. And eliminating basements who are backup risks associated with the project as a result, and it also allowed for less intrusive, more cost effective solution. One other benefit is the program also engages the community to be part of the solution. Letters are set out sent out to target properties, inviting them to partner with the city as site assessment of interested sites determines if there is both a reason and an opportunity to partner on the storm water to retrofit project upon completion, participating property owners agree to keep them maintain any storm on improvements made to the site through an operations and maintenance agreement recorded on the title indeed, of the property. Yes model for stormwater controls benefits the city by reducing long term maintenance obligations that might be necessary for alternative solutions, such as city owned and maintained green street facilities. And instead relies on our community to participate. We have found that there is a greater understanding of city infancy sewer infrastructure in areas where the program has been implemented, as well as connecting the community through signage installed at each ring garden. The nature of the work that will be completed under the on call storm on. Our contracts are small in nature but requires specialized skill in working on active residential and commercial sites. This solicitation is to obtain qualified contractors that can implement small scale

landscape level work. City project managers rely on close interpersonal relationships with contract crews to ensure projects are delivered in an efficient manner with limited staff oversight. Because of this, it's the perfect opportunity to promote small scale landscaping construction companies to implement city contracted work. In addition, it is an opportunity for work workforce development, providing a chance for new contractors to expand their put full portfolios with knowledge and skills around green infrastructure and safe and effective stormwater management. As such, we have been working with the office of management and finances, inclusive contracting team and development of this solicitation, inclusive contracting team has assisted with reaching appropriate community groups and organizations such as latino built to help garner interest in the program and support minority and women owned businesses and applying for this solicitation. Language has been a barrier to some qualified firms and past solicitations. Accordingly this solicitation will be released in both english and spanish. And then finally, this legislation authorizes the competitive solicitation of three time and materials price agreements with the cumulative total expenditure of \$3 million over five years. Starting in fiscal year 24. Each contract will have an annual budget of up to \$200,000, allowing for variations and workflow and increased cost of implementation due to inflation. Supply chain issues or other unforeseen circumstances. Funds for this work come out of the private property retrofit program annually adopted budget. Really appreciate your time. And uh, allowing me the opportunity to explain how program a little bit and absolutely happy to answer any questions that council might have. Excellent colleagues. Any questions? Commissioner Mapps that, danny thank you so much for the presentation real quickly. Is this the first time bes has issued an rfp in spanish? You know that the answer to that. Absolutely it might be in the first time that the city

has done it. Um that was my impression from, uh the buyer I'm working with with procurement, so that's my understanding. Great idea. Andy and I'll tell you that's my understanding, too. I just asked that question to highlight it for my colleagues on council. I believe this is the first time we've issued an rfp and spanish great innovation. I want to applaud everyone who made I had happened and I think the fact that we can do it here restraint so that might be possible to do it. And some of the rfp s or other bureaus are moving forward. Um, we're not going to do a vote on this today. But I do want to just pause and take a moment to thank danny for his presentation, and I also want to thank danny for his patients. I know you have been on the line since at least 9 30 this morning, and it's been a long day with the sun out. So thank you for your service for our city and our bureau. I appreciate that. Thank you guys. Very good. Do we have public testimony? No one signed up. All right. Very good. This is the first reading of a non emergency ordinance that moves to second