



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **31ST DAY OF DECEMBER, 2003** AT 9:30 A.M.

THOSE PRESENT WERE: Commissioner Francesconi, Presiding; Commissioners, Leonard, Saltzman and Sten, 4.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Linly Rees, Deputy City Attorney; and there was no Sergeant at Arms.

Items No. 1443, 1456 and 1458 were pulled for discussion and, on a Y-4 roll call, the balance of Consent Agenda was adopted.

COMMUNICATIONS	Disposition:
1438 Request of Jada Mae Langloss to address Council regarding all Portland Christians must become saviors (Communication)	PLACED ON FILE
1439 Request of Glenn Warren to address Council regarding think global act local (Communication)	PLACED ON FILE
1440 Request of Todd J. Kurylowicz to address Council regarding greetings from Portland Peace Camp (Communication)	PLACED ON FILE
1441 Request of Charles E. Long to address Council regarding the holiday called Christmas (Communication)	PLACED ON FILE
1442 Request of John Haines to address Council regarding budget cuts (Communication)	PLACED ON FILE
CONSENT AGENDA – NO DISCUSSION Mayor Vera Katz 1443 Approve appointment of Harriet Cormack to the Housing Authority of Portland Board of Commissioners for a term to expire December 10, 2006 (Resolution) (Y-4)	36193

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<p>*1444 Authorize agreement with Raphael House of Portland for use of U.S. Department of Justice, Office of Justice Programs, Community Prosecution and Project Safe Neighborhoods grant funds to address the problem of firearms in domestic violence incidents (Ordinance) (Y-4)</p>	<p align="center">178110</p>
<p>*1445 Authorize agreement with El Programa Hispano of Catholic Charities for use of U.S. Department of Justice, Office of Justice Programs, Community Prosecution and Project Safe Neighborhoods grant funds to address the problem of firearms in domestic violence incidents (Ordinance) (Ordinance) (Y-4)</p>	<p align="center">178111</p>
<p>*1446 Create a new classification of Water Service Inspector II and establish an interim compensation rate for this classification (Ordinance) (Y-4)</p>	<p align="center">178112</p>
<p>*1447 Authorize acquisition of vehicles for use by City bureaus (Ordinance) (Y-4)</p>	<p align="center">178113</p>
<p>*1448 Pay claim of Joseph Schlecter (Ordinance) (Y-4)</p>	<p align="center">178114</p>
<p>*1449 Extend contract with Miller & Van Eaton for outside legal counsel (Ordinance; amend Contract No. 33776) (Y-4)</p>	<p align="center">178115</p>
<p align="center">Commissioner Randy Leonard</p>	
<p>*1450 Grant a temporary revocable permit to VoiceStream PCS I, LLC and establish terms and conditions (Ordinance) (Y-4)</p>	<p align="center">178116</p>
<p align="center">Commissioner Dan Saltzman</p>	
<p>1451 Accept the project by Banzer Construction Company as complete as of November 8, 2003 and authorize Progress Payment No. 4 for \$11,117 (Report; Contract No. 34859) (Y-4)</p>	<p align="center">ACCEPTED</p>
<p>1452 Establish an agreement and policy between the Bureau of Environmental Services and the Portland Office of Transportation to govern management and cost sharing for future sewer maintenance under streetcar tracks in SW River Parkway (Resolution) (Y-4)</p>	<p align="center">36192</p>
<p>*1453 Authorize Intergovernmental Agreement with Department of Environmental Quality for regulatory oversight related to contamination management of various capital improvement and operating projects (Ordinance) (Y-4)</p>	<p align="center">178117</p>

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<p>*1454 Authorize Right of Entry Agreement with Union Pacific Railroad Company for construction of the Columbia Boulevard Wastewater Treatment Plant Influent Pump Station Capacity Upgrade Project (Ordinance) (Y-4)</p>	<p align="center">178118</p>
<p>*1455 Authorize the Risk Manager and the City Attorney to negotiate and settle claims with insurers for environmental investigation and cleanup costs in the Portland Harbor Superfund Site (Ordinance) (Y-4)</p>	<p align="center">178119</p>
<p>*1456 Authorize grant application to the National Fish and Wildlife Foundation Bring Back the Natives Program for \$100,000 for revegetation activities in Johnson Creek (Ordinance)</p>	<p align="center">REFERRED TO COMMISSIONER OF PUBLIC AFFAIRS</p>
<p>*1457 Authorize grant application to Pesticide Environmental Stewardship Program for \$40,000 for outreach plan and communications campaign for landscapers to participate in the Landscape EcoBiz Program (Ordinance) (Y-4)</p>	<p align="center">178120</p>
<p>*1458 Authorize the Chief Engineer of the Bureau of Water Works to execute and accept applications, amendments, permits or certificates of water rights for water system purposes (Ordinance)</p>	<p align="center">REFERRED TO COMMISSIONER OF PUBLIC AFFAIRS</p>
<p>*1459 Authorize a contract and provide for payment for the construction of the Hudson Road Intertie Project (Ordinance) (Y-4)</p>	<p align="center">178121</p>
<p>1460 Authorize a contract and provide payment for the construction of improvements at the Stephenson Pump Station site (Ordinance)</p>	<p align="center">PASSED TO SECOND READING JANUARY 7, 2004 AT 9:30 AM</p>
<p align="center">REGULAR AGENDA</p> <p align="center">Mayor Vera Katz</p> <p>1461 Adopt the 13th Amendment to the Oregon Convention Center Urban Renewal Plan to establish authority to acquire property located at 910 NE Martin Luther King Jr. Blvd., including by condemnation if necessary (Second Reading Agenda 1435) (Y-4)</p> <p align="center">178122</p>	

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<p style="text-align: center;">Commissioner Jim Francesconi</p> <p>1462 Create a local improvement district to construct street improvements in the SE 128th Avenue Local Improvement District (Second Reading Agenda 1410; C-10007) (Y-4)</p>	<p style="text-align: center;">178123</p>
<p style="text-align: center;">Commissioner Dan Saltzman</p> <p>1463 Accept an Intergovernmental Agreement with Metro to receive \$56,000 to conduct outreach to food generating businesses (Second Reading Agenda 1436) (Y-4)</p>	<p style="text-align: center;">178124</p>

At 10:07 a.m., Council adjourned.

GARY BLACKMER
Auditor of the City of Portland

By Karla Moore-Love
Clerk of the Council

For a discussion of agenda items, please consult the following Closed Caption Transcript.

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<p><u>WEDNESDAY, 2:00 PM, DECEMBER 31, 2003</u></p> <p>DUE TO LACK OF AN AGENDA THERE WAS NO MEETING</p>	
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Closed Caption Transcript of Portland City Council Meeting

This transcript was produced through the closed captioning process for the televised City Council broadcast.

Key: ***** means unidentified speaker.

DECEMBER 31, 2003 9:30 AM

Roll Call

Francesconi: The Mayor is on vacation. By the luck of the draw I am President today.

Communications.

Item 1438.

Item 1439.

Glenn Warren: Good morning. My name is Glenn Warren. My address is earth. Happy New Year to you all. I'm looking forward to furthering our relationships as a community. I think this is important because this is a very significant year that we're about to enter. In an age when it's – don't burn the American flag, but burn the American constitution—is the mindset of America as portrayed around the world. I can relate to this because I see it happening all around me. Particularly in my life. Part of building community is understanding the individuals in your community and these policies and laws that are going into effect and laws that are being destroyed that are supposed to be protecting us and setting an example for the rest of the world are being trashed. The new laws are coming in changing our life styles considerably. My concern and goal is to understand what motivates the individual to proceed in these kinds of ways. This is damaging for us all including the people making these laws and enforcing them. Or taking these laws away. The thing that motivates me is God. A lot of people say they believe in God. They have different names for God. Most often what I see are people who say they believe in God, they don't live a life style that's motivated and that's servitude. That's loving each other. That's my goal for this year and God be with us because I think it's going to be a dangerous year.

Item 1440.

Todd Kurylowicz: Good morning. My name is Todd. I'm living in Portland right now. Last time I –speak to add a little something to these laws Glenn was just talking about. I think the last time I was here I had just gotten out of jail for being on the sidewalk out in front of your building doing a vigil. I haven't got a chance to talk to you since I actually spent a weekend in jail for sitting on the sidewalk. Nothing more than that. Seemed kind of extreme waste of resources in a time when money seems to be an issue. At least I had a descent time in jail. Got some good sleep. Police had been waking me up consecutively night after night. The food's not that great. Anyway, got the holiday season here and celebrating the birth of Jesus Christ. I think it's interesting to consider that if Jesus Christ was here today, he probably would have spent Christmas in jail. Jesus was homeless, I don't know if you all know him. He gave up his possessions and walked a path to higher enlightenment. A similar path that I take. I've moved out and now live on the streets here in Portland. That's an interesting situation 'cause it's illegal to live outside and makes it quite difficult to scurry around and find a place to put your bags and keep dry and warm, considering the fact that the shelter system in Portland only houses 15% of the homeless population. That's leaving anywhere from 1400-2000 people have to go without shelter on any given night in Portland. That's extraordinary and its something that needs to be addressed because to continue criminalizing people for simply trying to survive is heinous, immoral and it can't go on. But it seems to go on with the lack of conscience that's happened. I heard a talk with Erik about it on the radio and he mentioned

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that you can't allow people to camp everywhere but you can't criminalize the homeless. Well you've laid it down to you can't camp and you do criminalize the homeless and something needs to stop and consider and I plan on addressing this in the months to come, considering I have numerous court cases. Actually they want to settle out of court. I can understand why since the reasons I was arrested were highly unconstitutional and a threat to all of our liberties. Thank you and have a good New Year.

Item 1442.

Charles Long: My name is Charles E. Long. My address is 420 NE Mason Street. The last session I discussed briefly the many holidays throughout this season. Specifically Hanukah, and I wish to discuss briefly the holiday Christmas which to me and a number of others is the strangest holiday of all because it was never endorsed by Jesus himself or the apostles or the early church through the third and early part of the fourth century, nor the christian scriptures. How did it come about? It was through the emperor constantine, who at the time was struggling to keep the throne and rome against a number of contenders after his father died. And he saw a vision which said in the name of the cross, conquer. So he embraced the christianity probably for political reasons, and he decreed christianity the faith of the empire to obtain unity of his empire, and not until 336 was december 25 designated as the birthday of christ, which of course it wasn't. And throughout history there have been many pagan accretions to the celebration of christmas. The prophet jeremiah mentions the pagan cutting of fir tree, propping it up and decorating it, and he denounced that as idolatry. And so the traditions of christmas have developed with a veneer of the christian principles. However, today we have the feverish shopping season for gifts, the door buster sales, the frenzy, the greediness of people to sell merchandise and so forth. And so the trappings --

Francesconi: Do you want to wrap up, sir? Your three minutes is up.

Long: So what do we have? Charles wesley wrote 270 years ago a hymn, hark the herald angels sing, peace on earth and mercy mild, god and sinners reconcile. Joyful all ye nations rise, join the triumph of the skies, christ is born in bethlehem.

Francesconi: Thank you, sir. Next? Time's up, sir. Thank you for coming up.

Item 1442.

John Haines: Throughout my life as far as I neglected to ask for help when I needed it. The situation is that I have been diagnosed, the -- disabled before second grade. I had problems. The situation is that now I acknowledge the help they have. As far as what happens is that there are people out there that are willing to help. I have with me a star card. This enables me to ride the buses for \$16 a month. The situation is that I am living as far as currently separated out from my parents, in low-income housing. The situation is that what makes a marketplace? Is it the people? Or the people we put into office? I say it's both. And it's like -- I looked into my place at my high school, which is wilson, for ideas what to go to find -- and I -- I found it at a clearinghouse with something on it as far as not able to get into without a psychiatrist or psychologist help. I have to love my parents for what they couldn't do and can do, because there's certain things that were signed without as far as my -- anything above as far as with my mother. I was a troubled child, I got into trouble as far as where I lived. I was a paper boy without business sense because I was a child. I took my paper route from my older brother, we shared the paper routes throughout council crest. This is where I couldn't say my parents were rich.

Francesconi: Do you want to wrap it up for us in one sentence or two? Your time is up.

Haines: It just has to be shared environment, or we're all going to go down as far as not having as far as environment of care.

Francesconi: That was a good wrap-up. Thanks for coming. Consent agenda. We're going to -- there's been a request to pull 1443. We'll come back to it today. Is there some others?

Moore: 1456 and 1458 also.

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Francesconi: Ok. I'm sorry. What were the other two?

Moore: 1456 and 1458.

Francesconi: Ok. Consent agenda. Roll call. Aye.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Francesconi: Why don't you -- let do 1443.

Item 1443.

Francesconi: Come on forward.

Sten: The board chair should come up, and i'm pleased to have harriet with us today. Something that I think the council knows very well, but this will be long and good history of the housing authority, one of the more moment us years ever, an enormous project going on with columbia villa becoming new columbia. As we focus on that, we sometimes lose sight of the thousands of public housing units that need to be managed as well as the section 8 program, and right now we have a very good board that kandis is stepping into the shoes of howard, who was our board chair for over a decade, and i'm very pleased with the transition so far. I think harriet, who has real estate background, background in public affairs, background working with pioneer square, it just goes on and on, is a very able and appropriate addition to this board, and i'm very excited she's willing to serve.

Kandis Brewer-Nunn: I wanted to take a brief moment to introduce harriet's credentials, because I can say things she might blush at saying herself. So if you'll just spare me a couple of minutes here.

I appreciate commissioner Sten outlining for you the multiple challenges that we have as an agency. Often times with how visible new columbia is it often overshadows the rest of the work that needs to get done, in terms of providing shelter for our residents, but also helping them to link with really essential community resources that help them improve their lives and improve their opportunities for hopefully some day achieving market rate housing on their own. I wanted to take this opportunity to reassure you that both the staff and the board are concerned about how the public feels about what we do, but also particularly about new columbia. We are staying in touch with all of our former residents, and we will continue to do so over the next four years, and it's our moral as well as our legal obligation to ensure anybody who wants to return to new columbia can and will. I also wanted to reassure you that with new columbia coming online, we actually will be deconcentrating poverty in that area. We originally had 462 public housing units, we'll now have 370 and will be replacing those with 92 units elsewhere in the city. We are also -- I also wanted to emphasize the density on that 80-acre site is less than what's expected throughout the rest of the city. But that was respecting the needs and the desires of the surrounding neighbors who knew what they felt was most appropriate for their area of the city. Just want to assure you that's the concerns of how the community feels about the project will always be upper most in our minds. The complexity of the challenge is why we think harriet correspond mack is particularly an ideal candidate for this post. You know her most recently for her work as head of the Portland center for the performing arts, where she took on the artistic challenge to tackle public funding and also to secure in excess of \$2.5 million in private funding to help support the operations and maintenance for those facilities. As for her housing credentials, she started in boston in the early 1960's with the boston housing authority, so perhaps she's coming full circle with her volunteer efforts today. For the last 10 years she was a founding member and is currently serving as chair emeritus of the Oregon corporation for affordable housing, which is now homestead capital. And during that time they raised more than \$200 million in syndicated investment funds. So she's had a deep and abiding love and interest in housing for both low-income as well as moderate and mixed use income areas. Her career in real estate spans a number of decades and residents and visitors to Portland and seattle are richer for that effort. She is a consummate developer and she has good business sense and she also has a good instinct with regard to how to weave new complexes with old historic buildings,

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preserving the best of the past with that of the future. She is regularly tapped to serve on boards and advisory commissions not only because of her expertise and her good business sense, but because people know they can count on her to be direct but kind, to be thorough but not nit-picky, and to be visionary but to know and care that quality actually lies in the details of the implementation. But mostly I think why I'm proud to have you consider appointing her to the housing authority is because of her character. I think she understands and empathizes with people in need. She has a real can-do spirit. If it's the right thing to do, she'll find a way to do it. And she's a woman of her word. At the end of the day she's the person I want walking with me shoulder to shoulder as we finish the next three years, and bring new columbia online, and to help assume part of the leadership responsibility at h.a.p. Her background will more than complement the existing skill set we have on the board and she'll be invaluable to us as we move forward in the next year. So thank you very much for considering her appointment to the board.

Harriet Cormack: It does seem as though this is a bit of a full circle. My early jobs were in antipoverty work, in Washington, d.c. and later in boston. Just then the housing authority was beginning to consider the need to renew the physical plants that were built particularly in the bigger cities of the east, and housing was built in the wartime. And to figure out how to do scattered site housing, historic preservation housing, so a lot has happened in the course of that. One of the projects I had responsibility for in seattle was the pike place market renewal project, and in that case we had a responsibility to renew, replace 380 housing units for low-income people. And at the same time, bringing in market housing, which hadn't existed with any strength in downtown seattle at that time in the 1970's. So I think the pike place market got to be one of the finest mixed income neighborhoods and people don't know that particularly because they just see the splash of the fish and the orange and the apples, but in all of those buildings, there is a significant residential community that links with one another, and is healthy and whole over the decades. And they've done a -- I've done a lot of housing work in Portland, and as kandis indicated, was a founding board member for Oregon corporation for affordable housing. And actually we have invested from that side in a couple of housing authority of Portland projects that were done under the federal low-income housing -- tax credit program. So I think I have a good familiar air tanker with the way public policy has changed over 30 years, and some of the roots of why we have what we have in particular places, and why it is of the character that it is. And so I feel as though I have a lot of knowledge and understanding that I can bring to this position right now. And look forward to being a positive force along with kandis and others at the housing authority.

Francesconi: Terrific. Does anybody have any questions? Maybe just a couple that have been raised. It's good the questions are raised, because this is a very important appointment. And all the questions candace's introduction, which was terrific, I think addressed all issues already. But can you -- why don't -- why do you want the job? Why do you want this appointment?

Cormack: I have always done volunteer activities alongside work activities in the community, and it keeps me in touch with life in many ways. So I have not been in the work force for the last few years, I have always had some volunteer responsibilities. And one of them is coming to a conclusion, so I was having time that I could dedicate to this. And I just know a lot about housing. So I feel as though I don't waste that resource, I can actually put it to work.

Francesconi: Ok. The issue kind of citizen involvement or responding to community needs is something candace addressed in the introduction. Can you talk about your philosophy about, how do you serve sometimes difficult-to-serve clients but at the same time be sensitive to broader community issues?

Cormack: I think that's one of the things I've had to do all my working career. Nearly everything has had some public impact, and have always had to listen to communities and particularly in the pike place market, there were no two people that agreed on -- at any moment in time. And had you

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to listen a lot, and try and sort through and find the underlying uncertainties, questions, and figure out if there is a way to address them. I think that I found -- I was able to build trust with people, because they knew that I did come to them, I did listen to them, and I could sometimes synthesize what they were saying in a way that really helped us act instead of just speaking. So I feel as though i've got 30 years of working experience in that arena, and I appreciate what candace said, but I think people have always found me fair and thoughtful and trustworthy.

Francesconi: Ok. Then the last question, there's less concentration of low-income units here in columbia villa, not more concentration, but the question of what's your philosophy about the concentration of folks versus more dispersal throughout the city? What's your view on that, or do you have a view?

Cormack: Well, I think it's one of those fundamental questions that is always at hand when you're taking public investment action. In the history of public housing, the federal government was one of the driving forces along with local communities. But they said we should do major projects, and get efficiencies and create new neighborhoods and the like. And so there's a legacy of some of those major scale decisions that we're dealing with today. In boston you had some housing projects that were 3,000 units instead of 300 units or 400 units. And so really catastrophic social situations developed over the course of time. I think what we've got in the northwest are more manageable historic complexes that we now have new money to work with, and I think that it's an intelligent plan that's being put in place both preservation of a community that people want, but introducing change. I don't know that you can or should spread evenly everything, whether it's retail, whether it's affordable housing, in absolute even proportion across the face of the community, but I think that as there are resources to do smaller scale projects and fit them onto lots in neighborhoods and do them with sensitivity, we will over time be able to incorporate housing of high, moderate and low-income into neighborhoods that are truly effective communicating entities.

Francesconi: Thank you. Thanks, both of you, for testifying. Any -- does anyone else wish to testify on this issue? Roll call. I've seen all of harriet's skills in terms of parks, and she chaired the waterfront master plan, and I saw firsthand how she cared about citizen involvement, cared about the history of the park, but also cared about the future of the city. It was all witnessed there. I had no idea you had such an extensive background in housing. You're going to be -- you're a tremendous citizen in this community, you're going to bring a lot to the housing authority, and most importantly to the residents and customers at the housing authority, and if candace wants you standing next to her shoulder, that's also very, very good too. Thanks for being willing to do this. Aye.

Leonard: I too want to thank you, harriet, for bringing to -- being willing to serve on what some might consider to be a thankless task, and candace stopping continuing to serve. For me, there's nothing more important to stabilize families and lives than good decent affordable housing. To the extent that anyone has raised a concern about low-income housing being concentrated in any one area, I share that concern as i'm sure all of us do. But what I found upon looking at the particular project at columbia villa was that in fact the opposite was happening, in fact we were reducing the number of low-income families there, and diversifying what was a very depressed area. And I think what would be positive for the entire neighborhood. And i'm pleased to work with commissioner Sten on the task force overseeing the -- I should say the steering committee overseeing the project. So I appreciate you agreeing to serve, and I -- a very tough unpaid position. Thank you. Aye.

Saltzman: Pleased to support you and thank you for signing up for another tour of duty on behalf of the citizens of Portland. Thank you. Aye.

Sten: Very glad you're willing to serve and looking forward to it. Aye.

Francesconi: Thanks. 1456.

Item 1456.

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Saltzman: I'd like to have this item sent back to my office.

Francesconi: Ok. No objections, so ordered. How about 1458.

Item 1458.

Saltzman: I'd like to set this over to our next regular agenda council meeting.

Francesconi: Ok. That will be next week.

Moore: The 7th.

Francesconi: Ok. No objection, that's fine. Then I think we're moving on to the regular course. 1461.

Item 1461.

Francesconi: I think it's second reading, so roll call. We need to exercise condemnation rarely, and there has to be a very solid important public purpose. Here the assembly of land for a hotel meets the public purpose, so i'm going to vote to approve this. I would hopefully, i'd request that p.d.c. Make another effort to try to resolve this now that the property owner knows that the power is there to condemn to see if we can resolve this without condemnation. Aye.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Francesconi: Ok. I'm sorry, 1462.

Item 1462.

Francesconi: Second reading, roll call. We appreciate housing community development giving some resources to pave streets and build infrastructure that's going to allow a terrific low-income mixed income project to happen. And so first we've had p.d.c.'s help, which we continue to have, then we've had bureau of environmental services' help, which we hope to have, now housing community development. The truth is, we have to figure out another source of revenue so that many neighborhoods that don't have the benefit of these sources can have their streets paved, and transportation is working on this. It may take us a year or so, but we're going to bring something back to the council. Aye.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Francesconi: I'm sorry, 1463.

Item 1463.

Francesconi: Second reading, roll call. This is starting to bear fruit, commissioner Saltzman, so we appreciate your work on this. Aye.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Francesconi: So there's no other business, either today or tomorrow, so on behalf of the mayor, the city council, and the citizen, let me wish everybody happy new year, and make an extra effort to be safe this year, and to just share some time with your loved ones. Thank you. We're adjourned.

[gavel pounded]

At 10:07 a.m., Council adjourned.