

No. 4776

Official Agenda

*of the*

**Council of the City Of  
Portland, Oregon**



**Agenda Numbers 187-215**



Summary of the

**Legislative and Administrative Matters**

to be considered by the Council at its next regular session to be held at

*9:30 a.m., Wednesday, March 16, 2005*

*6:00 p.m., Wednesday, March 16, 2005*

*2:00 p.m., Thursday, March 17, 2005*

*Compiled by*

GARY BLACKMER, Auditor of the City of Portland

**OFFICERS OF PORTLAND'S CITY GOVERNMENT**

**1221 SW 4<sup>th</sup> Avenue 97204**

**ELECTED OFFICIALS**

Mayor	Tom Potter
President of the Council	Erik Sten
Commissioner #1	Sam Adams
Commissioner #2	Erik Sten
Commissioner #3	Dan Saltzman
Commissioner #4	Randy Leonard
City Auditor	Gary Blackmer

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**BUREAU DIRECTORS**

City Attorney	Linda Meng
Chief of Bureau of Fire, Interim	Dave Sprando
Chief of Bureau of Police	Derrick Foxworth
Dir. Ofc. of Cable Comm. & Franchise Mgmt	David Olson
Dir. Office of Emergency Management	Miguel Ascarrunz
Dir. Office of Sustainable Development	Susan Anderson
Chief Admin. Officer of Mgmt. & Finance	Timothy Grewe
Dir. Office of Government Relations	Marge Kafoury
Dir. Office of Neighborhood Involvement	Jimmy Brown
Dir. Office of Transportation	Brant Williams
Dir. Bureau of Development Services, Interim	Ty Kovatch
Dir. Bur of Emergency Communications	Carl Simpson
Dir. Bureau of Environmental Services	Dean Marriott
Dir. Bureau of Financial Planning	Jennifer Sims
Dir. Bureau of General Services	Ron Bergman
Dir. Bureau of Housing & Community Devel.	William White
Dir. Bureau of Human Resources	Yvonne Deckard
Bureau of Technology Services, Chief Technology Officer	Matthew Lampe
Dir. Bureau of Licenses	Thomas Lannom, Interim
Dir. Bureau of Parks and Recreation	Zari Santner
Dir. Bureau of Planning	Gil Kelley
Dir. Bureau of Purchases	Sue Klobertanz
Dir. Portland Development Comm.	Don Mazziotti
Adm. Bureau of Water Works	Mort Anoushiravani
City Engineer	Brant Williams
City Treasurer	David Thurman

Effective as of 8:00 a.m., on Monday, January 10, 2005

except for the Auditor's Office functions, all

departments and bureaus of the City were assigned to

the Office of the Mayor

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**GARY BLACKMER**

**Auditor of the City of Portland**

Assessments and Liens

Audit Services

City Elections

City Recorder

Archives/Contracts and Disbursement/Council Clerk/ Records  
Management

Hearings Officers

Independent Police Review

Ombudsman

Portland Multnomah Progress Board

Secretary; Fire & Police Disability and Retirement Fund Board

1/10/05 (Agenda Page 2)

**PORTLAND CITY COUNCIL AGENDA**  
**City Hall - 1221 SW Fourth Avenue**  
**WEDNESDAY, 9:30 AM, MARCH 16, 2005**

**COMMUNICATIONS**

**Disposition:**

**187** Request of Thomas Edward Mullen to address Council regarding an appointment and to get an update from Commissioner Sten (Communication)

**PLACED ON FILE**

**188** Request of Richard L. Koenig to address Council regarding vehicle titles (Communication)

**PLACED ON FILE**

**189** Request of Paul Phillips to address Council regarding dog attacks (Communication)

**PLACED ON FILE**

**190** Request of Charles E. Long to address Council regarding Saturday's rally to end the debacle in Iraq (Communication)

**PLACED ON FILE**

**191** Request of Carlos Jermaine Richard to address Council regarding a simple prayer (Communication)

**PLACED ON FILE**

**TIME CERTAINS**

**192** **TIME CERTAIN: 9:30 AM** – Establish a Development Services Fee to cover costs and improve service of the Land Use Services Program and adjust permit fee schedules to minimize the impact of the new fee (Ordinance introduced by Mayor Potter)

**PASSED TO  
 SECOND READING  
 MARCH 23, 2005  
 AT 9:30 AM**

**193** **TIME CERTAIN: 10:00 AM** – Declare intent to initiate local improvement district formation proceedings to construct street improvements from Whitaker Way to west of 136<sup>th</sup> Avenue in the NE 135<sup>th</sup> Avenue and Prescott Court Local Improvement District (Resolution introduced by Mayor Potter; C-10015)

**36300**

**194** **TIME CERTAIN: 10:15 AM** – **NOTE: TO BE CONTINUED (date to be announced)** Establish registration and reporting requirement for lobbyists and city officials (Previous Agenda 153; add Code Chapter 2.12)

**REFERRED TO  
 COMMISSIONER OF  
 PUBLIC UTILITIES**

<b>CONSENT AGENDA – NO DISCUSSION</b>		
<b>195</b>	Accept bid of Moore Excavation, Inc. for Lambert Trunk Relief and Reconstruction for \$3,262,491 (Purchasing Report - Bid No. 103551)	<b>ACCEPTED PREPARE CONTRACT</b>
<b>196</b>	Accept bid of Payne Construction, Inc. for Fire Stations 6 and 17 remodel for \$953,310 (Purchasing Report - Bid No. 103609)	<b>ACCEPTED PREPARE CONTRACT</b>
<b>Mayor Tom Potter</b>		
<b>City Attorney</b>		
<b>*197</b>	Amend Legal Services Agreement with Brown Reavis & Manning for outside counsel (Ordinance; amend Contract No. 34620)	<b>179113</b>
<b>Office of Transportation</b>		
<b>*198</b>	Accept a grant from the U.S. Department of Housing and Urban Development in the amount of \$198,820 for the Portland Streetcar Eastside Extension Project (Ordinance)	<b>179114</b>
<b>*199</b>	Accept a grant from the U.S. Department of Housing and Urban Development in the amount of \$89,469 for the Portland Streetcar Eastside Extension Project (Ordinance)	<b>179115</b>
<b>*200</b>	Grant revocable permit to Paddy's Bar & Grill, to close SW Yamhill Street between 1st Avenue and Naito Parkway on March 17, 2005 through March 18, 2005 (Ordinance)	<b>179116</b>
<b>Police Bureau</b>		
<b>*201</b>	Authorize donation of eighty less lethal shotguns to the City of Redmond Oregon Police (Ordinance)	<b>179117</b>
<b>*202</b>	Authorize an Intergovernmental Agreement with the State of Oregon, Department of Transportation and the Oregon Military Department to allow the Police Bureau to construct a building on state property at Camp Withycombe in Clackamas County (Ordinance)	<b>179118</b>

<b>SECOND READINGS</b>		
<b>203</b>	Accept an Intergovernmental Agreement with the State of Oregon Employment Department to provide confidential records that include client specific wage and hour information on an as needed basis for the Workforce Development program and provide for payment (Second Reading Agenda 161)	<b>179119</b>
<b>204</b>	Amend contract with Central City Concern/CHIERS Outreach Program to provide services to intoxicated individuals by an additional \$19,000 for a total of \$363,320 and provide for payment (Second Reading Agenda 162; amend Contract No. 35482)	<b>179120</b>
<b>205</b>	Authorize subrecipient agreement with City of Gresham for \$976,205 for the HOME Investment Partnership Program and provide for payment (Second Reading Agenda 163 )	<b>179121</b>
<b>REGULAR AGENDA</b>		
<b>Mayor Tom Potter</b>		
<b>Office of Management and Finance – Human Resources</b>		
<b>206</b>	Create a new Nonrepresented classification of Neighborhood Intervention Specialist and establish a compensation rate for this classification (Previous Agenda 171)	<b>PASSED TO SECOND READING AS AMENDED MARCH 23, 2005 AT 9:30 AM</b>
<b>Office of Transportation</b>		
<b>207</b>	Authorize the Wind Energy System Funding Agreement with the Energy Trust of Oregon, Inc. and accept a payment of \$36,117 to partially offset costs to construct a wind turbine at Sunderland Yard (Ordinance)	<b>PASSED TO SECOND READING MARCH 23, 2005 AT 9:30 AM</b>
<b>*208</b>	Authorize negotiations for the acquisition of temporary easements and street dedications necessary for construction of the East Columbia to Lombard Connector Project and authorize the City Attorney to commence condemnation proceedings, if necessary, and obtain early possession where required (Ordinance)	<b>179122</b>
<b>SECOND READINGS</b>		
<b>209</b>	Authorize limited tax revenue bonds to provide financial assistance for housing projects (Second Reading Agenda 181)	<b>179123</b>

<p>210 Authorize negotiations for the acquisition of temporary easements and street dedications necessary to complete improvements to Hawthorne Blvd., between SE 20th and SE 55th Avenues and authorize the City Attorney to commence condemnation proceedings, if necessary, and obtain early possession where required (Second Reading Agenda 183)</p>	<p>179124</p>
<p><b><u>WEDNESDAY, 6:00 PM, MARCH 16, 2005</u></b></p>	
<p>211 <b>TIME CERTAIN: 6:00 PM</b> – Clarify elements of review process and nontransferability of waivers and recommend funding for evaluation of certain claims filed pursuant to Chapter 5.75 of the City Code (Resolution introduced by Mayor Potter)</p>	<p>CONTINUED TO MARCH 30, 2005 AT 3:00 PM TIME CERTAIN</p>
<p>212 Establish a claim filing fee and create a private right of action for neighboring property owners against a successful Measure 37 claimant (Ordinance introduced by Mayor Potter; amend Code Chapter 5.75)</p>	<p>PASSED TO SECOND READING AS AMENDED MARCH 30, 2005 AT 3:00 PM TIME CERTAIN</p>
<p><b><u>THURSDAY, 2:00 PM, MARCH 17, 2005</u></b></p>	
<p>213 <b>TIME CERTAIN: 2:00 PM</b> -- Appeal of Corbett Terwilliger Lair Hill Neighborhood Association against Hearings Officer's decision to approve the application of Gary and Debbi Osterholm for a zoning map amendment from CO2, Office Commercial 2 to CXd, Central Commercial with a design overlay zone to allow for future residential and office or retail development at 2626 and 2601-2605 SW Water Avenue (Hearing; LU 04-051956 ZC)</p>	<p>APPEAL DENIED</p>
<p>214 <b>TIME CERTAIN: 3:00 PM</b> – Appeal of Sylvan-Highlands Neighborhood Association against Hearings Officer's decision to approve the application of Peter Hoffman to rezone a 1.44 acre site from R20, Single-Dwelling Residential 20,000 to R2, Low Density Multi-Dwelling Residential located at 1530 and 1620 SW 58<sup>th</sup> Avenue (Hearing; LU 04-048798 ZC)</p>	<p>APPEAL WITHDRAWN</p>
<p><b>REGULAR AGENDA</b></p>	
<p>215 Tentatively deny appeal of Sylvan-Highlands Neighborhood Association against Hearings Officer's decision with conditions to approve the application of Douglas and Julia Pollock for a five-lot subdivision for attached housing development at 1750 SW 58th Avenue (Findings; Previous Agenda 135; LU 04-039239 LDS)</p>	<p>REVISED FINDINGS ADOPTED</p>

**NOTE:** "Time Certain" indicates that an item will not be heard by Council prior to the time specified.

The \* indicates an emergency ordinance, which takes effect immediately if passed. Non-emergency ordinances require two readings and a 30-day waiting period before taking effect. Resolutions, reports, etc., adopted by Council are effective after adjournment.

MARCH 16-17, 2005

The above summary is published by the City Auditor as provided by Section 2-113 of the Charter and Ordinance No. 130672.

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Check our Web site: [www.portlandonline.com](http://www.portlandonline.com)

**GARY BLACKMER**  
Auditor of the City of Portland

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City Council meetings are cable-cast live on City Net 30, Portland Community Media television, and rebroadcast at the following times:

Wednesday 9:30 am replays on Wednesday at 11:00 pm and Saturday at 8:30 am

Wednesday 6:00 pm replays on Thursday at 3:30 am and Saturday at 1:00 pm

Thursday 2:00 pm replays on Thursday at 10:00 pm and Saturday at 6:00 pm

Saturday dates reflect back-to-back replay coverage of all City Council meetings occurring that week.

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*"Be a part of the picture...get involved with your City...volunteer for a City of Portland Board or Commission. For more information, a brochure, or a volunteer application stop by the Office of Neighborhood Involvement in City Hall or call 503-823-4519."*