



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **5TH DAY OF JANUARY, 2005** AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Potter, Presiding; Commissioners Adams, Leonard, Saltzman and Sten, 5.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Harry Auerbach, Chief Deputy City Attorney; and Officer Anthony Merrill, Sergeant at Arms.

Motion to elect Commissioner Leonard as President of the Council: Moved by Commissioner Sten and seconded by Commissioner Saltzman. (Y-5)

Item No. 13 was pulled for discussion and on a Y-5 roll call, the balance of Consent Agenda was adopted.

COMMUNICATIONS		Disposition:
1	Request of George T. Davison III to address Council regarding a plan to beautify and get the city working together (Communication)	PLACED ON FILE
2	Request of Richard L. Koenig to address Council regarding the Citizen Review Committee meetings (Communication)	PLACED ON FILE
3	Request of Joe Johns to address Council regarding safety of the children in the Sellwood Moreland Area (Communication)	PLACED ON FILE
CONSENT AGENDA – NO DISCUSSION		
4	Statement of cash and investments November 18, 2004 through December 15, 2004 (Report; Treasurer) (Y-5)	PLACED ON FILE
Mayor Tom Potter		
*5	Create a new classification of Equestrian Trainer and establish an interim compensation rate for this classification (Ordinance) (Y-5)	179010

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*6	Authorize contract with Wells Fargo Merchant Services, LLC for merchant bankcard services (Ordinance) (Y-5)	179011
*7	Amend contract with Winterbrook Planning for continuation of planning services for Fire Station 27 (Ordinance; amend Contract No. 33814) (Y-5)	179012
*8	Amend contract with Emmons Architects for completion of architectural and engineering services for the design and construction of Fire Station 27 (Ordinance; amend Contract No. 34320) (Y-5)	179013
*9	Authorize contracts and provide for payment for the remodel of Fire Stations 6, 17 and 27 (Ordinance) (Y-5)	179014
*10	Authorize contract with MCA Architects, PC and provide for payment for the remodel of Fire Stations 15, 24 and 43 (Ordinance) (Y-5)	179015
*11	Amend contract with Washington County Sheriff to provide Portland Police Data System access to the King City Police (Ordinance; amend Contract No. 51817) (Y-5)	179016
*12	Authorize an Intergovernmental Agreement between King City Oregon and the Police Bureau to provide access to the Portland Police Data System (Ordinance) (Y-5)	179017
*13	Authorize an agreement with the Metropolitan Police Department of Washington D.C., the United States Attorney for the District of Columbia, the United States Marshals Service, the Clackamas County Sheriff Office, the Hillsboro Police Department and the Vancouver Washington Police Department to provide officers to assist with security for the 2005 Presidential inauguration (Ordinance) (Y-5)	179028
*14	Authorize an Intergovernmental Agreement with the Multnomah County, Department of County Human Services for the City to fund a portion of the salary of the County Domestic Violence Coordinator (Ordinance) (Y-5)	179018
Commissioner Sam Adams		
*15	Authorize an Intergovernmental Agreement with the Oregon Department of Transportation for \$60,000 to perform an Environmental Assessment on I-5 between Delta Park and Lombard (Ordinance) (Y-5)	179019

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*16	Authorize an Intergovernmental Agreement with the Oregon Department of Transportation to receive \$495,000 of Hazard Elimination System Program funds for design and construction of traffic signals and pedestrian crossing improvements at the intersections of NW St. Helens Highway and NW 105th and 107th Avenues (Ordinance) (Y-5)	179020
Commissioner Randy Leonard		
*17	Terminate franchise granted to Metropolitan Fiber Systems of Oregon, Inc. (Ordinance) (Y-5)	179021
*18	Extend term of Southern Pacific Pipe Lines franchise (Ordinance; amend Ordinance No. 155742) (Y-5)	179022
Commissioner Dan Saltzman		
19	Authorize a subcontract agreement with Drake University to accept \$16,000 to support the work of the Portland-Multnomah Food Policy Council (Ordinance)	PASSED TO SECOND READING JANUARY 12, 2005 AT 9:30 AM
20	Add the Bureau of Water Works Interstate Fitness Facility to those organizations eligible to use the payroll deduction system (Second Reading Agenda 1498; amend Code Section 5.08.140) (Y-5)	179023
Commissioner Erik Sten		
*21	Amend contract with Cascade AIDS Project by providing \$21,420 in additional funding for a total of \$492,846 to pay for project-based rent assistance and provide for payment (Ordinance; amend Contract No. 35422) (Y-5)	179024
*22	Authorize a subrecipient contract with JOIN for outreach and permanent housing placement to chronically homeless people in the amount of \$120,000 and provide for payment (Ordinance) (Y-5)	179025
*23	Authorize Intergovernmental Agreement with Multnomah County for the cooperation of units of local government to prepare and update the Consolidated Plan to meet affordable housing goals and to receive payment (Ordinance) (Y-5)	179026

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*24	Accept Intergovernmental Subrecipient Contract with Multnomah County, Office of Schools and Community Partnerships for homelessness, public safety, youth and housing projects for \$1,568,845 and provide for payment (Ordinance) (Y-5)	179027
REGULAR AGENDA Commissioner Randy Leonard		
25	Promote racial justice and denounce acts of hate in the City of Portland (Resolution) (Y-5)	36283
<u>FOUR-FIFTHS AGENDA</u>		
26	Express sympathy and support to the victims of the Southeast Asia earthquake and tsunami disaster (Resolution introduced by Mayor Potter) Motion to Suspend the Rules to hear this item: Moved by Commissioner Sten and seconded by Commissioner Leonard and gavelled down by Mayor Potter after no objections. (Y-5)	36284
EXECUTIVE ORDER		
26-1	Temporarily reassign all City departments and bureaus to the Commissioner of Finance and Administration (Ordinance)	179029

At 10:40 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 File.

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WEDNESDAY, 2:00 PM, JANUARY 5, 2005

**DUE TO LACK OF AN AGENDA
THERE WAS NO MEETING**

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Closed Caption File of Portland City Council Meeting

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

Key: ***** means unidentified speaker.

JANUARY 5, 2005 9:30 AM

Potter: How many people are here for the first time? I'm raising my hand, too. [laughter] well, welcome to Portland city council. It's both an honor and a privilege to be here. And I would like to welcome all of you. I'd also like to welcome commissioner sam adams. Sam, did you want to say a word?

Adams: I'm just happy to be here. Thanks.

Potter: As I said during the campaign, opening each council I will ask a question that I think we need to pay attention to. And that is how are the children? Because children are our concern, my concern. It's a top priority. I want to make sure as we move through the council meetings, that we keep in mind that what we do we're doing not just for today, but for the future and for the children who will occupy the future. So sometimes I will provide information. I know that according to statistics over 50,000 children died during the tsunami that swamped southeast asia and that thousands are homeless. We have to keep in mind these issues. Council will come to order. [gavel pounded] Karla, please call the roll. [roll call taken] [gavel pounded] before we start the agenda, we need to elect the next president of the council. It is commissioner leonard's turn. I need a motion from one of the commissioners.

Sten: I'd gladly move commissioner leonard as president of the council.

Saltzman: I'll gladly second.

Adams: I'll third it. [laughter]

Potter: Karla, please call the roll.

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

Potter: Aye. [gavel pounded] you want to do the honors, dan?

Leonard: Thank you, dan.

Saltzman: Congratulations.

Leonard: It rotates automatically. They had no choice. [laughter]

Potter: You'll be glad to know there's no extra salary.

Sten: That's for sure.

Potter: The next section is on communications. We will -- Karla, please read item number 1.

Item 1.

Potter: Davison, are you here? Ok. Karla, item number 2.

Item 2.

Potter: Mr. Koenig? Mr. Koenig, please state your name for the record.

*******:** Thank you.

Potter: You have three minutes.

Richard L. Koenig: Richard L. Koenig, L for my mother's maiden name, koenig. Welcome chief -- mayor Potter. This is an open letter to hank miggins, one of the things i've been having an ongoing discussion about. Thank you for your support, for the search for a law that provides for the regulation of the general public in the same manner as motor vehicle operators. The year 2004 provided wondrous insights from the attorney general's office, the speaker of the house of representatives and others about the right of the public to use the highways, including the streets of Portland. At the same time numerous city officers and employees came up empty-handed in their attempt to find the authority for members of the Portland police bureau to pull the traveling public

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over and sometimes shoot them. I enjoyed the opportunity to coordinate the research and chair the results during regular meetings of the citizen review committee. When we spoke after the december c.r.c. Meeting adjourned, you suggested that I contact the office of the speaker of the house to let them know that Portland's chief deputy city attorney, harry auerbach, is essentially accusing them about lying about their research, the result of which was finding that there are no statutes which require the public to do something, or anything, before exercising the right to use their vehicles on the highway. I'm honored by the trust you place in me to handle this sensitive assignment. I'm certainly willing to continue to perform my civic duty to find the truth behind the general public's use of the highway as a matter of right as opposed to the privilege granted to motor vehicle operators, however I must express my concern that absent a more formalized mandate from the citizen review committee to deliver such a message, I may be viewed by the speaker's house as lacking standing sufficient to dignify a response. Tom Potter, before he was mayor, and i, have discussed the possibility of having the director of the police academy address a meeting of Portland citizens and police personnel to discuss appropriate vehicle code. John minnis is the husband of karen minnis, the speaker of the house of representatives. I'm concerned that the city attorney's message to the speaker, mrs. Minnis, might cause unnecessary stress on the relationship between mr. Minnis and certain city officers. This concern causes me some reluctance to implement your suggestion to deliver what politely stated is no less than an assault on the credibility of the speaker of the house. This letter is presented to city council in the spirit of community involvement with the hope that this year, if we all put our heads together with appropriate decorum and minimum confrontation, we can learn the truth about the public's right to use the streets of Portland.

Potter: Thank you, sir.

*******:** Thank you.

Potter: Karla, item number 3, please.

Item 3.

Potter: Mr. Johns, could you step forward, please? Could you state your name, please? You have three minutes.

Joe Johns: My name is joe johns. My address is Portland. 1806 st. Andrews drive. My name is joe johns. I'm representing the finest neighborhood association in Portland, the sellwood/moreland improvement league. The reason why we're such a great neighborhood and association is because we mastermind projects by foreseeing and accomplishing the various diversity tasks. We just make it happen. We have a master plan persuasion with Multnomah county which we did in regards to the ballot for the library system in Portland. Also we spearheaded the passing of the ballot and raising \$37 million for the libraries which we all benefit and treasure. Members of the community are disturbed and troubled because of the safety issue facing the children in the sellwood/moreland neighborhood schools, which include the sellwood middle school, look ellen school and st. Agatha. We can continue doing everything in our power to aid and promote their success. Students from the local schools in the sellwood/moreland meet at the library every day. When the time hits 3:00, the library is packed with the students from these schools. Keeping in mind that these schools are approximately six-block radius from the public library. In addition to the school-age children, the sellwood/moreland library personnel and staff also provide person special programs to the infants, toddlers, preschool children and their parents who attend the programs day after day. Since the construction of our new library, we've been working to get the city -- the city of Portland to place a safe crosswalk at the intersection of 13th and bidwell. We're sure you realize that it is an important necessity to protect the students and patrons of the library. We've had several near misses and accidents existing because of inadequate crosswalks at that location. One of the near misses was close. A boy's dog was hit while they were trying to cross the intersection. The dog was on a leash. Luckily the boy was not injured. We concurred that the city of Portland has not been taking this crosswalk installation serious enough. In the front of you you have copies of the correspondence

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that we've had with the city of Portland and the department of transportation and the city commissioners. The correspondence is dated may 8, 2004, to december 19, 2004. The correspondence seems to say the same thing -- t.n.a., talk and no action. We have even gone far enough that we have offered -- we have offered capital investment in the sidewalk installation project that's been recommended by pdot. This necessary crosswalk is not a cost factor. It is an important investment factor. That is why we're willing to make the investment in making the crosswalk happen. Saving lives is an investment to us. It comes down to this -- action has to be taken immediately. Instead of being part of the problem become the solution. So the question is -- when do we start construction? Next week, monday or tuesday?

Adams: I'd be happy to meet with you right after this meeting to hear in greater detail -- i'd be interested in your interactions with the bureau, hearing verbally, in addition to what's in the emails here, and also working with you to get the project moving forward as quickly as possible and giving you a date when it can move forward.

Johns: And keep in mind, commissioner, that we will put in some funds.

Adams: That's great. I really appreciate all your work.

Potter: Your time is up, joe.

Adams: Appreciate all your work.

Johns: Thank you.

Potter: Well now take a vote on the consent agenda. Commissioners, do you have any items you wish to pull off the consent agenda?

Leonard: Number 13.

Potter: A request has been made to pull off item 13 for discussion. Is there anyone in the audience who wants to pull any other items off the consent agenda? I know that mr. Handelman has also asked for item number 13 to be pulled. Now we will vote on the rest of the items. Please call the roll, Karla.

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

Potter: Aye. [gavel pounded] Karla, please read item number 13.

Item 13.

Potter: At this time, mr. Handelman, would you like to come forward and state your name. You have three minutes, sir.

Dan Handelman, Portland Copwatch: Thank you very much, mayor Potter. Welcome, too, commissioner adams. My name is dan handelman with Portland copwatch. I'm raising concerns about this item. I'm sorry to be critical on your first day here at council, but this item has -- raises multiple concerns for our organization, and I think many people in the community. The Portland police are under this agreement to provide 20 officers to the presidential inaugural task force in Washington, d.c. for-five-day period of time, and according to the agreement it says the Portland police bureau agrees to provide full-time services of its personnel for the duration and to assume all personnel costs for the pitf representatives, including salaries, overtime payments, and fringe benefits. That's the first concern, that we're paying for our officers to participate in this. And we have complaints from citizens here, and this may not be something we all agree on, but that there aren't enough officers on the street. We've been told numerous times that we can't take officers off the street for a week to train them in crisis intervention training. We hope that every officer in the bureau could be trained with that, and now we're sending 20 officers away for a week. And so it seems like this doesn't fit the definition of accountability in any -- in any shape because the officers will also not be under the direction of chief foxworth anymore in fact, they will be deputized as u.s. Marshals, and under the direction of the u.s. Marshals, the park police and f.b.i. as you know, there's been a controversy for at least four years over the f.b.i. being in charge of our joint terrorism task force and there's no way for us to review the actions of police who are -- who are deputized under federal law because you all don't have security clearance to see even what they're doing. And

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specific concerns about what might be done is that -- the fact the inauguration is taking place on one day, January 20, but they're there for a week. It may be that they're planning to spy on people planning to protest or they're planning to train these officers in crowd control techniques, which are not compatible with those we've been developing here in Portland, which we're hoping will become more humane and less full of chemical agents. We'd just like to see that this not be approved and that these officers remain here in Portland and that we not allow them to be deputized and out of the control of our city council and chief.

Potter: Thank you, Mr. Handelman.

*******:** Thanks very much.

Leonard: I have a question, Dan. Mayor Potter. I read this provision that you alluded to, as you did as well, that it meant that we were responsible for the salaries, however this morning the city attorney's office and others are telling me that the second part of that section 8 funding, which says "reimburse for the costs of such personnel's travel, living expenses while participating in the pit" are covered by the feds. Does that make any difference to you, if in fact we can verify here later on with other testimony that in fact we'll be reimbursed?

Handelman: It makes a difference in terms of the fiscal accountability for city government, which doesn't have enough money to hire more police officers or to pay for enough officers on the streets. But to take these officers away from Portland, it's still the same problem, and still takes them out of the control of the Portland police and under the direction of the F.B.I., among other agencies. That will perhaps take away that one part of our concern, but all these other concerns remain.

Leonard: Thanks.

Potter: Thank you, Dan. I had a meeting with Chief Foxworth yesterday and asked to have one of their staff people here today to discuss those issues. Karla, were there any other people from the audience who wished to testify?

Moore: No. No one else signed up.

Potter: Ok. Thank you very much, Mr. Handelman. I'd like to have whoever's from the police bureau here to come up, please state your name. Did you hear the concerns by both Commissioner Leonard as well as Mr. Handelman?

*******:** Yes.

Potter: Ok. Issues go to cost and also supervision while in Washington, D.C. so very briefly, could you tell us how that will work, whoever wants to start? Please give your name.

Lt. John Tellis, Portland Police Bureau: Ok. I'm Lieutenant John Tellis with the Portland Police Bureau assigned to the Chief's office. I've been coordinating this event and working with Washington, D.C. on this. Specifically addressing the concerns brought up, all costs will be reimbursed by District of Columbia to include travel, salaries, overtime, per diem, every single cost we will incur will be reimbursed by Washington, D.C. So there will be no costs to the city of Portland.

Leonard: And I'm sorry, just on that point, have you confirmed that independent of what this document says?

Tellis: Yes. We have a letter of agreement we have the M.O.U. It's been verbally stated. So every way that I can verify that it has been verified.

Leonard: It's not unclear to you at all.

Tellis: Not unclear at all.

Leonard: Reimbursing for the salary as well?

Tellis: Yes. As a matter of fact we've registered as a vendor with Washington, D.C. to have this process started already. So we're preparing the documents to receive reimbursement for all of our costs.

Potter: As to how will the police bureau provide coverage to those areas where these officers would normally be assigned.

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Tellis: We have 19 officers from the city of Portland involved in this. They are spread out across all the different precincts and divisions within the police bureau. The single largest impact to any one r.u., which is responsibility unit, within the bureau, is east precinct. There are three officers, one from each shift and one sergeant. All the other r.u.'s are impacted by three or four people, again across three shifts across the clock of the day. So the impact is negligible. We have other agreements with other agencies around the metropolitan area for rapid response, mobile field forces, to come in in the event of any sort of need for that type of service. We have mutual aid agreements.

We have things in place, should we have some sort of event in Portland occur, we have resources at our beck and call to respond to that. So it will not leave any sort of void or vacancy for any sort of a police response in the city of Portland.

Potter: Will there be additional cost as a result of this to the police bureau for the services provided here while the officers are gone?

Tellis: No additional cost to the police bureau. Of course, any event where we have to call in outside resources may incur costs, but that's not going to be changed by the fact that we have people gone. Most of the people who are going to this event are part of what's called the rapid response team. We still have in place three of the four squads that we have for rapid response for any type of event that would require that resource. So we're -- we're basically down 25% in that one part of our -- of our response to any event. Again, the other agencies routinely send officers to the city to help with any sort of event that we would require that type of resource, so the impact to the -- again, to the city is -- is virtually none. We have things in place to pick up any slack. And no additional costs, other than what would be associated with an event occurring anyhow would be incurred.

Leonard: And those mutual aid agreements are reciprocal and don't require reimbursement from one agency to another?

Tellis: Correct, correct. As far as the oversight, we have a Portland police captain, a Portland police lieutenant, and three Portland police sergeants going back with our group of 19. So they will have oversight. They will be held accountable to the standards, the procedures, the rules of the Portland police bureau, in addition to what other rules are imposed by Washington, d.c., the u.s. Marshals and secret service. So oversight will be significant. The span of control for supervision will be actually tighter than it is in regular operations, because we have the captain, lieutenant, and the sergeants with the remaining officers. So that's a very, very tight span of control. Again, they will be held accountable to all of the procedures and policies in place for the Portland police bureau during their activity. The time they're gone they will leave on the 18th. That's a travel day the 19th will be a briefing and a swearing-in. I might add that the deputization lasts for the inauguration day only. It is a one-day deputization. It does not go past the inauguration. Doesn't carry with them back to Portland. So they're basically going to be deputized as u.s. Marshals for the inauguration day only. It ceases at midnight that night. After the inauguration, the 21st, that's a travel day, they return to Portland. So their absence from Portland will be leaving on the 18th, returning on the 21st.

Potter: Any other questions from the council? Assistant chief grubbs would you like to make additional comments?

Stan Grubbs, Portland Police Bureau: If I could, mayor Potter. My name is stan grubbs, assistant chief of operations for the Portland police bureau. Lieutenant tellis summarized it well. My apologies for arriving in the last moment. The issues that I think john has brought up is this is an opportunity to show the partnerships that we have with our surrounding law enforcement agencies to utilize this also as an experience and training effort so that we may obtain some experience also from participating in this type of effort. I think this is something that, as lieutenant tellis has pointed out, is our role will be strictly restricted as far as what our involvement will be, our officers will not be utilized in the sense of riot control behavior or anything along those lines. We're talking potentially fixed post, inaugural-type events, and that's how it will be limited. These

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efforts of outreach and working on this, the kudos do go to lieutenant tellis bringing together all the different agencies in order to make this event occur, to represent the city well, and I think also to represent the citizens of Portland. We have looked at the contingencies. I know the concerns by mr. Handelman and commissioner leonard, so that we're prepared in the event of anything happening within the city. Our planning process is continuous, as we discussed yesterday, we hope to bring you more into our process and to let you know the upcoming events we will be having.

Potter: Any other further questions from the council? I would ask you folks to make yourself available to commissioner leonard as well as to mr. Handelman, if he has any further questions.

Leonard: Thank you.

*******:** Thank you.

Potter: Karla, please call the vote. Go ahead.

Adams: I had concerns about cost, coverage, and supervision. I feel my concerns have been addressed today. This is not a practice I would like to see us repeat on an ongoing basis. I understand the unique nature of this event and the opportunities for further training and education and interaction with other folks around the country. And because you have addressed my concerns I vote aye.

Leonard: Well, I think it's probably appropriate to point out here that what chief grubbs and lieutenant tellis have done is satisfy a concern that I also have on another subject that will be coming before us known as the joint terrorism task force, one of the fundamental concerns I have with that is that there isn't this kind of apparent agreement for reimbursement for the assignment of our officers to that. So just maybe as a flag that could help in those discussions, if we could develop this kind of a model for that I would appreciate it, because it is about as commander grubs said accountability and making sure our dollars are spent appropriately here to provide services we need here. Aye.

Saltzman: Aye.

Sten: Well, I think the cost issue, I was not going to vote for this if it cost us anything, obviously it does not, so I think that's a good step. I want to say to dan's issue, I continue to be very concerned about the issue of how our officers interact with the federal government. I think it's unarguable that we need to work with the federal government. What's been frustrating over the last couple of years is some of the arbitrary ways in which the federal government allows us to work with them. And I think some other choices should be available. I think this will be a very important and tough discussion when we get to the joint terrorism task force. Dan, your principle in that case makes a lot of sense. In this case it's the same principle, that the principle does make sense. I'm not worried about, in this case for a day or two, working with them as deputized federal officers. I think that's a reasonable way to work with the federal government. And in the spirit that we do need to work with them, although I don't like a lot of the choice that's before us in the next few weeks, I will vote aye.

Potter: As the mayor and the police commissioner, I take my role seriously in being commissioner of police, and I will do everything I can to ensure that our Portland police are operating, not only within the bounds of the law, but also ensuring that we not only protect life and property, but people's rights as well. And I was satisfied with the meeting yesterday with chief foxworth that all of those conditions will have been met by this, and so I vote aye as well. [gavel pounded] since there's no time certain scheduled for today, let's move to the regular agenda. Karla, would you please read item 25. Commissioner leonard.

Item 25.

Leonard: Thank you. Mayor Potter, is jimmy brown here, and director of -- we crafted this after we became aware through our crime prevention specialist in the office of neighborhood involvement that there was planned activities by what has become known as a hate group to attempt to recruit members for that group within the boundaries of the city of Portland. While the current members of

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the city council may have issues that we disagree on, I will predict to you that this resolution and its stated purposes is not going to be one of them, nor were these kinds of sentiments as opposed by the prior council. It's one of the reasons that I love serving here so much, is because of the kind of fundamental core values that members of the council, this one and the prior one, have held consistently. I'm very proud to be able to bring this forward and invite those that came here to testify to come up and express their sentiments and I appreciate you all being here.

Potter: Thank you, commissioner leonard. Karla, has anyone signed up to testify?

Moore: We do. If you come up three at a time.

Potter: Please state your name for the record. We'll start with mrs. Mandel.

Lili Mandel: Hi. Lili mandel, downtown resident. Good morning. And it is truly a good morning for me because back in 1938, in nazi vienna, when I was a child, hate was being spewed by every government official. It was a law of the land, and I feared for my life. But here, in 2005, in Portland, I am positive, and I can bet my life on it, every single one of you, our government officials, wholeheartedly support commissioner leonard's heartfelt and unfortunately necessary resolution. I feel lucky to be living in Portland and having every one of you in charge of the city government. Now I call on all Portlanders to speak up and join the protest against hate. So what has happened in nazi vienna can never, ever, ever happen here. Thank you.

Potter: Thank you.

Leonard: Thank you.

Irwin Mandel: Good morning, mayor tom Potter and members of the council. Irwin mandel, downtown resident. The following words are attributed to pastor martin neimiller. To quote, "in germany they came first for the communists, and I didn't speak up because I wasn't a communist. Then they came for the jews, and I didn't speak up because I wasn't a jew. Then they came for the trade unionists, and I didn't speak up because I wasn't a trade unionist. Then they came for the catholics, and I didn't speak up because I was a protestant. Then they came for me, and by that time no one was left to speak up." thank you.

Leonard: Thank you.

Potter: Thank you.

*******:** Good morning, mayor Potter, commissioner adams, leonard, Saltzman and Sten.

Potter: Could you please state your name?

Jimmy Brown, Director, Office of Neighborhood Involvement: For the record, i'm jimmy brown, director of the office of neighborhood involvement. It's interesting, mayor Potter, that you opened with a discussion with your children, because today as in the old crosby, stills and nash song we have an opportunity to teach our children well. And that is that hate holds no place in our city, in our streets, in our communities. We have an opportunity today to truly show the metropolitan area that the largest city in the metropolitan area now experiencing the threats of handing out hate literature, that the largest city in the metropolitan area can in fact stand up and say "no, not in our city, not today, not now, and not ever." as a resident of a smaller city in the metropolitan area that has faced this before, in may of 2004, some 300 people came together and said no to hate in our community. As the director of this particular bureau, I want to commend all of those organizations and individuals that have also said that we, too, can say no to hate. Not in our parks, not in our schools, not in our streets, not now, not ever. Thank you.

Potter: Thank you. Thank you very much. Good morning. Thank you for being here. Please state your name, and you have three minutes. We'll start with mr. Bridger.

Glenn Bridger: Good morning, mayor, council. I'm here representing southwest neighborhoods incorporated. My name is glenn bridger. I live at 940 southwest vincent place. Only a month ago I had the pleasure of visiting london. One of the things that impressed me, as congested as the cities were, was the peaceful way that a variety of peoples interacted on the streets, in the buses, on the tube, throughout the city there was peace. I had a chance to talk with one of the professionals in

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that area, a captain. He was facing this hubbub day in and day out and there were no horns honking. There was respect for one another. I said, "how do you do this?" he said "you know, my wife asked me that same question when I took on this job, because she knew my personality. Yet I said i'm going to be living here out on these streets for many hours a day and I want it to be a good place to be. So I respect everybody. I train myself to be respectful." peaceful living together requires both a personal commitment and a community commitment. When I returned from that trip to london I talked to my office, swni, and said "what's been going on?" I was advised of this activity coming up. I reflected back on the peaceful ways and the commitments that were necessary. Our organizations made a commitment to support this unity rally and it will be held this saturday. I want to hear our city make a similar mutual commitment for the city that we support this fight against hate.

Potter: Thank you.

Emily Gottfried, Executive Director, American Jewish Committee: Good morning, mayor Potter, commissioners. It's nice to see you here. My name is emily gottfried. I'm the executive director of the Oregon chapter of the american jewish committee. Judaism's great work of commentaries on the scriptures contains a wonderful section, sayings of the fathers. A rabbi that was the most famous and compassionate of all the teachers quoted in this section, and in chapter 2 he says "in a place where no one behaves like a human being you must strive to be human." this important resolution in front of the council today is a fine example of how all of us can and must strive to be human in a world where wholesale haters try to spread their venom. Our wonderful Portland community is made up of hundreds of thousands of caring, kind, and considerate human beings. We will not be cowed by a few who make it a point to so hate. The american jewish committee hopes you will approve this resolution and that all of you will join mayor Potter and many of us here at the southwest unity rally, 1:00 p.m. This saturday, at the Multnomah county center.

Mark Warrington, Public Safety Manager, Portland Parks and Recreation: Good morning, mayor, commissioners. My name is mark warrington, the public safety manager for Portland parks and recreation. Portland parks and recreation plays many roles in promoting the health and livability of the entire community. We work on a daily basis with individuals and groups across the city to interpret park rules, issue permits, prevent and solve problems so that parks are safe and welcoming for everyone. Portland parks and recreation intends to protect the civil rights and dignity of all individuals. When protest demonstrations or other events occur in parks, we work with our public safety partners to maintain safety, to protect first amendment rights of free speech and assembly in parks, and to protect the safety and rights of all community members. We condemn any activity that is unlawful, that promotes hate, violence or discrimination against other persons for any reason. Portland parks and recreation will continue to operate in a way so that all persons know they are welcome in Portland parks. We will also lead by example, teaching the ideals of diversity, social justice and respect for the individual dignity of all persons. We emphatically support the resolution before you and encourage you to adopt it.

Potter: Thank you all. Please state your name and you have three minutes.

Brad Perkins: Brad perkins, northeast schuyler, Portland. I actually came here to discuss the resolution's already been passed, unfortunately, sending the police to d.c. I do have an opportunity to speak on behalf of the police department, which has, i've learned by being on the task force that deals with lethal force and performance, we have an outstanding force here. I've learned a great deal about what they go through to be trained. We have a highly-trained force. I just wanted to express my concern public relations-wise sending them to Washington, d.c. when we are short-handed in this community of police working overtime. They'll be doubly overtimed work when we send 20 officers to d.c. That's all I really have to say. Appreciate the time.

Potter: Thank you, sir. Please state your name. You have three minutes, bill.

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Bill Michton: Ok. My name is bill michton, I live on southwest 40th near Multnomah village. I have a slightly different take on this. I certainly don't disagree with anything that was said. What I am wondering is what would happen if they gave a rally and no one showed up except themselves? If everybody just ignored them? Because the point of their exercise is to get as much publicity as they possibly can. And when we go there, we bring news cameras, we bring more attention to a bunch of people who should be ignored in their message, though not in their danger. So if nobody was there except a reasonable police presence, just, up, for safety, and if people were encouraged to not be in the park and say "ok, you want to march, march by yourselves." just another perspective. Thank you.

Potter: Thank you. Thank you both. Is that it, Karla?

Moore: That's all who signed up.

Potter: Is council ready to the vote? Karla, please call the role.

Adams: Well, I want to thank those that came forward to testify in favor of this resolution, and I also want to thank commissioner leonard. I'm very proud that this is on the first council agenda that i'll be voting on. As an openly gay man and one of those people, part of our community that is targeted by some of these hate groups, i'm very grateful for the fact that you have introduced this resolution and that there's been a community response, and that the community response, like the resolution itself, is very positive, because I think Portlanders are very affirming and tolerant people and those are the people that I want to celebrate, and I think this resolution does that. So thank you. I do want to say that even though i'm in the crosshairs of some of these groups, I will fight for their right to call me and others, you know, whatever they want, but the line that's drawn is when they incite harm or they try to incite others to do harm based on the -- based on the factors mentioned in this resolution. And that's where I draw the line. And that's the difference between expressing one's opinion and promoting hatred. So i'm happy to vote aye for this resolution. And I will see you on saturday.

Leonard: Well, I agree with commissioner adams. It is very fitting and appropriate that the first day that this council works together at a formal council session we all have an opportunity to really affirm probably what our base/core belief is, and that is everybody is treated equal, with tolerance and respect, as mr. Bridger pointed out. I couldn't agree more. But I am reminded when jimmy brown and I grew up together in inner northeast Portland, and i've been trying to think of how to put this in the most polite way possible, but there was a certain level of youth, street justice, for those who weren't tolerant. And we learned at an early age, jimmy and I both did growing up, that not only was everybody the same, but everybody could fight the same. And so if you -- if you expressed any kind of animosity for people who didn't behave or look like you did, you got to meet a group of our friends after school at irvington. Hopefully it had improved by the time commissioner Sten got there, but there was -- actually i've always been kind of proud about that, that we just intuitively knew that our friends with our friends and we didn't like anybody who -- from outside of our area who made judgments about our friends. It was a wonderful, actually way to grow up and learn really at a gut level that everybody is and needs to be treated equally. I'm also reminded, listening to commissioner adams, when he said that he would fight for the rights of these groups to protest, of the recent passing of shirley chisholm, and one of the things she was noted for, that I was reminded for actually in listening to the various celebrations of her life, was that when governor george wallace was shot in their presidential campaign in 1972, and being a noted segregationist and governor of the south, she visited him in the hospital, much to the chagrin of a number of people that supported her. But I thought that that was an actually excellent testament for what it is that we're doing here today. And tolerance means that, that we do tolerate varying opinions and points of views, and as long as commissioner adams pointed out they don't cross the line and incite violence or other acts toward others. So thank you, again, council for joining with me on this. And I vote aye.

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Saltzman: Well, I appreciate commissioner leonard bringing this resolution to us. I think it's an appropriate first regular agenda item of the new year and of the new administration under mayor tom Potter. It truly expresses the feelings will all of us on this council. Aye.

Sten: I agree. It's been well said, and well said by the audience. I was thinking about bill's point. It's a tough one, because I think people are trying to get into the media. What's not tough, however, the different pieces of the community decide to respond in person is that official bodies like the city council make estimates that are unambiguous, and that the parks bureau, which they're doing, has the security in place, and that -- because these things do move to harm. They're not just free speech plans. Obviously we support free speech and that the police be there, ready to protect, and an unambiguous message to all citizens, what this city stands for, in opposition to a small minority who does want attention. Maybe to some extent letting their voice be heard is a good way to show how wrong it is. Aye.

Potter: I too appreciate commissioner leonard bringing this forward particularly on our first day, because I want people in our community to clearly understand what this council stands for. And we do stand for human rights. We do stand for protecting all people. We do stand for protecting the people who we don't agree with. That's a very important distinction, I think, with government, is that even though we will be out there denouncing what these folks stand for, there will be a contingent of police to protect those folks on both sides from any harm and from anyone that would want to deprive them of any of their rights. And that's really our role here. And so i'm very pleased and proud to vote aye for this. I hope that you in the community will vote, too. I hope you'll vote with your feet, come out to this event on saturday, and I hope you vote with your heart so that you can help educate others and ensure that our community is a community that's accepting, that's inclusive, and that is built on a foundation of trust and mutual respect between our peoples. [gavel pounded]

Item 26.

Potter: I keep looking over here to Karla, because she's my control agent on my first day. But we're now going to move into something called a 4/5 resolution. I need a motion to suspend the rules to hear this item.

Sten: So moved.

Leonard: Second.

Potter: Hearing no objection, so ordered. Karla, please read the item.

Potter: Karla, are there people who wish to testify?

Moore: Do you want to take staff report first, though?

Potter: Yes. Go ahead.

Miguel Ascarrunz, Director, Portland Office of Emergency Management: Thank you, mayor. Good morning. Mayor Potter and councilmembers, for record i'm the director for the Portland office of emergency management. I'd like to take this opportunity to congratulate our new mayor and commissioner who just left the room once again. Today with your approval i'd like to present a special resolution to express the city's sympathy and support to the victims of the southeast asia tsunami disaster. I'd like to highlight points in the resolution first before I bring up some of our few very own Portland community nongovernmental organizations involved in the international disaster relief effort. If I could have, Karla, we have a map we'd like to project for council. I believe there's some hard copies available for you. And for the community. The map depicts the magnitude of the disaster. We've been seeing it on the news every day, but so I won't belabor the numbers, but basically the resolution highlights that on sunday, december 26, 2004, magnitude 9.0 earthquake struck off the west coast of northern sumatra, causing a catastrophic tsunami in the indian ocean. This caused over 150,000 fatalities at this point and growing, as we all know. Thousands of medical casualties or 5 million displaced families and major infrastructure damage. The international grief has galvanized the best in humanity as nations around the world are assisting and

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contributing to the largest disaster relief effort in the century's history. Portlanders have also reached out to help in numerous and varied ways, from those who have contributed much-needed clothing, supplies and financial assistance, to citizen volunteers who have traveled to southeast asia to assist in any way they can. Then we have the corporate and small business community. We've been hearing stories about over the past week in the Portland area who have also reached out with a helping hand, providing much-needed financial assistance, personnel, equipment, to aid the victims and the international disaster relief effort. So at this point i'd like to introduce the three individuals representing disaster relief organizations in the Portland community that we can be proud of for their contributions to this international disaster relief effort. Frankly, these are some of the organizations right here in our backyard, in our community. If we had a disaster event or emergency here in the Portland area, they would also be supporting us here locally and also available for national emergency events. First is mr. David gastaway, emergency services director for the american red cross, Oregon trail chapter. He'll be followed by ms. Kim johnston, director of program operations for mercy corps. And then mr. David beltz, director of commodity support, representing northwest medical teams, also based here in the Portland area. So dave?

David Gastaway, Emergency Services Director, American Red Cross, Oregon Trail Chapter:

Good morning, mayor Potter and councilmen. By passing this resolution it would certainly be a reflection of the city of Portland's compassion for the families of the tsunami victims. And my office has been seeing this compassion firsthand. Locally we've raised about \$75,000. And the \$75,000 is going to go to our international relief fund to buy massive amounts of supplies. But the \$75,000 is not composed of just checks, it's composed of a lot of checks. Last week we had about once every 15 minutes someone walk into our office, either with a collection they'd taken up at work or a personal check that they admitted they couldn't really afford, but they really wanted to help out. These people are also offering to volunteer. Unfortunately at my office here, I can't send people directly, but my national expert is sending experts -- national office is sending experts in this great tragedy. Anyway, I strongly encourage you to pass this resolution as a symbol of the compassion of the city of Portland and the citizens that you represent.

Kim Johnston, Director of Program Operations, Mercy Corps: Good morning. Thank you for this opportunity to speak to you today in support of this resolution and specially on your first meeting of the new city council. The c.e.o. of mercy corporation extends his apologies for not being here today. He's preparing a debriefing for the delegation going out to the region, and that delegation includes earl blumenauer. Immediately after the tsunami hit on december 26, mercy corps staff began to deploy teams to the affected region. We now have several hundred staff in india, sri lanka, and indonesia, providing life-saving support to the victims of this disaster. Staff are distributing clean water, food, shelter, hygiene supplies, cooking utensils, clothing and sleeping mats. Just yesterday we distributed emergency aid to over 100,000 people, the largest single distribution to date. We're also beginning to support the reconstruction and development efforts of communities through cycle social programs to affect -- sorry -- to help people deal with the trauma that they've experienced, and through livelihood recovery programs that help families rebuild their homes and economies. The outpouring of emergency aid also brings the opportunity for mercy corps to start sewing the seeds of peace in this conflict-ridden region, especially the areas of sumatra and sri lanka, as people come together around common needs to rebuild their lives. Mercy corps is committed to working with the affected communities of the tsunami over the long term, beyond the immediate emergency phase, and into the reconstruction and development phase of recovery. When all the press has gone home and the images of the disaster no longer show up in the living rooms on the 6:00 news, mercy corps will still be there working with families to rebuild their hopes and dreams. The global and local response to this disaster has been truly amazing. So far beyond the several million dollars in material aid that we've received, mercy corps has raised over \$9 million in private funds. People are coming together from diverse nationalities, different

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ethnic groups, different religions, different economic classes, to jointly help the innocent victims of this disaster. After several years of living in fear, after 9/11, in an environment full of threats, hatred and mistrust, this disaster brings out the best in humanity, and is a reminder that the power of the human spirit is stronger than the forces of destruction. This human spirit is reflected in the generosity of our own Portland community. From the generous gift from Nike to the support of the trail blazers to the invitation from the city to raise funds on the new year's eve party at Pioneer Courthouse Square, to the children in the schools, the restaurants, the coffee shops, the local artists, the local shops, and to the homeless gentleman I met who came off the streets into our office last week to humbly offer his donation. We thank the people of Portland for their exemplary reflection of the power of the human spirit and to the city of Portland for the incredible impact this community -- of this community that is united around a common cause. Thank you.

Potter: Thank you very much. Please state your name.

David Beltz, Northwest Medical Teams: My name is David Beltz, Salem, Oregon. I'm director of commodity support and central Asia programs for Northwest Medical Teams. And Mr. Mayor, councilmembers, thank you for the opportunity to speak today. I urge you, of course, to pass this resolution. I'd also like to mention, when Mayor Potter opened the session today he asked what about the children? And that's the question Northwest Medical Teams asks, primarily the first question when we go to a disaster, "what about the children?" typically in any population group they're the most vulnerable and the ones we look for first. On December 28 we sent off our first team to Phuket, Thailand, and they worked through last weekend. The needs there subsided, and they've been redeployed to Sri Lanka, and now we've got four teams in Sri Lanka, and by Sunday night we'll have a total of about 40 volunteers and team members, staff leading them in Sri Lanka, and we'll have about 20 in Indonesia. We're also working and our team took a eight-hour boat ride to a village that had not had any aid in the eight or so days since the tsunami hit. And then they took an eight-hour boat ride after a 30-hour plane ride. So it's a difficult situation. The people of Portland, Oregon, Washington, Northern California, have been very generous in their giving to Northwest Medical Teams. As of this morning we have about \$4 million of private donations, and we've shipped off about \$6 million in medical supplies and drugs to the affected areas, and we're continuing to build our support. Of course, right now we're at a first response stage. And a lot of the funding and resources will be used for rehabilitation/recovery, and I very much appreciate the opportunity to be here and wish this council the best. Thank you.

Potter: Thank you. Thank you for all that your organization does. Thank you. Ok. Karla, let's take a vote.

Moore: We have two people who -- public testimony.

Potter: Oh, I'm sorry. Thank you.

Lili Mandel: Hi. Unfortunately, I didn't know this was going to be on the agenda. I had gotten the -- it wasn't indicated. Since you brought it up and children is the theme, and this is one that Dan Saltzman cares very, very much about, children, too. This morning -- or was it yesterday? I heard -- was it TV or radio? That we have to be very, very careful about the children, because they are people who want to adopt them, the orphans, and that they do not get adopted and used for sex purposes, because Thailand is known for doing that in the past, unfortunately doing this. And I think it is very, very important that they become aware of this and really make sure that this doesn't happen to them. Thank you.

Potter: Thank you, Lili.

Moore: That's all who signed up.

Moore: Karla, let's take a vote.

Adams: I'm proud to support yes, and I'm very proud to be a member of the Portland and Oregon family, and to have such great organizations as those and others that are working on this issue from

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Portland and Oregon. It's a real tragedy, and i'm glad that we're doing everything we can to help. I vote aye.

Leonard: When I go to Washington, d.c., the most -- itself going to say enjoyable, but that's not an accurate description -- the most impactful thing I do there every time is visit the vietnam memorial.

And for those of you who have not been there, the best time to go is in the evening. It is a very somber experience. There are a little over 58,000 names on that wall. This one event killed almost three times as many people. And when you think about it in that context, it is absolutely mind-boggling and overwhelming to consider that an event, that many people died. And probably one of the most poignant observations that have been made was by colin powell, the secretary of state, who himself has -- is a vietnam veteran and has sent young men and women to their deaths, upon arriving there said he has never seen anything like he has observed there. Clearly deeply moved at the experience. So I appreciate mayor Potter bringing this thoughtful resolution forward. And I hope that we here in the city can do something to relieve this almost inhuman level of suffering that exists in southeast asia. Aye.

Saltzman: Well, this truly is a tragedy of epic proportions, human, emotional, and i'm particularly pleased to express our support. And I think it's equally incumbent on every member of the city to dig into their pocketbooks, too. I'm very pleased that Portland and Oregon are home to two of the finest organizations -- mercy corps and northwest medical teams, whose track record for mobilizing and being on scene and spending the money on what it's supposed to be spent on are just enviable by most other nonprofit organizations. No disrespect to red cross. They're a great organization, too. That's why I was very pleased to donate \$1,000 on sunday to mercy corps, because I know they'll use it well. I'm heartened by what you just said right here. I urge every Portlander to dig into their pockets, because it's cash that's needed, and they need it quickly. The psychological support is also something that mercy corps touched on. And that is something that will last way beyond, as you said, once the evening news leaves, the emotional scars are going to be very profound, and that type of support is always -- often neglected, but very important. Finally I think that what's truly going to go down in the record books, not only as the tragedy, the loss of lives, but I truly think that we're seeing an unparalleled event here of a tidal wave of private support, an outpouring of support, a tidal wave that matches the tidal wave that destroyed these lives. And I think this one's going to go in the record books in that regard. Aye.

Sten: Well, I just watched this for a long time on the television, and it's so overwhelming, it's hard to even know where to start. I think this resolution is a terrific place. And I want to thank mayor Potter for bringing it in. I also am very impressed and proud of our organizations in Oregon, that have teamed with the national and international groups, and I do hope people will join in supporting their efforts. You know, I don't think you'll ever be able to say something good comes out of a disaster like this, that even touches the pain and suffering, but perhaps one good thing is there's an opportunity to rethink our position in the global world, particularly in this country. It was amazing night last night to watch the helicopters that bombed iraq bringing food, and maybe this council can join in sending a message that there's a -- there's another role for america in this role, and it's a humanitarian one. Aye.

Potter: You know, the proportion of this event are hard to put your arms around, because it is so large. There's so many thousands of people. It's difficult, unless you have someone that's there. And there are 42,000 asian americans living in the Portland area. Many of them have friends and relatives there. So I really appreciate the support of the council. And I ask the community to give everything you can to this event, your time, your money, your thoughts and your prayers. This is why we are offering this resolution this morning. And I know the entire council joins me in asking Portlanders to continue giving, as they have been doing. I'm very proud as commissioner Saltzman of our local agencies, mercy corps, northwest medical teams, also proud of the american red cross, and all those other organizations that give their full time, efforts, to help people like this. This

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event, I think, helps us really appreciate how small our world is and that even though this event occurred on the other side of the world, it directly impacts us. And so I appreciate the votes this morning, and i'll add mine as well. Aye. [gavel pounded] this is the last item. And before we adjourn I want to thank all of you for being here. I want to again thank our new city commissioner, sam adams, and I forgot to mention that randy leonard was also resworn in for a second term, and congratulations to you, randy.

Leonard: Thank you.

Potter: As well as being the president of the council now.

Leonard: Thank you.

Potter: I'd also like to note that i'm going over to the Multnomah county building to the swearing-in ceremony for a couple of our Multnomah county commissioners. I would like to note to bix in the background there for "the Portland communique," I joined a campaign, got his message about wanting to see more council meetings where there can be more interaction between the council and citizens. To that degree i've been working with the people who put our councils together and the commissioner, to hold community meetings where we can go out and listen to the people and hear their concerns. As we develop a schedule for that, I will let you know, but I just wanted to say thanks, bix. We're adjourned until next wednesday at 9:30. Thank you very much. [gavel pounded]

At 10:40 a.m., Council adjourned.