



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 2ND DAY OF JANUARY, 1991 AT 10:00 A.M.

THOSE PRESENT WERE: Mayor Clark, Presiding; Commissioners Blumenauer, Bogle, Kafoury and Lindberg, 5.

OFFICERS IN ATTENDANCE: Cay Kershner, Clerk of the Council; Kathryn Imperati, Senior Deputy City Attorney; and Officer Sheridan Grippen, Sergeant at Arms.

- 1 **TIME CERTAIN: 10:00 AM** - Authorize the acceptance of a work of art as a gift to the City of Portland (Ordinance)

Discussion: Commissioner Lindberg accepted a work of art by Gunter Temech given to the City by Bernard Merrill.

Bernard Merrill, the donor, said the piece helps us to see the homeless in a new light and merges art with the human condition.

Disposition: Ordinance No. 163743. (Y-5)

On a Y-5 roll call, the Consent Agenda was adopted as follows:

CONSENT AGENDA

- 2 Accept quote of Bob's Sanitary Service, Inc., for construction of NE 106th Avenue and NE Sandy Blvd. sanitary sewer for \$36,638 (Purchasing Report - Informal Quotation)

Disposition: Adopted; prepare contract.

- 3 Accept bid of 2KG Contractors for City Archive remodel for \$102,000 (Purchasing Report - Bid 42)

Disposition: Adopted; prepare contract.

- 4 Accept bid of Cascade Concrete Products for furnishing concrete sewer pipe for \$117,569 (Purchasing Report - Bid 71-A)

Disposition: Adopted; prepare contract.

- 5 Accept bid of Photo & Sound Company for furnishing eight Compaq 386/20E personal computers and support equipment for \$44,224 (Purchasing Report - Bid 79)

Disposition: Adopted; prepare contract.

Mayor J. E. Bud Clark

- 6** Confirm appointment of Henry Kunowski to the Ladd's Addition Conservation District Advisory Council for a term to expire December 31, 1993 (Report)

Disposition: Adopted.

- 7** Confirm appointment of David Halberg to the Lair Hill Conservation District Advisory Council for a term to expire December 31, 1993 (Report)

Disposition: Adopted.

- * **8** Create and abolish positions in the Office of the Commissioner of Public Utilities (Ordinance)

Disposition: Ordinance No. 163744. (Y-5)

- * **9** Create three positions and establish salary rates for the Compensation Plan in accordance with the Personnel Rules adopted by the City Council (Ordinance)

Disposition: Ordinance No. 163745. (Y-5)

Commissioner Earl Blumenauer

- 10** Accept as complete contract with Larson, Inc., for construction of the SW Boones Ferry Road, Private Property and SW Dickinson Court sanitary sewer and make final payment (Report; Contract C-9689)

Disposition: Adopted.

- 11** Approve the proposed settlement of the street lighting rate case before the Public Utilities Commission (Resolution)

Disposition: Resolution No. 34799. (Y-5)

- * **12** Amend Contract No. 26429 between the City of Portland and Komar Associates (Ordinance)

Disposition: Ordinance No. 163746. (Y-5)

- * **13** Contract with Bob's Sanitary Service, Inc., for construction of the NE 106th and NE Sandy Boulevard sanitary sewer and provide for payment (Ordinance)

Disposition: Ordinance No. 163747. (Y-5)

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- * 14 Contract for \$75,000 with Parson Brinckerhoff Quade & Douglas, Inc., to conduct a conceptual engineering analysis for developing feasible alignments for light rail service in the Barbur Corridor (Ordinance)

Disposition: Ordinance No. 163748. (Y-5)

- 15 Vacate portions of NW Mansfield Street, NW Markle Street and NW Blanding Street, under certain conditions (Ordinance by Order of Council; C-9731)

Disposition: Ordinance No. 163749. (Y-5)

Commissioner Dick Bogle

- * 16 Extend contract with Olympic Foundry, Inc., for furnishing manhole frames and covers through December 31, 1991 (Ordinance; Contract No. 26030)

Disposition: Ordinance No. 163750. (Y-5)

REGULAR AGENDA

Mayor J. E. Bud Clark

- 17 Recommend that Resolution and Report be filed with the Portland Metropolitan Area Local Government Boundary Commission (Report)

Disposition: Adopted.

- 18 Authorize filing double majority annexation intent map and written description with the Portland Metropolitan Area Local Government Boundary Commission (Resolution)

Discussion: The Mayor asked if anyone wished to speak to this. No one responded.

Disposition: Resolution No. 34800. (Y-5)

- * 19 Contract with Venture Associates for analysis of City operations (Ordinance)

Discussion: The Mayor asked that this be referred back to his office so that the contract can be put out to bid to allow more people to participate.

Ron Gould, past president of the Association for Portland Progress, said consulting contracts benefit from a bidding process and that Council needs to be comfortable with its selection. He also suggested that Council look at internal and external audit reports and Bureau Advisory Committee recommendations.

Don McClave, Portland Chamber of Commerce President, endorsed the hiring of an outside consultant to help with the restructuring of City operations made necessary by passage of Ballot Measure No. 5. He said it is important

that the selection process be done right.

Commissioner Blumenauer thanked the Mayor for his willingness to allow broader discussion about the consultant process. He suggested, and Council agreed, to discuss contract provisions at the Thursday afternoon Council informal budget session.

Disposition: Referred to Commissioner of Finance and Administration.

- * **20** Contract with Van Domelen/Looijenga/McGarrigle/Knauf Consulting Engineers for engineering services for Autoport Structural Improvement Project, waive consultant selection procedures and provide for payment (Ordinance)

Disposition: Ordinance No. 163751. (Y-5)

Commissioner Earl Blumenauer

- 21** Consider vacating a portion of SW Gaines Street from the east line of SW 14th Avenue to the west line of SW 13th Avenue at the request of Kenneth J. Dueker (Hearing; C-9737)

Discussion: The Clerk informed Council that letters had been received from the Oregon Department of Transportation and the Port of Portland stating that they have no objections to this vacation.

Disposition: Adopted.

- * **22** Amend the FY 90-91 Budget due to the acceptance of an E.P.A. grant for the construction of the Royal Highlands interceptor sewer (Ordinance)

Disposition: Ordinance No. 163752. (Y-5)

Commissioner Mike Lindberg

- * **23** Authorize an Agreement between the City of Portland and Multnomah County Department of Human Services, Community Action Program Office, for \$148,000 to provide energy audits and weatherization services for the Block-by-Block Weatherization Program, and authorize payment (Ordinance)

Disposition: Ordinance No. 163753. (Y-5)

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 2ND DAY OF JANUARY, 1991 AT 2:00 P.M.

THOSE PRESENT WERE: Mayor Clark, Presiding; Commissioners Blumenauer, Bogle, Kafoury and Lindberg, 5.

OFFICERS IN ATTENDANCE: Cay Kershner, Clerk of the Council; Ruth Spetter, Senior Deputy City Attorney; and Officer Sheridan Grippen, Sergeant at Arms.

The Mayor welcomed a group of exchange students here from Sapporo, Japan.

24

TIME CERTAIN: 2:00 PM - Adopt the Balch Creek Watershed Protection Plan amending Comprehensive Plan Policies, the new Title 33 of the City Code, Comprehensive Plan Map, and City Zone Maps (Previous Agenda 1999)

Discussion: Mayor Clark asked if Council had any questions about the matrix of issues. He said after reading it he felt much more satisfied with the whole idea, even after reading the letter from Mr. Vinton's law firm. He said the only question he still had was how they measure a 90% cover.

Al Burns, Planning staff, explained that special measurement tools, such as little wheels with scale settings, are commonly used to measure odd sized-areas. He said most of the lots are two acres which would provide 9,000 square feet of cleared area, larger than the average City lot. Thus, the 90% coverage requirement does not usually represent a hardship and in cases where it does, the necessary adjustments have already been made.

Mayor Clark asked about Gale's Ridge.

Mr. Burns said the smaller lots in Gale's Ridge had already been cleared prior to the adoption of these regulations and prior to the adoption of the forest regulation ordinance.

Commissioner Blumenauer asked about the mapping errors noted in the matrix presented to Council.

Mr. Burns said necessary adjustments have been made to correct three mapping errors, two involving topography and one adjoining Mt. Calvary Cemetery and of concern to the Water Bureau.

Commissioner Blumenauer moved approval of the mapping amendments recommended by staff. Commissioner Lindberg seconded and the motion carried. (Y-5)

Disposition: Passed to Second Reading as Amended.

REGULAR AGENDA

John Southgate, Planning Bureau, requested that Item #25 on Kings Hill Historic District be heard last to accommodate citizens expected to attend. The Mayor so ordered.

- * 26 Designate East Portland Grand Avenue Historic District, located along SE Grand Avenue between SE Ankeny Street and SE Main Street, as shown on the attached map (Ordinance introduced by Commissioner Blumenauer)

Disposition: Ordinance No. 163754. (Y-5)

- 27 Tentatively grant appeal with condition of Stephen M. Burleson, sign contractor, against Hearings Officer's denial of application of Gramor-Goodrich Development Co., for a sign adjustment to allow a 35-foot, freestanding sign at 9740 SW Washington (Findings; ADJ 23-90)

Disposition: Adopted Findings (Y-5)

- 28 Tentatively grant appeal of Renda Horn, Trustee for Margaret & Clyde Brummell, applicant, against Hearings Officer's denial of a conditional use for fill within 25 feet of a water feature at 2210 SE Lambert (Findings; CU 35-90)

Discussion: The Clerk said the Planning Bureau has asked that this be set over for another week.

Disposition: Continued to January 9, 1991 at 2:00 p.m.

- * 25 Designate King's Hill Historic District, located in Southwest Portland, as shown on the attached map (Ordinance introduced by Commissioner Blumenauer)

Discussion: Mr. Southgate said the issue here is the threshold of design that should apply. He said there has been a lot of public testimony in favor of a higher threshold but he had been told that the people coming in today opposed this. In any event, he said he told them the issue is moot as there will be a different threshold level in a few months when the Planning staff looks at design guidelines for all of King's Hill. He said Threshold 1, the highest designation level, has been endorsed by the Landmarks Commission.

Commissioner Lindberg said he had been absent at the public hearing and wondered if he and new Council member Kafoury were eligible to vote. He said he had reviewed and been briefed on the issue.

Mr. Southgate noted that Mayor Clark and Commissioners Bogle and Koch had voted in favor of the earlier resolution.

Commissioner Blumenauer said he thought this was a legislative matter and that Council was setting policy, not deciding procedural issues.

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Kathryn Imperati, Senior Deputy City Attorney, said it is not entirely clear whether Council is acting in a purely legislative fashion here or in a mixed legislative, quasi-judicial fashion. She suggested that Council members go ahead and vote if they had been briefed on it and/or have reviewed the record and feel they have an adequate factual basis for voting.

The Mayor said this ordinance enacts Council's prior resolution and he did not see why Commissioner Kafoury could not go ahead and vote.

Disposition: Ordinance No. 163755. (Y-5)

At 2:15 p.m., Council adjourned.

BARBARA CLARK
Auditor of the City of Portland

A handwritten signature in cursive script that reads "Cay Kershner".

By Cay Kershner
Clerk of the Council

JANUARY 3, 1991

THURSDAY, 2:00 PM JANUARY 3, 1991

Beginning Thursday, December 20, 1990, and continuing through January 31, 1991, the City Council will hold special sessions for the purpose of discussing the Budget. The meetings will be held Thursday afternoons from 2:00 to 4:30 pm in Council Chambers, 1220 SW 5th Avenue, Portland, Oregon 97204.

These meetings are planned as work sessions and no public testimony will be accepted unless otherwise directed by the Council.