



CITY OF
PORTLAND, OREGON

OFFICIAL
MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 10TH DAY OF NOVEMBER, 1993 AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Katz, Presiding; Commissioners Blumenauer Hales and Lindberg, 4.

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

1759 TIME CERTAIN: 9:30 AM - Adopt and implement the Carbon Dioxide Reduction Strategy to reduce 1988 levels of carbon dioxide emissions by 20 percent by 2010 (Resolution introduced by Commissioner Lindberg)

Discussion: Commissioner Lindberg said Portland is the first City in the country to adopt a local global warming action plan and the Environmental Protection Agency intends to use Portland as a model for working with other localities throughout the United States. He said the Energy Office, Transportation and other City bureaus joined 13 other local governments throughout the world in an effort to determine what cities can do to reduce carbon dioxide emissions. He described a few of the many actions that can be taken to reduce emissions and save energy costs. The strategy being considered today will produce many economic and environment benefits and help promote a sustainable economy.

Sue Anderson, Director, Energy Office, said the goal of Portland's strategy is to reduce emissions by 20 per cent from 1988 levels by the year 2010. It calls for a reduction in automobile use by 10 percent, increased automobile efficiency, more efficient use of energy and use of more renewable resources such as wind and solar to produce electricity. It also promotes the use of recycling and tree planting.

Fred Miller, Vice President for Public Affairs, Portland General Electric, said it is remarkable how similar his company's priorities are to the City's. He said 50 per cent of the projected load growth will be taken up by energy

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efficiency and renewables. They have been involved in the technical and policy committees of the City and are very supportive of this strategy. Increasingly private companies need to step up and form partnerships with the public.

Mike Rainey, Oregon Department of Energy, said the State strongly supports this strategy, adding that there are State programs that will help finance some of the measures.

Pamela Brown, Chair of the City Energy/Environment Commission, said the Commission fully supports adoption of this strategy which provides a framework linking environmental issues, the economy and social issues such as liveability. She predicted that many other Cities will soon adopt similar programs.

Rob Drake, Mayor of Beaverton and member of Global Warming Policy Committee, congratulated the City for its efforts in keeping the region the most liveable one in the country.

Joel Arrio, OSPIRIG, strongly supported this proposal, adding that Portland can act as a catalyst in getting other localities and the federal government to take similar actions. He cited three areas of special importance: 1) increase the standards for fuel efficiency in automobiles; 2) open up the gas tax to allow its use for more than highway construction so Portland can take advantage of federal dollars that it is not eligible for now because of that limitation; and 3) adopt a strong paper procurement policy requiring a recycled content of at least 30 percent by the year 1998.

Commissioner Blumenauer said the constitutional restriction regarding use of the gas tax no longer restricts use of federal transportation funds, almost all of which are completely convertible and may be used for projects other than highways.

Dennis Hays, first director of Earth Day and now President of the Bullit Foundation, said in many instances an ounce of prevention can avoid things for which there is no cure. This certainly applies to global climate change although uncertainty about the reality of the threat has made it difficult to convince people to act. He noted the Rio earth summit which set a goal of limiting carbon dioxide emissions to 1990 levels by the year 2000 as well as stabilizing greenhouse gas concentrations in the atmosphere. Draconian changes will be needed to do that, requiring a 60 per cent reduction in

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current levels of CO₂ production at a time when most nations are dramatically increasing them. The U.S. produces 23.8 per cent of the carbon dioxide in the world and needs to take a leadership role by making dramatic changes itself. He said Portland's plan is ambitious but achievable and asked that it be taken to the National League of Cities and the Council of Mayors. He noted perhaps one half of the projected savings depend on factors beyond the City's control, such as stricter auto emission standards and the use of renewable. He suggested additional actions the City could take: 1) stricter building codes which require upgrades of existing commercial buildings at the time of sale to increase energy efficiency; 2) use of recyclables such as paper, plastics as a source of energy; 3) establish a West Coast alliance to push for taxes on high mileage vehicles.

Commissioner Blumenauer said this Council is uniquely positioned to do something to deliver on this plan in a matter of months and invest City resources to really put money where the policy is, even if it costs a little more. In Transportation they plan to follow through in a number of areas such as the Central City Transportation Management program which has heavy emphasis on reducing reliance on the automobile.

Commissioner Hales said the power of this plan is that it takes a huge issue and brings it down to the level of individual actions, such as what vehicle to purchase. Its comprehensiveness in dealing with such issues as transportation and land use is also impressive.

Commissioner Lindberg said they plan to follow up with very specific implementation measures during the next budget process. He noted support at both the State and federal level.

Mayor Katz asked the Energy Office to prioritize the list and present annual benchmarks for the next ten years so that Council can focus on those that can begin right away.

Disposition: Resolution No. 35207. (Y-4)

Agenda No. 1765 was pulled from Consent. On a Y-4 roll call, the balance of the Consent Agenda was adopted as follows:

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CONSENT AGENDA - NO DISCUSSION

1760 Accept bid of Copenhagen Utilities & Construction for Eastmoreland Phase II NTMP for \$126,660 (Purchasing Report - Bid 34)

Disposition: Accepted; prepare contract.

1761 Accept bid of A.C. Schrommer and Sons, Inc., for sodium hypochlorite facilities at Mt Tabor and Washington Park for \$447,900 (Purchasing Report - Bid 38)

Disposition: Accepted; prepare contract.

1762 Accept bid of Olympic Foundry, Inc., for annual supply of standard manhole frames and covers for \$39,015 (Purchasing Report - Bid 47-A)

Disposition: Accepted; prepare contract.

1763 Accept bid of Pacific International Pipe Enterprises, Inc., for the annual supply of concrete sewer pipe for \$136,745 (Purchasing Report - Bid 48-A)

Disposition: Accepted; prepare contract.

1764 Vacate a portion of SE Lafayette Street west of SE 26th Avenue under certain conditions (Second Reading Agenda 1714; C-9839)

Disposition: Ordinance No. 167091. (Y-4)

Mayor Vera Katz

1766 Recommend organizations eligible to participate in the City's 1993 Charitable Campaign (Resolution)

Disposition: Resolution No. 35208. (Y-4)

***1767** Establish program for the financing of environmental remediation projects, authorize issuance of \$6,000,000 of Environmental Remediation Revenue Bonds, and establish and determine other matters in connection therewith (Ordinance)

Disposition: Ordinance No. 167092. (Y-4)

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- *1768** Authorize General Obligation Water Refunding Bonds, Series 1993 B and C (Ordinance)

Disposition: Ordinance No. 167093. (Y-4)

- *1769** Establish one position in accordance with the Personnel Rules adopted by the City Council (Ordinance)

Disposition: Ordinance No. 167094. (Y-4)

- *1770** Authorize payment of sick leave and holiday compensation credits to Police Sergeant Gary Goodman due to his extended disability (Ordinance)

Disposition: Ordinance No. 167095. (Y-4)

- *1771** Agreement with Booth Research Group, Inc., not to exceed \$34,600 to develop and administer assessment centers for promotional exams (Ordinance)

Disposition: Ordinance No. 167096. (Y-4)

- *1772** Agreement to provide photographic developing services to the City of Gresham (Ordinance)

Disposition: Ordinance No. 167097. (Y-4)

- *1773** Amend agreement with Campbell Delong Resources, Inc., to extend the ending date and add \$10,500 (Ordinance; amend Contract No. 28542)

Disposition: Ordinance No. 167098. (Y-4)

Commissioner Earl Blumenauer

- 1774** Accept contract with Highlite Construction Company for traffic signal installation as complete, approve Change Orders 1, 2, and 3 and make final payment (Report; Contract No. 28672)

Disposition: Accepted.

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1775 Set hearing date for 9:30 a.m., Wednesday, December 15, 1993, for the vacation of a portion of SE 27th Avenue south of SE Bybee Boulevard in connection with the Westmoreland Neighborhood Traffic Management Project's realignment of SE 27th Avenue (Resolution; C-9850)

Disposition: Resolution No. 35209. (Y-4)

***1776** Amend contract with OTAK, Incorporated, to provide construction services on the NE 15th/16th Avenue Decouple Project (Ordinance; amend Contract No. 27310; C-9844)

Disposition: Ordinance No. 167099. (Y-4)

***1777** Authorize termination of a contract with Inland Foundry Company for cast iron valve boxes, lids and extensions (Ordinance; Contract No. 40001)

Disposition: Ordinance No. 167100. (Y-4)

***1778** Correct label of parcels to be dedicated and error in legal description of a portion of NE Halsey Street between NE 15th and NE 16th Avenues, approved for vacation (Ordinance; amend Ordinance No. 166704; C-9844)

Disposition: Ordinance No. 167101. (Y-4)

Commissioner Charlie Hales

1779 Accept a report as a Condition of Approval for LUR 93-00068 CU IR EF AD (Report)

Disposition: Accepted.

***1780** Authorize Intergovernmental Agreement with Federal Bureau of Investigation for Fire Bureau to provide medical and paramedical backup services to FBI Swat Team (Ordinance)

Disposition: Ordinance No. 167102. (Y-4)

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- *1781** Amend ordinance which incorrectly described the site approved for a Comprehensive Plan map amendment and which changed the zone of property near SW 24th Avenue and SW Spring Garden Road from R2, Residential, to CG, Commercial, with conditions (Ordinance; amend Ordinance No. 166832)

Disposition: Ordinance No. 167103. (Y-4)

Commissioner Gretchen Kafoury

- *1782** Increase purchase order contract for asbestos abatement air monitoring of new North Precinct facility (Ordinance; amend PO No. 1015569)

Disposition: Ordinance No. 167104. (Y-4)

- *1783** Contract with the Warehouse Project, Inc., for \$12,000 to carry out the Home Coat Advantage Paint Project in low income neighborhoods and provide for payment (Ordinance)

Disposition: Ordinance No. 167105. (Y-4)

- *1784** Contract with Catholic Community Services and SE Asian Vicariate for \$12,000 to conduct the Vietnamese Literacy Project for low-income at-risk refugee youth and provide for payment (Ordinance)

Disposition: Ordinance No. 167106. (Y-4)

- *1785** Amend contract by increasing the amount of compensation by \$7,865 and extending the termination date to June 30, 1994 (Ordinance; amend Contract No. 28608)

Disposition: Ordinance No. 167107. (Y-4)

Commissioner Mike Lindberg

- 1786** Accept Final Certificate of Completion and approve Change Orders for Woodland Sanitary Sewer System and provide for final payment (Report; Contract No. 27990; C-9776)

Disposition: Accepted.

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- *1787** Increase the petty cash account in the Sewage System Operating Fund, Bureau of Environmental Services Financial Management Division from \$2,500 to \$3,000 (Ordinance; amend Ordinance No. 152321)

Disposition: Ordinance No. 167108. (Y-4)

- *1788** Accept an intergovernmental agreement between the Bureau of Environmental Services and Portland State University to conduct a study of residential disposal and recycling services in the amount of \$27,276 (Ordinance)

Disposition: Ordinance No. 167109. (Y-4)

- *1789** Adopt a Waste Reduction Program and enter into an intergovernmental agreement with the Metropolitan Service District so the City can receive Metro Waste Reduction Challenge Grant funds (Ordinance)

Disposition: Ordinance No. 167110. (Y-4)

REGULAR AGENDA

- 1765** Reappoint Shar Girard and appoint Claudiette LaVert-Collier and Hector Ariceaga to the Housing Authority of Portland (Resolution)

Discussion: New members of the Housing Authority introduced themselves and thanked the City for this opportunity to serve.

Disposition: Resolution No. 35210. (Y-4)

- 1791** Apply for participation in the international Green Fleets project sponsored by the International Council for Local Environmental Initiatives and Public Technology, Inc. (Resolution)

Discussion: Commissioner Blumenauer said this program is modeled on the carbon dioxide global warming program provides for Green Fleets to participate in a consortium of European, Canadian and U.S. cities to develop strategies to reduce transportation energy use and emissions.

Disposition: Resolution No. 35211. (Y-4)

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1790 Present resolutions developed at the Portland Neighborhood Congress on October 9, 1993 (Report)

Discussion: Margaret Darcy Strachan, Chair of the Portland Neighborhood Congress Committee, presented 36 resolutions developed at the Portland Neighborhood Congress, attended by about 400 people.

Commissioner Hales thanked her for her work in giving policy makers a real set of instructions from people across the City.

Commissioner Lindberg asked what happens now.

Ms. Strachan said she wanted to revitalize the dialogue across the City and empower people to take responsibility as well, working through the Office of Neighborhood Association (ONA) and the neighborhood coalitions.

Commissioner Hales said Diane Linn is prepared to organize ONA efforts to follow up on the resolutions.

Mayor Katz asked if it were fair to say that the priorities were reflected in the vote tally.

Ms. Strachan said people who attended Chief Moose's discussion were more organized and better represented than some of the other groups and that may be reflected in the vote. She noted that the people there were self-chosen, not official representatives of their neighborhood associations.

Disposition: Accepted. (Y-4)

Commissioner Earl Blumenauer

***1792** Accept a grant from the Traffic Safety Division, Oregon Department of Transportation, to promote traffic safety education (Ordinance)

Discussion: Commissioner Blumenauer said this is an outgrowth of an action plan adopted by Neighborhood Traffic Congress held two years ago which was the genesis of the Reclaiming Our Streets program. He described some of the programs that have resulted from that action plan, noting the presence of students from Clarendon School in Council today who were part of the pilot student traffic safety education project. He said this is the third year of funding for this program.

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Gail Shibley, Manager of Education and Outreach Section, Bureau of Traffic Management, said there is no question but that the need to address traffic concerns is real and pressing. She said this process got started because of collaborative neighborhood efforts and has resulted in measures undertaken by the Office of Transportation to calm neighborhood traffic. A survey taken last year showed that the number one concern about traffic in neighborhoods was concern for young people. She said the ODOT grant provides about a third of the Bureau's resources and allows them to expand activities already begun. She said a combination of engineering, enforcement, education and encouragement to use alternative transportation modes is needed. She described some of the measures that are planned to increase safety, including use of an electronic board to indicate the speed of autos travelling in school zones, a series of lawn signs focused on decreasing speeds, and joint projects with the schools.

Mayor Katz asked her to prioritize bench marks for reducing traffic accidents and speeds during the budget process so the City can put its money where the priorities are.

Carolyn Altman, 3615 NE Hassalo, said reclaiming our streets helps people imagine what they can do with an increasing number of cars and how to live reasonably with them. She cited plans by the Grant Park Neighborhood Association to try new ways to manage traffic, not just put in a signal. She encouraged continuing citizen involvement in traffic management.

Tom O'Keefe, United Community Action Network, asked Council to consider lowering the speed limit from 25 to 20 miles in residential areas.

Commissioner Blumenauer said studies show that increasing density does not bring more cars while not increasing density does. He thanked staff for trying things that have never been done before.

Disposition: Ordinance No. 167111. (Y-4)

Commissioner Charlie Hales

- 1793** Authorize City Attorney to appeal the Washington County Board of County Commissioners' approval of a comprehensive plan amendment adopting an urban services boundary between the cities of Beaverton and Portland (Resolution)

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Discussion: Commissioner Hales said the legal process grinds on although new State legislation has passed which will allow another opportunity for resolution outside the courts.

Disposition: Resolution No. 35212. (Y-4)

Commissioner Mike Lindberg

***1794** Amend contract with CH2M-Hill Northwest, Inc., to provide professional engineering services to develop a final Combined Sewer Overflow Facilities Plan (Ordinance; amend Contract No. 28463)

Discussion: Commissioner Lindberg noted that Council members had been briefed on this plan.

Disposition: Ordinance No. 167112. (Y-4)

1795 Authorize a contract with Cory Samia Consultants for assembly programs in the schools and at public events for the Bureau of Environmental Services for \$16,850 (Ordinance)

Disposition: Passed to Second Reading November 17, 1993 at 9:30 a.m.

City Auditor Barbara Clark

1796 Assess benefitted property for the costs of the construction of street improvements of NE Russell Street from NE 111th Avenue to easterly terminus and construct sumps (Second Reading Agenda 1752; C-9795)

Disposition: Ordinance No. 167113. (Y-4)

At 10:55 a.m., Council recessed.

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A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 10TH DAY OF NOVEMBER, 1993 AT 2:00 P.M.

THOSE PRESENT WERE: Mayor Katz, Presiding; Commissioners Hales and Lindberg, 4.

OFFICERS IN ATTENDANCE: Cay Kershner, Clerk of the Council; Pete Kasting, Senior Deputy City Attorney; and Officer Chuck Bolliger, Sergeant at Arms.

- 1798** Tentatively grant appeal of Barry D. Schlesinger for BPM Associates against Hearings Officer's decision to deny application for a conditional use for a parking structure in a CXd zone, located on the north half of Block 177, bounded by SW 6th, SW Washington and SW Broadway (Findings; Previous Agenda 1633; 92-00763 CU)

Discussion: Cay Kershner, Clerk of the Council, noted a memo from the City Attorney requesting a one week continuance.

Disposition: Continued to November 17, 1993 at 2:00 p.m.

- 1797** **TIME CERTAIN: 2:00 PM** - Amend Title 33 of the City Code relating to the Columbia South Shore Plan District, Environmental Zone, Adjustments, and Definitions, amend Official Zoning Maps, and adopt Natural Resources Protection Plan for the Columbia South Shore (Previous Agenda 1673)

Discussion: Commissioner Hales said discussions were held since the last hearing and some amendments regarding the Galitzki property have been suggested.

Duncan Brown, Planning Bureau, said Council continued its October 6 hearing on the Plan in order to allow Planning staff to respond to the issues raised, particularly the ESEE analysis and justification for resource protection. He said they have submitted a site-specific 600 page ESEE document and are also proposing some changes on the Galitzki property. The proposal is to retain about the same acreage in the EP (Environmental Protection) zone but shift it somewhat southward protecting fewer wetlands and more uplands. This will allow more development potential close to Airport Way while at the same time protecting valuable natural resources. He referenced a map showing the proposed changes.

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Mr. Brown said the Bureau recommends the following actions today: 1) take testimony on Appendix D (the ESEE analysis); 2) reflect the proposed changes to the EP zone on the Galitzki property by amending the conclusions and conflict resolutions for CC, BD, EE and figure 3-2 (on pages 64 and 66); 3) amend the map 26-47 in Appendix A and the aerial photos in Appendix C to reflect the proposed changes and; 4) pass the Plan as amended including appendices A-D to a second reading.

Kirk Leonard, Portland Development Commission, said these changes open up the Galitzki property for better development, render it more economical for the Galitzkis and more practicable for PDC's purposes on Airport Way.

Dorothy Cofield, 8255 SW Huntzinger, Tigard, attorney for the Galitzki's said this proposal looks like a win-win for everyone.

Michael Carlson, Portland Audubon Society, said they testified at the last hearing that the Four Corners area was the most highly rated habitat upland area and are very concerned about the lack of buffer around it. This issue on the south side of the Four Corners area has not been resolved yet. Originally the NRMP called for a 15-foot buffer on that site but right now there is none, with the potential for developing property right up to the tree line. He requested creation of a 15-foot buffer as the absolute minimum. He added support for the Galitzki proposal.

Mr. Brown said the area cited by Mr. Carlson where they are recommending no transition area is alongside a forested area between Airport Way and 185th. He pointed out the difference between a plan that protects natural resources and one such as this, which is designed to meet statewide planning Goal 5 by balancing all urban planning goals to achieve commercial/industrial development while still protecting valuable resources. In this case several lots in an approved subdivision plan with an access road feeding into Airport Way back up against the resource area. Based on the need for economic development in this area and the limitations placed on the lots, the Bureau of Planning is recommending that the resource protection area be reduced to zero, realizing that it adversely impacts perhaps the most valuable forested area in the Columbia South shore. However, overall they believe protection for the Four Corners area is sufficient.

Bernard Galitzki, Bit-Tel Investment Co., described the compromise solution that has been reached with the Planning Bureau and members of the environmental community in regard to his land. He agreed to designation

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of 15.1 acres of wetland and forested uplands as an EP zone in exchange for some usable developable lots along the future Mason street.

Linda Robinson, 1115 NE 115th Ave., said this does seem to be a positive adjustment for everyone.

Alice Blatt, 15231 NE Holladay, 97230, thanked the many individuals and groups who have worked so hard on this Plan. She said the Galitzki's property can define what is meant by an industrial sanctuary and supported the new proposal. With regard to the Four Corners property identified by Mr. Carlson, she said any additional protection there would be welcome.

Commissioner Hales said while staff is not prepared to make any recommendations today regarding the buffer in the forest area, he believes the existence of Environmental zoning on the actual forested portion of that site and the leeway they will have in regulating construction practices on the site when it is developed lessens the impact of having no buffer there. He said staff clearly intends to use its authority to ensure that construction practices on the developable portion are not invasive of the resource. He said only a small amount of the site is still developable and a buffer would so reduce the developable area as to make it of marginal use. He said this is a very fair and creative compromise that preserves the developability of the site.

Commissioner Hales moved the amendments outlined by Mr. Brown including amending Appendix D, the map in Appendix A and the aerial photos in Appendix C to reflect the changes in the EP zone on the Galitzki property. The motion also called for amending the Conclusions and Conflict Resolutions for Sites CC, DD and EE (on pages 64-66) to reflect those same changes.

Commissioner Lindberg seconded and the motion carried (Y-4).

Disposition: Passed to Second Reading November 17, 1993 at 9:30 a.m. as amended.

1799 Amend the Comprehensive Plan map and change the zone of property at SE 23rd and Taylor from R5, High-density Single-dwelling Residential, to R2.5, Attached Residential (Ordinance; 93-00419 CP ZC)

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Discussion: Peter Kasting, Deputy City Attorney, outlined the process and procedures.

Mike Hayakawa, Planning staff, said this is a Comprehensive Plan map amendment which requires a Council hearing despite the fact there was no appeal of the Hearings Officer's decision. The staff and Hearings Officer's recommendations are both favorable. Mr. Hayakawa said the Hearings Officer found that this proposed development for four row houses in the Buckman neighborhood met all approval criteria. His recommendation included four general conditions dealing with the design elements, preservation of a tree and maintenance by each home owner. He noted the mixed use density of the area.

Commissioner Hales asked if he supported the recommended change proposed by Martha Peck Andrews.

Mr. Hayakawa said Ms. Andrews had earlier recommended that the Hearings Officer add a condition regarding compliance with the design standards in the Buckman Plan. After the record was closed, she wrote a letter clarifying that she was not insisting that the windows be wood. The applicant has provided specific language to reflect that change and staff believes it is appropriate.

Commissioner Hales moved to modify Condition D to include the language submitted specifying that vinyl frame windows detailed with wood trim be allowed in lieu of wood frame windows. That would still meet the Buckman standards. Commissioner Lindberg seconded.

Disposition: Ordinance No. 167114 as amended. (Y-4)

At 2:45 p.m., Council adjourned.

BARBARA CLARK
Auditor of the City of Portland

Cay Kershner

By Cay Kershner
Clerk of the Council