



CITY OF

PORTLAND, OREGON

OFFICIAL
MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 16TH DAY OF FEBRUARY, 1994 AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Katz, Presiding; Commissioners Blumenauer, Hales, Kafoury and Lindberg, 5.

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

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

CONSENT AGENDA - NO DISCUSSION

- 217** Accept bid of Oregon Pacific Corp. for janitorial services at the Fire Administration Building for the Bureau of Fire for \$13,590 (Purchasing Report - Bid 93-A)

Disposition: Accepted; prepare contract.

- 218** Accept bid of Eudaly Brothers for Bayard Basin CSO sump project Units 2-3 for \$718,212 (Purchasing Report - Bid 98)

Disposition: Accepted; prepare contract.

- 219** Vacate a portion of NW 24th Place north of NW Thurman Street, under certain conditions (Ordinance by Order of Council; C-9851)

Disposition: Passed to Second Reading February 23, 1994 at 9:30 a.m.

- 220** Vacate a portion of public right-of-way at the northwest corner of the intersection of SW Jefferson Street and SW 18th Avenue, under certain conditions (Ordinance by Order of Council; C-9857)

Disposition: Passed to Second Reading February 23, 1994 at 9:30 a.m.

Mayor Vera Katz

- 221** Confirm appointment of Noell Webb, Steve Abel, Sara ffitch and Ruth Scott to the Portland City Planning Commission (Report)

Disposition: Confirmed.

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- 222** Nominate Mary C. Scott to serve as a member of the Metropolitan Exposition-Recreation Commission (Resolution)

Disposition: Resolution No. 35243. (Y-5)

- *223** Pay claim of Brenda Medina (Ordinance)

Disposition: Ordinance No. 167361. (Y-5)

- *224** Pay claim of Cynthia Bradfield (Ordinance)

Disposition: Ordinance No. 167362. (Y-5)

- *225** Authorize settlement of a citation issued against the City of Portland by the Oregon Occupational Health and Safety Division in Citation No. D7110-086-92 (Ordinance)

Disposition: Ordinance No. 167363. (Y-5)

Commissioner Earl Blumenauer

- 226** Terminate City of Portland/Multnomah County Intergovernmental Agreements for cable administration for unincorporated county areas (Resolution)

Disposition: Resolution No. 35244. (Y-5)

- *227** Authorize the purchase of six extended cab 4x2 compact pickups through the State of Oregon Price Agreement and provide for payment (Ordinance)

Disposition: Ordinance No. 167364. (Y-5)

Commissioner Charlie Hales

- 228** Accept contract with Lloyd Kessler Construction as substantially complete and authorize final payment with release of retainage upon authorization of Project Manager (Report; Contract No. 28835)

Disposition: Accepted.

- 229** Recommend the American Waterways, Inc., proposal for operation of a dining and excursion vessel in the City of Portland to the Oregon Business Development Fund (Resolution)

Disposition: Resolution No. 35245. (Y-5)

- *230** Authorize an agreement to terminate the City's lease with the French American School and the International School for use of Portland Parks and Recreation facility known as Mt. Tabor Annex (Ordinance)

Disposition: Ordinance No. 167365. (Y-5)

- *231** Authorize a lease agreement with YMCA of Columbia-Willamette for use of Portland Parks and Recreation facility known as Mt. Tabor Annex (Ordinance)

Disposition: Ordinance No. 167366. (Y-5)

- *232** Authorize an agreement with the Friends of the Children's Museum to provide additional services and programs through the Children's Museum (Ordinance)

Disposition: Ordinance No. 167367. (Y-5)

- *233** Authorize an agreement with Mitchell/Nelson/Welborn/Reimann Partnership for \$52,500 to complete a Natural Resources Management Plan for the Peninsula Drainage District No. 1 and a Conditional Use Master Plan for Portland International Raceway (Ordinance)

Disposition: Ordinance No. 167368. (Y-5)

Commissioner Gretchen Kafoury

- 234** Accept traffic signal installation work for Police vehicle storage facility as complete and make payment to Albany Electric, Inc. (Report; Contract No. 28759)

Disposition: Accepted.

- 235** Establish a residential anti-displacement and relocation assistance plan for the Portland HOME Consortium (Resolution)

Disposition: Resolution No. 35246. (Y-5)

- *236** Contract with Peninsula Children's Center to provide storm windows and develop a playground at the facility located at 4720 N. Maryland St. and provide for payment (Ordinance)

Disposition: Ordinance No. 167369. (Y-5)

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- *237** Amend agreement with Multnomah County to increase amount by \$12,000 to fund emergency housing vouchers and provide for payment (Ordinance; amend Agreement No. 28879)

Disposition: Ordinance No. 167370. (Y-5)

- *238** Contract with YWCA for \$20,583 to operate its domestic violence program and provide for payment (Ordinance)

Disposition: Ordinance No. 167371. (Y-5)

- *239** Authorize the Mayor to submit a proposal to the Black United Fund of Oregon for \$5,000 to implement the "Parents Rights and Responsibilities Project" (Ordinance)

Disposition: Ordinance No. 167372. (Y-5)

Commissioner Mike Lindberg

- 240** Accept completion of the Ankeny Pump Station revisions and modifications and make final payment to Electrical Construction Company (Report; Contract No. 27095)

Disposition: Accepted.

- 241** Accept final, revised Progress Payment No. 2 on the Hydra CSO Monitoring Stations Westside and Ultrasonic Meters and make final payment to Oregon Electric Construction, Inc. (Report; Contract No. 28223)

Disposition: Accepted.

- 242** Accept final, revised Progress Payment No. 3 on the Hydra CSO Monitoring Stations Eastside and Columbia Slough and make final payment to Oregon Electric Construction, Inc. (Report; Contract No. 28224)

Disposition: Accepted.

- *243** Amend contract with Montgomery Watson Americas, Inc. for an additional \$43,530 for additional engineering services for Phase Two of a corrosion control study required for compliance with the Lead and Copper Rule and provide for payment (Ordinance; amend Contract No. 28315)

Disposition: Ordinance No. 167373. (Y-5)

- 244** Amend the existing Northwest Portland franchise boundary of Gruetter Sanitary Service and allow them to subcontract the collection of solid waste and recycling in that area to Gruetter Disposal Service (Ordinance)

Disposition: Passed to Second Reading February 23, 1994 at 9:30 a.m.

REGULAR AGENDA

- 215** **TIME CERTAIN: 9:30 AM** - Accept report and recommendations for the SW Virginia Avenue Neighborhood Traffic Management Project (Report introduced by Commissioner Blumenauer)

Discussion: Commissioner Blumenauer said this is the first phase in resolving traffic problems in a unique residential neighborhood in the Corbett/Lair Hill area which is wedged between an Interstate freeway, a State highway and Corbett and Macadam. He said some rather dramatic proposals were made to deal with the situation but there was no neighborhood consensus for more aggressive diversion.

Crysttal Atkins-Conwell, Bureau of Traffic Management, reviewed goals of the Neighborhood Traffic Management program as well as the history of the SW Virginia project. She noted that this is the first of three phases that have been developed to deal with speeding and high traffic volumes within the Corbett corridor. The SW Virginia segment was initiated in June, 1992.

Ms. Atkins-Conwell showed slides of the area to illustrate the traffic problems. She said traffic volumes on this mostly residential street were just under 1300 vehicles at the beginning of the project with approximately 80 percent of the vehicles coming from or going to destinations outside the neighborhood, indicating a classic cut-through problem. A committee was formed for this traffic project which set a goal of reducing traffic volumes on SW Virginia between Taylors Ferry and Nebraska. To achieve this goal, it adopted five objectives, including reducing northbound traffic on Virginia by 50 to 75 per cent. The traffic committee then chose to test a median island semi-diverter on Virginia which designates the northbound lane as a transit-only lane, precluding a left turn off SW Taylors Ferry. An evaluation of the test results indicated that traffic volume was reduced by over 500 vehicles per day and one of the adjacent local service streets had an increase sufficient to trigger the NTMP impact threshold curve. Because the test met its goal, the traffic committee approved proceeding to a neighborhood ballot. The ballot results showed that about 80 per cent of those returning ballots favored the project. The Bureau of Traffic Management believes this solution should be adopted permanently.

Lee Hill, 0214 SW Nebraska, chair of the Traffic Committee, noted that this diversion was included in the City's 1977 Comprehensive Plan. He said it was very dangerous to make the left hand turn onto Virginia, one that also backed up traffic during rush hours. Regarding the ballot results, he noted that owner-occupants favored it by about nine to one although renter- occupants supported it only marginally. He said this diversion increases safety in the neighborhood and makes it easier on pedestrians.

Jeanne Galick, 7005 SW Virginia, supported the project as it allows her to pull out of her driveway on Virginia in the morning and makes the area safer for her pets.

Chief Grant Coffey, Fire Bureau, Community Emergency Service Coordinator, noted the importance of communicating the need for unimpeded emergency access while at the same time maintaining neighborhood livability. He said this was a very enlightening process, adding that the Bureau helped design this project and hopes to partner with the Office of Transportation in the future on other projects like this.

Disposition: Accepted. (Y-5)

- 245** Authorize City Engineer to delegate responsibility for establishment of stormwater management and discharge standards to Director of Environmental Services (Resolution introduced by Commissioners Blumenauer and Lindberg)

Disposition: Resolution No. 35247. (Y-5)

Mayor Vera Katz

- 246** File Powell Valley annexation with the Portland Metropolitan Area Local Government Boundary Commission (Resolution; Case #A-1-94)

Discussion: John Bonn, Urban Services Manager, said he realizes that this and the following two annexations will cost the City more money to provide services than it gets from the area. He added that this is the finalization of a 10-year old vision that the Multnomah County Commission and the City Council had when Resolution A and the urban services policy were adopted in 1983. He said over 100,000 in population has been added to the City in the past 10 years, the largest period of growth since Albina and St. Johns merged with Portland in about 1915.

Mr. Bonn said this now completes the East Portland project that has taken all these years and is consistent with the recommendation made

last year by the Goldschmidt Task Force supporting annexations. The challenge now is addressing future growth in this area in the next 20 years.

Commissioner Kafoury said it might be good to have a Council Informal to wrap things up and get information on how much revenue was actually garnered over the years.

Mr. Bonn said a Budget Note calls for a review of the cost benefit over the past 10 years and also for polling of citizens in the annexed areas to see how the City is doing. He will be working on these now that the annexations have been completed and will be happy to report the results during a Council informal.

Commissioner Blumenauer said these annexations have changed the future of the City and without this program there would not have been the increased industrial base for the City, although it has probably been a wash for the City financially. He said when this was done no one anticipated the dramatic decrease in revenues due to Measure 5 and if this program had not gone forward, the area would have been in a terrible mess. He said 10 years from now this will stand out as one of the actions taken by Council that really made a difference, giving people better service and lowering costs.

Ken Puckett, 3704 SE 166th, said residents of mid-county have had a number of things shoved down their throats. He said he hears City staff comment on how much the City gets from these annexations but hears little about what the community gets. He said they have been in limbo for far too long.

Paul Richmond, PO Box 454, 97207, said he sympathizes with the previous speaker as he sees Council passing more and more ordinances which take away control from the citizens themselves.

Commissioner Hales said this has been a successful but difficult transition of a relatively unplanned and unserved area into City neighborhoods. He said there is a dearth of community facilities in the area and the next step for Council will be providing services and programs. One task that remains is to figure out where Police and Fire Bureau personnel will be housed and what the zoning should be.

Commissioner Kafoury said the lack of people in Council today indicates that the hard work of staff over the years has paid off. She noted this has been a very emotional issue but one of the City's most successful efforts in terms of public policy.

Mayor Katz said she knows there is a lot of anxiety and frustration

among those being annexed. She said the City has a responsibility to provide the services promised even if the amount of money coming into the City because of annexation might be less than the cost of those services.

Disposition: Resolution No. 35248. (Y-5)

***216**

TIME CERTAIN: 10:00 AM - Authorize Mayor to enter into Intergovernmental Agreement for creation of a Construction Industry Workforce Clearinghouse; establish staffing and systems for implementation of Clearinghouse on City construction projects (Ordinance introduced by Mayor Katz)

Discussion: Mayor Katz said creation of the Workforce Clearinghouse is another step to fully implementing the Fair Contracting and Employment Initiative and addresses the central problem concerning the lack of ethnic minorities and women in the apprenticeship program. The Clearinghouse will also save money since the City was spending \$200,000 on the old program but, because Tri-Met and the Oregon Department of Transportation have been brought on board, the expense will be cut to roughly \$80,000, with enough dollars left to beef up enforcement.

Madelyn Wessel, Deputy City Attorney, said with programs that take race and gender into account in awarding public contracts, the City has to demonstrate that it is addressing some genuine problems in the community. She said the First Source data, based on the employment records of companies doing business with the City in 1992, showed a dramatic underutilization of minorities in the construction trades. Of a work force of over 1,500 people, less than one percent was African-American. Asians had zero percent, Native-Americans, one percent; and Hispanic, 2.9 percent. If laborers and flaggers are subtracted, the percentage of minorities dropped even more dramatically.

Ms. Wessel said a preliminary assessment of 1993 records shows some progress but there is still a long way to go. Out of a work force of 1,359 people, 30 were African-American, 47 were Hispanic, 2 were Asian and 29 were native American. The total minority pool then rises to 7.9 per cent, which is about half the potential availability, but only about one third of availability for African-Americans. If the lowest job categories are dropped, minority representation drops to 6.5 per cent, 1.4 per cent for African-Americans.

Mayor Katz asked Ms. Wessel to provide that information to Council in a report.

Ms. Wessel said data about women in construction was not gathered in

1992. However, in 1993 the initial data shows that out of the work force of 1,359, 101 were women, or 7.5 per cent. Taking out flaggers and laborers lowers that to 2.7 per cent.

Ms. Wessel said the data shows progress between 1992 and 1993, adding that there were some problems with the way new employees were defined that had to be resolved. She noted that the Mayor had also asked her to look at the pattern of success and failure in the apprenticeship programs. She said she found that relatively few people emerge out of these programs and even fewer women and minorities.

Jenny Portis, Director, Workforce Center, said the Clearinghouse is a pilot program that will promote, coordinate and monitor the referral, hiring, training and continuing employment of minorities, women and the disadvantaged in the construction industry. She said this is a giant leap forward over past efforts where they have witnessed a revolving door situation. The Clearinghouse is geared to apprentices and predicated on the coordination of three governmental entities. This is a first. It took just about 12 months to develop this plan with the involvement of community organizations. Ms. Portis said she understands Tri Met and ODOT will also be accepting the Clearinghouse agreement. The interim Clearinghouse is already running and activity is expected to pick up with the Westside light rail project. She said they are going to be able to track people from project to project among these three government entities which will allow them to evaluate their success. She said it is hoped that this will soon be expanded to include residential construction as well.

Jess McKinley, Portland Development Commission, said the City will have a side agreement with the Bureau of Labor and Industries (BOLI) to provide quality control and technical assistance in training staff. BOLI will also be asked to apply pressure on the trades committees to provide direct entry for applicants, rather than having to wait a year or more. BOLI will also be able to provide information about existing apprentices.

Commissioner Kafoury asked how this fits with existing programs such as Job Net.

Ms. Portis said this will enhance Job Net's goals and objectives which are to get Northeast residents into jobs. As for the Workforce Center, it will have letters of agreement with BOLI and with recruiting agencies such as the Urban League and PIC.

Commissioner Kafoury asked if there would be a new entity.

Ms. Portis said it will be bid, adding that the Workforce Center will not

be bidding on it.

Mr. McKinley said Job Net mainly handles permanent jobs while construction work is seasonal. This will broaden opportunities to plug people into nontraditional permanent jobs and allow all the agencies involved to coordinate outreach and recruitment efforts.

Ms. Portis said they will utilize the Job Net bulletin board system to get the word out about jobs to the recruiting agencies. The Clearinghouse will also do projections so that those who do training can deliver qualified applicants.

Mayor Katz said the training piece is very important.

Lena Garcia-Seaboldt, Tri-Met, said they are very pleased to be part of the Clearinghouse. She said it was not an easy task to pull all the entities together, adding that Tri-Met is committed to very aggressive tracking mechanisms on the light rail project.

Bruce Temple, Cement Masons Apprenticeship program, said a lot of people who go through the apprentice programs drop out for one reason or another, including relocation and a change in career goals. The coordinators meet almost monthly and recruit from different sources such as PCC and the Job Corps. He said they are trying to stay within the guidelines although in some crafts it is quite difficult.

Mayor Katz said this process has been like giving birth to three elephants.

Commissioner Blumenauer said the City's past efforts in this area have been scattered and episodic and he commended the Mayor for taking this on and providing focus and leadership. He said bids for Line Segment 7 of the light rail project were opened yesterday and the numbers of minority and women are very positive. They expect similar results on future projects.

Commissioner Hales said if the City wants to change the pattern of entrenched exclusion it has to clearly state its goals, use every means at its disposal and persist in the follow-through.

Mayor Katz said there is a lot of work to be done but those involved with the Oregon Arena Project and Walnut Park Police Precinct jobs clearly got the message and went beyond what they could have done to recruit minorities and women.

Disposition: Ordinance No. 167374. (Y-5)

- 247** File Gilbert annexation with the Portland Metropolitan Area Local Government Boundary Commission (Resolution; Case #A-2-94)

Disposition: Resolution No. 35249. (Y-5)

- 248** File Gilbert annexation with the Portland Metropolitan Area Local Government Boundary Commission (Resolution; Case #A-3-94)

Discussion: Commissioner Hales said they are going to have to change the mental geography of the City, adding that with these annexations a number of signs will need to be changed as well.

Disposition: Resolution No. 35250. (Y-5)

- *249** Accept a grant of \$46,800 from the State of Oregon Public Utilities Commission to continue the Motor Carrier Safety Inspection Program in the Police Bureau Traffic Division (Ordinance)

Discussion: Paul Richmond, PO Box 454, 97207, said he is wary of this program because it is just one more law that makes it harder for the smaller contractor to do business.

Disposition: Ordinance No. 167375. (Y-5)

- *250** Accept a \$3,000 grant from Oregon Department of Transportation for overtime enforcement of safety belt laws, DUII and other traffic laws (Ordinance)

Discussion: Paul Richmond, PO Box 454, 97207, said he is aware of a whole slew of laws passed by the legislature which triple the cost of fines on minor traffic infractions. He said the fines are absurdly high and make people pay more than they reasonably can.

Disposition: Ordinance No. 167376. (Y-5)

Commissioner Earl Blumenauer

- 251** Declare the purpose and intention of the City of Portland to construct street, water system and storm sewer improvements in the SW 50th/Marigold Local Improvement District (Resolution; Street; C-9805)

Discussion: Dan Vizzini, City Auditor's office, said this is a resolution of intent to move the local improvement process toward construction of streets in the 50th/Marigold area. In 1992 Council approved a resolution directing the City Engineer to provide designs and specifications for this project. Those have been completed and the Auditor's Office is now ready to notify property owners of the projected

cost and schedule a public hearing before Council.

Tom Tower, 5018 SW Robert Court, said the current design does not have the approval of those who live in the LID and there are petitions listing the points of disagreement. He said they would like to speak to Council members individually regarding the lack of citizen involvement in the design process.

Leonard Whiteman, property owner in the affected area, said the overwhelming majority of residents favor seeing that the unimproved streets are paved. However, while they support the improvement district they do not support the plan proposed by the City which will create a classic cut-through problem funneling a lot of non-local traffic through the area. He said a survey of those affected found that the proposed plan is not supported by anywhere close to a majority.

Mayor Katz noted real concern in the community about this project.

Commissioner Blumenauer said this will be an interesting issue as one person's cut-through is another's grid. He said the site is very difficult and the reason this has taken so long is because the staff has taken a huge amount of time to work on this. He said he has reviewed what the staff has done each step of the way and is satisfied that it is completely consistent with Council policies. The issue is whether Council really wants to apply the policies in this case or make an exception. He said application of these policies will grow increasingly difficult in the coming years as some people want cul-de-sacs, not through streets. This will be a good opportunity for Council to test the policies and make sure that staff in Transportation, Planning, BES and the Auditor's Office are doing what Council wants them to do. He added, however, that the project is becoming so expensive it may not pencil out because of the extraordinary difficulty of the site.

Mayor Katz suggested that Council members visit the site.

Mr. Vizzini said the process began with a majority petition to the City for the work to be done. The normal way is for the City to do the preliminary engineering, return with a proposal and schedule a public hearing. He said staff has held numerous meetings in the community and will hold one more meeting in the neighborhood prior to the public hearing on March 30. At that time all the design and assessment issues will be aired and if Council elects to modify or return the project for redesign, it has that option. This has been a very long process but is a fairly typical one for infill development in Southwest Portland, one which Council is likely to see more and more in the coming years.

Disposition: Resolution No. 35251. (Y-5)

- *252** Agreement with Tri-Met for maintenance of the Westside Light Rail Project within the City (Ordinance)

Discussion: Cay Kershner, Clerk of the Council, said she had a replacement for part of the agreement.

Commissioner Blumenauer moved to amend this by substituting a revised agreement. Commissioner Hales seconded and the motion carried. (Y-4)

Mayor Katz asked if this agreement was basically what was discussed at the Council Informal.

Christine Cannon, Bureau of Transportation Engineering said the new agreement includes wording for corrosion and cathodic protection and maintenance between the Water Bureau and Tri-Met which were not in the original one.

Karen Rabiner, Westside Light Rail Project Manager, said this agreement is pretty standard.

Disposition: Ordinance No. 167377 as amended. (Y-5)

- *253** Authorize an Intergovernmental Agreement for construction management and services with the Tri-County Metropolitan Transportation District (Ordinance)

Discussion: Ms. Rabiner said this agreement with Tri-Met clearly defines the partnering agreement on how to co-manage the construction phase of this project.

Commissioner Hales said he assumes that there is a process to make changes.

Ms. Rabiner said yes and there is also a joint resolution of issues process, including a final step to form a policy committee on which both the Mayor and Commissioner Blumenauer would serve.

Disposition: Ordinance No. 167378. (Y-5)

- *254** Accept assignment of personal services agreement from Tri-Met; waive City Code Title 5.68; extend agreement through the construction phase of the Westside Light Rail Line Section 4-C and provide for payment (Ordinance)

Disposition: Ordinance No. 167379. (Y-5)

Commissioner Charlie Hales

***255** Agreement with and acceptance of bargain and sale deeds from Multnomah County for ten neighborhood parks (Ordinance)

Discussion: Commissioner Hales said because of annexations what used to be referred to as mid-County is now part of Portland or Gresham. Because of the annexations and the transfer of Multnomah County parks to Metro, the process of transitioning these ten parks into the City system needed to be accelerated.

John Sewell, Bureau of Parks and Recreation, said this request covers the transfer of the final 10 parks, or about 60 acres total. He said 10 years ago, following completion of a master plan, the City took the first park from the County and the total is now 33 parks, 32 from Multnomah County and one from the State. The City has spent a lot of money doing onetime fix-ups and has also made capital improvements.

Dennis Richey, Chair East Portland District Coalition of Neighborhood Associations, said they have only three parks in their area. Some of the pieces are very small and would make good community gardens or soccer fields. Some, however, have become attractive nuisances for neighbors. He requested that the proceeds from the sale of any of these properties be dedicated to improving the other parks.

Paul Richmond, PO Box 454, 97207, criticized the Mayor and Commissioner Blumenauer for spending a million dollars each in the mayoral campaign and for the City's agreement to pay for cost overruns on the Blazers' new arena.

Commissioner Kafoury asked about the contingency cap and why this was not done quarterly.

Mr. Sewell said the Office of Finance and Administration approved it but he does not know whether it was included in the quarterly adjustment.

Commissioner Kafoury said it surprised her that this was isolated.

Commissioner Hales said until the properties were accepted, the funds could not be encumbered.

Disposition: Ordinance No. 167380. (Y-5)

- *256** Authorize application to the Oregon Department of Transportation and the Oregon Department of Land Conservation and Development for several grants in the amount of up to \$450,000 for transportation and growth management programs (Ordinance)

Discussion: Jim Claypool, Planning Bureau, said because of the much expanded state transportation growth management program, the grant application process has become much more complex. He noted three grant categories: 1) transportation system planning; 2) ODOT corridors; and 3) infill strategies and development opportunities to support the growth management policies. This year ODOT and Metro have also been involved in the process since Metro now has to sign off on Category II projects. For this reason staff from all three entities met to whittle down the grant application process and establish criteria, such as the number of housing units, for approving grant applications. The grant proposals were then whittled down to the nine before Council today. Awards should be made in late April.

Mayor Katz asked where the nine applications were.

Mr. Claypool said they have not all been completed yet.

The Mayor asked him to share them with Council when they are finalized.

Mr. Claypool described the grants, noting that Category I has three projects -- a bicycle master plan, a pedestrian system plan and a parking program. Category 2 has two projects -- a strategy for initiating the Eastbank integrated master plan and a SE Main Street study. Category III has four projects - public\private partnerships in the City's infill and redevelopment strategy, transit support of development at the Hollywood light rail station and two grants from the Portland Development Commission along transit corridors.

Paul Richmond, PO Box 454, 97207, said LCDC has a wonderful history that makes it harder and harder for individuals to acquire land or set up their own businesses while larger investors have an easier time investing in these areas.

Disposition: Ordinance No. 167381. (Y-5)

- *257** Amend City Code on Building Permits (Ordinance; amend Code Section 31.40.020)

Discussion: Commissioner Hales noted that this and the following three items are the implementing ordinances for the fee structure for

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the Fire Bureau that was driven by the cost of service study reviewed by Council last week.

Commissioner Kafoury asked if the development community had been notified about the fee increases.

Jim Schwager, Fire Bureau, said the Bureau held a public meeting November 3 and also met with several developers' organizations.

Commissioner Kafoury said she will vote yes but continues to believe there is some duplication on the plan checks and hopes she and Commissioner Hales can get the bureaus together to see if some efficiencies can be made since it is not clear to people why different departments are doing basically the same function.

Disposition: Ordinance No. 167382. (Y-5)

- *258** Amend City Code to revise Fire Alarm Permit fees (Ordinance; amend Code Section 31.40.040)

Disposition: Ordinance No. 167383. (Y-5)

- *259** Amend City Code to revise Extinguishing System Permit fees (Ordinance; amend Code Section 31.40.040)

Disposition: Ordinance No. 167384. (Y-5)

Commissioner Mike Lindberg

- 260** Adopt Chapter 17.39 (Stormwater Discharges) of the City Code to fulfill requirements of the City's Municipal NPDES stormwater permit for management of stormwater runoff associated with industrial activity and provide authority to the Director of Environmental Services to adopt administrative rules (Ordinance; adopt Chapter 17.39)

Disposition: Passed to Second Reading February 23, 1994 at 2:00 p.m.

City Auditor Barbara Clark

- 261** Assess property for private plumbing loans through January 1994 (Hearing; Ordinance P0002)

Disposition: Passed to Second Reading February 23, 1994 at 2:00 p.m.

At 11:35 a.m., Council recessed.

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 16TH DAY OF FEBRUARY, 1994 AT 2:15 P.M.

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

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

Commissioner Charlie Hales

- *263** Amend the Comprehensive Plan map and change the zone of property at 1423 SE 37th Avenue from R2.5, Attached Residential, to CM, Urban Commercial (Ordinance; 93-00762 CP ZC)

Discussion: Pete Kasting, City Attorney, outlined the process and the procedures set out in the Code. He noted the request was uncontested.

Susan McKinney, Planning staff, said this request for a Comprehensive Plan amendment and accompanying zone change was heard by the Hearings Officer and recommended for approval without conditions. The site is located just north of the busy Hawthorne commercial area which, until it was demolished last fall, was occupied by a dilapidated house. The main policy issue when changing zoning from residential to commercial is the loss of potential housing on the site. With the R2.5 zoning, the maximum number of units on the site could be one; with the CM zone, the potential is for seven housing units. In this particular case, the new zone not only equals but exceeds the potential housing for the site. There was no neighborhood opposition to the proposal and, in fact, the neighborhood recommended the CM zone to the applicant so that the housing loss would be mitigated with the zone change.

Ms. McKinney showed slides of the site. Applicant has proposed a design that will continue the design of the adjoining brick storefront with housing above it.

Commissioner Hales commended the design proposed here. He said it creates an example of the kind of development the City wants to see in its neighborhoods and lessens concern about the impact of infill.

Disposition: Ordinance No. 167385. (Y-4)

***262** **TIME CERTAIN: 2:30 PM** - Amend Title 33, Planning and Zoning, to delete two references to Type I Review (Ordinance; amend Title 33; introduced by Commissioner Hales)

Discussion: Commissioner Hales said this is an amendment to the Code that needs to be made as a result of the Albina Plan.

Colleen Acres, Planning Bureau staff, said this is a very minor amendment which removes two references to Type I Review procedures which were overlooked when the Albina Community Plan readopting ordinance was passed.

Cay Kershner, Clerk of the Council, noted that while the ordinance had an emergency clause, the asterisk was omitted and therefore it was not advertised as an emergency ordinance.

Ms. Acres said all of the people present when the readopting ordinance was considered were notified and understood that this was to be an emergency ordinance.

Disposition: Ordinance No. 167386. (Y-4)

At 2:31 pm, Council recessed.

FEBRUARY 16, 1994

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 17TH DAY OF FEBRUARY, 1994 AT 2:00 P.M.

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

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

REGULAR AGENDA

Mayor Vera Katz

***264 Adjust FY 1993-94 Budget for Period 1 changes (Ordinance)**

Discussion: Ruth Roth, Bureau of Financial Planning, said this is the first trimester report and replaces the former quarterly reports. She reviewed the contingency requests, including one for \$4,000 for CHIERS van radios needed as a result of the move to the new 800 mhz dispatch system. That is the only new request recommended for approval by Financial Planning. There are several technical requests, however, as a result of Parks Bureau requests previously authorized by Council. They are also recommending authorization of money to cover the cost for both OFA and ONA of the Community Budget Forums public outreach effort.

Ms. Roth also noted several requests from the Fire Bureau for additional funding to continue FAD dispatch since the move to the new 9-1-1 building has been delayed. The Bureau had requested about \$300,000 for costs associated with the building delay and \$133,000 for FAD interim staffing. However, after analysis of the budget, it was felt the Bureau had sufficient appropriation to cover those costs. She added that with each month of delay in transition to the new dispatch facility, the Fire Bureau's costs go down by about \$60,000 while the Police Bureau's go up by an equal amount. Financial Planning believes the Fire Bureau can apply the savings it will get through BOEC. The Police Bureau in all probability will come up short at the end of the year since it will have about \$340,000 more in costs. Financial Planning wants to wait, however, before making a final recommendation for a transfer.


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Ms. Roth said the supplemental also recognizes the additional beginning fund balance that was reported last September and appropriation of that balance for ADA projects as specified in the Budget Note.

Disposition: Ordinance No. 167387. (Y-4)

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

BARBARA CLARK
Auditor of the City of Portland


By **Cay Kershner**
Clerk of the Council