



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 23RD DAY OF AUGUST, 1995 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; Harry Auerbach, Deputy City Attorney; and Officer Chuck Bolliger, Sergeant at Arms.

Agenda Nos. 1360 and 1368 were pulled from Consent. On a Y-4 roll call, the balance of the Consent Agenda was adopted as follows:

CONSENT AGENDA - NO DISCUSSION

1358 Accept bid of Casper & Magera, Inc. for Lincoln Park sanitary sewer for \$5,137,173 (Purchasing Report - Bid 8)

Disposition: Accepted; prepare contract.

1359 Accept bid of Atez, Inc. for Southeast Precinct interior demolition and asbestos abatement for \$69,969 (Purchasing Report - Bid 13)

Disposition: Accepted; prepare contract.

1361 Vacate a certain portion of NE Meadow Drive west of NE 13th Avenue, under certain conditions (Second Reading Agenda 1350; C-9860)

Disposition: Ordinance No. 169190. (Y-4)

1362 Vacate a certain portion of SW Taylors Ferry Road at SW 40th Avenue, under certain conditions (Second Reading Agenda 1351; C-9885)

Disposition: Ordinance No. 169191. (Y-4)

Mayor Vera Katz

***1363** Authorize contract with Arbitrage Compliance Specialists, Inc. for rebate reporting and compliance services (Ordinance)

Disposition: Ordinance No. 169192. (Y-4)

AUGUST 23, 1995

- *1364** Pay claim of Mark Delong (Ordinance)
Disposition: Ordinance No. 169193. (Y-4)
- *1365** Pay claim of Dorothy L. Riggan (Ordinance)
Disposition: Ordinance No. 169194. (Y-4)
- *1366** Pay claim of Donna Bandy (Ordinance)
Disposition: Ordinance No. 169195. (Y-4)
- *1367** Pay claim of Caleb Minnieweather (Ordinance)
Disposition: Ordinance No. 169196. (Y-4)
- *1369** Provide three full-time officers to perform duties related to the prosecution of crimes within Multnomah County District Attorney's jurisdiction (Ordinance)
Disposition: Ordinance No. 169197. (Y-4)
- *1370** Agreement with Western Identification Network, Inc. for participation in the Automated Fingerprint Identification System (Ordinance)
Disposition: Ordinance No. 169198. (Y-4)
- *1371** Establish one Secretarial Clerk I position, one Clerical Specialist position and one MIS Analyst position in the Bureau of Buildings; one Secretarial Clerk I position in the Fire Bureau, and two Police ID Technician I positions in the Police Bureau in accordance with the Personnel Rules adopted by the City Council (Ordinance)
Disposition: Ordinance No. 169199. (Y-4)
- *1372** Establish one new class and salary rate for Wastewater Mechanic, consolidating the Wastewater Mechanic I and II into the Wastewater Mechanic class in accordance with the Personnel Rules adopted by the City Council (Ordinance)
Disposition: Ordinance No. 169200. (Y-4)

AUGUST 23, 1995

Commissioner Earl Blumenauer

1373 Set hearing date, 9:30 a.m., Wednesday, September 20, 1995, to vacate a portion of SW 60th Avenue south of SW Lesser Road (Report; C-9883)

Disposition: Adopted.

***1374** Agreement with Port of Portland for project management services relating to the federally financed portion of the Columbia Slough railroad bridge (Ordinance)

Disposition: Ordinance No. 169201. (Y-4)

***1375** Revocable permit to Kingston Saloon to close SW Morrison Street between 20th Avenue and 20th Place on September 2 and 16, October 7 and 21, November 4, 11, 18 and 25, 1995 (Ordinance)

Disposition: Ordinance No. 169202. (Y-4)

***1376** Revocable permit to Portland Brewing Company to close NW 31st Avenue between Industrial and Luzon Streets on September 8 through 10, 1995 (Ordinance)

Disposition: Ordinance No. 169203. (Y-4)

***1377** Accept a Deed from the Portland Development Commission for property rights acquired for construction and operation of the NE Airport Way street improvement project (Ordinance)

Disposition: Ordinance No. 169204. (Y-4)

Commissioner Charlie Hales

1378 Accept contract with Parker Northwest Paving Co. for the paving of the Fire Bureau training facility as complete and make final payment of \$112,579 (Report; Contract No. 29313)

Disposition: Accepted.

***1379** Contract with Port of Portland for Fire Suppression and Emergency Rescue services (Ordinance)

Disposition: Ordinance No. 169205. (Y-4)

AUGUST 23, 1995

***1380** Execute agreement for professional Total Quality Management training with Veit Consulting Associates for \$49,996 (Ordinance)

Disposition: Ordinance No. 169206. (Y-4)

***1381** Agreement for Regional Hazardous Materials Emergency Response Team services with the State of Oregon (Ordinance)

Disposition: Ordinance No. 169207. (Y-4)

***1382** Contract with Manfull-Curtis, Inc. for \$29,080 for design services at Columbia swimming pool (Ordinance)

Disposition: Ordinance No. 169208. (Y-4)

***1383** Contract with seven professional, technical and expert service firms for civil/structural engineering services as required in support of the Portland Parks and Recreation GOBI projects (Ordinance)

Disposition: Ordinance No. 169209. (Y-4)

***1384** Amend Local Agency Agreement between the Oregon Department of Transportation and the City of Portland for the Springwater Corridor project (Ordinance; amend Local Agency Agreement No. 11881)

Disposition: Ordinance No. 169210. (Y-4)

Commissioner Gretchen Kafoury

1385 Endorse the "We CELEBRATE Our Neighborhood's DIVERSITY" project (Resolution)

Disposition: Resolution No. 35434. (Y-4)

***1386** Contract with Innovative Housing Incorporated for \$10,000 to support affordable housing development and provide for payment (Ordinance)

Disposition: Ordinance No. 169211. (Y-4)

***1387** Contract with Housing Authority of Portland for \$115,000 and provide for payment (Ordinance)

Disposition: Ordinance No. 169212. (Y-4)

AUGUST 23, 1995

***1388** Contract with Portland Women's Crisis Line for \$20,400 and provide for payment (Ordinance)

Disposition: Ordinance No. 169213. (Y-4)

***1389** Agreement with Private Industry Council for \$550,293 for Comprehensive Youth Employment Program and provide for payment (Ordinance)

Disposition: Ordinance No. 169214. (Y-4)

***1390** Contract with Low Income Housing for Native Americans of Portland, Oregon for \$35,000 to support affordable housing development and provide for payment (Ordinance)

Disposition: Ordinance No. 169215. (Y-4)

***1391** Contract with Outside-In for \$10,300 and provide for payment (Ordinance)

Disposition: Ordinance No. 169216. (Y-4)

***1392** Contract with the Northeast Coalition of Neighborhoods, Inc. for \$85,233 for the Youth Outreach Project and provide for payment (Ordinance)

Disposition: Ordinance No. 169217. (Y-5)

Commissioner Mike Lindberg

1393 Accept completion of the Guilds Lake/Lincoln & Allen site remediation construction project and authorize final payment to Brundidge Construction, Inc. (Report; Contract No. 29549)

Disposition: Accepted.

***1394** Consent to transfer of Metropolitan Disposal Corporation solid waste and recycling franchise to Sanifill, Inc. (Ordinance)

Disposition: Ordinance No. 169218. (Y-4)

***1395** Renew intergovernmental agreement with Multnomah County for Water/Sewer Crisis Assistance Program administration (Ordinance; amend Agreement No. 50331)

Disposition: Ordinance No. 169219. (Y-4)

AUGUST 23, 1995

***1396** Authorize a renewal of the Intergovernmental Agreement with Multnomah County for Water/Sewer Bill Discount Program eligibility verification administration (Ordinance; amend Agreement No. 50392)

Disposition: Ordinance No. 169220. (Y-4)

***1397** Authorize the Director of Environmental Services to approve an Intergovernmental Agreement with Portland State University to develop a sediment transport model for the Columbia Slough (Ordinance)

Disposition: Ordinance No. 169221. (Y-4)

***1398** Authorize a contract and provide for payment for construction of a water quality facility/resource enhancement project, the Balch Creek Pilot Project (Ordinance)

Disposition: Ordinance No. 169222. (Y-4)

***1399** Extend the temporary one-year special use permit for Bull Run Lake (Ordinance)

Disposition: Ordinance No. 169223. (Y-4)

***1400** Amend contract with Stoner Associates, Inc. for network analysis software and support and provide for payment (Ordinance; amend Contract No. 50428)

Disposition: Ordinance No. 169224. (Y-4)

REGULAR AGENDA

***1368** Pay claim of Duane Sanford Shaw, Personal Representative for the Estate of Duane Anthony Shaw, and Judy Shaw (Ordinance)

Discussion: Paul Richmond, PO Box 454, 97207, asked Council to continue investigating this shooting as the circumstances were among the most peculiar he has ever come across. He described what he considers to be questionable conduct by the Police and discrepancies between Police reports and the testimony of other witnesses.

Commissioner Blumenauer said he reluctantly supports the settlement although he does not agree with the representation made in this complex case involving a potentially dangerous suspect with multiple felonies who was driving a stolen car.

Disposition: Ordinance No. 169225. (Y-4)

AUGUST 23, 1995

S-*1360 Authorize the Livable City Housing Council to obtain City General Fund allocation from Livable City Housing Investment Fund and enter into a loan secured by a fourth deed of trust with Albina Corner Limited Partnership not to exceed \$375,000 to finance construction of Albina Corner (Previous Agenda 1274)

Discussion: Commissioner Hales moved to accept the Substitute. Commissioner Lindberg seconded and, hearing no objections, the Mayor so ordered.

Peter Wilcox, 1924 NE 36th Avenue, 97212, Executive Director, Portland Community Design, a general partner in the Albina Corner project, said this project includes 48 units of affordable housing as well as a bank, child care center and non-profit offices. It is being financed with a combination of equity investment, tax credits, and Portland Development Commission and Livable Cities money.

Neyle Hunter, Director, Livable Cities Housing Council, said the \$375,000 loan will provide a required subsidy for a child care center in the facility. The State Housing and Community Services Division requires that the project include a community service and the Eliot Neighborhood Association asked that the service take the form of a child-care center. Without this piece, the housing financing could not be assembled.

Mayor Katz said this is the first project to come to Council from the Livable Cities Housing Council.

Commissioner Hales said he is pleased to see that the City has found partners who are willing to help build the kind of housing, both market-rate and affordable, that would not happen without the City's assistance.

Disposition: Substitute Ordinance No. 169226. (Y-4)

FOUR-FIFTHS AGENDA

S-*1407 Authorize the Livable City Housing Council to obtain City General Fund allocation from Livable City Housing Investment Fund and enter into a loan secured by a second deed of trust with Lloyd Place Apartments Limited Partnership not to exceed \$500,000 to finance construction of Lloyd Place Apartments and enter in to a disbursement agreement with Guaranty Federal Bank of Dallas (Ordinance introduced by Mayor Katz)

Discussion: Earl Downs, Enterprise Development Company, said the construction costs for this 202-unit apartment project escalated

AUGUST 23, 1995

considerably over the original estimates, adding another \$1 million to the costs. This \$500,000 temporary loan will allow the company to close this financing gap and continue with the project.

Neyle Hunter noted that this request had not gone to the full Housing Council but has been approved by the Executive Committee. All members, however, were called and indicated their approval.

Commissioner Lindberg asked if the by-laws allow that and if there are written criteria for making such recommendations, such as reaching certain target populations.

Mr. Hunter said they are in the process of writing the by-laws now. The Housing Council is charged with assuring that 50,000 housing units get built but at this point they have no bureaucratic structure because the City Council is the approving body. The Housing Council's current targets are for market-rate housing or housing for those under 50 percent of median income. He said to date they have reviewed 28 different projects, all of which have different financing requirements. All have been reviewed by the Portland Development Commission (PDC) and other existing program resources. The Housing Council is now trying to determine what the City is not doing that keeps housing production from occurring. When they are clear about that, they will be able to set the criteria.

Commissioner Lindberg asked if project approvals depend more on who comes in the door first and the size of the budget.

Mr. Hunter said the City made a \$4 million commitment to the Housing Investment Fund with a reservation for an additional \$2.5 million in the event that the tax increment money is collected.

Commissioner Lindberg said it might be helpful to have Housing Council members make a presentation when these matters come to Council.

Mayor Katz said she serves with Commissioner Hales and Commissioner Kafoury on the Housing Council. In many cases PDC has also reviewed the proposals.

Commissioner Hales said that even though three Council members serve on it, the City Council has final responsibility and should ask questions as these projects come forward. He said a lot of the decisions come down to a matter of judgment about whether a particular project meets City goals.

AUGUST 23, 1995

Commissioner Hales moved the Substitute. Commissioner Lindberg seconded and, hearing no objections, the Mayor so ordered.

Commissioner Blumenauer said the more Council can clarify the criteria and procedures for the public, the better.

Commissioner Hales said this is a project with over 100 units to an acre a few blocks from a light rail station, thus advancing an important City policy. Another successful outcome was gaining approval from the Sullivan Gulch neighborhood to go ahead on a five-story building across the street from single-family homes.

Disposition: Substitute Ordinance No. 169227. (Y-4)

1357

TIME CERTAIN: 9:30 AM - Support effort by the Tri-County Metropolitan Transportation District of Oregon for the implementation of a Marquam Hill Area employer experimental fare and the Marquam Hill Transportation Partnership Plan (Resolution introduced by Commissioner Blumenauer)

Discussion: Steve Iwata, Office of Transportation, said this supports an effort by Tri-Met to initiate a new experimental transit service program with the medical institutions on Marquam Hill. It would help implement the 2040 Plan, reduce reliance on the automobile and minimize congestion.

Bob Post, Deputy General Manager, Tri-Met, said this is an innovative plan for a difficult area, a regional attractor with 10,000 employees and students which generates more than 20,000 trips per day. Parking and traffic have been major concerns. Major elements of the plan include: 1) three new peak-period bus lines; 2) a van pool program and expanded car pool policy; and 3) discounted transit passes for employees and students.

Deborah Thompson, VA Medical Center, said this is a creative plan which will help resolve serious parking problems and reduce traffic.

Steve Forrey, Vice President, Administration and Finance, Oregon Health Sciences University, said without City support he does not believe this could have happened. In its first four days, the program appears to be very successful.

David Vollbrecht, Director, Fiscal Services, Shriner's Hospital, said this is a giant step forward in their efforts to reduce the number of trips and offer alternative transportation and subsidized bus passes.

AUGUST 23, 1995

Walt Ammicher, Executive Director, Friends of Terwilliger, supported this effort to reduce traffic on Terwilliger and protect the Parkway.

Jay Mower, Friends of Terwilliger, said the express bus lines will be very helpful in linking all the other lines to the hill.

June Wagner, Friends of Terwilliger, said this is a program that should entice employees on the hill to use public transportation.

Disposition: Resolution No. 35435. (Y-4)

***1401** Prohibit the use of gates or other barriers on private streets (Ordinance introduced by Commissioners Hales and Kafoury; amend Code Chapter 24.45)

Discussion: Commissioner Hales said while the City has discouraged the use of gates, until now there was nothing that explicitly forbid them. He said City policy clearly favors connectivity and access for public services, particularly emergency repair providers. He said about six gates currently exist although the two proposed last year were both denied. He does not think either came to Council for approval.

Commissioner Blumenauer said this closes a loophole. Connectivity not only works better but is also a symbol of what Portland is about, not isolating people from one another.

Disposition: Ordinance No. 169228. (Y-4)

Mayor Vera Katz

1402 Adopt the International Pictogram Standards (Resolution)

Discussion: Mayor Katz said one of the goals of Prosperous Portland is to make this an international city and a friendlier place for foreign visitors. Until now there have been no official standards of international signage in the United States and those being recommended today are the result of a comprehensive review by a wide variety of partners.

The following individuals spoke in support of these standards and cited examples of their usefulness.

Dian Lindsay, Chair, POVA Visitor Services Committee
Larry Harvey, Director of Governmental Affairs, Tri-County Lodging Assn.

Charlie Allcock, President, World Trade Center
David Judd, Deputy Director, Bureau of Parks and Recreation

AUGUST 23, 1995

Rob Burchfield, Principal Traffic Engineer, Office of Transportation
Andrew Harayama, Director, Office of International Relations.

Disposition: Resolution No. 35436. (Y-4)

Commissioner Earl Blumenauer

1403 Grant a franchise to Metropolitan Fiber Systems of Oregon, Inc. for a period of ten years (Second Reading Agenda 1163)

Disposition: Ordinance No. 169229. (Y-4)

1404 Grant a franchise to MCI Metro Access Transmission Services, Inc. for a period of ten years (Second Reading Agenda 1164)

Disposition: Ordinance No. 169230. (Y-4)

City Auditor Barbara Clark

1405 Assess property for sewer connection contracts processed through the Private Plumbing Loan Program for the period ending August 15, 1995 (Hearing; Ordinance; P0012)

Discussion: Dan Vizzini, Auditor's Office, said no written remonstrances were received on this or the following ordinance.


Disposition: Passed to Second Reading August 30, 1995 at 9:30 a.m.

1406 Assess property for sewer system development contracts of the Mid-County sewer project for the period ending July 27, 1995 and Non Mid-County for the period ending July 27, 1995 (Hearing; Ordinance; Z0612 through Z0614)

Disposition: Passed to Second Reading August 30, 1995 at 9:30 a.m.

At 10:45 a.m., Council adjourned.

BARBARA CLARK
Auditor of the City of Portland


By Cay Kershner
Clerk of the Council