



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 15TH DAY OF NOVEMBER, 1995 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; Linda Meng, Chief Deputy City Attorney; and Officer Chuck Bolliger, Sergeant at Arms.

***1804**

TIME CERTAIN: 9:30 AM - Adopt a Supplemental Budget for FY 1995-96 in the amount of \$28,813,036 and make budget adjustments in various funds (Ordinance introduced by Mayor Katz)

Discussion: Charles Rosenthal, Chair, Multnomah Tax Supervising and Conservation Commission (TSCC), noted that this is a hearing on the City's 1995-96 Supplemental Budget.

Larry Nelson, Office of Finance and Administration, described the adjustments. He said it involves six actions affecting 12 different funds as outlined in the ordinance.

Mr. Rosenthal asked about the new funds and where they come from.

Ruth Roth, Acting Director, Bureau of Financial Planning, said the new funds result primarily from bond proceeds in connection with the refunding for South Park debt. The refunding issue will provide new funds that have not been in the system before. In addition, some Housing and Community Development (HCD) funds were not included before due to a technical error in the adopted budget. The reimbursement from the State of Oregon for 9-1-1 is also a new fund but the other funds were all in the prior year's budget in some form or another although the way they flow from category to category may have changed. The total of the new funds is \$5.5 million.

Roger McDowell, TSCC, asked if a reduction in federal funds in future years is anticipated.

Ms. Roth said they are anticipating a decline in HCD funds, not next year but the year after.

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Courtney Wilton, TSCC, asked if there is anything that can be done differently to minimize changes to the adopted budget.

Ms. Roth said they might be able to do a better job of recognizing funds that have additional beginning fund balances but they cannot adjust the size of the funds more than 10 to 15 percent between the proposed and adopted budget. The proposed budget is published so far before they know the real beginning balances that they have always used the Fall Supplemental to catch up with the numbers on beginning fund balances.

Disposition: Ordinance No. 169470. (Y-5)

Agenda No. 1806 was pulled from Consent. On a Y-5 roll call, the balance of the Consent Agenda was adopted as follows:

CONSENT AGENDA - NO DISCUSSION

1807 Accept bid of Meng-Hannan Construction Co., Inc. for storeroom remodel project at the Columbia Boulevard Wastewater Treatment Plant for \$141,614 (Purchasing Report - Bid 50)

Disposition: Accepted; prepare contract.

1808 Vacate a certain portion of NE Oregon Street lying east of NE 6th Avenue, under certain conditions (Ordinance by Order of Council; C-9884)

Disposition: Passed to Second Reading November 22, 1995 at 9:30 a.m.

1809 Vacate a certain portion of NE Elrod Drive west of NE 33rd Drive, under certain conditions (Second Reading Agenda 1774; C-9888)

Disposition: Ordinance No. 169471. (Y-5)

1810 Vacate NW Ogden Street south of NW Mills Avenue, under certain conditions (Second Reading Agenda 1775; C-9890)

Disposition: Ordinance No. 169472. (Y-5)

Mayor Vera Katz

***1811** Pay claim of Chester Jennings (Ordinance)

Disposition: Ordinance No. 169473. (Y-5)

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***1812** Pay claim of Debra J. Cox (Ordinance)

Disposition: Ordinance No. 169474. (Y-5)

***1813** Amend contract with American Chiropractic Network for the FY 1995-96 plan year (Ordinance; amend Contract No. 50111)

Disposition: Ordinance No. 169475. (Y-5)

Commissioner Earl Blumenauer

***1814** Allow employees to purchase outdated PC equipment through FY 1995/96 (Ordinance)

Disposition: Ordinance No. 169476. (Y-5)

Commissioner Charlie Hales

***1815** Amend contract with David Evans and Associates, Inc. to include additional services in the amount of \$18,100 (Ordinance; amend Contract No. 30026)

Disposition: Ordinance No. 169477. (Y-5)

***1816** Contract with Booth Research Group, Inc. to conduct an assessment center for a promotional examination for \$27,000 (Ordinance)

Disposition: Ordinance No. 169478. (Y-5)

1817 Agreement with AGI Technologies for completion of an environmental assessment report for the Fire Bureau at a cost of \$18,358 (Second Reading Agenda 1783; waive City Code Section 5.68)

Disposition: Ordinance No. 169479. (Y-5)

Commissioner Gretchen Kafoury

***1818** Grant permit to provide Agency Requested Transportation services in the City (Ordinance)

Disposition: Ordinance No. 169480. (Y-5)

***1819** Grant permits to provide Specially Attended Transportation services in the City (Ordinance)

Disposition: Ordinance No. 169481. (Y-5)

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***1820** Contract with Multnomah County for \$158,223 to provide night and day shelter for homeless youth and provide for payment (Ordinance)

Disposition: Ordinance No. 169482. (Y-5)

***1821** Contract with Housing Authority of Portland for \$226,331 for staffing to develop facilities for the homeless and special needs populations and provide for payment (Ordinance)

Disposition: Ordinance No. 169483. (Y-5)

***1822** Contract with Central Northeast Neighbors for \$26,400 to carry out activities associated with implementation of the Cully Target Area and provide for payment (Ordinance)

Disposition: Ordinance No. 169484. (Y-5)

Commissioner Mike Lindberg

***1823** Amend contract with K & S Madison, Inc. to extend the agreement for land application of lagoon biosolids (Ordinance; amend Contract No. 27955)

Disposition: Ordinance No. 169485. (Y-5)

REGULAR AGENDA

1806 Accept bid of Bernhardt Golf for Progress Downs golf course remodel for \$444,110 (Purchasing Report - Bid 30)

Discussion: Commissioner Hales requested that this be referred back to Purchasing.

Disposition: Referred to Purchasing Agent.

Commissioner Earl Blumenauer

S-*1824 Authorize sale of property currently owned and operated by the Bureau of Maintenance (commonly known as Vermont Yard) located west of Capitol Hill Road between SW Vermont and Nebraska Streets, to the Housing Authority of Portland and execution of a development agreement between the two parties (Previous Agenda 1765)

Discussion: Cay Kershner, Clerk of the Council, noted that a Substitute was filed.

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Howard Shapiro, Board Chair, Housing Authority of Portland (HAP), said this property transfer brings to closure a project that the Housing Authority and the neighborhood have struggled with for about four years. Consensus has finally been reached about this 24-unit project to house homeless people, mostly women with children. A good neighbor plan has been worked out which should be a model for all future projects. City staff has been exemplary in its support, with the Maintenance Bureau vacating a site dear to them in order to have this project go forward.

Commissioner Lindberg asked how many units had originally been planned.

Helen Barney, Deputy Executive Director, HAP, said 31 had been slated for the original site but the zoning at this site only allows for 24.

Commissioner Kafoury noted that the siting process took over five years.

Commissioner Blumenauer moved the Substitute; Commissioner Kafoury seconded and, hearing no objection, the Mayor so ordered.

Disposition: Substitute Ordinance No. 169486. (Y-5)

Commissioner Gretchen Kafoury

*1825

Contract with Erv's Incorporated for \$23,210 to demolish the structures on the premises at 4931-47 N Williams Avenue and provide for payment (Ordinance)

Discussion: Luther Strong, owner of the property at 4931-47 N. Williams, asked Council not to approve this. He said the structures have already been demolished and he is now in the final stages of clearing it. He criticized the Bureau of Buildings for its negativism.

Jackie Strong, co-owner, a Vancouver, WA resident, said all that is left is the cleanup, which should cost about \$6,000 to \$7,000. She said the actual bid was for \$24,000, which is way too much and, if they have to spend another \$15,000 to \$16,000, they will be unable to revitalize the property as planned. She said the original bid from Erv's was \$24,000 and that was before anything was demolished.

Mayor Katz asked if a lien for that amount would be placed on the property if this ordinance passes.

Ms. Strong said yes. She said they are trying to use their own

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resources to demolish the structures piece by piece and \$15,000 is a monumental amount to them.

Commissioner Lindberg asked if they would commit to complete the demolition within 30 days.

Ms. Strong said yes, they are only about \$6,000 to \$7,000 short of completion.

Commissioner Lindberg asked if they had \$6,000.

Ms. Strong said yes, they can assure completion within 30 days.

Commissioner Hales asked what their long-term plans for the property were.

Mr. Strong said they were working on a plan with Dedman Bros. and the Portland Development Commission until they were torpedoed by the Buildings Bureau and were unable to carry them out.

Ms. Strong said with almost an acre they have hopes of siting a senior citizen facility or low-income housing here.

Jo Zettler, Bureau of Buildings, said much more than \$6,000 to \$7,000 worth of work remains to be done here. She said the major work is removal of the foundation and fill and what has been done to date has largely involved removal of the wood structures. She said the Hearings Officer originally stipulated demolition by late June.

Commissioner Blumenauer asked why there was a hearing in the first place.

Ms. Zettler said neighbors complained about the building a year ago. Staff inspected the property and notified the owners in early February, declaring it a dangerous building and requiring demolition. No action was taken and the matter was then taken to the Hearings Officer who stipulated demolition by the end of June. That deadline was extended to October to give the Strongs time to complete the work. She said when it became obvious that deadline would not be met the Bureau went out to bid. The \$24,000 bid was received after Mr. Strong took the buildings down and includes clearing, removing the foundation and doing the engineered fill. It also includes an unpaid water bill of \$4,300.

Commissioner Lindberg asked if that was a reasonable bid.

Curt French, Bureau of Buildings, said the wood debris that has been

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removed to date has been the cheapest part of the job. The remaining debris is the heavy stuff that is going to run upwards of \$1,000 a dumpster to remove.

Commissioner Blumenauer asked how long the site had been in the condition shown in the photographs.

Mr. French said about three months. He also noted the site is not secure.

Ms. Zettler said they do not support a 30-day delay.

Mr. French said the bidder recommended by the City should take one to two weeks to complete the job.

Disposition: Ordinance No. 169487. (Y-5)

S-1805

TIME CERTAIN: 10:00 AM - Declare November 15, 1995 as "Artie Wilson Day" in recognition of his contributions to the sport of baseball and to the City of Portland (Resolution introduced by Commissioner Blumenauer)

Discussion: Commissioner Blumenauer read the resolution in recognition of Artie Wilson's career in baseball and of his service to the City.

Artie Wilson and his wife thanked Council and described some of the highlights of his career. Community leaders, neighbors and friends, paid tribute to Mr. Wilson for the exemplary role he has played in the community, particularly with children.

Disposition: Substitute Resolution No. 35462. (Y-5)

At 10:50 a.m., Council recessed.

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A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 15TH DAY OF NOVEMBER, 1995 AT 2:00 P.M.

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

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

1826

TIME CERTAIN: 2:00 PM - Direct preparation of ordinance and resolution adopting and implementing the Outer Southeast Community Plan and eleven subordinate plans (Previous Agenda 1803 introduced by Commissioner Hales)

Discussion: Jerry Brock, Planning Bureau, said this is the final hearing on the Plan in its entirety. The record will remain open for written testimony until Friday, November 17 at 5:00 p.m. Staff will then prepare an analysis and recommendation for each requested amendment and a public hearing, only on the amendments, will be held December 20. Council will be asked to take action on those amendments on January 10, 1996 and the ordinance will be heard on January 24.

Carol Linda Casson, Portland Development Commission and member of Bureau of Planning Technical Advisory Committee for the Outer Southeast Plan, supported the Plan as the first major step towards revitalization of an area where there are good redevelopment opportunities.

Bob Stacey, attorney at 101 SW Main representing Village Properties, discussed the site currently occupied by the Matterhorn Restaurant. (Map 3038, Page 212) where redevelopment is proposed. The current zoning is a tangled pattern of non-conforming use and development as well as residential zoning on existing commercial property. They hope that this can be straightened out as part of the Plan.

Jim Helfrich, Village Properties, said they hope to build a Walgreen's pharmacy on the above referenced site when the Matterhorn closes as planned. He asked for adjustments of the zoning lines as shown in the written testimony. Parcels 1-5 and 16-20 currently make up the Matterhorn. Parcel 15 is presently zoned commercial.

Mr. Stacey said the Outer Southeast Plan proposes to downzone that commercial parcel and two other parcels on the Matterhorn site to

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residential. That does not match either the site or the Village Properties proposal. The Matterhorn Restaurant did not make a specific amendment request, the result of some confusion between the owner and bureau staff.

Mr. Brock said the recommended zoning is R1 for the westward portion.

Commissioner Hales noted the buffer (b overlay) zone also on the property.

Mr. Stacey said the b overlay prevents access to an abutting street and one of their concerns is to make sure the parking area now used by the Matterhorn can be accessed at the western edge.

Bob Frederickson, 2806 SE 75th Avenue, 97206, President, South Tabor Neighborhood Association, urged adoption of their neighborhood plan. He said he would like Council to give more weight to the neighborhood advocacy agenda, a special section for items considered by Planning staff as not appropriate to the body of the Plan. As an example, he cited an action item in their plan calling for more enforcement of the City's ordinance forbidding the posting of signs on public utility poles.

Mavis Holt, 1235 SE 115th, Mill Park Neighborhood Association, said she is very proud of the plan for Mill Park, particularly the focus it places on children.

D. W. Owens, 8834 SE Reedway, 97266, Outer Southeast Business Coalition, said they were angry and frustrated when the initial plan alternatives were released but much has changed in the last 18 months. The Coalition is now in general agreement with many recommendations but still has unresolved policy and site-specific zoning issues. He said the PDC assistance the Coalition received for consulting assistance was invaluable and they recommend that similar funding be provided to business coalitions and neighborhood groups for future community planning efforts. He asked Council to endorse the business plan and commit to implementation. Minor changes need to be made. The map of opportunity areas (p. 5) needs to reflect Lents Town Center and Gateway Regional Town Center boundaries as recommended in the Community Plan (p. 52). The discussion of distinctive features on page 27 indicates that the area has a poor business image. However, they believe the business climate is improving there and request that the statement be modified to reflect that. Advocacy agenda No. 1 (p. 38) should be deleted.

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Ken Turner, 4000 SE 82nd, 97266, expressed concern about the expansion of the Johnson Creek Plan District and the application of its regulations to a large residential area and to additional commercial and industrial uses north of SE Foster Road. Subjecting all uses within the expansion area to onerous regulations is of concern, particularly given the continual last minute changes to the regulations without adequate public review. Also, the District Plan amendments have not been circulated for broad public review. The Outer Southeast Business Coalition supports provisions regarding the transfer of development rights and bonus densities but note they are limited to single-family housing developments and no incentives are offered to other types of land uses within the District.

Bill Bitar, 9828 E. Burnside, Suite 200, 97216, a member of the Outer Southeast Business Coalition, said the significant changes proposed in the expanded Gateway Plan District have not been adequately explained to the community and need further review as they will adversely impact many businesses. He said the overlay protection zone has been greatly expanded and they cannot support this, primarily because of the lack of flexibility. Arbitrary limitations will restrict existing businesses and prevent new businesses from locating here. The Planning Commission's recommendation that housing be required in the C and EX zones is significant and needs broad public discussion rather than slipping it into the final recommended plan. Finally, they cannot support a blanket application of the t (transit overlay zone) to an expanded plan district without further community discussion. They do not believe it should be applied to the entire district as it would unduly restrict the types of permitted uses.

Pam Beery, attorney at 1727 NW Hoyt, supported the proposed zone change to General Commercial at 10431 SE Division (Map 3241, Page 239).

Bob Head, 6432 SE Foster, Foster Business Association, asked that the property at the northwest corner of 104th and Holgate (Map 3441), retain its present zoning, General Commercial, and not be changed to the recommended Storefront Commercial. The site is vacant and a sale is pending to Rose Development Corporation for construction of a major facility for seniors and low-income residents plus possible relocation of the Lents Loaves and Fishes. He said this could revitalize the neighborhood and bring needed housing and business development.

Commissioner Hales asked if they had considered CM (mixed use) zoning. He said that might be a good compromise between CG, which is a wide open, auto-oriented zone, and Storefront.

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Mr. Head said that would be better than Storefront.

Commissioner Hales said CM rules were just changed, as a result of the Belmont Zoning Study, because they found out the 1:1 requirement was too tough. That has made the CM work better.

Lawrence Hudetz, 11135 SE Yamhill, said planners should take a seven-generations approach in regard to making decisions about open space.

Rosemarie Opp, no address stated, opposed using the public open space in Floyd Light Park to locate a Parks Bureau recreation center. She said open space is badly needed close to Gateway because of the huge density increases planned.

Al Zimmerman, 1121 SW Salmon, 97205, Director of Planned Giving, Oregon Health Sciences Foundation, requested retention of the current zoning (CO1 for limited commercial office space) instead of the recommended R2a for a medical office clinic (page 277) at 111th and SE Holgate, which has been in continuous use since 1959. If something happened to the building the owner could not replace it because of the zoning restriction.

Pat Beyer, 10133 SE Knight, 97266-4413, Lents Neighborhood Association, thanked staff for its efforts. She said she has hopes that the Lents business district will be revitalized and that something will be done about Johnson Creek too.

Dianne Lawrence, 7937 SE Stark, 97215, Montavilla Neighborhood Association, said there needs to be a very big effort to plan for community involvement. The mandate of the Planning Commission and concerns of the citizens were not always resolved and this was very frustrating. The 82nd Avenue Corridor (page 108 in the big book) is more than half of Montavilla but was never included in the Montavilla Plan and came as a great surprise. She also believes it is not quite right to learn only today that Walgreen's plans to locate in the Matterhorn Restaurant space.

Joe Danna, Danna Brothers/Elmers said the proposed CS is not appropriate for the Elmer's Pancake House property (Map 2938, Page 202). He said it has been zoned General Commercial for the past 50 years.

Commissioner Hales asked if the concern here is not with the current use but about the potential future reuse of the property.

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Mr. Dana said yes, they are concerned with future business use such as is occurring with the Matterhorn property.

Don Roach, 1628 SW First, Suite 314, attorney for Peter Patel, said they are here to request a zone change for property (Map 3439, Page 262) on Powell Boulevard at SE 88th to 90th, currently zoned R1 and proposed to go to CM. Mr. Patel requests that the eastern half of this property be designated CG to enable him to build a 100-unit motel. He said the property is currently vacant and the R1 area immediately to the west is occupied by the Department of Motor Vehicles. Most of the property along Powell Boulevard there is commercial and they believe it would be a benefit to the area to have a motel on SE 82nd.

Peter Patel, 3230 Portland Road NE, Salem, OR 97303, said they would prefer CG zoning on this property, which has been vacant for over five years. He also asked that a small parcel he owns at 98th and Division (Map 3340, Page 249) be zoned CG rather than the current R1. Staff is recommending CO2. He said he plans to put a small motel here.

Commissioner Hales noted that the parcel is currently zoned R5 but used to be CG. It was designated R5 when it was right-of-way.

Linda Bauer, 6232 SE 158th, 97236, noted support by all the neighborhood coalitions for the group testimony. In addition, the Johnson Creek Watershed Council has endorsed the Johnson Creek Plan District changes.

Jim Hall, 328 Ainsworth, Oregon City, 97405, said a piece of property shown on Map 3543, immediately south of Raymond Street, should be zoned R5 as originally designated in the first draft, rather than the proposed R10. This three-acre property is well outside the Johnson Creek flood plain area because of its elevation. He said he has no personal interest in the property.

Elizabeth Van, 707 NE 82nd, 97220, said her family proposes to build a restaurant on property at NE 82nd and Wasco (Map 2939). The zoning is proposed to be changed to CS but it is currently in CG and R5. She asked that the CG line be moved to NE Wasco to enable them to build there.

Dorothy Cofield, 8255 SW Hunzicker, attorney representing Shelly and Ralph Radmer at 15440 SE Francis, said the Radmers never received notice of this hearing although they previously made a request to the Planning Commission for an amendment. The

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property (Map 3446, Page 269) is currently zoned R7 and is proposed to be R5 at the front two acres of the property and with a Conservation (C) zone at the rear end. She requested removal of the C zone, noting that their prior request to the Planning Commission had been denied. The owners had a lawful permit from the State to harvest trees on that rear acre but the City issued a Stop Order, passed erosion and tree cutting ordinances and has now placed an environmental zone on the property. She asked that the property not be included in the Plan at this time, pending the outcome of pending litigation.

Paulette Rossi, 3710 NE 147th, 97230, asked that the Plan's Open Space and Environmental Policy, which calls for the acquisition of new parks and open spaces, be extended to provide for no loss of existing City-owned green space. This will stop the practice of trading green space in Floyd Light Park for property on which to build a recreational building and parking lot. A community center is needed in the Gateway area, where intensive development is planned, but Council should use General Fund money to purchase a construction site.

Louise Cody, 1515 SE 151st, 97233, speaking for residents living near the landfill site at 155th and Main, said 20 years ago this gravel pit was considered as a future park by residents. In February, 1994 when the proposed Plan was released, they were horrified at the proposed change from R7 to R2 multi-family zoning at the land-fill site. The site is completely isolated from major transit streets and is within the interior of a residential area. In Spring, 1994, 120 residents signed a petition for future park acquisition at this site. The Parks Bureau explored a possible land swap with the owner but no agreement was reached, probably because the proposed R2 (now R2a) zoning makes the land too expensive. Acquisition of parks in park-deficient areas is one of the goals of the Plan and the Hazelwood, Centennial and Wilkes Neighborhoods are all park-deficient in this general location. A large park would help serve the 3,000 housing units proposed in the light rail corridor, which is only one-half mile away. The neighborhood opposes R2.5 zoning.

Oscar Hess, Ditchmaster Plumbing Company, said when the Planning Commission decided to recommend CN2 zoning at its hearing, no public input was allowed and staff told them there was no history for the property on Division Street. Since 1956 it has been zoned CG and was changed to Residential only after the City annexed it. Staff also told the Commission that even if he was to get CG zoning he requested, he would still not be operating a legal business there. This is untrue as he would certainly be legal if he were to get the proper zoning. Staff also told the Commission that other

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properties in the neighborhood would not be affected. But he questioned how a hamburger place with a drive-in window could be legal under the recommended CN2 zoning. He said he is currently moving his business to another location on Powell Boulevard but would prefer to stay here.

William Winkler, no address stated, said he owns property at 9220 and 9229 SE Raymond, and 9223 and 9225 SE Mitchell. He said these are two duplexes which were moved here on a conditional-use permit. He stated support for the proposed A2 zoning, which would want them legal, and also supported the proposed R5 zoning for his property at 89th and SE Valentine Dr.

Robert Fox, owner of property at 141st and 143rd on Division Street, said he plans a mini-storage business here but there is one piece of property which he would like to have rezoned to fit with his construction plans. He said he would submit written testimony and plans.

Jim Worthington, 3232 SE 153rd, representing Centennial Community Association, supported the written testimony of the Outer Southeast Neighborhoods and recommended acceptance of the Centennial Community Plan with all the proposed amendments. He said they are still confused about the advocacy agenda as at one time they were told they could put anything in there that they wanted to see changed in the City. Later, they were told they could not. They wanted to add a statement calling for leaf removal but were told that only Irvington had this service. He said they believe what is good for one part of the City is good for theirs. He also hopes that once these plans are approved they will be enforced. He said construction of the City's East Precinct police station, which was approved with conditions, is going forward despite the fact that the parking conditions have not yet been met. This is one more reason why a lot of East County residents distrust the City.

Commissioner Blumenauer said it is not true that only Irvington has leaf pick-up service. It occurs in any section of the City which has a heavy concentration of street trees.

Disposition: Resolution No. 35464. (Y-4)

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REGULAR AGENDA

Commissioner Charlie Hales

1827 Adopt and Implement the Woodstock Neighborhood Plan (Second Reading Agenda 1800)

Disposition: Ordinance No. 169488. (Y-5)

1828 Adopt the Implementation Action Charts of the Woodstock Neighborhood Plan (Previous Agenda 1801)

Disposition: Resolution No. 35463. (Y-5)

At 3:33 p.m., Council recessed.

NOVEMBER 16, 1995

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 16TH DAY OF NOVEMBER, 1995 AT 2:00 P.M.

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

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

REGULAR AGENDA

Commissioner Gretchen Kafoury

1829

Liquor license application for Steve Kim and Young Choi, dba Cedar's Deli, 330 SW Alder Street, package store license (renewal); Favorable recommendation with restrictions (Report)

Discussion: Officer Lawrence Sievert, Portland Police Bureau, said they have documented sales from this store to street drinkers and believe this recommendation with restrictions is the best approach.

Mayor Katz noted that this store is also in a targeted impact area.

Commissioner Hales said these are the same restrictions as imposed elsewhere in problem areas.

Steve Kim, applicant, said he does not understand the restrictions.

Mayor Katz read them, noting that they restrict the sale of beer in containers over 16 percent and fortified wine.

Mr. Kim said after he took over this business in February, 1994 he heard from Police that street drinkers told them they got their beverages at his store. He said Police enforcement was so severe that he eventually stopped selling all the restricted products as of July and has not had any problems since then. He said he will abide by the restrictions.

Disposition: Favorably recommended with restrictions. (Y-4)

At 2:08 p.m., Council adjourned.

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BARBARA CLARK
Auditor of the City of Portland

Cay Kershner
By Cay Kershner
Clerk of the Council