



CITY OF
PORTLAND, OREGON

OFFICIAL
MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 22ND 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; Harry Auerbach, Deputy City Attorney; and Officer Chuck Bolliger, Sergeant at Arms.

Agenda No. 1843 was pulled from Consent. On a Y-5 roll call, the balance of the Consent Agenda was adopted as follows:

CONSENT AGENDA - NO DISCUSSION

1831 Accept bid of Copenhagen Utilities and Construction, Inc. for NW 11th Avenue/NW Hoyt Street Phase 1 LID for \$311,735 (Purchasing Report - Bid C-9894)

Disposition: Accepted; prepare contract.

1832 Accept bid of Brundidge Construction for Taggart basin CSO project Unit 1 for \$631,153 (Purchasing Report - Bid 27)

Disposition: Accepted; prepare contract.

1833 Vacate a certain portion of N Pierce Avenue south of N Decatur Street, under certain conditions (Ordinance by Order of Council; C-9886)

Disposition: Passed to Second Reading November 29, 1995 at 9:30 a.m.

1834 Vacate a certain portion of NE Oregon Street lying east of NE 6th Avenue, under certain conditions (Second Reading Agenda 1808; C-9884)

Disposition: Ordinance No. 169489. (Y-5)

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Mayor Vera Katz

1835 Establish a Policy Committee to make recommendations and provide direction to the City representative to the DEQ Advisory Committee on HB 3352 Rulemaking and designate a City of Portland Representative (Resolution)

Disposition: Resolution No. 35465. (Y-5)

1836 Recommend approval of State of Oregon Business Development Fund loan for Magnetic Attractions, Inc. for \$40,000 (Resolution)

Disposition: Resolution No. 35466. (Y-5)

***1837** Establish one Administrative Assistant and two Administrative Specialist positions in the Bureau of General Services; one Supervising Engineer, one Senior Community Relations Specialist, one Administrative Specialist, one Data Entry Clerk and one Technician III/Engineering position in the Bureau of Environmental Services in accordance with the Personnel Rules adopted by the City Council (Ordinance)

Disposition: Ordinance No. 169490. (Y-5)

***1838** Establish one Assistant Program Specialist, one Program Manager I, one Public Works Const./Inspect. Supervisor, one Program Coordinator/Admin., one MIS Technician, two Technician II/Environmental and one Risk Specialist/Loss Control position in the Bureau of Environmental Services in accordance with the Personnel Rules adopted by the City Council (Ordinance)

Disposition: Ordinance No. 169491. (Y-5)

***1839** Establish one Engineer, one Information Systems Supervisor/Database Manager, two Programmer Analysts and seven Technician I/Environmental positions in the Bureau of Environmental Services; one Clerical Specialist and one Program Specialist/Urban Forestry position in Parks and Recreation in accordance with the Personnel Rules adopted by the City Council (Ordinance)

Disposition: Ordinance No. 169492. (Y-5)

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Commissioner Earl Blumenauer

1840 Appoint Alan Alexander III to the Mt. Hood Cable Regulatory Commission (Report)

Disposition: Confirmed.

***1841** Designate and assign a strip of land for public right-of-way purposes in connection with the expansion of Ed Benedict Park (Ordinance)

Disposition: Ordinance No. 169493. (Y-5)

***1842** Authorize the Purchasing Agent to sign a Purchase Order as a contract with Pacific Utility Equipment Company for six snow plows at the estimated amount of \$51,786 without advertising for bids and provide for payment (Ordinance)

Disposition: Ordinance No. 169494. (Y-5)

Commissioner Gretchen Kafoury

***1844** Approve an alternative Contracting Process and create an exemption to competitive bidding for application to the North Precinct (St. Johns) renovation project (Ordinance)

Disposition: Ordinance No. 169495. (Y-5)

***1845** Contract with Sabin Community Development for \$35,000 to undertake commercial revitalization activities in NE Portland and provide for payment (Ordinance)

Disposition: Ordinance No. 169496. (Y-5)

Commissioner Mike Lindberg

***1846** Authorize the continuance of negotiations for the purchase of permanent sewer easements and temporary construction easements required for construction of the Lincoln Park #40 sanitary sewer project; authorize the City Attorney to commence condemnation proceedings and to obtain early possession (Ordinance)

Disposition: Ordinance No. 169497. (Y-5)

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***1847** Authorize appointment of Ann Gardner to the position of Environmental Services Manager in the Wastewater Treatment Group of the Bureau of Environmental Services at a rate of pay above mid-range (Ordinance)

Disposition: Ordinance No. 169498. (Y-5)

***1848** Authorize a contract and provide for payment for the construction of 8-inch and 6-inch water mains in the SE Brentwood District (Ordinance)

Disposition: Ordinance No. 169499. (Y-5)

REGULAR AGENDA

1830 **TIME CERTAIN: 9:30 AM** - Urge Congress to support financial aid and educational loans for students of higher education (Resolution introduced by Commissioner Blumenauer)

Discussion: Commissioner Blumenauer said student aid is another area that is threatened with being cut by the current Congress. At a time when everyone acknowledges the need to invest in the future, this seems nonsensical.

The following college students and administrators testified in favor of the resolution, stressing the importance of financial aid in relieving some of the financial cost of an education and the vital need for the State and country to invest in higher education:

Melissa Watson, Portland Community College, Rock Creek campus

Alise Frye, Political Affairs Coordinator for the University of Portland
Connie Seeley, Oregon Student Lobby Representative for Portland State University

Chris Brunner, Portland State University student
Eric Fader, University of Portland student

Three students from West Union High School also testified in support of the resolution: They were Ryan Gallagher, Lelani Silva and Gary Dixon.

Disposition: Resolution No. 35467. (Y-5)

Jerome Fulton, a teacher at Marshall High School representing the Environmental Association of Oregon, presented an environmental education award to the Bureau of Environmental Services for its innovative educational programs. Staff cited for their exceptional

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efforts included Lynn Vanderkamp, Ivy Francis, Dave Kliever and Joan Saroka.

Dean Marriott, Director, Bureau of Environmental Services, accepted the award and introduced the employees named.

Commissioner Charlie Hales

***1843**

Agreement with Hoyt Arboretum Friends Foundation on operation of Hoyt Arboretum programs (Ordinance)

Discussion: Commissioner Hales said the relationship between the Parks Bureau and the Friends Foundation is a classic example of how the City has made this and the other public gardens work effectively, using a non-profit organization as the lead operator and steward of a shared asset.

Lorie Topinka, President, Hoyt Arboretum Friends Foundation, described current and proposed projects the Foundation has conducted in partnership with the Parks Bureau. She noted that the Hoyt Arboretum Master Plan will be coming to Council next year but that one concern, the adverse impact of light rail on the Arboretum, went beyond what can be addressed in the Plan and should be dealt with as part of a more comprehensive plan for Washington Park.

Disposition: Ordinance No. 169500. (Y-5)

Commissioner Charlie Hales

1849

Amend the Planning and Zoning Code in order to eliminate an arbitrary limitation on the type of communications broadcasting equipment that may apply to a specific exemption provided for very low-powered facilities (Ordinance; amend Chapter 33.274)

Discussion: Steve Gerber, Planning Bureau, said in 1987 Portland adopted regulations affecting the siting and operation of radio and television broadcasting facilities within the City. At that time the City was barely aware of cellular phones and knew nothing of personal communications systems, which are very much the same as cellular phones. In 1987, an exemption from the regulations for very low powered facilities was granted and an arbitrary one gigahertz cap was set. Personal communication systems, however, operate at a frequency at just above that cap, while cellular phones operate at a frequency just below it. This ordinance would level the playing field between the two services as they are virtually the same except for the difference in frequencies. To accomplish this, six words would be

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deleted from Code Chapter 33.274, specifically the words "at a frequency less than one gigahertz." He cited the other requirements that must be met in order to avoid going through conditional-use review.

Commissioner Hales asked if this affected just the frequency and the wattage restriction remained.

Mr. Gerber said yes. In researching this issue he found the frequency cap set in 1987 was arbitrary and he could find no specific reason for setting it at that level.

Disposition: Passed to Second Reading November 29, 1995 at 9:30 a.m.

Commissioner Mike Lindberg

***1850** Authorize agreement with Cogan Owens Cogan to provide facilitation and support services for a citizens advisory committee focused on operation and capital improvement projects at the Columbia Boulevard Wastewater Treatment Plant (Ordinance)

Disposition: Ordinance No. 169501. (Y-5)

City Auditor Barbara Clark

1851 Assess property for sewer connection contracts proposed through the Private Plumbing Loan Program for the period ending November 14, 1995 (Hearing; Ordinance; P0014)

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

Disposition: Passed to Second Reading November 29, 1995 at 9:30 a.m.

1852 Assess property for sewer system development contracts of the Mid-County Sewer Project for the period ending October 25, 1995 and non Mid-County for the period ending October 25, 1995 (Hearing; Ordinance; Z0623 through Z0624)

Disposition: Passed to Second Reading November 29, 1995 at 9:30 a.m.

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Communications

1853

Request of Frank Selker to address Council regarding the siting process for the proposed Southwest Community Center (Communication)

Discussion: Frank Selker, 6121 SW Tower Way, 97221, spoke in support of selecting Multnomah Center or Hillsdale as the site of the proposed Southwest Community Center, rather than Gabriel Park. He said few issues have galvanized the area as this one has, noting that over 1,000 residents signed a petition opposing the Gabriel Park site. He criticized the public involvement process and said many people felt shut out. He said Gabriel Park is in the middle of a low-density area and is the only site where open space would have to be used. Also, the cost analysis was flawed, resulting in a \$480,000 error regarding the cost to site the center at the Multnomah Arts Center. They were told the center should not be broken into two pieces because of the increased staffing that would require and both Multnomah and Hillsdale provide better opportunities for shared staffing. He also cited the lack of transit service to Gabriel Park as another reason for siting the center elsewhere.

Disposition: Placed on File

At 10:15 a.m., Council adjourned.

BARBARA CLARK
Auditor of the City of Portland

Cay Kershner
By Cay Kershner
Clerk of the Council

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WEDNESDAY, 2:00 PM, NOVEMBER 22, 1995

DUE TO THE LACK OF AN AGENDA, THERE WAS NO MEETING