



CITY OF

PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 2ND DAY OF SEPTEMBER, 1998 AT 9:30 A.M.

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

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

Agenda No. 1301 was pulled from Consent. On a Y-4 roll call, the balance of the Consent Agenda was adopted as follows:

CONSENT AGENDA - NO DISCUSSION

- 1292** Accept bid of Triad Mechanical, Inc. for Hayden Meadow pump station improvements for \$179,018 (Purchasing Report - Bid 98146)

Discussion: Accepted; prepare contract.

- 1293** Accept bid of Harder Mechanical Contractors, Inc. for dechlorination facility for \$6,295,000 (Purchasing Report - Bid 99010)

Disposition: Accepted; prepare contract.

- 1294** Accept bid of Nutter Underground Utilities Co. for NE 138th Avenue pollution reduction wetland facility for \$878,717 (Purchasing Report - Bid 99019)

Disposition: Accepted; prepare contract.

Mayor Vera Katz

- *1295** Extend legal services agreement with Hoffman, Hart & Wagner for outside litigation representation (Ordinance; amend Agreement No. 31768)

Disposition: Ordinance No. 172645. (Y-4)

- *1296** Authorize the Mayor and Auditor to execute a labor agreement between the City of Portland and the Municipal Employees, LIUNA, Local 483, relating to terms and conditions of employment of represented recreation employees which corrects an error in wage rates (Ordinance)

Disposition: Ordinance No. 172646. (Y-4)

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***1297** Pay claim of Maria Teodosiu Popa (Ordinance)

Disposition: Ordinance No. 172647. (Y-4)

***1298** Pay claim of Darrell and Lee Rosenau-Tracer (Ordinance)

Disposition: Ordinance No. 172648. (Y-4)

***1299** Pay claim of Dylan Rand-Luby (Ordinance)

Disposition: Ordinance No. 172649. (Y-4)

***1300** Pay claim of Leonid Kernazhitskiy (Ordinance)

Disposition: Ordinance No. 172650. (Y-4)

Commissioner Charlie Hales

1302 Accept contract with Nutter Underground Utilities Co. for Pier Park improvements as substantially complete, authorize final payment and release retainage (Report; Contract No. 31104)

Disposition: Accepted.

***1303** Revocable permit to Portland Brewing Company to close NW 31st Avenue between Industrial and Luzon on September 18 through 20, 1998 (Ordinance)

Disposition: Ordinance No. 172651. (Y-4)

***1304** Agreement with Biggs Cardosa Associates, Inc. for the final design of the North Going Street bridge seismic retrofit and widening in the amount of \$30,000 (Ordinance)

Disposition: Ordinance No. 172652. (Y-4).

***1305** Apply to the International Council for Local Environmental Initiatives for a grant in the amount of \$36,708 to install mobile solar generators and related equipment on three Bureau of Maintenance vehicles (Ordinance)

Discussion: Ordinance No. 172653. (Y-4)

Commissioner Jim Francesconi

***1306** Apply to the Oregon Department of Transportation for a grant of \$75,000 for a destination-based bikeway signage system for southeast, northwest and inner-northeast Portland (Ordinance)

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Disposition: Ordinance No. 172654. (Y-4)

Commissioner Gretchen Miller Kafoury

- 1307** Accept contract with Parker Northwest Paving Co. as complete and make final payment (Report; Contract No. 31519)

Disposition: Accepted.

- *1308** Contract with the Community Development Network for \$19,900 to support affordable housing development and provide for payment (Ordinance)

Disposition: Ordinance No. 172655. (Y-4)

- *1309** Contract with Franciscan Enterprise of Oregon, Inc. for \$115,000 to support affordable housing development and provide for payment (Ordinance)

Disposition: Ordinance No. 172656. (Y-4)

Commissioner Erik Sten

- 1310** Accept completion of the SE 29th Avenue and SE Harney Street sanitary sewer extension, Project No. 6324, and authorize final payment to Nutter Underground Utilities Co. (Report; Contract No. 31779)

Disposition: Accepted.

- *1311** Authorize a contract and provide for payment for the construction and management of N. Foss Avenue and N. Houghton Street sanitary sewer extension project, Project No. 6252 (Ordinance)

Disposition: Ordinance No. 172657. (Y-4)

- *1312** Authorize an agreement with KCM, Inc. for an amount not to exceed \$130,000 to provide engineering services for improvements to groundwater well sites #26, #29 and #32 and provide for payment (Ordinance)

Disposition: Ordinance No. 172658. (Y-4)

- *1313** Authorize negotiations to acquire easements on two parcels of land needed for the Hayden Island crossing and Bridgeton regulator vault projects and authorize the City Attorney to commence condemnation proceedings and obtain early possession, if necessary (Ordinance)

Disposition: Ordinance No. 172659. (Y-4)

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- 1314** Authorize amendment to contract with KPFF Consulting Engineers for \$40,000 to provide additional professional engineering services to accommodate increased scope of work (Ordinance; amend Contract No. 30457)

Disposition: Passed to Second Reading September 9, 1998 at 9:30 a.m.

- 1315** Authorize a two-year intergovernmental agreement with Multnomah County to administer eligibility verification and coordinate plumbing repairs for the Water/Sewer Enhanced Fixture Repair program (Second Reading Agenda 1277)

Disposition: Ordinance No. 172660. (Y-4)

- 1316** Accept a \$25,000 grant from the Urban Consortium Energy Task Force to deliver to other local governments essential decision and technical criteria necessary to build a fuel cell power plant (Second Reading Agenda 1284)

Disposition: Ordinance No. 172661. (Y-4)

REGULAR AGENDA

- *1301** Settle the claims of Dawn Urban (Previous Agenda 1217)

Disposition: Continued to September 16, 1998 at 9:30 a.m.

- 1290** **TIME CERTAIN: 9:30 AM** - Authorize towing of certain abandoned vehicles without prior mailed notice after 72 hours (Ordinance introduced by Commissioner Hales; amend Code Chapters 16.20 and 16.30)

Discussion: Commissioner Hales said this needs to be referred back to his office to clarify a legal problem regarding City regulations for automobile removal during street cleaning sweeps.

Goran Sparrman, Portland Office of Transportation (PDOT), said on-street parking violations were transferred to PDOT in 1993 and at that time they implemented an ordinance which allows them to tow vehicles which present a clear public hazard within 24 hours. That accounts for about 10 percent of the tows. However, the community has indicated they are still not very happy with the service levels and believe there should be a faster way to get truly abandoned vehicles off the road.

Ann Larkin, Parking Enforcement Division Manager, said the current process requires that a 10-day notice be mailed to the registered vehicle owner prior to removing a vehicle from the street. This system has slowed the process and made it difficult to remove these vehicles in an expedient manner. She said the Parking Enforcement Division deals with three types of vehicles: 1) hazardous vehicles, which they are able to tow within 24 hours, followed by written notice to the owner; 2) abandoned autos which are currently either unregistered or inoperable and which now require written notice 10 days prior to towing and; 3) "in lieu of

garage" vehicles, which are registered and operable but driven only on occasion. The latter may be towed after being parked on the street for 24 hours and they also require a 10-day notice prior to towing. In 1997-98, there were 26,323 requests for enforcement action. Of those, 15,723 vehicles, or 60 percent, remained on the street and only 3,204 were actually towed as abandoned autos. Only 10 percent of the calls reported hazardous vehicles, while 30 percent were for abandoned vehicles and 60 percent were for "in lieu of garage" vehicles. Staff believes these calls come from people who do not like people parking in front of their homes or concern cars driven infrequently. They also believe people who have a dispute with their neighbors sometimes use the abandoned auto policy to further that dispute.

Ms. Larkin said a study of programs in a number of other cities revealed that Portland is the only one which requires mailed notice prior to towing and that many others give a 72-hour notice. Today, staff recommends extending the time a car can be parked on the street without violating the law from 24 hours to 72 hours. They also recommend shortening the notification time prior to towing from 10-days, with mailed notices, to 72-hours, with notices placed on the vehicle. After a tow, notices would be mailed. They would also like to allow autos that are properly registered, operable and driven only occasionally to remain on the street for longer than 72 hours. Ms. Larkin said they believe these changes will free up staff time to focus on removing abandoned autos.

Commissioner Kafoury said the mediation center should be advised about how best to handle neighbors' complaints about cars parked on the street.

Commissioner Hales said it is more important to deal with the junkers than with those who occasionally park their cars on the street more than 72 hours.

Mayor Katz said removal of operable cars from the street has been a difficult issue for people who leave their cars at home and take the bus to work.

Disposition: Referred to Commissioner of Public Safety.

S-1317 Adopt an Information Technology Strategic Plan for the City of Portland (Resolution)

Discussion: Mayor Katz said this was former Commissioner Lindberg's vision and reflects Council's allocation of about \$1.8 million in the last budget period to make sure this becomes a reality. There are many components to the plan, and the one closest to her heart is the ability to bring government closer to the citizens.

Art Alexander, Manager, Information Technology Strategic Plan (ITSP) said a Substitute ordinance was filed to clarify Chapter Five of the plan. The Bureau of Financial Planning stresses that in adopting this resolution, Council is not adopting the recommendations about financing. These are only options which Council will consider as part of the budget process.

Commissioner Kafoury moved the Substitute and, hearing no objections, the Mayor so ordered.

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Mr. Alexander said this plan was created by a group of bureau managers, the Information Technology Executive Committee, and many of the objectives identified in the resolution are already being implemented. The City has gone from the point of having no direction on information technology to the point where folks regularly meet to plan improvements that are widely applicable. Eventually, citizens will be able to access a wide array of information from the City and provide direct input back as well.

Mike Rosenberger, Director, Bureau of Water Works and a co-chair of the Information Technology Executive Committee, said the plan takes a comprehensive approach and merges the Geographic Information System (GIS) initiative and other communication efforts into one place. It is an example of the kind of organizational infrastructure and capacity the City needs to meet the goals set by Council for providing efficient and effective service delivery. There is also a lot of energy and creativity behind this plan.

Tim Grewe, Director, Office of Finance and Administration, and co-chair of the Information Technology Executive Committee, said the focus of this effort is on technology and this is moving forward very rapidly. The plan also provides a good model for other management areas, such as human resources.

Mayor Katz asked about the status of efforts to provide citizen access to a 24-hour City Hall.

Mr. Alexander said some bureaus have already moved ahead on an individual basis to make information available on the web. What has been lacking up until now is multi-bureau coordination. He said they are about three-quarters of the way there now and the rest will hinge on the success of the corporate GIS program which will allow people to click onto their neighborhood, for instance, and see how many building permits have been issued or review the most recent crime statistics, etc. Citizens will also be able to provide input on Council calendar items to Commissioners' offices. He said over the next year the emphasis will be on getting their internal act together but the next time they report to Council they expect to be able to talk about what people can do from their homes.

Mr. Grewe said one thing he learned is that the City really did need to get the internal infrastructure together in order to expand interactions with the community. They have standardized the system, adding new network hardware and increasing their ability do high speed data transmissions. While citizens can already access a lot of information now, in the near future they will be able to interact with City staff in more and more areas.

Mr. Alexander said people will also be able to pay bills on line. Council can help by encouraging bureaus to make this a priority and institutionalize the spirit in which this plan was developed.

Mayor Katz said there is a need to think about integrating data with other jurisdictions as well.

Disposition: Substitute Resolution No. 35723. (Y-4)

- 1318** Merge the Information Technology Strategic Planning and Geographic Information Systems Executive Committees into a single Information Technology Executive Committee (Resolution)

Disposition: Resolution No. 35724. (Y-4)

- 1291** **TIME CERTAIN: 10:30 AM** - Approve the Lents Town Center Urban Renewal Plan (Ordinance introduced by Mayor Katz)

Discussion: Mayor Katz noted that Council held an Informal on this plan earlier but this is the first formal presentation. She said it is exciting to see this plan brought forward by the citizens of Lents.

Felicia Trader, Executive Director, Portland Development Commission (PDC), said they are very pleased with this plan, which has been approved by the PDC Board and the Portland Planning Commission. Community participation has been very impressive and PDC is delighted with the outcome.

David Nemo, Project Manager, PDC, described the background of the plan, which grew out of a direction in the Outer Southeast Community Plan recommending that a Lents Town Center be the focus of development in that area. PDC has been involved in Outer Southeast for 20 years and Lents has been a target area since 1994. The Outer Southeast Business Community subsequently requested a study to see if the Lents area met the criteria for designation as an urban renewal area and also conducted an extensive community involvement process. Mr. Nemo noted that the study area is very large compared to other urban renewal areas. He described the plan goals and objectives which include: neighborhood revitalization and increased livability; commercial revitalization supported by the necessary infrastructure; support for a wide range of affordable housing; increased employment opportunities, partnering with workforce development to train workers for those higher-paying jobs; environmental protection with particular emphasis on the Johnson Creek flood plain; review of transportation impacts; development in appropriate places to support mass transit; development of parks and open spaces in a manner that takes advantage of Johnson Creek and the Springwater Corridor; creation of public places, such as a public plaza within the Town Center; and promotion of a more positive community identity through design and overall appearance improvements. A \$60 million budget is proposed with a declaration of a maximum indebtedness of \$75 million. Mr. Nemo outlined how much they anticipate spending on each element but noted that the precise projects will be defined later. They also need to make findings that this urban renewal plan meets the standards set forth in State statutes. He said it may be possible to cover the expenditures budgeted for this plan through tax increment revenues and the plan is well within maximum limitations on area and assessed value.

Mr. Nemo said over 380,000 notices were mailed to all residents in the City about today's hearing and an additional hearing will be held on September 9. He thanked community

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groups and individuals for their help, including Rose Development Center, students at Marshall High School and Southeast Uplift, which coordinated several workshops and a community open house.

Kathleen Lansing, President, Foster Area Business Association, said the whole idea of coming together in a partnership with the City is a very big step for this area, which has not always felt it was a part of the City. She said community involvement efforts are still ongoing and 10 meetings have been held so far in order to bring all concerns to the table. Condemnation is a major concern as is determining exactly which projects are to be done and in what order. A lot of community participation will still be needed.

Mayor Katz asked if they had been able to allay fears about condemnation.

Ms. Lansing said they do not want planners to tell them they do not like the look of some parts of the neighborhood, i.e. auto-related businesses, which the neighborhood wants to keep. She said they also still have to work through the whole issue of condemnation.

Mayor Katz said there is no authority for condemnation in this plan. She asked Ms. Lansing to return later to report on this issue.

Michael Harrison, Bureau of Planning, said the Planning Commission at their August meeting reviewed the plan for completeness and considered whether it was consistent with the Comprehensive Plan, Statewide goals, the Outer Southeast Community Plan and other related neighborhood plans. The Commission unanimously recommended approval after discussing flood plain issues at some length. The Commission recommends an amendment to Objective 5 (Page 85) to make it clear that the risks of flood damage will be considered before tax increment funds are invested in any development projects.

Ms. Lansing said the community agrees with the proposed amendment.

Commissioner Hales moved the amendment. Commissioner Kafoury seconded and, hearing no objections, the Mayor so ordered.

Dan Saltzman, member of Portland Community College (PCC) Board of Directors, said PCC wholeheartedly supports formation of this urban renewal district as the board found that the college is underserving Southeast area residents. If the bond measure on the November ballot passes, PCC will consider establishment of a workforce development center as well as expansion of its 82nd center.

D.W. Owens, property and business owner in the Lents area, supported the plan.

Bill Whitmore, Chair, Mt. Scott Neighborhood Association, supported the proposed Foster area changes which tie right into what is proposed in Lents. He said he has seen a decline in the area between 60th and 122nd over the past 50 years and this seems to be the first positive action taken to date. He said people have a lot of problems with the idea of condemnation but the issue is being addressed appropriately.

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Ellen Ryker, Planning Bureau, said it is most exciting to see this day arrive. The changes already occurring there are very exciting.

Howard Cutler, Bureau of Housing and Community Development, said Lents is a target area for the Bureau, which has struggled with this relative to the targeted areas in Alberta and Belmont. He said this urban renewal vehicle should be much more effective than designation as a target area ever could be, with its budget of only \$40,000 per year. Up until a month ago, it was toss up whether the community would support this plan as it has been a very difficult process.

Beverly Richenstein, owner of property at 104th and Holgate, said she is elated at the changes she has seen in this area within the last 18 months.

Richard Kimsey, a resident of Lents for 40 years, expressed concern about what will be done with all the people who are being crammed in and about the increase in cars and traffic on streets which cannot handle them. However, he said it is a big improvement for the City to realize that Lents is actually there

Kathy Persall, Southeast Uplift, said there has been an incredible amount of community response to this plan and the neighborhood does want to play a role in prioritizing the projects even though it realizes this kind of planning takes a lot of time.

Disposition: Passed to Second Reading as amended September 2, 1992 at 9: 30 a.m.

At 11:16 a.m., Council recessed.

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A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 2ND DAY OF SEPTEMBER, 1998 AT 2:00 P.M.

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

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

Commissioner Jim Francesconi

- 1319** Liquor license application for JSD Enterprises, Inc., dba Food Sak Deli, 4325 NW Yeon Avenue, Package Store, liquor license (renewal); Unfavorable recommendation (Report)

Discussion: Dennis Nelson, Manager, Bureau of Licenses, outlined the criteria for these unfavorable recommendations to Council and noted that, in all three cases, they are based on the sale of alcohol to minors during sting operations. For the License Bureau, the problem of underage drinking is a big one and it considers sales to minors a serious matter. There are procedures to help stores live within the laws but these three stores have all had four or more violations issued within one year. State law says a liquor license may be withdrawn if there are four or more violations issued within two years.

Michael Reed, attorney representing Food Sak Deli, said the question should be whether a problem still remains at this convenience store, located in an industrial area which is rarely frequented by minors. He noted that not a single complaint has been filed for sales of liquor to minors against Dan Kienow, a store owner/operator for many years. Mr. Kienow has initiated a zero tolerance policy for such sales and has trained employees to check identifications.

Mr. Reed explained the circumstances behind each violation and the steps that were taken to reduce sales to minors, including screening employees as to their attitudes and scheduling special OLCC training sessions. Even more stringent requirements have been added and the OLCC now finds the store in compliance. He said there is no fail-safe method that guarantees there will be no violations and he does not believe Mr. Kienow should be put out of business now.

Disposition: Unfavorably recommended. (Y-4)

- 1320** Liquor license application for Plaid Pantries, Inc. dba Plaid Pantry #13, 1118 SW Jefferson Street, Package Store, liquor license (renewal); Unfavorable recommendation (Report)

Discussion: Chris Gerard, President, Plaid Pantries, said like everyone else with an extensive training program on age-restricted products, they did not think getting caught selling alcohol to minors would be much of a problem. The company has a policy of checking licenses of

everyone under 30 and these violations occurred not because stores were purposely selling alcohol to minors but because of dumb mistakes. He said the company operates 55 stores in Portland and finds this an embarrassing situation that appears indefensible. Employees are told they will be fired if they sell alcohol to minors and the company has initiated an internal sting program. He said Plaid Pantries is eager to cooperate with Police and the OLCC and while the record shows there is a huge problem out there, the company is on the leading edge and should not be put out of business because it received the most attention about this. He said they were shocked to learn of these sales but noted that the Jefferson Street store was stung six times while another one was stung 13 times, increasing the likelihood of finding someone who makes a mistake. He said their internal sting failure rate is about eight percent. Mr. Gerard said the early stings opened their eyes to the problem and they now believe they have figured out better ways to deal with this.

See below for general testimony and comment by Commissioners when voting.

Disposition: Unfavorably recommended. (Y-4)

- 1321** Liquor license application for Southland Corporation, dba 7-Eleven #14495, 7115 SE Powell Blvd., Package Store, liquor license (renewal); Unfavorable recommendation (Report)

Discussion: Bill Lindon, representing 7-Eleven, said Southland is not, under their contractual agreements with franchisees, permitted to have any day-to-day authority over their management. Since this problem arose, however, Southland cancelled the franchise and took over the operations itself. Southland is willing to accept responsibility when it has control but under the franchise agreement it does not have that authority. He questioned what public policy goal will be solved by penalizing companies that are trying to solve the problem.

Larry Reed, Southland Corporation, said there are two key issues. First, Southland does not have the ability to control a franchised store, and this particular store has had a spotless record since May when the franchise was cancelled, even though they believe it was targeted by the Police and License Bureaus. He said if they thought having Southland's name on the license would set them up for this type of liability, they would have removed it. He asked Council to consider what the fair thing is to do.

See below for general testimony and comment by Commissioners when voting.

Disposition: Unfavorably recommended. (Y-4)

Prior to the vote testimony was invited from citizens and other interested parties.

Irwin Mandel, 1511 SW Park Ave., said he does not understand why clerks have problem with math since a large sign at the checkout counter states that if you were born after a certain date you cannot buy alcohol.

Lili Mandel, 1511 SW Park Ave., responded to those who asked why these stores were singled out by noting that neighbors often tell the police about stores where they have seen

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liquor being sold to minors. Momentary lapses are inexcusable and she is tired of hearing such excuses when she sees very young kids in parks with jugs of wine.

Carol Stone, Director, Regional Drug Initiative (RDI), said drinking among minors is a very serious issue in Multnomah County and cited several studies to indicate its widespread use and acknowledgement by the students themselves that drugs and drinking were the biggest problem facing their generation, outranking violence and sex-related activity. She said other states have used a colored border on licenses to identify anyone who is under 21.

Commissioner Kafoury said she has heard the stores' testimony about the extent they have gone to in order to prevent sales. She asked Ms. Stone what she would recommend.

Ms. Stone said borders on drivers licenses would help as do sting operations.

Commissioner Kafoury said she is struggling with this because two owners have shown a doggedness in trying to prevent sales to minors. This alone will not solve the problem. She asked where kids say they get their alcohol -- through fake "i.d." or by getting others to buy it for them.

Ms. Stone said any high schooler would say they know which stores to go to although there are a number of different ways to get alcohol.

Mayor Katz said she has heard the stores owners testify that they are trying their best and asking for a break.

Mr. Nelson said the licensees in this group have all demonstrated tremendous efforts to prevent such sales. What the License and Police Bureaus look at is whether these efforts are successful. The bottom line is their efforts did not work and alcohol is being made available to minors repeatedly. The Bureaus' recommendation is not that alcohol not be sold at these stores. Some stores are successful at preventing such sales but in this case there are three that have had four failures in one year, despite their good efforts. Some of these matters should be mitigated at OLCC but the issue of whose name is on license does not matter to the Bureau. All these cases will be reviewed by the OLCC but today the License Bureau is asking Council how it wants to address this issue. He agreed there is no fail safe method for preventing these sales.

Police Officer Bill Calder, the officer responsible for the stings said their updated statistics for stings show that out of 550 attempted purchases, 38 percent are successful. The percentage was higher to start with but has been dropping very slowly. There is very little difference between the small independent and large grocery stores as all fall within a few percentage points of each other. All too high. He said all decoys used their own "i.d." which clearly states they are minors. He questioned why employees at Food Sak Deli did not pay more attention, if minors are so unusual. And, if only five percent of its sales are for alcohol, why would losing their license put them out of business. He said the Bureau is not asking that all 7-Elevens be closed, only those stores that are having problems.

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Commissioner Kafoury moved to uphold the recommendation of the License Bureau for all three stores.

Commissioner Hales seconded. He said he believes the decoy program is an effective way to get at this problem and finds it fascinating that OLCC liquor outlets have the very worst record of sales to minors. He said obviously people are working hard to comply but the City needs to follow our own rules regarding compliance. He suggested that OLCC issue licenses with a red background to minors and green to those who are older. Perhaps forming an alliance to push this forward would be useful.

Commissioner Kafoury said although she believes the efforts of Mr. Kienow and Mr. Girard to deal with this problem have been exemplary, Council must follow the rules until it can come up with some more creative ways to keep alcohol out of the hands of minors. In response to Commissioner Hales' suggestion about colored borders, she said two of her three husbands were unable to distinguish red from green and perhaps some other colors would be better.

Mayor Katz said she knows these owners are upright citizens who have tried to deal with this in very frustrating circumstances. The OLCC will have an opportunity to look at these cases and mitigate them if it so chooses. However, the Council's responsibility is to uphold the Code.

At 3:25 p.m. Council adjourned.

BARBARA CLARK
Auditor of the City of Portland



By Cay Kershner
Clerk of the Council