



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 15TH DAY OF SEPTEMBER, 1999 AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Katz, Presiding; Commissioners Hales and Saltzman, 3.

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

Due to the absence of two Council members, no Consent Agenda or emergency ordinances were considered.

Mayor Katz issued a proclamation declaring Minority Enterprise Development Week, October 3rd to 9th, 1999, and honoring valuable contributions of minority men and women in the public and private sectors. Grace Gallegos, Clara Padilla-Andrews, Anthony Lincoln and Jim Waki were present to accept the plaque.

1338 TIME CERTAIN: 9:30 AM – Urge U.S. Department of Energy to halt efforts to restart Fast Flux Test Facility at Hanford until the site is deemed in full compliance with all state and federal laws and deemed to be consistent with obligations protecting treaty rights of Native American tribes in the region (Resolution introduced by Commissioner Hales)

Discussion: Commissioner Hales said Hanford issues strongly impact Portland's livability and it is appropriate for the City to weigh in against the restart, especially as it is the largest population center on the river. The City is wrestling with the issues on fish and endangered species and investing millions of tax dollars on the Combined Sewer Overflow effort. Other local officials and State officials in Oregon have taken a stand against the restart and the message has been sent to Oregon's Congressional delegation. He said we need to practice what we preach in government and the U.S. Department of Energy needs to comply with state and environmental laws. He noted there will be a hearing in Portland next month on this issue.

Those speaking in support of the resolution were:

Robin Klein, Hanford Action of Oregon
Greg de Bruler, Columbia River United, PO Box 1254, Hood River, Oregon 97031
Gary Pollet, Heart of America Northwest
Ken Niles, Deputy Administrator of the Energy Nuclear Safety Division, Oregon
Office of Energy, 625 Marion St., Salem, Oregon 97310

In the testimony, it was noted that there is a Tri-Party Agreement signed by Washington State, Oregon State and the U.S. Department of Energy regarding Hanford cleanup. Taxpayers will have to pay upwards of \$40 billion to clean up the massive contamination and the 177 leaking storage tanks and it will take several generations in time, so a restart which will produce more waste is beyond understanding. The fact that the U.S. Department of Energy is self-regulating was emphasized.

Commissioner Hales said water is a scarce resource which should be managed carefully. It would be a grievous mistake if the Northwest got back into nuclear production just as Northwest communities are trying to move toward a more sustainable and responsible approach to environmental issues .

Commissioner Saltzman said he was an aide to Congressperson Wyden in the mid-80s when they successfully kept Hanford off the list as a permanent nuclear waste dump. He said it is distressing that many cleanup issues have not happened and are still being debated. The notion of restarting the fast flux is not the right direction.

Disposition: Resolution No. 35825.

REGULAR AGENDA

- 1339** Accept bid of Kerr Contractors, Inc. to furnish NW St. Helens Road and NW Saltzman Road sanitary sewer extension project for \$690,909 (Purchasing Report - Bid 99151)

Disposition: Accepted; prepare contract.

Commissioner Charlie Hales

- 1340** Consider vacating a portion of SW River Parkway east of SW Moody Avenue, as initiated by Resolution No. 35812, in connection with the realignment of SW River Parkway (Hearing; Report; C-9959)

Disposition: Approved: City Engineer prepare ordinance.

City Auditor Gary Blackmer

- 1341** Assess property for sidewalk repair by the Bureau of Maintenance for billing processed through August 3, 1999 (Second Reading Agenda 1337; Y1035)

Disposition: Ordinance No. 173760.

Communications

- 1342** Request of Sherry Wright, owner of Black Dog Coffee, to allow her drive-through business to remain at its present location at 2440-A SE 39th Avenue (Communication)

Discussion: Sherry Wright said this drive-through has been on 39th and Division for over six years and prior to that was at 39th and Belmont. She has improved the business at considerable expense since buying it in February, 1999. In August she received a copy of a code violation penalty letter from the property owner, Rite Aid (Payless Drug Stores). She learned the drive-through business was illegal for the zoning and that the penalty notification is complaint-driven. Ms. Wright investigated other drive-through espresso stands and realized most are not in compliance with City Code. She said the fact of the City's policy of a complaint-driven system knowingly allows people to engage in illegal business practices, where owners can sell out-of-compliance businesses to others. Any

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enforcement should be City-wide. Ms. Wright noted her drive-through custom is 99 percent of her business.

Commissioner Hales said the zoning code is mostly dealt with through building permits, but this escaped the process because it was moved to the site. He said someone from the Office of Planning and Development Review will work with Ms. Wright to explore what options are available.

Commissioner Saltzman noted that it was ironic that the meeting began with support of small businesses and their importance. He will support any effort to keep her drive-through business going.

Disposition: Placed on File.

At 10:17 a.m., Council adjourned.

GARY BLACKMER
Auditor of the City of Portland

A handwritten signature in cursive script that reads "Britta Olson".

By Britta Olson
Acting Clerk of the Council

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WEDNESDAY, 2:00 PM, SEPTEMBER 15, 1999

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