



CITY OF

# PORTLAND, OREGON

**OFFICIAL  
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 13TH DAY OF JUNE, 1990 AT 9:30 A.M.

THOSE PRESENT WERE: Commissioner Blumenauer, Presiding; Commissioner, Bogle and Koch, 3.

OFFICERS IN ATTENDANCE: Cay Kershner, Clerk of the Council; Harry Auerbach, Senior Deputy City Attorney; and Officer Sheridan Grippen, Sergeant at Arms.

## REGULAR AGENDA

- 1055 Accept bid of Midwest Communications Corporation for furnishing video equipment for \$123,152 (Purchasing Report - Bid 141)

**Disposition:** Adopted; prepare contract.

- 1056 Accept bid of Russell Construction, Co. for Couch Park play equipment renovation for \$58,685 (Purchasing Report - Bid 142)

**Disposition:** Adopted; prepare contract.

- 1057 Accept bid of Parker-Northwest Paving Co. for improvement of SE Mitchell/68th District HCD Project and construction of sumps for \$177,991 (Purchasing Report - C-9658)

**Disposition:** Adopted; prepare contract.

**Mayor J. E. Bud Clark**

- 1058 Make certain determinations and findings related to and adopting the Second Amendment to the Central Eastside Urban Renewal Plan (Second Reading Agenda 1037)

**Disposition:** Ordinance No. 163153. (Y-3)

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## Commissioner Earl Blumenauer

- 1059 Improve as a district: streets within the the SE Schiller/92nd District HCD Improvement Project, and construction of sumps (Resolution; C-9652)

**Disposition:** Resolution No. 34741. (Y-3)

- 1060 Authorize a Storm Drain Stenciling Project to educate the public and involve volunteer student groups and adults about water quality pollution prevention (Ordinance)

**Discussion:** Mary Nolan, acting director of Environmental Services, said this is an innovative demonstration program that speaks to the role that individual citizens must play if the Clean Rivers project is to succeed. It is one step in City efforts to inform residents that putting waste down storm drains and sewers can be as harmful to water as dumping it directly into streams and educates them about some simple steps they can take now to decrease these wastes. Ms. Nolan said volunteers will paint warning stencils at storm drains and if this demonstration program succeeds, it will be expanded Citywide.

Linda Kelly, Senior Management Analyst for the Washington County Unified Sewerage Agency, said it was encouraging to see Portland take a hands-on approach to protect water resources and cut the amount of hazardous wastes such as motor oils that are being poured down storm drains.

Holly Hunt, member of Girl Scout Troup #1298, urged passage of the resolution, noting that only one percent of the earth's water is usable which makes it very important to keep it from being polluted and killing birds and fish.

Robert Vreeland, fishery biologist with the National Marine Fisheries Service, said the stencils will remind everyone of the impact we can have on our environment.

Lori Faha, City Engineer and Director of the Oregon Chapter of American Public Works Association, said this program had been a remarkable success in the state of Washington and could have a great impact on the City.

Commissioner Blumenauer asked Ms. Nolan to keep Council briefed on the success of this and other environmental programs.

**Disposition:** Passed to second reading.

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**City Auditor Barbara Clark**

1061 Certify abstract of votes for Municipal, Non-Partisan  
Primary Election held on May 15, 1990 (Report)

**Disposition:** Adopted. Placed on file.

At 9:30 a.m., Council recessed.

DUE TO A LACK OF AGENDA THE MEETING OF  
JUNE 13, 1990 2:00 PM  
WAS CANCELLED

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 14TH DAY OF JUNE, 1990 AT 2:00 P.M.

THOSE PRESENT WERE: Commissioner Blumenauer, Presiding; Commissioners Bogle and Koch, 3.

OFFICERS IN ATTENDANCE: Cay Kershner, Clerk of the Council; Harry Auerbach, Senior Deputy City Attorney; and Officer Sheridan Grippen, Sergeant at Arms.

#### REGULAR AGENDA

- 1062 Application for East Portland Historic District Designation (Previous Agenda 435)

**Discussion:** John Southgate, Planning Bureau, asked Council to continue this item to August 22, 1990 to give them time to review the Landmarks Commission's revised proposal.

**Disposition:** Continued to August 22, 1990.

#### Commissioner Dick Bogle

- 1063 Deny appeal of Secondhand Dealer Civil Penalties for Doyle Ford, dba The Moneyman, 6614 SE 82nd Avenue (Findings; Previous Agenda 433)

**Discussion:** Dennis Nelson, License Bureau, said that attorneys for this item and the next had requested a setover to enable them to present written responses to the City's findings. He said City Attorney Ben Walters recommends that this be allowed and asked that the two items be continued to July 5 and that the attorneys have until 10 a.m. Thursday, June 28 to submit their responses and be allowed up to five minutes at the Council meeting to discuss the findings only.

Commissioner Koch moved that the License Bureau's recommendation be approved. On second by Commissioner Bogle, the motion carried. (Y-4)

**Disposition:** Continued to July 5, 1990.

- 1064 Deny appeal of Secondhand Dealer Civil Penalties for David C. Grigonis, dba The Moneyman, 6614 SE 82nd Avenue (Findings; Previous Agenda 434)

**Discussion:** Commissioner Bogle moved that this item be set over to July 5. On second by Commissioner Koch, the motion carried. (Y-4)

**Disposition:** Continued to July 5, 1990.

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- 1065 Transmit appeal of denial of Secondhand Dealer permit for C. L. International, Inc., dba Hi Ho Silver Co., 5723 SE Foster Road; recommend denial (Report)

**Discussion:** John Werneken, License Bureau, said Jerry Liedeker, operating as C.L. International, is appealing denial of a secondhand dealer permit. He said City Code provides that application for a business permit be denied if the applicant's previous permit has been revoked for cause. Mr. Werneken reviewed some of the multiple violations which brought about revocation of Mr. Liedeker's permit in 1988 and said both the License and the Police Bureaus believe the present request should be denied unless compelling evidence is presented that mitigating factors outweigh the mandatory grounds for denial.

Mr. Werneken said that in the situation which brought about revocation of his license, Mr. Liedeker failed to comply with every applicable requirement regarding recordkeeping and failed to retain the purchased articles for 15 days. He said that whether the articles were stolen or not was not the issue.

Lt. Patrick H. Nelson, Police Bureau, said the Bureau is opposed to issuing any permit to Mr. Liedeker.

Jerry Liedeker, Hi Ho Silver, said he had been in the antiques business for the last ten years and during that time had thousands of transactions and that the 1989 violation was the first time he has ever been guilty of a violation of a municipal ordinance. He said he was told by Lt. Nelson's predecessor that if he operated his business in a businesslike manner for one year he would get his permit back. However, when he applied, Lt. Nelson told him he knew who he was and he would never get a license. Mr. Liedeker said there were a lot of things in the report that make him sound like a big time bad news guy but that he thinks he is as legitimate a secondhand dealer as you are ever going to run into.

Raymond Rask, Attorney for Mr. Liedeker, referred to the memo of June 11 outlining reasons why his client should be issued a permit, including remoteness in time (over two years ago), the unfairness of a concurrence by the Police Chief without any reason given and circumstances of diminishing seriousness involving an undercover situation and \$52 worth of merchandise which was not stolen property.

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Commissioner Koch said he was concerned here because there were three separate occasions on the part of the undercover officer, not one. He said with the tremendous problems we face of crime and stolen property, if we risk we should risk towards the squeaky clean individual.

**Disposition:** Appeal denied. (N-3)

1066 Liquor license application for Kyu Son Chong, dba Stop In Market #83, 8340 SE Foster Road, new owner, Package Store license; unfavorable recommendation (Report)

John Werneken, License Bureau, said this is a case of changed ownership on a package store and calls for applying judgment to the facts. He said the OLCC investigator believes Mr. Chong's past violations to be serious enough that he is not currently recommending that this license be granted.

The applicant has submitted a statement of good cause which Mr. Werneken said he found to be one of the best and most persuasive statements he has seen. While interviews conducted by Bureau staff with the applicant, through an interpreter, gave them the distinct impression that the violations resulted from a misunderstanding and that the applicant had now learned his lesson, interviews with OLCC staff led them to conclude that the actual circumstances may have been substantially more serious than the actual violations showed. Ultimately, Mr. Werneken said, the Bureau decided these incidents were serious, substantial and recent, and accordingly, the Bureau recommends against granting the license.

James Taylor, paralegal and friend of the applicant, said Mr. Chong initially got into trouble selling liquor to minors, and also as a suspected hidden owner with his daughter, because he did not understand the laws of this country. He said Mr. Chong is a man of character and integrity who has overcome his drinking problem and shown his interest in compliance by working in a package license store for a period of ten months without any violations.

**Disposition:** Unfavorable recommendation (Y-3)

At 2:40 p.m., Council adjourned.

BARBARA CLARK  
Auditor of the City of Portland

*Cay Kershner*

By Cay Kershner  
Clerk of the Council