



CITY OF
PORTLAND, OREGON

OFFICIAL
 MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **21ST DAY OF MARCH, 2007** AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Potter, Presiding; Commissioners Leonard, Saltzman and Sten, 4.

Mayor Potter was absent from 10:00-10:30 am.

OFFICERS IN ATTENDANCE: Susan Parsons, Acting Clerk of the Council; Pete Kasting, Chief Deputy City Attorney; and Ron Willis, Sergeant at Arms.

On a Y-4 roll call, the Consent Agenda was adopted.

COMMUNICATIONS	Disposition:
<p>258 Request of Chris Smith to address Council regarding Commission form of government (Communication)</p>	PLACED ON FILE
<p>259 Request of John Ryan to address Council regarding Charter review (Communication)</p>	PLACED ON FILE
<p>260 Request of Maureen Lynch to address Council regarding more assistance to ROCN-Portland Police (Communication)</p>	PLACED ON FILE
<p>261 Request of Bob New to address Council regarding Earth Day Celebration (Communication)</p>	PLACED ON FILE
TIME CERTAINS	
<p>262 TIME CERTAIN: 9:30 AM – Accept the Master Plans for Whitaker Ponds Nature Park as a guide for future development and management of the park (Resolution introduced by Commissioner Saltzman)</p> <p>Motion to accept amendment to add BE IT FURTHER RESOLVED that the two Lakeside Little League fields that are part of the park will not be relocated until replacement fields are built at Thomas Cully Park: Moved by Commissioner Saltzman and seconded by Commissioner Leonard. (Y-4)</p> <p>(Y-4)</p>	<p>36491 AS AMENDED</p>

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<p>263 TIME CERTAIN: 10:15 AM – Urge the federal government to seek positive diplomatic relations between Iran and the United States of America instead of escalating tensions (Resolution introduced by Commissioners Leonard and Sten)</p> <p>(Y-4)</p>	<p>36492</p>
<p>CONSENT AGENDA – NO DISCUSSION</p>	
<p>Mayor Tom Potter</p>	
<p>Office of Emergency Management</p>	
<p>*264 Authorize an Intergovernmental Agreement with the State of Oregon Office of Emergency Management for an Exercise Support Kit for Homeland Security Exercise Evaluation Program (Ordinance)</p> <p>(Y-4)</p>	<p>180821</p>
<p>Office of Management and Finance – Human Resources</p>	
<p>265 Create a new Nonrepresented classification of Public Works Permit Engineering Manager and establish a compensation rate for this classification (Second Reading Agenda 240)</p> <p>(Y-4)</p>	<p>180822</p>
<p>Office of Management and Finance – Technology Services</p>	
<p>266 Extend contract with Compass Computing Group, Inc. through September 30, 2007 to continue application development and support services (Second Reading Agenda 243; amend Contract No. 35700)</p> <p>(Y-4)</p>	<p>180823</p>
<p>Office of Neighborhood Involvement</p>	
<p>*267 Extend contract with In-Accord, Inc. for budget facilitation services through June 30, 2007 (Ordinance; amend Contract No. 37021)</p> <p>(Y-4)</p>	<p>180824</p>
<p>Police Bureau</p>	
<p>*268 Authorize a \$25,000 agreement with Latino Network to provide a range of activities for at-risk youth in Portland (Ordinance)</p> <p>(Y-4)</p>	<p>180825</p>
<p>Commissioner Sam Adams</p>	
<p>Bureau of Environmental Services</p>	
<p>*269 Authorize a contract with Coates Kokes to provide assistance to the Regional Coalition for Clean Rivers and Streams to develop a public awareness campaign to promote healthy stormwater management practices (Ordinance)</p> <p>(Y-4)</p>	<p>180826</p>

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<p>*270 Authorize annual budgets for the Intergovernmental Agreement with the Oregon Department of Environmental Quality for oversight in evaluation and control of potential upland sources of contamination to the City stormwater outfall system (Ordinance; amend Contract No. 52053) (Y-4)</p>	<p align="center">180827</p>
<p>*271 Authorize agreement for the Bureau of Environmental Services to purchase the right to divert the water of Errol Creek from the Curtis Daily property (Ordinance) (Y-4)</p>	<p align="center">180828</p>
<p>272 Authorize a contract and provide for payment for the construction of the Neighborhood Sump Rehabilitation Project No. 7837 (Ordinance)</p>	<p align="center">PASSED TO SECOND READING MARCH 28, 2007 AT 9:30 AM</p>
<p>273 Authorize an Intergovernmental Agreement with Multnomah County Drainage District and Peninsula Drainage District No. 2 to design and remove a foot bridge north of NE 112th over the Columbia Slough and to design and replace two culverts at the Children's Arboretum (Ordinance)</p>	<p align="center">PASSED TO SECOND READING MARCH 28, 2007 AT 9:30 AM</p>
<p>274 Authorize a contract with Brown and Caldwell for professional engineering services for the Columbia Boulevard Wastewater Treatment Plant Digester Expansion Project No. 8106 (Ordinance)</p>	<p align="center">PASSED TO SECOND READING MARCH 28, 2007 AT 9:30 AM</p>
<p>275 Authorize a contract with the lowest responsible bidder for the Harney Wastewater Pump Station Upgrade and West Lents Flow Control Facilities Project No. 8065 (Second Reading Agenda 245) (Y-4)</p>	<p align="center">180829</p>
<p align="center">Office of Transportation</p>	
<p>*276 Authorize an Intergovernmental Agreement with the Oregon Department of Transportation for design and construction of the North Leadbetter Overcrossing Project (Ordinance) (Y-4)</p>	<p align="center">180830</p>
<p align="center">Commissioner Dan Saltzman</p>	
<p align="center">Office of Sustainable Development</p>	
<p>*277 Authorize an agreement with Friends of Zenger Farms, Inc. for \$14,760 to support the work of the Diggable City project and the Portland Multnomah Food Policy Council (Ordinance) (Y-4)</p>	<p align="center">180831</p>
<p>278 Consent to transfer of Dave's Sanitary Service, Inc. residential solid waste and recycling collection franchise to Heiberg Garbage & Recycling (Ordinance)</p>	<p align="center">PASSED TO SECOND READING MARCH 28, 2007 AT 9:30 AM</p>
<p align="center">Parks and Recreation</p>	

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<p>*279 Provide \$9,298 to Friends of Fernhill Park for purchase of play equipment (Ordinance) (Y-4)</p>	<p>180832</p>
<p>Commissioner Erik Sten</p>	
<p>Bureau of Housing and Community Development</p>	
<p>*280 Amend contract with Housing Authority of Portland for \$79,163 for short term rent assistance programs and provide for payment (Ordinance; amend Contract No. 36884) (Y-4)</p>	<p>180833</p>
<p>Fire and Rescue</p>	
<p>*281 Authorize Intergovernmental Agreement with Portland State University for document translation (Ordinance) (Y-4)</p>	<p>180834</p>
<p>282 Accept donation from Leatherman Tool Group, Inc. of 400 Leatherman tools for sworn members of Portland Fire & Rescue (Second Reading Agenda 251) (Y-4)</p>	<p>180835</p>
<p>REGULAR AGENDA</p>	
<p>283 Accept bid of Dirt & Aggregate Interchange, Inc. for the SW Texas Green Street Local Improvement District project for \$1,113,983 (Purchasing Report - Bid No. 106887) Motion to accept the Report: Moved by Commissioner Leonard and seconded by Commissioner Sten. (Y-4)</p>	<p>ACCEPTED PREPARE CONTRACT</p>
<p>284 Declare support to locate a new Portland Archives Center at Portland State University (Resolution introduced by Commissioner Leonard and Auditor Blackmer) (Y-4)</p>	<p>36494</p>
<p>285 Tentatively uphold appeal of Northwest District Neighborhood Association and reverse the Landmark Commission decision to approve the application of William De Bellis, Donald Singer, Singer Thurman LLC, GFV Enterprises LLC and 2311-2317 NW Irving Street LLC for the Irving Street Parking Garage at 2311-2317 NW Irving Street (Previous Agenda 165; Findings; LU 06-132367 HDZM)</p>	<p>CONTINUED TO APRIL 12, 2007 AT 2:30 PM TIME CERTAIN</p>
<p>Mayor Tom Potter</p>	
<p>Office of Management and Finance – Business Operations</p>	

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<p>*286 Pay claim of Amy Bender (Ordinance) (Y-4)</p>	<p align="center">180836</p>
<p align="center">Office of Management and Finance – Technology Services</p>	
<p>*287 Authorize the Bureau of Technology Services to contract for the purchase of IBM servers and related products for the Enterprise Business Solution Project (Ordinance) (Y-4)</p>	<p align="center">180837</p>
<p>288 Authorize a contract with Cayenta Canada, Inc. for five years of maintenance services for support of the Bureau of Environmental Services and Bureau of Water Works Customer Information System with the potential for an additional five year renewal (Second Reading Agenda 254) (Y-4)</p>	<p align="center">180839</p>
<p align="center">Commissioner Sam Adams</p>	
<p align="center">Office of Transportation</p>	
<p>*289 Authorize an agreement with Portland Streetcar, Inc. for project management and finance planning services related to the Portland Streetcar Loop Project (Ordinance) (Y-4)</p>	<p align="center">180838</p>
<p>290 Assess benefited properties for street improvements in the Lents III/SE 104th & Ramona Local Improvement District (Second Reading Agenda 231; C-9999) (Y-4)</p>	<p align="center">180840</p>
<p>291 Assess benefited properties for street improvements in the Lents III Extension Local Improvement District (Second Reading Agenda 232; C-10006) (Y-4)</p>	<p align="center">180841</p>
<p>292 Assess benefited properties for street improvements in the SE Ellis Street Local Improvement District (Second Reading Agenda 233; C-10010) (Y-4)</p>	<p align="center">180842</p>
<p>293 Create a local improvement district to construct street improvements from Virginia Avenue to west of Virginia Place in the SW Nevada Street Local Improvement District (Second Reading Agenda 255; C-10021) (Y-4)</p>	<p align="center">180843 AS AMENDED</p>
<p align="center">Commissioner Dan Saltzman</p>	
<p align="center">Parks and Recreation</p>	
<p>294 Place public areas of St. Johns Plaza in the jurisdiction of Portland Parks and Recreation for enforcement purposes (Resolution) (Y-4)</p>	<p align="center">36493</p>

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City Auditor Gary Blackmer

295 Assess property for sidewalk repair by the Bureau of Maintenance (Second
Reading Agenda 256; Y1061)
(Y-4)

180844

At 12:40 p.m., Council recessed.

GARY BLACKMER
Auditor of the City of Portland

By Susan Parsons
Acting Clerk of the Council

March 21, 2007

WEDNESDAY, 6:00 PM, MARCH 21, 2007

DUE TO LACK OF AN AGENDA

THERE WAS NO MEETING

March 22, 2007

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND,
OREGON WAS HELD THIS **22ND DAY OF MARCH, 2007** AT 2:00 P.M.

THOSE PRESENT WERE: Mayor Potter, Presiding; Commissioners Saltzman and
Sten, 3.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Pete
Kasting, Chief Deputy City Attorney; and Ron Willis, Sergeant at Arms.

<p>296 TIME CERTAIN: 2:00 PM – Appeal of Mount Tabor Neighborhood Association against the Hearings Officer’s decision to approve the application of Alex Banks, Twyman & Banks LLC for a Zoning Map Amendment from R5 to R2.5 in conformance with the Comprehensive Plan designation, 8-lot subdivision, Planned Development and Adjustment at 2251 SE 76th Avenue (Hearing; LU 06-121502 ZC LDS PD AD)</p>	<p>Disposition:</p> <p>CONTINUE TO APRIL 5, 2007 AT 3:30 PM TIME CERTAIN</p>
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At 3:04 p.m., Council adjourned.

GARY BLACKMER
Auditor of the City of Portland

By Karla Moore-Love
Clerk of the Council

For a discussion of agenda items, please consult the following Closed Caption File.

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Closed Caption File of Portland City Council Meeting

This file was produced through the closed captioning process for the televised City Council broadcast.

Key: ***** means unidentified speaker.

[The following text is the byproduct of the closed captioning of this broadcast. The text has not been proofread, and should not be considered a final transcript] * * *

MARCH 21, 2007 9:30 AM

Potter: We have some special guests, juniors and seniors at david douglas high school. And they're all enrolled in the hospitality, tourism, and recreation career path program. Is that right? Thanks for being here. This morning we're going to hear from three of them. Shelly, trent, and irena. I understand your dad just became a citizen in february.

*****: Yes, he did, a couple weeks ago.

Potter: Would you please tell him congratulations from the Portland city council?

*****: Of course.

Potter: When you speak, please state your name for the record.

Irina Kurich: Irena. Good morning, ladies and gentlemen. My name is irena, and i'm a junior at david douglas high school. Thank you mayor Potter and the city council members for having us here today. It is exciting for us to come downtown and not only to tell you about our school, but to sample a little bit of what Portland has to offer guests who come to the city. After this we'll go to the hotel vintage plaza and tour the property, and have lunch at the greek cuisina. I wish to tell you more about my past and how my family and I lived in ukraine and only six years ago moved here to america. My previous years were spent in a little town in ukraine, only a couple hours away from kiev. When I was only 10 years old, my family made a decision to come to Portland, Oregon. It was a big risk. I was too young to understand the concept of starting out in a new country with only two bags in my hand. We knew it was a blessing for us to reunite with our family here and get an opportunity for a better education and employment. We left ukraine and jetted over the atlantic ocean towards Portland, Oregon. Flying at night over the columbia river, thinking it's a runway, was probably the most frightening thing. It was finally four years later, my time to go to david douglas high school. I was a challenging experience to manage high school work and life outside of school. Everything was just so new to me. Going to school was over 3,000 other students who you might or might not meet during your four years at school. My junior year came and I was enrolled in a hospitality, tourism, and creation class. I found myself more involved in school, doing volunteer work, and that made me enjoy school much more. I noticed I became less grouchy and grabbed any opportunity I could get to help out. Hospitality tourism recreation class is one of the eight career pathways at david douglas high school. It -- we kept the program and made a better for everyone. All of us here at junior level one of year of this program, we have learned about Oregon tourism and why people want to visit here. We have also learned about customer service and how the customer is always right, even when they're wrong. This is hard for high schoolers to understand. We're now studying the -- cruise lines, transportation, and recreation. Right now we are even following the march madness. Something I thought was either a basketball or football game, but now I see it everywhere. Texas a&m is going to win. We all completed job shadows in february. I went to horizon airlines, I was amazed at how many people work there to keep p.d.x. International airport on its feet. I believe one of the hardest jobs at the airport is being a ground worker. Placing bags in the appropriate bins so they would reach the same destination as the

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traveler. At the airport, it's the only way to keep p.d.x. Number one airport in the nation. We have a college and career center at david douglas high school where people like miss murray and mr. Butler help juniors and seniors with job shadows and internships. All sophomores have to take part in mock interviews and all freshmen go on a company tour to learn more about the business world.

Our class also becomes the tour guides of schools when we have visitors. This helps with our public speaking skills. It's fun to show off our school. A few weeks ago many of us participants in the Portland, Oregon, visitor association trade show where we had a booth and got to meet many people in the hospitality industry. This is where we met the nice lady who connected us with this program to come down here today. Great networking. This job shadow got me thinking of my future and what I want to do with it. I'm interested in going to Portland state university and study tourism business more closely. Once again I just want to say david douglas high school has opened opportunities and experiences for me. I never thought were possible. Like, for example, today, thank you so much for letting me share my personal experiences.

Shelley Phonharath: Hi, i'm shelly, i'm also a junior here in the hospitality tourism and recreation program. We call it htr. It's easier to say. I was born in pasco, Washington, 30 minutes north of pendleton, Oregon, and I glue up in clackamas, Oregon. My parents, they're originally from laos, next to thailand. I'm not sure if you know. They moved here when they were 16 and i'm proud of them for being able to do that. They were here since -- they've been here since they were 16, that's about the age I am, and I know for sure I wouldn't be able to do that, moving to a whole new different country, not knowing a word of english and being able to support a family. Me and my sister have lived in amazing life. We've been blessed with all they've provided with us. My sister is currently 19 and she goes to fidm in los angeles, california. And she plans on being a fashion designer. At david douglas I have been a cheerleader for two years and it's been an amazing experience for me. I chose htr because I hope to become a pastry chef, so I am in the junior level class. And this is my first year in the culinary arts program. My teacher wendy johnson was a pastry chef in the industry and has inspired me to become one. In the culinary arts we have in school kitchen where we serve teachers, students, and guests to the school. Everything is always handmade. We learn not only kitchen skills, but also front of the house serving skills. I really like to see people enjoying what we made. It's nice to know that we can make something that other people enjoy. I've completed my job shadow in stan -- at stanford's in clackamas and it's amazing how much teamwork it takes to make one meal that is in front of you. Just this past month I participated in the pro start culinary competition at the convention center. This is a program sponsored by the Oregon restaurant association. We had two culinary -- we had two teams, the culinary and the management. I was on the management team. We got fourth in state. And next year I -- we hope to do a lot better. In culinary arts, we do community service activities focused on helping students in our own school that may not have everything they need. We have an organization call the celtic heart, and it's the sole purpose to help students get whatever they might knot need to be more successful in school. The students get food, clothes for job shadows and internships, school supplies, money for hair cuts, holiday gifts, whatever is needed. The celtic heart is a great way for students and teachers to help kids in need. After high school I plan on going to johnson wales university in providence, rhode island, the same school emeril went to, so maybe i'll be just as famous as he is.

Trent Golleher: My name is trent, and I am a senior at david douglas. I'm here to represent the htr two class, career class. This is a class for senior level. The majority of the students that are in the htr two class usually come from htr one, but there are a few students that transfer from different schools, or kids who switch career pathway classes. Last year I fortunately had the honor to be in this -- in ms. Page's htr one class where I complete add job shadow when I -- which I completed at the Portland beavers at p.g.e. Park. I thought it was a very stumbling -- humbling experience. I enjoy sports very much. I got to see the marketing aspect of the sales, I got to participate in the

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merchandising aspect of it. I got to put my comments and ideas down on designs like t-shirts and baseball caps, which I thought was very cool. I mentioned earlier that I was very interested in sports. I have played football and baseball at David Douglas all four years. I've been a two-year varsity starter for football and basketball. And I swung my sophomore year for each. This year my teacher is Betty Cameron, that lovely lady over there. We learn a lot about sales and marketing. We also learn the convention and meeting planning some ethical issues about HTR. We also learn the tourism geography. We plan on hosting -- we have planned homecoming spaghetti dinner we've sold k&f coffee, which has been especially made for David Douglas. We sell smoothies at dances. We also have many guest speakers which come to our school and talk about some careers in the HTR field. Next year a lot of the seniors will be going off to college and in the HTR one and two we are able to earn credits for Mount Hood Community College, or we also might be able to transfer them to local Oregon schools. They have a great program at Mount Hood College. A lot of the money that is raised through the k&f coffee and the smoothies that are sold goes to the trip at the end of the year. Which for the past five years we've had the majority of the seniors go to Disney World and take part in the Disney Institution Youth Education Program. The student classes -- the students take a class with Disney employees. Learn the aspects of the business. I unfortunately won't be going. I have baseball this summer, and we travel to Phoenix. But it's the price to pay. Irena mentioned earlier we start our portfolios our junior year and finish them our senior year. Just a few months ago I finished my senior portfolio. Which I have right here. The front section of the binder is my senior portfolio, and it goes back half of way, probably starts into my junior portfolio. I completed my senior internship at Embassy Suites during the Christmas holidays. This is the second year that they have hired six of our HTR students to help out during the busy holidays. I really enjoyed being at Embassy Suites. It showed me how difficult it is to make a living, but also there wasn't one time where nobody took advantage of making light of a hard situation. Everybody had a good time, showed me that I could have a good time and try to make it fun. Some of the pictures, I was with Dave Aldrid, my advisor, and we were taking silly pictures, but it was all in fun. Another thing we do for seniors is senior venture project, which is usually 1500 to 2,000-word research paper with an argumentative thesis, and this year I wrote mine on how a professional sport affects the city. Economically how it affects other businesses such as hotels, restaurants, other small businesses, golfing courses. And then how it markets the city to somebody who may have never known anything about the city. Next year I plan on going to Oregon State and majoring in exercise and sports science. I hope to be an athletic trainer. And I know all my experiences will help prepare me to go to college next year. I know what I want to do and how I'm going to achieve it, and I feel that the HTR program has given me those skills to become successful. I just want to say thank you, Mayor Potter, and everybody, the city council members. We appreciate being here and to come down to city hall and talk to you guys. Thank you.

Potter: Thank you. Could all the David Douglas students, teachers, and family members stand up? Let's give them all a hand. [applause] Thank you for being here this morning. You did a great job. [gavel pounded] [roll call]

Potter: Prior to offering public testimony to city council, a lobbyist must declare which lobbying entity he or she is authorized to represent. We begin with communications. Please read the first communication.

Item 258.

Potter: Any time you wish to leave you're welcome to, or you can take-away and listen. Please state your name for the record. You have three minutes.

Chris Smith: Good morning, I'm Chris Smith. And we are now engaged in the conversation with the community phase of the discussion of reforming our form of government. And I'd like to use this opportunity to express my appreciation of the commission form. First that we get passionate leaders who can take that passion and effectively channel it into real change. So I'd like to

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appreciate commissioner Leonard for his work on making our government more of a customer service kind of government with his work on things like permitting processes. Commissioner Adams isn't here, but of course I have to express my appreciation for his continuation of the legacy of passion around transportation in our city that has led to things like our streetcar, and now to our push to become the first large city in the united states to achieve platinum bicycle status. Mayor Potter, i'd like to appreciate you for your work on community policing and in general the safety and security of citizens in our community. Commissioner Saltzman, i'd like to appreciate you for your work on sustainability. And commissioner Sten, for your work on housing and a variety of other topics. I think that we have moved faster and more strongly on all these areas because we have the current form of government. I also believe that that form of government allows citizens better access to the process with elected officials at the heads of bureaus. I believe citizens have much greater opportunity to interact with -- influence policies and operations. And i'd like to express my appreciation to the citizens of Portland who seven times before have been asked whether they'd like to get rid of this commission form of government and have each time said that they like it a lot. As do i, and I believe the voters will say again in a few weeks. Thank you.

Potter: Thank you.

Item 259.

*****: John has a power point, which i'm going to put up here.

Potter: State your name for the record. You have three minutes.

*****: Yes, sir. One moment.

Potter: We're going to have to start the clock, because we have a time limit. Go ahead and start the clock.

John Ryan: Good morning. My name is john ryan, thank you for the opportunity to testify. I'd first like to start by reading some abraham maslow. The philosophy of man, his nature, his goals, his potential, his fulfillment changes and everything changes. Not only the philosophy of politics and economics of ethics and values, interpersonal relationships and the history itself, but also the philosophy of education, psycho therapy, and personal growth. The theory of how to help men become what they can and deeply need to become. In some of my writing I wrote about change, a long time ago. I came up with three axioms of change. People judge at their own level of understanding, are vehement to their own level of ignorance, ignorance empowers hatred. From a paper in 1999. From the play "one day" from the bureau of innovation projects, the question was asked, what would it take for all these changes to take place? A uniform basis of communication and judgment. There are some dangers of people judging at their own level of understanding. There is a prefilter specification that I wrote for public involvement. Public involvement spectrum was actually based on something else. And part of that specification was to define the ability to be heard and understood. I do have a platform for uniform basis for understanding and judgment that takes things out of the realm of opinion and what commonly might be known as politics. Opinion polls, one person versus another person, versus a group. This is a way to compare and judge almost anything. It's called the palantiri. And i'm fully willing to offer it to -- for the use of the city. I think that good citizens are the riches of the city, and I am very much honored and proud to be in service to Portland, Oregon, as was originally the intent. And that's all I have to say at this time. But I look forward to providing more information in the future. And basically what this boils down to is the energy of knowledge. Thank you very much for your time.

Leonard: I'm sorry, I just have to ask, your sign-up says you're going to address regarding charter review. How did that relate to charter review?

Ryan: This could be used for charter review. You can compare both forms of government in a nonopinionated fashion.

Leonard: Thank you.

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Item 260.

Maureen Lynch: My name is maureen lynch. I'm here to address the commercial marijuana growth in houses in Portland. I'm not talking about the occasional pot smoker, i'm talking about the lack of attention in Portland to address organized crime that gives the green light to do business in Portland. My neighborhood has fallen victim to three marijuana grow house busts in under more surveillance recently -- for nine other houses. In Portland neighborhoods were recently busted. With more coming. These houses are now covered with mold as a result of growing practices and pretty much destroyed. At a recent neighborhood argay meeting people feel that the livability is severely threatened and the best approach to resolve livability was to increase the financial support and manpower to the Oregon regional crime narcotic agency known as rocn, who deals with these problems. My understanding is that manpower needs to be increased from -- to at least 24-hour officers from their current staff of eight to 12 staff members at rocn. The drug and the vice department has recently been cut from two shifts to one shift. Accountability belongs to the owners and growers of these drug houses. They should be the ones responsible to pay for the power stolen and clean-up to restore the house to healthy status with no mold or contaminants. Drug dealers have a lot of money. They have no taxes and they look at this as a business venture that flaunts itself in the face of hard-working citizens and police. Not to mention a decrease in the tax value because of the down slide of our property values. Merely attending a class for owners and for potential renters does not affect -- isn't effective enough. One of our recommendations was the city needs a stronger policy for landowners' accounta bills. I would like the city council f. They chose to do this, to work with the police and the rocn for their recommendations and how to make this most effective for their work. In british columbia, these growing problems and organized crime was not addressed in a forceful manner and it snowballed rapidly. Rocn officers in our neighborhood meetings stated organized crime is now moving from british columbia to Portland and other northwest cities because of tightening borders. The rocn is fighting more frequent drug manufacturers in Portland neighborhoods. Last night at a neighborhood meeting I asked for a show of hands for people that support what I have to say. The room was filled with people and they raised their hands. I have lived and worked in Portland all my life and people like me just don't want to live in a city with a drug problem that attracts criminals and organized crime with financial budgets that can't meet the livability and safety of our citizens. Your decision affects our present and future directions of Portland and continues to -- will this continue to be the city of roses, or will this become the city that gives a green light to organized crime? Thank you.

Potter: Will you give a copy of your remarks?

Lynch: These are just my handwriting.

Potter: That's ok. We have -- i'll have someone from the police bureau call you.

Lynch: Do you consider it a problem? I want to know if the council would consider what I said a problem. That's what I really want to know.

Potter: Thank you.

Lynch: Thank you.

Item 261.

Leonard: If you could give your name and you have three minutes.

Bob New: My name is bob new, i'm a volunteer with the city repair project as the earth day coordinator. I want to thank you, commissioner Saltzman, and Portland city council members for hearing me speak this morning. The 2007 earth day coalition extends an up visitation to you to speak at the earth day celebration planting seeds of community on saturday, april 21, 2007. We hope that you can speak to earth day participants about the importance of our Portland parks being used as community gathering places by individuals and groups and local communities. The 2007 earth day coalition all volunteer effort with an amazing collection of individuals and organizations was formed after the woodlawn neighborhood association overwhelmingly welcomed the earth day

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celebration to their northeast community almost a year ago. Since april 2006 many members of the woodlawn neighborhood have been involved with the planning process for the earth day celebration. Which has truly allowed them to plant seeds within their own community. Over 100 volunteers from around the Portland area have already become involved in less than a year with the planning of earth day in the woodlawn neighborhood. Their efforts have been focus order creating a community supported event, sponsored completely by local businesses and organizations. Hundreds of individuals volunteering time and energy for Portland's largest celebration, earth day celebration, are providing a great public service for the city of Portland. This year's earth day celebration with the theme planting seeds of community, will showcase close to 150 sustainable businesses and organizations, a kids village organized by students of the woodlawn school, three stages of live music and entertainment, a full effort to recycle all materials, bicycle rise, to the celebration from starting points around the city, p.s.p. With the city of Portland to offer volunteer opportunities to clean up graffiti and trash in the neighborhood, a health and wellness village, woodlawn community garden workshops and a better transportation fair. It's going to be a truly fabulous celebration. So on behalf of the 2007 earth day coalition, we are also asking to have the Portland parks and recreation fee waived, which has been requested to secure woodlawn park for the celebration. In the spirit of allowing public gathering places to be free and open to public use. The earth day coalition does not charge any fee for the participants of the celebration, and during earth day there are no fences, there is a free-flowing of sharing of information and the glorious joy in the air as people celebrate with friends and neighbors they might not have seen all winter. In the packet I have given you I have included the earth day sponsor letter, a budget and invitation to attend our fund-raiser on april 6. Which is coming up on saturday. The 2007 earth day coalition is honored to be part of the beloved celebration that helps connect people on so many ways. We'd love to talk to you about our plans for this special day and if you're interested in meeting to talk about this request, or anybody else in the room is interested in talking about this helping to support the celebration, you can contact me at earth day at city repair or visit our website, cityrepair.org.

Leonard: Thank you. We'll do the consent agenda now. Does any member of the council want to remove anything from consent agenda?

Parsons: Commissioner Leonard, we should hold the consent agenda since it has some emergency items on it.

Item 262.

Leonard: Ok. Until the mayor gets back? So we'll go back to the 9:30 time certain.

Saltzman: Thank you, mr. President, member of the council. I'm pleased to present the new master plan for whitaker ponds nature park. This park -- here's the master plan. This park is truly one of our city's gems. Well, maybe a diamond in the rough right now. But what we're proposing today will turn it into something everyone in the city will be able to appreciate, especially our school children. Over the last 17 years, the natural area of the park has been transformed from a site filled with junk cars and run-down houses, to a partially restored wildlife habitat that thousands of school children visit every year. They come from both throughout the city to learn about the hawks, the falcons, and other species that inhabit columbia slough. They learn also about watersheds, and what individuals can do to be responsible stewards both locally and on a national level. What is particularly gratifying about this work is that over the 17 years it's been done by a true collaboration of agencies and organizations. It started in the beginning back in the early 1990's, and continues today. And it started with ed Washington, a metro councillor, at the time, who brought the ponds to the attention of metro staff. He's also helped assemble the various partners to develop the broad-based coalition that thrives today there. Are more challenges ahead as the ideas proposed in the master plan begin to take shape. One I wish to immediately call out of the lakeside little league. Council will note the baseball field contained within the boundaries of this master plan. I commit that we will not retire the baseball fields before replacement fields are

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constructed at thomas cully park. Due to the foresight and recent funding by council, we are moving forward with a master planning process for the site, which is approximately one mile from whitaker ponds. And sports fields have always been envisioned as part of that park investment. I'm confident with the partnerships that have been forged we will overcome these challenges. With leadership from the columbia slough watershed council, the business community, neighborhood neighbors, and public agencies and the lakeside little league, we will all be focused in the coming years on how to make whitaker ponds nature park an exceptional, educational resource for future generations. We now have janet from parks and recreation, chuck harrison, chair of the advisory committee, susan bartell from b.e.s. Jane van dyke, executive director of the columbia slough watershed council. And david, senior planner from parks.

Janet Bebb, Portland Parks and Recreation: I'm going to do a quick introduction and then they'll come up afterwards. I'm janet, strategic project manager for Portland parks and recreation.

And i'm delighted to introduce the whitaker pond nature park master plan for council's acceptance today. It's the latest master plan Portland parks and recreation has prepared in one of many that need to be done to give direction to our system. Whitaker ponds as commissioner Saltzman indicated, is a very special site for many reasons. The former junkyard has been reclaimed and restored to the city's premier site for environmental education. A symbolic gesture that's also important, I think. Management and development of the site has been done through a collaborative effort and involves the columbia slough watershed council, bureau of environmental services, and the business community. It truly represents the kind of collaboration that the city aspires to. Working with other agencies, the nonprofit sector, and the business community towards a common goal. To demonstrate the support, I hand out a letter of support from gym desmond at metro. Metro has played that pivotal role of securing the site with their bond funds in 1995, so you have jim desmond's letter in front of you showing metro's support of this effort. Finally, i'd like to acknowledge the work of the citizen committee that worked on this master plan. These -- this committee work always takes a long time and stretches people to address a diversity of issues. Chuck harrison -- harrison, chair of the committee, mark hanson, teacher with Portland public schools, jeff lee, lakeside little league, irwin bergman, cully association of neighborhoods, and jim wentworth. Mike houck, urban naturalist and member of our park board, chuck sames, former executive director of the columbia watershed council, susan bartell, and carrie hampton -- susan bartell, b.e.s., and carrie hampton from Portland public schools. These people all put a lot of collaborative time together and many of them are here today to tell you about their efforts. So I invite david, susan, and jane to address you.

David Yamashita, Portland Parks and Recreation: I'm a planner with Portland parks, and a project manager for this master plan. What i'd like to do very briefly today is just summarize that parks existing conditions and go over some of the planned recommendations. As you can see from the boards up here, the site is about 25 acres, north of northeast columbia boulevard and east of northeast 47th avenue. As janet mentioned, the park was acquired in the early 1990's by metro and b.e.s. and it was filled with junked cars. Through the work of metro and b.e.s. it was cleaned up and b.e.s. took the lead on restoring the ponds, and in creating environmental education programs. The first master plan was done in 1995 by metro, and in that plan it really established the direction of the park as a nature park and natural resource area. The plan recommended that the park focus on restoration of the ponds, environmental education, and community access for use of the park. Many of the improvements and recommendations in that plan have been implemented over the last 10 years. And that's why we felt there was some need for a new plan. Just a quick word about the planning process for this project. We did set up an advisory committee as janet mentioned, and there were representatives from the business community. Chuck harrison was the chair and chuck unfortunately had something come up yesterday afternoon so he can't be here today. But we also had two people from the cully association of neighbors, the lakeside little league, Portland public

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schools, the watershed council, parks board, and b.e.s. as well. There are three basic issues we dealt with, one is to improve the trail system, to think about improving the trail system to make it more accessible, to think about it -- a loop, to think about a connection up to 47th avenue, because a lot of school children visit the site after getting off the bus on columbia boulevard. This is owned by the school district, and we have no control over what happens here. But we thought the committee felt it was important to show some kind of connection. In general the plan proposes more human use on this side and decreases this to end. That's why you don't see as many trails in this area. The other part of the plan was to really get into the restoration of the site. This is partly what Portland is about. Sustainability and -- we took the whole restoration idea a step further. We came up with our natural resource staff has something called the desired future condition. And they proposed specific habitat types for different areas of the of pond. The edges of both the west and the east pond, it recommends emergent marshes along the water's edge time prove water quality, but also improve habitat values as well. Finally one of the big ideas was to think about the environmental education center in this corner of the site. That through the generosity of the couple that owns this property, we were able to acquire this piece here. That opened up all kinds of opportunities for an environmental education center. Right now if you've been to the site to -- there's a little house that's very small, that's maybe about this big, that b.e.s. has -- they use that little living room for all kinds of programs. And it's very inadequate. So the idea is to build a new environmental and education center, and so they can really reach a lot more people than it does now. It would also be used for community events. That was the idea. Again, about improving community access. So you can imagine continuing -- continuation of a fair that b.e.s. holds, and also just more programs as well. The development of the center would be done in partnership. That was a key thing that's come out of here. But the columbia slough watershed council has taken the lead and has been really responsible for helping us think about this new education center. There's an education they'd like to continue that kind of leadership as well. Finally, the issue of the little league fields is something that came up in the 1995 plan and we had to deal with it as well. It's a difficult issue because this is the school district -- we don't have any control over that. That's the only way for folks to get into the site. Right now there's an easement that Portland public schools has offered to the city that we can pick up, but the idea is that at some point this would be converted to habitat. As commissioner Saltzman said, there's a statement about how relocation won't occur until replacement fields are found. Researching the cully park site, it's seen that that could work. So that is where we are right now. Part of it is also on school district property as well. So that's another dilemma w that, that's really a summary of the of master plan. I'd like to introduce susan from b.e.s -- and b.e.s. is a landowner, and jane van dike.

Susan Barthel, Bureau of Environmental Services: I'm susan barthel, with b.e.s. I'm here today to speak in support of the master plan in part because we've been such -- so integrally -- so involved in both the acquisition of pieces of whitaker ponds and development. We're developer and user of the of site. David's done a good job of introducing what is and what might be there, but a couple of pieces that are significant for us are evident if you look at this map of the columbia slough watershed. This location is right in the middle of the watershed. It's significant because we've been able to construct a constructed wetland that treats storm water that used to formerly flow directly into the ponds, leave a slick and has left a delta of sediments there. We have a constructed wetland that now serves us extremely well when we talk about storm water issues in this city. And how we can address them, how we need to address them. We have an active education program for adults and neighbors, exploreando, which is targeted toward the hispanic community in conjunction with other partners. Canoe the slew, soup on the slew. Our city restoration, watershed restoration program began here, we've installed more than 7,000 trees and shrubs here, and it's a place where we take people to talk about what do you do in an urban area to clean water and restore habitat? There's a native plant botany garden, and many, many international visitors. One of the things that I

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was thinking about when we had the students from david douglas talking is that not only do we have 178 species of birds that visit this pond and area each year, but I personally and many other staff members have taken international visitors to -- who are on their way to the airport or who are coming from the airport who are here in Portland to see what we are doing, both watershedwise and environmental educationwise, to whitaker ponds. They like it because it's not fancy, and they're also a little concerned because it isn't. So I would urge you as you look at the recommendations that the plan, to think about how this has provided a premier place for students, for adults, for workers on lunchtime walks, to look at what we're doing for watersheds, our waterways, our storm water, and restoration issues. So please come see the new owlets that are happening, pull some ivy and some yellow flag iris, bring your binoculars, bring your kids, and we hope we'll bring the checkbook so we can move ahead with the projects that are listed. Thank you. We'll be there as one of your partners.

Jane Van Dyke, Columbia Slough Watershed Council: I'm Jane van dyke, currently the executive director of the columbia slough watershed council, and happy to get to go to whitaker ponds every day to my work. The council brings together that diverse group of stakeholders that live and work and play within the columbia slough, and we all share that common interest of the benefit for the slew itself as well as the watershed. Our council began meeting in 1993 before on the whitaker pond site, but shortly after the site was acquired the council moved there and it's been the site of our offices as well as the classroom and educational activities since then. We're located in a very small place as david pointed out, probably I was thinking about 900 square feet of space for four staff members as well as the students that come there. We're fortunate that many improvements have been made to the whitaker pond site, not only the clean-up that was mentioned earlier, but we built a floating dock with our partners, that has access, students get to go out on the water to collect water samples, as well as invertebrates. We have an outdoor ecoroof shelter used as a classroom. There's an informal boat launch we use for activities, as susan mentioned, canoe the slew, as well as available to the public that want to go down and whitaker arm, which can take them out to the main slew itself. As the council mission is to foster action to protect, enhance, restore, and revitalize the slew, we have a number of programs and projects beyond whitaker ponds, but all focusing on water fault, protecting fish and aquatic life and providing land and recreational opportunities as well as the educational component we talked about. We mentioned students, over 4,500 students came to whitaker ponds last school year as part of the activities. We call it slew school, it focus o.s.u. K-12, but we also have students from college, lewis and clark students, yesterday out to the side as well as taking a tour. Our students mostly come from the watershed, from the neighborhoods north and northeast Portland n our activities include great things, hands-on science, getting wet, dirty, things that kids can't always do in the classroom as well as activities throughout the year. Summer camp, service learning, and restoration plantings. As susan mentioned we have done a lot of plantings at whitaker ponds, it's been an improvement site, and we think there's more to come. And part of that restoration activities have included removing ivy and blackberry and adding the native plants. I was told about 11,000 plants, so who knows, maybe it's 18 and maybe it's between seven and 11, but students as well as the b.e.s. Crews have worked out there. We are very supportive of the future vision of the master plan, one, really protects whitaker ponds, that special place, an urban green space, those remnant wetlands and ponds that are so common in Portland are captured there at whitaker ponds. But also as david pointed out, a site to have a real educational facility. It's great the kids get out, but it would be wonderful and the weather we have here to have a classroom that can really accommodate more than 15 or 20 students at a time, as well as a place for staff to do their work. So we're very excited about the master plan, its vision for improving the habitat, as well as an educational facility, and the recreational component that's there. Thank you very much.

Saltzman: I think that completes the invited testimony.

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Leonard: We have to stick to two minutes, so if you can be as concise as possible.

Jeff Ley: Good morning. My name is Jeff Ley. I am a committee member of the Whitaker Ponds. I am also former president, vice-president, coach, and I have three children who have played baseball down there. As stated by the committee and parks, this is a special place. Everybody at Lakeside agrees this is indeed a unique diamond in the rough, if you will, throughout the city and northwest. We agree this is a very special place for learning in an environment that is great for kids, parents, and the cully community. Where we part ways is that the parks would like to eliminate the ball fields down there. Little League is an organization that, yes, we teach baseball. But we also teach citizenship, community, and respect for authority and property and we teach that on a daily basis at the ball fields. If you come counsel to the ball fields, I would invite you to come down April 7 at 9:00 for our opening ceremonies, see the facilities we have, and see the kids, and the parents that are involved down there. You'll see that it's more than just baseball they do. We've maintained these fields for five years -- 55 years, we have built most of the facilities down there with citizen involvement, volunteers, and kids raising money from the community. This is not a city home, it's a community home. Lakeside community has low-income housing people that have been built there, they have low incomes and parents working multiple jobs. They come down and lend us our kids for the day and we do our best to teach them citizenship and involvement in the community. If you take these parks away from us and give us the cully neighborhood parks, you give us Delta Park. The kids cannot work on the fields, the parents can't volunteer, basically you've just turned it into a city park where we cannot teach the values of Little League and citizenship to the kids and the parents that help us out.

Leonard: Thank you.

Nehemiah Vaughn: My name is Nehemiah. Thank you for being here this morning. I'm here to carry the torch of Lakeside Little League. I understand the concerns of the Whitaker Ponds, but this is a place where there's unity in the baseball park. We are here not only for the parks, but we're here for the kids. Keep the kids out of drugs, keep the kids out of violence, parents involvement, volunteer, and again, ownership of that field. I am a board member of Lakeside Little League. I am a volunteer, I'm the chief umpire for the lakeside, and I do appreciate the time that is given of my volunteer services to this park. If this park is taken away, what happens to the kids? Where do the kids go? What happens to the baseball field? Do we become a master plan of a big park where there's no volunteer, there's no community involvement, there's no parents involvement, there's no volunteers for the kids? These are my concerns today about this park. This is a great park, it's been here for 55 years, the family has been in this park for years. We have great volunteers for this park. It is a great ownership of a lot of people who have volunteered and not only have put great people into minor baseball, major baseball, and to scholarship programs and professional baseball. I have to say today I am here on two concerns. One, for the lakeside, and the other is for I understand the environmental quality they're trying to put, there but I'm here to represent lakeside and God bless us both, and I think we can come to a great settlement on this. Thank you.

Nicholas Wickliff: My name is Nicholas, it's an honor to address you, Mr. Mayor. I'm a product of Lakeside Little League. I played in the early 1980's. I came from a single parent home. I am now again God bless a Rosarian, Rotarian, Salvation Army board member, I probably have given more money away than I make. I owe it all, a lot of it, to the salvation and the sanctuary of Lakeside Little League and the volunteers down there. You've offered this alternative site, which so me is not even close to having the real thing. It's next to Columbia Boulevard, that's a haven. We're going to be across the street from the nudist bars and drug peddling, and everything else that's up there on Columbia for this new site above the landfill. To me that's 10 years out. We do accept the situation that we're in, it's not our property. Again, if I'm a business owner, I understand that, it's not mine to say what you do with it. But I would like a concession. At least to have one field remaining. Again, even if it's used very sparingly and we have to share it, I like to have one field remain. And

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I really am concerned about the fact that should you do move us totally off the property, are those fields going to be up and ready and are we going to have the same type of responsibilities in grooming and maintaining that? I learned a lot of responsibilities at lakeside, taking care, again, of the of property. Eastern last year, working the concessions, mowing lawn, volunteering time and efforts for these kids down there. And I know that it's a sad loss. If we have to go. As far as the ecology at lakeside, i've seen hawks, birds, red tails down there. But right now it's a deicing place for the airport. There's no ecology down there. Most of it is dead. Thank you.

Erwin Bergman: Mayor Potter, commissioners, my name is erwin bergman. I'm here to support the 2006 whitaker pond master plan and ask that you accept and approve this master plan as presented. I have been working with david on the steering committee both on the 1995 master plan and the 2006 master plan. I also, one of the I guess I can call founding members of the columbia slough water shihadeh council. So I have interest from every aspect. I, part of the cully neighborhood, i'm the quality of life person. For the cully. I like to just talk just briefly about the micropicture, what whitaker ponds means to me personally. It means an awful lot to have a bit of residual urban nature in my back yard. My kids went to school there at the real whitaker grade school. Now we have our grandson that we take for a stroll to the ponds. He looks at the talcottonwoods, the work of the beavers, the ducks, the others -- the other song birds. He looks at the carps and throws a pebble or two at them. We go down there in the summertime to pick blackberries. And they are certainly good down there even if the picking is hard on your hands and your clothing. And I like to add that as we enjoy whitaker ponds, we feel that lakeside little league enjoys it just as much but again, I like to stress that they will have a home and only when they have a new home that they will be asked to leave. I want to make a quick pitch that is off the subject here. On the golf course, the 47 acres that are going to be converted to industrial commercial, and it certainly would be a great loss to cully and the entire city if that happens. Thank you very much.

Dan Thomas: My name is dan thomas. I actually played at lakeside whitaker little league. I actually brought a picture here. I didn't plan on being here, I flew in for this. This is a picture taken in 1968. I'm also a baseball player, I believe in baseball. The three gentlemen spoke earlier, hit it right on the head. City park plan, that's great alternative, but I was also for six years a varsity baseball coach at madison and wilsonville high school. The time you spend with kids, working on fields, the stuff not playing baseball is invalue automobile i'm that you cannot replacement the old term "baseball is life," it's more than just about playing the game of baseball. The things i've learned playing baseball about life, I manage 5500 people, I refer to baseball every single day because of it. The values I was taught in baseball, the responsibilities, showing up on time, those type things are things you take through life. Your plan I think it's a beautiful plan. I think it can coexist with the current baseball fields. I need to tell you one of the businesses Portland auto auction assist what i'm responsible for, I own a piece of property on columbia boulevard, I have a lot of vandalism at times from kids that don't have the opportunity to maybe be playing baseball. One of the gentlemen made a comment about where the new location would be. I know that area very well, and I don't know if that's the perfect environment of having kids be next to at times. One of the things that's important about the lakeside little league is the low-income families that are around that area, there's a lot of single families, single I should say parent families. If you have two or three young kids and if the age differs, if half the fields are up at another location, the other half are there a lot of the parents can't go to both fields. So if you have an 8-year-old and a 14-year-old there's no possible way you can attend both functions and that will make some people not even show up. I'll finish by saying it says no human impact zone. My question is, what impact does it have on humans? Kids will have their lives -- kids can with share lives and city can work together to make this thing work. And I really believe the trees and everything that's down there will coexist with baseball. It has for 55 years, and i'm living proof, and so are other people here. Thank you.

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Mike Houck: Mayor Potter, commissioners, mike houck, i'm here today representing the Portland park board. I was asked to represent the park board on the planning committee. And I want to start out actually by mentions that I -- mentioning I just came from the hilton hotel where richard lieu, who wrote a very influential book that's really incredibly popular across the country called "last child in the woods." it's about nature deficit, and the problems we're facing in the united states with kids spending more time on computers than they are out of doors. And I want to ask you, have you been, any of you been to exploreando? It's been referenced several times today. We've heard a lot about low-income kids, we've heard a lot about the impact of kids from baseball, and -- versus nature study, which I don't think it is an either/or situation here. The first one I went to, on the columbia slough, we had 450 folks from the hispanic community, the columbia slough has a very large hispanic population. 450 people showed up on one day to get in canoe and go out on the ponds at whitaker pond. It was a fabulous experience, I know they've done it every -- I have not been in recent years, but I would encourage you to see firsthand the impact that this resource, the environmental education opportunities that whitaker ponds represents. In my opinion this is not about baseball or the nature study area. I am actually shocked, I thought the committee did a very good job and Portland parks and recreation did a good job of addressing the concerns of the folks concerned about loss of little league. And i'm a little surprised that they're even here today, because I felt that there had been consensus on our committee. That said, in my opinion the presence of those baseball fields really is an accident of history. Yes, they happen to be there, imagine today making a decision to put ball fields on the top of powell butte. Or in the middle of oaks bottom. We would never think of doing that in a million years. What we need to do is take a look at creating a comprehensive park system that includes an -- and I played athletics all through high school, I managed to get through college on a scholarship, I believe fervently in the importance of athletics in kids' lives, but I also believe that there's a place for baseball, there are alternative sites, and there's a place for nature study in areas like whitaker ponds. Thank you very much.

Mary Lou Falbo: Thank you for receiving us today. First of all, i'm going to talk, speak as a mom, a wife, a grandmother, and a volunteer. We spent a lot of years down at lakeside. I call it lakeside, because it just happens to be a name that one of my younger sons chose for the park down there. In a contest. And he won \$25 savings bond for naming it. There's been three generations in our family that have worked there at that park. And played, and coached, and volunteered. The youngest one is a granddaughter of mine. She would be here today testifying, but she's -- she has finals this morning. This is a place where all my children have grown up. I voted for the whitaker ponds project down there when it was on the ballot. Because i'm an environmentalist at heart. I think we all are. But there's a coexistence of whitaker, lakeside little league. With whitaker ponds down there for many years now already, they have coexisted. This is one of the safest places in the city where children and adults and families can go and participate and be together. Thank you.

Chuck Falbo: My name is chuck, and I went through peninsula grade school, woodlawn, benson, world war ii veterans, and I served in although terse of the war. And i'm a volunteer. I had notes all prepared, but I don't know, I just couldn't put down what I really wanted to say. All I can say, I never thought i'd be here after work on the last one of the group that's built the fields, and I never thought i'd be here explaining why we should retain these fields. We probably had 35 to 45,000 kids go through there. And like I say, we've existed, coexisted with the ponds and the animals never leave, they just go to the brush and come back out. We're only there about 3½ months anyway. Everything was built by volunteer, no cost to the city to speak of other than a chain link fence and one field only. The big field. And we have the last two or three years, we've had high schools using that field. Lincoln. Central catholic. Grant. The reason we built these -- the field back in 1968, the big field, we didn't have enough fields. To this day we don't have enough playing fields. This was already built. All we have need is for a water line and hook up to the sewer.

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That's it. They could put picnic tables that the park bureau can, and we've got a city park. It's already there.

Larry Mills: My name is Larry Mills. I live at 1406 North Winchel in the Kenton neighborhood. I do have a relationship here. This is my sister and my brother-in-law. Allied like to say, his passion, particularly Chuck, because he's been a real driving force, a tremendous amount of volunteers have worked with him, but he's been an inspiration to me, the kind of people like that that put years and years of hard labor, it's just an inspiration to a lot of people. I don't -- I've never really played it at the little league down there, but I've seen a lot of the activities, and I know it's been going on for generations, and I know the hundreds or thousands and thousands of young people that have benefitted from this. I happen to be an owner of a restaurant/pub, several of my patrons, I was talking to them about what was being considered, and three had already -- actually the first three I talked to had all played ball at Whitaker. One of my employees said, my son is playing t-ball down there. He had gone to Whitaker school, and he said, when I went down there it was like coming home. It was like a home to him when he was a young man growing up. A couple of other observations. There's been little or any discussion in this master plan regarding any kind of coexistence with the existing uses. We can see it around the city, examples. I play golf, go out to Heron Lakes, we have a rookery next to the golf course. A couple of process issues. I know Susan, I've worked with her on the Columbia Slough Watershed Council. I've been on a number of citizen advisory committees myself and I find it unusual you have a city employee that's a member of the committee. Normally they're citizen committees and staff people act in an advisory capacity. Also the committee has nine members, one person representing present uses on that committee. Thank you.

Potter: Please state your name for the record. You each have two minutes.

*******:** Ladies first.

Jennifer Coveington: My name is Jennifer Coveington. Lakeside has had 50 years of fun. All the people during all the years put a lot of effort into the fields, the kids, the teams, the coaching, and everything else. They made it the best it could be. They were always helpful to everybody. Especially the coaches. Lakeside fields are the only field in the area. I don't know of any other parts in our neighborhood. It is the place where we all gathered. My whole family was there, and lots of other families too. I made a lot of friends and my parents did too. Especially with the Falbo family. They're the nicest people and they have been there forever. My mother was the president of Lakeside so I saw what she mostly did. She was always making things work and dealing with any problems. Our dining room table was full of papers every night. There were so many kids that had paperwork, that they had to sort through so they could play. There were always making things better and finding kids that wanted to play. But whatever they were doing, it was always good. I have been playing since t-ball and most of those years were at Lakeside. They helped me so much. I learned so much from Lily Falbo, I am almost always on the pitcher's mound. Thinking of the family and especially seeing them put a smile on my face and reminds me of how much they helped me and how much fun it was. I especially remember playing on the Falbo field when I got old enough. I felt very special and very proud. I can't imagine that that would go away. I don't understand. I know they want to preserve for nature, but I don't see why we can -- can't do both. I remember when we were painting the concession stand that my uncle saved a hawk that had built a nest. It is so beautiful there, and I enjoy the nature and playing softball too. It will be a shame if the fields were destroyed.

Jim Lorenz: My name is Jim, I'm the vice-president of baseball for Hollywood Little League in northeast Portland. I'm also the assistant district administrator for junior, senior, and little league baseball for district one of Oregon Little League. Which encompasses teams from northeast Portland, north Portland, and down the Columbia Corridor all the way to Clatskanie. I've heard many numbers come up as far as the number of people that are impacted by this change of removing the ball fields,

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and my calculations are on an annual basis, we host spring and fall baseball down at the lakeside fields and the ponds, and experience about 15,000 player visits a year. Which is considerable. It affects kids throughout district one little league, which goes down to clatskanie all the way to northeast Portland. This summer in july, the facility is going to host the state little league tournament. I'm sure many of you followed murray hill last season in august in the little league world series. They had to win the state tournament to get there, they had to win one more tournament to get to the little league world series. It's a big event. Lakeside is really the only place in north-northeast Portland and in district one little league that can host an event like this. The replacements of the facility, the plan as it exists does not efficiently address the acceptable replacement. There's no budgets in this plan document related to replacing the baseball fields. The language is weak. There's a lot of shoulds about, it should be replaced. I just ask that you seriously consider the plan and put in in you're -- if you're going to replace it, put in a plan that benefits everyone. It's not weak in areas of protecting baseball.

Potter: Thank you.

Curtis Falbo: My name is curtis falbo, I played on these fields when I was a young boy. I want to state some facts. Fact -- cully neighborhood, one of the largest in the city of Portland, has been identified as the most park deficient. Fact -- there are no suitable sites at this time for our community-based volunteer operated organization to be forced to move to. Fact -- I consider myself a conscientious environmentalist and respect the work that all parties involved have put forth concerning this master plan. However, the focus has been -- has felt narrow and noninclusive with a rubber stamp undercurrent as to what the ponds organization feels they ultimately want to end up with. In short, there has been little wiggle room on their part to ensure our ball fields dreaming. Fact -- it is sad yet probable that this natural area will end up dividing people within our own neighborhood, people I know and respect, yet do not share our history and our sweat equity if you will, with the children, parents, and even grandparents that have played in and explored around these ball fields. Fact -- most people involved with the planning of our most cherished park and natural area do not even live in this neighborhood, yet they seem to know what we need to do. Fact -- lakeside leagues has maintained this site and is continuously provided a place for kids to gather and play baseball and softball and explore for over 50 years. Fact -- we love the same small piece of nature that is now surrounded by heavy industry as much as our friends at whitaker ponds. Fact - - we have coexisted with our ponds friends for the last 10 to 12 years. Fact -- we oppose the willamette prairie concept because it forces out one community-based organization and replaces it with another, instead we could coexist together. Fact -- halton tractor just developed a large parcel of land to the immediate south of the western pond. Why couldn't this have been willamette prayer any fact -- in just over 50 years lakeside little league formerly little league little league has mentored over 20,000 boys and girls from our immediate boundaries, add in tournaments surrounding league play, parents, grandparents, friends and family, and 20,000 served turns into a whole lot more. Fact -- to ensure lakeside little league has been guaranteed a suitable location -- has not been guaranteed a suitable location in which to move. If we are forced out of our existing home, moreover, and this is really important here, our identity --

Potter: Your time is up. Could you please wind it up?

Falbo: The previous people had three minutes, we have two.

Potter: Everybody had two.

Falbo: This is important. Our identity as a league with primary use status co-should not be guaranteed by city officials. And i'll leave it at that. I do have a slide show that i'd like to show the commissioners and the mayor if I may. Afterwards, possibly. So they can get a feel for what the park is really about. Thank you.

Potter: Thank you.

Christy Coveington: It's actually christie covington. Jenny was my daughter that spoke.

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Potter: Please state your name for the record. You each have two minutes.

Dave Coveington: Normally I let women go first, but I'll -- but Christie insisted that she wrap up. So I'll go ahead and throw in a few things. I wasn't originally going to speak, but the passion here for this park is real evident. I was a player agent for the league for quite a few years, when Christie was president. And Jenny's story about all that paperwork sitting on the table was really something, because it was something that -- it was almost a nighttime thing. Everybody would come over and we'd go over all these kids, we were so involved with all these kids, we loved those kids. And you would even get calls late when we'd already had a cut-off and we would never turn a kid down to play. Never. We always let them play. Because we felt so -- this thing was so important to us. But the combination of the Whitaker Ponds thing, seems like was never an issue. We always treated all that their area with respect and we never -- we never left garbage. We always made sure the kids cleaned it up. It was all a good educational piece for them. It's too bad there couldn't be a little more inclusiveness of their programs with our kids. It could be a really -- it could double their numbers. And also the fact that you can play a game and be right in the middle of a game, and see deer come trotting out behind the fence and just see the whole game pause and everybody take a deep breath and just let that sink in and the kids see it, and it sinks in with them. It's just incredible. Incredible experience. And it's something I'd hate to see go away. That's it for me.

Christy Coveington: Christie Coveington, representing Lakeside Little League as past president, mother, coach, and volunteer. When I reviewed the Whitaker Ponds master plan, I thought highly of all the environmental efforts in the master plan. Especially the environmental education program for school children. It's great stuff. But it's not inclusive. It's exclusive to one train of thought. The master plan should have broader consideration for the existing on-site use. I began to ponder the mission of Portland Parks and Recreation, and wondered why the plan seemed to exclude a component of its mission. It read more like this to me -- Portland Parks and Recreation continues to the city's vitality by no longer establishing but doing away with parks, specifically the Lakeside Ballpark. No longer safeguarding the park, even though the volunteers have for the last 50 years. Therefore, there is no longer a soul of the city that the park should provide for the neighborhood. There is no longer a special green space for children to recreate in, and there no longer becomes access to all but rather only to those involved in the pond's environmental program through the great master plan. I voted for the metro open space measure only to find out that millions of millions of our tax dollars will be used to eliminate a current green and open space known as Lakeside Little League. Not only will we eliminate this open space, the only one available in the Cully community, but instead the master plan directs the relocation of our children to a dump site with vents emitting gasses. And this we do in the name and expense of metro open space and call it our children's future. Resolution number 36382 advises the metro council that implementation of the bond measure has been extraordinarily successful. Please advise the metro council that some tax paying members disagree wholeheartedly that this is not an extraordinary success. Perhaps the metro council should call upon the Portland City Council to pass a resolution for Portland Parks and Recreation to review its mission in its entirety and to be true to it, even in the face of influx of millions of dollars. There does not appear to be a thought process provision or alternative that would allow for coexistence. The intent is clear to eliminate rather than collaborate. Chuck Falbo has been the heart and soul to bringing the Lakeside community -- the thousands upon thousands of volunteers over a half a century should not be taken for granted, and tells the story as to why Falbo Field was named. Playing baseball became a part of the fabric of our community because of him.

Potter: Ma'am, your time is up.

Christy Coveington: I urge you not to approve the Whitaker Ponds without an honest relook at a coexist tense. Thank you.

Saltzman: I'd like to ask Janet and Dave to discuss the issue of coexistence and how that was looked at by the master planning committee and --

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Bebbs: Thank you. I will begin and then give david a chance to address these issues as well. First I would like to say that addressing Portland parks and recreation mission is very important to us, and our mission includes natural resources, preservation for water and air quality, all the way through giving people an opportunity at every age to interact with nature so people to nature is squarely part of our business, all the way through team building and those skills that little league brought up of Portland parks is a tremendous supporter of the sports agenda. Sometimes we have to face some decision-making, and indicate what is the best use of individual parcels of land, trying to come up with the best overall vision. We need more sports fields and that is the reason that cully property was purchased. We also need more parks in this neighborhood in the cully neighborhood, and it is certainly our intention with the cully master plan to create a beautiful park. It's no longer the case that brownfield sites are marginalized in terms of design and what they can be for our community and neighborhood. They can be fabulous. Fabulous facilities. And this one will be as well. In terms of volunteerism, we can't maintain or keep any of our ball fields throughout the city without the volunteerism that we see. So we would not end -- i'm impressed by the love of these citizens for this property and it is because of volunteerism, and we understand that that is an important component of the little league and the sports agenda. About coexistence. I think that what this master planning examined was with the natural resource value that this represents, ponds is a very unusual environment here, and to maximize the educational value, it takes land, it takes land for the plants to interact, for the ecology of the area to fill in and become part of it, and in the presence of ball fields is an anomaly with that vision. It would be -- if we had no alternatives, if we were asking lakeside to never have another place, we're not asking that -- the master plan is indicating that they would -- that coexistence is what would happen until there is a suitable place for them to go. So we are with the coexistence agenda until such time as there is an alternative and it is a good alternative.

Sten: By that you mean the alternative is built? So there would be no time in which there's not a game.

Bebbs: Exactly. I would say in terms of coexistence, is it possible, in terms of -- if you have a large environment and your ecology is such -- your alternative methods of mowing and limiting use of herbicides, we have e zone and environmental protection issues --

Leonard: Can you speak to that a little more?

Bebbs: I don't believe there are herbicides in use. If there's anyone who can speak to that we can, but is it a concern.

Leonard: Fertilizers?

Bebbs: I can't speak to that.

Leonard: Ok.

Bebbs: I'm sorry.

Potter: Please be brief in your response.

Ley: Again, i'm jeff ley. Former president of lakeside little league. We have gone extensively to use nonherbicides and part of the volunteer program down there at lakeside is to pull the weeds and maintain the facilities without it. We go down there by hand, we're just down there last weekend digging out the weeds and the brush and stuff in the fields in that area. We have used natural fertilizers on the fields when we've had to do that to support it for summer programs. There's a company called organicare. They compost grass and materials and make a fertilizer out of that and then they spray that on the field. So it's all natural, it's no pesticides and other things, if you will. We made a point as long as i've been there, to not use pesticides.

Leonard: Can anybody help me, is there a distinction between a natural fertilizer and a fertilizer?

Ley: There's chemical fertilizers, like nitrogen, where they produce it in a plant and bring it out in granules. This is like in your back yard you can take your grass clippings, compost it down and make a juice out of the of it.

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Leonard: Is there a distinction between that product and --

Bebbs: It's not an area that i'm expert in. I would say that best management practices is great. And while we have coexistence at the site, that is what we need to be doing, best management. But best management practices is different from whether the site is used for environmental education and is allowed to have the natural processes of an ecological area come in as opposed to the manicured, the heavy human use, etc. It's different in terms of the habitat, the wildlife we're able to attract and the environment that we're able to provide that educational agenda for. Now, I am maintaining this because I don't believe we have an either/or situation before you. We are supporting coexistence until such time as we have a very excellent alternative for this use.

Yamashita: One of the real threats that the league has is if you look at the ownership map, i'll bring it up. This is where the league's fields are. This is how they get. This is the only way to get into it with a car. This piece here is own the by the school district. When we were in the planning process trying to figure out how to deal with this, the school district was -- had put this property up for bid. And it was appraised at several million dollars, which is what we were told, so the future of this property is really not in our hands. And that's one of the issues that the committee was faced with. Regardless of whether we decided to leave the fields there permanently or not. This, again, this is not in our hands. Right now there's an organization that's in there, they've got a lease for five years.

Saltzman: Native american youth association?

Yamashita: Yes. But that is one of the real challenges. And I think the committee felt that given the uncertainty over this, it was better to say, look, here's a site where you could play and at least have that kind of assurance.

Potter: When is the projected building of the thomas cully park?

Yamashita: We don't have a date. We just started, I think with council's help, we just started the master planning process. We're selecting a consultant and a -- in a few weeks, but we're just going to have a master plan. After of that the funding co-would need to be resolved.

Saltzman: We approve that in the fall bump?

Potter: That's what I was thinking, to accelerate that site planning.

Saltzman: And we'll have sports fields, we know that much.

Bebbs: It's perfect for sports fields in many ways, and we will have a public process and we will confirm the uses, and we will certainly invite lakeside and the advocates of sports as well as the neighborhoods to come participate and talk it through with us.

Ley: Mayor and councilmen, have any of you played or visited delta park to play sports? If you go there and participate in sports, you are given a time slot. You're given two hours for your baseball game or soccer game, you come, you show up, you play, you leave. There is no ownership, there is no sense of community, there is no ability to work the fields or anything. It's a first class location for baseball, software, soccer -- softball, lacrosse, whatever you want to play. But it is not a home for little league. It is not an opportunity for us to have opening day ceremonies, closing ceremonies, host tournaments. And sell concessions. If you go up to the softball, baseball facilities at delta park, it has a sign on the gate, you are not allowed to bring in your own food. Let alone go sell concessions. The little league raises one-third or more of its money every year to operate through the sale of concessions. And without the ability to do that, you are again forcing us to raise the fees we charge to the kids that play there. And this is an area that has high low-income housing density down there. We have a lot of kids who can't afford, and we offer scholarships because little league forces us to. We can't say you cannot play because you can't pay. And yet you're taken away an opportunity the of us to raise money. Now we have to either get it for the kids who can't pay, or get additional funds from sponsors which are hard and few to come by.

Saltzman: I appreciate your points, and I also heard that we will have volunteer opportunities, grooming responsibilities, I don't think we're looking at thomas cully as being the delta park as it is.

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So I will commit to you to work to make sure the lakeside little league can have a sense of ownership of the new fields at cully park that you can -- that they can be considered your fields. They will certainly be other users, but that's something I will continue to work with parks to work that out.

Ley: I appreciate that. To this point we have not seen anything in writing addressing that. That was one of our reasons for showing up here, to make sure --

Saltzman: I think those are good issues to be folded into the master planning process. We invite you to be a part of that. I did want to offer an amendment that further clarifies that it will be coexistence until new fields actually exist. So i'd like to add one more be it further resolved. That the two lakeside little league fields that are part of the park will not be rebuilt -- will not be abandon the until -- [inaudible]

Leonard: Second.

Potter: Calling the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye. **Potter:** Aye. [gavel pounded]

Potter: Anybody else?

Saltzman: No.

Saltzman: We have to vote on the final resolution.

Potter: We need a discussion. Call the vote.

Leonard: I very much appreciated this discussion today, and I listened carefully to the arguments for the baseball park proponents. It isn't always fun to be in a position where you have people who feel strongly both ways to have to decide, and I would also tell you that I think that i've tried to be as honest as I can when i've had some criticisms of the parks bureau and how they handled processes. But that goes both ways. I think that this process has been engaged in with good faith and I do think the commitment I hear from commissioner Saltzman which I believe will be fulfilled and I will encourage further that the thomas cully master plan needs to be done with the baseball folks so it's done right, and done in a way they will feel comfortable with. And address the concerns we have today. Having said that, I do have to agree with what mike hauck said earlier, and mike said that if we were designing this originally, would you put a baseball field in it. And that got me to thinking just kind of about the history of that whole area of the columbia slough and the entire watershed in there. And what we have -- we have many things to thank our ancestors for. One of them is not how they treated the environment, and it has been something, this is not a new issue for me. When I was in the legislature I worked on columbia slough watershed issues, including proposing a bill to open up its original headwaters at 174th and marine drive with a dike. And a flood gate so that in the nonflood seasons it could open and people could canoe from one end of the slough to the other and fish, my great in it as they -- migrate in it as they used to. I grew up in this area, and I will tell you that what b.e.s. And parks have done up to date for those of us who are familiar with what this area looked like, and i'm talking 45 years ago, 40 years ago, it is truly stunning. The transformation that has occurred from what they inherit the from our ancestors. So I do think that this cooperation with the baseball folks is important, I will be watching it, I will be helping where I can, but I do have to agree that it is not the best place for the baseball field. This is an area that should be returned to its natural state, I think we also have a cultural problem in the country amongst us, where we often times nature is something that pleases us, it is there for us to enjoy, that it is there for us to observe. The people we inherited this land from didn't view nature that way. They viewed nature as us living with nature, and allowing nature to do what it does. In order to sustain life. And I would tell you that the results of both of our cultures speak for themselves. The chinook indians lived in this area for 6,000 years until we arrived and sustained themselves and were amongst the most progressive of native american tribes in the americas. We've been here for about 170 years and have turned the willamette and the columbia slough into a toilet, a dumping ground, industrial waste, and it is truly, truly shameful. So these are hard choices

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we're making, but this generation is fixing the errors of the previous four or five generations, and this is amongst the angst that you have to deal with when you're making changes, such as we are having to do. So I hope both sides continue to work together well. I commit to work with commissioner Saltzman to do the right thing by the baseball folks, but I do think that this is a balanced plan, and it is a good step forward. Aye.

Saltzman: I want to thank the people who participated in the master plan advisory committee. I want to thank the senior park staff, all the park staff who also participated in this long process. I think it's been a good process, there's been open houses, meetings, and I think like a lot of the heartfelt testimony from many here representing lakeside little league, it's hard not to shed a tear when you lose the part of your past. I still think fondly of the two fields in southwest Portland where I hit my two career grand slams, home runs in little league. And I know if those were ever redeveloped I would shed a tear as well. But I do think that the higher and better use of this area is as a natural area, and that we can work with you and definitely provide you new fields that thomas cully park and that we will work, my commitment to continue to work to figure out a way that you can have volunteer opportunities and it, remain a lakeside little league focused field or two. And we'll work out those details through the thomas cully master plan process. I'm pleased to vote aye.

Sten: I think this is the right longer term plan, I appreciate that, the passion and the day-to-day hours that the little league puts into your efforts is terrific. And I think that this is an absolutely binding and sincere commitment by commissioner Saltzman and parks. The baseball field will be there until something equal or better is in place. With that in mind we should move forward and take all the energy that's on this room and figure out something that moves both agendas ahead. I think it can be done. Aye.

Potter: I want to thank the falco family and all the folks that have been playing at lakeside many years. It's much appreciated by this city council and the citizens of Portland. Part of the property is not even under the control of the city of Portland. But the part that is I heard a firm commitment from members of this council and from me that we'll do everything possible to ensure that as thomas cully park is developed, that it's developed with replacement of those two ball fields and the community that goes with that. This is in the best interest of the city in the long run, to ensure that you folks have a ball field at all times, and I think this proposal does that but it also I believe returns the land to its natural state and provides more opportunity down the road for more citizens to enjoy nature here in the city. I vote aye. [gavel pounded] please read the 10:15 time certain.

Item 263.

Sten: As people take their seats and leave, I just give a few opening remarks. I'm pleased to introduce this resolution today, and I think it's an important one. Perhaps the beginning of a dialogue, a little bit earlier than some things that have happened in the past. It's -- if it wasn't so dangerous and alarming, it would almost be surreal to see the bush administration begin to send signals, it is considering an attack, a military attack on iran. And it would be almost something that would make you puzzle and scratch your head if we hadn't done exactly the same thing four years ago before pursuing what I think was by these days almost every estimation including proponents of that war, dire mistake and one that has not only taken many lives unnecessarily, but has also weakened our own security, weakened this country's position in the world. Some have said and did say four years ago that city halls are not the place to debate foreign policy. And I answer to that, I do not believe we are debating foreign policy today, and also I think city halls are perhaps one of the few places where we can have a civil structured real dialogue about the issues that our world faces. Anybody who believes in these issues, does not think they're local, does not anyone who has lost a loved one in these conflicts. I believe we will not have great forums with this administration or Washington, d.c. Based on the structure, and it's important that we build these types of forms in our city halls in our communities, to be able to talk about the issues and to

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say, we think there's another approach. I don't profess to be a foreign policy expert. Our resolution simply says that we are urging the administration to look for diplomatic approaches and different ideas. It -- we will listen and be interested as will all of Portland citizens to support the right approaches, and there are certainly very, very real issues, both diplomatic and securitywise, that are -- that are in the middle east and with iran that we have to think about, but we believe that a military escalation is not the right way to go and we believe that the current conversations have f.a.a. Too much similarity in what was a -- which we are sadly nowhere near being out of and has not accomplished any of the objectives that were claimed. I also want to point out, mr. Mayor and council, to the second half of this resolution and I think maybe perhaps the bigger point, which is, we would like to talk about human relationships about building friendships. This city has a wonderful relationship with iran with a our citizens, I had the pleasure of appointing not so long ago one of our -- my favorite public servants, the director of water bureau for the city of Portland, who is well known among the very educated class of iranian americans many of whom are -- my mentor, gretchen kafoury, was a peace corps volunteer in the country, and many of you knew and I think all of us admired -- wrote many world renowned pieces on the relationships between america and iran. What we want to do today is talk about friendship, talk about relationships, and say that the path to a different approach to these types of situations in the world is perhaps not led through sound bytes, certainly not led through fear mongering, but breaking down barriers. Iran like america is a diverse country. Iran like america has factions that take positions that all of us don't believe. And don't support. There are many, many different voices, and if we are going to get through what promises to be an extremely challenging future in this world in part worsened by what this administration has done in the middle east, we have got to be able to recognize diversity, communicate with each other, build friendships in these other parts of the world as we are realistic and have real conversations about what needs to be done to make the world a safer place. It's in that spirit, mr. Mayor, we bring this resolution and ask the federal government to seek diplomatic solutions and to ask fellow Portlanders and americans to join this community which you can see is well represented in building friendship with iranians and others throughout the globe who seek a different path. And i'll turn this over to commissioner Leonard.

Leonard: I would like to say a couple things. I appreciate your remarks, commissioner Sten. I'm very pleased to have been offered by commissioner Sten in my family -- I care not just politically very much about this issue, but also through my family. I am certainly not a foreign policy expert, but I do enjoy reading and discussing issues that affect the entire world. I am so embarrassed at the level of respect that the united states has dropped to in these last few years. Vis-a-vis not just middle eastern countries, but european countries continue to be allies of ours who have historically been allies of ours, from the peoples of the world who view us as interfering in other people's business which is not on our own. Which is not to say there are not issues of political leadership in iran. But I would argue that we as americans would concede we have issues with our political leadership in this country, and we would be the first to say, no matter how strongly we are committed to changing that leadership, that is our business. And nobody else in the world has any right to come in here and tell us how we're going to resolve our issues with our political leadership. Unfortunately, our political leadership does not have that same point of view when it comes to countries in general I would say, particularly countries that affect the large oil reserves. It is that simple issue that has driven the foreign policy in the middle east more than any other sincele factor. We need to not only not interfere in the country's business and not tell them how they need to stettle their own disputes, we need to shift our priorities so that we don't allow our future be dictated by our need for oil.

Sten: We did have an invited panel. We'll ask our invite the guests to give us a few words and a little bit of background on how this got here. Did I fail to mention that there is a reason that we picked this date, it has nothing to do with military decisions. It is iranian new year, and we intend

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to have a little celebration of that down in the foyer on the first floor after the council is done. So we thought that we may be should tie this to a celebration to continue to make our point.

Goudarz Eghtedari, Chair, Iran-America Friendship Society: Thank you. Hello, mayor, and commissioners. I would like to invite my other colleagues from the friendship council who are going to be testifying, but for the sake of space I will ask them first. Ms. Zari santner, I think she's known to all of you. I think zhari had a meeting, but it was a park who made this delay.

Zari Santner: Good morning, mayor, members of the council. Zari santner, 3016 northwest -- Portland, 97210. I would like to start by thanking commissioners erik Sten and commissioner Leonard for cosponsoring this resolution. I encourage all of you to adopt this resolution that advocates friendship rather than conflict between united states and iran. I'm a native iranian and I moved to this country in 1961. One of my earliest childhood memories is of the summer of 1953 when my family endured a long period of mourning, grief, and fear caused by the blood shed which is the jack abramoff math of the overthrow of a democratically elect the prime minister by a c.i.a. Orchestrated coup financed by the united states and british governments. For over a decade the government and people of united states were revealed by the iranian people for helping to polish -- to abolish democracy in iran. However, the attitude of majority of iranian, people towards the american people, if not the american government, began to change when they were introduced to the generosity of spirit and the kindness of the american people through the peace corps program, and the volunteers that became the goodwill ambassadors for the american people. After all, who could resist loving the likes of gretchen and stephen kafoury? Unfortunately this program of friendship building between the two countries ceased to exist after the -- ceased to exist after the revolution of when the -- when the people of both countries needed it the most, neither the iranian nor the american government has demonstrated a genuine interest in improving the relationship between the two countries. A recent poll in iran, reported that a majority of its citizens still have a lot of affection for american people and one better re-- want better relations between the two countries. What is needed is a grass-roots support by the people of two countries and through their local governments for building relationship rather than forming conflict. That is the best way to ensure a long lasting protection of the national interest of both countries. I applaud the efforts of of american-iranian friendship council and your initiative. In encouraging a diplomatic rather than a confrontational approach in resolving differences between the two countries. In recent years we have seen enormous human suffering, in africa, asian, middle east, and america, caused by the action of governments or organizations that find it easier to fight rather than make peace. Every one of us must share the responsibility for causing these pains and suffering unless we are willing to do something about it. I would like to thank you again for your support of this resolution and conclude with a poem by the 13th century iranian poet and mystic titled "the oneness of mankind." human beings are members of a whole, in creation of one essence and soul. If one member is afflicted with pain, other members uneasy will remain. If you have no sympathy for human pain, the name human you cannot retain. Thank you for the opportunity to testify, and happy new year.

Targol Saedi: Good morning. 3181 southwest sam jackson park road. I wish you a happy new year. I hope that the new year is a year of peace. A year in which nowhere in the world will the sounds of any bombs and the sounds of any military airplanes be heard. And that it be a year full of tranquility and friendship between all the nation's citizens. Is it a difficult wish, I know. It is an impossible wish. But that is my only wish. This statement was said by a female film director in iran in recognition of the iranian new year, which is the first day of spring, today, march 21, 2007. Thank you for this opportunity to take a few minutes of your time. My name is -- I was born in iran 27 years ago. And moved to the united states with my family when I was 2 years old. Currently i'm in my final year of medical school at Oregon health sciences university and will begin internship in internal medicine in june at the university of maryland. I feel very fortunate to have been able to follow my dream of pursuing this career. And my wish is for the youth -- theouts

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around the world to be able to have this same opportunity. My wish is for the youth of iran to be able to have this same opportunity. Who are the youth of iran, you may ask? Approximately 7% of iran's population is under the age of 30. 70%. They are a generation that have survived the war and have lived through the revolution. They are active politically, scientifically, and in the arts. Iranian youth have been awarded prestigious honors for their accomplishments. A mill 30 action against iran would set back all of this. As woman, the rights and conditions of other women around the world are of concern to me and the rights and conditions of women in iran are of concern to me. The women of iran have been struggling time prove their lives over the past many years. The accomplishments by the women in iran or the women of iran should be noted. Credit should be given to extraordinary women who have dedicated their lives to this cause. For instance, a female lawyer, journalist and activist founded the first website dedicated to iranian women activists. She is the author of many articles and books on iranian women and their legal rights. She is a iranian lawyer, human rights activist and founder of the children rights support organization in iran. She was awarded the nobel peace prize in 2003 for significant and pioneering efforts for democracy in human rights, especially for women and children and is the first iranian and first muslim to receive this honor. 65% of students in iran who are accepted into universities are female. Iranian female photographers and directors had an exhibition of their work posted by the university of cambridge. In 2004 1400 independent organizations were established in iran in areas such as children's rights and environmental control. The managers of the majority of these organizations are educated women. Iranian women have been demanding equal legal status to improve the disparity pertaining to divorce, child custody, and inheritance a military action in iran -- against iran would set back all of this. The civil rights and franchise fees fought for so passionialitily will be taken away. The youth of iran and the women of iran and the rest of iran willr like the youth and women and the rest of the individuals in the united states. They have dreams, they have hopes, they want to create a better world for themselves and future generations. A military action against iran would set back all of this. During the 1970's iranian students constitute the largest nationality of foreign students in the university system in Oregon. These students have gone on to produce a positive change in their environment. If academic relations remain -- were maintained this could be a reality. The reputation of the united states around the world is bleak at this time. And another invasion would only worsen this. An invasion will force the people of iran to rally around their president to find a common enemy. Hard liners will use this opportunity to examiner more power. People will not allow an invasion. Recently female film director was asked what she shot of potential war against iran. She replied, the people of iran do not make up a nation that su comes to occupation. If our nation is under attack, we will all be there to defend it. I urge to you please consider that. Thank you.

Eghtedari: Next would I like to invite katherine thomason and bruce livingston.

Catherine Thomasson: Are the u.s. and israel threatening and making plans to attack iran? They claim iran should not have nuclear weapons. Obviously an issue that physicians for social responsibility has been working for for over four decades. The international atomic energy agency is the agency that deals with this issue. It has been working extensively within the country of iran to inspect their facilities since 2002 and have them work within the law. In march of last year, he stated even sanction were a bad idea. He states, "we are not facing an imminent threat. We need to lower the pitch. Nobody has the right to punish iran for enrichment. We have not seen nuclear materials diverted to nuclear weapons, but we are not saying the program is used exclusively important peaceful purposes because we still have work to do unfortunately the u.s. Nor israel has lowered the pitch. Nor has the united states invited iran to the negotiating table. I have personally seen the effects of these threats on iran coming from a recent trip. Basically just as the united states government and officials became paranoid after the attacks of september 11th, and many of our civil rights were curtailed, likewise in iran a very wonderful independent social health care worker

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said to me if you bomb iran we'll have more repression than north macadam. The take-home message is that threats or military action only leads to the need and desire for more security on behalf of the country involved. Morally the action of the city council sets the tone for all american citizens. It's essential that this issue gets aired in the media. Not just in the "new yorker" magazine, which I thought was good for mostly comics, but in our regular television stations and newspapers. Only through public discourse can we help to influence our legislators and put pressure on this administration. Our president believes he has the war power to invade iran, even though he does not. Even without the action of this council, without the action of this council, and more councils around the country, the bully would win. Only by standing up and being counted can we demand that our own laws be followed. Personally I also appeal to the council to pass this resolution. As a physician i'm submitting a report that I have handed to you put out by physicians for social responsibility on the health impacts of an attack on iran. The results are almost undescrivable. I spoke with men and women in iran who are personally touched by the iran-iraq war. Almost everyone in the country is personally affected, whether they have a family member dead, maimed, or severely psychologically traumatized. They are all very averse to war. As are our soldiers coming home from iraq. The additional damage that an aerial attack or multiple military targets would also take out public health structures, communication structures, transportation needs of the people of iran, some experts have assessed the u.s. Military would be able to conduct strikes on as many as 10,000 targets in the first 24 hours of assault on iran. The tragedy of the earthquake in iran would be analogous to the type of devastation for multiple areas attacks such as these. Iran at that point was forced to rely on support by the world health organization from 40 countries. The health system of iran requires a lot of travel to major cities where the hospitals are, the roads would not be passable and travel would be curtailed, resulting in many more deaths due to lack of treatment for injury. Lastly and probably most importantly, to your work as city councillors. Is the impact on Portland from the u.s. Policy in iran? Many mill friday leaders have stated in attack wouldn't even work. And would only harden resolve of the iranian government if they are even resolved to do so to develop further development nuclear weapons. Secondly, iran might respond obviously to a u.s. Attack as you've heard these american iranian citizens state, launching attack against allies in the middle east and a military response would of course spread the human consequences across international borders, fueling instability across the middle east. That in turn threatens our economic stability as well. The bottom line -- oil prices would. So 20 to 30% of world oil passed through the straits. As your recent peak oil report stated, our transportation system is dependent on foreign oil, 17% of our food costs are as a result of transportation and oil costs. And the economy as a whole will suffer disruption and volatility that will in turn impact health, city, state revenues, and a reduction in services that we -- that you can provide. On moral legal and personal grounds, as well as being wise stewards of our city government, it is very important for you to pass this resolution today. The action set forth to pressure our federal government both to pass house resolution 770, requiring the administration to return to congress for war powers, to encourage our administration to sit down and open and honest efforts and to encourage people and cultural exchanges with our own sister city would serve us in Portland and enhance peace and economic stability of the world. Thank you very much.

Bruce Livingston: My name is bruce livingston, thank you for hearing us today. I am a 4th generation Portlander and our families engagement with iran goes back to the 1950's when my father took a job at the hospital in shiraz the first neurosurgeon to be south of at the rain in the history of that country. Last night I read over the resolution and have been thinking a lot about there and have been thinking, what could I write that would make sense? I felt very much like alice falling down the rabbit hole. Things seemed so self-evident and so clear. Yet muddled in some ways. I believe this council is exactly an appropriate place for foreign policy to be discussed. It seems reminiscent of athenian democracy, happening at the level of the people. That's the right

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thing I also stand in awe of the two iranian ladies that testified earlier. That personal connection, that passion about what is iran is key. My nephew was born there. I have friends who were tortured by the regime. I have friends who were executed under the current regime. At my feelings for iran are best exemplified by a telephone phone call I received yesterday morning from a man who was -- who worked for my parents as a cook in the 1950's. He was having of -- something of a jokester and called to wish me happen new year and told me he was in san francisco. And I hadn't seen him for 30-some years. As the conversation went on it turned out he wasn't in san francisco, he was in iran. But what is absolutely clear is that this is a personal connection between america and iran, iran is not a threat to america. Iran has always been a crossroads between the east and the west, and has been to risk the use of the word pawn, has been treated as a pawn by the great powers for two centuries, yet it is never exhibited -- it is not an -- interested in invading other countries. We have no business being there. The resolution I applaud heartily, I thank you for approving it and moving it up the chain of command. Thank you very much.

Eghtedari: I'd like to share some words myself. First of all, mayor and commissioner, it's really a great honor to be able to speak to you but also it is sad I have to talk about the consequences of an escalation of war. In recent weeks the secretary of state, secretary of defense and many other politicians have said over and over that they are not planning to attack iran. Yet they keep sending more specialized troops, aircraft carriers and other attack units to the region. U.s. Navy can put six carriers into battle at a month's notice. Two carriers in the region, the "u.s.s. John stennis" and the "u.s.s. Dwight eisenhower" could be joined by three more now at sea, "u.s.s. Ronald reagan," "u.s.s. Harry truman" and "u.s.s. Theodore roosevelt" as well as nimitz, each carrier includes hundreds of cruise missiles, even presidential candidates are in a race to outperform each other on their toughness towards iran. Emphasizing no option is off the table. One would question if the administration is serious about the threat and how and why they could carry it out. This is not just a guess can game. Employing troops at this level is by all means more than what would be needed for psychological warfare. Our experience with iraq war has given us all the reasons to be concerned about the possibility of an attack on iran. Although iran played supportive roles in afghanistan and iraq, it could never convince neo cons the trust worth think, when saddam's statue came down, people around the white house were not satisfied ask were advocating going to tehran instead. Despite the obvious results of the iraq war and the predominant no vote to -- in the 2006 elections, the administration still beats the drum of war and even expanding it to iran. The democracy project as was laid out by neo curves could not completely change the middle east. The bush administration has to put the blame on someone other than itself. All independent observers state that by far the majority of american troops are attacked, injured, and killed by sunni insurgents, yet iran is equated with al Qaeda in the president's state of the union speech as the major reason for the u.s. Losses in iraq. At though the current fights are between the iraqi shya and sunni groups this, is not necessarily a religious sectarian war. Rather it is a political fight -- u.s. Presence and those against it. No need to say that kurdish sunnis are by far closer to shya arabs than they are to arab sunnis, and shya in lebanon is an alley of sunni hamas in palestinian territories. As bbc analysts write, iran plays fire strong geopolitical cards in the region. First, it plays a major role in the global strategic market of war. It has a third crude oil reserve in the middle east and the second gas reserve in the world. Overflow of more than 75% of the old shipment from the middle east. Second it play as key role in lebanon. Third, it has influenced over the palestinian israeli issue with relation it has maintained with hamas and other palestinian organizations. I has found influence over the streets of the arab world especially in the persian gulf estates. As one could imagine by playing with these cards, a friendly iran can make anybody's life in the middle east a heaven, and an iranian enemy can turn into hell. It is with that understanding that the large number of the middle east scholars advocate better relations with iran, and keep it on their leash by producing service and connection it needs as opposed to pushing it into confrontational state. Iran has offered olive

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branches several times to the swiss embassy, and -- all to be ignored. Robert gates recently had this to say about americans negotiating position I have a I have iran. Frankly right at this moment there's nothing the iranian wants from us. And so in any negotiations right now, we would be -- secretary of state condoleeza rice also dismissed talking to iran about iraq, the only reason to talk to us would be to extract a price and that's not diplomacy, that's extortion. The fact that u.s. Administration has not engaged with iran in a diplomatic way when hit the upper hand in 2003 and now that it doesn't have a strong position showings the administration are not willing or not capable of negotiating with a defiant party. The only group that would benefit would be the extremist faction within the islamic republic itself. As both katherine mentioned, the u.s. Invasion of iraq was a god given gift to the fundamentalists in the government. They were able to capitalize and present themselves as the only viability option that can save iran in dangerous situations. They are primarily coming were revolutionary guard and intelligence background. In addition they portrayed themselves as economic ideas that can deliver to the poor and more traditional families. This falsismage is now totally disappeared. And the majority of people see that election campaign promises were not delivered yet international relations have been severe and sanctions and financial troubles are underway. A better standard of living and less stating interference in people's private life, a result of 16 years of new liberal and -- fading out and consequences the hard liners are losing ground. This added was clearly observed during the recent municipal and city council elections. According to the most observers, iranian already proud of their country and heritage and are expected to defend it within -- with enthusiasm in a situation that lacks any plausible alternative to the islamic republic, the nation will most probably gather around this status quo and become a defender of existing system, despite all the -- in regards to human rights, ethnic minority discrimination, and financial and economic prospect, I believe sovereignty of the country play as major role in an iranian response to this attack. This has been voiced over and over by iranian intellectuals. To the point some of the grass root democracy movement in iran are on hold in the fear to be seen by anyone as an invitation to foreign interference. Regardless of from what vantage point one looks at this, the future in very dark -- from a rational and pragmatic standpoint, and if lessons learned from iraq are much any value -- chaos in the same region that kissinger refers to -- the former knew conservative and director of john hopkins university international development program described iranian foreign policy as pragmatic. And announced the comprehensive political agreement between the u.s. And ran was a still possible. In spite of the bush administration, present confrontational approach to the middle east the grand bargain may still be there. Our -- it was three or four years ago, but still it is possible to negotiate. Lot us hope the troops from both sides sitting eye-to-eye don't cause a disaster by mistake and let us pray that our leaders of the two countries don't attempt to expedite rapture intentionally, to fulfill what they perceive to be god's wish. Thank you for considering the resolution.

Sten: Thank you. That's the invite the testimony, mayor.

Potter: How many people have signed up to testify?

Parsons: We have 10.

Potter: I'm going to ask folks to keep their comments to two minutes each. Let's bring on the first three folks.

Potter: Please state your name for the record. You each have two minutes.

Teresa Teater: My name is teresa teeter, i'm a member of Portland peaceful response coalition in Portland, Oregon. This was headline on august 30, 2004, when george bush was interviewed. It said, you can't win the war against terrorism, and when asked to give us an answer, it gist says, you can create conditions so that those who use terror as a tool are less acceptable in parts of the world. George bush basically his -- has turned himself into his own weapon, taking those words backwards, he's turned himself into his own tool in which the rest of the world is not going to accept him. And I highly agree with that. I'm tired of the wars. We don't have the funding in

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america that we need. I'm going to give you an example. I had a next door neighbor recently who terrorized our building for two years with the threats of having yes ponds in their apartment. And using them as leverage to try to monopolize everybody's lives in the building. And the management who had contracts with me and with them the same contract, didn't create new policies to try to stop this problem, so i'm comparing this as america has a policy on how they deal with possible perceived threats. But iran is not a possible perceived threat just because they have a weapon, unless they use the weapon. My next door neighboring didn't use their weapons until finally five months ago, which created the condition to get evicted. The police department was unable to do anything until weapons were produced to take action against these folks, and then they didn't use the guns, they wanted to use a baseball bat. So that got them evicted. But that's my point in comparing these situations. Georges bush doesn't need to be going in because he has a perceived notion there's going to be a weapon used against us just because somebody owns a we upon, and that's what i'm trying to say. That's all I need to say. Other people need to say things. Thank you.

Martha Perez: Good morning and happy new year. My name is martha perez. Excuse me. I am a general political activist. I currently reside at 920 northeast kearny, 110 Portland, 97209. I'm also a general member of jobs with justice. This past week Portland witnessed a historic peace movement through downtown which garnered national and international media attention. A message of hope was also sent to the iraqi people I have a al jazeera network affiliates, a victory was won in salem yesterday and so my friends, today let us pioneer a fourth affirmation together, let's pass the iran resolution now. Let's bring a renewed sense of civility, diplomacy and friendship. May the white dove finally break free of her chain and may we move forward in a good way. And thank you.

Ann Huntwork: My name is anne, I live at -- I live in Portland, Oregon. Before the revolution in iran our family spent 10 out of 15 years in iran. And we've been back since three times. The most recent in 2004. We have four daughters born there with iranian middle names. I want to tell a quick story about my experience with iran. I am no expert on iran. Every of day I learn something new about that wonderful country. When we were there in 1991, it was right after the invasion of the first invasion of iraq, and right after just a couple of years ago the long war with iraq. By the iranians. And so I was curious, and I said to some of our iranian colleagues, why are you letting all these iraqis in? You just had a bitter war with them? We've heard people's stories of terror and sadness and loss. And they said because they're our brothers and sisters. When we were there after the afghan invasion on the other side of the country, working with refugees from afghanistan, we heard the same kinds of stories, and at one point iran had more refugees per capita than any country in the world. That's more than we can say in this country. No one can speak for all iranian people, but I can see in my mind the faces of the people I love there who are there, living. And I can tell you that they are people who have the same desires that we have, the same dreams that we have, as other people have mentioned. And I don't want any of those people to lose their lives. The word that we kept getting every time we've been back from taxi drivers, to store keepers, to people in schools, we don't want any more blood shed. We had enough during our war with iraq. Just leave us alone and we will solve our own problems, because we have the skills to do it. And I truly believe that. Jappy new year, iran.

Martha Odom: Mayor, Commissioners, my name is Martha odom and I'm a member of code pink and the surge protection brigade. Thank you. I share the sense of surrealism about this and I would like to stress the urgency of what we're doing here today and what we do when we leave this room regardless of the resolution here. There are symptoms that this is not some vague threat down the road but that it is imminent and it is horrific. We have seen a parade of administration spokes people say that nuclear weapons are not off the table. And may, in fact, be the tactically optimum solution to the iran problem. This is horrifying beyond words. In recent days, we have -- well, actually weeks and months now -- we have seen the troop escalation. It was 20,000. Now it's

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30,000. We will do another 7,000 or 8,000 in the next few weeks. These people are being deployed lacking equipment, as we have seen in the past, but in a rush to build up in the middle east. They are skipping essential and prescribed training. The Stryker brigade that is leaving shortly from Fort Lewis is totally skipped mandated training for deployment to Iraq. Yesterday, Israel held a national civil defense drill based on the premise that they would be attacked by missiles. And yesterday the U.S. and Israel concluded two days of simulated war games based on missile attacks. Israel has never had a national civil defense drill before. It is imminent. It is dangerous. Wall Street analysts have warned that an attack on Iran would be an unmitigated disaster. Thank you for this forum. We must stop this.

Reza Kamali: My name is Reza Kamali. I live 2133 S.E. I have been living in this country for 47 years, past five years I have been to Iran six times. And I want to mention something, first of all, I came here to thank you in person and I think what this is a step going to really be educational for not only people in Portland, but I am sure it's going to reach more people outside of Portland. There is some little information about Iranians, Iranian culture, and I am very disappointed in Portland, Oregonian, since revolution, I have never seen one single article about Iranian people, Iranian culture, Iranian families, et cetera. And every time I read the paper is the voice of government that mentions Iranians are terrorists, et cetera. I want to say within thing. I have observed and read in literature everywhere that Iranians -- Iran is the best friend of the United States in the region. United States has three good friends. They all dictators, and strong dictators when it's Pakistan, Saudi Arabia and the other one Egypt. And more anti-American people live in those three countries than the best friend of United States that Iran that the United States doesn't get along with. Iranians, throughout history, have been good friend, good supporter of democracy that America portrays here. And I want to say that your, whatever you are doing here, hopefully educates people to learn more about Iran and they are not terrorists. They contribute a lot to peace, you know, just -- so this is really what I wanted to say. I'm sorry.

Harvey Thorstad: I'm Harvey Thorstad. Vietnam vet, president of Veterans for Peace here in Portland, chapter 72. Like to applaud the council for brick up this issue. I'm supportive. Also I want to thank you to the previous speakers. I certainly support and agree with them. I have a sense of déjà vu. A little over 40 years ago, the situation was very similar. We had our warships on patrol in the Gulf of Tonkin off of Vietnam. There was activity in the country of Vietnam, and the government wished to accelerate and invade. They generated up a false flag incident that's become known as the Gulf of Tonkin incident. Some of our C.I.A. people ordered some gunships disguised as North Vietnamese, attacked one of our destroyers in the Gulf, and were fired back upon and that became the excuse to drastically increase our force in Vietnam. A false flag incident. I think if we, our government were to decide to attack Iran, it would be similar. I expect it would be more sophisticated than that. A hypothetical scenario, I emphasize "hypothetical," might be that one of our undercover agents in Iran, with connections to one of the more radical groups, would suggest perhaps that this group might like to sink one of our ships out there, maybe the carrier, maybe the Eisenhower. For a minor fee of, say, maybe a few million dollars, I have a provide you with a missile, not an ordinary missile, but one with an atomic war head, stealthed and could fly low and would not even be detected until it hit one of our ships. So this radical group figures, that's great, they're really want to show the Americans. So they purchase an atomic missile. Fire it. And it does just as advertised. With all the knowledge behind it, it's able to go undetected, hit and sink, for example, the USS Eisenhower. First we would hear about it would be perhaps President Bush on national TV --

Potter: Sir, you are going to have to wrap it up.

Thorstad: Let me just close and say I support the resolution.

Potter: Thank you.

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Potter: When you folks speak, state your name for the record. You each have two minutes and also you do not have to give us your home addresses.

Tamara Dean: Thanks. I am Tamara Dean and I just want to say I'm really proud of my city council for putting forth this initiative for a peaceful relationship with Iran. I can't believe we're actually passing around bumperstickers "Iran." I share Commissioner Sten's frustration at the thought that the federal government may again attempt to wreak devastation and horror with military aggression, preemptively on foreign soil and sadly in my name. I have family in Iran, and last night we talked and laughed in celebration of New Year. And I'm just shuddering to think about the devastating effects they would face if Bush and company actually carried out an attack on their fast maturing and wonderful country. And it's in honor of them, my family there, and the human family in general that I urge you to adopt the resolution that we are discussing today. Thank you.

Afagh Nouri: My name is Afagh, Lake Oswego, Oregon. I have been in this country since 1985. I came with my two children and now they are grown. My son is working on his Ph.D. at University of Princeton and my daughter got her master's degree at University of Washington. She has two children. And she's very activist and working on peace in San Jose, California. I really wanted to thank you for giving us the opportunity and I would like to educate the American and if it's possible, talking more and in news and newspaper, radio, and just let us know to be heard and Iranian are like other people, human beings. They are willing and trying for peace and they are tired of we had eight years war with Iraq. And this time is really needed to be build the country, and raise our children in peace. Thank you.

Dan Handelman: Good afternoon. Mayor Potter and council, I'm Dan Handelman. I am with the group Peace and Justice Works and I am speaking on behalf of our Iraq Affinity Group. We very much support the message of no war on Iran. And we are very glad that this resolution mentions the effect that any kind of war would have on the Iranian people, which I think a lot of times we talk about U.S. possible casualties without thinking of the people in the other country. It's very exciting, this council has already passed two resolutions about ending the war in Iraq and this actually is the third because it does call for an end, an immediate end to the war in the Middle East so this is probably unprecedented in the country to have three resolutions towards ending the war in Iraq. I think you know and you heard that the state legislature passed a resolution in the house yesterday. Calling for the troops to come home from Iraq as well. And this resolution again also calls attention to the escalation of troops in Iraq and notices that that might be used for an attack on Iran. We had an event across the street there at Terry Shunk Plaza on Monday where we were people and the message started with peace, Shalom and Shalom and we included those on some of the picket signs hoping people will understand the connection between U.S. Policy in Iraq, U.S. Policy in Iran, and U.S. Policies all over the world that are not benefitting us and not leading to peace. We really appreciate your leadership and particularly your taking the opportunity to take leadership ahead of time this time and passing this resolution before anything horrible happens. Hopefully this will start a cascade of such resolutions across the country and maybe the U.S. will change its course and policy. Thank you very much for your time.

Potter: Please state your name for the record. You have two minutes.

Kazem K. Naderi: Yes. My name is Kazem and I live in West Linn, Oregon. Thank you, Mr. Anymore are Mayor, and Commissioners, to give us this opportunity to experience our view on the what is going on in the world. I am very glad and happy to live in the city that always advocates democracy and peace around the world. And I strongly support this resolution.

Potter: Thank you. Is that it? Call the vote.

Leonard: I really do appreciate the thoughtful discussion that happened here today. I would have to agree any time we have young men and women that come from our community that go to a war in a foreign country it is our business to hold hearings on it and pass judgment on it. And so I very much am in agreement with Commissioner Sten and Testifiers' comments to that end. It is amazing

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to me that we find our place in world history at the place that we do. The united states with its resources and the goodwill of its people should be a force for good and helping countries throughout the world who are suffering from famine, drought, and other natural calamities. Instead we find ourselves using our resources to get a foot hold on oil to further our industrial engine. I can't be more embarrassed about that state of affairs for us. But as I said earlier, we, I think in america, have come to the place where we can't wait until the next election to change the direction of what happens. And I would send one message along with this resolution to congress. And that would be to senator smith. If senator smith wants to at least this person, prove that he is, in fact, come to the place where he is challenging the precepts of this administration, up on the united states senate floor holding this resolution and reading it and sending a message to the president of his party that he agrees with the Portland community that there is absolutely no basis for or justification for an invasion of iran or a bombing of iran and that the congress take a -- its rightful place and forcefully reign in what would otherwise be an out of control administration, to hold them accountable as they are obligated to under the constitution to do. So I appreciate this discussion. Aye.

Saltzman: Well, I want to wish the iranian people, persians, happy new year. And I have had the pleasure of working with both mort and zari in my roles here at city council as commissioner of the water bureau with mort and commissioner of parks with zari and I have known many iranians throughout college and my professional life as a consulting engineer as well. So I think this is right on the mark here. There's, you know, the people of iran and the people of the united states have long standing good relationships with each other. Our governments often go askew and while I am pleased to support this resolution, I also want to -- it can't go unnoticed by me someone who is jewish that the president of iran, in december, hosted a conference to, for those who don't believe the nazi holocaust actually so itch to reconcile that but I know when I see, look out in this audience and see all the these good people, I hope you join me in condemning the president of iran in his erroneous, ridiculous beliefs. But otherwise, I am pleased to support this resolution and pleased to vote aye.

Sten: Well, I wanted to, in opening, share commissioner Saltzman's point and I think the point of this resolution is that, as I do not support our president's point of view on world affairs, I think many iranians do not support and consider those views as offensive and wrong, as you just laid out. I think the way we make this case as we all agree up here is to build those ties and to undermine using fear, using demagoguery to create different paths. So I think I have said enough on this. I am very proud of all of you for coming. I wanted to thank the iran-america friendship society that brought this forward to me and kathleen in my office who helped get this into resolution language and have it all ready to go. We will forward this to the congress and to the white house. My understanding is Portland now becomes the second city in this nation to pass a resolution like this and I think that will help get more done and, you know, hopefully we are doing this before this is imminent so we actually can get a message and I do believe that -- well, we do the congress does. And I believe the congress listens in the last elections and I believe they will listen more closely to these types of resolutions given the climate now. I think there's more ability to push things and I do believe if we can spark a conversation nationwide in city halls and localities that the presidential contenders are likely to listen as well as they are obviously off to the races much earlier than usual. I do think this can have a very strong political impact and I think it's within the congress's power actually to pass something like the boland amendment from a different struggle that would make it more clear they are not making the mistake many of them have now repudiated and claimed they didn't do of giving the president whatever authority he wanted under any conditions. They ought to pass congressional law that says there will be no escalation in iran without congressional approval. I think that's very possible. So that's the political side. On the friendship side, it is new year, and my understanding, i'm being signalled I think with hand gestures that mean food is available down

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stairs and the council is deeply behind on our schedule so I expect we will join you but it may be a while so please don't wait to serve the food. And enjoy yourselves and thank you so much for bringing this to us. Aye.

Potter: the end of world war ii when, over 50 million people have died worldwide, that the united states took the position through the marshall plan that it's better to rebuild and reconcile and build towards peace rather than to punish. I wish that our country today had a similar policy that reflected the principles that the marshall plan included because it wouldn't make these, it would make these resolutions unnecessary. But I believe that they are. I'm glad that all of the folks who are here today testified. You certainly touched my heart and pointed out the really important importance are not just being silent but speaking out on issues as they -- as they come up. I am pleased that Portland is taking this stand. I believe that we have to, in order to achieve social justice, we have to work for peace. And peace in all areas and place diplomacy at the top of the list, that through talking and not the use of force, we can achieve the interest of the united states without sacrificing other people's lives or their nations or the ability to maintain commerce. So I believe that this is consistent with what america's ideals are, not its current practices. And I believe that as a country, we do need to come together. We do need to say, we need to change what we are doing on the nations -- to the nations of the world. To me it's no coincidence that darfur has evolved into civil war and hundreds of thousands of lives are lost. There's no economic gain for us there. In north korea, where we now have folks with nuclear weapons, that we are now willing to sit and talk with them. That wherever we are, whether it's in south america or other parts of the world, that our message should be a simple one. That by sitting and talking and reconciling our differences, I think that we will get much further down the road in rebuilding the relationship of the united states around the world, and also promoting democracy. I don't believe you can beat people into democracy. They have to want it and accept it. And I think the way you do that is by talking. Thank you all for being here today. I vote aye. [gavel pounded] [applause] sorry to be business like we have to get on with the business of the city. Let's hear the -- you folks don't mind I would lying to get through some of the emergency ordinances. Or do you want to get to your --

Leonard: No. I was going to suggest unfortunately I have to leave not too long from now so I was actually going to recommend if we could do the emergency ordinances and then the resolution. so, Karla --

Parsons: Could we take the consent vote. That includes emergency.

Consent Agenda.

Leonard: I'm sorry. We didn't do that because there were three of us here.

Potter: We do not vote. Please call the vote. Were any items pulled from the consent?

Leonard: No.

Potter: Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] let's go to item 286 and then 287 and 289.

Item 286.

Potter: I pulled this off the consent agenda. It was a traffic accident involving a police officer and a citizen. And I recommend that we approve the claim for the \$8900. Did you wish to add any more detail to that?

Mark Stairiker: No, no. Mark from risk management, mayor.

Sten: If there's no public testimony, so moved?

Parsons: I didn't have a sheet out.

Potter: Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] 287.

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Item 287.

Potter: Go ahead and proceed, quickly as possible.

Jennifer Sims, Office of Management and Finance: The enterprise business solution project is in full swing and we are making great progress so we are here today because we need to purchase ibm servers and related products for the implementation and the ongoing operation of sap, the software, for our erp project and it's part of the project. Today we need this ordinance adopted to authorize purchase of the servers and the urgency is that ibm is currently offering a discount on these servers through march 23. So we are working with the vendor to select the -- we are working to select a vendor and this will reduce the overall cost of the servers and we have budgeted \$1.2 million. And it's included this cost would be included in the budget of the project.

Potter: Questions?

Leonard: You had me at "discounted."

Sims: I'm sorry?

Leonard: You had me at "discount."

Potter: Anybody sign up to testify about this?

Parsons: I didn't have a sign up sheet out.

Potter: Anybody here wish to testify on this matter? Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] please read item 289 and then we will jump ahead to item 294.

Item 289

Vicki Diede, Office of Transportation: Good morning. I'm vicki with the office of transportation and I am city's project manager for Portland streetcar. This contract with Portland streetcar, inc., excuse me, will provide for project management and finance planning services for the Portland streetcar loop project which was form o-formerly known as Portland east side project. Portland streetcar ink I think will contract with johnson and the consultant team that was selected by the city's solicitation process. It is federally funded. Therefore, we receive those federal funds through an intergovernmental agreement with metro. And therefore we operate under their umbrella for disadvantaged business enterprises. The consultant team has met the aspirational goals set by metro and also they have received permission from the bureau of purchases for a delayed implementation of the equibenefits program due to the day they have benefits open again.

Potter: Anybody signed up to testify?

Parsons: No one has signed up.

Potter: Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] we have the deputy d.a. here on 294?

Item 294.

Leonard: I thought we did 294.

*******:** That was 289.

Potter: That was the streetcar.

Saltzman: I would like to have mark warren and jim hayden come up and explain this.

Mark Warrington, Park Security: Good afternoon, mayor and the commissioners. The st. John's plaza is not only used for transportation but people use it as a park. And our team, meaning police, the neighbors, parks and rec, recognize that to manage it most effectively we could apply park rules through this resolution, use the park rules that we just updated recently in here. So that's the heart of it. And we are just here for questions.

Jim Hayden, District Attorney's Office: And just i'll be very brief. I know you have had a long day. This stems from the council sometime ago voted for an alcohol impact area out there. Before we got to olcc frankly we had some technical issues and then found out we really didn't quite have consensus on the alcohol impact area. We came back to the drawing board and said, well, what if

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we made a different approach? Don't have an alcohol impact area. It would make st. John's plaza park, treat it as a park, start paying more attention to st. John's, some of the open spaces, use we have consensus regarding that. The st. John's neighborhood association is in agreement. The st. John's boosters are in agreement to make st. John's plaza, treat it as a park and frankly the reason is that that's where a lot of the chronic alcoholics have congregated over the years so it really allows us the ability to keep them on the move out of the core of st. John's. And that's the real reason that we are here to do that.

Potter: Thank you. Anybody sign up?

Parsons: No one has signed up.

Potter: Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Makes sense. Thanks. Aye.

Potter: Aye. [gavel pounded]

Leonard: Go to 284?

Potter: Yes. Number 284, please read.

Item 284.

Gary Blackmer, City Auditor: Good morning, members of council. Gary blackmer, our archive center is essentially out of space. And we have been for the last year and a half or so working toward a solution to that and one very strong possibility is siting it at Portland state. One of the issues that they face is that they need authorization to increase the total cost of the facility to include our so they need to get approval from the legislature to raise their spending authorization to recognize our revenues and the added expense of adding an archive center. So this is a resolution from council expressing a strong interest in going forward. We have been working closely with their architects. They've given us a preliminary number and we are looking at that to make sure what they are proposing meets all of our needs in terms of the archive center now and in the future. So what we would propose is this as a means of expressing our interest with the idea that hopefully within the next two to two and a half weeks we can come back with a specific number of what that facility would cost and council then consider that with the other issues that we are going to be analyzing and determine whether it's something that it wishes to go forward with. We are trying to get this done quickly because they want to get the building under construction and completed before the light rail line is completed. I assure you we will be look at this in great deal and great care although it is on an accelerated schedule. It's not detracting any way with the concerns we have to make sure that the facility meets our needs.

Sten: Auditor, can I ask one question? It won't surprise you that the budget meeting last week, i'm comfortable supporting a use forward. I really like the project. I continue to want -- I am not going to vote for the budget until I have got some side bars on both what's the maximum we are going to pay before we get to a guaranteed price so that we can pull out without any, you know, without having an unlimited amount of due diligence cost before deciding it doesn't work, and then I am not going to actually want to do the project. Because I think this is one where it's pretty straight forward. We should be able to get to a hard cost that somebody guarantees to us. I want to say on the record that that's consistent with your strategy at this point in terms of saying, let's go forward but then have some more due diligence before we actually commit the hard dollars.

Blackmer: I agree.

Leonard: That's the plan. We are not going to bring you back a range. We are going to bring you back what we agree to is the price.

Potter: And this does not obligate us to any --

Blackmer: This resolution does not. There's a statement that says that it's dependent upon the cost analysis that we would bring forward, and the budget decision, which is council balancing all the other needs of the city. So there are essentially two steps that council would need to look at and go through before there was any commitment

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Potter: did anybody sign up to testify on this?

Parsons: No.

Potter: Anybody here wish to testify to this matter? Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] could we just get actually --

Leonard: Ok.

Potter: I guess we can get by. I just -- let's go with 283 but most of these are going to be second reading only. 283 is, please read that.

Item 283.

Jeff Baer, Director, Purchases: Afternoon, mayor Potter, members of the council. I'm jeff, the direct of bureau of purchases. I will keep this brief. This is a purchasing agent report that summarizes the process and the result of our competitive solicitation process in which we are asking permission from you to award the contract to dirt and aggregate interchange for the southwest texas green street l.i.d. On behalf of pdot and the good news about this is that this is 100% minority business enterprise so we have a \$1.1 million project going to a prime m.b.e. Firm. So that's good news for us. And they are also in full compliance with our equal benefit compliance, and city license and eeo certified. I will stop there. We have andrew aebi here if there are questions.

Potter: Further questions? Is anybody signed up to testify on this matter? This is report. We need a motion to accept.

Leonard: Move to accept.

Sten: Second.

Potter: Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] please read item 285.

Item 285.

Leonard: That's postponed. Oh.

Parsons: I need to read it real quickly.

Leonard: I see.

Parsons: Tentatively uphold appeal of northwest district neighborhood association and reverse the landmark commission decision to approve the landmark commission decision to approve the --

Leonard: In the interest of cooperation, mayor, commissioner Saltzman and I would agree to vote on it today.

Potter: This has been rescheduled until april the 12th at 2:30 p.m.

Leonard: That's just too bad.

Sten: That's good for you.

Potter: Read item 288.

*******:** On 285, can you please announce the date and time? That will prevent us from having to give written notice.

Potter: April 12 at 2:30 p.m.

Item 288.

Potter: Second reading. Vote only. Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] please read item 290.

Item 290.

Potter: Second reading, call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] item 291.

Item 291.

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Potter: Second reading. Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] please read the next.

Item 292.

Potter: Second reading. Please call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] please read item 293.

Item 293.

Potter: Second reading. Call the vote.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye [gavel pounded] please read item 295.

Item 295.

Leonard: Aye. **Saltzman:** Aye. **Sten:** Aye.

Potter: Aye. [gavel pounded] recess.

At 12:40 p.m., Council recessed.

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Closed Caption File of Portland City Council Meeting

This file was produced through the closed captioning process for the televised City Council broadcast.

Key: ***** means unidentified speaker.

[The following text is the byproduct of the closed captioning of this broadcast. The text has not been proofread, and should not be considered a final transcript] * * *

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Potter: Prior to offer public testimony, a lobbyist must declare which lobbying entity he or she is authorized to represent. The city attorney will describe the hearing process.

Pete Kasting, Chief Deputy City Attorney: I will read the notice required by statute. I think that there's going to be a request for a continuance early on in this proceeding. But in any case, I will read the statutory notice and then staff will talk about what's going on. This is an on the record hearing. This means you must limit your testimony to material and issues in the record. During this hearing you may only talk about the issues, testimony, exhibits, and other evidence that will present -- were presented at the earlier hearing before the hearings officer. You can't bring up anything new. This hearing is designed only to decide if the hearings officer made the correct decision based on the evidence that was presented to him. If you start to talk about new issues or try to present new evidence today, you may be interrupted and reminded that you must limit your testimony to the record. We will begin with a staff report by the bureau of development services staff, approximately 10 minutes. Following staff report, the city council will hear from interested persons in the following order. The appellant will go first and have 10 minutes to present his case.

Following that, persons who support the appeal will go next. Each person will have three minutes to speak at the council. This time limit applies regardless of whether you are speaking for yourself or on behalf of an organization such as a business association or neighborhood association. The principal party will have 15 minutes to address city council and rebut the appellant's presentation.

After the principal opponent, the council will hear from persons who oppose the appeal. If there's no principal opponent, the council will move directly to testimony from persons who oppose the appeal after supporters of the appeal conclude their testimony. Again, each person will have three minutes each, whether you are speaking for yourself or on behalf of an organization. Finally the appellant will have five minutes to rebut the presentation of the opponents of the appeal. The council may then close the hearing, deliberate and take a vote on the appeal. If the vote is a tentative one, the council will set a future date for the adoption of findings and a final vote on the appeal. If the council takes a final vote today, that will remove the matter before the council.

Regarding the scope of testimony, again, this is an on the record hearing, this means you must limit your remarks to arguments based on the record compiled by the hearings officer. You may refer to evidence that was previously submitted to the hearings officer. You may not submit new evidence today that would -- that was not submitted to the hearings officer. If your argument includes new evidence, the council will not consider it and it will be rejected in the council's final decision. If you believe a person who addressed city council today improperly presented new evidence or presented a legal argument that relies on evidence that is not in the record, you may object to that argument. Finally, under state law only issues that were raised before the hearings officer may be raised in this appeal to city council. If you believe another person has raised issues today that were not raised before the hearings officer, you may object to the council's consideration to that issue.

That's it for the required notes.

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Potter: Because we're going to hear some information from staff, am I still required to ask council members for any conflict of interest or ex parte contact?

Kasting: Yes, you should.

Potter: Any members of council wish to declare a conflict of interest? No council members have a conflict of interest to declare. Do any members of council have any ex parte contacts to declare, information gathered outside the hearing to disclose? On Saturday, January 10, 2007, I visited the Montavilla neighborhood to conduct a 10-minute meeting with the morph session. During this meeting the appellant described to me the concerns he had with the pending application and asked if there was anything the mayor's office could do to help. I informed him he was not -- I was not certain what opportunities for assistance were available and referred the case to a member of my staff. My staff followed up with Mr. Snyderman and through discussion was b.d.s. informed him it would be more appropriate for him to work directly with b.d.s. This is the extent of our communication on this issue. I will base my decision today on the information and testimony presented during this hearing. Do any members of council have any questions or other matters that need to be addressed before we begin the hearing? Staff?

Stephanie Beckman, Bureau of Development Services: Good afternoon. My name is Stephanie Beckman, I'm the Bureau of Development Services staff assigned to this land use case. And as you've heard, there has been some discussion of a compromise worked out between the appellants and the applicants, so my intent today was to provide kind of an abbreviated discussion going over the proposal and what I understand are the outstanding issues at this point. I'd be happy to provide more detailed information if needed at a continued hearing or if you have specific questions. So the purpose of today's meeting, or hearing is to consider an appeal of the hearings officer's decision to approve with conditions a zoning map amendment subdivision plan development and adjustment application. The appellants are Lee Schneiderman and the Mount Tabor Neighborhood Association. Applicant is Alex Banks, with Twyman and Banks LLC, and council's options will be to uphold, uphold with modifications, or overturn the hearings officer's decision. Brief summary of the proposal. Again, a zoning map amendment to convert the site from the existing R5 to R2.5 zone can, that is in compliance with the Comprehensive Plan designation for this site. To divide the site to create eight lots for attached houses. A plan development review which involves a specific development proposal for the site, which includes modifications to narrow lot standards and site setbacks on two lots. And then an adjustment to the tree preservation requirements in the land division code to allow removal of the one nonexistent tree on the site. The approval criteria are listed here again. Based on changes, land division, I won't go into all those specifically unless we need to. Staff had recommended approval of with conditions. The hearings officer also approved the application with essentially the same conditions recommended by staff. This map shows the existing zoning on the site. The site is hatched here. It's R5 and then the R2.5 in parentheses means that's the Comprehensive Plan designation for the site. This is the proposed zone can. Once again, R2.5. And that allows for one dwelling unit per 5500 square feet of site area. This is also a good vicinity map to get some context on the site. You'll see that the site is just north of Division about 310 feet, and the site has frontage on both Southeast 76th and 75th, and that Sherman terminates at 75th on the western side of the site. Because it's important for the appeal issues, there aren't any through connections between 75th and 76th in the vicinity of the site and all the way up to Lincoln, which is about 860 feet between Division and Lincoln. This is an existing conditions plan, shows there isn't -- there is an existing house and garage on the site. Those are proposed to be removed. There is a moderate slope to the site. There's also an abrupt grade change at the back of sidewalk over by Southeast 76th. That's easier to see in the photos that I'll be showing. Again, the site -- improved to city standards, on the backside on 75th, you can see it's a very narrow right of way, and along the frontage of the site it's gravel. This is a site plan that shows the proposed development. Again, dividing the site into eight lots, which would be developed with attached housing. They are

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considered narrow lots because they don't meet the minimum lot width in the zone of 36 feet, proposing 17½ and 22½-foot-wide lots. There is a substantial street dedication on 75th. 25 feet that would also be improved to city standards. There is a 7½-foot-wide public dedication to provide for a future pedestrian connection on the northern edge of the site. The remainder of the full 15-foot-wide dedication would be provided by the property to the north, if in the future it is developed it would be constructed most likely with development of that site to the north. There's also a modification to the site setback, which I mentioned earlier. There's a zero-foot setback proposed to the eve along the north side of lots one and eight and about 10 inches to the wall of the building adjacent to that pedestrian connection. There would still be 7½ feet of open space which would be public right of way between the building and the adjacent property to the north. This is a grading plan. One important thing to note, there was an adjustment to the tree preservation requirements. Tree number one, a 21-inch fir that would have been required to be saved according to the land division requirements, but based on the grading needed to bring driveways into the site to serve the homes, the applicant requested an adjustment to remove that tree. Mitigation is proposed in terms of tree planting on the site, and there was an additional requirement for a payment into the tree fund as well. As I mentioned earlier, the plan development requires that a specific development proposal be provided, and this shows you building elevations as to what's proposed. There would be four units attached facing each street, and there's essentially the same elevations facing each street. This is a landscape plan that would be -- that was proposed as well. And i'm going to run through some photos so you're familiar with the site and surrounding area. The yellow house there is the site. You can see the fir tree and the front of the house that is the tree in question. Again this, is the site looking at the northern end where the pedestrian connection would be located. This is a property just south of the site which was developed in 2004. Similar in scale and character to what's proposed here. I should note that it was approved under substantially different regulations. The old land division code was repealed in 2002. This is the neighboring property to the north. Across the street. Further up on 76. Also on 76. This is southeast 75th just off of division. You will see it is a pretty narrow paved roadway in this area. There's multidwelling development on either side, and this is the development just to the south. There's three units facing 75th. You can see they did a street improvement when they developed in 2004. That's where the street widens out and you seaside walks here. The site is just to the north of that. This is the area that will be dedicated and improved, and as you can see, as 75th continues, it's a gravel roadway. And here's a look at what that looks like. There were four main areas of opposition. One area of concern that wasn't specifically listed was -- had to do with the density of the development and the number of neighbors expressed a koren as I mentioned earlier, my understanding is there's a possible agreement between the parties. The neighborhood association and applicant. My understanding is that involves dropping the number of units to seven to have three fronting on southeast 75th and eliminating the pedestrian connection. That would only be be minor changes needed to the hearings officer decision and findings, however, there is a requirement for pedestrian connection and so I wanted to focus on that issue and go over what the hearings officer found on that issue. So the hearings officer decision found that a pedestrian connection is needed in the vicinity of the site to meet spacing criteria of 33654.110. That essentially says pedestrian connections should be provided within a spacing of 330 feet. And this site being just over 300 feet from division and not having any kind of through connections found that it was reasonable to require at this site or in the vicinity. The hearings officer and transportation staff did recognize a connection at the southern edge of this site aligning with southeast sherman was preferred. But found that it wasn't feasible primarily due to impact on the development potential of the site, essentially that would require the full 15-foot dedication to come from this site because the site to the south is already fully developed, and that would cause too great of a burden on this site and they would be required to provide more dedication than their fair share. The hearings officer also found that construction of the pathway on

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the northern border of the site was feasible based on the information provided by the applicant's engineer showing that a gradual grade could be provided across the site, even though there is a substantial grade change. It would likely require construction of retaining walls. And the discussion is addressed in detail in the hearings officer decision on pages 20 and 21 of the hearings officer decision. So to eliminate the pedestrian connection as proposed by the parties, city council would need to adopt new findings, modifying the hearings officer's decision. My understanding is that transportation staff does continue to recommend a pedestrian connection in this location, and I don't know if additional testimony is going to be provided today, but if you do have questions, kurt kruger with transportation is here to address that issue. And i'm going to conclude my presentation there, the alternatives facing council are to deny the appeal and uphold the hearings officer decision, deny the appeal and uphold the hearings officer decision with modification, or uphold the appeal and overturn the hearings officer decision. Again, I did not go through all of the appeal items. Mainly because my understanding is that there's a compromise and the appellants are willing to let those issues go, but i'm happy to go back through those if you have questions at another time.

Potter: Thank you. Could the appellant please come forward? The folks appealing it? Please state your name for the record. Would you also have you 10 minutes but i'm going to give a few more minutes if you need it.

Dave Hilts: Dave hilts, the land use chair for the mount tabor neighborhood association. And I live at 5436 southeast hawthorne in Portland. This issue has sort of come forward -- the neighborhood association, through our letter to the hearings officer, had three main issues with the development. The first was the increased density from seven units, which matches the density of the unit development to the south, which is currently there. The second issue was the lack of on-street parking, because of the number of curb cuts and the skinny lots. The third issue was the connectivity between the sherman street or 75th and 76th, and its location on the north side of the development. Sherman street, the alignment with sherman street would be to the south side, and because of the development which took place on the south side of this location, which are the row houses that you saw in the photograph, those were completed without a requirement for connectivity because of the sort of ball falling on the floor between the two -- the enactment of title 32 and 33, the combination of the two. So what happened is no connectivity was required, and now with this development and the connectivity requirement in place, the future property owner development on the north and the current project would share a 7½-foot-wide easement on each property. The problem with that is it comes in in the middle of the block on a gravel road with no real value to it from our perspective. We had a neighborhood association meeting last night, and after the neighborhood association meeting we -- our land use committee got together and discussed, and what we did yesterday afternoon is we met with city staff, the developer, and discussed options, what can we do to compromise and resolve the issue? So what we came up with at our neighborhood association meeting and having talked with the developer briefly several times, what we did is we prioritized what the neighborhood -- the important issues in the neighborhood. Number one was density. Number two was providing some sort of on-street parking for visitors and what has happened with the development to the south is there tends to be a garage full of storage material. One car parked in the driveway, and one car parked on the street. The problem when you develop the entire width of the of lot with curb cuts is that parking takes place on the opposite side of the street in front of neighbors' houses, creating a hazard for neighbors backing out of their driveways onto a busy street, or it takes place up the block on the same side of the development. So if you can imagine continuing to develop up the block, which is the overall comprehensive plan goal of r2.5 development, you can end up with 500 feet of no parking because it's all curb cuts on one side of the street. So we felt it was important to try to integrate on-street parking with these developments. And the third was the pedestrian connection. The pedestrian connection between 75th and 76th. We feel it should be eliminated. Ideally it should be on the

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south side, but by putting it on the south side that takes the entire easement requirement and places it on one property owner, which then is basically a deal-breaker with the developer for trying to reduce density, because he ends up with a small development and a big price tag. So what we recommended as a neighborhood association was going from eight units to seven units providing on-street parking on 76th and 75th, and eliminating the pedestrian connection through. And by doing that then that gives you the ability to have on-street parking in both locations. By going to a lower density development on the west side, which is the 75th side, it also creates additional on-street parking because you don't have so many curb-cuts with that side of the project. So we've discussed it with the property developer. He was very easy to work with. He was concerned about trying to do a project which is going to fit into the neighborhood. He's concerned about sustainability and using materials and methods of construction and adding trees to the site to make up for the fir tree that gets removed. It's basically built on a hill against the sidewalk, so any kind of access requires the grading down of that hill which makes the -- trying to maintain the fir tree very problematic unless were you to put it in a large planter well within the root drip line of the tree, which would then -- the tree would die once you were done and you'd wonder why you spent all the time and energy doing it. So what hope to could is work in negotiation where we have the neighborhood association giving up some of their requirements, the developer giving up some of his requirements, and the city giving up some of their requirements so that we end up with a project that can be built and is an attribute to the neighborhood. So short of any questions, that's my presentation. I might add that where I live, at 55th and hawthorne, from 50th to 60th and hawthorne and lincoln, there are no cross streets whatsoever. All the streets run north-south for five blocks. And it makes for a great neighborhood, because you don't have -- you have a lot of sidewalk for kids riding bikes, and things like that. So that's -- that was done as they built the mount tabor reservoirs, the dirt they excavated out, they terraced the hillside as they went down and dumped that dirt and built that whole area that then was subdivided and constructed in the 1920's and 1930's.

Potter: Why is the neighborhood giving up that pedestrian walkthrough?

Hilts: We met last night and we got a lot of input from neighbors, and the question -- the big question we got from neighbors was, well, why do we need the connection? If we're going to ride mass transit, we're just going to walk down to division and get on the bus. They don't really see it -- they don't see a value of having a one-block connection between 75th and -- 76th and 75th. 75th is under improved street that has a few houses on it. Sherman at that point is I guess a t-intersection with 75th, and by providing a through connection to 76th, there was no value seen in our neighborhood, and we had some individuals voice a concern about the public safety aspects of having a pedestrian path that runs through basically the backyards of people's houses because it -- the development that's there now has no visual surveillance to speak of before -- of any kind of pedestrian access for that connection through. The development that's going in doesn't either, and so no matter which side of the development you put it on, if you put out the north side you have this recessed tunnel that's got a bunch of fir trees on the north and blank building facade on the south connect from 75th to 76th mid block on 76th, or on 75th between sherman and nowhere, a gravel road. It would actually enter at a gravel road, which is 75th. And then you would then come back to sherman to continue up. So to me it's -- I understand the need to have connectivity for pedestrians. We had a similar pedestrian connection issue over on ash court which went down to thornburn, which is fairly steep. You have a large population base up there that has no way to get sort of any bus transportation except winding down the street. And we felt it would make sense to put in in sort of stair access through that development, but that was -- the city elected not to enforce their connectivity issue there because of the grade. It's steep, you can't get -- even with a 15-foot-wide easement, you can't get down in any kind of handicapped access way on that kind of a slope, and then once you're there, you're on thornburn which is a busy street with no sidewalks. So it's sort of like you're taking people down to a situation where it's -- in order to cross the street you're kind

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of on a corner and high-speed traffic. So they felt that it wasn't necessary. So I think it's great that we make things connected where we have unusual situations, but I also think it's good to take a step back and look, ok, this is a requirement, but is this the best place to actually require that that take place, or would it serve the public better to not require it and then allow a lower density development with on-street parking? And in our neighborhood association's point of view that makes the most sense. That's the best deal that we can get out of this.

Potter: I understand that 76th is the dividing line between mount tabor and montavilla neighborhood. Have you had any chance to talk to the montavilla folks?

Hilts: The only contact i've had with them were telephone calls complaining about no parking in front of their house because of the additional pressure from the development that's there now, and their concern about the same thing happening with this next one. And their concern about backing out on to 76th with the cars lined up.

Saltzman: So the eliminating the pedestrian connection enables the driveways to be spaced such that cars can on-street park on the side of the development?

Hilts: Yes. There would be -- instead of zero, there would be one on 76th, and -- one on-street parking space, and then on 75th with the reduced density from four to three, then there would be a couple off-street -- on-street parking spaces. I want to also point out with transportation's request that -- or option was to move that pedestrian connection from the north side to the south side and reduce its required width from 15 feet to 10, and fit it in, that also could provide -- it would be possible to get one on-street parking space that way. So the problem with that --

Saltzman: Is that one on either side, one on 75th and one on 76th?

Hilts: One on 76th, and if you go with the lower density, two on 75th from four to three. If you go --

Saltzman: I was talking about in terms of doing a 10-foot pedestrian connection on the south side.

Hilts: Yeah. And then if you -- you would have one on 75th, one on 76th, and the problem with that is that then requires a lot line adjustment and a sale of property between the property owner to the north to the developer, or a reduction in the width of the building which really, you know, you take that 10 feet with -- and then you -- either that or reduced side yard setback from five feet to 2½ which is problematic because of the exposure. It's on the south side so the closer you move to the property like the more shadow you cast on the adjacent property. So the five-foot setback would be peirrick fedrigoable to the neighborhood. We have a -- preferable to the neighborhood. We have a policy it's not good to encroach on the side yard setbacks except in extreme circumstances, except with a bay window or unusual situation.

Potter: It's my understanding mr. Schneiderman is also one of the appellants.

Hilts: Yeah. He's the adjacent property owner and sort of I guess coappellant.

Potter: Does mr. Schneiderman wish to say anything?

*****: [inaudible]

Potter: Ok.

Carrie Richter: For the record, my name is carrie richter, i'm an attorney at the law firm garvey schubert baer. I represent lee schneiderman, the owner of the property directly north of the subject property. We are sort of coappellants, but I don't represent the neighborhood association, so i'm going to try to limit my testimony to three minutes as any other proponent of an appeal would do. As has been suggested, there was a fair amount of horse trading early today. So I don't think anybody is certain that what kind of arrangement or settlement arrangement is on the table short of a discussion of where we are with the path. I am involved in this appeal on behalf of mr. Schneiderman because he is concerned about the 15-foot path to the north being located as the hearings officer decided because it will result in not only seven feet of his property being taken to accommodate this path if and when he develops his property, but will result in a number of large fir

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trees being lost that are identified as trees to and for on the landscape plan as well as some potential root zone damage to trees on his property. The other problem with this in practical effects, mr. Schneiderman, is that the applicant will dedicate seven feet, and the path won't be developed until mr. Schneiderman dedicates his seven feet. So the cost of installing this path will fall on mr. Schneiderman when and if he decides to develop -- I think this is a dolan problem because I don't think there's rough proportionality to require my client to make any dedication right now because he's not proposing to develop anything right now. And it's speculation to assume he's going to seek a similar zone change and/or propose eight units as the applicant has proposed here -- we are amenable to the 10-foot pass solution potentially, which would require a lot line adjustment and a reduction in my client's property by 2½ feet. But again, there are details that would need to be worked out pursuant to a contract between the parties to make sure that the vacation, there's a one-foot strip right there that the applicant is dedicated, that would have to be vacated. We also want to bring to the attention of the council as well as put any sort of settlement discussion of the trees. The hearings officer conditions of approval did not require the installation of tree preservation tracts around trees to and for the two that are right on the property line. And we would want to make sure that those root zones are protected. We've also got concerns about the trees on our property to make sure that the arborist is out there to make sure the roots of those trees aren't damaged. And we'd also like to propose or ask that the applicant consider preservation of tree number one. That's the 21-inch fir tree at the front of the property. We feel like a two to three-inch caliper tree planting mitigation really doesn't do enough to offset the loss of the only significant torrillo on -- tree on the property. So with that, i'd like to reaffirm the things that are identified in the notice of appeal just because we don't know where we stand right now. And leave it to the applicant to tell us where we are. Thank you.

Potter: It is my understanding you would be agreeable to a setover in order --

Richter: We would be.

Potter: In order to finalize these?

Richter: I would.

Potter: Would the neighborhood association be agreeable to that as well?

*****: [inaudible]

Potter: To the setover to finish whatever negotiations --

Hilts: Oh, yes. You bet.

Richter*: I think the reason why we're here is to get a sense from the council where they are on the path issue. And I think the parties could work it out from in. Thank you.

Potter: Now we'll hear from the principal opponent. The applicant.

Alex Banks: My name is alex banks, I live at 2727 southeast 43rd avenue in Portland. And I appreciate you meeting with us today. I'll give you a little history about who my partner --

Potter: 15 minutes. I'm sorry. Please go ahead.

Banks: A little bit of history about who byron twyman, my partner and I are, just so you have a little history about who we are in general. Approximately eight years ago we started a small company by the name of twyman and banks llc to begin purchasing and renovating neglected homes in the east side of Portland. Typically focusing on homes that were built in the -- around 1910 and 1920, and trying to restore them back to their original grandeur within the neighborhoods. And when we do that we've done approximately 16 projects since then. We've recently moved on to constructing two new homes on the east side. Always trying to blend the homes into the neighborhoods as best as possible. Also, employing sustainable techniques such as radiant floor heating, rain water collection systems, low v.o.c. Paints, reclaimed lumber, just to name a few. It's a priority for us. Approximately a year ago back in february of 2006, we attended a mount tabor neighborhood association meeting to explain our development to them, and what we were attempting to do. At that time we received minor input and no opposition to the development.

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We've gone forward with the design that's attempted to meet the three goals that we are always looking for, which is economic sustainability, social sustainability, and environmental sustainability. We've put together a design here that we felt would meet those, providing affordable housing for individuals in the mount tabor neighborhood association -- mount tabor neighborhood, and it would be in fact environmentally sustainable and would integrate in well to the neighborhood. And closely mirror the development to the south. There's a lot of legal counsel here today. We chose to come without legal counsel. Really that's not our typical approach to things. We hope that doesn't come back to bite us here. But we feel like we've tried to take a very collaborative approach with city staff, with the neighborhood association, and with the neighbor, lee schneiderman, in not only coming to some sort of a resolution around the conflicts in this particular -- at this time, but also all throughout the design process in trying to work closely with the city, taking pdot's request of 7½-foot dedication, meeting pdot's request at the 25-foot dedication, addressing a number of design requests brought forth by your staff. Recessing garages to eliminate the dominance of the garages. Providing high-quality wood garage doors to further reduce that type of dominance, providing, you know, environmentally sustainable landscape pavers to decrease impermeable space, so on and so forth. I think that stephanie could attest to the fact that we've tried to work closely with her and cooperate with your staff's recommendations and requests. We currently met -- have gone through the public process and have received approval from the hearings officer for our development proposed with eight lots in the pedestrian connection to the north.

We've -- we have, according to the hearings officer, we -- and according to your staff, we have met all of those requirements. Subsequently we've received this appeal and we've worked with the neighborhood association with the city staff, and the neighbor, to try and come up with a resolution.

And we believe we have a possible resolution, as dave hilts alluded to. We're willing to reduce our development down to seven units, which as you can imagine, has a substantial hit on our income for the development. It further increases our risk associated with it. This is our first development of any size, so we don't exactly have the pockets to withstand a negative hit here. We're trying to do, again, to meet the three individual requirements, we also need to make a reasonable profit on this in order to keep moving forward with developments in the future, and hoping to improve the city in the future. We've been attempting to address the issues that were brought forth, specifically the density, the parking, and the pedestrian connection. And the alternative that dave has proposed addresses the top two and gives us a compromise on the third with the pedestrian connection. It allows us to drop down to seven, it allows us to decrease the density, increase the parking, and there is no pedestrian connection. For the record, we're supporters of the of pedestrian connection and we're trying to find a way for that to work. Which is why we tried to see about being able to do it to the south, as was one alternative. I have to say that there is -- for clarification, carrie indicated that mr. Schneiderman would have to dedicate 7½ feet today under the original hearings officer's findings. That's not the case. It would be dedicating that when and if in the future he were to develop that. I think that's an important clarification. It's not that he would be -- property would be taken from him today if we went with the hearings officer's original findings. Also, there's a little bit of confusion around the alternative of moving the pedestrian connection to the south. As of yesterday evening, there was the potential willingness to do a lot line adjustment, but it was not without significant cost to us. In other words, we were going to have to purchase that from the neighbor to the north at their discretion, essentially. So that's kind of how we've ended up today, with what I see as two alternatives. And that is either going forward with what the hearings officer has originally approved, which meets all of the criteria, or meeting us in the middle with the compromise that we've come to with the neighborhood association, where we drop down to seven and the pedestrian connection goes away.

Potter: So are you willing to have this appeal held over until such time as those issues are resolved?

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Banks: Yes.

Potter: Is your partner willing to do that as well?

Banks: How long would that time frame be?

Potter: We'd have to call staff back for that.

Banks: That's -- I should -- I guess I should preface that, with the understanding that's a matter of two to three weeks before we would be able to reconvene?

Potter: Let's have the staff come back up. Thank you, sir.

Banks: Any questions? I know there's a lot of information being thrown at you here.

Saltzman: I guess I -- so a 10-foot pedestrian connection on the south side would require I believe mr. Schneiderman's attorney stated they're willing to consider a -- giving you a one-foot lot line adjustment on the side?

Banks: It would require the sale of 2½ feet of his property, and then a lot line adjustment to accommodate that. The one-foot is an existing one-foot dedication that has been made along the north boundary of our property at this point. Which is the beginning of the pedestrian connection. There are difficulties associated with that, however. If you move the property line to the north, then we are going to -- and then shift our site to the north, we're going to be encroaching on the trees that are there. While we are removing the one tree that is exempt on our site, stephanie can attest to the fact we've bent over backward working with our civil engineer and our arborist to find a way to save that tree. It was a large personal goal for me. Moving the development to shifting the site to the north, i'm afraid we would potentially impact the trees that are on our property line at this point. Staff?

Saltzman: Maybe kurt should come up too. And pdot.

Potter: The recommendation is to hold this over to continue negotiations. What I understood from one of the parties is that they want some clarification from the council as to whether we would accept taking out the pedestrian access entirely. Is that correct?

Kurt Krueger, Office of Transportation: That's correct.

Potter: And what are the requirements for having that?

Krueger: Kurt krueger, office of transportation. The approval criteria for the subdivision requires to us look at connectivity. In our review of these applications where we determine whether it's practical and meets the spacing standards it sets forth in our zoning code of pedestrian and street spacing, this particular case at this location indicates that this would be a reasonable place and given the grades and the site constraints, it's feasible and practical to comply with our zoning code by requiring a connection at this location. If we were to withdraw that pedestrian connection need at this time, the only possible location along the street between 75th and 76th in this location would be when and if the property to the north would also come in and develop, we would have the same approval criteria to again address. So we're kind of sitting in a situation where if we were going to get this, it would need to happen with this development or potentially with one to the north, and that's pretty much where transportation in the original request decided to try to split it between the two properties that haven't developed yet and share the burden equally between the two. We certainly would agree that placing on the south side would provide the safest, most benefit for the public because it aligns with the existing street to the west with the less -- least cost of improvement, but that would place solely the complete dedication requirement with the applicant before you today. One of the mitigation compromises we proposed earlier this beak with did all parties was instead of asking mr. Schneiderman to give up additional property in the future of 7½ feet to construct the pathway in the future, if you would be willing to grant a lot line adjustment of approximately 2½ feet for the property in the south to build with the pedestrian connection now, it would be a net gain for him if and when he develops. I don't believe that's where the neighborhood association is at their meeting last night, I think the pedestrian connection would be request would be taken off the table. I'm sure you're going to ask where transportation stands on this pedestrian

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connection. It's not a life safety for issue for us, it's a neighborhood livability, addressing the goals set forth in the code, and it's also an approval criteria we're trying to address. We feel strongly about it, we don't want to stay in the way of the development, and then the intentions of an agreement to be reached, but we think it's an appropriate and needed piece of connection.

Kasting: If I mayor sort of summarize, even if the parties come up with a proposal that works for all of them, it does still need to meet all of the of code's approval criteria. So one of the things they would have to address, if they wanted to eliminate the pedestrian connection, is whether that can be done consistently with the approval criteria. But kurt is saying that may be challenging, but if they're willing -- if they want to try that, they could take a shot at it.

Saltzman: What exactly is the approval criteria --

Beckman: I think I have a slide that I can bring up here. I thought that might come up, so this kind of summarizes what the approval criteria is. Basically requires that through streets and pedestrian connections where appropriate and practicable be provided, taking a number of factors into consideration. There are spacing goals that they be -- through streets be placed every 530 feet and pedestrian connections every 330 feet apart. You take into consideration the surrounding street pattern, characteristics of the site and surrounding area, such as terrain, whether adjacent sites can be further divided, the location of existing will dwelling units and whether narrow frontages will constrain creation of after through connection and pedestrian connections should take the most direct route and users should be able to see the ending of the connection from the entrance point if possible. So the spacing goals really are driving this, and this site really falls right in this spacing of 330 feet. There are some characteristics of the site and surrounding area which could -- which make this connection at the northern end somewhat difficult, mainly the terrain, and you saw the steep portion of the site right off the sidewalk, and I know that the adjacent neighbor has been concerned about what that pedestrian connection is going to turn out to be with potentially substantial retaining walls. There's also the issue of trying to share the pedestrian connection so on this narrow site it doesn't substantially reduce the development potential.

Saltzman: The part that says whether narrow frontages will constrain creation of a through -- what do they mean by narrow frontages?

Beckman: I think what it's getting at is where you have a site that isn't very wide, if you put a street through you basically wipe out the whole site. And so it's not always feasible to do that because you take away the development potential of the entire property and you can't fit any lots that can be served by that street or connection.

Saltzman: Doesn't refer at all to the issue of whether a pedestrian connection might appear uninviting due to the developments having blank walls facing it, or -- safety or nothing like --

Beckman: That is something I wanted to clarify, is that this particular proposal, the one to the south does I believe have blank facades, but this proposal does have windows on the side facade.

Potter: Other questions for the staff?

Saltzman: I guess you had a question about how soon -- the applicant had a question about how soon can everybody go away and come back with either a solution, a proposed deal or not.

Beckman: My thought is that would be partly up to at the parties involved and how long it takes them to come up with a solution. We could proceed with them going back deciding what they're comfortable with and coming back and presenting that to council, and you could decide at that point and then we would come back with findings. If you provide us some indication of how you want to go with this, at this point we could in a couple of weeks' time come back with findings that could be adopted. But I think there was a request for at least a continuance in order for all the parties to agree, so I would assume two weeks would be adequate for them to discuss and come back.

Potter: I'm willing to consider waiving the code requirement. Any discussion?

Saltzman: On the pedestrian connection?

Potter: On the pedestrian connection. If they get to a mutual agreement.

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Saltzman: I'm willing to consider it also. I'd prefer that the 10-foot southern pedestrian connection could work, but this is a classic issue of trees versus pedestrians, versus parking. So the testimony that this might require the trees on the north to be removed, I guess if that's an absolute certainty, that would make me consider against the 10-foot, but if it's something that's still might be possible to keep the trees on the north to do the 10-foot pedestrian connection on the south, I'd probably prefer that.

Beckman: If the entire development moves north 2½ feet, it would move north 7½ feet, there's trees on the property line, so basically the units would become right on those trees. Or a couple feet away. So they would -- and they're large fir trees.

Saltzman: These are as large as the one that's proposed to be removed --

Beckman: One is actually larger, quite a bit larger.

Saltzman: That gives me pause about the 10-foot option. In an ideal world that would be my preference.

Beckman: If the pedestrian connection is kept on the north, those trees would be taken out at the time that it was developed. Because the pathway would be going right through that area.

Potter: Do you folks have enough direction?

*****: I think so.

Kasting: If you do carry it over you should specify the date and time.

Potter: Two weeks from today?

Moore: We have April 5, Thursday, April 5 at 3:30.

Saltzman: I'll be here April 5.

Moore: I show everybody in right now.

Potter: Ok. April 5 at --

Moore: 3:30.

Banks: I can tell you, I think we have -- you all are in agreement, we're in agreement, can we do it at a week?

Beckman: I think that's probably going to require that the staff puts together findings, so I would request a couple of weeks to do that. Everything else --

Potter: We're set over until April 5, 3:30. [gavel pounded]

At 3:04 p.m., Council adjourned.