



CITY OF
PORTLAND, OREGON

OFFICIAL
 MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **11TH DAY OF JULY, 2007** AT 9:30 A.M.

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

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

Items 798 and 803 were pulled for discussion and on a Y-4 roll call, the balance of the Consent Agenda was adopted.

COMMUNICATIONS	Disposition:
789 Request of Karl Chromy to address Council regarding problems with Water Bureau and City Hall security (Communication)	PLACED ON FILE
TIME CERTAINS	
790 TIME CERTAIN: 9:30 AM - Proclaim July 11, 2007 as an official Day of Appreciation for Avel Gordly (Proclamation introduced by Mayor Potter)	PLACED ON FILE
*791 TIME CERTAIN: 9:45 AM - Authorize grant agreement with Portland Community Media (Ordinance introduced by Commissioner Saltzman) (Y-4)	181121
*792 TIME CERTAIN: 10:00 AM - Authorize an Intergovernmental Agreement with The State of Oregon for the placement of the New City Archives on Portland State University campus (Ordinance introduced by Mayor Potter) (Y-4)	181122
793 Authorize revenue bonds to finance costs of archives space (Ordinance introduced by Mayor Potter)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
CONSENT AGENDA – NO DISCUSSION Mayor Tom Potter	

July 11, 2007

<p>*794 Authorize execution of permit of entry for examination of Ross Island property (Ordinance) (Y-4)</p>	<p align="center">181099</p>
<p align="center">Bureau of Planning</p>	
<p>*795 Approve annexation to the City of Portland of property in case number A-3-07 on the west edge of NW Walmar Drive and the east edge of the NW Skyline Boulevard (Ordinance) (Y-4)</p>	<p align="center">181100</p>
<p align="center">City Attorney</p>	
<p>*796 Amend Legal Services Agreement with Cascadia Law Group for outside counsel (Ordinance; amend Contract No. 34620) (Y-4)</p>	<p align="center">181101</p>
<p align="center">Office of Management and Finance – Human Resources</p>	
<p>*797 Create a new Nonrepresented classification of Assistant Chief Technology Officer and establish a compensation rate for this classification (Ordinance) (Y-4)</p>	<p align="center">181102</p>
<p align="center">Office of Management and Finance – Technology Services</p>	
<p>*798 Authorize a Master Agreement with Motorola, Inc. for as-needed acquisition of public safety communication equipment and services (Ordinance)</p>	<p align="center">CONTINUED TO JULY 18, 2007 AT 9:30 AM</p>
<p align="center">Police Bureau</p>	
<p>*799 Authorize an Intergovernmental Agreement with the Oregon State Police for services at the CHAMP Car Grand Prix of Portland at a cost not to exceed \$4,421 (Ordinance) (Y-4)</p>	<p align="center">181103</p>
<p>*800 Increase an Intergovernmental Agreement with Portland State University by \$2,786 for community assessment survey (Ordinance; amend Contract No. 37294) (Y-4)</p>	<p align="center">181104</p>
<p>*801 Declare exempt from City Code 5.36 surplus, obsolete leather jackets and approve their disposal at fair market with first right of refusal to the sworn police employees who had worn them (Ordinance) (Y-4)</p>	<p align="center">181105</p>
<p align="center">Commissioner Sam Adams</p>	
<p align="center">Bureau of Environmental Services</p>	
<p>*802 Authorize an Intergovernmental Agreement with the Housing Authority of Portland to fund stormwater improvements and maintenance activities within the Humboldt Gardens Project (Ordinance) (Y-4)</p>	<p align="center">181106</p>

July 11, 2007

<p>803 Designate and assign a portion of land located on Swan Island, owned by the Bureau of Environmental Services, to Portland Parks and Recreation (Ordinance)</p>	<p align="center">REFERRED TO COMMISSIONER OF PUBLIC UTILITIES</p>
<p>804 Authorize a Cooperative Improvement Agreement with Oregon Department of Transportation for cost sharing on Tanner Creek Sewer Separation Project Phase 3, Project No. 5501 (Ordinance)</p>	<p align="center">PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM</p>
<p>805 Authorize contracts with three consulting engineering firms for design related services for sewer, wastewater pumping and treatment and drainage and stormwater quality projects (Ordinance)</p>	<p align="center">PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM</p>
<p align="center">Office of Transportation</p>	
<p>*806 Authorize the City to serve as fiscal agent to the Portland Development Commission for a U.S. Department Housing and Urban Development Economic Development Initiative grant in the amount of \$148,500 for urban revitalization of the South Waterfront District in the North Macadam Urban Renewal Area (Ordinance) (Y-4)</p>	<p align="center">181107</p>
<p>807 Amend Intergovernmental Agreement with Oregon Department of Transportation for the US 30: NW 112th Ave- NW 105th Ave project for additional work and to clarify maintenance responsibility for the speed reader boards (Ordinance; amend Contract No. 52284)</p>	<p align="center">PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM</p>
<p>808 Amend Intergovernmental Agreement with the Oregon Department of Transportation to authorize the City to participate in the Local Public Agency Certification Program (Ordinance; amend Contract No. 52582)</p>	<p align="center">PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM</p>
<p>809 Amend Intergovernmental Agreement with Oregon Department of Transportation for design of the East Burnside and Couch Couplet Project to include right-of-way services obligations (Second Reading 761; amend Contract No. 52687) (Y-4)</p>	<p align="center">181108</p>
<p>810 Grant revocable permit to Jake's Famous Crawfish to close SW Stark St between 12th Ave and 13th Ave on August 19, 2007 (Second Reading Agenda 762) (Y-4)</p>	<p align="center">181109</p>
<p>811 Grant revocable permit to American Institute of Architects to close NW Flanders between 11th Ave and 12th Ave from September 6, 2007 to September 7, 2007 (Second Reading Agenda 763) (Y-4)</p>	<p align="center">181110</p>
<p>812 Grant revocable permit to Artist Repertory Theatre to close SW Alder St between 15th Ave and 16th Ave on September 8, 2007 (Second Reading Agenda 764) (Y-4)</p>	<p align="center">181111</p>

July 11, 2007

Commissioner Randy Leonard

Bureau of Development Services

813 Incorporate changes approved by the Oregon State Building Codes Division and eliminate conflicts between the state approved version and the city version (Ordinance; amend Code Chapter 24.95)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
Water Bureau	
*814 Certify and transfer delinquent sewer system user fees to the Multnomah County Tax Assessor for collection pursuant to ORS Section 454.225 (Ordinance) (Y-4)	181112
*815 Authorize a contract with PB Americas, Inc. for Owner's Representative professional services for the Sandy River Conduit Relocation Project (Ordinance) (Y-4)	181113
816 Authorize an Intergovernmental Agreement with Metropolitan Water District of Southern California for the evaluation of capital project delivery efficiency (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
817 Authorize an Intergovernmental Agreement for Mutual Aid and Assistance for the Provision of Emergency Services Related to Water and Wastewater Utilities (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
818 Authorize a memorandum of agreement with Water Services Association of Australia for the 2007 International Water Association-Water Services Association of Australia Customer Services Process Benchmarking Project (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM

Commissioner Dan Saltzman

Office of Cable Communications and Franchise Management

*819 Extend term of a right-of-way agreement granted to AT&T Wireless Services of Oregon, Inc. (Ordinance; amend Ordinance No. 178373) (Y-4)	181114
*820 Extend term of a right-of-way agreement granted to VoiceStream PCS I, L.L.C. (Ordinance; amend Ordinance No. 178374) (Y-4)	181115
*821 Extend term of a right-of-way agreement granted to Sprint Spectrum, LP (Ordinance; amend Ordinance No. 178519) (Y-4)	181116

July 11, 2007

Parks and Recreation		
822	Authorize grant of easement over City property at Wilkes Park to the Port of Portland for the installation and operation of a noise monitoring system (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
823	Authorize license agreement with Portland General Electric for property to be used as an off-leash dog area at East Holladay Park (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
824	Authorize Amended and Restated Use Agreement between Lents Little League, Portland Development Commission, and Portland Parks and Recreation for the future use of Lents Park by Lents Little League (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
825	Authorize three-party Intergovernmental Agreement with Multnomah County and the David Douglas, Parkrose and Reynolds School Districts for the SUN Community Schools initiative and SUN Service System (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
826	Establish a processing fee for street tree ornamental lighting permits (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
Commissioner Erik Sten		
Bureau of Housing and Community Development		
*827	Authorize 17 subrecipient contracts totaling \$2,823,198 for the provision of services in furtherance of the goals of the Bureau of Housing and Community Development through its Economic Opportunity Initiative and provide for payment (Ordinance) (Y-4)	181117
*828	Authorize subrecipient contract with the Portland Development Commission for \$2,847,000 to provide lead hazard reduction and provide for payment (Ordinance) (Y-4)	181118
City Auditor Gary Blackmer		
*829	Assess property for system development charge contracts (Ordinance; Z0763, K0094, T0107, K0095, T0108) (Y-4)	181119
*830	Waive bond requirement of Code Section 5.08.160 D to allow City to pay wages and accrued leave to spouse of deceased employee (Ordinance) (Y-4)	181120

July 11, 2007

REGULAR AGENDA

Mayor Tom Potter

Office of Management and Finance – Business Operations	
*831 Pay claim of Blue Dieter (Ordinance) (Y-4)	181123
Office of Management and Finance – Financial Services	
832 Authorize interim financing of new owner-occupied first mortgages (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
833 Authorize an Interagency Agreement with the Portland Development Commission to administer the City Homeownership Revolving Line of Credit (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
834 Authorize revenue bonds to finance costs of improvements to Portland International Raceway (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
Office of Management and Finance – Human Resources	
*835 Authorize a letter of agreement between the City and the District Council of Trade Unions for terms and conditions of employment of certain employees in the Bureau of Environmental Services assigned to perform inspection work inside of the East Side Combined Sewer Overflow tunnel during its construction (Ordinance) (Y-4)	181124
Office of Management and Finance – Purchases	
836 Accept bid of Payne Construction, Inc. for the City Property Warehouse Tenant Improvements for \$1,631,362 (Purchasing Report - Bid No. 107186) Motion to accept the Report: Moved by Commissioner Leonard and seconded by Commissioner Saltzman. (Y-4)	ACCEPTED PREPARE CONTRACT
Police Bureau	
837 Apply for an \$858,055 Justice Assistance Grant from the Bureau of Justice Assistance, Office of Justice Programs to reduce crime and improve public safety (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
Commissioner Sam Adams	

July 11, 2007

<p>838 Authorize City Attorney to appeal a final opinion and order in <i>Thunderbird Hotels, LLC v. City of Portland</i> and <i>Jantzen Dynamic Corporation v. City of Portland</i> (Resolution) (Y-4)</p>	<p align="center">36518</p>
<p>Office of Transportation</p>	
<p>839 Create a local improvement district to construct street improvements east of Mallory Avenue in the NE Winchell Street Local Improvement District (Hearing; Ordinance; C-10024)</p>	<p align="center">PASSED TO SECOND READING JULY 25, 2007 AT 9:30 AM</p>
<p>840 Adopt the recommendations in the Marquam Hill Traffic Calming Plan (Resolution) (Y-4)</p>	<p align="center">36519</p>
<p>*841 Amend contract with Portland Streetcar, Inc. to provide additional professional services for project management and finance planning services related to the Portland Streetcar Loop Project (Ordinance; amend Contract No. 37251) (Y-4)</p>	<p align="center">181125</p>
<p>*842 Amend contract with Portland Streetcar, Inc. to provide professional services for design and civil engineering related to the Portland Streetcar Loop Project (Ordinance; amend Contract No. 37279) (Y-4)</p>	<p align="center">181126</p>
<p>Commissioner Dan Saltzman</p>	
<p>Office of Cable Communications and Franchise Management</p>	
<p>843 Update cable communications regulations (Ordinance; amend Code Chapter 3.114, replace Chapter 3.115)</p>	<p align="center">PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM</p>
<p>Office of Sustainable Development</p>	
<p>*844 Authorize an Intergovernmental Agreement with the State of Oregon to accept \$25,000 to encourage sustainable economic development through the public-private collaborative partnership called PDX Lounge (Ordinance) (Y-4)</p>	<p align="center">181127</p>
<p>845 Consent to transfer of Argay Disposal Svc, LLC residential solid waste and recycling collection franchise to Heiberg Garbage & Recycling (Second Reading Agenda 781) (Y-4)</p>	<p align="center">181128</p>
<p>Parks and Recreation</p>	
<p>*846 Authorize a contract and provide for payment for the renovation of Patton Square Park (Ordinance) (Y-4)</p>	<p align="center">181129</p>

July 11, 2007

*847 Authorize delayed compliance for Payment and Performance bonds pursuant to ORS 279C.390 and City Code 5.34.690A for the Ed Benedict and Gabriel Park skatepark design/build contracts (Ordinance) (Y-4)	181130
848 Authorize a contract with 2KG Contractors to provide construction services for the Combined Pool Upgrades project (Ordinance)	PASSED TO SECOND READING JULY 18, 2007 AT 9:30 AM
849 Amend contract with Jeanne Lawson Associates for \$6,600 for mediation services (Second Reading 785; amend Contract No. 37276) (Y-4)	181131
City Auditor Gary Blackmer	
850 Remove an absent member and approve the appointment of a replacement to the Citizen Review Committee of the Independent Police Review Division (Resolution) (Y-4)	36520

At 12:20 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.

July 11, 2007

WEDNESDAY, 2:00 PM, JULY 11, 2007

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

July 11, 2007

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 program. The text has not been proofread and should not be considered a final transcript.]

JULY 11, 2007 9:30 AM

Potter: ok. If we could all take our seats now? Thank you all for being here this morning. We have two parts to do before we begin our official proceedings. First I want to acknowledge we have 16 high school students from our sister city of Oulson, South Korea here in Portland participating in a three-week study abroad program at Portland State University. They're up in the balcony there. Could you rise, please? [applause] welcome to Portland. And the second part is that each week I ask a question of the audience and the community, and the question is: How are the children? And the reason that that question is asked is because we know that, when our children are taken care of, our community is as well. So each week we invite someone in to talk with us about issues affecting children and young people. And today we have JeQuan Knight. He's in the seventh grade at Vernon. Could you please come forward? He is also in the First Steps Sports Academy and is providing -- actually, I was talking to him beforehand, and he's working with e.j. Pin. This is one of my personal heroes right here. Thank you, e. J. You're a great guy. [applause] e.j. Runs the First Steps Sports Academy. It's a wonderful program. But maybe I'm stealing some of your thunder here. Why don't you go ahead and talk.

JeQuan Knight: Good morning. My name is JeQuan Knight. I am 12 years old, and I will be a seventh grader at Vernon at Northeast Portland. Because I am a black male between the age and 10 and 25 and come from a single parent, low-income home with a father whom I have only seen three times in my life because he can't stay out of prison, I am what society calls an at-risk youth, a statistic. Although society says that I will probably follow in my father's footsteps, I am here to say they are wrong. Thanks to a great program like First Steps Sports that serves inner-city at-risk youth such as myself. The program takes the time to make a place for us to go other than the streets are on the couch playing video games. He teaches us not just basketball but how to focus, listen, and become leaders. He says these are three important things we need to learn to make us better at home and school. One of my near future goals is to become a staff like the others have become when they turned 16 and to be a leader, not a follower, something my mother tells me every day to look in the mirror and tell myself. Also, Coach helps build our self-esteem by ending each day as a group by shouting to the sun, I am an all-American. He tells us that we not only can be an all-American basketball player but we can be an all-American in whatever we strive to be such as doctors, lawyers, teachers, garbage men or maybe even an all-American mayor. Mayor Potter, council men, I know with a program like this, I will not be a statistic. So I come to you today to say "thank you" for supporting our program and helping it stay alive. I hope that we can continue to count on you, your support, because we all know that the mayor loves the kids. Thank you again for letting me take a moment of your time. I am extending to you all a personal invitation to come and join us at Irving Park for a game or two. And most important to our free community health care in the parks on July 21st from noon to 5:00 p.m. Thank you.

July 11, 2007

Potter: Thank you.

*****: [applause]

Potter: I don't think jequan has anything to worry about. Ok. City council is called to order. Karla, please call the roll.

*****: [roll call]

Potter: I'd like to remind folks that, prior to offering public testimony to city council, a lobbyist must declare which entity he or she is authorized to represent. Please read the communication.

Item 789.

Potter: Are you here? Good. Thanks for being here. Please state your name, and you have three minutes.

Karl Chromy: My name is karl chromy. I gave each and everyone of you a document and asked you to respond to that document. I've received nothing from all of you. Now I have to come back and address the situation again. The big problem i'm having is that, well, I thought as a constituent you had to respond to my written communications, and each and every one of you received one, and everybody has failed to respond. I believe your oath of office is in jeopardy. Now, this nice person over here is the city attorney. Correct? Ok. As the city attorney, you represent the city is that correct?

*****: [inaudible]

Chromy: Yes. And you can only represent infants, wards of the court and persons of unsound mind. Which one of the three are these sock puppets? And here's my 30 million-dollar claim against the city.

Potter: Excuse me. Could you -- we'll now move to the consent agenda -- I mean, yes, to the consent agenda. We wish to have item 798 held over until July 25th for the request of the office of management and finance. I understand that item 803, commissioner Adams you, wished to have pulled back to your office.

Adams: Correct.

Potter: Any discussion? Are there any other items that the commissioners wish to pull from the consent agenda? Any items that anybody in this audience wishes to pull from the consent agenda? Please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. Please read the 9:30 time certain.

Item 790.

Potter: Thank you. Avel, could you please come forward? We thought it was very appropriate since Avel is finishing up one career to start another that we acknowledge her accomplishments for our community. Avel is one of those people that not only leaves a lasting impression when you talk to her. She leaves a lasting impression wherever she goes. And in the legislature, it was no different. She has spent 16 years in the legislature both in the house and as the first African-American woman senator in the Oregon senate. She sponsored many bills over the years such as bill 103 in 1996 which eventually passed in 1999 which held Oregon schools accountable for developing a multicultural curriculum and championing cultural competency in the schools. She sponsored senate joint resolution 31 proclaiming June 19th each year to celebrate across Oregon the dignity and freedom of all people. She sponsored senate bill 1041, Erin's Law, addressing the issue of children abducted by family members. She was a petitioner for measure 14 in 2002, a constitutional amendment overwhelmingly passed by the voters removing the last remaining segments of racist language from the Oregon state constitution. She's co-chaired the governor's racial and ethnic health task force and successfully advocated for legislation requiring health care interpreters. She also co-chaired with Senator Ben Weslin a mental health and public safety initiative after a death here in Portland and has been instrumental in developing a number of programs out of that task force, and I really appreciated the work. She was also a founder of the African-American

July 11, 2007

mental health commission. I first met avel when I was in the police bureau. And when I became the chief in 1990, I put together the chief's forum, and avel was one of the very first people that I asked to be on it, because I knew of her wisdom and her guidance would be good in terms of helping the police become better and more part of the community that they serve. So today we honor avel, and I have an official proclamation I wish to read. Whereas Portland honors its residents who show leadership and devote their lives to working for the betterment of the community and whereas avel gordly has served in the legislature for 16 years both as a state representative and as the first african-american woman elected to the senate, whereas avel gordly, during her time in the Oregon legislature, has been a strong advocate on behalf of all Portlanders, including traditionally underrepresented populations, and whereas avel gordly has championed many issues, including reforming the state's mental health and public safety systems, strengthening environmental protection, supporting economic and social justice, reforming health care and improving educational policies, and whereas avel gordly will continue to serve Portland as a state senator until the completion of her term in january, 2009 and subsequently as a professor in the department of black studies at Portland state university, now therefore i, tom Potter, mayor of the city of Portland, Oregon, the city of roses, do hereby declare july 11th, 2007 as an official day of appreciation for avel gordly.

*****: [applause]

Avel Gordley: I have some words i'd like to share.

Potter: Avel said she wishes to share some words with us.

Gordley: Good morning. And thank you. I am so deeply moved this morning. I thank you, mayor and commissioners, for sharing this wonderful honor. It is my hope that, while you have chosen to appreciate my work and what I believe is our shared vision for Portland -- my hope is that we will take these moments on a beautiful day in the city of roses to appreciate the riches of our community. And by that I mean all of the talented, creative, gifted and wonderful people who make up this beloved community. The people sitting and standing in this room and especially those who are called to public service. Two of my heroes, shirley chisolm and marian wright edelman, both said that service is the rent that we all pay for living on this earth. I believe that. And, mayor Potter, I know that you and those serving with you also believe that. In this moment, let us appreciate that public service is a noble calling and a noble profession, and let us also acknowledge that we need more citizens, young people like my black study students at Portland state university. And I want to acknowledge two of them who are present, recent graduates of Portland state university. Sam sacks and sabina shawna. If they would both stand. We need young people like these students and other people of color in particular to seek opportunities now and in the near future to serve and build up our community and all of its people. And today let me particularly acknowledge the work of your government relations team, who did an outstanding job for our city during the past legislative session. Dan and the entire team always provided good, timely information, and they did the work without partisan bias and with professionalism and integrity. This is a great team that you've put together, mayor. I know that some of them are present, and I hope that they'll stand and be acknowledge for their great work, great service as public servants for our city. I appreciate them. I appreciate all of you. And I look forward to working with you in the capitol next february where there is so much more to do and where we have got to go back and get that housing bill done. And I know you have additional things for the list.

*****: [laughter]

Gordley: I want to thank you again for this honor. I thank all of the good people who came out to show their love and their support. My family, my sister, faith, is here. My son, tyrone, is here. E.j. Pin is also a part of our family. My brother and sister-in-law could not be here. Pastor hardy, I thank him, my hyland church community, paul knauls. Carl thompson back in 1991 suggested that I run for public office, and I continue to thank him for that encouragement. I want to acknowledge

July 11, 2007

also my p.s.u. family. Many of them are here today. Dr. Miller at the department of black studies, bernie foster, my chief of staff, shawn crew, and so many people to thank. I live a blessed life, mayor. I live a blessed life. And you've added to the blessings this morning. And I want to say finally that it is great to smell the roses aboveground.

*****: [laughter]

Gordley: I say god bless all of us, all of you, and let us all continue to embrace all that is good, all that is rich and right about our beloved community. Thank you, mayor. Thank you, commissioners. Thank you very much.

Potter: Thank you.

*****: [applause]

Potter: I did make a boo-boo, and I did not acknowledge a fellow mayor, mayor paul knowles of northeast Portland.

*****: [laughter]

Potter: I know that I always have to get permission from him before I come out to northeast Portland, and he's always been gracious in granting it. Do any of the commissioners wish to make any comments before we conclude this part of our council?

Leonard: I wouldn't mind saying a couple things. I actually served with avel in the legislature, and part of that time was actually in the same body in the state senate. I had a perfect labor record until I began working with avel.

*****: [laughter]

Leonard: And she is the only person on the planet that could have not only convinced me to support working on a bill that the Oregon education association loathed but also to co-sponsor it with her and advocate for it with her, and that had to do with access for high school students to be able to go directly to college and be paid for by the school district to which they were going. Although i've always been a fan, as you have, mayor Potter, of avel, I had never been the subject of her gaze and her focus before, and I found it insurmountable and could not deny that what she was advocating for, while maybe opposed by the labor movement, was good for working-class kids, which is -- shortly after that, I adopted kind of that philosophy of what may not be always supported by labor is good for working-class people, which is a different group often than just labor folks. And avel, when she would stand up and speak in the senate, unlike so many others, present company included, everybody would quit speaking 'cause they knew she had not just something to say but something poignant and powerful to say. So she didn't speak on every bill, but she spoke when she needed to, and everybody knew that. And I still remember her passionate debate on removing the offensive language in the state constitution. We had a night session, and it was one of those moments I remember or events I remember with absolute clarity where she was standing and where everybody was, 'cause we were in a republican-dominated legislature, but they were absolutely completely moved by avel's passion for removing the offense -- although nonbinding language, offensive language that remained in the state constitution. Thank you, avel. You've been a big help to me. I was happy to see the mayor said he was mentored by you. So was I in so many ways. So thank you for your service. Look forward to working with you.

Adams: I want to add my thanks for your service to the state and to the city, to all people in Portland. You've been a tireless advocate for making sure that folks that have historically been shut out of the public and private processes of this community and the state, that those doors be opened. And on a personal note, i've never met -- i've known a lot of elected officials, and I worked for 21 years as a staff person before I got elected as a public servant, and i've rarely met anyone with your unique combination of warmth and steely determination, and you have remained through all of your years of leadership as such an approachable person, and it's really inspiring to me to have worked with you in your capacity as an elected official, and i'm looking forward to the work ahead. So thank you for everything.

July 11, 2007

Potter: Avel, this is just a small part of the gratitude and love that we have for you. Thank you very much.

Moore-Love: Mayor, we have some public testimony.

Potter: Excellent.

Moore-Love: We have 10 people signed up. [names called]

Tyrone Waters: Honorable mayor, city commissioners, my name is tyrone waters. I'm here today to say for the record that I am proud of my mom, Oregon state senator avel gordly. And thank you for honoring her. She has instilled upon me great values and has taught me to represent and advocate for others, particularly the mentally ill. She has also instilled upon me to rebuild my trust in the Portland police department. I had a meeting with rosie sizer -- chief sizer -- at one of the chief's forum meetings. We shook hands. I feel that we bonded, and that helped to rebuild my faith and my trust in the Portland police department. And, again, I just want to say "thank you." i'm very, very proud that my mother is being honored today, and i'm proud to be a citizen of the city of Portland. Thank you.

Sam Sachs: mayor Potter, city commissioners, my name is sam sachs. As a student in the black studies program at Portland state university, I had the opportunity, honor, and privilege to serve as an intern with senator avel louise gordly during this last session. I watched and learned how a bill becomes a law. More importantly, I witnessed history in action. Senator gordly, in my eyes, can be described in two words: Grace and compassion. She always displayed both whether dealing with mental health issues, the environment or public safety. Senator gordly always treated everyone the same. She took great care to make those around her feel important and appreciated. Even when others would falter in front of her, senator gordly saw those moments was teachable moments and not was a time to embarrass. She always took others' feelings into account. At times, senator gordly, in our discussions, has said to me, hold that thought. I applaud the mayor and the city council for acknowledging senator gordly and her service to the city, state, and the black studies department of Portland state university. Today we hold that thought and celebrate senator gordly's life and service. Thanks for letting me be a part of the journey, senator.

James Posey: Mayor Potter, city commissioners, hold that thought. I've known avel for many years, and it's kind of interesting to me that in the bios and profiles of her there's very little mention. Her early advocacy days when she was with the black united front. And she was out storming the streets and trying to make things happen in this community. And I thought about what commissioner Adams said, a person having unique ability to be kind and generous but, on the other hand, steely determination to see that people are treated fairly. It's really a privilege to know that avel is in fact in the highest tradition of an african warrior. I hate to put any negative connotation on anything, but she is genuinely a warrior in the truest sense of the word. And, on the other hand, she's a peacemaker, which is in fact a very unique characteristic for any individual. And let me just say that the other thing that a lot of people -- a lot of people are going to say a lot of things about avel, but I want to say that what undergirds her performance, her activities in this community is a spiritual base. I think most folk would recognize her attitude, her willingness to talk with you, to actually be consoled, just so many things spiritually represents the embodiment of the avel that I think all of us can learn lessons by. If i'm going to go to church, it's going to be the church that she goes to. She actually lives her life. It's just such a pleasure, and she makes me proud to be a citizen of Portland, and she makes me proud, and I think other people in this community see her as the epitome of a citizen of this community and, in fact, a citizen of the world. Thank you very much. Appreciate it.

Potter: Pastor hardy's in the back, and he'd be glad to take your application, mr. Posey.

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

Clarine Boston: I am clarine boston, executive director of better people. Good morning to the mayor and to the commissioners. Better people is a program that works with individuals who have

July 11, 2007

mental histories, and many of our clients also have mental issues. I just want to thank senator gordly as well as the person of avel gordly for all the work that she's done for individuals who have mental issues and would hope that the work that she started would continue to go on so that, in our response to people who are having mental issues, we would end up with something that's going to be a more positive response not only as safety precaution for the community but for the individuals themselves. Thank you.

Promise King: Promise King. I believe that common sense would be averted if I did not say what i've got to say about my mentor, avel gordly. All of us who love the mosaic of this great city, all of us who believe in humanity, all of us, all of us who believe that human beings are a bouquet like a bouquet of flower, all who come together, all of us who believe in the sanctity of life, dignity of human lives, all of us, mayor Potter, city council, all of us who truly came here from other cultures salute avel's courage and confidence, her commitment. It's a little emotional for me because, when I got here, I was quiet and I wanted to watch the system, and then I met her, and she gave me that voice, and she called me one day when we're working on this community plan and said, go get them. Mayor, after that day, I decided that I will rise up and get a voice. So I say today that all of us who believe in civil involvement, civic involvement, all of us who believe in civil rights cherish her courage. We cherish her commitment. Portland did not always pave way for people of color. Portland did not always create capacity for some of us. But through her advocacy, her voice, Portland created a capacity through her humanity, through her life. Portland gave commitment of voice for a system of programs that care for everybody. I am here today to salute that courage and to salute that commitment. Thank you very kindly. Thank you to my dear warrior.

Lou Boston: Good morning, mayor Potter and city commissioners. My name is lou boston. I'm a private citizen, but i'm here just to pay recognition to avel gordly for many reasons. Mine has a lot of reasons. She has served as a mentor in so many different ways and I think in intangible ways on my part. I remember when I first got here, and I was in business and I had a car business for about four or five years, got out of the business, and many people went back to new york. I was thinking about it and remember walking down the street, and there was avel. And she looked at me and said, how are you? That's all I needed. Now I look back 15 years later, and i'm still here because of her but mainly because i've watched her through the years and she's become not only a role model for many different people, but i've watched her in her mentor ship and leadership, and we're all honored to have this type of leadership. Leadership sometimes -- are you born as a leader or are you cultivated or do you nurture it? She's done all those things. I think about the issues of mental health. Personally, on my side, in my family, there are many mental health issues. I never spoke about it until I heard avel speak about it publicly and I had the courage to talk about it and address the issues of mental health. That's what a leader does for you. I think the other side about it is that how I have watched her mentor young people, encouraged them to go into public life -- I have a daughter. Sometimes people look at me and say I am now her father instead of just the reverse. And i'm proud of that. But I have to think it's because of what avel has done and touched her and encouraged her to look at public life as a future. I don't know whether she's going to do that or not. I hope she does. But I think we all have to have mentors and people that encourage us, each and every one of us, and i'll never forget about avel, this gentleness that she has, this ability that, when she looks at you, you have to look at yourself introspectively and think about what she said. I think about commissioner randy Leonard, what he said, her gaze that made you do the right thing. I just want to say, avel, how much my family loves you, how much the city of Portland loves you, and we'll always be there at your beck when you ask for us to support injustice and social injustice problems. Thank you very much.

Sabim Shaughnessy: For the record, my name is sabina shaughnessy. I'd like to thank you all for letting me come up here and speak. I originally wasn't going to speak, but my fellow intern encouraged me to come up and say a few words about the senator. In the small time i've been able

July 11, 2007

to know her, I have only seen strength, integrity, grace, and diplomacy from her. She's a shining example of not only a woman, a leader, a mentor, a friend, an african-american woman but of a human, and I thank you for honoring her for all that she's done for our city with all the love that I have in my heart. Thank you.

Chris Poole-Jones: My name is chris poole-jones. I'm not going to try to reiterate what others have said except for the fact that i'd like to thank avel for all the support she has given the women in our community and also our neighborhoods and her stand in the legislature. It is with great honor that I honor avel.

Maria Rubio: Good morning. Maria rubio. I'm here both as a private citizen and also as a member of mayor Potter's guest. I appreciate senator gordly's example and mentorship. I've only known her for the past two years and have learned so much from her. She is an inspiration for all women but, in particular, to women of color. Her service, leadership style demonstrates that humility, gentleness, and integrity can be effective, although they are off fenn misinterpreted as weakness. She is a true inspiration for Portland. Secondly, as a member of mayor's staff, i'd like to thank her publicly for her advice, guidance, and patience as we sought her out for advice on various policies used for our city and various other things for our community. I want to thank her also publicly for the excellent training that she provided for our staff on issues affecting the african-american community and how best to serve them. And lastly i'd like to personally thank her for her leadership on the mental health and public safety initiative that i've had the privilege to work on with her for the past year.

Potter: Thank you.

Rev. W.G. Hardy, Jr.: For the record, my name is w.g. Hardy jr. To the honorable mayor tom Potter, to the fellow commissioners, it's an honor and privilege to be here. I represent a couple of different boards, the african-american alliance. I work with them, which avel gordly started. The african-american chamber of commerce. Roy jay who's in the back who's not speaking, but I will speak accolades on behalf of them. Also highland united church of christ where I am the senior are pastor. There is a wisdom book in the jewish text ecclesiastes, and I believe it's chapter 9, maybe verses 12,13. It talks about a city that was under siege, and the city that was under siege, when the foe was about to take it, there was an old wise man in the city that came up with a strategy to save the city. After the city had been saved, no one remembered the old wise man. A proverb, a wisdom. I would like to say it is an honor that sit before a council with a mayor that can pay recognition to the leaders in the community and remember the why's while they can still smell the roses above the ground. Thank you. In addition to that, many things could be said that were already said. I won't take the time to restate it. But senator gordly is such a powerful person and, of the many times that I have met with her and talked with her, the one thing that stays at the forefront of my mind is she has never once spoken ill of anyone. Not even the adversary, not during controversial issues. She has always managed to speak about the issue and not the personalities, to keep the two separated. Two people that she did not mention that would be honored and very proud would be her mother and her father. They would be proud because they can remember a time when this would not be taking place, where the dominant culture would be recognizing the minority culture for its contributions. I believe, as they look down, they are not only pleased with her but what they've instilled in her and the ability of us to recognize it. As I take my seat, i'll leave with this. Senator gordly, her incredible strength and ability to do this one thing, will resound in my mind and has made an indelible impression. Her ability during all of her struggles to not get bitter but to get better. Thank you very much.

*****: . [applause]

Potter: Commissioner Saltzman would like to say a few words.

July 11, 2007

Saltzman: Senator, I wanted to first of all apologize for having to leave temporarily. My daughter, who's been in honduras in a small world village for six weeks, called for the first time, so I didn't want to miss that call. And I know you wouldn't want me to miss that call either.

*****: [laughter]

Saltzman: But I just wanted to add to the accolades that it's been a privilege to work with you over the years, and I think it's all been said about your leadership abilities, but I think what I particularly wanted to emphasize is not just leadership but principled leadership and a spirit of independence that I admire. And I know what it's like sometimes to be a caucus of one. But I think reverend hardy's past comments here about getting better, not bitter, are really the things how we survive in political environments. So I just wanted to thank you, and I also wanted to thank you for being -- you're the first, I think, elected official to support the idea of a children's investment fund being voted on in 2002. You were there at the kickoff for the election, and you thought it was a great idea from the outset. Not everybody thought it was a great idea at first. So you were there from the start, and I know you'll continue to work hard on behalf of children and families in this community and as a professor of black studies at Portland state. I know there's many young people who will benefit from your wisdom and experience. So thank you very much.

Potter: We are going to go to the next phase of our council meeting. Anybody who is here to pay honor to senator avel gordly, you're free to leave. You're also free to stay for the council session. But I can tell you it's not going to be quite as interesting as this first part. Thank you all.

Potter: We're going to have to proceed with council. If you wouldn't mind going out into the hallway, we would appreciate it. Thank you very much. Please read the 9:45 time certain.

Item 791.

Potter: Commissioner Saltzman?

Saltzman: Portland community media is a nonprofit organization providing local, noncommercial, community-based media. For the past 26 years, the city has contracted with Portland community media to manage public educational and governmental access programming resources, including access channels such as channel 30. Portland community media provides live gavel-to-gavel television coverage of city council meetings, something my mother greatly appreciates.

*****: [laughter]

Saltzman: And televises other critical city meetings and projects, helping keep Portland government open and transparent to all citizens and encourages civic participation and dialogue. In addition to their work with local government, p.c.m. provides youth media and technology education to underserved youth in after-school programs and a summer media education for at-risk youth. So it's my pleasure to introduce their contract for their continued good services, a contract between the city and p.c.m. to provide more information mary beth henry of the city's cable office, carl chakarski and jeff besenet, president of the board.

Mary Beth Henry, Office of Cable: mary beth henry with the cable office. I'd like to echo commissioner Saltzman's words that the cable office is very pleased to recommend this agreement with p.c.m. It's through Portland community media that citizens of Portland produce community television, including news, current events, community affairs, religious programming, entertainment, and cultural events. And in this area of media consolidation where much of the media is owned or controlled by just a few entities, p.c.m. represents a breath of fresh local air. Portland community media isn't owned by any corporate entity. It's really owned in essence by the citizens of Portland. I'd argue that, in today's world of concentrated media ownership, their mission is even more important than it was 26 years ago. The mission is to promote broad participation in civic and cultural life by encouraging effective use and understanding of community media. Democracy is premised on giving people enough information so they will generally make intelligent decisions for the good of the community. P.c.m. contributes by providing an electronic public space for the community to share information and become informed. Let's look at some of

July 11, 2007

the numbers from the past five years. More than 2500 citizens of Portland have participated in p.c.m.'s media education program. Through p.c.m., more than 27,000 programs have been produced for cable television. And over the past five years, p.c.m. has raised more than \$1.1 million outside of the monies provided by the city of Portland. P.c.m. was selected as one of six sites in the nation to establish a web-based youth digital distribution network to expand services to young people. The agreement is for four years and represents an initial budget of just under \$800,000. I'd be happy to answer questions now or after the other presentations.

Potter: We'll handle them afterwards.

Jeff Bissonette, Portland Cable Media Board President: Thank you, mr. Mayor. As board president of Portland community media, i'd also like to express our thanks to commissioner Saltzman and his staff, the entire city council, mount hood cable regulatory commission, and the staff of the office of cable communications and franchise management for your support and partner this hip that has enabled Portland community media to serve the city of Portland for the past 25 or now 26 years. We are looking forward to the coming contract period which will be an exciting time for p.c.m. During this period, we will be implementing a project we're calling access 2.0, a new technology project to provide the community with a rich variety of options for creating and distributing media, including web video, video on demand, streaming video, blogs, and video podcasts. We will continue working with the wide diversity of communities and neighborhoods within our city and will expand training in digital story telling to preserve and share the rich and vibrant stories that comprise our community, also expanding services for nonprofit community-based and grassroots organizations, particularly those that would not otherwise have access to media. And of course, since we are now living with a generation of young people that is the first to grow up digital, p.c.m. Will continue to expand our youth media education programs that we call ali and adventures in television with a focus on Portland's underserved youth. Again, we thank you very much for your support, and we look forward to the next four years.

Carl Kucharski: Good morning. It's good to be here. I'm the executive director of Portland community media. I'd like to take this opportunity to thank all of the thousands of volunteers and community members who have enabled p.c.m. To serve the city for the past 25, 26 years. From the founders who came up with the crazy idea of putting media in the hands of every day people, such as the rose festival junior parade and the martin luther king day events and the volunteers who create the thousands of hours of new community programs each year. I also want to extend sincere thanks to the many people who have dedicated so much time and energy to serving on the board of directors. Special thanks to jeff, our current board chair. Over the next four years, we will continue to focus on p.c.m.'s mission to promote broad participation in civic and cultural life by encouraging effective use and understanding of community media. We will help strengthen our community, promote civic engagement, and provide a voice for all people in our community. Thank you.

Potter: Thank you, folks. Next question comes from the commissioners?

Saltzman: I guess that's it in terms of invited panel.

Potter: Do we have a sign-up sheet for that, Karla?

Saltzman: Probably. Let me check on that right now.

Potter: Do we have a sign-up sheet, Karla in.

Moore-Love: We did. No one signed up.

Potter: Please call the vote.

Adams: Happy to vote aye.

Leonard: Yes. And i'm very proud of our cable system. I watch it often and participate occasionally. Aye.

Saltzman: Well, i'm proud to support this. I'm sure commissioner Leonard is thrilled to learn about your media access 2.0 and its new capabilities that he can take advantage of.

*******:** [laughter]

July 11, 2007

Saltzman: But you do a great job, and I really appreciate your at-risk youth programs and the good coverage that you provide of many important public events. It's a great service, and I just also wanted to thank those who worked on this contract from the city besides Mary Beth. I wanted to thank Julie, Ben, and Shannon in my office. Pleased to vote aye.

Potter: What I appreciate about P.C.M., besides allowing citizens access to government, is your "can do" attitude. Often, when we have a community meeting or need a remote location, you folks are always there. Always pleasant, always helpful, and that's truly appreciated. So I think you folks do a tremendous service to our community, and I am very proud to vote aye. Thank you very much.

*****: Thank you.

Potter: Please read the 10:00 a.m. time certain.

Item 792.

Gary Blackmer, Portland City Auditor: Good morning. Gary Blackmer, Portland city auditor. With me is Lindsey Desroches, vice president of Portland State University. Let me give you a quick little background of how we got to this point today and then turn it over to Lindsay to talk about her perspective from Portland State University and then we can go back and talk through the details of the two items on the agenda before you. When I first got elected to office eight years ago, my staff warned me that we were going to be running out of space. Our archive center out on Columbia Boulevard was over 90% full, and we went through a lot of efforts to compress the storage, to make it last as long as we could, but it was clear that it was an inevitable tide of documents that state law required us to retain that we needed to deal with. The city council approved money in the current year's budget to -- actually last year's budget -- to review our needs and develop a proposal for how to deal with our facility. As we were looking at that proposal, we approached Portland State literally in late February, and they were in the midst of building a new building, planning on it, and so it was a space that would work for us as well, and so this has been a little over four months that has been kind of a quick scramble on the part of the city as well as Portland State. But I think what we have before you is a great proposal for an opportunity not only for the city of Portland and Portland State but the students and researchers and the general public in making the 156 years of records that the city has done a great job of caring for -- making those available to the public. I don't know a lot about real estate, but people tell me location, location, location is important, and we are extremely fortunate to have a location like this. It provides the kind of access that we never had for our record center before. So, to that, I appreciate all the hard work that the staff and the city, Jim Coker, Linda Law, Andrew Scott and their bosses, have put in to get us to this point and all the people at Portland State that have helped Lindsay put this together on their behalf. So let me turn it over to Lindsay, and she can talk a bit, and we can get to the details.

Lindsey Desrochers: And I won't talk too much, but I do want to thank the mayor and Mr. Adams in particular regarding not this but our higher education budget. I just have to take this opportunity to say that it was an amazing year for us in higher education in the state, and to have the advocacy coming from the city of Portland not just on this but on the overall needs for higher education really, really helped. And we are all feeling a little optimistic now that things are -- the tide is turning. Thank you very much for that. That time that you took. But on this, I want to say, well, it's a very good day, because I can report to you that Portland State and the city of Portland working together over just about four months to bring to fruition this really important and excellent partnership is going to benefit everyone. Students, faculty at Portland State and also of course citizens of Portland. And it demonstrates that, when we want to work together, the university and the city, it can be done and it can be done in short order, too. We can work very effectively together, and I'm most proud of the accomplishment here. When Gary came to us and said it would be a good idea to locate the archives on the campus, it was not yet known how in the heck we could accomplish that. And then Randy Leonard said, I like this idea. Let's make this work. I had to sit

July 11, 2007

down and assess our options. It became clear, though, that we could do it. We just sat down, walked through it, figured it out, and said, well, we're on a fast track on this building, but we can make it work. We can accomplish it. Really, with the good services of your staff in this city -- and I think city staff, just like university staff, don't always get enough credit for the good work they do. Tom peeley and his people, linda law, jim coker, andrew scott, diana hokola, and eric johanssen, a number of others have just really put their hearts into this and recognize the it was a good opportunity for us all, and they have served you well in this process. Because the state of Oregon also stepped up again due to the advocacy of this council and the mayor, the state of Oregon stepped up, we will be able to add our school of social work to this project, which I am very, very happy for, because it's a very important service school for the state of Oregon and the city. And we need a permanent home for it, so they will be on the sixth floor. And I think that we have achieved all the goals that we ought to achieve with this facility for both the city and for the university. So that's a good outcome. With the addition of the archives, our faculty and students are going to use these documents. This is going to be an active, historical research center. I think we don't even know how good it's going to be for everyone. And of course these records will be available to people because it will be on the transit mall, easy access, very prominent. And, again, we can't really predict what all of that will mean in the long run, but just to say "thank you" for it, I think this is a fine example of knowledge does serve the city, and hopefully we've taken a major step in the direction to achieve that. I want to end again by saying thank you to the staff. Especially gather. He's a gentleman and an extent person to work with. And his staff, diane banning, and also, finally, don't want to exclude dan bates, who did some very good work for us in salem in the trenches for us. We're ready for any questions.

Blackmer: Before you, you have two items. One is an intergovernmental agreement with Portland state, and the other is the authority to raise up to \$12 million in bonds. And I can kind of walk through those a little together.

Potter: We probably should read item 793 into the record. That's the second.

Blackmer: The intergovernmental agreement is an agreement that we worked through with Portland state that identifies roles and responsibilities for the process of building the site. And that covers everything up to the point of completion. What's attached to that is a condominium agreement which takes effect after we take possession of the archive center. So those two are key elements of how this relationship will go in the next couple years, and then on into the future. From our standpoint, we feel really satisfied that we have reached real clear understanding of our roles and relationships there, that this has been an intense process with attorneys going through and making sure that contingencies and eventualities are all addressed in a way that satisfies both parties. From my way of thinking, this has been a quick and challenging labor that i've watched and appreciated. The project's bonding authority, \$12 million, this covers the cost of the construction of the archive center as well as all the costs the city would undergo in order to get into that center and operate. And I know council is interested in confidence on the estimates. Let me break the cost down into two elements. Portland state has a cost of \$9,871,436 to provide us with the facility we need to operate our archive center. We have very high confidence in that number because of the design and build process. That number is a fixed number from our perspective. So we feel like the majority of the costs are covered and anticipated. And that's where we focused the majority of our efforts in terms of looking at the facility, making sure that what the architects are designing meets the needs of our storage and access. So that's been the largest attention for us. The other part of it is simply getting us into that facility. There are things that the city needs to take responsibility for, like the cost of moving. We're able to reuse our storage shelves, but we need to seismically upgrade those, so that will take extra work. Hooking up to the city adds extra cost. We have a 2% per yard so there's additional money for that. That comes up to \$1,576,813 as of the date that we put this together for council. We know there's going to be a few other costs that go up. For example, one of

July 11, 2007

the issues we're looking at is the lead designation. One of the high energy costs of our facility is to control humidity to preserve the records, and that's something that we're working with the office of sustainable development onto see if there are some costs -- what the costs would be and the benefits of looking at a more energy-efficient solution, if there are any out there to install. We need to pay for an expert to help us with that, and there may be some additional costs, but they could be paid for long-term in terms of energy savings. So just because this has been a four-month project, some of those pieces take a little longer for us when we get down to the end of it to determine. Our sense is those are not going to be large costs. The \$12 million that we're asking for in bond authority will be sufficient, but we would like to come back to council in a few months with a firm number on that other part of it as well. So once we've worked through the final pieces of our issues with this new facility, we can come back with I think, through the budget modification process, a final number on what we anticipate our expenditures to be.

Saltzman: This building will be leed silver at a minimum. Correct?

Blackmer: Yes. And what we'd like to do is see if we're the only thing from keeping it going to the next level, what it would take to get there. 'Cause if we're close and it's a matter of the city doing a little more to get there, we'd certainly like to contribute our extra energies to get there.

Desrochers: And i'd just say that, on the leed silver, the contract that we have with scansa u.s.a., includes a provision that it will be lead silver at a minimum.

Saltzman: Certified leed silver?

Desrochers: Yes. Certified.

Adams: In terms of the policy that we've established for cost estimates, where does this fall under the confidence level?

Blackmer: The largest part, the 9.8 million, is high confidence. The 1.765 is low confidence. I don't want to -- my sense is we've got high confidence we can stay within 12 million. We have some contingency building the 1.7 million. There are some things we'll have to put a little extra in.

Adams: Do you have a contract or is this a design/build approach?

Desrochers: Yes, it is.

Adams: You selected a contractor for the whole development?

Desrochers: Yes.

Adams: Who is it?

Desrochers: Scansa u.s.a. And the architect working under architect is yobst grube hall.

Adams: You chose them for their ability to finish projects on time, on budget?

Desrochers: Yes. It's a very important scheduling of this project, very important given the light rail construction.

Adams: Is there, given the nature of this investment within a larger building -- you feel confident that, if the larger building goes over budget, that we're protected in terms of our maximum contribution?

Blackmer: There is -- that's what the intergovernmental agreement does is it says you will deliver this structure at this price. And so Portland state essentially is at risk and its contractor is at risk to deliver that at that point, at that price.

Desrochers: Yes. And we agree with that.

Potter: Other questions? Ok. On item 792, please call the vote.

Moore-Love: There was nobody else signed up, just for the record, for testimony.

Potter: Thank you.

Adams: Well, I want to thank you for the good work and all the due diligence.

*******:** Thank you.

Adams: It was my pleasure to advocate for funding that helps this project and other projects. And I was really worried up until the very last minute that we would be collectively unsuccessful. So

July 11, 2007

thank you for all the work that you and your team did. It was, I think, some of the best coordinated lobbying led by p.s.u. I've seen down there in the many years i've been around the state legislature.

So jesse and the whole crew --

Desrochers: Thank you. I'll relate that to each and every one of them.

Adams: And I also want to acknowledge commissioner Leonard whose advocacy on behalf of making these -- this information and these records more transparent and available I think is the very essence of having an accountable government. And for policymakers like us, I think it's going to be very valuable having it so close that we can actually use it and our staffs will be able to use it. We didn't just get to be a great city and come to the set of problems that we have overnight. Having access to more of the history of all that I think is going to make a tangible benefit on our governance of the city. So thank you for your leadership. Aye.

Leonard: I want to make sure, before I say anything else, I acknowledge all the people i'm aware of that were directly involved in this. I read every e-mail, although I didn't opt to weigh in on what was going on back and forth unless I needed to. I was very carefully monitoring how we were developing the agreement and was very impressed. So, lindsay, you did an outstanding job.

Desrochers: Thank you.

Leonard: You were accessible, available, flexible, and all the things that had to happen for us to have two governments come together this quickly. I've never seen anything happen this quick in government.

Desrochers: Thank you.

Leonard: Of course tom feeley, who's here, was the first person I talked to on our side. Whatever tom did he certainly sent the message out that this is something that has to happen. And from my experience, his involvement forward really got folks that were key focused in on this as a project that needed to get done as quickly as possible, and it certainly did. And of course jim coker, linda law did a lot of work. I read a lot of what she was recommending and suggesting and appreciated her work. And of course andrew scott and eric johanssen. I hope I don't mispronounce some of these names. Just from memory, I was trying to write them down. Of course diane hokala from gary's office was an excellent source of information. And dan bates, too. I mean, I was very impressed with the whole -- i'm sorry that some of our lobbyists have left, because i've either served as a staff member or a lobbyist or a member of the legislature for 33 years, and i've never seen as good a city team as we had this time advocating. So it's really nice to have heard a couple times today that feedback, 'cause my own experience was that. And of course last but not least is ty kovatch, who is the "can do" guy in my office who really helped break through a lot of the traditional barriers to get this thing on the fast track. And if I needed any reminding of how important it was for us, each generation, to make sure we preserve what we think and do for future generations, I was exposed to that recently in rome and was just absolutely struck and thought a lot about this project and the context of obviously what many think is the cradle of western civilization that is encapsulated often times in archives and accessible by scholars in archives. And this act today I think really does that. Maybe not on the scale of rome but certainly on the scale that is important that our citizens and even to our state to make accessible the records of not just this current council and the current mayor but prior mayors, prior councils, prior auditors. Historical pictures. I mean, I don't think people quite understand what they're going to get through this agreement until the door is open, and I do, and i'm excited about it. As I told gary, when my service is done here, I hope he'd consider hiring me as a part-time person out front to check in and out computers for people. That would be nothing more than I would enjoy than doing that. And so i'm really, really excited about this and pleased with the great cooperative spirit. We often talk about partnering and especially with Portland state. I don't know of another example that is as good as this one, a partnering with Portland state which I obviously consider to be a gem in our community. And this just really puts an exclamation point behind that for both of our entities, and i'll really,

July 11, 2007

really pleased with it. Thank you for all the work, and thanks, everything, for the great work. It was really exemplary. Aye.

Saltzman: This is a great, great arrangement here, and I really appreciate auditor blackmer, commissioner Leonard, Portland state university, and all the staff making this happen so quickly it was just one of those great ideas that came along at the right time. Maybe not quite enough time, but you pulled it off. But I do think it will serve our citizens and your students very well in the future to have this, our archives, in a location that's more accessible to everybody. And I think that will really increase the learning and knowledge about the city and about the rich history we have. So good work. Aye.

Potter: And i'm very pleased that the city will have a state-of-the-art archives system 'cause, as a history buff, I can say that i'm very interested in Portland's history. And after my retirement in 20 years, I intend to go out and -- [laughter]

Potter: I intend to spend a lot of time checking that out.

*****: Hm.

*****: [laughter]

*****: Wouldn't that be fun?

Leonard: We'd have a great time.

Potter: Anyway, thank you folks, all the people who worked on this. This was a labor of love that had a lot of support both from the city council and well as in the community as well as Portland state, and we appreciate the opportunity once again to be a good partner with p.s.u. So I vote aye.

Desrochers: Thank you. And I just would like to add one final comment. There's a really excellent person in my office high need to acknowledge who has coordinated all of this, and that's mr. Mark gregory. I don't know if mark is -- right there. All of those staff people from the city did an excellent job for us, and I want to acknowledge him.

Blackmer: Thank you for all your support, especially commissioner Leonard.

Potter: Item 793, it's a nonemergency and moves to a second reading. When would that second reading be?

Moore-Love: Next wednesday, july 18th.

Potter: We'll now move to the regular agenda. Please read item 831.

Item 831.

Randy Stenquist, Risk Management: randy stemquist, city of risk management. After the passing of this ordinance we will resolve the injury claim presented by blue dieter, who was involved in a motor-vehicle accident with a Portland police officer. A year ago last july 31, young mr. Dieter, 17 at the time, had held his driver's license for all of six days, and this was one of the first times he had been behind the wheel of the family car on his own and, on this morning, he was struck by a police officer turning left into oncoming traffic. They both were at a stop sign in southeast Portland. Intersection is a bit oddly configured in that it's a bit offset, but mr. Dieter had the right-of-way and did absolutely nothing wrong in this accident. The Portland police officer acknowledged that she simply did not see him before she turned left into the car. Of course, the family car, was demolished. We settled the property damage claim quite some time ago. As a result of the accident, mr. Dieter saw his doctor several times at kaiser, embarked upon a multi-month course of chiropractic treatment and racked up some \$5700. In medical bills. Settlement of this claim will pay all of those medical bills that have been covered so far by his automobile insurance carrier. We'll reimburse them, and the remainder goes to mr. Dieter for the pain, suffering, aggravation from this injury. And it was a traumatic event for a new driver. He carried around a lot of questions and feelings of culpability in this accident even though it was clear that he did nothing wrong.

Potter: Questions? Did we have a sign-up sheet?

Moore-Love: We did not.

July 11, 2007

Potter: Anybody here who wishes to speak to this matter? It's emergency vote. Please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. Please read item 832.

Item 832.

*****: Thank you. Actually the next item as well is related to this ordinance.

Potter: Could you read item 833?

Item 833.

Eric Johansen, Bond Counsel: Thank you. Eric Johansen, debt manager in the office of management and finance. Both of these ordinances are related to "operation home," the city's initiative to eliminate Portland's minority home ownership gap. You may recall during the budget discussions this past year pvc proposed an expansion of their first loan activity. Following these budget discussions, the council and commission both included funding for this expanded program in their 07/08 budgets. P.d.c. lending program funds new first mortgages and then immediately packages and submits those loans for purchase by either the state of Oregon housing program or by fannie mae. The typical holding period for p.d.c. originating loans is a matter of weeks as a takeout by the state or fannie mae is a very streamlined and automated process that p.d.c. is quite familiar with. This proposed revolving line of credit authorized by the ordinance before you today will provide p.d.c. with additional funding to allow the expanded program. Funds will be drawn from the line of credit to fund loans, and then these draws will be repaid at the time the mortgages are sold to the state or fannie mae. The repaid funds will then go back in and be available to make additional loans to the program. After discussions with local banks that would be potential line of credit providers, it was determined that securing the line of credit with the city's full faith in credit would provide a substantial interest rate benefit both to the city and to p.d.c., and therefore the ordinance contemplates the use of this city's full faith in credit. But in order to protect the city's credit, p.d.c. has agreed to maintain a \$200,000 reserve against the line of credit. O.m.f. believes that the underwriting criteria used by p.d.c. to qualify loans is sufficiently strong to minimize the possibility of a loan not being purchased by investors. The \$200,000s does provide a level of comfort to the city and minimizes risk to the general fund. With that, o.m.f. Does recommend approval of the ordinance and establishment of the homeownership line of credit. The second ordinance is simply the interagency agreement that would authorize, govern the operation of the program, discuss the various rules and responsibilities of both p.d.c. And the city in implementing the program. Also there we would support approval of that ordinance as well. Happy to answer any questions.

Potter: Questions from the commissioners?

Moore-Love: No one signed up.

Potter: Is there anybody here who wishes to speak to this issue? I want to say how much this will mean to the community in terms of providing opportunity for more home ownership for minorities. This has been an issue from the "operation home" which commissioner Sten and I co-chair to try to increase homeownership in the city of Portland. African-americans, for instance, have home ownership at a rate of about 39% as opposed to whites at 61%, so there is a gap, and we want to do all we can to help close that, and this his one of the tools that we're going to use to do that with. So thank you very much. I also want to thank ken and eric from the city's public finance and treasury division for their cooperation in making that line of credit a reality. Thank you. Both of these are nonemergency and move to a second reading.

Moore-Love: Next week.

Potter: Please read item 834.

Item 834.

July 11, 2007

Eric Johansen, Bond Counsel: For the record, eric johansen, debt manager in the office of management and finance. This proposed ordinance authorizes the issuance of up to 2 million 50 in bonds to finance costs of improvements to Portland international raceway. You may recall that two weeks ago on june 27th, council approved ordinance 181097 authorizing a contract for the track repairs and improvements. The proposed ordinance will provide financing for the cost of improvements, expected that the bond will be repaid in 10 years from the net operating revenues of p.i.r. annual debt service of. \$260,000 per year is expected to be repaid from the revenues of p.i.r. In addition, the bonds are proposed to be additionally secured by the city's full faith in credit. O.m.f. has discussed with parks bureau staff that, in the event that p.i.r. Revenues are not to repave the bonds, the shortfall will be paid out of the budget from the parks bureau. We would request the parks bureau formally acknowledge this understanding. This is similar to previous agreements benefits city bureaus whereby the bureaus acknowledge their responsibility for the debt obligation in exchange for receiving the interest rate benefits to come from having the obligation secured by the city's full faith in credit. So that o.m.f. recommends approval of the ordinance.

Potter: Any sign up for testimony?

Moore-Love: I did not.

Potter: Anybody who wishes to speak to this issue? This is a nonemergency and moves to a second reading. Next week?

Moore-Love: Yes.

Potter: Thank you. Please read item 835.

Item 835.

Patrick Ward: Good morning. Patrick ward, labor relations coordinator with the bureau of human resources. This was -- this letter of agreement was made at the request of the bureau of environmental services to provide a premium to public works inspectors and senior inspectors when they train and work on the east side combined sewer overflow project. It is for conditions that are inherent in working in the tunnel.

Potter: Questions from commissioners? Is there anyone signed up to testify on this matter?

Moore-Love: I did not have a sign-up sheet.

Saltzman: This issue didn't arise during the west side tunnel?

Ward: The inspection work done on the west side tunnel was done by contract inspectors. This is the first time that city employees will be doing inspection work on the tunnel. As stated in the letter of agreement, this is very specialized work, and it's only the second time it's done in north america, the first being on the west side.

Potter: Other questions? It's an emergency vote. Please call the vote.

Adams: Aye. **Saltzman:** Aye.

Potter: Aye. Please read item 836.

Item 836.

Jeffrey Baer, Bureau of Purchases: Good morning. For the record, i'm jeff baer. I'm will director of the bureau of purchases. Before you is the request to approve a contract with payne construction for the city property warehouse tenant improvements project in the amount of \$1,631,362. And just to highlight a couple of portions of this contract, we actually identified, say, \$10,000, a little over \$810,000 in subcontract awards of which 53.1% of that is awarded to minority women and emerging small businesses. So one of the good council reports that I have that helps balance our annual reporting contracting out for mwsb participation and they are in compliance with the equal benefits program. We have a representative here that can address any project-specific questions you might have.

Potter: Questions?

Saltzman: I'm not quite sure where -- is this the police evidence warehouse? What are we talking about?

July 11, 2007

Baer: Maybe i'll have steven keller come up. I think it is, but I just want to make sure.

Steven Keller, Office of Management and Finance: I'm steven keller, project manager for the office of management finance. I'm managing this project. It is the police property warehouse which is going to be relocated.

Saltzman: And will this remodel meet city leed standards, gold?

Keller: Actually, because it's tenant improvement, it will fall under the g-rated guide, so it will be g-rated.

Saltzman: Ok. Thanks.

Potter: Think a report. I need a motion to accept.

Leonard: So moved.

Saltzman: Seconded.

Potter: Please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. Please read item 837.

Item 837.

Potter: Have staff here to discuss this? This is process of applying for a grant. It will be going to the police bureau to provide support for personnel equipment and training. Any questions from the commissioners? Anybody signed up to testify on this matter?

Moore-Love: I did not have a sign-up sheet for this.

Potter: Anybody here who wishes to testimony to this matter? It's a nonemergency and moves to a second reading. Please read item 838.

Item 838.

Kathryn Beaumont: Good morning. Kathryn beaumont, city attorney's office. We've recently received a ruling from the land use board of appeals concerning the moratorium the council adopted for hayden island. We've sustained the council's actions, sustained the basis for the council's imposition for the moratorium. It concluded one of our positions was faulty. We have researched whether there's a valid basis to appeal. We believe there is, and we are seeking your authority to appeal this decision to the court of appeals.

Potter: Questions from the commissioners? Is anyone signed up to testify on this matter?

Moore-Love: We have one person signed up. [names called]

Walter Valenta: Hi. Walter valenta. I'm on the columbia river crossing task force and a local resident. I'm here to have you support appealing this to the next level, but I really am here to kind of put a context on this, because I want to make sure we always are keeping the biggest picture of what's going on with the c.r.c. here. By the end of this year, the staff will have made a recommendation of their locally preferred alternative. This project is moving along on the vancouver side. Their council is very engaged in this. Their enhancement packages are kind of picked out. There is drawings of caps over their freeway, how their new road system is being worked out, how it's integrating with their new development. It's all being worked into the project as though it's a funded fee. But on the Portland side, we're not getting that same level of attention. The enhancements that we would like to get on hayden island, maybe the arterial connection that's needed that could be part of the light rail, how it really works with hayden island, we're kind of getting shoved aside. Now, remember that this is really a Washington project that we're tagging along on. And so I talk to staff a lot about why is that, and the reason that they're saying is there's this feeling in the staff that this is really not that important after project to the city council. It's important to sam. It's important to rex. But they're not getting the same level of intention in this. The c.r.c. briefs the vancouver city council every two weeks, i've been told. They're that engaged in this. And we've been kind of watching it from the side. As we get now to this thing, like we're closing down. They're trying to make decisions, and we're just kind of getting our act together on the hayden island plan and doing these things. So i'm kind of here to hopefully let you know that

July 11, 2007

we, as a group, a city council, needs to let them know that we have things that we want on our side of the river, too. This is a chance of a generation to transform marine drive, the expo center, hayden island into quite a wonderful place. And right now they're at the part of the project where they're trying to have it cost less and push off. They don't want to absorb anymore parts of this.

Meanwhile, on the vancouver side, they're absorbing costs. Now, it is their downtown, so there are some differences there. So i'd like, as we go through this, that we have a little more connection with each of you. And i'm going to reach out to each of you so that we can start to get some of these enhancements that need to be part of this project. As the budget starts to crunch, there's less willingness, for instance, like on the columbia river widening where they had quite an enhancement package -- there's posturing that they're not going to do that on this project. Remember, this is a Washington philosophical project that odot is, these are my opinions, tagging along on. So I want us to not let this slip and have each of you jump in a little bit more deep and have the council speak as a loud voice. Sam's doing a great job, and rex is doing a great job. We need to be really at the plate as a whole region and a city at this. Thank you.

Adams: Thanks, walter. The council looks to me for sort of direction and advice in terms of when to jump in and how to jump in, and so i'll definitely have conversations with you about trying to get them more involved. I will say that they've been very supportive. And with this moratorium, I think it's just one of expression. They've been very supportive of making sure that the Oregon part of this project is as robust and meets all the needs that we have on this side of the river. So maybe it isn't evident publicly, but I can tell you behind the scenes they've been very supportive of my work, and it's up to me then to give them sort of advice on how to get involved.

Valenta: There is a staff perception that it's more you, and maybe that's how Portland runs, so I want to broaden that to have it be more that -- you know -- we're demonstrating to the staff that there is that deeper full council commitment to tracking this.

Adams: I'll work with you on that, because the council is very interested and engaged. And under a commission form of government, which is not what they have on the Washington side, i'm the one that is the point person on transportation.

Valenta: Thank you.

Potter: Further discussion? It's a resolution. Please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. Please read 839.

Item 839.

Potter: Commissioner Adams?

Adams: Andrew.

Andrew Aebi, Local Improvement District Administrator: Good morning. Andrew aebi, local improvement district administrator. Council initiated the l.i.d. formation proceedings on may 23rd, and before you you have an l.i.d. formation ordinance for your consideration. Joining me today are wayne alderman and ric deland of the Portland police bureau's northeast precinct. They are filling in for sergeant matt engen, who is on a well-deserved vacation whom you saw on may 23rd and roseanne lee from the office of neighborhood involvement is joining us as well, and they'd like to share a few thoughts with you. I've greatly appreciated the opportunity to partner with the Portland police bureau as well as the office of neighborhood involvement and the three property owners on this project. Just to recap from may 23rd, northeast winchell street east of mallory avenue is in very poor condition. It's a gravel street in a commercial area. So attempting to maintain the street by grading and graveling it, which is the responsibility of all three abutting property owners is not an effective long-term solution for, or that matter, an effective short-term solution given the usage of the street. Given the drainage of the area, among other issues, it would also be difficult and certainly not cost effective to try to build this street piecemeal, one at a time, by each property owner in lieu of building it via the local improvement district and taking care of the entire

July 11, 2007

unimproved frontage all at once with the l.i.d. This street will benefit all three property owners if council approves the l.i.d., and based on the feedback that we received at a property owner meeting that we held after the may 23rd council session, we are planning to construct driveways for all three properties so that all of them can access the street. We're also looking at -- we're also intending to make this parking changes on mallory avenue, and we believe that a lot of the truck parking that currently is happening on northeast winchell street will shift over to mallory, and mallory will become a better entrance point for the trucks that you see on the street, which will free up more of winchell street for parking by the exotica international club for men business as well as for meadowsweet farms. We did receive one remonstrance by last week's filing deadline, representing 14.5% of the estimated cost of the l.i.d. project and well below the 60% threshold by charter, at which point council would lose jurisdiction of forming the l.i.d. That remonstrance is in exhibit f before you. The remonstrance was received from meadowsweet farms. They are here to speak, to you today. Following the may 23rd council hearing, I analyzed the effects of a discussion that we had, which was to blend the current abutting linear footage assessment methodology with the square footage methodology and communicated the effects of that to the three property owners. The results of that would have been to increase kraft foods' assessment by \$72,087.29 while decreasing the assessment primary on the exotica property by \$43,527.42 and to a lesser extent on the meadowsweet farms property in the amount of \$28,559.86. Kraft foods would have been the only property owner adversely affected by this potential change. The benefit would have gone to exotica and to meadowsweet farms. We did receive correspondence from kraft in the form of a contingent remonstrance that said they would not be supportive of this change. I have not prepared an amendment for council's consideration to make this change, because the kraft contingent remonstrance would defeat formation of the l.i.d. by city charter. I would just note that, even without a change, the assessment methodology, kraft does have a majority of the cost of the l.i.d., just under 64% with an estimated assessment of \$294,000. They are under their own cost pressures. They are in a very competitive, low margin and slow-growing business, the grocery business, and they've indicated to me that they want to keep their Portland bakery cost competitive with their manufacturing facilities in atlanta, georgia, richmond, virginia, chicago, illinois, canada, and mexico, and have therefore declined to accept the additional \$72,000 assessment. My recommendation is to overrule the remonstrance and approve this ordinance. It's a second reading. If council approves this project, pdot is intends to get started on the project soon, and we will certainly endeavor to minimize cost to the extent possible for all property owners in the l.i.d. Just in closing, I want to note that the three businesses with whom I worked are very, very diverse businesses, and I really want to thank them all for their participation in the multiple property owner meetings that we held. I know meadowsweet farms drove down from kent, Washington, to be part of the discussion. And we got a lot of good issues out on the table. And if we move forward to the l.i.d., i'm confident that the design of the project will be significantly enhanced as a result of the participation by all the property owners. I'll now turn it over to my peers.

Ric Deland, Portland Police Bureau: Thank you. My name is officer rick deland with the Portland police bureau, currently assigned to northeast precinct neighborhood response team. Myself and officer wayne alderman, who's the crime analyst for northeast precinct, are appearing on behalf of sergeant matt engen who unfortunately was not able to attend today. He testified on may 23rd. That statement is on the record and I believe gives clear support and evidence for that support in moving this process forward. In addition to that, i've provided a memo sent to the council dated may 10th from commander brett smith in northeast precinct delineating the benefits from a law enforcement perspective that this process would bring. In short, we're here today to reaffirm our strong support for moving this process forward and to answer any questions that have arisen since prior testimony. Thank you.

July 11, 2007

Rosanne Lee: Probably should have taken that offer of the other chair from the beginning. My name is roseanne lee. Good morning, mayor, commissioners. I'm here today filling in for my colleague, celeste carey, who's in a training with other crime prevention practitioners this morning and couldn't be here, but I am also here as a member of the office of neighborhood involvement crime prevention through environmental design committee to state our support for the winchell street l.i.d. improvements. Winchell street is a good example of liveability and criminal activity issues commonly found in areas of our city that are unimproved roads without curbing, sidewalks or lighting and where the lines between public and private property are blurred. Where there are not clearly defined boundaries between the public and private domain, a perception of lack of ownership or no man's land is created. This lack of territoriality, which is a main component in practice, coupled with the fact that winchell street is dark and secluded at night, creates a perfect environment for crimes to occur, and they do. The previous council testimony by the staff of exotica, sergeant engen, the letter from commander smith, and the memo from my colleague, celeste carey, demonstrate that this is the situation existing on winchell street. Improving the street, adding curbs, sidewalks, and lighting will help meet the goal of territoriality and also contribute to controlling the access to and from the exotica property. Providing clear and distinct property lines and a street that is well lit sends a message of people care about this area, and you run the risk of being caught. It also enables the Portland police bureau and other agencies such as parking enforcement and property owners to effectively enforce the appropriate laws and ordinances to address crime and livability issues. The current owner of exotica has shown interest and enthusiasm in cooperating with police in crime prevention, to address the boundary issues via the l.i.d. process. They have taken some temporary measures to define the boundary of their parking lot. However, there's no guarantee that this cooperation would continue in the future with a change of property ownership or lack of interest if these permanent improvements are not made now while the l.i.d. resources are available. Without making the improvements of paving the street, adding curbs, sidewalks, and lighting, these chronic crime and livability nuisances will continue to flourish in the no man's land that currently exists and continue to require repeat police response. On the other hand, making these street improvements combined with the continue the partnership of crime prevention, Portland police and surrounding business properties working together to abate the crime and disorder on winchell should result in a safer, more livable street with a side benefit of reduced calls for police services. Thank you.

Potter: Questions? Commissioners? Is there anyone signed up to testify on this matter?

Moore-Love: We have about four more people signed up.

Potter: Ok.

Potter: Please state your name, and you each have three minutes.

Jeanne Crystal Sorenson: Good morning, council members and mayor, tom Potter. My name is jeanie crystal sorensen. I am one of the property owners of 240 northeast colombia boulevard, and i'm testifying this morning on the proposed improvement project. After thorough study and much discussion, we the property owners of 240 northeast colombia boulevard have decided the fairest and most equitable assessment is the blended estimate, which is a 50% square footage and 50% linear footage for all property owners. We want to work with the city to improve northwest winchell street. We feel the square footage estimate is not fair to all property owners.

Victor Mejia: My name is victor mejia. I am designated to speak on behalf of the ownership of meadowsweet farms. Could I read something that craig flintoff, one owner, brought out? He says our position on the l.i.d. is to oppose the project as currently funded. The council did direct andrew abbey to blend the linear square footage and present that as a viable option. With that method, we would accept the 38,000-dollar assessment. It appears that they will go forward with the linear assessment and bill us for the \$66,713 assessment. We find this option not financially viable to our operation, and we oppose the formation of the l.i.d. as such. My comments are, gentlemen -- I see

July 11, 2007

that mr. Aeibi came with two of our finest in blue. I assure you that we are very friendly people, and we are businessmen that are quite frankly in the business that we are in, as well as kraft -- we are in a very sensitive time as far as business is concerned and are really concerned about the sensitivity of our current markets as they stand. We are restricted by commodity markets that are very, very much out of control at this particular time in our industry. We do, though, agree that there are things that need to be done to this road and are not opposed to these types of things. However, some of the numbers that have been arrived at are a concern to us as business owners, because frankly there's a plan and there's a dollar amount set to something that we have no visible plan to see. If I was building my home and I got these numbers with no plan, frankly that person would be asked to leave, because it's not acceptable. We view it in that particular manner. Again, we feel that, as three companies, we are trying to work this out in an amicable situation, but we are looking at this from obviously a purely financial standpoint to all of our companies and how we're affected by these things. Again, we recognize that it does pose problems as far as the street is concerned, and we do want to be good neighbors to each other as well as be abiding to our police department in the job that they have to do. Frankly, there are some areas that we're a little concerned about. Me personally i'm concerned about as far as addressing some of these concerns, and i've had that conversation with mr. Aeibi as well. So this is our stand that we remonstrate against this.

John Damon: my name's john damon, the plant manager of the kraft nabisco bakery. I represent 350 union employees that make oreos, chips ahoy, wheat thins, ritz, premium crackers and cookies. We have in favor of the l.i.d. under its current assessment. The one thing that I would say after talking with our neighbors is that I would urge you to talk to the city engineers and look at limiting the scope so that the cost of this project is acceptable to everybody instead of looking at reassessment.

Saltzman: I'd follow-up on that. What would you want to see? What do you see that's in the scope that you would see as not necessary?

Mejia: Can I speak to that? There are some projects that have been under place in Portland currently. There's a project over by omsi that has been in place there. There's blended curbings that's there, right-of-ways of traffic that work extremely well there. If you've had an opportunity to see that project, that is a very, very busy intersection of property right there, and the flow is absolutely perfect. There are no formal sidewalks. However, there is pedestrian markings. There's bicycle markings. And if you go there, you'll see where truck parking is extremely adequate. And it looks as though that project, although I don't know the formal costing of that -- that project makes quite a bit more sense for the type of building and assessments or type of building and project that we have as far as our relocations are concerned. We don't get a lot of pedestrian traffic in those areas.

Adams: Take out the sidewalk?

Mejia: Pretty much. That's a nice way of putting it.

Leonard: I just happened to see that portion you're describing by omsi. So you would -- and I know what you're talking about, that there was actually designated bike lanes and whatnot. So in the area you're talking about, where would that happen at? .

Mejia: That would be on winchell itself.

Leonard: Winchell itself.

Mejia: I'm not sure why it wouldn't work on mallory also if part of that project is going to be going on to mallory. They're soft curbs that allow for access to trucks that need to go into businesses. We want to be accommodating at meadowsweet to a number of trucks that come into the area. The people at kraft have a number of trucks. I have a number of trucks, and we need to accommodate those things to the best of our ability. There's a limited amount of space obviously for parking.

Adams: The soft curbs are the more rolled curbs?

July 11, 2007

Mejia: Yeah.

Adams: I'm just trying to tick through, 'cause we only have so much time here. Soft curbs, no sidewalks. Any other way to get the cost down, ideas? I mean, you live with the project or you live with the street every day.

Mejia: Yeah. Typically, what we see, it's just traffic that is moving from m.l.k. or columbia boulevard.

Adams: No. Any other way to get the cost down?

Mejia: Yeah. Just soft curbs. No planter boxes, if that's acceptable to city planners. We have not had any formal plan that's been brought to us to show us any other alternative. We are trying to form plans within our laymen's minds on how these projects work with nothing that's been presented to us, and this is what our concern is.

Saltzman: The concern is you've been presented with one alternative only.

Mejia: We just -- and we just got that one within the last couple of days.

Leonard: No sidewalks?

Mejia: I'm not sure if that one shows a sidewalk. I believe it does show a sidewalk on.

Saltzman: I think it does so sidewalks.

Leonard: You said you were presented with an alternative.

Mejia: No we have not.

Saltzman: Talking about one proposal.

Leonard: Gotcha.

Mejia: And so we're looking that is where --

Adams: So maybe, andrew, if you could come up and take one of the mics, we can have a conversation here. So there are things we can do to get the cost of the project down?

Aebi: Thank you, commissioner. Andrew aebi. I guess i'd like to start by setting a little bit of a broad context here, which is not uncommon on an l.i.d. To identify items that look like discretionary items. And I think that, by dropping those items, there is a big cost savings.

Traditionally, we do not -- we do not normally see large cost saving by dropping sidewalks from a project, particularly if we have all the right-of-way we need, which we don't have for the storm water drainage but we have for the sidewalk piece. So traditionally we do not find that dropping sidewalks in a flat area like this is going to save a lot of money. Now, maybe if you go to southwest Portland --

Adams: Usually, if I recall correctly, our per block sidewalk charges are generally about \$25,000 a block if I recall correctly. More or less.

Aebi: More or less, yeah.

Adams: What about soft curbs?

Aebi: I haven't ever done a soft curb project, so I don't have the cost figures on that. But just to put the \$25,000 in perspective, that's about 4 or 5% of the total project cost. If we move ahead with this project now and get going on it sooner, have it built sooner, that could easily provide more financial relief than dropping the sidewalks. I would also add that these design parameters are not come up with in a vacuum. We've obviously done a lot of outreach with the pedestrian community among others. We have design guidelines. The city engineer ultimately has jurisdiction. I guess one other point I need to make is I have a lot of people around the city who live on streets that don't have sidewalks who come to me later and say, you know, i've got pavement in front of my house. I have curbs. I really wish we had sidewalks. Getting back to this particular location, the concern we had about not putting in sidewalks is we know that there will be parking on the street, potentially truck parking, for example, in the middle of the night. If it's in the middle of the winter, raining and dark, you've got trucks parking on the streets waiting to get into kraft when they open up their delivery gate. We want them walking on a sidewalk or queuing on the sidewalk. We don't want them walking out in the middle of the street and not providing a pedestrian facility.

July 11, 2007

Adams: Are we doing planter boxes or anything like that?

Aebi: We have a planning strip on the -- we are proposing a planning strip on the north side of the street.

Adams: Strip but not planter boxes.

Aebi: Not planter boxes per se. And I would just call your attention to exhibit b that has a typical section that proposes the scope of the project. And exhibit e, by the way, has a line item by line item breakdown of where all the costs are. But really I have to emphasize in closing, I mean, we have a certain degree of flexibility moving forward, and the commitment I made to the property owners is the first thing we would do if the I.i.d. Got formed is we would survey it, come back with something, have a property owner meeting and have discussions with them and consult with the city engineer. Commissioner, I would be happy to check in with your office in terms of how the design is proceeding.

Adams: So this is a scenario intended to help get better cost estimates.

Aebi: Yes.

Adams: We have flexibility in terms of soft curbs in places.

Aebi: Yes.

Adams: Ok.

Leonard: I raise concerns about the impact this is going to have on these small businesses at the last hearing, so my interest is, if i'm going to support this, that you are diligently looking at ways to reduce costs for the other businesses that this is going to affect. And if it means saving money by doing cost, soft curbs that don't endanger people, that's what I would support having done or whatever needs to be done to keep the cost down but still address the police issue of trying to reduce the crime and the other things that have been attendant to this area. My specific request is you focus real hard, more than on more projects, trying to reduce the cost.

Aebi: And I would be very happy to check in with commissioner Adams' office on how the design is progressing and keep you apprised and let you make the decision. It's ultimately council's decision what the scope of the project is. We're just simply trying to give people an idea of what they're buying. Are they buying a 36-foot-wide street or 26-foot-wide street. We have a code requirement to give them a general character and scope. I think as long as we adhere to the basic parameters of what we're proposing, we certainly have flexibility as we go through the design process.

Saltzman: I would just echo the need for flexibility on this and try to get the cost down. Not shift it anymore. I know we have street codes and all those things that dictate how these designs come together, but I also think that given the location of this street that we need to have some flexibility applied to it.

Jean Crystal Sorenson: As one of the owners of property 240 ne Columbia blvd we have not received we have not received any design at all. Our neighbor has, but we haven't received anything. All we know is the figure, and that's it.

Leonard: Is that accurate, andrew?

Aebi: This is the first time i've had the pleasure of meeting you. The way the I.i.d. process is, we don't have a design until we know we have a real project. So the idea here is to start with a general scope. If council approves this project we will very much be in communication with the property owners.

Leonard: You have not given design--

Aebi: We have had property owner meetings, we've talked about the typical section and what it was we were proposing in terms of the width of the streets, sidewalks.

Leonard: Were the property owners invited?

Aebi: Yes.

July 11, 2007

Sorenson: I believe my husband represented us because I was unable to attend. But we still did not receive the copy that our neighbor here has.

Adams: Was that distributed at the meeting, Andrew?

Aebi: Yes, I don't have a copy of it right here with me. I had an agenda for the meeting that laid out what the costs were and also what the scope was, how wide the street was going to be, how wide -- I'll be happy to provide a copy of that.

Adams: Just so I'm clear, it's part of my job, I'm still learning, does the final design come back to the city council for approval?

Aebi: Normally we wouldn't come back to council for a formal hearing. What I would suggest, Commissioner, is maybe I could check in with your office and code does not require council hearing, but certainly if you want to bring it back to council that certainly is your prerogative to do that if the other council members are comfortable delegating that to you.

Adams: I'm happy to bring it back.

Leonard: I would be comfortable if you just focused on the comments you heard particularly from Commissioner Saltzman and I. And which I think you share. I don't necessarily need to look at it again. I have full confidence that you would make sure that the project be done as efficiently and economically and without as many frills as possible, and still meeting the needs of the bureau.

Adams: You have my commitment.

Aebi: Thank you.

Potter: Nonemergency, moves to a second reading.

Moore: We might have one more person to testify. Was there a James R?

Potter: Could you repeat the name?

Moore: James and just the Initial R.

Potter: Did not respond, so we'll move to a second reading. Please read item 840.

Item 840.

Potter: Commissioner Adams?

Adams: We have a number of staff folks that have been working on this project that will give us an overview followed by council consideration whether or not to move forward with the resolution 840 in your packet.

Wendy Cawley: Good morning, Mayor Potter, Commissioners. My name is Wendy, I'm with the Portland office of transportation and the project manager for the Marquam Hill traffic calming plan. Also up here is Anton, who is citizen advisory committee member for this project, and will be the speed bump program manager. I have a short power point presentation to introduce the project to you. A little background. In the Marquam Hill plan, there were some traffic calming priorities identified. They were reiterated in the aerial tram report. During aerial tram proceedings city council directed that a traffic calming study be pursued on Marquam Hill. OHSU agreed to fund 70% of that study. PDOT picked up the remaining 30%. The project streets include Southwest Bancroft, Condor Avenue, Condor Lane, Hamilton Street, Terrace, Viewpoint Terrace and Sixth Avenue Drive, Bang Croft Homestead. This is a map of the area. As you can see, OHSU is in the Northwest corner of the map. It's bounded to the east by Barbur Boulevard, Terwilliger cuts through, Hamilton Street is on the south end, and Condor Avenue is on the north end. The project streets are in yellow here. To start out the process, we had -- held an area-wide meeting. We selected a citizens advisory committee. Over the course of a year we ended up having eight citizen advisory committee meetings. Two area-wide public meetings. We held two internal PDOT technical advisory committee meetings and we ended the process with speed bump support petitions for streets that speed bumps were recommended for. Folks that were involved in the process were the Homestead Neighborhood Association, South Portland Neighborhood Association, the Southwest Hills Residential League, OHSU, Veterans Administration Medical Center, Friends of Terwilliger, the Portland Fire Bureau, Portland Parks, and Tri-Met. Throughout the public involvement several issues rose to the top -- rose to the

July 11, 2007

top. The ones that seemed to be of highest concern were high volumes of vehicles on local streets from cut-through traffic, from the institutional uses on the hill. Basically people that were working up on the hill or needed to access the hill were using residential streets to get there. Another concern was the speed of those vehicles traveling on the residential streets. Another was bicycle auto conflicts that could -- at condor lane and terwilliger. There have been reports or anecdotal evidence of conflicts at that location. And then lastly the lack of pedestrian amenities in the area as far as sidewalk connections being complete. The project goals are to influence auto traffic to use the arterials rather than local streets. Slow down the cars that are using the local streets in the area, and enhance safety for residents, pedestrians, bicyclists, and motorists. So after a year of meeting about this project, the c.a.c. Worked very hard and came up with recommendations that they then presented to the neighborhood at an area-wide meeting in february. Their recommendations, the c.a.c. Recommendations are to provide speed bumps on sixth avenue bancroft, and homestead, condor avenue, hamilton street, and hamilton terrace. They're also recommending that curb extensions be constructed at the intersection of hamilton terrace and hamilton street to narrow down the intersection. Curb extensions are proposed at barbur and viewpoint terrace. At this location viewpoint terrace is one-way toward barbur. There are do not enter signs, a pavement arrow, people continue to drive the wrong way on that street. By constructing curb extensions there we hope to stop that behavior. And lastly, the -- there's a Recommendation for a safety improvement at condor lane and terwilliger where it is seen that bicycle and auto conflicts are dangerous. This is just a map of the proposed improvements. The yellow streets are the project streets. The ones in blue are the streets that are proposed for speed bumps. There's some purple circles that are the curb extensions, and the blue circle is safety improvement at condor and terwilliger. There's some pink squares, those are just signing and striping issues that came out of comments from the area wide public meetings for changes to parking or minor changes. The overall project is expected to cost \$150,000. Again, 70% will be funded by ohsu. They have verbally committed to this. We have not entered into an i.g.a. Yet, but they have agreed verbally. Pdot has the remaining 30% to fund these construction improvements. We would expect the speed bumps to be constructed sometime between now and october 2007. We're in the process of designing the curb extension and expect them to be constructed winter of 2008. And then the safety improvement at condor lane would be constructed next summer, in the summer of 2008. Before I conclude my presentation i'd like to thank and acknowledge the citizen advisory committee. They put in lots of hours, they worked for over a year on this project. That includes angela from ohsu, michael from the veterans administration, walt, david, tom, ken, marcy, henry, lana, joseph, david, jeff, anton, and warren. We support the citizen advisory committee recommendations to construct the improvements as outlined in the plan report, which I believe is exhibit a. We recommend that council adopt recommendations in the marquam hill traffic calming plan and we recommend council directs the city to enter into an i.g.a. With ohsu to fund the improvements. Anton is here to say a few words as c.a.c. Representative.

Anton Vetterlein: Thank you. Good morning. It's interesting that this comes to the council today. It's exactly five years and one day from when the marquam hill plan was adopted. And in that time -- at the time the marquam hill plan was adopted, the neighborhood had asked for limits on traffic from ohsu which we thought was consistent with ohsu's stated traffic goals. But that was denied us, but we were instead given this traffic calming plan as a mitigation for the traffic in the neighborhood. And in the five years since the marquam hill plan was adopt, three ohsu buildings have been built and the tram very technically and politically complicated. Those have all been built and constructed and it's great to finally have this traffic Calming plan coming through. It finally -- I just wanted to -- had to point out it's less than we wanted but it's certainly -- i'm certainly happy that we have this. We would have preferred to control the traffic at the source, but traffic calming, if that's what we can get, we'll take it. I'll take it. This plan, this traffic calming plan was a result of

July 11, 2007

a lot of public meetings and citizen input. I started organizing people a few years ago, anticipating this and I walked hamilton street getting petitions, signatures, I think I visited 48 different households several times hoping to at least contact everybody even though hi the number I needed. As wendy said the plan was called for on the marquam hill plan, reiterated the aerial tram. I think it's significant ohsu is paying 70% of the cost. I think it's an acknowledgment on their part of the part that traffic plays in our neighborhood and the need for mitigation. And I appreciate that. Some concern has been expressed that this plan was created without input from emergency medical service providers on the hill, and I think that criticism is misplaced. Both ohsu and the v.a. Hospital have been aware and involved in this project from the start, and they never communicated any concerns they had regarding emergency access and certainly it would be disingenuous of ohsu To commit to a traffic calming plan as part of the marquam hill plan and then to oppose it at this point. And they're not doing that, and -- in addition, all these streets are designated -- are not designated as emergency medical access routes. So I think the city's responsibility in that aspect has been covered. So I just urge you to adopt the plan. We've worked long and hard and waited for it, and we'd like to see it happen. Happen. -- thank you.

Adams: Thanks for your tireless work on this and many other issues related to the quality of life and transportation issues in south Portland.

Cawley: I do have two letters, one from the president of the homestead neighborhood association and one from ohsu that the people who submitted them would like me to read. I could read them now or if you have questions you'd like to ask first, I could read them later.

Potter: Are they letters of support?

Cawley: They are.

Potter: We'll put them with the records, but we're running behind, so we'll just include them as part of the record for this.

Cawley: That's fine. So are there any questions, then?

Potter: Questions from the commissioners? Thank you, folks.

Adams: Good work.

Potter: Very good work. Is there a sign-up sheet?

Moore: We have three people signed up.

Potter: You each have three minutes.

Jeff Schuh: Jeff schuh, I -- shue, I live on viewpoint terrace. I'm going to be brief myself. My issue is regarding what wendy mentioned about people disregarding what is essentially a one-way entrance, or one-way exit only on viewpoint terrace. This issue didn't exist when I first bought my house. The changes at barbur and hamilton, the redesign much that intersection opened up the possibility of violating where cars turn up my street now with impunity from every direction that you can imagine. I've been trying to address this issue with the neighborhood association and the city for 10 years, so i'm pleased it wasn't appended to the traffic calming plan. This issue has gotten so bad for me that i've been -- and the lack of response has forced me to do something which I know the city doesn't condone, I know the police don't condone, but my only alternative was to stop traffic on my own, which I certainly didn't want to do, and I recall some traffic calmings that were done after I actually had an officer write citations, count like 100 cars a day turning up the street in the wrong direction. So to me it's been a major livability issue, and considering the street is down to basically one lane at the exit, that means the incoming traffic is driving up past my house in the northbound in the Southbound lane. So to me it's a safety issue as well. I think what i'll summarize with is from my perspective, I think from a lot of other people in the neighborhood, this is one of the few things that we've gotten for the neighborhood itself for existing neighbors, for existing residents to the neighborhood as a result of the development around our neighborhood, including blocking views, including a tram over our heads. So I think it's imperative that this is supported, because it is something that really makes our neighborhood more livable and it seems to be the only

July 11, 2007

thing we've really achieved. And there's been a lot of work by the citizens, bite advisory board to come up with what I think is a very usable plan. I'm end with that. Thanks.

March McInelly: I live at 3845 condor avenue. I'll be quick. I served on the c.a.c. for this last year, and my husband and I and two of our neighbors took the petition around to collect signatures, and we were pleased that 100% of the property owners, including business owners, residents, and renters on the route that would be affected by the traffic calming plan signed the petition. And everyone had a personal story to tell about dangerous encounters with speeding, distracted, and rude drivers. So we welcome this plan, we have been waiting for this plan. These are necessary improvements. The c.a.c. deliberated for a significant period of time and worked with the city closely to come up with this plan, and on our stretch condor avenue, condor lane, it was -- condor lane, it was unanimously supported. Thank you.

David Redlich: Good afternoon, my name is david redlich, I live at 3944 southwest condor avenue. I've served as president of the homestead neighborhood association, secretary, and vice-president. I served on the homestead tram transportation committee chair, and i've been -- in the course of the last 20 years I participated in the southwest community plan, homestead neighborhood plans, the marquam hill plan, I served and represented the neighborhood on the tram, c.a.c., and I also served on the marquam hill transportation -- traffic calming study c.a.c. I've been very disappointed with the city of Portland, particularly its bureaus throughout this process. They primarily act as agents of the developers and ohsu. Very little consideration has been given to the effects of ohsu and the other institutions on the surrounding neighborhoods. As you i'm sure you know, there are five routes on and off that hill, all are narrow winding streets, two-lane streets, some of which have no pedestrian facilities whatsoever. We received empty promises from the city council as anton mentioned, five years ago. The marquam hill plan mandated certain things. Here we are and we're still going through the process of just an initial phase, most of the heavy water, they'll need to be carried later on to really address this problem, is years down the road. One item in particular that just pops to mind is a connection, a pedestrian access on condor lane, which is a park avenue surface road but it connects condor avenue with terwilliger. It's heavily used by pedestrians, including commuters to the institution on the top of the hill. There is no real pedestrian access. As we take a look at the time lines on this, any improvements to condor lane are years in the future. I just turned 53. I would really like to use some of these improvements while i'm still able to walk. At the rate we're going, I don't think that's going to be possible. As I said, there's a great deal of need, and just to put this in comparison, the last figures I have which date back to the marquam hill plan, there's nearly 40,000 trips on and off the hill every day. To put that into perspective, there's about 42,000 trips that go across the hawthorne bridge every day. Yet the hawthorne bridge enter noose an extensive traffic grid on both sides. This plan was so focused, two major intersections which contribute to the problem were left out of the plan and I don't know when they'll be addressed. Those are the intersections at Southwest campus drive in terwilliger -- and terwilliger, and at 6th avenue and gaines. I believe that a more cost effective solution would be, for the price of a couple of post and some stop signs -- at your consideration i'd like to continue.

Potter: Yes.

Redlich: We could prohibit right-hand turns from campus drive southbound on to terwilliger. That would reduce a substantial portion of the traffic that is using terwilliger and the streets identified in this study. At the same time, if we prohibit left-hand turns from terwilliger northbound onto campus drive westbound, uphill, we would also eliminate the incentive the commuters have to take the southerly routes. The marquam hill plan calls for ohsu to lie sam jackson road and terwilliger north of campus drive. They are implementing nothing that addresses the problem to the south. Speed bumps I feel are very poor solution. In particular in the -- particularly in this neighborhood. These streets are very narrow, they're steep, most speed bumps are limited to streets under 8% grade. The city has promised they have new speed bumps, steeper grades, but I don't want to be the

July 11, 2007

experiment that proves or disproves whether or not these speed bumps work. If we address the problem at the core, ohsu --

Potter: You're going to have to wind it down. I've given you an extra minute and a half.

Redlich: All right. There are things that ohsu can do. For example, through conditions employment agreement, they can prohibit their employees from using the neighborhood streets and stay on the streets they're supposed to. Sam Jackson hospital uses a similar plan for controlling their on-street neighborhood parking problem. You'll see in your exhibit that there's a recommendation for one-way circulation on Hamilton and Condor. This will just further vulcanize our neighborhood and inhibit interneighborhood circulation. There is a signage, hospital signage at Lane Street and Barbur. This simply directs more traffic on the residential neighborhood streets when it should be using Sam Jackson as called for in the Marquam Hill plan. And lastly, funding. This is an ohsu problem. They should pay for it, not the taxpayers. So I would recommend that you ask them to fund it 100%. Number two, I want to accelerate the planning process to take a look at the intersections at Southwest Campus Drive and Terwilliger and --

Potter: Sir, are you officially done. Thank you.

Redlich: All right. Thank you.

Potter: What I would suggest, if you could put this in writing, you've got very good information and good ideas. Is it in writing where we could look at it?

Redlich: I could supply you with that, yes.

Potter: That would be appreciated.

Redlich: Would you postpone your decision in time for me to get that to you?

Potter: Commissioner Adams?

Adams: We would look to the folks that have been part of the process. If you want to postpone this decision, those of you that have been part of this --

Leonard: I have a question about the ohsu parking. Don't you have residential parking permits?

Redlich: We do. In most of the neighborhood that has been addressed. As far as ohsu parking in our neighborhood. What we're trying to do is control the through traffic. It was exacerbated by a previous city council which under the Marquam Hill plan increased the number of parking places allowed on the top of the hill.

Leonard: You are describing an issue of people parking in your neighborhood, you're talking about them using it as --

Redlich: What I was referring to was a tool that ohsu could use to control its employees as far as transiting through the residential portions of the neighborhood that are actually not called for under the Marquam Hill plan. An example would be the system that Good Sam uses to control their neighborhood parking problem. And they make it a condition of employment that if you are caught parking in the neighborhood, as opposed to one of their structures or some other permitted area, you would be first counselled with a warning and then ultimately they told me --

Leonard: You're describing parking.

Redlich: That was for parking. It's a tool that can be also used for transiting. Ohsu has a safety staff, they have to have little parking stickers to park up in the ohsu facilities.

Leonard: You would --

Redlich: All they have to do is make this a condition of employment and say, all right, safety staff, if you see an ohsu employee driving through the neighborhood, that constitutes your first warning. And then a process starts from then.

Leonard: I'm not sure I buy off on that. That's somewhat draconian.

Redlich: The problem is draconian.

Adams: The choice we have, because they got a long list of things still to consider here, the choice we have last night is to not vote on this today and continue the processing, or we can view -- vote today as putting in the policy bank, the work that's been done thus far and obviously this is just a

July 11, 2007

milepost in what is a big, big continuing problem. But this has been a long time in coming since I took over in transportation i've tried to speed it along so at least we get some progress on the books and the washing has to continue. There's a lot of work yet to be accomplished. So I wouldn't take this as, this is the end of the effort. This is simply banking a certain amount of policy work that's been done and work has to continue.

Redlich: It's also spending money now that could be better used for, for example, pedestrian access at critical areas, crossings, and things like that.

Adams: My understanding is this work has been -- the conversation has been a facilitated conversation with -- we've worked with the community, and I inherited this project, we worked with the community to come up with what's before us today. I don't think anyone are shaking their heads behind that you these are colleagues in the neighborhoods, that say this is the end all. But I don't want listeners or viewers to think that this is something that we're just imposing on the neighborhood. This is the work of a partnership. Would you like to comment?

McInelly: Yes. It's a partnership. The result of a partnership, and I think this is -- we see this as the first and a very important step. It should not be postponed. It does not preclude some of the things david is talking about from being considered in the future.

Potter: I agree. Do we have anybody else signed up to testify?

Moore: That was all who signed up.

Potter: Ok. I'd like to call the vote. Please call the vote.

Adams: I want to thank everyone who's work order this. I'm happy to get some direction on the books, policy direction on the books that make it possible to get money applied to some of these problems. Clearly no one testifying today, no one presenting today. This is another step on the way. We still have a lot more work to do in south Portland. South Portland circulation, transportation, half the busy streets don't have sidewalks. This is an area of Portland that needs a lot of investment, and i'm engaged in a conversation with the community to look at the transportation priorities in south Portland and all over the city and funding options. So i'm hopeful that you will join me and the council in bringing more resources to bear on more investments to bear on these problems. Aye.

Leonard: Aye.

Saltzman: Good work. This is a lot of progress. Aye.

Potter: I would also like to say I like some of the ideas, david, that you had, particularly some of the low-cost ones such as no left turns at terwilliger and campus drive. That seems to make a lot of sense. So i'll be talking with you commissioner of pdot about that. Aye. [gavel pounded]

*******:** Thank you.

Adams: Thank you.

Potter: Please read item 841 and 42 together.

Items 841 and 842.

Adams: So if vicky, could you give us 15 seconds of summary of what this is, and be available, you and greg, to answer any questions.

Vicky Diede, Office of Transportation: Absolutely. The two amendments with Portland streetcar inc., the work called for was anticipated during the city's solicitation process for the professional services. The amendments really -- merely recognize the fact that we received the federal money which we need to do before we can obligate the work. It's one of the challenges of working with the feds. You know how much is coming but you don't know when you're going to get it.

Adams: Well done.

Potter: Questions from the commissioners? Was anybody signed up to testify?

Moore: I did not have a sign-up sheet for this one.

Potter: Is there anyone here who wishes to testify on this matter? Please call the vote. On 841.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

July 11, 2007

Potter: Aye. [gavel pounded] call the vote on 842.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. [gavel pounded] please read item 843.

Item 843.

Potter: Commissioner Saltzman.

Saltzman: This ordinance is essentially a housekeeping ordinance. It cleans up certain things like changing the name of the cable regulatory commission to its proper name, the mount hood cable regulatory commission, etc. It's nothing of substance.

Potter: Any questions from commissioners? Was anyone signed up to testify?

Moore: I did not have a sign-up sheet.

Potter: Is there anyone here who wishes to testify on this matter? It's a nonemergency and moves to a second reading. Please read item 844.

Item 844.

Potter: Commissioner Saltzman.

Saltzman: We're grateful the state of Oregon has decided to join p.d.x. Lounge in Chicago at the U.S. Green Build Council's Green Built Conference in November of '07. Both myself and Mayor Potter will be attending that conference. It was a very successful p.d.x. Lounge, very successful public and private organizations from Oregon committing to meeting other business and industry professionals, and also developing economic leads. But doing so on a very laid-back, casual atmosphere outside of the convention center in a building that will look like a Portland neighborhood. So we're welcome the state of Oregon joining us.

Potter: Did we have a sign-up sheet.

Moore: No one signed up.

Potter: Ok. It's an emergency vote, please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. [gavel pounded] please read item 845.

Item 845.

Potter: Second reading, vote-only.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. [gavel pounded] please read item 846.

Item 846.

Potter: Commissioner Saltzman?

Saltzman: This is the result of a community design workshop for Patton Square Park, which is adjacent to the Interstate Firehouse Cultural Center. The funding for this will come from urban renewal funds and the design will compliment the historic Interstate Firehouse Cultural Center. Urge approval.

Potter: Any questions from commissioners? Anybody here who wishes to testify on this matter? Emergency vote, please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. [gavel pounded] please read item 847.

Item 847.

Potter: Commissioner Saltzman.

Saltzman: We've learned as we've been building more skate parks about the need and desire to use smaller businesses who really specialize in these designs. They need more flexibility in the performance bonding, and that's what this does pursuant to state law.

Potter: Questions? Anybody here who wishes to testify? Emergency vote, please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. [gavel pounded] please read item 848.

Item 848.

July 11, 2007

Potter: Commissioner Saltzman.

Saltzman: Pretty self-evident. This is additional work at our pools.

Potter: Anyone here who wishes to testify to this matter? It's a nonemergency and moves to a second reading. Please read item 849.

Item 849.

Potter: Second reading, vote-only. Please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. [gavel pounded] please read item 850.

Item 850.

Potter: Auditor blackmer.

Auditor Gary Blackmer: Good afternoon. Gary blackmer, Portland city auditor. With me is marcella red thunder and hank. Briefly we had a member of our committee who missed the last seven meetings and we want to keep our full force in terms of the committee. So we're asking the council to remove that absent member on the c.r.c. And replace her with marcella red thunder, who was a member in good standing before This. So i'll hand it over to hank and then --

Hank Miggins: Good morning. At present there is no procedure for us to remove a member who is not performing to the standards you expect in the ordinance. The c.r.c. Is currently working on the process which we will be presenting to the auditor at some point, where we will eliminate the hard process of coming back to see you each time something like this happens. The second part of my statement is, I want to welcome miss red thunder back to the c.r.c.

Marcella Red Thunder: Is it my turn? My name is marcella red thunder, and I am enrolled in a federally recognized tribe in south dakota. Both my parents are also enrolled members of federally recognized tribes and both grandparents were schooled and educated in indian schools back east, and graduated. I continue a long line of trying to represent the native americans in the city of Portland. 30 years ago my father was in charge of the columbia villa and mayor Potter was the officer, my father remembers working with mayor Potter. So I feel as uncomfortable as I feel having been in the position that I was because we have so few native americans in any kind of area such as the important area that i've been asked to fill. It took two years for me to be able to be comfortable and do the job and understand the duties that myself bringing a different culture and Representing the native americans in the community. It was a fight, and I want to acknowledge great deal of support from dan handelman and gwen baldwin, who if it weren't for their support at the time, i'm sure they are not aware of this at all, we have a very different culture I would like to continually say. And that's why it's so important to say that I am here, and I decided 100 times to quit and continue on because I believe that there are people who are ready for a change such as. This i'm -- gary blackmer has afforded me the opportunity to speak out in my own language, which is very different, although it is english. But people seem to be open. And I just want to say how difficult this has been for me in the way that I lost my position. But i'm just very excited that we have an appeals on tuesday and that I have the opportunity in the next couple days to read the case and investigate in the manner that I feel is important for myself, for community, and for native american community. So thank you.

Potter: Thank you. Questions? Is anyone signed up to testify on this matter?

Moore: No one signed up.

Potter: Is anyone here who wishes to testify on this matter? Please call the vote.

Adams: Marcella, I was very proud to nominate you the first time, and i'm very happy to vote yes on -- for your reappointment, and look forward To your great work. So thank you for agreeing to do this. It's very important. Very important task. Aye.

Leonard: I appreciate your compassion. It's great. Aye.

Saltzman: I appreciate that you're a mechanic. I bet you're the only one on the c.r.c. Welcome back. Aye.

July 11, 2007

Red Thunder: Thank you.

Potter: Ms. Red thunder, thank you for willing to serve on this committee. It's a very important committee. I know you understand it because you have really struggled with the whole issue of policing our community, and I look forward to you being an honest and open advocate. Not just for the native american community, but for all of our community.

*******:** Thank you very much.

Potter: Aye. [gavel pounded] thank you. We're adjourned until next week.

At 12:20 p.m., Council adjourned.