

<p style="text-align: center;">PORTLAND CITY COUNCIL AGENDA City Hall - 1221 SW Fourth Avenue <u>WEDNESDAY, 9:30 AM, APRIL 28, 2010</u></p> <p>THOSE PRESENT WERE: Mayor Adams, Presiding; Commissioners Fish, Fritz and Leonard, 4.</p>	<p style="text-align: center;">Disposition:</p>
<p style="text-align: center;">COMMUNICATIONS</p> <p>562 Request of Burt Ruvensky to address Council regarding the Gladstone Street Traffic Diversion and Bicycle Boulevard Project (Communication)</p>	<p style="text-align: center;">PLACED ON FILE</p>
<p>563 Request of James Lopes to address Council regarding lawlessness in Portland (Communication)</p>	<p style="text-align: center;">PLACED ON FILE</p>
<p>564 Request of Mike O'Callaghan to address Council regarding shelterlessness (Communication)</p>	<p style="text-align: center;">PLACED ON FILE</p>
<p style="text-align: center;">TIMES CERTAIN</p> <p>565 TIME CERTAIN: 10:00 AM – Declare intent to initiate local improvement district formation proceedings to construct street, sidewalk and stormwater improvements from NE Glisan St to 74 feet north of NE Davis St in the NE 97th Avenue Green Street Local Improvement District (Resolution introduced by Mayor Adams; C-10035) 30 minutes requested</p> <p>Motion to amend to add language to ordinance title: Moved by Mayor Adams and seconded by Commissioner Fritz. (Y-3; Fish absent) (Y-4)</p>	<p style="text-align: center;">36783 AS AMENDED</p>
<p style="text-align: center;">CONSENT AGENDA – NO DISCUSSION</p> <p style="text-align: center;">Mayor Sam Adams</p> <p style="text-align: center;">Bureau of Planning & Sustainability</p> <p>*566 Authorize a contract for \$40,000 with Solar Oregon to deliver solar energy education and community outreach services (Ordinance)</p>	<p style="text-align: center;">REFERRED TO COMMISSIONER OF FINANCE AND ADMINISTRATION</p>
<p>567 Authorize a three-year Intergovernmental Agreement with Portland State University in the amount of \$127,500 to implement Portland's Public Event Recycling Program (Ordinance)</p>	<p style="text-align: center;">PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>

<p>568 Authorize an Intergovernmental Agreement in the amount of \$30,000 with the Oregon Department of Transportation for facilitation services on the Central City 2035 NE Quadrant Plan and I-5 Broadway/Weidler Interchange Project (Ordinance)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>Bureau of Transportation</p>	
<p>*569 Grant revocable permit to CC Slaughters to close NW Davis St between NW 2nd Ave and NW 3rd Ave from 7:00 a.m. on May 27, 2010 until 6:00 a.m. on May 29, 2010 (Ordinance) (Y-4)</p>	<p>183712</p>
<p>570 Grant revocable permit to Scandals Lounge & Restaurant to close SW Stark St between SW 11th Ave and SW 12th Ave from 7:00 a.m. on June 19, 2010 until 11:00 p.m. on June 20, 2010 (Ordinance)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>571 Grant revocable permit to DZ Real Estate LLC to close SW Stark St between SW 11th Ave and SW 10th Ave from 6:00 a.m. until 11:00 p.m. on June 20, 2010 (Ordinance)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>572 Grant revocable permit to Pearl District Business Association to close NW 13th Ave between NW Lovejoy St and NW Northrup St; and NW Marshall St between NW 12th Ave and NW 14th Ave from noon until 9:00 p.m. on July 4, 2010 (Ordinance)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>573 Allow an exemption to City Code 5.36.010 regarding the disposition of surplus property for the purpose of selling surplus pay stations (Second Reading Agenda 540) (Y-4)</p>	<p>183713</p>
<p>Office of City Attorney</p>	
<p>*574 Amend Legal Services Agreement with Cascadia Law Group for outside counsel (Ordinance; amend Contract No. 34620) (Y-4)</p>	<p>183714</p>
<p>Office of Emergency Management</p>	
<p>*575 Accept a U.S. Department of Energy grant of \$276,099 to develop a Local Energy Assurance Plan and agree to the terms of the American Recovery and Reinvestment Act for reporting use of funds (Ordinance) (Y-4)</p>	<p>183715</p>
<p>Office of Management and Finance – Human Resources</p>	
<p>576 Amend contract administered by the Bureau of Human Resources, Benefits and Wellness Office with United Behavioral Health for employee assistance services effective July 1, 2010 through June 30, 2011 (Ordinance; amend Contract No. 52683)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>

<p>577 Amend contract with Aliquant Corporation for web-based benefit enrollment and related IT administrative software system services to extend the termination date of the contract from June 30, 2010 to June 30, 2013 (Ordinance; amend Contract No. 35136)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>Office of Management and Finance – Internal Business Services</p>	
<p>*578 Pay claim of Marsha Anderson (Ordinance) (Y-4)</p>	<p>183716</p>
<p>Commissioner Nick Fish Position No. 2</p>	
<p>Portland Housing Bureau</p>	
<p>*579 Authorize Section 108 Guaranteed Loan Pool Funds of \$460,000 from the Department of Housing and Urban Development for the preservation of Upshur House as affordable housing to be financed through the Portland Housing Preservation Fund (Ordinance) (Y-4)</p>	<p>183717</p>
<p>*580 Authorize grant agreement with United Way of the Columbia-Willamette in the amount of \$25,000 to support outreach efforts for the 2010 Census (Ordinance) (Y-4)</p>	<p>183718</p>
<p>Portland Parks & Recreation</p>	
<p>581 Authorize three-party agreement with Multnomah County Department of County Human Services-School and Community Partnerships and the Centennial School District No. 28J for the SUN Community Schools initiative and SUN Service System (Second Reading Agenda 546) (Y-4)</p>	<p>183719</p>
<p>582 Authorize three-party agreement with Multnomah County Department of County Human Services-School and Community Partnerships and the Reynolds School District No. 7 for the SUN Community Schools initiative and SUN Service System (Second Reading Agenda 547) (Y-4)</p>	<p>183720</p>
<p>Commissioner Dan Saltzman Position No. 3</p>	
<p>Bureau of Environmental Services</p>	
<p>*583 Authorize Joint Funding Agreement between the Bureau of Environmental Services and the U.S. Geological Survey, U.S. Department of the Interior for hydrologic monitoring in the Johnson Creek, Columbia Slough, Fanno Creek and Tryon Creek Watersheds (Ordinance) (Y-4)</p>	<p>183721</p>

<p>*584 Amend contract with MEI Group, dba Moore Excavation, Inc., to increase compensation for the Annual Pipe Cleaning and Investigative Service (Ordinance; amend Contract No. 41098) (Y-4)</p>	<p>183722</p>
<p>585 Authorize a contract and provide payment for construction of the SE Tibbetts-Harrison Green Streets Project No. E08663 (Ordinance)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>586 Authorize a contract and provide for payment for the construction of the Nob Hill Sewer Replacement Project No. E08880 (Ordinance)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>587 Authorize a contract and provide for payment for the construction of the NW Wilson Sewer Replacement Project No. E08962 (Ordinance)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>588 Authorize a contract and provide for payment for the construction of the SE Stark St, 72nd Ave, Taylor St and NE Wistaria Dr Sewer Rehabilitation Project No. E08978 (Ordinance)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>*589 Authorize grant agreement with Tualatin Hills Park and Recreation District related to the Fanno Basin System Improvements projects Community Benefit Opportunity (Ordinance) (Y-4)</p>	<p>183723</p>
<p>Commissioner Randy Leonard Position No. 4</p>	
<p>Bureau of Water</p>	
<p>590 Amend Staffing Intergovernmental Agreement with the Regional Water Providers Consortium to extend expiration date to June 30, 2015 and address other issues (Ordinance; amend Contract No. 50880)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>
<p>591 Execute a Collection Agreement with the U.S. Forest Service, Mt. Hood National Forest to fund Juvenile Fish Monitoring associated with the Bull Run Water Supply Habitat Conservation Plan (Second Reading Agenda 552) (Y-4)</p>	<p>183724</p>
<p>Commissioner Amanda Fritz Position No. 1</p>	
<p>Office of Healthy Working Rivers</p>	
<p>592 Authorize Intergovernmental Agreement with Oregon Department of Environmental Quality for funding of a Portland Harbor Stormwater Source Control Coordinator (Ordinance)</p>	<p>PASSED TO SECOND READING MAY 5, 2010 AT 9:30 AM</p>

REGULAR AGENDA

Mayor Sam Adams

Office of Management and Finance – Human Resources

***593** Amend the City of Portland Health Plan to reflect necessary plan administrative and design changes as recommended by the Labor Management Benefits Committee for self-insured plans beginning July 1, 2010 (Ordinance)

183725

(Y-4)

***594** Amend contract administered by the Bureau of Human Resources, Benefits and Wellness Office with BenefitHelp Solutions for Flexible Spending Account Administration effective July 1, 2009 through June 30, 2014 (Ordinance; amend Contract No. 30000523)

183726

(Y-4)

Office of Management and Finance – Internal Business Services

595 Accept bid of P. & C. Construction Company for \$4,300,500 for construction of the Union Station Facility Improvements Phase II American Recovery and Reinvestment Act Project (Procurement Report Bid No. 111349)

**ACCEPTED
PREPARE
CONTRACT**

Motion to accept the report: Moved by Commissioner Fish and seconded by Commissioner Fritz.

(Y-4)

Office of Management and Finance – Revenue

596 Amend the Business License Law to eliminate the exemption for residential solid waste, recycling and yard debris haulers and make other housekeeping changes (Second Reading Agenda 557; amend Code Chapter 7.02)

183727

(Y-4)

WEDNESDAY, 2:00 PM, APRIL 28, 2010

THOSE PRESENT WERE: Mayor Adams, Presiding; Commissioners Fish, Fritz, Leonard and Saltzman, 5.

597 TIME CERTAIN: 2:00 PM – Consider the proposal of Multnomah County, applicant and the recommendation from the Hearings Officer for approval of a Greenway Goal Exception and Comprehensive Map Amendment to allow placement of fill within the Willamette River Greenway setback area located at the Sellwood Bridge and vicinity (Hearing; LU 09-160242 GE CP) 1 ¼ hours requested for items 597 and 598

**ACCEPT
HEARINGS OFFICER'S
RECOMMENDATION**

Motion to accept the Hearings Officer's report: Moved by Mayor Adams and seconded by Commissioner Leonard.

(Y-5)

<p>*598 Approve a Statewide Planning Goal Exception, Greenway Goal Exception and associated Comprehensive Plan Amendment to authorize the placement of fill within the Willamette Greenway setback area generally at the west end of the Sellwood Bridge (Ordinance; LU 09-160242 GE CP) (Y-5)</p>	<p>183728</p>
<p>599 TIME CERTAIN: 3:15 PM – Improve land use regulations and procedures related to schools as part of the Schools and Parks Conditional Use Code Refinement Project (Previous Agenda 560; Ordinance introduced by Mayor Adams; amend Title 33) 1 hour requested for items 599 and 600</p>	<p>RESCHEDULED TO JUNE 10, 2010 AT 3:00 PM TIME CERTAIN</p>
<p>600 Improve land use regulations and procedures related to recreational fields as part of the Schools and Parks Conditional Use Code Refinement Project (Previous Agenda 561; Ordinance introduced by Mayor Adams; amend Title 33 and Title 20)</p> <p>Motion to accept staff amendments 1 - 7 of memo dated April 28, 2010: Moved by Commissioner Fish and seconded by Commissioner Leonard. (Y-4; N-1, Fritz)</p> <p>Motion to accept amendment to 33.279.040 B(2) Accessory Structures to change set back at least 30 feet from adjacent R zoned Sites and at least 15 feet from all other lot lines: Moved by Commissioner Fritz and seconded by Mayor Adams. (Y-1; N-4, Fish, Saltzman, Leonard and Adams) Motion Failed.</p> <p>Motion to accept amendment that New Fields would be subject to a Type 2 Conditional Use and staff work out the language for that: Moved by Commissioner Fritz and seconded by Commissioner Saltzman. (Y-2; N-3, Fish, Leonard and Adams) Motion Failed.</p>	<p>PASSED TO SECOND READING AS AMENDED MAY 5, 2010 AT 9:30 AM</p>
<p><u>THURSDAY, 2:00 PM, APRIL 29, 2010</u></p> <p>THOSE PRESENT WERE: Mayor Adams, Presiding; Commissioners Fish, Fritz, Leonard and Saltzman, 5.</p>	
<p>*601 TIME CERTAIN: 2:00 PM – Enact a portion of the Public Sidewalk Management Plan by creating a legal framework to manage usage of the sidewalk based on Americans with Disabilities Act requirements (Ordinance introduced by Mayor Adams; replace Code Section 14A.50.030) 1 ½ hours requested</p>	<p>CONTINUED TO MAY 6, 2010 AT 3:00 TIME CERTAIN</p>

NOTE: “Time Certain” indicates that an item will not be heard by Council **prior** to the time specified.

Communications items are three minutes each. Regular Agenda items taking longer than five minutes have the time estimate noted next to the item.

The * indicates an emergency ordinance, which takes effect immediately if passed. Non-emergency ordinances require two readings and a 30-day waiting period before taking effect. Resolutions, reports, etc., adopted by Council are effective after adjournment.

APRIL 28-29, 2010

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LaVonne Griffin-Valade
Auditor of the City of Portland

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Declaration Required by Lobbyists. Portland City Code 2.12.060 states: Prior to offering public testimony before City officials, at the beginning of any meetings or phone calls with City officials, or in emails and letters to City officials, a lobbyist must declare which lobbying entity he or she is authorized to represent for that communication.

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OFFICERS OF PORTLAND CITY GOVERNMENT

SAM ADAMS, MAYOR

Commissioner of Finance and Administration
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Bureau Portfolio	Liaison Responsibilities
Bureau of Planning Bureau of Transportation -Bureau of Maintenance/Traffic Management/Transportation Planning/ Transportation Engineering Office of the City Attorney Office of Government Relations Office of International Affairs Office of Management and Finance -Business Operations - Bureau of Financial Services - Bureau of Human Resources - Bureau of Purchases - Bureau of Revenue - Bureau of Technology Services Office of Sustainable Development Portland Development Commission Portland Office of Emergency Management	<i>Portland Neighborhood Business Associations (APNBA)</i> <i>Business Licenses Board of Appeals</i> <i>Design Commission</i> <i>Education Advocate</i> <i>International Council on Local Environmental Initiatives (ICLEI)</i> <i>Joint Policy Advisory Committee on Transportation (JPACT)</i> <i>League of Oregon Cities – with Commissioner Fritz</i> <i>Metro Policy Advisory Committee (MPAC) – with Commissioner Fritz</i> <i>Metro Solid Waste Advisory Committee</i> <i>Metropolitan Exposition and Recreation Commission (MERC)</i> <i>Multnomah Youth Commission (MYC)</i> <i>Office of Film & Video</i> <i>Planning Commission</i> <i>Portland Mall Management Inc. (PMMI)</i> <i>Portland Multnomah Progress Board</i> <i>Portland Streetcar, Inc.</i> <i>Regional Arts and Culture Council (RACC)</i> <i>Regional Emergency Management Group (REMG)</i> <i>Royal Rosarians</i> <i>Small Business Advisory Council (SBAC)</i> <i>Sustainable Development Commission</i> <i>The Leader’s Roundtable</i> <i>Travel Portland</i> <i>Visitors Development Fund</i> <i>Workforce Development Board</i>

NICK FISH

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 e-mail: Nick@ci.portland.or.us

Bureau Portfolio	Liaison Responsibilities
Bureau of Housing & Community Development/Portland Housing Bureau Bureau of Parks and Recreation	<i>Elders in Action</i> <i>Housing Authority of Portland (HAP)</i> <i>Housing and Community Development Commission</i> <i>Pioneer Courthouse Square</i> <i>Pittock Mansion Advisory Committee</i> <i>Urban Forestry Commission</i>

AMANDA FRITZ

Commissioner of Public Utilities
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Bureau Portfolio	Liaison Responsibilities
Bureau of Emergency Communications Office of Cable Communications and Franchise Management Office of Human Relations Office of Neighborhood Involvement Office of Healthy Working Rivers	<i>Airport Issues Roundtable BOEC Users Group – BOEC Finance Committee Emergency Medical Services Policy Board Endangered Species Act Program League of Oregon Cities – with Mayor Adams Liaison Responsibilities Metro Policy Advisory Committee (MPAC) – with Mayor Adams Mt. Hood Cable Regulatory Commission Portland Community Media (PCM)</i>

RANDY LEONARD

Commissioner of Public Safety
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(503)823-4682

Bureau Portfolio	Liaison Responsibilities
Bureau of Development Services Bureau of Hydropower Bureau of Water Portland Fire & Rescue	<i>Adjustment Committee Building Board of Appeals Design Commission Historic Landmarks Commission Multnomah County Animal Control Portland Utility Review Board (PURB) Regional Water Consortium Board Rose Festival Association Taxicab Board of Review Towing Board of Review Water Quality Advisory Committee</i>

DAN SALTZMAN

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Bureau Portfolio	Liaison Responsibilities
Bureau of Environmental Services Bureau of Fire & Police Disability & Retirement Bureau of Police Portland Children's Levy	<i>Civil Service Board Community Action to Reduce Substance Abuse (CARSA) Local Public Safety Coordinating Council (LPSCC) Office of Youth Violence Prevention</i>

LA VONNE GRIFFIN-VALADE

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Bureau of Human Resources	Yvonne Deckard
Bureau of Planning & Sustainability	Susan Anderson
Bureau of Police	Rosie Sizer
Bureau of Purchases	Christine Moody, Interim
Bureau of Technology Services	Mark Greinke, Chief Technology Officer
Bureau of Transportation	Susan Keil
Bureau of Water	David Shaff
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City Engineer	Steve Townsend
City Treasurer	
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Office of Government Relations	Martha Pellegrino, Interim Director
Office of Healthy Working Rivers	Ann Beier
Office of Human Relations	Maria Lisa Johnson
Office of Mgmt & Finance – Internal Business Services	Jeff Baer
Office of Mgmt & Finance –Chief Admin Officer	Ken Rust
Office of Neighborhood Involvement	Amalia Alarcon
Portland Development Commission	Bruce Warner
Portland Fire & Rescue	John Klum
Portland Housing Bureau	Margaret Van Vliet
Portland Parks & Recreation	Zari Santner
Revenue Bureau	Sue Klobertanz

Effective 03-04-10