



CITY OF
PORTLAND, OREGON

OFFICIAL
 MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **14TH DAY OF MAY, 2008** 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; Ben Walters, Senior Deputy City Attorney; and Ron Willis, Sergeant at Arms.

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

COMMUNICATIONS	Disposition:
601 Request of Jacob Mercy to address Council regarding Scientology (Communication)	PLACED ON FILE
602 Request of Michael Miller to address Council to protest the oppression of homelessness (Communication)	PLACED ON FILE
603 Request of Katie Nilson to address Council regarding access to safe or affordable housing downtown (Communication)	PLACED ON FILE
604 Request of Rachel D. Williamson to address Council regarding campers outside City Hall (Communication)	PLACED ON FILE
605 Request of Larry D. Reynolds to address Council regarding homeless problem in Portland (Communication)	PLACED ON FILE
TIME CERTAINS	
606 TIME CERTAIN: 9:30 AM – Council to convene as Budget Committee to approve a budget (Mayor convenes Budget Committee)	CONTINUED TO JUNE 4, 2008 AT 9:30 TIME CERTAIN
*607 TIME CERTAIN: 10:30 AM – Authorize license agreement with Portland Saturday Market, Inc. for the use of Ankeny Plaza and a portion of Waterfront Park (Ordinance introduced by Commissioner Saltzman) (Y-4)	181828

CONSENT AGENDA – NO DISCUSSION		
Mayor Tom Potter		
Bureau of Housing and Community Development		
*608	Amend contract with Housing Authority of Portland by \$6,684 to administer the Ready to Rent program and provide payment (Ordinance; amend Contract No. 37529) (Y-4)	181808
*609	Amend subrecipient contract with Portland Impact by \$16,684 to administer the renter relocation program and provide for payment (Ordinance; amend Contract No. 37535) (Y-4)	181809
*610	Amend subrecipient contract with Portland Development Commission by \$1,012,455 to develop additional rental housing and provide for payment (Ordinance; amend Contract No. 37805) (Y-4)	181810
*611	Amend subrecipient contract with Housing Development Center by \$30,000 to deliver affordable housing policy support and provide for payment (Ordinance; amend Contract No. 37577) (Y-4)	181811
*612	Amend subrecipient contract with the Portland Schools Foundation by \$47,000 to administer the Community Grants Fund to support the citywide Schools Families Housing Initiative and provide for payment (Ordinance; amend Contract No. 37537) (Y-4)	181812
Office of Emergency Management		
613	Amend Intergovernmental Agreement with Washington County to extend the time period for the distribution of equipment, supplies and services procured as a result of Urban Areas Security Initiative Grant FY 2007 (Ordinance; amend Contract No. 52305)	PASSED TO SECOND READING MAY 21, 2008 AT 9:30 AM
Office of Management and Finance – Business Operations		
614	Authorize the donation of a surplus mobile office trailer (Second Reading Agenda 568) (Y-4)	181813
Portland Development Commission		
615	Authorize the City to serve as fiscal agent for the Portland Development Commission for a U.S. Department of the Interior Save America's Treasures grant of \$195,832 for the restoration and re-use of the Eric Ladd Cast Iron Storefront Collection (Second Reading Agenda 571) (Y-4)	181814

May 14, 2008

<p>616 Authorize the City to serve as fiscal agent for the Portland Development Commission for an Office of Economic Adjustment, Department of Defense grant of \$260,161 for community site reuse planning activities related to the closure of Sgt. Jerome Sears U.S. Army Reserve Center and 2nd Lt. Alfred Sharff USARC (Second Reading Agenda 572)</p> <p>(Y-4)</p>	<p align="center">181815</p>
<p align="center">Police Bureau</p>	
<p>*617 Accept a \$299,067 grant from the U.S. Department of Justice, Office of Justice Programs' Sex Offender Sentencing, Monitoring, Apprehending, Registering and Tracking Office for detective straight time, officer overtime and program equipment (Ordinance)</p> <p>(Y-4)</p>	<p align="center">181816</p>
<p>*618 Accept a Bulletproof Vest Partnership grant from the Bureau of Justice Assistance, Office of Justice Programs (Ordinance)</p> <p>(Y-4)</p>	<p align="center">181817</p>
<p>*619 Apply for a 2008 Bulletproof Vest Partnership grant from the Bureau of Justice Assistance, Office of Justice Programs (Ordinance)</p> <p>(Y-4)</p>	<p align="center">181818</p>
<p align="center">Commissioner Sam Adams</p>	
<p>620 Provide grant to Sweatfree Communities, Inc. to support formation of the State and Local Government Sweatfree Consortium (Second Reading Agenda 573)</p> <p>(Y-4)</p>	<p align="center">181819</p>
<p align="center">Bureau of Environmental Services</p>	
<p>*621 Authorize the Bureau of Environmental Services to acquire certain property and permanent and temporary easements necessary for construction of the Portsmouth Force Main Project No. 6902 through the exercise of the City's Eminent Domain Authority (Ordinance)</p> <p>(Y-4)</p>	<p align="center">181820</p>
<p>*622 Authorize the Bureau of Environmental Services to acquire temporary construction easements for construction of the Ash Creek Sewer Rehabilitation Project No. 8446 through the exercise of the City's Eminent Domain Authority (Ordinance)</p> <p>(Y-4)</p>	<p align="center">181821</p>
<p>*623 Accept subrecipient grant award from the Three Rivers Land Conservancy originating from the Oregon Department of Agriculture in the amount of \$9,710 for control of invasive garlic mustard species (Ordinance)</p> <p>(Y-4)</p>	<p align="center">181822</p>
<p>*624 Authorize a contract with the lowest responsible bidder for the Fanno Pressure Line – Garden Home Section reinforcement Project No. 8293 (Ordinance)</p> <p>(Y-4)</p>	<p align="center">181823</p>

May 14, 2008

<p>*625 Authorize agreement for conveyance of the Herbert and Patricia Smith property located in the Johnson Creek floodplain project area to the Bureau of Environmental Services (Ordinance) (Y-4)</p>	<p align="center">181824</p>
<p>626 Authorize contract with CH2M Hill for professional engineering services for the Columbia Boulevard Wastewater Treatment Plant Wet Weather Screening Facility Project No. 5512 (Ordinance)</p>	<p align="center">PASSED TO SECOND READING MAY 21, 2008 AT 9:30 AM</p>
<p>627 Authorize Intergovernmental Agreement with Clean Water Services to control garlic mustard in the Tualatin River Basin (Ordinance)</p>	<p align="center">PASSED TO SECOND READING MAY 21, 2008 AT 9:30 AM</p>
<p align="center">Office of Transportation</p>	
<p>*628 Grant revocable permit to Restaurant Services Inc. to close SW Stark St between 10th Ave and 11th Ave on June 15, 2008 (Ordinance) (Y-4)</p>	<p align="center">181825</p>
<p>*629 Grant revocable permit to Portland Center Stage to close NW Davis St between 10th Ave and 11th Ave on May 29, 2008 (Ordinance) (Y-4)</p>	<p align="center">181826</p>
<p>630 Amend Intergovernmental Agreement with the Oregon Department of Transportation for design and construction of the North Leadbetter Overcrossing Project (Ordinance; amend Contract No. 52833)</p>	<p align="center">PASSED TO SECOND READING MAY 21, 2008 AT 9:30 AM</p>
<p>631 Grant revocable permit to Scandals Lounge and Restaurant Inc. to close SW Stark St between 11th Ave and 12th Ave on June 14, 2008 through June 15, 2008 (Second Reading Agenda 579) (Y-4)</p>	<p align="center">181827</p>
<p align="center">REGULAR AGENDA</p> <p align="center">Mayor Tom Potter</p> <p align="center">Office of Management and Finance – Financial Services</p> <p>632 Adopt City Comprehensive Financial Management Policies (Second Reading Agenda 589) (Y-4)</p> <p>633 Authorize revenue bonds for Enterprise Business System Project (Second Reading Agenda 590) (Y-4)</p>	
<p>632 Adopt City Comprehensive Financial Management Policies (Second Reading Agenda 589) (Y-4)</p>	<p align="center">181829</p>
<p>633 Authorize revenue bonds for Enterprise Business System Project (Second Reading Agenda 590) (Y-4)</p>	<p align="center">181830</p>

May 14, 2008

<p>634 Authorize South Park Blocks Urban Renewal and Redevelopment Bonds (Second Reading Agenda 591) (Y-4)</p>	<p align="center">181831</p>
<p>635 Authorize water revenue bonds to finance water system additions and improvements (Second Reading Agenda 592) (Y-4)</p>	<p align="center">181832</p>
<p align="center">Office of Management and Finance – Purchases</p>	
<p>636 Authorize contract with Brattain International Trucks of Portland to furnish 15-12/15 yard dump trucks for the Portland Department of Transportation and Water Bureau for \$2,151,650 (Purchasing Report - Bid No. 108027)</p>	<p align="center">CONTINUED TO MAY 21, 2008 AT 9:30 AM</p>
<p>637 Accept bid of Richard Phillips Marine, Inc. for the Bull Run Dam 1 Outlet Works Improvements project for \$770,733 (Purchasing Report - Bid No. 108589) Motion to accept the Report: Moved by Commissioner Leonard and seconded by Commissioner Adams. (Y-4)</p>	<p align="center">ACCEPTED PREPARE CONTRACT</p>
<p>638 Accept bid of Landis & Landis Construction for the Taggart & SW Mitchell I-5 Sewer Rehabilitation project for \$1,366,607 (Purchasing Report - Bid No. 108628) Motion to accept the Report: Moved by Commissioner Saltzman and seconded by Commissioner Leonard. (Y-4)</p>	<p align="center">ACCEPTED PREPARE CONTRACT</p>
<p>639 Accept bid of Brant Construction, Inc. for the South Park Block Five Phase Two - Park Improvements Project for \$4,616,000 (Purchasing Report - Bid No. 108448) Motion to accept the Report: Moved by Commissioner Saltzman and seconded by Commissioner Leonard. (Y-4)</p>	<p align="center">ACCEPTED PREPARE CONTRACT</p>
<p align="center">Commissioner Sam Adams</p> <p align="center">Office of Transportation</p> <p>640 Authorize application to the Oregon Department of Transportation, Transportation Enhancement Program for a grant of up to \$1,000,000 for the NW Flanders Bike Boulevard (Second Reading Agenda 596) (Y-3; N-1, Potter)</p>	
<p align="center">Commissioner Randy Leonard</p> <p align="center">Bureau of Development Services</p>	

May 14, 2008

<p>641 Amend fee schedules for electrical, enforcement penalties, facilities permit, land use services, neighborhood inspections, noise control, plumbing, signs, site development, zoning and certain construction permits (Second Reading Agenda 563)</p> <p>(Y-4)</p>	<p align="center">181834</p>
<p>Water Bureau</p>	
<p>642 Authorize the rates and charges for water and water-related services during the FY beginning July 1, 2008 to June 30, 2009 and fix an effective date (Ordinance)</p>	<p align="center">PASSED TO SECOND READING MAY 21, 2008 AT 9:30 AM</p>
<p>Commissioner Dan Saltzman</p>	
<p>Office of Cable Communications and Franchise Management</p>	
<p>*643 Extend term of franchise for MCI Communications Services, Inc. to build and operate telecommunications facilities within City streets (Ordinance; amend Ordinance No. 170954)</p> <p>(Y-4)</p>	<p align="center">181835</p>
<p>*644 Extend term of franchise for Qwest Communications Corporation to build and operate telecommunications facilities within City streets (Ordinance; amend Ordinance No. 171914)</p> <p>(Y-4)</p>	<p align="center">181836</p>
<p>*645 Extend term of franchise for Sprint Communications Company, LP to build and operate telecommunications facilities within City streets (Ordinance; amend Ordinance No. 172141)</p> <p>(Y-4)</p>	<p align="center">181837</p>
<p>*646 Amend term of franchise for Portland State University to include newly acquired properties (Ordinance; amend Ordinance No. 177529)</p>	<p align="center">REFERRED TO COMMISSIONER OF PUBLIC AFFAIRS</p>
<p>Office of Sustainable Development</p>	
<p>647 Update city waste prevention and recycling policy, increase fees for companies collecting solid waste from commercial accounts in Portland and prohibit the storage of solid waste, recycling or compostable containers on the right of way (Second Reading Agenda 599; amend Code Chapter 17.102)</p> <p>(Y-4)</p>	<p align="center">181838 AS AMENDED</p>
<p>Parks and Recreation</p>	
<p>*648 Authorize application to the Oregon Recreation and Parks Department for a grant of \$434,500 for restoration projects in Westmoreland Park (Ordinance)</p> <p>(Y-4)</p>	<p align="center">181839</p>

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

May 14, 2008

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **14TH DAY OF MAY, 2008** AT 2:00 P.M.

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

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

<p>649 TIME CERTAIN: 2:00 PM – Accept the report Pesticide Free Parks (Report introduced by Commissioner Saltzman) Motion to accept the Report: Moved by Commissioner Saltzman and seconded by Commissioner Leonard. (Y-4)</p>	<p>Disposition: ACCEPTED</p>
<p>650 TIME CERTAIN: 2:30 PM – Urge the United States Congress to pass binding legislation that ratifies the United Nations Convention on the Rights of the Child (Resolution introduced by Mayor Potter and Commissioners Adams, Leonard and Saltzman) (Y-4)</p>	<p>36604</p>

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

GARY BLACKMER
Auditor of the City of Portland

By Karla Moore-Love
Clerk of the Council

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

May 14, 2008

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.

MAY 14, 2008 9:30 AM

Potter: Elementary school in gresham with their teacher, mrs. Seltzer, and my daughter kim, as one of the accompanying adults. We have abraham baltazar, shikayla, hadley, and cheyenne smith. If you three could come up? Mrs. Seltzer, you're welcome to sit up there with them. I was out at the school recently on dr. Seuss' birthday and read them one of the dr. Seuss books for the class. So why don't -- and make sure we point the microphones towards the children or the children towards the microphone.

*****: And these two have a book they did.

*****: Either way. The cameras can pick it up either direction.

*****: This is a unique opportunity for us, so thanks for having us. We were pleased to accompany the honorary mayor, connor, this morning. Our students have done a research project where they had to interview family members. We've recognized that most of us have relatives who have immigrated from other countries, and so their job was to go out and interview someone who himmy grated to america -- immigrated to america. They're going to share their book with you, "coming to america".

Potter: Tell us your name.

Abraham Baltazar: My name is abraham baltizar. For our class assignment, we were each asked to interview someone who has emigrated to the united states.

Shianne Smith: Cheyenne smith. Our families and friends came from different places around the world. They came from eight different countries.

Shakayla Hadley: Shikayla. Life was difficult for some people in their homelands. They had to work really hard. They worked long days and many days. They were still poor. It was hard to feed their families. Some people immigrated to warmer places and liked it better there.

Baltazar: They came for a better life, jobs, freedom, and they came here for family.

Hadley: Most of our families and friends traveled by airplane. A few people traveled by boat, and that took a long time.

Smith: Others came by truck, car or bus. One person interviewed came by ship.

Baltazar: They arrived in los angeles, california, new york, new york, oakland, california, massachusetts, and san diego, california.

Hadley: Most of our family celebrated american hoyles such as christmas, thanksgiving, fourth of july, mother's day, new year's eve, valentine's day, memorial day, labor day, and cinco de mayo. However, their celebrations may be different. Halloween is very different in america. They did not go trick or treating in other countries.

Baltazar: In comm bodia -- cambodia, they did not celebrate christmas.

Smith: Most of the people we interviewed still have relatives in their homelands, brothers, sisters, cousins, and parents.

May 14, 2008

Hadley: These are the things our families and friends miss. The food, their dad and mother, and other family members, friends, and the warmer weather and the new year's celebrations.

Baltazar: The people we interviewed enjoy life in the united states for many different reasons. They have fun here. Their jobs are better. The women are safer here.

Smith: One of the men we interviewed says -- women we interviewed says she appreciates america the most. She says we can do whatever we want. Others agreed. The roads are better, no potholes. Someone else likes america because of the many jobs. Better jobs means more money.

Hadley: One of the classmates' grandmother loves the beauty of Oregon. There are so many places to go. Another one says they like all of our parks.

Baltazar: One of our parents said I can make more money and have freedom to give my kids what I never got to have. Someone else said where we come from, we can't work and provide for family. Here we can buy a house.

Smith: They said they have fun in the united states. Someone else said freedom. Women do not have to cover up here. We were also told that, in america, we have more space.

Hadley: We learned that america's immigrants enjoy having a real home and food. They appreciate the chance to have a good education and the chance to get a good job. The people we interviewed are very happy living here in the united states.

Baltazar: Learning about our families and friends was an interesting project. We are lucky to live in america.

Potter: Is that it?

Baltazar: Yeah.

Potter: Let's give them a hand. Thank you.

*****: Thank you for your time.

Potter: City council will come to order.

[roll call]

Potter: Prior to offering public testimony to city council, a lobbyist must declare which lobbying entity they are authorized to represent. Please read the first communication.

Item 601.

Jacob Mercy: Good morning. My name is jacob mercy. I'm a member of a worldwide organization that has been protesting the church of scientology since february. I am alone today, and i'm alone today because I am required to state my name for the record. Many fellow members of my organization are afraid that, if they spoke out in public, that they would be targeted by the church. The church has an official policy of what's referred to as fair game. By speaking out today, I'm in danger of being harassed. I am in danger of being picketed at my own house. In one very frightening case, one person was accused of being a pedophile in pamphlets that were handed out around this neighborhood. One woman had a bomb threat forged in her name. I am, however, speaking out anyway because of the church's policy of disconnection which separates family members from their loved ones if they criticize or leave the church. I'm here to speak out today because I am concerned about kidnapping and coerced abortions. I'm here also to speak about "operation snow white," the largest infiltration of the united states government. And here in Portland a much more frightening incident where copies of the "willamette week"ly were stolen and the church was forced to settle because they were brave enough to publish an article critical of the church. There are also allegations that I believe can be proven where court records have been stolen from the courthouse that were related to scientology lawsuits and also books from the public library critical of scientology were also stolen. We believe this has happened here in Portland, and we believe we can prove this. Now, scientology is currently banned in germany and russia, and there are legal pro seatings in many other areas. Now, two weeks later, we are not against the religion. We have no problem with people practicing their beliefs. We have no problem with the individuals. However, we believe that the policies of the church are dangerous and that action

May 14, 2008

needs to be taken. We would like to call for an investigation, and we believe that the tax exemption status should be seriously questioned. There is documentation of pretty much everything i've mentioned in the handouts i've given you guys today, and i'd just like to say whatever you need from us to take further action, we can provide for you, and i'm not a politician. I'm not a lawyer. I'm not sure what you guys can do, but we are pleading with you to do something. Thank you for your time.

Potter: Next communication.

Item 602.

Potter: When you speak, please state your name for the record, and you have three minutes.

Michael Miller: My name is michael miller. I'm a 49-year-old Portland native and a homeless disabled veteran existing on s.s.i. We are living in dark and perilous times of economic disparity, collapse, and failure. A growing result of this failure is that every day more people are becoming homeless. It is happening an all levels from professionals to people living on government assistance. The war, inflation, oppression, and lack of real living wage jobs being eliminated here and sent overseas. This to me is a national crisis that the leaders in all phases of government from the president to the mayor of this city refuse to recognize, acknowledge or deal with other than opening up more temporary transient beds and shelters. The number of homeless families coupled with single men and women and those with children or pets far outweigh the number of beds available to stay together or meet the needs of people -- meet the needs of people. The affordable housing the city has constructed are managed by greedy landlords who charge \$400 to \$500 to rent an apartment. People who exist on s.s.i. Make around \$600 a month that the government assumes will cover all a person's rent, utility, bills, pet care, food, and entertainment costs. I receive \$160 in food stamps that do not meet my daily nutritional needs. To eke out a meager existence like this is very unhealthy and wrong. Why the richest country in the world can't solve these problems is way beyond my understanding. There are so many economic solutions I can think of that i'm amazed and disappointed that the housing director has not proposed these solutions to deal with these emergencies. It is the duty and obligation of the leaders of Portland to solve the issues that affect the homeless of this city, and instead you are ignoring the issue and have given up on us as a community. This demonstrates an inability to recognize this as an emergency and to deal with it as such and find a timely solution that is most important. Being homeless is an extremely stressful way to exist as you cannot fully sleep or relax at anytime. I'm asking the mayor, city hall, the governor, and the community of Portland to come together and unite as a whole to explore, generate, and find solutions to this emergency instead of ignoring it in the hope that it will either solve itself or that we will give up our protests and go away. This is not going to happen. Repeal the sit law and no camping ordinances immediately. Thank you.

*****: [applause]

Potter: Folks, please don't. If you want to show support, you can wave your hands, but please don't clap. Thank you.

*****: Then why did you clap for the children?

Potter: That was prior to the official beginning of the council. Thank you. Please read the next.

Item 603.

Potter: Please state your name for the record, and you have three minute.

Katie Nilson: My name is katie nilson. As you see, I brought my pack along with me, and it's a representation of the fact that a lot of people have to take their stuff with them everywhere they go, because it's their house. My house is very small. I came to speak today not as a representative of the homeless folks outside, the front out there or, like, as a leader but as a human being who believes that homelessness is a result of the sin of a greedy society. I did not come here to address this government entity, either, for it is not well. I came here because I want to appeal to the people that are actually going to make the change happen, and that is everyone in our community. If we

May 14, 2008

have representatives who are unfilling to look at the issues that are affecting our most vulnerable folks in the ways that are going to be meaningful and creative for them that involve them in those issues, then we must go to the community and we, as a community, must do something ourselves. I was very disappointed yesterday that the mayor had posted a sweep sign, that they were going to make a sweep out front and it didn't happen, so i'm -- i'm concerned that it wasn't delivered. I'm concerned with the inconsistency of what you have posted out there. You said there's an illegal campground and that we had 72 hours to vacate and that we were going to be moved on, and that's what the police said, and you've not followed through with that. We're not going away. We're exhausted, undernourished, stressed by the unknown and tired of consistent harassment. We're tired of playing power games with you guys. We don't want to do that. We just ask that you would care enough to listen and do something. Do something more than you're doing, 'cause it's not working. And I say we because I represent everyone out here because I could be homeless, too.

Potter: Please read the next.

Item 604.

*******:** Good morning, mr. Potter.

Potter: Good to see you again.

Rachel D. Williamson: Good morning. My name is rachel williamson. I'm 22 years old, and I have been on the streets on and off for five years with michael. We as a couple are here with the homeless liberation front to voice the concerns to Portland city council that shelters are not provided for couples. We she'd to find a way to include a place where spouses can be with their other half, especially when a good collection of couples are on the streets that have disabilities. They need to know that someone is there for them physically and emotionally. On may 5th when we spoke to mr. Potter and commander reese and mary carol and two other citizens, we feel that it was a slap in the face. Mr. Rios had asked for an invitation to the ten-year plan advisory board. Sally erickson has invited and asked Mr. Rios to talk to her about the housing, the homeless, the sit-and-lie ordinance, the camping ordinance, and the green zone. The green zone, which means a place where we can sleep and stay warm without having to have a lot of law enforcement interaction. We as a couple and everyone else protesting for the homeless liberation front protest will continue to protest in a nonviolent manner and demand our basic needs with the help of our allies that support our movement and what we are doing for all who can't be with us for the city of Portland's homelessness concern. Today i'd like to take the time to thank you for listening to me and our concerns of a few others. Thank you.

Potter: Call the next.

Item 605.

Larry D. Reynolds: My name is larry reynolds. I'm a citizen of the united states of america. I'm a resident of the city of Portland. Dear sirs, we as a collective group of citizens with the multitude of issues and ideas are gathered here at city hall in solidarity and love. Even though it seems somewhat unorganized, there's a higher power in control of what's going on all around this country.

Without malice and anger, we have come to city hall to raise awareness of city officials and the public's view of who the homeless are. There is a misconception. We are first and foremost citizens of the united states of america, and we have a voice. We are nurses, we're doctors, we're lawyers, we're carpenters, we're christians. We're social workers. We're children. We're brothers and sisters. We're mothers and grandmothers and grandfathers. To name only a few. It is our human and civil right and constitutional right to be involved with the decision-making process which establishes laws and those who enforce the laws over us. We are gaining cohesiveness and support as answers and awareness and conversation grow. And as we converse, we realize that, in love, we all share a common bond. The sit and lie and no camping ordinance which have been implemented by the city and enforced by the Portland police bureau and several security agencies in the metro area are a direct reflection on our human, civil, and constitutional rights. If you're going

May 14, 2008

to tell us that we can't be here, then you need to find somewhere for us to go before you tell us that. That place is not jail. We are not criminals. Although we have that problem in our community just like you do in yours. In your neighborhood, we have that problem also as in ours.

Potter: Your time is up.

Reynolds: We applaud your efforts, and may god bless us all in all our decision-making process. Thank you.

Potter: Is that it on the communications?

Moore-Love: That's all for communications.

Potter: We'll move to the consent agenda. Any commissioners wish to pull any items from the consent agenda?

*****: Month.

Potter: Talking to the commissioners right now. Do you wish to pull any items from the consent agenda? Take your choice. Which one.

*****: Let me check with my assistant here. Number 608. Let's see here.

Potter: Thank you. We're going to pull 608.

*****: 610, 611.

Potter: Sir, that's enough.

*****: Sorry, guys.

Potter: Could you help the man out? You're being disruptive.

Leonard: I would suggest that was a move we don't have to take.

Potter: I agree.

*****: Corey. What?

Potter: We'd ask you to leave.

*****: I have a right to make commentary.

Potter: You don't have a right during council to disrupt council, period. Understand? Then leave. The gentleman is disrupting the council.

*****: In what way?

Potter: I'm asking you to just please abide by the rules of the council. We listened to you folks. You had folks come up and speak. Now we have to conduct the business of the city.

Leonard: We have rules of order, and you guys clearly don't want to comply with them, and you're not sincere in what you're -- well, the rules were explained, and they were fairly explained by the mayor, and your object is to disrupt the council, and that's not fair to everybody else, so --

*****: I think you're presuming a lot.

*****: I just want to --

Leonard: For an example, what you're doing right now.

Potter: Folks, would you please comply with the regulations and the rules of the city council? They're meant so that everybody can have a fair hearing. We've listened to your people. It's time now to conduct the business of the city. I'm asking you to then refrain from any further action. Sir, you're not allowed to speak. Please sit down. Please sit down.

*****: Isn't this a consent agenda? I wanted to pull some items off the consent agenda.

Potter: Please call the vote.

Moore-Love: Were there any pulled?

Potter: No.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read the 9:30 time certain.

Item 606.

Potter: We convene the council as a budget committee for the city of Portland. This hearing is being held by the city council of city of Portland, Oregon in compliance with the state revenue sharing regulations o.r.s. 221.770. This allows citizens to comment on the possible use of the funds in conjunction with the budget process. As proposed for Council Adoption, the fy 2008/09 budget

May 14, 2008

anticipates receipts totaling \$4,734,942 in state revenue sharing. As has been the case in prior years, it's proposed this revenue be allocated in equal parts to support fire prevention and police patrol services. Anyone here who wishes to be heard on this issue? Go ahead and start.

Casey Short, Financial Planning Manager: Casey short, financial planning manager. Moving to a summary of the changes, the budget committee may wish to incorporate into the approved budget in the memo in your packet, I just want to highlight a few things. There are some programmatic changes, including addition to a greater green program in the environmental services establishing eight positions and total cost of 5.2 million. It provides for funding of the business solution, the e.b.s. project for 16.2 million. The council was briefed on this and approved contracts last week. There are three special appropriations to note. One is a reduction in the project 57 service coordination team by \$843,000, an increase of \$150,000 for artist repertory theater, and the regional arts and culture council, arts and partners. In attachment c, which lists technical changes, there are some large ones mostly dealing with timing of bond issues and work on projects. I will forego going through those in the interest of time unless someone has a question.

Adams: Is this moment now dated may 8th?

Short: Yes.

Adams: Thank you.

Short: And it also lists the budget notes and there is no change from the proposed budget in any of the budget notes that have been distributed for some time.

Potter: The budget committee now discusses any changes they wish to incorporate into the budget.

Adams: My wish to get uniformed street officers back within the gang task force by civilianizing the five officers that currently do, I believe, background checks, are part of the background check process, and I want to emphasize, without disrupting our hiring process, you are going to work on some possible solutions. I wondered if you could report on your efforts.

Short: We have looked at alternatives for freeing up funds in the police bureau to civilianize these positions without having to cut any positions. And the best recommendation I was able to come up with was to freeze the funding for the number of positions that have historically not been filled in police in order to make the funds available so you could civilianize those positions and free up those officers. Other than that, it would take reductions in the police bureau budget or somewhere else in the general fund in order to free up those funds.

Adams: As police commissioner, do you have an opinion on using authorized but unused portion of the --

Potter: Perhaps we could get assistant chief brian martinek to respond to that.

Saltzman: Were you going to provide us with a time line for decision points on the rainy day fund being either created in whole or in part in this year's budget?

Short: Yes. I was going to give you that orally. I don't have it written up, commissioner Saltzman. Whenever it's appropriate and the council wants to hear it.

Adams: I'm in the middle of a question.

Saltzman: No. I --

Potter: Stacy, did you want to come up and be part of the answer or the assistant chief?

Stacy Jones, Financial Planning: I just wanted to clarify that we're talking about civilianizing crime analysts actually. The background investigators -- i'm stacy jones with financial planning.

Adams: I apologize. You're right.

Jones: It's the crime analysts. And I think there are actually six of them. I didn't know if you were interested in civilianizing all six.

Adams: What are your thoughts?

*******:** Well, i'm coming into this late. I just learned of this just now.

May 14, 2008

Adams: Ok. So you can get back to us. I don't want to waste your time or mine. The idea of civilianizing a portion of those crime analysts which are currently uniformed officers and since they're bodies in uniform, transferring them to repopulate the street uniformed gang task force outreach effort. I'd welcome your ideas and thoughts on ways to do that that are additive to the bureau.

Jones: And I did put together, like, five or six alternatives for you, commissioner Adams, in case you mentioned the one that we thought was the best, but there are also some options we identified.

Adams: Maybe, if it would be ok with you mayor, they could caucus and get back to us.

Potter: Ok.

Adams: The other question I had is on wellness. I'm concerned that we're under horsepowered in the wellness area, and i'd be interested in hearing back. I talked briefly to yvonne about what it would take to get more of a wellness program in place. If you could follow-up with her, the idea of \$250,000 is just very rough off the back of an envelope calculation that she made. If we included it in the overhead, it might give us more capacity to get on top of that issue.

Short: Sure.

Adams: Then the other issue is the human relations commission. I've made a commitment. I believe the mayor has as well to fund it on an ongoing basis. I realize, with the firefighter settlement though of \$1.5 million, that that might make it really difficult, and so I was wondering -- i'd like the council to entertain a budget note, committing to ongoing funding even if we can't, by the end of this process -- if we cannot by the end of this process come up with ongoing resources?

Potter: Well, i'd like to discuss that issue before we move to that. One of the things i'm going to do is to ask to continuance of the budget committee until june 4th in order to work out some of the outstanding issues and also in terms of transparency so that folks can see what the process is and what are the issues.

Adams: I just thought i'd flag it now.

Potter: Good.

Adams: The last issue, just to have some discussion on, i've been getting a lot of inquiries on the rent assistance portion the schools, family, housing. I'd like to get some information back from the bureaus on the success factors around that.

Leonard: My understanding is, in the discussions that we've all been having about amending the budget before us is that the \$500,000 that's for the cola increase I believe includes rental assistance.

Adams: Ok.

Leonard: But I think we need to ask central city that question. I believe it does, but i'm not sure. I think it includes some kind of housing assistance over and above the cola, as I recall.

Adams: I was just going through a few issues. The information that i've been given i'll be happy to share with you, casey, is that the amount that was budgeted last year served 121 families, up to 5000 in stabilization, support for one year, not renewable for the second year. Touchstone partners is the firm or the organization that does the case work. And i'll give you some information. Maybe you can gather --

Leonard: Do you have an amount for last year?

Adams: 500,000 last year. 450 the year before.

Leonard: Yeah. I think that that --

Adams: Somewhere in there.

Leonard: I think that's the number. We can find that out.

Adams: That's all I have right now.

Potter: Other commissioners?

Saltzman: I don't know if this is the appropriate point. I don't want to belabor it, but I do want to know what the decision points are.

May 14, 2008

Short: Last week, when the council adopted a rainy day fund resolution, you asked that I be prepared to give you a time line this week on when we would have the information available on that. My staff has been working diligently on the spring bump and a part of the analysis, a big part, has become analyzing projections for year-end spending, looking at what revenues are coming in, looking at what requirements there are for the compensation set aside, those sorts of things, end of year expenditures, in order to see whether we can determine with some confidence that there will be additional funds at the end of the year that you could use to establish a rainy day fund by creating it as a beginning balance in the 08/09 budget. We're pretty close to that. My hope is that we can get you something with some degree of confidence by tomorrow. If it's not tomorrow, it will be middle or late next week because of staff vacations. We've got a couple of folks going out of town. On the line item analysis --

Saltzman: It will be next week?

Short: Next week. It will either be tomorrow or next week. The line item analysis, I was planning to have folks work on that after they got done with the analysis I just spoke about, and I expect that ought to be done the week of may 26th. And working it through the top. So it will certainly be done in time for the adopted budget, both pieces, depending on when the council approves the budget. You may or may not have the information by then.

Leonard: So I will just point out some of the concerns I have with the budget that we're considering, and i've discussed this with each of my colleagues in our own meetings, but in the interest of having transparency consistent with what the mayor's interest is, we contract with central city concern transition projects and join to provide services to the homeless and people with alcohol and drug addictions. They have not -- the people that work there that we help fund have not had a cost of living increase for two years, and these folks don't make a lot of money anyway. They mostly do what they do because they're dedicated to the line of work that they're in, but they still, as they describe to me, have to pay their rent, buy food and clothes for their kids, and they're going to move on if they can't get a raise, so i'm interested in making sure we build into the budget money to give those folks a cost of living raise, and that's not in the proposed budget that we're considering. The mayor and I have -- I don't know that he and I disagree on this, but we have discussed funding alternatives to prostitution. That's not specifically laid out in his budget. This proposal that i'd like to see us consider, there is a program to fund alternatives to prostitution which I think again the mayor and I agree is a better approach than just jailing people for those kinds of activities if there is a better way to help people not live that lifestyle, counseling and programs that exist to help that. I'd like to see that specifically addressed. I would like to see the interstate firehouse cultural center receive some modest funding to stay open under -- stay open. I understand we've made agreements with them in the past and this is an extension beyond what we thought we'd agreed to in the past, but it's a significant service for the community and particularly for those interested in the arts, and I would like to see that that be funded. And beyond that, there's a host of other more technical items that I don't know that there's a lot of disagreement on. It's just that we are proposing to fund them different ways so we free up dollars for these programs that i'm mentioning. To the issue of ongoing funding for the human relations commission and otherwise one of the struggles we have is trying to obviously make sure we meet all the commitments that we have but yet fund programs that are important. The humans relations commission is important, and I think there's a commitment to fund it but, in order to be able to balance our budget, given the settlement we've just had with the firefighters, it's going to be a challenge to be everything that everybody in the way they want us to be, and I don't -- i'm not sure how we can get there. I'm open to discussions, as i'm sure everybody else on the council is, to figure out how to make sure we fund everything that we would like funded. But it's going to be a struggle, and it's certainly not a statement from me or anybody else but a commitment to the human relations commission. It's more an approach to fund it in a way that allows us to balance our budget, and i'm quite convinced, with or without the amendment that

May 14, 2008

commissioner Adams would like as a footnote, budget note, that we would fund it next year and beyond. We seem to always have one-time resources, and I think all of us would consider that a top priority.

Saltzman: On the firefighter settlement, we do have to figure out how we're going to pay for that.

Potter: There's obviously a number of issues the council needs to discuss, and I think everybody's preference it to have all four members agree as to the final budget. With that, we will go into the public hearing portion. How many folks have signed up for this?

Moore-Love: We have 24 people.

Potter: You're going to be restricted to two minutes, and let's begin with the first three.

Leonard: We have commissioner naito here from the county. I wonder if we could ask for her to come forward.

Potter: Excuse me. Commissioner naito.

Lisa Naito, Multnomah County Commissioner: Thank you very much. Pleasure to be here. I'm lisa nato, Multnomah county commissioner, and i'm here to support the domestic violence walk-in center as part of the 2002 -- it's part of our community-based victims services plan that was adopted by our board in 2002. I want to appreciate the leadership that commissioner Saltzman and mayor Potter and victim services and the entire council. I also chair the local city-county public safety council. And recognizing the public safety issue of domestic violence has been at the forefront of the council for the 12 years since it's been in inception. Certainly the evidence supports that this is a major public safety issue. 40% of all person crimes are domestic violence and 25-30% of homicides. \$12 million in police, prosecution, court, probation, jail and victim services --

Potter: Commissioner, please excuse me. Sir, you're not allowed to read a newspaper in here. The people behind you can't see it. So please desist in doing it. Please continue. I'm sorry.

Naito: The evidence is clear that this is a major public safety issue, but it goes far beyond that. I've had, I think, the most difficult thing i've done as a county commissioner is co-lead the domestic violence fatality reviews with judge koch and ms rollins. We walked step by step through the life of somebody who's been murdered in our community at the hands of an abuser and ultimately murderer. We try to figure out what we could have done differently as government officials. The police have been involved. Everyone tries to figure out what to do differently, and it's very clear that public safety is important. It's number 1 to keep someone safe. But more than that, they need to have access to services. Victims need to know how to keep safe through restraining orders and safety plans. They need to have financial supports for living. Often their abusers are responsible for maintaining the household. They need to know how to keep their children safe, where to get health care, how to get counseling, and how to protect themselves in their workplace. So this one stop shopping would allow people to have access to services for themselves and their families in one place, and that could make the difference. I believe it will make the difference in saving lives in our community. Again, thank you for your leadership and including this in the budget.

Potter: Thank you. Please read the first three names.

Potter: Please state your name.

Kathryn Notson: My name is kathryn notson. I'm here to testify on behalf of the mount tabor central facilities yard and planning -- and nursery planning committee. I understand that there was \$200,000 that was not originally funded for us to complete our work this year. We had made a commitment to you to come up with a plan to update the yard because the facilities are in such wretched shape, and what I have researched is that these facilities were built beginning with the time of the park superintendent's administration of charles paul kaiser, who was superintendent between 1917 and 1949. During his tenure, these facilities were not upgraded or improved upon. They were just added to over time. When he funded the park system expansion, improvements to these facilities were not included whatsoever, and so what i'm asking you is that you will allow us to finish our commitment to you that we had promised to come up with a plan to update those

May 14, 2008

facilities and that we have made our -- that we can complete our commitment to the public to see that it's done so that the city employees in the parks yard can adequately do their job in order to maintain the rest of the park system. I thank you for your time and consideration on funding. The remainder of our work is a remaining \$200,000. Thank you.

Martha Perez: Good morning. Thank you, mayor and commissioners, for your hard work on the budget. It's been a crazy process. I wish you the best of luck. I'm martha perez. I reside at 920 northwest kearney, number 110, in Portland, 97209. I am speaking out, one, as a general political activist and as a current candidate for public safety. I'd like to hold up a copy of street routes, the latest edition, and I would like to talk about what could have been, should have been for the budget. You've done a lot of great work. I would have liked to have seen a larger portion for the arts so we could have created a cottage industry of artists providing sustainable arts-based products and services. The human arts foundation, that it be fully funded. The four factors we came up, serving the immigrant populations, they did a lot of hard work on that. If it's not going to be fully funded, it's not breaking a promise, but it's not fulfilling it either, fulfilling a vision for this great city. I would have liked to have seen more funding for education k-20. That permanent trust fund is an excellent idea for education. I don't think we're ready for an earthquake for emergency management. I know we'll do the best we can. Hopefully it would not ever happen in Portland, but I just think that -- I don't know if our priorities are truly in the right best interest of the common good. I really wish you luck on that. I know there are many other interests, large businesses, that we are dealing with, other pressures from other sectors. So definitely wish you the best of luck, and I dedicate this testimony to this man. He is not an illegal alien. He was a human being. Thank you.

Andy Seaton: My name is andy seaton. Just going through the budget today, just notice that you're adding \$1.6 million to the golf fund for a total of almost \$10 million here that the city is spending on golf as opposed to the rather chronic issue of homelessness that the city has been dealing with. And it's great that you guys have a 10-year plan. Unfortunately it doesn't mean that it's going to take 10 years to solve this problem because there are people that don't have a place to sleep tonight. Either folks that aren't allowed in the shelters, folks that the shelter system doesn't work for them or that they have problems with individual people in shelters. You guys have a great phrase called reasonable time and place and manner to protest or whatever, and the situation works out that you're not allowed to sleep on private property and you're not allowed to sleep, exist, sit down, walk slowly, congregate in groups of three or more according to the sit/lie ordinance in groups of anywhere in the downtown. There is no reasonable time, place, and manner to exist as a homeless person. And there's also problems with sit-ins. The last time that you guys posted a camping ban out in front of this building, I was sitting out there holding a three foot by two foot copy of the bill of rights, and you decided to not come when that expired, when that camping ban expired but come at 3:00 in the morning the next night when I wasn't around. And you've also -- last time that you folks attempted to arrest me, I was being arrested for -- actually, I was not even arrested for the crime of having a chair, and I got dropped on the concrete and sent to the hospital. That ended up costing the city \$10,000 in a settlement that I had through steven sherlay. But guys try to arrest me here today, i'm going to passively resist again. It's probably going to take more than just a couple of officers to carry my out here, and I do weigh 450 pounds. Thank you.

Potter: Please call the next.

Potter: When you speak, please state your name for the record for the record. You each have two minutes.

Rob Wheaton: My name is rob wheaton. I'm here today to speak on behalf of the employees of transition projects incorporated. We're Oregon afscme members. As you know, transition projects incorporated serves some of the neediest populations in the city: The homeless. Those include some of the most scarred veterans returning from war. Right now, we're in the process of

May 14, 2008

bargaining over the wages, terms and conditions of employment for a new contract. Our goal here is simple and modest. It is to protect against a system of flow and receive a cost-of-living increase to help offset the rising prices of food, gas, et cetera. As you know, the c.p.i. Came in, the council price index came in at 3.7%. Unfortunate lye we're being met from the employer's standpoint of they just don't have the money to spend, and that's largely in part due to the fact that the budget doesn't have any sort of increase in funding for this agency. Right now, these employees are making about \$11-12 an hour. \$13.80 for case managers who handle these veterans' affairs. And what they're finding is that, despite their heart being in this work, they're not economically able to continue doing it. When we have turnover at this agency, it results in a disruption of the services, and it basically makes them ineffective in delivering their services. So what we've also noticed is that these employees are basically a paycheck away from being clients of the agency themselves. So we'd ask that somehow you find a way to approve this \$500,000s additional for our agency.

Thank you.

Hugh Price: Good morning. I am hugh price. Good morning, mayor Potter and commissioners. I am representing the Portland parks tennis association. I am requesting the reinsertion of the \$94,000 one-time request for funds for the Portland tennis center. I am also a senior citizen who lives mostly on social security. I count on the Portland parks system and tennis for most of my recreation and exercise. I share this with numerous other seniors. Many of the people I meet on the courts and in the parks are in their 70s and 80s. Tennis is a sport you can play your entire life, and people in Portland demonstrate this every day. Recreation is a vital part of a healthy lifestyle and a healthy city supports sports and recreation. You've heard at a previous meeting about the sad state of disrepair that we find many of our public tennis courts in. I'm here today to urge you to financially support our parks and tennis courts. I thank you for your time.

*****: I'm here in support of the permanent funding of the human rights commission, and i'm amending that --

Potter: State your name for the record.

Bishop AA Wells: Bishop a.a. Wells. Again, i'm here in support of the permanent funding of the human rights commission and am amending that to include the office of violence -- violence and prevention. I'm gravely concerned with the issue before you relating to permanent funding of the human rights commission, the one-year funding alternative proposal in my mind a clear signal of the lack of support for this proposal long-term. The question then is: Is this a signal there is a lack of support for the notion of human rights or something else? There is just too much that has gone on in the past in our society and the way of disenfranchisement which, in my mind, the commission ties speak to. And to hear the uncertainties of the signal that this sends is unsettling. For many in our society, they may have the luxury of deciding now or deciding later but, for others who is often disenfranchised, it is a resounding sound of justice delayed, justice denied. Thus, in my strongest appeal to you as a counselor, that you send a clear signal, a permanent and clear commitment. Some of us are affected greater than others in the decision you're about to make. We understand the value of permanent funding in your budget and the items that are not and the signal it sends. I therefore in the strongest terms possible ask that you send a clear signal of support to all citizens of this committee by approving the permanent funding for these two items.

Potter: Thank you, folks. Please state your name when you speak. You each have two minutes.

Robert Richardson: Robert richardson. Good morning, mayor and city council members. I first come to say that I want to thank this office for allowing the privilege of the office of violence and prevention to be assembled. I think that that was one of the greatest thanks that could happen at the time. I realize the funding and budget issues have been something that has really been up against us as a city, but I also come to echo a sound, fine understanding about why I believe that this office should not only be a part of this system but there needs to be a consensus that we have this continuum. I realize that there are two items that I wish to talk more specific about. One is that the

May 14, 2008

permanency of this office and the funds therefore, that it would not only be a one-year program that would have to come to the table each year to be able to solicit for the funds that became available initially. I feel that this program, this office should not just be a date but a marriage, and the city is going to rein itself in the more successful ways this can come about. There was a critical situation coupled with the things that were going along with the situation with the new columbia villa but, in my 20-year reign of working with you, trying to prevent folks from going to jail and keeps the violence down, this has been the best money ever spent. It got the most mileage out of what it had to do, what it was doing. I solicit not from the one program but solicit for the fact that this office and this work should continue, and I think that, if this office has a conscience and a bit of understanding that started this work, that it be continued so it can hold the city accountable to you and young folks that have lost their way butt services of others that can keep them on their pathway. Thank you.

Leonard: Thank you. I wonder if I might address your concern and bishop wells', because I think you've been misled with the distinction between one-time money and ongoing. This council or any council cannot bind the next council to fund anything. Whether we found office of youth violence prevention or the human rights commission ongoing today does not bind the next city council. They ask the same questions when the budget comes up about what is being accomplished in any bureau, including these two items we talked about, and they can decide not to fund it any further even if it's ongoing. There is nothing permanent about ongoing funding. What we're trying to do is figure out from a very technical point of view how to make our balanced budget with the various responsibilities we have, and the debate is not with us about whether to fund this for next year. There will be other one-time resources that allow us to balance exactly what it is we have to fund, which is specifically a union contract that was settled and still fund programs like this. So I don't want you to at all be misled by the politics of this to think that somehow there's not a method to ongoing funding. There absolutely is. Whether we fund it ongoing or not makes no difference as to whether or not the next council decides to continue funding.

Wells: Thank you, commissioner.

Ronault Catalani: Excuse me. I was sleeping. Good morning, mayor Potter, commissioners. I'm here to thank you for your support for the diversity and civic leadership part of the budget. 40 years in the united states and 20 years in Portland, and three times before this council all in the last three months, so I think, at least for me -- and i'd like to think for the families, the constituencies of immigrants and refugees I represent, that this is a good turn of Portland. We saw this morning schoolboys and schoolgirls in front of city council, and we saw this morning homeless men and women in front of the city council. To newcomers to, folks unabashedly happy about democracy, those are all wonderful things actually. Besides those jobs that we came to united states, to Oregon, to Portland for. So thank you for your support. We understand the vigors of politics and that promises for money are never more than that, but thank you for your support for this part of the budget for diversity in civic leadership. I'm going to turn my 52 seconds over --

Potter: You can do that.

*******:** Of course.

Kayse Jama: Good morning. I am here today to support on few budgets that I -- the office of human relations creation, the diversity of civic leadership academy to discuss the civic leadership and organizing project. All of this I was happily for, and I want to really take the time to all of you to think about how. I understand that you are working hard. I understand there's a lot of challenge and a lot of issues that we have to address as a city. I understand that. But I think it's also important that particularly the issues that are related to color being carefully addressed, because whatever we say, it's fine, but I think it's important where -- the bottom line is that the commitment of the city council, it has to come with the resources that is being provided. I think that's the most important thing. And secondly, I want -- randy, I want to disagree with you for a minute, because

May 14, 2008

the question is that difference between ongoing funding and one-time funding. Even if it is supported, we have to do that, because the office of human relations is going to be in the middle of the city of Portland. I have people come to my office every day telling me how they are being discriminated, and my office does not have the capacity to address those issues, and I think it's important that all of us be able to understand, but I think it has to be ongoing. I understand that the city council next year and the year after might either remove it or not remove it. I think if we have two items, one is permanent, one is not permanent or ongoing, that really shows that it's a mistake, and it has to be put together as permanent funding for the office of human relations. Thank you.

Potter: Thanks for being here. Please state your name for the record when you speak, and you each have two minutes.

Rebecca Black: Rebecca black, and i'm the director of Oregon outreach. This is our 20th year serving young people in Portland, and we target young people who have dropped out of school, who are at risk of dropping out of school, who are gang involved but who are at risk of being gang involved. It's often said that, if you're going to do a program that's preventative, you have to start with really young children, and what I have found after 20 years is that, even as teenagers who have had troubled lives, that they can be turned around and you can prevent future problems of violence, of homelessness, and the other things that our city faces. A year ago when the office of youth violence prevention was formed, I think, during the course of that year, the money that was spent was stretched very, very far, and I can tell you literally hundreds of young lives have been impacted by the work of the programs that work with youth through that office. One of the things i've seen this my community in northeast Portland is that programs come and go. Programs start. They have dollars and the dollars go away. The doors are shut, and young people lose opportunities and lose hope. Today i'm asking you to consider not just funding the office of youth violence prevention but ongoing funding. I guess we've learned something here today. But, anyway, to adequately fund that office, because it literally can be the difference between life and death for a lot of young people, and you've got many great proposals before you, and I don't see anything to disagree with. However, this will literally save hundreds of lives in my opinion and cause many of the other problems you're facing to not be there for at least a lot of people if they can receive the support and encouragement from the providers through that office. Thank you.

Brad Dennis: Brad dennis. I work for the native-american youth and family center as a counselor coordinator. I started january 7, 2008. And I am advocating to continue funding for the diversity leadership project. Right now the youth and elders council is turning out youth and elders, community members, and concerned citizens to address civic issues in the city that we love, and so every month we are heavily, heavily wanting to be involved in this community in this country that we are founders of. I want to thank you for providing this support and opportunity for our community voices to be heard. Next month, we're going to have members from the city and the county, from metro to come and speak to us on how we can advocate and build partnerships and share our ideas that we have with the city and the county, metro, of tri-met coming in the future. So this is a great opportunity for us as a community to finally have our voices heard and bring our ideas that we have to the table. We believe that we also have solutions that many of the challenges that are coming in the future. So I just want to ask you to continue to support that project, and we will be here with you in bringing our ideas as well. So thank you.

Ron Laster: Good morning. My name is ron laster. I've been a citizen of Portland for 30 years living in northeast. It's only been for the last 17 years when I became actively involved in the northeast coalition of neighborhood boards that I became engaged, an active citizen in our fair city. I think it was a great degree of wisdom and insight shown two years ago when the city elevated the issue of youth violence prevention to a bureau level. It really gave a lot of us in the neighborhood a venue to address and to focus our attentions and energies on how to deal with this ever-increasing and ongoing issue. To put it very straightforward and very blunt, what i'm here to do on behalf of

May 14, 2008

the citizens of Portland, on behalf of northeast Portland, on behalf of all the youth that come into our facility either as volunteers of the coalition or they come into our facility through the juvenile justice system with the county, I ask that you deeply consider maintaining and further supporting the youth violence prevention bureau that we currently have. It has empowered many different programs to act in unison through, I think, one central focus and one central core, and that is to basically give direction, give positive impact to the youth of our community. The issue of gangs and youth violence is something that is not diminishing. We currently have a program we're working with Portland public schools, and the thing that we consistently hear is how ever present the threat of continued gang influence in our school system is. I had a meeting with an official last year, and the words were quoted to me they were surprised at how -- they were not surprised at how prevalent youth violence and gang influence was in the high schools. They were shocked by the evidence of how much youth violence and influence was in the junior high schools. And, gentlemen, give it another three years as the generation cycles through. We're going to be dealing with youth violence prevention in the elementary schools. This bureau is critical to liveability of our city. It's critical to make a statement in terms of what we see is the future of our community. Thank you.

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

Gary Blackmer, Auditor, City of Portland: Gary blackmer, city auditor. This is my 10th budget, and i've tried a variety of different methods of succeeding in getting my budget requests approved, and i'm willing to try this one as well. I'm advocating for the one add package that remains in the mayor's proposed budget. Let me give you a little background on it. My office had requested an additional half-time position last year to increase our ability to do investigations and independent police review. That wasn't approved. This year, my office found savings in other offices, put it together in order that we could hire a half position within our constraints. We had a number of hearings and public sentiment around increasing our capacity to do investigations, and I requested additional resources for that as well as outreach. The mayor added a half a position for investigations so that I could actually have a whole person, and I appreciated that, and we were eager about moving forward with the hiring. There is a proposal out that would make that position one time only funding. I can't combine one time only funding with ongoing funding to hire a person. So that one add package, the only one that is left from what I had requested, really, if it's amended in that way, has no value to my office. So i'm here to advocate that that position be funded with ongoing so we can have enhanced investigations abilities and independent police reviews. Thank you for your time.

Bill Leong: Bill young, executive director for usta pacific northwest. I'm here to give you a quick report to confirm that our board of directors have given me the verbal vote on the \$20,000 pledge to partner with nike on resurfacing Portland tennis courts. I'm here to confirm that with you. Our board resolution will take place in a couple of weeks in writing. But we just wanted to let you know that it's contingent upon that the cities support that. Thank you.

Mary Ann Schwab: My name is mary ann schwab. I live innercity sunnyside neighborhood. I'm here to thank your staff, colin mccormick and the community connect v.i.p. Number 8 and jeremy mcquran for helping me find an error in the budget. We found the error, and they were really quick to put a backfill and fix it. I'm talking about safe routes to school. I'm delighted to know that \$250,000 required to complete the commitment in line for several elementary schools will be done now this summer, and i'm hoping that safe routes to school is equally funded in future years. Having little ones get to and from school in a safe manner is really, really important. And by the same token, when we talk of funds and budgets, i'm hoping that the v.i.p., the community connect, will be funded by ongoing city council members. Thank you for the opportunity to let the public participate in this process of reviewing the budget. It does work even if the last minute. Thank you.

May 14, 2008

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

Lisa Reed Guarnero: My name is lisa, and I am a diversity and civic leadership academy participant. Through the center of intercultural organizing and i'm also the widow of stanley reed who was a black man who was murdered in Portland, Oregon, in 1985 simply because he was black. This year, on january 16th at jefferson high school, you unanimously voted in support for the resolution do develop a human relations commission and to adopt the recommendations of the immigrant and refugee task force. Thank you. That was a great decision. As many people who testified that night pointed out, we're nowhere near martin luther king jr.'s dream. It's quite apparent that you all agreed and felt that there is a need for both of these programs. Bear with me as I digress for a moment. When I was young, eye used to think that history was boring and unnecessary. I felt like who cares what a bunch of dead guys did. I mean, that was a long time ago. Well, now i'm older and wiser, and I realize that there's a lot to learn from history. I know now, for instance, that history quite often repeats itself. Has this been your observations that the history has been known to repeat itself? I think we probably agree. Well, once upon a time, the human commissions relation had disappeared from the city. Why? Because it was cut from the budget. So since we know history repeats itself, proposing to fund the human relations commission and the diversity and civic leadership academy for only one year conveys a message of noncommitment by the city. I understand there's no guarantees from year to year, but police officer consider the uphill battle, the underrepresented and disenfranchised have to begin with. If you designate ongoing funding for the h.r.c. And d.c.l. Academy, you will make our battle easier and let the residents of Portland know you truly care and have their best interests at heart. Please deliver the right message.

Please designate ongoing funding for both of these two very important programs. Thank you.

Tammora Barnes: good morning, mayor and commissioners. My name is tammora barnes, and i'm a member of the city of Portland. I'm here today to advocate ongoing funding for the youth violence prevention program. I believe that this is a program that is critical to the safety of our community, and I know firsthand the impact of what gang violence can do. My son, devonte lightfoot, was murdered on june 7th, 2007, as a result of gang violence. And the young man who's charged in his murder was also 16 years old. So clearly we have a problem here. I can't tell you enough how much this program has helped people. Part of the other programs that it's connected to has helped my daughter through this difficult time. Her loss and helped her to maintain her sanity. And I just want to ask that you consider strongly the continuing funding and increasing gang outreach at prevention education programs, mentoring and employment programs as well as helping families increase the role of the parents so they're more involved with their children. I think this is something that is critical. If it's not funded, I think we're going to be going back years where we did have a problem where it was much worse than it is now. I'd hate to see that happen. But I believe that together, with the support of this program and the community, we can make a difference. And I know that the government cannot fix everyone's problems nor should they, and I don't believe in just throwing money at programs. But when you have a program that has results and it's showing that it works, it should be funded.

Robert King: Robert king, president of the Portland police association. First of all, i'm very sorry for your loss and hopeful that the council is supportive of the program you just talked about. I understand that there is not a vote today on these three particular bureau budget items, the training facility or the steps toward the purchase of property, beginning that project. The money for the tough books and the third item, certain dollars amount -- I believe it's \$1.8 million towards funding some positions to increase the staffing in the police bureau -- you know -- budget. So i'm here just on behalf of the officers I represent. There are some pictures you have that give you an example of the sorts of environments we train in. We have not had a training facility that's been available to us to use in the 20 years that i've been in Portland, and we're in need of it now. At regional training facility model with other partners I think is one that will work and will serve the interest of the

May 14, 2008

community and the police bureau for a long time. We're hopeful that, in the final analysis, you're supportive of the \$12 million necessary to make that project actually come to life. On the tough books, I understand there was some talk about taking away certain money and that the money that was apparently to be pulled would have had an impact on the operability of the tough book system itself. It would have eliminated the air card, the laptop computers in the cars for field reporting and increased access to mug shots and a variety of other investigative systems. So we're very hopeful that, at the end of the day, you're supportive of the money that is necessary to get us the technology that other agencies have had and that we have been lacking for as long as the last 10 years. And then you know that the police bureau staffing levels have been cut over the last decade virtually every year, and we need, probably now more than ever, to begin to restore some of those positions. Ultimately I hope you're supportive of the police bureau budget that accomplishes the three goals that i've outlined.

Mike Dee: I am here to talk about the budget for a moment. My name is mike dee. I want to make sure we get this budgeted in there. I feel the council is doing a disservice to the public and to yourselves by putting multiple budget items on the consent agenda. It's important for people to know what things that you're consenting on. People who are watching online or are watching this on cable don't know what those consent agenda items are. Many things are important. For example, there's a protest out front. They're asking for all kinds of services and stuff. One of the things that you have on your consent agenda has to do with ready to rent program. We all know that housing first is a good use of funds. When people get housing first, they're able to deal with eviction issues. Their self confidence is there, that they're able to possibly get jobs, have some stable stuff, get some sleep and be more productive citizens to the community. I was also -- I didn't see what happened with the person over here, cause I was out of the room, and part of the reason why I missed that is because you put it out of order. There was item 607 -- item 606 and 607 that were time certain. One was scheduled for 9:30. One was scheduled for 10:30. In the consent agenda, it's now 11:01, and you already did your consent agenda. You did it before those two items, so I wasn't sure what was going on. When I looked at the screen, it says consent agenda. It concerned me, so I thought this was the time I needed to speak out. I'm sorry if it felt like I was trying to be disrespectful, but I thought you were being disrespectful to the community here that were trying to follow your timeframe. Will rules for council are available but not readily available. I asked for a copy, and they said they could get them for me after the meeting which doesn't help to conduct myself properly during the meeting. I can stop and testify at the next thing, I guess.

Potter: Well, I wanted to explain to you -- and I appreciate your explanation. The consent agenda is actually heard after communications. It's listed on the actual calendar differently, but we always hear the consent agenda prior to hearing the time certain. So that's just for your information. It was not changed for today at all.

Dee: Ok. But it is misleading. Thank you.

Potter: Is that it?

Moore-Love: That's all who signed up.

Leonard: I wanted to clarify a couple points. The suggestion was made earlier that the discussions that go on from here now until the budget's done be transparent. I want to make it real clear that the discussions that are happening revolve around a document, and the document, which is a suggested change to the mayor's proposed budget, has been distributed to the media for over a week. I've had 20 copies printed, and Karla has them for people to be able to see and easily understand what the suggested changes are. It's simply a one-page document. If you have any questions about it, you're free to contact any of us on the council. And commissioner Adams suggests I post it online. I am make sure that's available on our website. Mayor the mayor wouldn't mind having o.m.f. put it up along with the mayor's proposal so that people can see it. I just want to take a moment to -- I apologize if this is repetitive, but I think it's important, in light of the testimony, to make clear this

May 14, 2008

approach that i'm hoping the council considers, which isn't to replace the mayor's budget but to amend it, to make changes. There's a lot of passion around ongoing funding of the office of human relations and the office of youth violence prevention. There is as much passion as you've heard also about things that aren't funded in the mayor's proposed budget such as making sure that people who work with the most disadvantaged in this community who make \$12 and \$13 an hour and try to raise their families on it get a raise. And to be able to give them a raise, a 3.8% raise, we have to rework the budget so we have the funds available to do that. And one of the things that we're trying to do is figure out how to satisfy all the folks that are here and do it in a way that we fund the services but maybe fund them differently than what the mayor originally proposed. So things like the raise for the people that we heard here today, also funding which I believe is important. I know the mayor agrees. Six additional in-patient treatment beds for beam who are driven to commit crimes in the community because of their addiction to drugs and alcohol. We've shown that providing treatment not only makes them better people and a chance to succeed in life. It also reduces crime in the community. That wasn't funded in the mayor's proposed budget. We're discussing doing that. The mount tabor project, we had a huge disagreement with the bureau of parks 18 months or so about the mount tabor maintenance yard, whether that should be sold to the college next-door or retained and rebuilt so we had an adequate maintenance facility there. We've asked the community to be involved. We've asked the bureau to be involved. The mayor didn't fund the last half of the study to make sure we have a good plan. This proposal does. In order to do that, we have to fund things different such as the human relations commission to be able to have the resource to do that. The arts partners is a hugely successful program to teach kids in school the value of arts and, in order to be able to find that, partner, we have to fund differently what the mayor's pope prosing so we have -- proposing so we have this kind of outreach to students in schools. Some people don't think that tennis is an important program. That wasn't funded in the mayor's program. There are others who think that it saves people's lives but giving youth an alternative to not having recreational opportunities. We're trying to come up with the resources to continue funding that. In order to do that, we have to balance that with ongoing resources and one-time resources, and again that explains why we are proposing to fund the human relations commission one time. And finally the fitness equipment that matt dishman provides, formerly known as knox street community center, recreational activities to youth in our community. I used to go there as a youth myself. It's a hugely important asset in the community to upgrade the equipment for the kids. We have to figure out how to fund different live the programs that we're debating here today. So it's a long way of concluding with just saying this. I said recently here it's easier to motivate people by appealing to their fears than by appealing to their higher intellect, because nuances and discussions include technically difficult items for even us to understand. I feel what's going on here is an attempt to appeal to people's fears rather than have them understand we have a broader context that we're having this discussion in. We have a lot of needs in the community that i'm sure everybody, if they heard them explained, would understand and support. We're trying to have that discussion, try to figure out how we can address the number of needs in our community and do it in a way that's respectful to the minority community and also to the people with substance abuse issues, the youth in the community who want recreational opportunities. So, again, if you want to look at what the discussion point is, there's copies up here. I will make sure to post them on my site later today. And the whole point is I want to have and the council wants to have a broader community discussion about what we can do with all the resources the city has. I think we can do better than what's been proposed. Thank you.

Saltzman: I've asked financial planning, through ken rust, to do an analysis of this proposed amendment to the mayor's budget. When will that be ready for us?

May 14, 2008

Short: The analysts put together a draft collectively of the impact of the ought turn gnat proposal. I -- alternate proposal. I just got it on my way over here, read about 10% of it. So we'll be able to get something out, I would expect, by the end of the week.

Saltzman: Great. Thanks.

Potter: I wanted to make a comment. There's been some discussion here, and I think that we're going to have a good discussion as a council over the next few weeks. I want to tell you my side of what the difference is between ongoing and one time. If there's anybody that disagrees with it, please point out where my error is. Ongoing means that it's built into the budget and that next year it's got to be removed in order to take it out of the budget. That's ongoing. One time means it's funded once and, unless the city council puts it into the second year budget, it's taken out. That's a very simple and very distinct difference between those two things. And I think there is both -- and that's the reason why most bureaus fight to try to get as much as they can in ongoing and less in one time, because they know the realities are that, if we have a downturn in the economy, there is going to be less one-time money and thus those programs become more susceptible to being 'cause because they're one time. That's a very clear distinction for me in terms of how the budget process works. I believe it's important we set priorities as a city on how we spend that money. We're not fighting over a 3% cut. We're fighting over \$33 million in excess funds. And so it's important that we prioritize those things, and I made it clear in my proposed budget. And I set up a time. I know everything in here is not going to be approved. We're going to change. I said very clearly we need to prioritize. For me, for instance, the public safety system revitalization project is very important because it goes to the ability for public safety systems to communicate with each other the time of a crisis or on a day-to-day basis. And our system, motorola has said that, in december, at the end of december of 2009, they're going to discontinue maintenance of that system. I want to make sure that that system is going to be in place by then. I want to make sure that our regional training facility is going to be in place. Because, quite frankly, you didn't see the pictures up here provide cents by robert king of the p.t.a. The fact is that often our officers go to the gun range and it's flooded or they can't go and stand in the rain in order to try to qualify with their weapons. The driving likewise is out at the airport. Unless we're chased off because they're doing maintenance on a plane w he need to have a permanent training facility, and this is a problem that is not unique to Portland but is shared by the entire region and thus the entire region wants to participate in the purchase as well as the construction of the regional training facility. Those are the kind of issues that we're going to be discussing over the next few weeks. You can tell that we have our passion and feel strongly about these issues, but we're also going to engage the public so there is transparency and they can hear what the discussions are.

Leonard: I want to take you up on your offer, mayor, are correcting. When you suggest that ongoing funding somehow guarantees that an item be in the budget, that's a mistake. It requires an affirmative action of the commissioner in charge of any bureau, whether it's ongoing or one time, to submit a budgeted item to be approved by the council, and you can just as easily drop funding of ongoing positions by not including them in the proposed budget as you can one-time money. The fact of the matter is that re-create these positions. They're actually civil service positions we will create that will be official positions in the city budget. And whether we supply ongoing money or one-time money to fund those positions, it requires an affirmative action on the part of the council to fund those positions. For us not to submit one-time dollars to fund it would have just the same effect as if we did not submit the budget to fund them ongoing. There are positions in your office, mayor Potter, that have been one time funded since you've been here, positions that have been one-time funded for years, positions all over the city that have been one-time funded. This only becomes an issue now again because of a disagreement on the budget, not the funding. I think -- I think that a further discussion of this will educate the public to understand that there is -- that this is

May 14, 2008

a debate after distinction without a difference between whether or not we fund these positions or the ongoing or one time.

Potter: Folks, that's a preview of coming attractions. So you will be able to hear the whole thing live. I do have a couple questions for the city attorney. There are a couple legal issues on here in regards to approving of the levy as well as the state revenue sharing. Can we wait until June 4th to do that or do we have to take that issue up now?

Ben Walters, Deputy City Attorney: I'm going to have to research that.

Potter: Can you get back to me? I would imagine it can wait until June 4th. If there's something that precludes it, then we'll move it to a sooner date than June 4th.

Walters: I understand that, for the next two weeks, that will only be three members of council at the next scheduled meetings. Is that correct? That's my understanding. Is that correct?

Potter: Would it be possible to vote both on the revenue sharing as well as the actual allocation?

Leonard: I'm not prepared to do that until the budget's settled.

Potter: Are there other members who are willing to do that in order to get this passed? Because we're not going to have a quorum the next two weeks.

Walters: You'll have a quorum.

Leonard: We'll have a quorum.

Adams: I can phone in if I have to to provide a fourth vote from the exotic locale of Cannon Beach.

Saltzman: I think, if you find out between now and 2:00, let's say, that we need this -- it would be good -- if we did vote on it today, we could do it at 2:00.

Adams: I'm trying to get four votes. You've already heard one person who's not comfortable doing that. If we don't need to --

Potter: If it's a legal issue. If it's a legal issue, then it would be ok.

Leonard: I'm happy to vote for it if it's a legal issue. I'm hearing it's not a legal issue.

Walters: I don't have a final answer for you on that sitting here right now.

Adams: I have a couple other smaller issues. The earliest that we could get -- the police training center, which I'm supportive of pursuing -- is a much bigger price tag than what we have money for right now. Correct?

Potter: Correct.

Adams: So I'm looking at these pictures. And so that will take time to gather all the money together, perhaps many years, numerous years, I think. Sort of getting started on the feasibility of it makes sense, but I'm looking at these pictures that are underwater. Knowing it's going to be years and knowing that operationally how much of a hassle it is when this thing is under water, could we hear back from the police bureau or general services what it would take to maybe get the water out of there?

Potter: The water's in Canby, Oregon.

Adams: I know. But if that's causing us overtime and lack of training, I'd like an interim five-year solution to --

Potter: It probably would require a different location.

Adams: I notice half of it's above water and half of it's below water. There might be an interim short fix. In the short-term --

Potter: This is a gun club that we rent, so it's not --

Adams: Yes.

Potter: If there's another location that would be more suitable --

Adams: In the short-term.

Potter: -- I'm certainly willing to explore that, yes.

Leonard: In the interest of clarity on the specific issue of the police bureau's training facility, I don't want people to misunderstand the mayor's comments that there is an agreement on this council

May 14, 2008

to fund the new training facility. The difference is that the training facility that's being proposed costs upwards of \$100 million to build. There has been \$2 million put on the table in the mayor's proposed budget to buy the land. He and I and the police bureau agree, for that to work, we have to have partners in the region help purchase the land and pay for the \$100 million project. They have not made a commitment to do that yet. So what I have proposed, which I think is doable, is to put on the table a \$200,000 budget item in order to buy an option to purchase the land, and that will give us time then to work with Washington county and clackamas county and clark county to see if they're willing to put their money where their mouth is and say, yes, you have purchased the option.

We will now commit to x million of dollars to help you build the facility. It seems to be a more prudent and realistic approach than just outright buying the land before we have anybody committed to help us build this project which we all agree needs to be built. But I'm not willing to put money forward based on a promise. I think it needs to be more solid than that from our regional partners, and this budget allows for that to happen.

Adams: Further clarification is the alternative sets aside \$250,000. That was a plug number for now. If we could get a little more clarity whether an option really does cost \$250,000 --

Leonard: Is it \$250,000?

Adams: It might not be high. If there are any savings there, we might be able to plug it into an interim shooting range that isn't under water for six months a year. I just want to make sure that the council knows, as I talked to the -- announced to the public that the pdot projects that are in the pipeline for the next two years are undergoing a 30-day review for the cost estimates going through the roof. The estimates were required to be turned in to OMF last October and we're seeing about a 20% spike or more in basic materials and fuel prices for pdot. There is a 30 day review, it doesn't affect the overall balancing of the budget, but it might mean that we might need a little while longer on the pdot piece. That includes both the contractor general transportation revenue and also we were funded by federal or state government and ...I think that's it.

Potter: Further comments?

Short: If I might add one thing just to clarify, last week in the discussion there was also a request from council that we seek an extension from the tax supervising and conservation commission for the deadline for submitting our budget. And we have received word from tsc that that request has been granted and we have now a deadline of June 5th. By which we need to submit the approved budget.

Potter: OK

Adams: One other item. Sorry. I'd ask Council to consider a policy that any utility license fees above what appears in the financial forecast for the next 5 years would be dedicated to transportation. So, we'll have more discussions and we have some analysis on this is coming at the recommendation of the 89 person safe sound and green street committee. So it's a non-cut request, but anything above the 2.5 that I think drew has assumed for utility fee franchise growth over the 5-year financial forecast.

Potter: City attorney wishes to make a comment.

Walters: Mr. Mayor, in an effort to be timely in this discussion I have been advised that it is legally acceptable for the tax levy and the revenue sharing to be considered together with the remainder of the budget. It does not need to be broken off. It is something that could be taken up again as the budget discussions go forward.

Potter: There have been significant amendments to the budget. In the interest of transparency and community involvement and to allow council more time to resolve outstanding issues, I'm continuing the budget committee until June 4, 2008 where we will vote on the approval of the budget for the city of Portland. The budget committee is adjourned, we return to the regular agenda. The 10:30 time certain. Please read that.

Item 607.

May 14, 2008

Potter: Commissioner Saltzman?

Saltzman: Thank you mayor. We have an exciting item here before us this morning. This is the operating license agreement between Portland parks and recreation and the Portland Saturday market for their new home in Tom McCall park. Tom McCall waterfront park. As you all know this area of old town is going through an incredible revitalization. And a key part of that is a permanent home for Portland's Saturday market. With a new university of Oregon campus just opening and the world headquarters of mercy corps under construction, the new home for Saturday market will be a jewel of activity in this neighborhood. I want to thank all of the folks who were involved, Saturday market, the Portland development commission and Portland parks and recreation. All three groups have done an outstanding job of communicating and digging into all the details that go into a license agreement like this. This is a strong partnership between the city and the market that will foster more entrepreneurship in this area and support numerous Portland small businesses. We have representatives from these groups, Steve Planchon from parks, Keith Witcosky from pdc and Paul Verhoeven from Saturday market here to quickly run us through the agreement. Then I would urge council's to adopt that agreement.

Steve Planchon, Portland Parks and Recreation: Good morning mayor, commissioners. My name is Steve Planchon with Portland parks. I don't need to give the introduction, it's been given, so right to the purpose of the ordinance is to authorize the license that will enable Saturday market to relocate to waterfront park and succeed there. And also to acknowledge the fact that there will be an increase in parks operating costs because of the new facility that will be there. In a nutshell, the license terms and conditions are it will be a license, they will operate on the weekends primarily and also during the holiday season as they normally do. It's a license for five years to be extended for five years, automatically and at that time, they will go on and they will, they'll succeed, it will be authorized again by city council at that time. The licensing includes a minimum fee which addresses their ability to pay based on what they have historically been able to generate in revenues and also the historic cost. The license also includes the ability for parks to participate in the upside as the Portland Saturday market succeeds over time. Also the license includes an opportunity to revisit the license in the first year and the fifth year to make sure that we understood what we're talking about at the time we negotiated because this is a new facility. We feel very good about the outcome and we encourage your support.

Paul Verhoeven, Portland Saturday Market: Thank you mayor and members of council, Paul Verhoeven, executive director Portland Saturday market. The license agreement before you today is a watershed event for Saturday market and for the old town neighborhood. Your vote will help to ensure the continuing success of 350 micro businesses which over the past 34 years have grown Portland's Saturday market from a handful of artists and craftsmen into an internationally recognized institution that draws over a million visitors each year to the central city. Your vote today will demonstrate your ongoing commitment to the revitalization of old town, the historic heart of Portland. The location of Saturday market at waterfront park along with the redevelopment of the Skidmore Fountain for Mercy Corps World Headquarters and the opening of University of Oregon's Portland programs in the newly remodeled White Stag blocks represents the culmination of many years of planning, setting the stage for the emergence of mixed income housing and renewed retail activity that will revitalize old town. But I'd like to thank everybody who worked so hard to make this happen. Our thanks to the staff of pdc and Portland parks and recreation who managed this project, as well as the many members of other bureaus who came together to move this forward. It was truly a group effort. I particularly want to acknowledge the support of Commissioner Saltzman's and his chief of staff Brendan Finn and Matt Groun who have been unwavering in their support. By approving this agreement, you're honoring the commitments made and demonstrating that in Portland redevelopment means inclusion not displacement. Together we shaped our vision

May 14, 2008

for a vibrant neighborhood and together we can realize our dreams. Together we can look forward to a prosperous future for portland's Saturday market and the old town neighborhood. Thank you.

Potter: Questions from the commissioners?

Keith Witcosky: That's okay. I knew waited until the end I wouldn't have to say anything. I really want to thank lou bowers and Kevin on our staff, our board's going to be taking action in a couple weeks so it kind of culminate the 30 million dollars in investment that we've put in this area. When paul and commission Saltzman talked about in terms of mercy corps, u of o, more hospitable max station, and Saturday market. And I want to thank parks for the partnership and I want to thank Saturday market for their patience.

Adams: I have some questions. This is an operating agreement, right?

Planchon: Yes, it's a license.

Adams: So it doesn't say anything about operating in a sustainable manner, like recycling. It says grease, grease isn't required to be recycled. It just mentions that it will be disposed of in a legal way basically. Talk to me about our green and sustainable expectations for the future workings of the Saturday market.

Planchon: The license, you're right, is a standard form license that doesn't speak to some of those points but it does require that Saturday market operated full compliance with city code as well as it changes over time and park regulations as they change over time. My experience so far with working with Saturday market is that they do fully intend to operate in that manner.

Verhoeven: I'd just like to add commission adams, we do recycle our oil and have for years. We actually still probably foolishly pay to have it picked up because it's now become quite a valuable commodity. But we recycle that, we recycle plastic, we recycle paper, we recycle cardboard and we look forward to the time that we can possibly be recycling food scraps as well.

Adams: Maybe it's the boiler plate for parks that we need to change so that these agreements all over the city --

Planchon: Good point. We can probably look at that.

Adams: And the other thing that I'm concerned is as the sewer commissioner that, any smells, what did you with the issue of potential smell? Any diversion structures?

Planchon: And the question is whether the smells are going to be a problem?

Adams: Have you dealt with any potential issues?

Verhoeven: In the design, there's plans, not exactly sure where they fit into the scheme of things to run. There's a vent that's going to be built sort of on west side of the current pump station that will vent shaft and there's piping being put in from that vent I believe to the area just to the north, underneath the burnside bridge where's there's plans for future station if needed. It certainly something we're keeping our eye on because we don't want to spend a lot of money and have a great side and have it smell like the sewers.

Adams: As the sewer commissioner and as I know bes doesn't want to as well, but I guess what I'm asking do you feel confident that the city has taken all the necessary prudent steps to prevent any issues related to smell in the future?

Planchon: You know I guess it remains to be seen. If the station is included as part of the original project I think we're in good shape. If it's put off as maybe later than, we're just going to have to hold our breath and hope -- nobody's quite sure what the issues going to be like, it wasn't very bad before with the old pump station there. It wasn't really an issue. My understanding is once the system's online, most of the sewers still going to be going down the old pipes and the sewer will only be using the new big pipe in the overflow situations.

Adams: Sounds like we might have an answer.

Kevin Break, Portland Development Commission: My name's Kevin break, I'm with pdc. I'm the project manager on this project. We've actually sequenced and coordinated with bes to have the fowl air management system constructed during our construction process. So it will be constructed

May 14, 2008

as part of the program and what that involves is venting the air out of the cso piping and running it through its organic medium, which is basically like bark, to remediate the smell. Presumably, if the system works as designed, it won't be a problem.

Saltzman: That's being done part and parcel of this project.

Break: Constructed by bes and sequenced with our work.

Adams: Great, thank you. In terms of storm water management, where did we end up on that issue?

Break: There are, well there will either be a storm water bio swale to the north of the burnside bridge. Most likely there will be some offsite remediation required. And one of the options was looking at the mccall's project, the future mccall's project for offsite remediation. It's going to be a two fold solution.

Adams: Thank you.

Potter: Within the contract there's a request, there's a request for \$160,000 for operating a maintenance for the first year? Where does that money come from?

Planchon: The way the ordinance is drafted it would be the operating and maintenance budget that's approved for parks each year. We're requested here is you acknowledge that will be an increased cost and address it in the budget process when the facility comes online, we won't incur a cost until then. There will be increased costs, increased cleaning, I need to make clear though that this a license to Saturday market. They will be responsible for their own time, what they do there, so be cleaning themselves, the space themselves for the time they're there. Parks will be in residence of five of the days. And that will have a cost, significant cost associated with it.

Potter: Is that saying there will be request for \$160,000 extra in the budget?

Planchon: Yes.

Adams: So where's the, looking at the schematic, where's the path go, waterfront --

Verhoeven: You're referring to the esplanade commissioner adams?

Adams: The Westside esplanade, yeah.

Break: So the design you see the Saturday market layout. What we've done is we've incorporated a secondary esplanade which engages directly with the pump station, so you'll see on the west, sorry the east side of the diagram, that's the secondary esplanade. Outside of the dotted line area. So that will allow continuous pedestrian and bicycle traffic.

Adams: Oh, those trees --

Break: No, they remain. The existing esplanade will have Saturday market booths during the weekend so that's where the secondary esplanade comes in where you've got three oak trees and directly to the east of that is where the secondary esplanade will be. We've taking down the concrete wall that's currently in front of the pump station.

Adams: And you're confident that's enough room because it gets pretty darn crowded.

Break: It's actually wider than the steel bridge crossing.

Adams: Is it wider than what's there now?

Break: It is 4, I think 3 ½ feet narrower than the widest point of the esplanade. So 16 ½ feet.

Adams: You think that will work?

Break: Yeah. That's based on the engagement process and all the people that -- yes.

Planchon: I think that's all the space there was, it would be rather tight. But we anticipated that a percentage of those people are going to come off the esplanade into the market area. So I think it will be sufficient ways through there.

Adams: Well, I'm worried, it's pretty narrow for the amount of biking and rollerblading and skateboarding and running and walking, 15 feet. But you're at the end of your design process so I'll move it forward.

Saltzman: So just to further respond to the mayor's question about the o and m cost, those costs will not actually be incurred until the 09 10 fiscal year. And it is a omf policy that when a new park comes online that the o and m funds get budgeted at that point.

May 14, 2008

Planchon: Could I clarify something? The way the numbers work right now is that we're estimating the o and m costs at about \$200,000 for the new facility. The Saturday market license is going to generate revenue, it's minimum of \$40,000, we're hoping for more. And parks is actively going to program the space for the time Saturday market isn't there. You could generate more revenue on the weekends that during the week but we're still going to attempt to make other monies from the facilities and that of course will go towards the operating costs.

Potter: Further questions? Any folks signed up to testify?

Moore-Love: Yes, we have three people signed up.

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

Dee: Howdy, mike dee. I was commenting cause I was concerned about the license agreement with Portland Saturday market. For one, you're working on the budget so if this is going to cost the city money, you might as well just put it in there and it can go through the good public process and people can see what they're talking about. I'm concerned about tla's, three letter acronyms and stuff like that, that you use. We heard o and m, omf, bes, cso, pdc, pdot, that's a four letter acronym, we heard a bunch of different acronyms so its not very helpful for the public if they don't know what you're talking about and for the online community listening, watching on their computers or watching on cable. There's not necessarily someone they can just go talk to. Here we can ask somebody. I'm concerned at Saturday market because of the sweeps of the homeless people over there. Now this is a probably a new location for them but my thinking would be that they kind of encourage the sweeps and I know paul is a former, I worked with him on the old town Chinatown association so he's very familiar with the people and the area. And so I would hope that he wasn't encouraging the people they get stuff taken and for them not to get their belongings back. I'm concerned that, he talked about recycling. I'm concerned that Saturday market, some vendors use Styrofoam, I think that's been prohibited in Portland for quite some time. And so multiple businesses in Portland also use Styrofoam and I don't see any enforcement on that. So I'd like to remind you to enforce that. Chinatown, old town Chinatown is also unique because it's got old buildings and I'm concerned that people continue to let this be an eye soar and people are excited when people say we're going to build something new, we're going to small the old things, and we start losing our old town history so that's also concerned me. I would hate to put us into a position where we need to boycott things like Saturday market because it's a great program and it helps a lot of people. It's a great, you know, economic thing for everybody and all kinds of cool things. I wanted to talk briefly, back to the consent agenda real quick because I ran out of time earlier.

Potter: You can only address that's before council at the moment.

Dee: You're going to stop me from --

Potter: I'm saying that in council, we have the procedures and that the procedures are that when we're having a hearing on an issue, that's the subject of testimony.

Dee: I only have thirty seconds left and you had to interrupt me for that.

Potter: No, I'm telling you, I'm not interrupting you. That's the case.

Dee: That was unfortunate, you could have let me go.

Seaton: My name is andy seaton again. I'd like to apologize for any rudeness earlier. I come from a long line of federal bureaucrats and the one thing that I know how to do and I've sat through a lot of these meetings, I don't know probably not more than sam, but quite a few over the years that covering these kinds for some of the radio station work that I do which I'm not representing them in any way, shape, or form. I even called them to tell them that. But I would just like to kind of slow down your thinking and I once said that when the protestors, I was going to come back here and cause hell again if this issue again and it has come up again. So I'm just saying what I am. The thing that I really quite enjoy Saturday market and it's one of the jewels of the city, it's good to see that it's got a good home in downtown Portland. And one thing that the homeless folks would like to be able to do is they'd like to be able to be close to downtown, close to services, close to the

May 14, 2008

areas in which they can access by walking which is their only access. It's not well recognized that this latest protest started when the shelters close for the winter, then prior to the cinco de mayo festival the police swept folks from out under the bridges and out from the under the -- waterfront park and the like and they didn't have any place to go. So they come down here and they ended up, they tried sleeping in the covered area directly under this area here, under the council session and then were kicked out to the curb by a Wackenhut. Which reminds me of a history I read about the city hall which was previous recessions --

Potter: This issue is regarding Saturday market.

Seaton: I'll get back to that --

Potter: No, you're going to stick with Saturday market.

Seaton: I'll switch back to my comments about Saturday market. It's rather interesting that the fact you're willing to spend \$160,000 a year for o and m's operating and maintenance fees. Of which you're only going to be getting \$40,000 from Portland Saturday market. And granted, they may be able to get funding from renting the place out during the week, perhaps one of the things that could be done, it could be rented out or establish a folk for homeless to camp which would be a good use of the area. So you know, in talking about money that you guys spend every day, every single time, my main effort is just to make you guys realize how much money you're spending every day and how little money it would take to solve the homeless problem. Thank you.

Nilson: My name is Katie Nilson and I'm here to talk about Saturday market. I enjoy Saturday market, I always ride my bike through there and some of the most interesting person I'm ever met I've met down there. A little, I guess, you know frustrated that so many people are down there spending money on all these trinkets that they may not really need and the homeless are ignored and swept out from under the bridges. One of the things that concerns me is that you have done these recent sweeps and in order to keep people away from under the bridge. It's okay for them to be over the bridge, but not under the bridge. That's concerning, that's kind of not really staying continuous with what you're doing. I guess you're applying it at one place and not another. I also think that it would be really important for you guys to use their presence there for positive learning experiences, theater, art, offering them opportunities to show what they got rather than them having to open up their own little booths that are kind of illegal or whatever on the sidewalk. I think it would be great to give them a fair number of squares or whatever you call them, booth areas, to share their talents, gifts, music, poetry, art, necklaces, etcetera etcetera. And I think that's really important because there's quite a contrast between the people that visit Saturday market with lots of money in their pockets and the people that live under the bridge there. And if we're bringing them together in that way by allowing them to see them, that they're not just in the corner selling their goods on the side but that they're actually a part of the market and they actually have viable creative art to give, to make an income at. Then I think that would be a way that we can start. Well I guess having the conversation between classes and doesn't happen very often. And I think there's a quite class war under the burnside bridge, especially on Saturdays. And it needs to be addressed and I think there's some creative ways to go about doing that. And if that means just getting together with the homeless and they're living done there, squatting in that area, playing Hackensack or whatever they're doing. And inviting the folks that are bringing their goods to sell on Saturdays into the same room to have a conversation with one another and to get to know one another, maybe share some of their talents with one another, then I think that would be a really great place to start. That's all I have to say.

Moore-Love: That's all who signed up.

Saltzman: I just want to point out the reason this is an emergency ordinance is that construction is scheduled to begin in June on the improvements. And before we do that, we want to make sure that all the parties have agreed to the various terms of this license agreement, since that is -- of going ahead is this agreement.

May 14, 2008

Dee: Can I respond to that real quick?

Potter: No. You're done, thank you. Please call the vote.

Adams: I want to thank the folks at pdc who are largely paying for the construction of this project and I know how difficult it has been to accommodate all the city's aspirations and stakeholder wishes within a very confined space. But I think it will be a vast improvement over the existing Saturday market area and I want to thank you for your good work in this area. I also want to thank parks and encourage you to follow up on your boiler plate so that we've got high expectations and operations of people's licenses to be green and who else do I thank? Commissioner Saltzman for persevering on this effort. Aye.

Leonard: Aye.

Saltzman: I do think this is going to be a outstanding addition to tom mccall waterfront park and provide a permanent home for as somebody said, one of portland's jewels, Saturday market. So I just want to thank parks, pdc, Saturday market and also pat and Brendan for working very hard on this. Aye.

Potter: I believe that Portland Saturday market is a real icon in Portland and I appreciate what they do and I am very pleased that they are staying in the area. I think that our other partners that are coming into that area, mercy corps and others, will be very pleased that Saturday market is there. And I know Portlanders are so I vote aye. Move to the regular agenda. Please read item 632.

Item 632.

Potter: Second reading. Call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 633.

*****: [inaudible]

Potter: It's a second reading, there's no public comment.

Item 633.

Potter: Second reading. Call the vote.

Adams: We had public comment last council session so we just vote on this. Aye.

Leonard: Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 634.

Item 634.

Potter: Second reading. Call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 635.

Item 635.

Potter: Second reading. Call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 636.

Item 636.

Jeff Baer, Director, Bureau of Purchases: Good morning mayor potter, members of city council, I'm jeff baer with the bureau of purchases and before you is a request to execute a contract with brattain international trucks for the purchase of 15 dump trucks in the amount of \$2,151, 650 and these trucks are going to be used on behalf of the water bureau and also the Portland department of transportation. And we did receive three different responses on this and we've got john hunt here from city fleet in case there's any questions related to the acquisition to these new trucks.

Adams: What's the make of the trucks?

Baer: International is what I'm told, with Cummins diesel engine.

Adams: So just out of curiosity john, if I could, freightliner doesn't make trucks like these or they weren't proposed by the providers? Or local truck companies?

John Hunt: They are local, we just didn't receive a bid from them. They weren't the low bid.

Adams: Do they make a truck that could possibly meet the chassis that could meet these specifications?

Hunt: Yes, they do. They do. But anyway, it went out to bid and brattain was the low bidder so they had to put an international chassis.

May 14, 2008

Baer: I don't know if freightliner was one of our plan holders but we did have 36 different ones signed up for the invitation to bid.

Adams: Thank you.

Saltzman: Brattain assembles the trucks here as well? They assemble them here in Portland?

Hunt: Well, yes, the actual cab and chassis will come in and they'll add the dump body to it. And they typically use local companies to put the bodies on.

Adams: Do you have any reason why so freightliner wasn't offered in any of these three -- right?

Hunt: Well, let me ask Don. Come on don. Don is our acquisition supervisor and oversees the acquisition areas so he can better answer your more specific questions.

Don: Freightliner did not bid on this one. International came in with their bid. We, international was going to be using Columbia body out in Clackamas to actually build the bodies and outfit these trucks. Freightliner did not come in with any bid on it at all.

Adams: Would you do me a favor and find out from them why they did not bid?

Don: Yes sir.

Adams: For now, I'll move this forward but I'm curious to know why they didn't bid.

Don: Yes sir.

Adams: Thank you.

Potter: This is going to go to a second reading so they can have information --

Adams: It does go to second reading?

Baer: I believe this is a report.

Adams: So we just do it now.

Saltzman: I think these are reports, right?

Potter: Yes, it is a report. Oh, I'm sorry, you're right. Further questions from the commissioners?

Adams: Do you we have to do it this week? Could it wait a week?

Leonard: I mean, they didn't bid.

Adams: I'm just asking.

Leonard: That's fine, they didn't. I don't understand why we would hold this up if they didn't bid.

Baer: I think we could provide the information to you today. Get that to you. Number one, I want to find out if they actually downloaded a copy of the bid to find out and then don can follow up with them directly about --

Leonard: But they assemble them locally, right?

Adams: I know, I want to buy them locally. But if they didn't bid I understand your hands are kind of tied, but I'm kind of curious if they felt there was some fatal reason why they couldn't bid on their own local governments' request. A pretty big purchase item here.

Leonard: And I agree, I'd like to see that too but I don't want to hold up purchasing --

Adams: Well I just asked if they could live with a week delay. Can you or can't you? I'm open to either.

Hunt: Yeah, definitely. We do have as your well aware of some very aged trucks over at pdot so we want to keep it moving but a week one way or the other wouldn't matter. We'll go ahead and get that information back to you. But many of the trucks that are on there, well over 200,000 miles and very old. So we'd like to move forward with them but that's kind of where we're at today.

Potter: I think this occurred once before and it was because of the difference in the specs. Is that right?

Baer: That's what I recall.

Hunt: And we've enhanced the spec to allow for as many manufacturers to bid on the products as we can. In fact, we're working with western star right now at the freightliner plant on a truck that they want to build for us and donate to the city and so, we're very familiar with group and working with the specs. We were a bit surprised as well why they wouldn't bid.

May 14, 2008

Adams: I think it shows good form on behalf of council to at least inquire why they didn't -- there's some reason we should know about. Unless somebody's head is going to explode.

Potter: Is the rest of council okay with that? Ok, we'll hold it off a week.

Moore-Love: I did not have a sign-up sheet set out for these.

Potter: Please read item 637.

*******:** [inaudible]

Potter: Yes. You want to testify on this matter? You have to testify to this matter. You have two minutes.

Dee: Excellent. Thank you.

Potter: State your name for the record.

Dee: Thank you. Mike Dee. Howdy council. Yeah, I appreciate the commissioner's asking about you know, local companies bidding on stuff. It might help if you let people know if there was an rfp or a request for proposal type thing that you put out. You could tell the people, hey here's what we did. We asked for bids from multiple bids, we've posted it on our website, we posted it in a newspaper, we posted it online, or however you did that so it would kind of clarify those issues. And it is nice that it sounds like you're trying to do an active thing. The company could also let you know why they didn't put a bid in. So they could be active to. Using these 15, 12 to 15 yard dump trucks and you're moving homeless people stuff with it and throwing it away, I wouldn't think that was a good use of those trucks. And so I would ask that you didn't use those trucks for that. And of course I'm concerned that this seems for the proper place, time and manner to address the council on stuff that you would try and limit my content of my input back to you. And it doesn't seem appropriate.

Potter: That's the way it works.

Dee: I'm also concerned about the public's access to information. In order to get all these different things that you're talking about, it's not as easy, it is easier but it is -- it's not as easy. Okay. We got a couple different things here. It is easier because there's pdfs online and that's something that I asked for for quite some time and I'm glad to see that finally happen. But going into the auditor's office, these aren't readily available for people to get them. They're not easily available for others to get. And if people request them, then it's a lot of work for the auditor's to run around. Thank you.

Seaton: My name's Andy Seaton. Again. I was just looking through this and I would also like to say that there are two little known clauses to the first amendment of the U.S. constitution. It ends up saying that congress shall pass no law that restricting the right to assemble and the right to petition the government for address of grievances which is going on right now. And I'd like to put a new measure for you guys to think of in terms of --

Potter: Is this testimony in regards to this particular issue?

Seaton: Yes. If you'd let me --

Potter: I've not heard the issue.

Seaton: You're spending \$2,150,650 and the measure that I'd like to put that in terms of is for a low income housing, an apartment costs about \$600 a month for a single bedroom apartment. Or \$7200 a year for one year's worth of apartments. So the measure that I'd like to put this in terms of is this represents a little bit less than 299 apartment years, what you're spending this money for. Granted, dump trucks are indeed a good and necessary requirement and although it is kind of interesting the fact that also internally here you're saying that you're spending two million, one fifty one, but the lowest bid was one million, on page two here, one million two hundred and sixty. So I'm rather curious what the difference is made up between that. So you know, that's the question I would have and I am also kind of curious whether or not the equipment could be shared between pdot and the water bureau and any other location of folks around town. I'm sure parks and recreation has needs for dump trucks every now and then, I don't know if there's going to be a

May 14, 2008

duplication of effort of those or not. So that are some of my questions for council. Thank you very much for the time.

Potter: That item will be heard next week. Item 637. Please read.

Item 637.

Baer: Good morning mayor potter, city council, I'm jeff baer with the bureau of purchases. And before you is a request to award a contract to richard Phillips marine for the bull run dam 1 outlet works improvement project in the amount of \$770,733. And I want to set the stage for the following two reports as well in that I want to highlight a couple of things. This one in particular, you'll notice that there are no participation by minority, women, or emerging small business on this particular project and what we found is this is primarily because of the specialty nature of this work and they're actually self performing all of the work with their own in house, with their own work force. So they do not have any mwsb on this project. They, just an interesting note, the second low bidder did not have any participation as well and they were actually self performing the same work with their own work force as well. I think we have a representative from the water bureau here in case there are any project specific questions I can't answer.

Potter: Questions from the commissioners? Do we have a sign-up sheet?

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

Potter: Please come forward. Would you state your name for the record and you each have two minutes.

Dee: Excellent, thank you. Mike Dee. Once again it's a -- we have accepting one bid. We didn't hear how many bids there was. We did hear a concern that I've heard from commissioner adams in the past, certain -- segment of the population that the commissioner would like to see apply for these types of things and possibly even get. And so that's a concern. My concern is, I also have a concern about the public's ability to get access to this information. There used to be a terminal down in the auditor's office where people could look up city code and certain things on their own and that's not there anymore. And so people who don't have good access to the information would be limited from getting access to that. And I'm not saying that's stopping the bids here but it does it concern people able to get the money. And then, it's also difficult when things come up for example, the \$200 million for the Portland police association's thing and you asked people around the building here where that came from, or what are you talking about and people don't know. It doesn't help the issue and so -- I'm concerned about the public's access to information regarding some of this stuff and as far as the second reading and not having testimony, what is the purpose of the second reading if you're not going to have testimony? I think that's an excellent opportunity for people to respond to something or for people to have a chance to testify on something that they didn't notice was on the agenda, for one reason or another, maybe good public notice wasn't given or such, or you know some kind of misinformation was put there, people could respond to it. So I think the second reading is an opportunity to, a second opportunity for people to comment on. Other than that, I wouldn't why you have a second reading. But I understand there are time things. Thank you.

Seaton: My name's andy seaton. Just going through this, it says it was budgeted for, project estimate of \$900,000 or 125 apartment years. And the bid came back at \$770,733 which is 107 apartment years or a savings of 18 apartment years. It would be good to take the extra budgeted money and take 18 people off the streets, at a one bedroom, and they'd be able to share that with their husband or their mate. I am rather curious about a couple of things here. Oh one thing that I'd definitely like to echo commissioner leonard's comments from previous years that this is about maintenance on the bull run dam and outlet work's improvements and it's not real clear from the paper work here exactly what it is that you're going to be doing to that. It's a little unclear but I certainly want to echo randy leonard's comments. Portland does have the best water of any municipality that I've been to. After living up here from phoenix, you're hesitant to even wash your

May 14, 2008

hair in that water down there, it's down right salty by the time it got to phoenix through the central Arizona project. The bull run watershed is a jewel for Portland and one of the reasons that Portland is as big as it is, one of the reasons that east Portland joined Portland many years ago, it was simply to get access to the bull run watershed. And also to answer one of mike dee's questions, one things that generally is lacking in the way that rules and regulations is when questions are asked here, the city council has a habit of ignoring them, is that on the last page here, there were a total of five bids received ranging from the \$770,000 all the way up to more than one million, \$1,074,000. To answer one question. Thank you very much for the time.

Potter: This is a report. I need a motion to accept.

Leonard: So moved.

Adams: Second.

Potter: Please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 638.

Item 638.

Baer: Mayor potter, city council, jeff baer for the bureau of purchases. Before you is a request to award this contract for the taggart and sw Mitchell street i-5 sewer rehabilitation project for the bureau of environmental services in the amount of \$1,366,606.90. And this again, we had very low participation on subcontracting and we have 9.9% of the subcontracting dollars being award to minority business enterprise. One thing that I do want to note is that this and the following report has zero percent participation and as part of our due diligence to find out what's going on as far as lack of response back to honor subcontract activities. Talking to sam brooks, the chief executive of the Oregon association minority entrepreneurs, just to find out are the subcontractors busy and the answer back to us was yes. And, in fact he mentioned that I think hoffman construction was recently awarded a \$250 million project to construct the state hospital down in salem and they're running into the same availability issue that we seem to be bumping our heads up against. Now we're all drawing from the same pool of subcontractors that are certified as minority owned, women owned, emerging small business. So that's reflective of our low participation rate is what we believe this point. As I've indicated on previous requests we continue to work with the contractors through the life of the project and look for opportunities to look for different divisions of work and do good faith effort outreach to mw and esb contractors. And I'll stop there and address any questions you might have.

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

Moore-Love: No one signed up but mike has requested to speak. And andy.

Potter: Please keep your comments to this particular report.

Dee: You felt that it was necessary to say that. Mike Dee.

Potter: Go ahead.

Dee: Apparently I've offended randy Leonard. I was concerned that once again we didn't hear the numbers on how many bids and all that. We did hear, if we did, I didn't quite catch it, but I did hear the concerns that commissioner adams as far as a certain segment of business owners brought up, you know as far as minorities and women and other concerns. Do any of you have a copy of the purchasing report? Bid number 1086 --

Potter: It's your time to testify. So testify to the specifics of this bid.

Dee: That is --

Potter: You've already made your comments about lack of information so we got that part. Please specifically refer to the bid that was being accepted today.

Dee: Is that available here for view?

Potter: It's not available for review. We're at the point of voting on it. We don't come up to discuss the bid process or review. You can either tell us that you like or you don't like it or whatever you want to say about the specifics. Beyond that, that's what the testimony is limited to.

May 14, 2008

Dee: Great. I wanted to make a quick comment on the hand clapping thing.

Potter: This is unspecific to the report. Either address that or you're done.

Dee: Ok, well if people wanted to clap or raise their hands for my comment I wanted to address that. Once again, I'm sorry you're limiting my speech. Thank you.

Seaton: Hi there, andy seaton. Couple of things here the metric on this would be, your estimate \$1.5 million and the low bid was \$1,366,606.90. And it translates into a metric of apartment years at budgeted 208 and comes in as low bid 189.8. So you could use the excess funds off budgeted to put 8.2 or 8.2 apartments that help solve the homeless problem. And I've a little bit of a question, looking at the entails and details on this, although I'm a little fuzzy on what the \$567,000 is awarded to subcontractors. Oh I think that's the problem with the emerging women, emerging small businesses, women and minorities. But I'm a little curious there is the estimate here on page three says that it's \$1.455 million which is, I'm not exactly sure what the difference between the bid amount and the engineer's estimate. Or the engineer's estimate is different from what was actually listed as the project construction estimate. Unfortunately, my phone is ringing. And also in general my question about, question of subcontracting to minority, women, and emerging small businesses, I think the city does need to be able to spend more money, spend some time to establish more emerging small businesses and I would say a great possibility for this is to look at the homeless community because I've never met a bunch of more entrepreneurial people in my life. And the folks that are just trying to get ahead in life. Look outside the box, or I guess outside the shelter system. Thank you very much.

Potter: It's a report. I need a motion to accept.

Saltzman: So moved.

Leonard: Second.

Potter: Please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read the next.

Item 639.

Baer: Mayor potter, city council, jeff baer for the record for the bureau of purchases. And before you is a request to execute a contract for the south park block phase 2 improvement project on behalf of the bureau of parks and recreation. We did receive two bids on this project and low bid for grant construction in the amount of \$4,616,000 is the recommended amount. We did identify 19 different divisions of work for potential subcontracting opportunities as noted in my report. At this point, it's a zero percent participation for minority, women, and emerging small businesses. Although we are working directly with the contractor and we've got a sub bid request out for the structural steel and metal fabrication divisions of work for that area. And they did, I want to emphasize that they solicited 36 different subcontract bids from minority, women, emerging small business contractors in a variety of different divisions. We received no response and again I think that goes to the point of, we found that the subcontractors, the certified firms are busy working and this is really ramped up construction season. Also I was remiss in pointing out that all these contractors in the past report are in full compliance with our equal benefits program. I want to make that note. I'll stop there.

Potter: Questions from the commissioners? Do you have a sign up sheet?

Moore-Love: I did not. We have a request to speak on this.

Dee: Thank you. I was happy to hear some of the numbers there, that was good. There was --

Potter: State your name.

Dee: Sorry, thank you. Mike Dee. I was happy to hear some more of the numbers there. Numbers of subcontractors and certain things that you're trying to do to get the bids including women, small businesses, and minorities. It would still be nice to identify what the reason is for the segments not getting these bids or not applying or not, I don't know. Maybe have a better percentage than zero. I'm also concerned about discrimination on the vision impaired. I think that --

May 14, 2008

Potter: Is that to this item in particular?

Dee: If people want to, the online community, or watching on cable television wanted to see what kind of support the community had for testimony, the vision impaired would not be able to hear if people were clapping. I'm sorry actually the hearing impaired would. The vision impaired would. But the vision impaired would not be able to see the hands raised in favor of my testimony so that's what my comment has to do with.

Potter: Keep your testimony specific to this issue.

Dee: Okay. Thank you. I'm sorry you feel that's necessary to limit my speech.

Potter: The business of the council, so testify to it or you're going to be done.

Dee: Okay. Yeah, I guess I was kind of thrown off. I've been coming in and out the whole time due to the rest outside, enforcement of sidewalk obstruction ordinance -- people just exercising constitutional speech. Thank you.

Seaton: The name's Andy Seaton still. So this was budgeted at \$5,050,000 for bureau of parks and recreation. The metric on that would be 701.38 apartment years and the low bid came back on the first page here as \$4,616,000 which would be 641 apartment years which means that you could put 60 people into an apartment for a year for the difference between budgeted and approved. Although I'm a little fuzzy here when they say that there was no minorities, women, and emerging small businesses subcontracting opportunities when in fact in paragraph 3 here it says that there are 1 million 848, was listed for going to subcontracting. So it's a little unclear from the paperwork here the lump sum bid here from -- who was it, Brant Construction, was \$4,540,000 but then there was, let's see here, there going to be adding \$6,000 worth of trash receptacles. \$40,000 of loose tables and chairs and \$30,000 of lights. And, but it's also rather unclear in paperwork if it was available as to what exactly you guys are going to be doing to the south park blocks other than park improvements and of that information it would be very valuable to be able to review. Thank you very much.

Potter: It's a report. I need a motion to accept.

Saltzman: So moved.

Leonard: Second.

Potter: Call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 640.

Item 640.

Potter: Second reading. Call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** No. Read item 641.

Item 641.

Potter: Second reading. Call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 642.

Item 642.

Potter: Commissioner Leonard, do you wish to pull that back to your office?

Leonard: No.

Potter: Wish to hear it today?

Leonard: Sure.

Potter: Ok. Go ahead then.

Leonard: Paul? You guys want to come forward?

Saltzman: Water?

Potter: 642.

Leonard: You guys want to come forward? Make a brief presentation.

Walters: 641 has been voted on.

Leonard: I'm sorry, I was skipping ahead to the next one. I apologize. Never mind.

*******:** Would you like to say anything about the water rates?

May 14, 2008

Leonard: This is the annual water bureau's posted rates for the upcoming year.

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

Moore-Love: We understood this was going to be with the time certain next week so we did not have a sign-up sheet. We did have someone here to testify.

Potter: Please call the person. State your name, you have two minutes.

Dee: Thank you. Mike dee. I see it here on the, on page 5 of 6, number 642, the water bureau authorize rates and charges for water. So I don't have information on what you're authorizing as far as what the numbers are and stuff. And I know they're available online and eventually available at the auditor's office but it would be nice if somebody would give the numbers quickly here and I wouldn't have to ask about them. And I know that Andy's done a very good job of getting information but once again I also talked about to one person about, it's not available for other people in a timely manner to the meeting here and like I said also that if people wanted the information it was cause the auditor's office to do a bunch of work, scrounging around trying to find all the stuff for the people. So I'm not quite sure what would facilitate that. Maybe having a work station up here where could come online and look at it, you know quickly or something like that. It might be a good idea so if any of you would want to address what kind of changes it sounds like this is something that happens annually. We're looking at, you know, you're raising it 5 cents, you're dropping it 5 cents, you know the rates. The rates are consistent with other cities, what's it have to do with the quality that our water tastes, you know cause a lot of people like our water, they think it tastes really good. What about sewer stuff? We hear about stuff running into the river, you know, what does it have to do with this and rates effected? And how's rain have to do with that? Does it raise our bills a lot? And your neighbor watering the lawn, how does that, some of that may be relevant. You may choose to answer it or not. That's fine. Thank you.

Seaton: Andy seaton still. Going through this, one thing that might explain why Mike Dee was having trouble getting copies of the paperwork, when I asked for a copy of everything, I probably tripped them up. You may have heard downstairs that I was planning on checking the consent agenda. My job here today, it's not even my job because I'm happily unemployed at this point, is to make you people take some time and actually do some work for once. I know you do a lot of work, that's probably a low cut there, sorry. But at least to slow you down a little bit. A little unclear here on the paperwork, there's daily charge per meter for quarterly billed accounts and monthly billed, all that sort of thing, there's a huge difference between us and it doesn't say what the rate, the daily charge per meter but is that per million cubic foot, acre foot, what. So it's rather hard to compare apples and oranges, and what the difference between the monthly billed and the quarterly billed and the like and whether or not that's actually caused the difference in rates are caused by having to service, having somebody to come out and read the meter or whether or not has somebody to required to come out and -- or just to run the paperwork. And I know you folks had difficulty many years ago with the billing system. Trying to compare that to the inside city commodity rate of 207 and -- but then outside city services and wholesale distribution of \$2.07 versus 49.8 cents, it's hard to compare apples and oranges here. There's a lot more that I could say if I had some time but I'll try to keep my comments germane. Thank you.

Potter: Non-emergency. It moves to a second reading. Please read item 643, 644, and 645 together. **Items 643, 644, and 645.**

Potter: Is someone from commissioner Saltzman's office here? Cable franchise?

David Soloos, Mt. Hood Cable Commission: Thank you. David Soloos, program manager cable and franchise management. These three are routine extensions while we await two things. One is there is telecom litigation before the 9th circuit court of appeals that we hope will be finalized that will help guide us in renewing the franchises. And two, commissioner Adams, we're working closely with transportation to revise part of title 17 as we standardize what are now terms of the

May 14, 2008

franchises, they'll be standardized in pdot administrative rules and then we'll amend our franchises accordingly. This just gives us some time for those processes to occur.

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

Moore-Love: I did not have a sign up sheet but mike dee and andy seaton --

Potter: These three are heard together because they're a common issue and we often do that so can testify once for all three. Please proceed.

Dee: Great thank you. Mike Dee. So it doesn't sound like I get 6 minutes because you put them all together. But that's okay. I'm sure I can fit it in two. I have talked to, I was glad commissioner Saltzman came back because I was worried I offended him too much and now his stuff is on the agenda so I thought it was important to be here. I've mentioned before in meetings with all of you emergency designations and how I thought that should be used for actual emergencies. And so I didn't quite here what the emergency was. I did hear something about the 9th circuit court. But one of the neat things about this I think this is an opportunity for these agencies the mci, qwest, and sprint to provide services to everybody. As far as, we have in February of next year, February 19th or something like that, we have the digital conversion. I think it's an excellent opportunity for some of these companies to make sure that every household in Portland is wired to get access to the internet and to cable so they can get proper television signals. And this could be free of charge, they could get basic services, and then anything people wanted in addition to that they could choose to pay for. Since the city provides free metro wi-fi and other internet services for free, it would be nice if people were able to use wired because some people are concerned about security and stuff like that. And so these companies providing a basic level service, maybe like a 256k upload speed and download speed for people to use the internet directly hooked to their home, maybe dsl style would be great. And it would kind of level the playing field as far as giving people access to resources that the city's willing to provide and since these companies are using public resources, it would be a great service that they could provide and should provide. Thank you.

Seaton: My name is still andy seaton, one might even say andy hunter seaton. My apologies for not being here or not coming to the last several months, I was in New Zealand, unfortunately for my dad's funeral and I spent several extra months down there to get my new Zealand citizenship through my mom. So I'm now a dual u.s. and kiwi citizen so when the craziness gets too bad around here, that would give me an opportunity to get the heck out of dodge. Although if you do make good on your promise to arrest me today, I'm going to have to change my standard answer to no I've never been arrested whenever I cross an international border so hopefully that won't happen. But we'll see. As for the issue at hand here, the one thing this is for the cable franchises or the wireless franchises for qwest, mci, sprint, and one minor technical little bureaucratic detail is the financial statements on the ordinance, there's no listing of how much money is being spent or how much revenue is going to be collected. In the attached financial impact statement for mci and qwest, it's listed as, actually it's not even listed for mci, the only one that's listed here is for qwest. It's listed as mci, will continue to receive \$15,000 per year in franchise fees which sounds awful light, especially considering that's only two apartment years in my metric of the day. But the other two, there's no reference whatsoever to how much money is going to be received from these folks and you're making millions and millions of dollars off of their services. I know sprint is. Their services, they gauge me on a regular basis. So the fact that so little money is being collected out of this very revenue source does concern me. Thank you very much.

Potter: Vote on 643, please read it. Please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Item 644. Call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. 645. Call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 646.

Item 646.

Potter: Commission Saltzman?

May 14, 2008

Walters: I understand there's some paperwork issues with this and would like this referred back to the commissioner's office.

Saltzman: I ask this be referred back to my office.

Potter: Please read item 647.

Item 647.

Potter: Second reading. Call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 648.

Item 648.

Potter: Commissioner Saltzman?

Saltzman: As it says, we're applying for a grant from the state for work and Westmoreland park.

Potter: Any questions? Is anyone signed up to testify on this matter? Please come forward. You have two minutes to reply to this specific issue.

Dee: Excellent, thank you. Mike Dee. Parks and recreation number 648, is has the little emergency designation. And I wasn't sure what the emergency was. It's about an application for a grant and I wasn't sure that was actually an emergency. And I was hoping that when I spoke with you all and talked to you about emergency designation that they'd be actual emergencies. Because it's kind of misleading. But if there's an actual emergency, I'm sure you'll let us know. This is about a park and some restoration stuff, I don't believe this is one of the pesticide free park and I think you might have talked about pesticide free parks, well actually you didn't talk about pesticide free parks in the 24 items in your consent agenda so we didn't get to hear if it was a pesticide free park. This should be added to the pesticide free parks, I think all parks should be pesticide free parks. To restore the bees and the flowers and some of the natural life that could be in the park and it would be helpful for children if you restored their health by not putting pesticides in the park. All parks in Portland should be pesticide free. If we want our rivers to stay clean and be clean, to get some of these sewer overflows and stuff to stop from going in there and if it does happen we have not so much of a concern of what goes in there because it's clean. Then making this park pesticide free would be a good thing. Getting some money to work on the park is a great thing. It looks like a lot of money there. I'm sure you're going to do some great things, make it available for services for people in the area, maybe bathrooms for people to use, and facilities for people to wash themselves and use drinking fountains and stuff like that. I don't have the specific information available, I wasn't quite there. Thanks.

Seaton: My name is Andy Seaton, still. Looking through this, you're spending \$434,500 which works out to 60.346 apartment years and my metric of the day. It's more than just selling this, keep in mind how little it would cost to give a year's home for everybody that was camped out here for the last two weeks. And to do it sooner rather than later is really important. But this actual, this bit of legislation if we can call it that, this ordinance, really goes to the heart of why I love Portland. Because it is for restoring salmon habitat in a Portland park and for renaturalize the crystal springs creek water course and provide natural habitat for salmon and other resident species. And it's something that's sort of willingness to spend money for the natural environment is a good thing. And you know, I could definitely see you guys could probably save money on leasing dump trucks and use the saved money to, I don't care whether it's one time only or on going or whatever flavor or color of money it is, but to spend the money to solve the homeless issue, to give people a fundamentally human right. It's not listed in the constitution because it's too fundamental, it's too simple. People need a place to sleep and when you go through things like the ordinances, sit lie, no camping ordinances, it just you know the salmon in this deal are getting a better place to be able to live and breed than the homeless do in this city. So you know, keep up the good work but just do a little bit more because we can cause a stink, on going. And I intend to until this issue is solved.

Thank you.

Potter: Sir?

May 14, 2008

Melvyn Kravitz: My name is Melvyn Kravitz, born and raised in Brooklyn new york, resident here for two years because I chose Portland. And I have never been in this room, never beheld the faces of the four fathers of this magnificent city and because I have eyes that see and ears that hear and gather what is occurring. I want to publically praise you for your beautiful patience, your kindness, your total efficiency at spending the monies so wisely and everything you do to educate an intelligent person is quite clear with no problems. I thank god for the nice neighbors. I realize what's going on around the building and the concern of use of money for homeless so my last comment is just that I have invited someone uneducated and nick picking neighbors who are camped around this building to avail themselves of education, free room, food, because I am for the past two years mr. homeless rescue. And I thank you for dealing so patiently with the nonsense that's going on with the two gentlemen to my left.

Potter: Sir, your time is up. Please call the vote.

Adams: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. We're recessed until 2:00 PM.

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

May 14, 2008

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.

MAY 14, 2008 2:00 PM

[roll call]

Potter: Prior to offering public testimony, the city council or lobbyist must declare which entity they're authorized to represent. Please read the 2:00 p.m. Time certain.

Item 649.

Saltzman: Thank you mr. Mayor and members of the council. Today we're receiving a report from Portland parks and recreation on a three-year trial program, evaluating the success of our efforts to create some pesticide-free parks. As many members of the council remember, parks set up the study in response to a 2004 request from the northwest coalition for alternatives to pesticides, or ncap, to manage Portland parks without any pesticide use. Parks establish add three-year trial program to test whether cultural practices, agricultural practices using hand labor from volunteers could substitute for pesticide use, and that these practices could also meet acceptable park standards and fiscal feasibility. And the outcome is positive and a success. So here to present this report are two people from parks. Take it away.

Astrid Dragoy, Portland Parks and Recreation: Thank you very much, mayor and commissioners. I work for the city of Portland parks and recreation as the manager. I want to thank you all for allowing us this opportunity to present the three-year pesticide-free park trial program today. As commissioner Saltzman noted, in the fall of 2004, Portland parks and recreation responded to a request from the pesticide-free partners. That provided Portland parks and recreation -- that allowed Portland parks and recreation to manage sites without any pesticides. This three-year program was to be tracked by Portland parks and recreation. Tracking included direct and indirect costs, level of public participation, and outcomes and impacts. We would then determine how successful it was in meeting Portland park and recreation goals and responsibilities. Important criteria for success included support of general and recreation park uses, satisfying bureau priorities, and adequate volunteer base, fulfillment of park user group needs, meeting park standards, and fiscal feasibility. Our staff developed criteria for trial site selection, including factors like weed pressure, existing park amenities, park size, location, and neighborhood interests. And staff shoaz arbor lodge park, crest and lair hill in 2005. A memorandum of understanding was adopted by Portland park and recreation and the pesticide-free partners, and this memorandum of understanding outlined program goals, partner responsibilities, evaluation criteria, maintenance standards and practices, and volunteer coordination. Portland park and recreation worked with the partners to document and communicate acceptable park maintenance standards to assure park needs were fulfilled. A park maintenance guide, which was attached as part of our memorandum of understanding, was also provided to volunteers so that they were able to evaluate the weed control required at the parks. Portland park and recreation appointed a staff person to coordinate the program. The pesticide-free park coordinator role was approximately a quarter of an existing staff person workload. This position dealt with park infrastructure issues, training volunteers, and also responded to questions about the program. The pesticide-free partners led by uncapped dedicated staff person to recruit volunteers for each of the pesticide-free designated neighborhood parks. It was understood that a consistent labor force would be required to maintain the parks at the level

May 14, 2008

agreed in the m.o.u. Over the trial, 244 volunteers put in 1,374 hours removing weeds at our three parks. And at this level of volunteer labor, it was possible to keep weeds in the time sites at levels comparable with other city parks. This level is not weed-free, but at a level where we were determined not to have a detrimental effect on park users, infrastructure, and other goals. At heerns to park standards was aided by quarterly walk-throughs with representatives from park staff and the volunteers. These meetings also provided good positive communication between all the groups that were involved. Monthly work parties were posted on the park website. And on a typical workday, the key volunteer would ariefer and unlock the tool storage box, which you see a picture of here, and unload the tools. As the volunteers arrive, they sign in and they're assigned a task for the day. Portland park and recreation provides gloves as well as the tools required, and tests range from shovelling mulch, handing -- hand weeding. Weeds are collect and placed in bags or piled for pickup and disposed by Portland park and recreation maintenance staff. Flame weeding -- propane weeding is performed. They usually worked at different times other than the main work party. Ongoing costs. Start-up activities included a memorandum of understanding development, volunteer training development, selection of parks, creation of signs, flyers, and walk-through forms and other activities. Infrastructure costs such as toolbox, construction, and placement and sign construction and insulation -- installation were also part of the start-up costs. Ongoing activities included ordering materials, delivering mulch, entering volunteer information into the database, filling propane tanks, repairs to signs, working out some of the work parties, hauling additional tools for large work parties, and quarterly walk-through and other activities. Average annual per park costs are shown on this slide. This table summarizes some of the input and compares the annual pesticide-free management costs versus the Portland park and recreation integrated pesticide management approach that was used prior to the pesticide-free park status at each of the three parks. Start-up costs here are not included. The average start-up costs for these three parks was approximately \$9,500, just a one-time start-up cost. And ongoing funding averaged -- averaging across the line here was about \$3,620 per year per park. And our volunteer average hours was about 152 hours per park. And these numbers compared to an average of 371 total for materials, labor, per park, per year using our traditional integrated pest management. The pesticide-free trial program created in each park, which provided a service to residents who wish to visit a park where no pesticides are used. Though the cost of maintaining the parks is high compared to our current integrated pest management program management, the additional cost could be evaluated in light of our need to serve certain members of our community. The program also works toward the goal of our vision 2020 plan, which engages -- which engages residents of stewards of Portland parks and recreation system to help preserve the legacy of future generations. The trial program also aided in achieving the goal of increasing the ratio of volunteer hours to pay staff hours. 244 people volunteered at least one day during these three years. It's expected that many of these volunteers have a heightened sense of what it takes to maintain Portland parks at our current service level. What did we learn? We learned during the trial that there was specific ingredients that have to be in place in order for successful continuation of this program. And they include Portland park and recreation, labor and material costs, volunteer coordination duties of the northwest coalition for alternative to pesticides, staff member, and volunteer labor of local residents. We also find that as we review the condition of our pesticide-free parks, the success criteria we established at the beginning of the trial, we can declare this trial was a success. The three parks were successfully managed in the pesticide-free park style. Where do we go from here? Based on lessons learned, we recommend that any future parks be selected based on certain criteria. These include choosing parks that are relatively small in size, so as not to overwhelm the volunteer work force. Parks should also have low weed pressures. They should have few shrubs, and parks that are adjacent natural areas should be avoided as we don't want to -- interfere with existing ongoing integrated pest management programs that are in place. For parks that have high invasive pressure. Portland

May 14, 2008

park staff is excited about the addition of choice to our park users. As park providers and land managers, we do also recognize it is our responsibility to keep these -- acceptable level, we will assure success through an updated memorandum of understanding, which will outline the levels of commitment required by all participants. Should public interest change this memorandum of understanding would allow modification of management practices at our parks. I'd like to turn it over to Megan.

Megan Campbell: Thank you. I'm pesticide-free parks program coordinator with the northwest coalition for alternative to pesticides, also known as ncap. I coordinate the program, and I'm responsible for community outreach and volunteer recruitment and coordination. We really appreciate Portland parks and recreation's commitment to reducing pesticide use in our public spaces. We also really appreciate that Portland parks and rec has allocated staff time to this program. The partnership between ncap and Portland parks and recreation has worked well. We communicate regularly and work well together. The pesticide-free parks look good. They get regular attention by volunteers. Key volunteers supervised work parties on the first weekend of every month. Our key volunteers at Arbor Lodge have been with us since October 2005 when Wendy is here, and our key volunteer has been here since October 2005, Karen. At Lair Hill it's the principal for the Cedar Wood Waldorf School. He's been in that role since June 2007. The way that we conduct our community outreach is through a number of different avenues. We blurb announcements in publishes -- Portland Tribune Sustainable Life Calendar, Metro's Green Team, we conduct outreach at community events, including Earth Day celebrations, the Better Living Show, Salmon Festival. We make reminder phone calls and send email announcements to volunteers who signed up. We also conduct outreach at events in the parks. Portlanders are supportive of this program. Since the beginning of the program, 1700 Portlanders have signed petitions in support of the pesticide-free parks program in Portland. I have those petitions here, and I'll deliver them to Commissioner Saltzman's office this afternoon. We are really looking forward to continuing this partnership and working with Portland parks and recreation on the program in the future. Recruiting and coordinating volunteers as well. The start-up cost, if the program is continued and expanded, will be less than during the trial period. The memorandum of understanding and details involved took a lot of time to work out. And we have those things figured out now. Our organization has raised \$3600 through a grant from Bureau of Environmental Services to cover some of the start-up costs for two new parks, including toolboxes and the pesticide-free park sign. So that money has been raised already. Portland parks and recreation and ncap staff have worked together to identify new parks that would work well if the program is expanded. We really look forward to continuing this partnership. Thanks for your time.

Saltzman: Thank you both. Any questions? I have one question. What are the propane burners you were talking about?

Dragoy: They're pretty exciting. I think it's one of those opportunities that you have as people say that parks are boring, you can say they are not. These are propane porches, and they're with canisters, and I have a picture here.

Saltzman: You use them on weeds?

Dragoy: I have a picture here.

Saltzman: You use them on weeds?

Dragoy: On weeds, and on our ball fields. It's one of the way that we do weed management. It's not as -- you have to go back and revisit, but it does kill the plants above ground. Not the roots.

Potter: What are the problems with using pesticides? I was looking for information, perhaps people at home would like to know. What are the problems we're experiencing by using these as part of the integrated pest management program, what they call low toxicity herbicides? What is the problem with -- by using those?

May 14, 2008

Dragoy: Well, there are certain folks that would like to be able to go to parks where there are no pesticides. There's zero tolerance for not having pesticides within parks. Portland parks and recreation is unique. We are salmon certified. We have -- we are a modern nationally, and there are several other park districts that use our integrated pest management as their guide for how to do -- how to maintain their parks. Salmon safe certification that we have means that we are -- the level of pesticides that we use is minimal. We use the lowest toxicity that is possible, and therefore, we have been certified as salmon safe, meaning we can use our pesticide adjacent to streams and rivers where there is threatened salmon. So we're very proud of that.

Potter: Does it -- dot pesticides currently being used cause medical issues, or do they run off into the streams and cause problems in the streams? I'm trying to figure on you the problem -- I know no one likes pesticides, but i'm curious as to how the park views that.

Dragoy: We'd like to give people options. It's part of vision 2020 to provide those options for folks. And one of the great things about pesticide-free parks is that it does allow folks to connect with their park system, and to get to know people who live in the community, in order for this program to be successful, we need to have evo morales tiers. It's not enough that people say, I think it's great we have pesticide-free parks, they actually have to come out and do the work. It was 1,374 hours of labor.

Leonard: I was curious to the answer of the question, what is specifically the concern with the pesticides that you use?

Dragoy: I think the concern -- maybe megan would like to answer that, since she is with the pesticide-free partners.

Campbell: I represent an organization whose mission it is to reduce the use of pesticides in the northwest. And our view is that pesticides can caution harm to human health and the environment. That's a pretty commonly recognized concern in the pacific northwest, especially. And we have I think both our organization and Portland parks and recreation has specifically tried to respond to that concern, that communities members have about exposure to pesticides. There are individuals who have unusually reactive responses to pesticide exposure that are unlike what most of us would experience. So there are individuals who are especially susceptible. I think what we're responding to is maybe those folks who need special places to be in order to respond to that disability. But I think more generally just a general concern about exposure to pesticides in terms of environmental health and human health, and trying to respond to the public's concern about that.

Leonard: I'm going to try one more time. You're using a very broad definition. I'm very concerned about the specific pesticides, specifically round-up seems to be referred to a lot. Is there a specific, beyond the perception, and beyond what people think, but is there a specific concern about the use of round-up, and if so, what is that?

Dave McAllister, Portland Parks and Recreation: Mayor Potter, members of the council, dave mcallister, city nature manager. To be the most direct, in our minds there is little to zero risk of using the chemicals, particularly round-up. It's readily decomposed in the soil. It has a very short-lived toxicity that's very specific to the target species. We feel that using label instructions, that there is very little to no risk to any -- to any of the general public. Now, that isn't to say that could you drink a lot of it, or there are some other additional things, but under the label prescriptions, the way we use our products, we feel there's no risk to the public.

Leonard: Thank you.

Adams: We're struggling with these issues as part of our invasive plant species strategy, and under the brand name round-up, it's my understanding, just one tiny bit of information, is that the sticking agent is really bad for invertebrates. And has a longer life than the chemical used to kill the plant, but they -- what they use to keep the chemical stuck on the plant has pretty devastating impacts if it gets into the habitat where invertebrates are at, it can be a problem.

May 14, 2008

McAllister: One of the things that I would -- that was very good. A short comment on the i.p.m. program.

Adams: [inaudible]

McAllister: I have been drinking the same thing, randy.

Leonard: I will quit drinking it.

McAllister: The nature of the i.p.m. Program, that's what we're talking about, and this indirectly what commissioner Adams touches on. This is a very organic program that we're doing. We're constantly assessing the very thing that you're talking about, commissioner Adams. We're looking at those toxicity -- we learn new information, we're correcting our program, constantly trying to reduce those ancillary or nontarget impacts. So the -- perhaps you've heard that we've taken all the golf courses off of any use of mature -- of any chemicals, because we found another substitute for it. So we're always looking for that. That's the nature of the i.p.m. Program, it's not static, it's continually dynamic, and the overall goal is to do absolutely minimize any use of pesticides, number one, and to absolutely zero their nontarget impacts.

Leonard: Is that your way of very politely and professionally saying, commissioner Adams is full of b.s.?

McAllister: I'm not going to go there.

Potter: What I might suggest, because I guess the confusing part for me, when I look to see why you're doing it, there's nothing that says "here's the problem. Pesticide does this to the environment, pesticides do this to invertebrates, pesticides do this to our rivers." it would be good to say, because all this stuff eventually ends up in our streams, it would be nice to have something that would -- you could weigh it against so you could at least say, by doing this, we're reducing the compounds that are found in our local rivers. That's the kind of thing I think would resonate, rather than the result were that it met park standards. That doesn't mean a lot to folks. I'm just suggesting, because I too have concerns about pesticides, and I would like the public to be concerned, but they've got to have a reason. And I think it's not really well stated here.

McAllister: I appreciate that comment.

Potter: Thank you, folks.

Saltzman: I think there's people signed up for testimony.

Potter: Did you have any folks you wanted to testify?

Saltzman: No.

Potter: How many folks signed up?

Moore-Love: We have five people.

Linda Parrish: My name is Linda Parrish, I'm the key volunteer at Arbor Lodge Park in North Portland. Monthly we get volunteers in the park, including neighbors that live very near to the park. Students from University of Portland have come out numerous times to help, and will occasionally get corporate groups who bring people in and they'll help us do bigger projects like spreading the mulch and that sort of thing. We have a lot of support from the park users. Arbor Lodge is a heavily used park. We have an off-leash dog area. Many times we'll have pet owners that will approach us and they'll appreciate what we're doing, and they say they'll bring that pet specifically to that park because they know there's no risk to their animals. Arbor Lodge has two ball fields. At this time of the year they're very busy, constantly having ball games. We'll get comments from the parents and coaches about the parks too. And it's a great opportunity for us to meet people in the neighborhood and talk about what we're doing and why we're doing it. And generate the interest to let them know the park is pesticide-free, and that they're welcome to help out any time, all they have to do is show up and we provide all the materials necessary.

Caran Goodall: Karen Goodall, the key volunteer at the park in Southeast Portland. We also are supported by the neighborhoods that live near us and often people have come to visit the park from different places around town. So I wanted to say the support seems to be broad when I've talked to

May 14, 2008

people. We also have one ball field on our park, and so the teams, when i've talked to the coaches, they're very pleased that it's something that -- so it doesn't enter -- it doesn't enter people's minds until they think about it, a ball field maybe would be cleared with an herbicide, and the child does his slide through the bases and has that -- whatever residue is on his hands, and then goes -- touches his face, whatever, it's -- a lot of people, that resaid wam amount is a concern to people. What i've always heard is it hasn't been proven, but our -- we're talking about children, and young families, and the dog parks. So those are more sensitive individuals, and that exposure to have zero exposure I think is what some of the families that i've talked to, they're real pleased about zero exposure. The other is sometimes when I talk to the people who come, it's just a community gathering time. Sure, we're pulling weeds and having a dull -- i'm not saying dull, but we're able to meet one of your neighbors. Sometimes too i've had families come out, both mothers or fathers, and bring in their children. They're telling their children, it's your turn to give back to your community and let's do a little work, get back. The place where you play, so come and take care of it. So there's that neighborhood involvement community fiji. We're also -- my park is located next to a community garden, so that is an organic no pesticides are used there, so we're joining the fence and how crazy it is to have one side of the fence have one said of rules and another side the other. So i'm pleased on that. We've also had enough volunteers. We have some that come back a lot of time and some just to see what we're doing and hear about it there, and maybe -- it's a behavior change. The park can be maintained well, looks good, how we're doing with physical control, so let's go home and change what we're using in our home backyards. And that would have the broader environmental impact as well. I'm very dedicated, we're all passionate about our community, our environment, and starting local and enjoying our parks. Thank you very much.

Andy Seaton: Andy see ton. I'm not a chemical expert, but did I work for two years with the r&d center that made -- researched pesticides. Though round-up is from another company, it is not specific to the target weeds as being put on. Basically it kills any plants with roots. Which is pretty much almost all of them. So I would counter that. I'm also from the presentation a little surprised to hear that they're not considering pesticide-free parks in parks that are adjacent to or contain natural areas. Since one of the main concerns you're worried about is run-off into the national areas of these pesticides, which can hurt native plants you're trying to keep alive and to spread. So the fact that there are mandate excluding natural area parks from the program does worry me. I found inconsistencies moneywise in table one. The -- it's hard to calculate what the total cost per year are, because there's no rate that I could find for the non-Portland parks and recreation labor hours. The 144 hours per year translates into some amount of money. And the total -- under the total weed management costs, the column under i.p.m. Doesn't seem to add up. 371 plus 19 equals 390. And the other thing I did notice from a couple of pages before, there was not included in the -- they had the herbicide application labor cost and herbicide costs, but there is another item which almost doubles that, more than doubles that, some of these situations, which is travel and prep time. So -- which comes out to significantly more than 370 or 390. So these are basic raw concerns without looking at the report. In the short amount of time i've had to look at it. I ended up talking to my lawyer over lunch who I called while I was in the process of being arrested. Thank you very much for not following through on that. My personal metric year -- i'm using an assumption of \$600 a month is a good rate for single apartment, single room apartment. And i'm going to check with whatever state or local agency would know that. Three times the start-up costs would be 3.93 apartment years and the net difference between i.p.m. and p.f.e. is we're paying for an additional 1.35 apartment years to do this. I like the idea, it is something to keep in mind. Thank you very much.

Potter: Call the next two? You each have three minutes.

Mike Dee: Thank you. Mike dee. I'm sorry, my testimony specifically on the pesticide-free parks trial program and the documentation won't be as educational as I was hoping because they only had

May 14, 2008

a copy for review. I guess andy got the copy that was available for the public. But he did hand it over to me. But when I heard the pesticide-free parks program only included three parks, I heard this years ago, i've been signed up on the mailing list, so i've actually looked into this. I was amazed. I was like, what? I thought all the parks in Portland were pesticide-free. I was very happy -- so I went to check in about some of the pesticides that are used, and you're right on with your questions. The city is going to be liable for the chemicals that are being put in these parks. You're using round-up. It's not your friend. It's -- genetic engineering is involved. This is some serious stuff here. It also -- it contains -- 59% includes poly -- also known as p.o.e.a . An identity of remaining ingredients withheld by the manufacturer because of the trade secrets. We can't tell you what some of the stuff is in there. It's secret. So what are some of the things that come from this? Systematic -- systemic and respiratory acute illness. Acute illness, round-up inhibits enzyme and detoxification in the body, so basically it attacks your vital body's organs that process toxins to your body. It has cancerous effects. It's involved in gene mutation. Reproductive toxin. There's lots of carcinogens. There's severe eye irritants involved. Both skin and eye irritation, and impaired lung function. Salvatore gland abnormalities. Northwest resistance against gentlemen en-- genetic engineering has lots of information on round-up, and me with the -- we're concerned about this being used and think it's a -- all parks should be pesticide-free. I have more information if you would like it.

Linda Robinson: I'm linda robinson. Before I retired, I spent the last seven or eight years of my work life creating and helping to create and run the nature scaping for clean rivers program, which was part of our city's mpdes permit for storm water run-off. We encourage people to use little or no pesticides, including round-up and slug bait, and all sorts of other things. There are a number of reasons. Pets are especially sensitive to these chemicals on the lawn, particularly if they're allowed in the area soon after it's applied. Toddlers. But the big thing is the bee and butterflies, and we have major problem with our bee population and we don't want to -- we need pollination in order to have food and other things, so that's a big question. But the other thing is setting the example and the educational value of the public being able to see what you can do in terms of maintenance without using these chemicals. Because the city parks employees have certain training and they apply them in certain ways, but when the public sees them applied, the public doesn't always -- is not always as careful. They see the yellow rings around the trees, ok, that's what you do, you apply round-up. But they tend to use too much, they do it at the wrong time, they tend to not apply them properly, or the proper gear. And have it run ofg because they may be overapply it. So to me it's setting an example, and a very good educational opportunity. And an opportunity for people to get involved with and take ownership of their local park. So I see volumes beyond just controlling the specific weed on a specific circle around a tree. So I would encourage you to continue this program. I'm involved with a group that has recently planted a butterfly garden at midland park a88 sent to the midland library, and we -- midland is being considered to be a park to be added to that. We would like to see the pesticide-free because butterflies are particularly sensitive to chemicals, and hopefully our butterfly garden will be a success if we can have it a pesticide-free park.

Potter: Thank you.

Moore-Love: That's all who signed up.

Potter: I need --

Saltzman: I'd move to accept the record.

Leonard: Second.

Potter: Call the vote.

Adams: Very impressive report. I'm glad to see that it's all working out as envisioned, and thanks for the partnership. Aye.

Leonard: I agree. Aye.

May 14, 2008

Saltzman: This is a quality piece of work. I want to express my thanks to parks and ncap. I also want to recognize we have the two people that make this program work with us, John Reid and Mark Nicholson, I want to thank you for your work. And I think the trial program clearly shows that parks can be managed effectively without any pesticide use if there is the committed group of volunteers to assist with management and the staff available to corral that energy. And while the study does show it does increase maintenance costs, when parks are managed in this fashion, it also shows there are benefits of increased community support for parks, knowledge of park maintenance challenges, and pesticide-free options, providing actual pesticide-free options as many of our citizens strongly desire in our park systems. So we have three parks that are pesticide-free. Lair Hill, Arbor Large and Sewallcrest. I want to announce today we're going to establish two more parks, and we're going to distribute them such that we'll have one pesticide-free park in each of the five zones throughout the city. So we'll be working to come back to us at a later point to identify and let us know what the two additional parks are. So I'm pleased to vote aye.

Potter: Good work. Aye. [gavel pounded] please read the 2:30 time certain.

Item 650.

Leonard: Good morning. Mayor Potter and members of council. A few months ago my office was approached by a professor Jessica Ritter of Pacific University and some of her students. As part of a project for their sociology class, they're interested in passing a resolution on children's rights in Portland. They were originally interested in having Portland pass a children's bill of rights. But they were surprised and delighted when they found out we already had one, thanks to Mayor Potter's work. Working with my office and the mayor's office, the students crafted an ordinance to urge the United States Congress to ratify the U.N.'s -- U.N.'s Convention on Rights of the Child, an international law instituted in 1990 and ratified by 193 countries across the world. Here to talk about the convention on the rights of the child and what it means for Portland are Pacific University students Jean La Schiavoer, and Celeste Goldie. We also have a representative from the Youth Commission. If you would come forward, I'd appreciate it. Do we have somebody from Multnomah County Youth Commission here?

Jean Laschever: As you said, we're present can here trying to encourage you to pass a resolution supporting an international treaty called the Convention on the Rights of the Child. That's proposed by the U.N. As a bill of rights for children. Currently the United States is one of two countries that is still needed to ratify it. The other one being Somalia. The U.N. secures basic rights for children everywhere. Primarily focusing on inherent right to life, but many -- there are many other subparts of this treaty. Special attention I'd like to draw to the rights of a child to express his or her views freely in all matters affecting them. A child's rights to protection from all forms of abuse, every child the rights of every child seek refugee status has the right to receive appropriate protection and humanitarian assistance. Also, that every child has the right to the highest attainable standard of health and to facilities for the treatment of illness and the rehabilitation of health. Also the rights to standard of living adequate for the child's physical, mental, spiritual, moral and social development. The right to education, and finally the right to be protected from all forms of sexual exploitation and sexual abuse. There's many other provisions for this. Many referring to privacy and the right to freedom of thoughts, freedom of assemblies, basically this legislation is proposing that the rights we grant to humans regarding their mental and physical well-being should also be granted to children as members of the community. And Celeste will tell you more about why this is needed.

Celeste Goulding: Thank you, Jean. So I just want to -- excuse me if I start coughing, I'm sorry about that. To begin with, there are 9.7 million children that die before their first -- fifth birthday due to malnutrition, illness, lack of health care, lack of resources, and just general lack of care. There's 143 million who are underweight due to extreme poverty and just lack of resources. And there's 1.2 million that are trafficked every year for uses in the sex industry and cheap labor industry. And the Convention on the Rights of the Child limiting many of these internationally if

May 14, 2008

adopt by all 193 countries. It's very important for the u.s. To sign this because even though we are one of the most -- the industrialized nation and we're leading the world on an economic front, we're still ranked 1 hundred 56th out of 190 as far as our infant -- our under five death rate goes. We have seven we're thousand children under the age of 5 dying each year. We have 1,682,900 homeless youth on the streets of our cities, there's a general lack of attention being paid to our children because there's so much attention focused on the adult -- on the problems facing the adult population that the children are often just left in the responsibility of their parents, but parents aren't always capable for caring for their children. And one in nine children are uninsured in this country. So probably has a lot to do with why there's seven per thousand dying each year. These are just some numbers that represent the importance of this document and the importance of our government ratifying it and instigating measures, and it would really help if Portland as a city would sign our resolution asking the country to ratify it, and hopefully that would also pressure our Oregon senate to sign a similar resolution pressuring the oust to sign it. You would be joining one of, it looks like about nine, 10 cities, and six states that have signed similar resolutions.

Laschever: We'd also like to bring attention to the fact that I believe that Portland likes to view itself as a very progressive city. We like to think of ourselves as being on the front of human rights, and I think that it's important for us to look past the rights of the children here in Oregon and look at them on a national, international level. We already have a bill of rights for children here in the state, and this -- passing this resolution at the international level would help pressure our national government to provide the same rights for children everywhere.

Goulding: Thank you.

Saltzman: There's good to be a good story why the us and somalia are the only two countries that haven't ratified this.

Laschever: There's really not.

Saltzman: An oversight bite president and the congress?

Goulding: It's been pushed -- it's been put in front of senate a few times. Do you remember how many times?

Laschever: I think it just goes along our history of not signing on to international treaties.

Potter: [inaudible]

Leonard: It's been a policy of the current administration. I think we all look forward to that change very soon.

Laschever: Yes.

Goulding: This has been around since '98. It was -- when this first hit the u.s. Government. A couple of administrations have had a shot at it at this point.

Leonard: Thanks for bringing this forward.

Goulding: Thank you.

Potter: Thank you. Is that all the invited testimony? How many folks have signed up?

Moore-Love: Three people signed up.

Potter: State your name. When you testify, you each have three minutes.

Seaton: Andy seaton. It's interesting, the fact that this is part of -- similar to something called the convention, declaration of human rights was put together by eleanor roosevelt after she left the white house, after world war ii. It was one of the first big pushes within the united nations, and it was -- saw a very interesting movie starring edith from "all in the familiar limit" the battles they fought with the russians to not get it vetoed. But the interesting thing s. There's two parts to the deck laition of human rights. There's the political rights and rights of free speech and things like that that are enshrined in the bill of rights, but also economic rights that are in the declaration of universal declaration of human rights. Things like a right to work, a right to housing. And the funny thing is, the united states is only ratified half of the universal declaration of human rights, despite the good work of eleanor roosevelt. All of the economic parts of the treaty have not been

May 14, 2008

ratified by the united states. And I was asking the women from pacific university what the status is, it was a little unclear from the resolution as to whether it's been ratified, signed by the u.s., and/or ratified by the senate. There's also a third step that needs to be done for international treaties, which is constitutionally iffy, since the constitution says the treaties and the constitution have equal standing. But it's the rule by the courts there has to be enabling legislation part of u.s. Code to implement the items in any given treaty. So the question is, this hasn't been ratified by the senate, but even if it is, there's some locations, some treaties that there's no enabling legislation, so there's no way to pursue what's being violated. So one of the fundamental rights to have a good place to live is what's going on, the argument in front of here. A comment from earlier, some of the connects saying they couldn't find women, minorities, or emerging small business subcontractors for construction jobs. It occurred to me over lunch that many of the homeless folks that i've met work construction, when they do have work. And if you want to talk about an emerging small business, look out the front window here and see what's going on. I was talking to some of the folks out there that wouldn't even have a clue as to who they're going to talk tomorrow even who to begin to talk to to find out how to get work as a minority or an emerging small business or what you want to call it. So you want to find some way to get folks off the street, find some gainful employment. And so that would be a good way to solve two problems. That's about it for my time. Thank you very much for putting up with me today.

James Donahue: My name is james donahue. I was walking back from lunch with this guy, mr. Seaton, and asked whale was on the agenda, he said that this children's rights thing is on the agenda.

As I was crossing the street I saw a sign that said -- one of the people camping said "housing is a human right." it fit together -- I don't know exactly if the declaration of children's rights includes housing, but -- I don't know. I think that is so fundamental, it might not even be addressed. They need -- Portland -- the fact the u.s. Isn't ratifying these treaties says something about the u.s. And the nature of our the sep tism -- we feel -- arrogance, almost. We feel like we're better than everybody else. Why does Portland need to ratify this children's amendment if we're going to -- make it ok -- I mean, ratify the children's amendment and say the children get all these rights, when homeless people, which do include children, there are children out there, in part of the homeless community, do not enjoy the same kind of rights? I don't know, it almost seems hypocritical to me. Thank you.

Mike Dee: Mike dee. Children have rights as human beings, and also need special care and protection. The convention on the rights of the child is built on very legal systems and cultural traditions. The convention is a universally agreed set of nonstandards and obligations. These basic standards are called human rights. Set minimum entitlements and freedoms that should be accepted by governments. And therefore are applied to every human being everywhere. With these rights comes the obligation on both government and individuals to not inring on the parallel rights of others. These standards are both interdependent and indivisible. We cannot ensure if some rights without -- at the expense of other rights. The convention on the rights of the child is the first legally binding international instrument to incorporate the full range of human rights. Civil, cultural, economic, flit call, and social rights. In 1989, world leaders decided children need add special convention just for them because people under 18 years old often need special care and protection that adults do not. The leaders also wanted to make sure the world recognized that children have human rights too. The convention sets out -- the convention sets out these rights in 54 articles and two optional protocols. It spells out the beau basic human rights children have everywhere. The right to survival, to develop to the fullest, to protection from harmful influences, abuse, and exploitation, and to participate fully in family, cultural, and social life. The four core principles are the convention are nondiscrimination, devotion to the best interests of the child, the right to survive, the right to life -- the right to life, survival, and development, and respect for the views of the child. Every right spelled out in the convention is inherent to the human dignity and harmonious

May 14, 2008

development of the child. The convention protects children's rights by setting standards in health care, education, and legal, civil, and social services. By agreeing to undenzel Washington take the obligationing of the convention, by ratifying or succeeding to it, national governments have committed themselves to protecting children's rights and they have agreed to hold themselves accountable to this commitment before the international community. States, parties to the convention are obliged -- obligated to develop and undertake all actions and policies in light of the best interests of the child. I think it would be in the city's interest to also jump on board to this convention and I would like to remind you that all of us here in Portland, once we were each passed the age of 18, were also children. So we're also children of the city, and some of us are right outside. Thanks.

Moore-Love: That's all who signed up.

Potter: This is a resolution. Please call the vote.

Adams: Aye.

Leonard: Thank you, professor ritter, for bringing this forward. Thank you, jean and celeste for your great testimony and your work on this. This is a very excellent idea to bring forward to have the council forward to the united states congress, and upon the passage of this, we will be sending it directly to our congressional delegation, and if we get it before the senate, you can watch cspan and tell everybody, I made that happen. Aye.

Saltzman: Randy will let you know, because he'll be watching. This is good work. I appreciate you bringing this to our attention, and i'm pleased that Portland is joining other cities and states and urging its ratification. Thank you. Aye.

Potter: I think this certainly compliment and supports what the youth of Portland did in creating the children and youth bill of rights last year. So I see this as validating that, but also reinforcing the need to make sure that all countries, including the united states, comply with it and make sure that all children see their -- receive their full rights. Thank you very much for bringing this to our attention. I vote aye. [gavel pounded] we're adjourned until next week.

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