



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD **THIS 2ND DAY OF JULY, 2008** AT 9:30 A.M.

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

Commissioner Adams was excused to leave at 11:04 a.m.

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

Motion to elect Commissioner Saltzman as President of the Council: Moved by Commissioner Adams and seconded by Commissioner Leonard. (Y-5)

Item Nos. 918, 928, 929, 930 and 931 were pulled for discussion and on a Y-5, the balance of the Consent Agenda was adopted.

COMMUNICATIONS		Disposition:
913	Request of Robert Barrett to address Council regarding sit/lie camping ordinances (Communication)	PLACED ON FILE
914	Request of Wesley Flowers to address Council regarding 10-year plan and alternative shelter (Communication)	PLACED ON FILE
915	Request of Karl Chromy to address Council regarding non-response of written communications (Communication)	PLACED ON FILE
916	Request of Shedrick Jay Wilkins to address Council regarding the importance of Community College and healthcare for children (Communication)	PLACED ON FILE
917	Request of Andrew Seaton to address Council regarding the criminalization and denial of freedom of speech (Communication)	PLACED ON FILE

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CONSENT AGENDA – NO DISCUSSION	
Mayor Tom Potter	
City Attorney	
*918 Amend contract with K&L Gates, LLP for outside counsel assistance (Ordinance; amend Contract No. 34486) Motion to correct contractor scrivener error in title: Moved by Commissioner Adams and seconded by Commissioner Saltzman. (Y-5) (Y-5)	182012 AS AMENDED
*919 Amend Legal Services Agreement with Cascadia Law Group for outside counsel (Ordinance; amend Contract No. 36529) (Y-5)	181989
Office of Emergency Management	
920 Authorize an Intergovernmental Agreement with Oregon Department of Transportation for equipment and services (Second Reading Agenda 845) (Y-5)	181990
921 Authorize Oregon Public Works Emergency Response Cooperative Assistance Agreement with the Oregon Department of Transportation and others for cooperative assistance during emergency conditions (Second Reading Agenda 846) (Y-5)	181991
922 Authorize the City to participate with metropolitan regional transportation and public works agencies in the Portland Metropolitan Area Transportation Intergovernmental Agreement (Second Reading Agenda 847) (Y-5)	181992
Office of Management and Finance – Business Operations	
*923 Pay claim of Terry Kelsey (Ordinance) (Y-5)	181993
Office of Management and Finance – Financial Services/Business Operations	
924 Amend Intergovernmental Agreement between Portland Development Commission and the Office of Management and Finance for the management and operation of the Station Place Garage (Ordinance; amend Contract)	PASSED TO SECOND READING JULY 9, 2008 AT 9:30 AM
Office of Management and Finance – Human Resources	
925 Establish an interim compensation rate for the existing classification of Claims Technician which has been substantially revised (Ordinance)	PASSED TO SECOND READING JULY 9, 2008 AT 9:30 AM

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<p>926 Create a new City of Portland Professional Employees Association represented classification, Mapping Data Technician II, and establish an interim compensation rate for this classification (Second Reading Agenda 852) (Y-5)</p>	<p align="center">181994</p>
<p align="center">Office of Neighborhood Involvement</p>	
<p>*927 Authorize a grant agreement with Resolutions Northwest to provide community-based mediation and conflict resolution facilitation services (Ordinance) (Y-5)</p>	<p align="center">181995</p>
<p align="center">Police Bureau</p>	
<p>*928 Authorize an Intergovernmental Agreement between Tri-County Metropolitan Transportation District of Oregon and the City of Hillsboro for transit police services (Ordinance) (Y-5)</p>	<p align="center">182008</p>
<p>*929 Authorize an Intergovernmental Agreement with Tri-County Metropolitan Transportation District of Oregon and Washington County for transit police services (Ordinance) (Y-5)</p>	<p align="center">182009</p>
<p>*930 Amend an Intergovernmental Agreement with Tri-County Metropolitan Transportation District of Oregon and the City of Tigard for transit police services (Ordinance; amend Contract No. 52503) (Y-5)</p>	<p align="center">182010</p>
<p>*931 Amend an Intergovernmental Agreement with Tri-County Metropolitan Transportation District of Oregon and the City of Beaverton for transit police services (Ordinance; amend Contract No. 52520) (Y-5)</p>	<p align="center">182011</p>
<p align="center">Commissioner Sam Adams</p>	
<p align="center">Bureau of Environmental Services</p>	
<p>*932 Approve settlement of claims with William Michael Jones (Ordinance) (Y-5)</p>	<p align="center">181996</p>
<p>*933 Accept a grant from the National Park Service in the amount of \$85,000 in FY 2008/09 for Goundwork Portland brownfield projects (Ordinance) (Y-5)</p>	<p align="center">181997</p>
<p>934 Authorize grant agreement between City of Portland and GroundWork Portland for brownfield identification and remediation for use as parks, open space and community space (Ordinance)</p>	<p align="center">PASSED TO SECOND READING JULY 9, 2008 AT 9:30 AM</p>
<p>935 Authorize grant agreements and Intergovernmental Agreements with seventeen non-profit and public entities related to the Community Watershed Stewardship Program (Second Reading Agenda 857) (Y-5)</p>	<p align="center">181998</p>

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<p>936 Authorize a contract with Carollo Engineers, P.C. for professional engineering services for the Swan Island Combined Sewer Overflow Pump Station Phase 2 Project No. 6901 and provide for payment (Second Reading Agenda 858) (Y-5)</p>	<p align="center">181999</p>
<p align="center">Office of Transportation</p>	
<p>*937 Amend Intergovernmental Agreement with the Port of Portland for five transportation development projects (Ordinance; amend Contract No. 52826) (Y-5)</p>	<p align="center">182000</p>
<p>938 Grant revocable permit to Brewery Blocks Owners Association to close NW Couch St between 11th Ave and 12th Ave on August 13, 2008 (Ordinance)</p>	<p align="center">PASSED TO SECOND READING JULY 9, 2008 AT 9:30 AM</p>
<p>939 Grant revocable permit to Jake's Famous Crawfish to close SW Stark St between SW 12th Ave and SW 13th Ave on August 25, 2008 (Ordinance)</p>	<p align="center">PASSED TO SECOND READING JULY 9, 2008 AT 9:30 AM</p>
<p align="center">Commissioner Nick Fish</p>	
<p align="center">Fire and Rescue</p>	
<p>*940 Authorize contract with Burlington Water District for fire prevention, suppression and emergency response services for FY 2008-09 (Ordinance) (Y-5)</p>	<p align="center">182001</p>
<p>941 Authorize Intergovernmental Agreement with Tualatin Valley Fire & Rescue for occupational health nurse services (Ordinance)</p>	<p align="center">PASSED TO SECOND READING JULY 9, 2008 AT 9:30 AM</p>
<p align="center">Commissioner Randy Leonard</p>	
<p align="center">Bureau of Development Services</p>	
<p>*942 Authorize an Intergovernmental Agreement with the State of Oregon on behalf of Portland State University for the use of parking permits and access cards at the 4th Ave Garage and provide for payment (Ordinance) (Y-5)</p>	<p align="center">182002</p>
<p align="center">Water Bureau</p>	
<p>*943 Authorize an Intergovernmental Agreement with Multnomah County for administration of eligibility verification for Water/Sewer Bill Discount and Crisis Assistance Program (Ordinance) (Y-5)</p>	<p align="center">182003</p>

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<p>*944 Certify and transfer delinquent sewer system user fees to the Multnomah County Tax Assessor for collection pursuant to ORS Section 454.225 (Ordinance) (Y-5)</p>	<p align="center">182004</p>	
<p>945 Authorize the Portland Water Bureau to execute grants with community partners to fund lead poisoning prevention programs (Second Reading Agenda 873) (Y-5)</p>	<p align="center">182005</p>	
<p>946 Amend contract with Sargent Designworks, LLC to extend term and increase compensation for Design Services for the comfort station renovation at Dodge Park (Second Reading Agenda 874; amend Contract No. 37627) (Y-5)</p>	<p align="center">182006</p>	
<p align="center">Commissioner Dan Saltzman</p> <p align="center">Office of Sustainable Development</p> <p>947 Authorize a three-year Intergovernmental Agreement with Portland State University in the amount of \$109,906 to execute the Multifamily Recycling Project (Second Reading Agenda 876) (Y-5)</p>		<p align="center">182007</p>
<p align="center">REGULAR AGENDA</p> <p>948 Declare it is the policy of the City that children who lack health care coverage in the City of Portland deserve basic health care coverage (Resolution introduced by Mayor Potter and Commissioners Adams, Fish, Leonard and Saltzman) Motion to amend Resolved section to strike “primary care physician” and replace with “licensed medical practitioner”: Moved by Commissioner Adams and seconded by Commissioner Saltzman. (Y-5) (Y-5)</p>		<p align="center">36614 AS AMENDED</p>
<p align="center">Mayor Tom Potter</p> <p align="center">Office of Management and Finance – Financial Services</p> <p>*949 Authorize contract with Arbitrage Compliance Specialists, Inc. for arbitrage rebate reporting and compliance services (Ordinance) (Y-4; Adams absent)</p>		<p align="center">182013</p>
<p align="center">Office of Management and Finance – Human Resources</p> <p>*950 Authorize a Letter of Agreement with Portland Police Association to modify the 2007-2010 Collective Bargaining Agreement to provide for member contribution to the Portland Police Association Voluntary Employee Beneficiary Association Trust (Ordinance) (Y-4; Adams absent)</p>		<p align="center">182014</p>

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<p style="text-align: center;">Office of Management and Finance – Purchases</p> <p>951 Accept bid of EC Company for the 122nd Ave Traffic Signal Replacement and Pedestrian Improvement project for an estimated amount of \$1,284,237 (Purchasing Report - Bid No. 108808)</p> <p>Motion to accept the Report: Moved by Commissioner Leonard and seconded by Commissioner Saltzman.</p> <p>(Y-4; Adams absent)</p>	<p>ACCEPTED PREPARE CONTRACT</p>
<p style="text-align: center;">Commissioner Sam Adams</p> <p style="text-align: center;">Office of Transportation</p> <p>952 Authorize an Intergovernmental Agreement with the State of Oregon to accept a \$75,000 Transportation Growth Management grant to partially fund an update of Portland Bicycle Master Plan (Ordinance)</p>	<p>PASSED TO SECOND READING JULY 9, 2008 AT 9:30 AM</p>
<p>953 Vacate a portion of NE 44th Ave south of NE Halsey St subject to certain conditions and reservations (Second Reading Agenda 893; VAC-10053)</p> <p>(Y-4; Adams absent)</p>	<p>182015</p>
<p>954 Vacate N Heineman St east of N Lombard St subject to certain conditions and reservations (Second Reading Agenda 894; VAC-10054)</p> <p>(Y-4; Adams absent)</p>	<p>182016</p>
<p style="text-align: center;">Commissioner Randy Leonard</p> <p>955 Authorize the Bureau of Housing and Community Development to contract with the Salvation Army to continue shelter services from July 1, 2008 through November 1, 2008 in an amount not to exceed \$128,000 (Resolution)</p> <p>(Y-4; Adams absent)</p>	<p>36615</p>
<p style="text-align: center;">Commissioner Dan Saltzman</p> <p style="text-align: center;">Office of Cable Communications and Franchise Management</p> <p>956 Extend term of a franchise granted to Time Warner Telecom of Oregon LLC to build and operate telecommunication facilities within City streets (Second Reading Agenda 875; amend Ordinance No. 171566)</p> <p>(Y-4; Adams absent)</p>	<p>182017</p>

At 12:00 p.m., Council adjourned.

GARY BLACKMER
Auditor of the City of Portland

By Karla Moore-Love
Clerk of the Council

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

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WEDNESDAY, 2:00 PM, JULY 2, 2008

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

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Closed Caption File of Portland City Council Meeting

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

Key: ***** means unidentified speaker.

JULY 2, 2008 9:30 AM

Potter: City council will come to order. Karla, please call the roll.
[roll call]

Potter: I'd like to remind folks that prior to offering public testimony to city council, a lobbyist must declare which lobbying entity they're authorized to represent. At this point, we're going to elect the next council president and commissioner dan Saltzman is in the lineup. Can I have a motion and second?

Adams: Moved.

Leonard: Second.

Adams: Aye. **Fish:** Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Which one of those is still president of the council. Not that one. There we go.

Fish: Here you go sam.

Potter: Ok. Let's start the communications. Please read the first communication.

Item 913.

Potter: Read the name again. Robert barrett. Please read the next.

Item 914.

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

Wesley Flowers: My name is wesley flowers. I appreciate these three minutes. The 10-year plan and the sheltering plan in the city of Portland, the sheltering plan in particular is simply abysmal. There's not enough beds. There have never been enough beds and to be honest, I had a nice speech prepared for today, but two days ago, the Portland police department decided they can't follow their own laws when they steal my house which included the notes that were the meat and potatoes of this speech. While the 10-year plan ticks forward with a 43 attrition rate, which is horrible. 43% of the people end up on the streets in 10 months to be subject to this. This isn't even filled out. All this says is stay out of this area or be arrested. This is a playground threat. This is not in accordance with the law. This is the crux of the protest. This is our problem. These laws are on the books. These laws are sweeping people out of downtown. Out of Portland into other cities which is one of the most civically irresponsible things that a city can do. Don't sweep them to other cities for them to deal with. Develop programs that will empower people to help them get off the street. There have been programs that have been submitted on the desks of council members here that if implemented, could give people the hand up that they need to get themselves into an independent lifestyle rather than the continuation of dependence on a system that depends on them for its very existence. If you work to get people into housing with apartments in their name, leases in their name, no longer in your system, no longer in your computers, no longer drawing off of taxpayer dollars, no longer crammed into warehoused, single-residence occupancy hotels with bed bugs and social conditions that will only have them on the streets within the next years, or have them sheltered away in their s.r.o. living a completely unfulfilled life, this is not right. This is isn't the way that america is supposed to be. This isn't the way that human beings should be treated. We need to develop programs that are going to get people off the streets and get them out of the system

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and get them on their own two feet. Not with somebody's hand holding them. Somebody holding their hand as they cross the street every single day of their life. That's all I have to say.

Potter: Did you say the police did not follow the procedure set out in the camping ordinance itself? That's what you're saying?

Flowers: That's exactly what i'm saying.

Potter: Could you give that document and we'll make a copy to the council clerk.

Flowers: Yes, sir.

Potter: And I will follow up. And I see you've got an e-mail address and we'll have folks contact you.

Flowers: All right. Thank you.

Potter: Please read the next name.

Item 915.

Potter: Please state your name.

Karl Chromy: I'm karl chromy. I'm a resident of Portland, Oregon. Welcome, new president. The last time I was there, the president asked one of the commissioners if he fulfilled the obligation of the documents that were requested and at which time randy Leonard lied to him. I still haven't received the documents. And by the way, it's a two-year anniversary of august 5th when you committed assault and battery. The Portland tribune has your name. I'm still waiting for documents from the water department. It's been almost 24 months, what do you have to say?

Potter: You're here to make a statement.

Chromy: I did make a statement.

Potter: We're not going to respond --

Chromy: The last time I was here, you asked Leonard, did you get him this information and he told you on the record, yes, I did. But no, he didn't. So he lied to you. What consequences do you have for him for lying to you? Thank you.

Potter: Please call the next name.

Item 916.

Potter: Read the next.

Item 917.

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

Andy Seaton: Good morning. My name is andrew seaton. Resident of Portland. So I want to welcome nick fish to the council as I was going to before I was rudely interrupted several weeks ago, and congratulate dan Saltzman. It seemed like you were just on the rotation, the next man up. And to answer nick fish's question that he asked several weeks ago about the data on hard drives that are -- for computers that are recycled to free geek, i'm a long-time volunteer. Taught classes at free geek and the bill program -- the build program which uses recycled computers, computers that are being reused to have the hard drive reformatted. So the data is effectively erased and the hard drives are eventually crushed, destroying the data. But anything that one man can do, another man can undo, unless it's physically wiped by the folks here before it leaves the door. It won't be physically wiped once it gets to free geek. And I was -- I would also like to comment about the mayor's banning me from testifying before city council. For that, I can only do that once a month, because you can only sign up to be on this section of the agenda once every calendar month and the next slot happened to be this one. This is my next opportunity to speak to you. And if this isn't reversed, i'll be suing the city council for violating my civic rights. I've talked to steven sherlock, who helped me last time I sued the city. And I would like to point out that also banning me from ejecting the items on the consent agenda is a violation of the rules. You mentioned that I -- I gave the copies of the rules and the agenda. It turns out they're in the charter. Not just in the city code, and section 3.2.40. I .8 it says that rules of the charter, the chapter should also appear in the charter, cannot be suspended or rescinded, and in another section, it says without the vote of the people.

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Not just the vote of the council. So you guys made a bit of a mistake by putting it in the charter. If it's in the city code, you can amend it on the fly. And i'd like to raise an objection to item no. 918. I'd like to talk -- there's several drafting errors and other items, that means it shouldn't be on the consent agenda at all.

Potter: I assume that the document you passed out with the rules regarding the city council meetings that you read as well.

Seaton: Well, I read it.

Potter: And did you read that the presiding officer should determine whether public testimony shall be received and the amount of time shall be allotted to each person? That is the presiding officer, which happens to be the mayor. In my absence, the president of the council. I have the authority to do that. It's a privilege, not a right, to testify before the city council.

Seaton: My question, under equal protection of the law, the amount of time given to other members of the public to speak would also apply to me. Otherwise you would be singling me out. I'm trying to do a friendly, non-violent, peaceful protest of the matter, but I do my best to stay on topic. To draw you guys into the larger implications and I can grab a copy of my roberts rules of order to discuss what it means. And the other issues, items -- let us see here. In section --

Potter: You're time is up.

Seaton: I was answering your question.

Potter: You've answered it, thank you.

Seaton: The funny thing is, you guys are required to stay on topic, but members of the public aren't, according to your own rules and regulations. So i'll be talking again. If not you'll be hearing from my attorney.

Moore-Love: That's all the communications.

Potter: Ok. Consent agenda. Any commissioners wish to pull any items from the consent agenda?

Leonard: Commissioner Saltzman, were you --

Saltzman: Oh, I thought -- yes, we wanted to pull item 929.

Leonard: I think it was 928, 29, 30 and 31 is the note I have. I don't know if that's right.

Saltzman: Yes, I guess it would be all four of those.

Potter: Ok. So 9 --

Saltzman: 28, 29, 30 and 31 which is -- I.p.r. citizen review committee has requested those items be pulled and several are here to testify.

Potter: Ok. Any member of this audience wish to pull an item from the consent agenda? And what is the purpose of that? [inaudible] has the city attorney looked at that and determined whether that is legal on the part of the city to do that? And you said it's legal?

Tracy Reeve, Sr. Deputy City Attorney: Yeah.

Moore-Love: Tracy, would you grab your microphone?

Reeve: This is actually drafted by our office. [inaudible]

Potter: I would suggest you take up the matter with the city attorney's office. Let's go to the four items mentioned. 928, 929, 930 and 931.

Leonard: I think we have to vote on the consent agenda first.

Potter: I'm sorry. Please call the vote.

Adams: Aye. **Fish:** Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read the four ordinances, 928, 29, 30 and 31.

Items 928, 929, 930, and 931.

Potter: Anyone who wished to speak to this matter? Could you folks please come forward? When you speak, state your name for the record.

Michael Bigham, Citizen Review Committee: My name is mike. And i'm chairperson of the citizen's review committee. Mayor Potter and members of the council, we want to thank you for

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taking time to hear our comments. We're here to ask for revisions for the tri-met intergovernmental agreement regarding police services. Let me give you some background. About a year and a half ago, the c.r.c. heard an appeal from a young man involved in an altercation at the 82nd avenue max station. The officer was a member of the tri-met division task force. Made up of officers and deputies of the Portland police bureau and neighboring departments. During a review of the case, we learned that an officer from one of the other jurisdiction who witnessed the altercation was not allowed to be interviewed by Portland's internal affairs department division. Without that officer's testimony, we felt that the i.a. Division investigation was lacking. As a result of the case, hank, on my left here, reviewed the intergovernmental agreements between Portland and the other agencies regarding policing of the tri-met system. Several policy issues arose out of his review concerning the accountability of outside officers to the citizens of the city of Portland. We contacted the police bureau commander jarmar. He was very helpful except for one issue, which was beyond his purview. And that issue was are officers from other jurisdictions required to participate in Portland police bureau internal affairs investigations relating to the incidents occurring within the city of Portland and working within their duties in the tri-met division. In short the answer is no. They may be volunteered and required to write a police report but unlike Portland police officers, not required. Hypothetically, a high-profile incident involving officers of the tri-met division such as an officer involved shooting or a death in custody, may not be fully investigated because the department head of another agency may not allow his or her personnel to be interviewed about the incident. This does not serve well the interests of the citizens of our city and we ask that the intergovernmental agreements be renegotiated to compel testimony of officers from an outside jurisdiction. Thank you.

Potter: Can I ask you a question? Do you have also situations where the state police take an action inside the city, there's a complaint filed but because it's the state police, we cannot compel testimony from there as well?

Bigham: I'm not aware of that. I think it's possible, but -- yeah, if -- if the state police are working under their own jurisdiction, then that would be referred to their internal affairs. If it's a task force situation, and i'm not sure whether the state police participate on the task force anymore, then it would be the Portland police's responsibility to investigate the matter, but they may not be compelled to testify.

Potter: There are a number of task forces, i'm sure you're aware --

Bigham: Right.

Potter: -- the f.b.i. have on child pornography on the internet. They also have a regional organized crime on drugs. And we have officers from various departments on that as well.

Bigham: Right.

Potter: Are you saying that all of those would then fall under or should be renegotiated then?

Hank Miggins: My name is hank and I would like to point out that this issue we're dealing with deals with police officers assigned to patrol as part of the city of Portland on the transit system. We didn't look into the federal or other task force. This one was based on the intergovernmental agreements we operate under.

Potter: But the same apply to --

Miggins: I didn't analyze those. I could do that.

Bigham: I do believe the same problem exists in those. Without reviewing the i.g.a.'s, I would assume.

Leonard: Is it reciprocal; if there's a Portland police officer involved in an incident in gresham or hillsboro and there's a similar complaint from one of those locales about that interaction, and they testify to their local jurisdictions --

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Bigham: What would happen is that that jurisdiction would take the lead in the internal affairs investigation. Basically the same rules apply. The -- Portland could prevent one of their officers from being interviewed.

Potter: Is it also a union issue here?

Bigham: We didn't actually look into that. I don't know if there are or not, to be honest.

Loren Erickson: My name is Lauren, and basically, this came out of a complaint filed by a citizen, so --

Leonard: I'm curious, what was the jurisdiction that officer was working under?

Miggins: Beaverton.

Erickson: Milwaukie.

Leonard: In that case, did they have their own internal procedure in Milwaukie? Do we know?

Bigham: They do if the incident occurs in Milwaukie. If it occurs in Portland, then it's Portland's procedures that apply.

Leonard: Is that their official position?

Bigham: We didn't talk to them.

Leonard: I'm wondering --

Bigham: I guess that's what the i.g.a. says.

Leonard: Because I agree with your concern. That's a gray area. Certainly, we need to be able to find some resolution to when there's a dispute. But I wonder if it's worth our while where an officer from an outside jurisdiction has an incident here. And vice versa. If we have one with one of our officers there. If we can't have an agreement that they develop some process specific to their jurisdiction to resolve that. Would that be acceptable to you if we were able to do that?

Bigham: Yeah.

Potter: There might be some union issues too? Once an i.a.d. is initiated, there's certain union requirements that come in.

Leonard: Every department has some procedure to filter complaints and maybe the resolution to this gray area is to identify what jurisdiction that officer is from and use whatever their processes are which probably already reflect union concerns.

Potter: The issue for me, though, it's larger than that. Just the tri-met issue.

Leonard: Yes.

Potter: We have a number of inter-agencies' agreements with a number of police agencies, and we probably should look at all of them. Because all of these agencies will have multiple agreements between each other and the city of Portland. I think that's a --

Leonard: I think what I'm saying, really, if it's not in place, probably should be in place. So if you have an Oregon state trooper, for example, assigned to a Portland task force and there's a problem with that trooper, I suppose I do understand why they would want to use their own procedures. But I don't know why it would be a problem for us, then, to have that complaint filed with them and use whatever that process is they've established, because they certainly have to have a process in each jurisdiction, more than would just kind of -- develop that, if you have a complaint and it involves some action with the city of Portland but it's an officer from another jurisdiction, here's their process and use that.

Mike: I think a possible solution, I know like on an officer-involved shooting, it's resolved by each county's task force. And maybe have a cooperative internal affairs investigation if it involves outside officers headed by the agency that the incident occurs in. I don't know, it's just a thought.

Potter: We have a person from the police bureau that can address this issue.

Leonard: That would be great.

Potter: Excuse me.

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Miggins: I'd like to state that we address this issue through the police bureau and they did a great job of trying to help us solve this issue and we want to bring this matter to the attention of the council, because they weren't able to solve it within their own process.

Potter: Commander? Please state your name and also the area of assignment that you work.

Vince Jarmer, Bureau of Police: Thank you, mr. Mayor. My name is vince jarmar. I'm assigned to the transit police division. I want to address some questions that the council has raised by recognizing the people behind me. They have just spoken and they were gracious enough to have me address these issues. It began before I was assigned there. In january of '08 was when I started there. In answer to your question and possibly commissioner Leonard's question, there are collective bargaining agreements here that would be involved if we go down this road. We in Portland, through the Portland police association, we have a detailed way of doing business with internal affairs. Other agencies are not as specific. They do have procedures and processes, but not the same comprehensive overview of how these protections are maintained. Their issue about the i.g.a. is correct. We cannot compel outside agency officers to be involved in our internal affairs process. However, it is my knowledge that we have had coinvestigations where we have asked the outside agency to commence concurrent with what we're doing their own investigation and thereby compel their own officer to answer questions about a particular incident. We've had officers and deputies have voluntarily been involved, which we don't prevent. It's my knowledge that they have come to internal affairs and been part of an internal affairs process bringing, in one case, their city attorney, and another case -- maybe it's county attorney, but I don't recall. And another case, their union representative. So we do have more cooperation than less cooperation, if that makes sense, with our outside agency officers. During this time period, what we and the committee have tried to -- we put together a few things that have tried to address the concerns and kind of shore up some of the gray area that commissioner Leonard was talking about, some of the things we do do, so that you know, when selecting outside agency officers, we, somebody from my command staff or myself, are personally involved so an internal posting goes out at the agency, we go out and are part of the process to select the officer. So we have the input into the kind of person we're going to be getting. We redeveloped an acknowledgment form that all outside officers sign when first assigned. And it went from a handful of directives and chief's memos and things to two pages full of specific directives, specific chief memos, including use of force, driving responses, a myriad number of things. Less lethal issues. It's comprehensive and two pages and what the acknowledgment form says is I have read these things, I have understood these things, had an opportunity to ask questions about them, if I didn't, and I agreed to abide by them. And there's a signature and date on it. The -- as another measure of accountability, we have also had -- we developed an s.o.p. within the transit police division. Refers to any outside agency officer that comes to the division has to abide by the division s.o.p., in it, which didn't exist before the process with the c.r.c., the officers are required to write a police

report about an incident. We can man -- we can require them to do that about an incident that comes to our attention. In essence --

Leonard: Did this happen in this incident?

Jarmer: I don't believe it did. And i'm not exactly sure what this instance was that they're referring to. And it is true that we've had people not cooperate with the internal affairs process.

Leonard: People, meaning officers?

Jarmer: Yes, outside agency officers.

Leonard: Does that strike you as unusual? Our officers that might be involved in a place in beaverton, that may raise concerns for you as a commander, that they order him to appear before their own internal review process.

Jarmer: I think there's a perception out there, their chiefs and sheriffs, that would possibly, they would think we were trying to discipline their officers, which as the city of Portland, we want do.

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Leonard: But if we thought about this in reverse.

Jarmer: The reciprocity issue? We don't gain in the city for being involved in the beaverton process. If a complaint were to come up against a Portland police officer in beaverton, and it's a matter of a beaverton case being investigated, we're very, very likely to open our own case here.

Leonard: This is my point. In this instance, wouldn't that other agency been likely to open a case based on that complaint and they wouldn't just say, it happened in another city, we don't care. It's our officer and you can't talk to them.

Jarmer: It's likely that they would take it as seriously as we would. But I have to tell you, it's their option to follow their own procedures about how they accept complaints and don't.

Leonard: But that's true for us as well. We're not going to allow another agency to determine whether our officers are disciplined. Certainly, we've had incidents of Portland police in other jurisdictions which has raised concerns that we followed up, but we wouldn't allow them to follow up on.

Jarmer: My recollection of those instances, either we took the case and created our own investigation, started from ground zero investigating the conduct, or cooperated fully with the outside agency. In reciprocity, we don't gain as much as that, because we're likely, through i.p.r., to take complaints.

Potter: Go ahead.

Saltzman: I guess what i'm hearing, for us to do unilaterally amend these agreements is going to cause issues both with the unions and also the other jurisdictions. I guess we can discuss it with them, but if we unilaterally amend these today --

Potter: I would recommend against that. I think the point you're getting to, commissioner Leonard, in terms of having the responsibility of the city with the officer involved have to conduct their own investigation and make that part of the agreement.

Leonard: I like that approach. That each agency has to agree to have a complaint process. Within their agency, if one of their officers is accused of misconduct in our jurisdiction. They have to agree to have a process by which our citizen can go to their agency and file a complaint and have whatever process it is they have.

Jarmer: What you have before you, item 928, is actually the only new i.g.a. We've not had an i.g.a. with hillsboro before now. The other three are existing i.g.a.'s up for review in 2010 regardless. The hillsboro one is new. The others are to recognize only two things. One is the west side project. That's a pilot project between the city and hillsboro, beaverton, Washington county. that's one of the changes that's in there. The other change, the exhibit 3, which is the very last page, I believe, which is the letter, a format of a letter that I can use as the commander and it deals specifically with the chief of police and the sheriff of the county to make personnel changes, add or subtract people without going through the entire i.g.a. process again. So essentially, 29, 30, 31, only deal with the amendment.

Leonard: Right.

Jarmer: And those two issues.

Leonard: I'll tell you then, the entire community is very appreciative of this collaboration. Because of the problems on tri-met. Because of that, we can look forward to more incidents and complaints.

So I don't think it's unreasonable to think about maybe taking these and asking, assuming the mayor is ok with that, to amend these, if we have a complaint in Portland involving one of their officers, that they agree to have some process where we would refer the citizen to that agency to follow up on that complaint. Would you think that would be a problem to have something like that in these agreements?

Jarmer: I'm not sure if it would be a problem or not. Formalizing would be an avenue. What actually occurs right now is something similar, although there's no formal agreement about it. And actually, I did review of the complaints that have recently occurred, and we've taken a dramatic

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nosedive in terms of the numbers of transit police. Cudos to them for that. Addressing this issue could have collateral effects with the chiefs of the counties.

Leonard: I guess I would have to anticipate that we just want to be assured that we can tell people when they come to us that you have a process, that people can submit a complaint. We have one, no problem, let's put that in there.

Potter: I would be willing to put that on and engage the city attorney's office in terms of discussion. I don't know what's out there in terms of union agreements but it seems this keeps that a separate issue. What we're saying is that they would initiate at the same time we initiated a investigation.

Fish: May I ask a question?

Potter: Yes.

Fish: I want to make sure I understand something. A citizen on tri-met, max, who has an incident, and finds out that the officer involved is from another jurisdiction, would then have an opportunity to pursue process with that other jurisdiction? Ok, so it turns out it's a Washington county officer and so you go through that process, and you're not satisfied with the outcome and we have a i.g.a. Where we're agreeing that these officers enforce the law in our jurisdiction. If you're not satisfied with what happened, is there a further recourse to us because we've authorized to have the officer enforce the law within our boundaries?

Leonard: Any cop from Portland can be involved in an incident anywhere in the state, on, off duty, and I think the way we've handled that, we deal with those ramifications here. And I don't think we should expect more of another jurisdiction. We have to rely on their training and certifications.

Potter: If that agency has a different procedure, which i'm positive that most of them have their own way of conducting internal affairs investigations, but they probably all have union agreements as to what the agency will or will not do. The approach that commissioner Leonard and I think I can support would be to ask them to initiate at the same time their own procedure. And leave that up to them as to the determination of that procedure. If we get into requiring them to do it in a different way, then there's a whole set of union issues, I believe, and perhaps even their own ordinances and statutes that would perhaps come into play. This seems like a cleaner way to do it and I think it addresses the issue that the i.p.r. Is concerned that some of these folks may or may not be accountable. At least they have to be accountable to their own agency and their own procedures. Is that sufficient?

Fish: Perfect.

Potter: And I --

Leonard: Sound good to you? Does that sound like a good approach?

Jarmer: It sounds like an approach. [laughter] The concern that i'll raise here is if for whatever reason they don't agree, or they don't want to do that, or they don't want to implement some sort of process, which I can't think of a reason why they wouldn't either, if they were to pull out of the i.g.a., the city of Portland doesn't have enough officers to fill the spots --

Leonard: I get that, but every agency has to have a process for handling complaints and all we're basically saying is allow us to put in there, formalize it and have one and refer the citizen to you. That's all they're saying. And we're not going to oversee it. Or if we're not satisfied with the outcome, we're not going to second-guess it. Just assure our folks pursuing complaints when something happens in Portland, they can refer them to an agency that has their own process.

Potter: It sounds like from your comments, that that's done informally in many instances now.

Jarmer: Yes.

Potter: By formalizing it, it's a more consistent approach. And that the local jurisdiction can handle it in their normal manner. It's just that they would initiate that procedure or process, we'll get a group together and if the commissioners' offices wish to be represented. When we get down to the core issue, which is to amend the agreement to that degree, and subsequent council hearing. Does this -- does this agreement expire or is it going to expire soon if not approved today?

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Jarmer: The hillsboro one does not exist now. I don't know how -- we already have hillsboro officers working, so I don't know how that's going to work. The other one -- the other three expire 2010.

Potter: These are emergency ordinances, is why i'm asking. Any problem with proceeding?

Leonard: You're amending the other ones now. So i'm sure they would understand and we can amend them again.

Jarmer: They're all at a certain level of the process now. Every single one of them. And if we amend them, then we'll have to send them back to their city councils and county councils for their approval again.

Potter: Further discussion? Thank you. These are emergency ordinances so we'll have to read them one at a time and call a vote.

Moore-Love: Did you want to take public testimony?

Potter: Anybody who wishes to discuss this issue? Please proceed. A vote.

Adams: Aye. **Fish:** Aye. **Leonard:** Aye.

Saltzman: I want to thank them for bringing these issues forward.

Potter: Aye. Please read 929. Call the vote.

Adams: Aye. **Fish:** Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read 930. Call the vote.

Adams: Aye. **Fish:** Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Please read 931. Call the vote.

Adams: Aye. **Fish:** Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye.

Item 918.

Potter: Mr. Seaton, the city attorney told me that you should be able to come forward and state your position. Would you like to come forward and state that?

Moore-Love: This is 918?

Potter: Yes. Please state your name for the record.

Seaton: Andrew seaton. A couple of items. I believe when I came into the clerk's office, they're saying the name of the company had changed and it's referred to by two different names in here, I think. The law firm -- in the title is called preston gates ellis l.l.p. And the next section, it's referred to -- there was somebody who said the name had changed again. And the other question is if the -- in the charter and the rules of the council, it says that -- let's see here. Hold on. It says that items shouldn't be put on the consent agenda any matter which will increase an appropriations unit budget and you are increasing the amount of an item that was appropriated by \$75,000, and as such, it should be not put on the agenda. And like I said earlier, there's a drafting, I believe it's drafting error which says in the -- now, therefore's in section b. The applicable provisions of the city code are waived and it's city charter actually. And it's the professional and -- I forget the exact title. I looked it up online this morning. Basically the rules for getting professional services, and competitive bidding and that sort of thing. As I was pointing out earlier, it says that you can't -- the rules of the council, section 3.2.40, a.2, is that non-charter provisions may be suspended or repealed as provided -- except by a vote of the people. You can't just say i'm going to waive something that's in the charter. That can only be put up to a public vote. So those are my several objections to this and the usual objection that you folks seem -- spending \$390,000 on services, legal services, which, you know, shouldn't need to be done at all. But there's no talk about what the services are provided for when other pressing issues like the 10-year plan to end homelessness needs money.

Potter: Ok. Does the city attorney office wish to respond to this?

Reeve: I do think that mr. Seaton is correct that the name of the law firm did change. It was previously preston gates l.l.p., which is in the title and the name of the law firm is now k.& l. Gates l.l.p. So the title should be amended to reflect. I believe the reference is to the city code and not to the charter. I don't believe that the objection regarding this increase on the consent agenda is well

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founded, but it's no longer on the consent agenda in any event, so it's no longer an issue. I think the only thing that needs to happen is to correct the title to reflect the changed name of the law firm.

Potter: Do you take that back and bring it to council next week or how does it work? Can we amend it on the floor?

Reeve: I think you can amend it on the floor. It's a drafting type error.

Potter: Everybody have a copy of the district 918 ordinance? Amending the contract? Anybody wish to make a motion, and what would be the wording of the motion?

Reeve: The correct to exchange -- strike out preston gates l.l.p. and substitute. It's correct in the substantive portion of the ordinance.

Adams: Moved.

Saltzman: Second.

Potter: Call the vote.

Moore-Love: This is the roll call on amending item 918?

Potter: That's correct.

Leonard: What's the amendment?

Moore-Love: The title reads --

Leonard: I'm sorry --

Moore-Love: It should read k.& l. Gates.

Fish: Scribner's error.

Potter: Yes. Please call the vote.

Adams: Aye. **Fish:** Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Thank you for pointing that out. There are no time certainties this week. We're going to move to the regular agenda. Please read item 948.

Reeve: I'm sorry, I believe I voted on the amendment, but not the ordinance.

Potter: Thank you. Please call the vote on ordinance 918.

Adams: Aye. **Fish:** Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye.

Item 948.

Potter: Thank you. Did you read 948?

Moore-Love: I did.

Potter: Commissioner Adams.

Adams: Thank you, mayor. As mayor-elect, I've set out three goals for when I assume office. One is to reduce the 43% of eighth graders that drop out of school and don't graduate on time. Two, to increase the number of family wage jobs available to our citizens. Currently 21% of Portlanders who work, in addition, factoring in the 5-10% employed, 21% who work try to subsist at poverty wages. And three, we have a million people slated to be moving to our region and many, many important ways, we're not ready. Item no. 948 speaks directly to the first two of these goals. It is a resolution that as a city council, we're committing ourselves to providing the achievement of all of Portland's children to have access to healthcare by September of 2009. Many of us have had experiences ourselves or been through the experience with friends and family of lack of health care.

And the miserable results that can come from a family that does not have access to basic health care, health insurance. For children, the youngest and most vulnerable members of society, lacking health care means they lack the access to services they need to become healthy and active adults. We know that the health of a child affects their performance in school and that sets up the stage for achievements or lack of achievements in life. We know that it comes from less preventive care and high diagnosis of disease at more advanced stages later in life. Today we estimate there are 12,000 school-age children in Portland without basic health care coverage. In Oregon, more than 91% of uninsured children have at least one working parent. So over 91% of uninsured children have at least one of their parents who work. These hardworking parents make a little too much, I should say, to qualify for Oregon's health plan, yet with the average family premium of more than \$11,000,

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unsubsidized health insurance remains out of reach for many working families. We're saying as a city council that we'll work with Multnomah county, the local school district and community leaders to find solutions for these kids and families. Ultimately, the best solution should come from the federal government or from the state. Certainly, if there was a way to secure health care access for all of Oregon's children, we would strongly support that plan. We have in the past as a city council, and we will again in the future. And we hope today that this resolution sends a clear message of support to our state legislators and federal delegation and the governor for support for their health care initiatives. But if no action is taken on the federal or state levels, we'll be ready with our own plan to improve health care coverage. I'd like to recognize greg and marsha and their team of why not Portland for helping to focus our attention to the uninsured in Portland. I'd also like to thank my fellow council members for supporting and cosponsoring this resolution, and key staff. You're going to hear from kimberly and shannon. I don't know where she went. Thank you, shannon. As well as Multnomah county commissioner jeff cogen, and i'm going to give a quick overview, and I know we've got a number of people on time constraints, and then we'll hear other testimony.

Kimberly Schneider, Commissioner Adams' Office: My name is kimberly, I work for commissioner Adams. And i'm going to give a brief overview of what the resolution does. It establishes a policy committee. There's a technical part that will give technical advice to that committee. The kids' care committee, tasked with the plan of kids health coverage. Public school children and children 0-5. And that the coverage will have a reasonable deductible. And prescription drugs. Health care coverage options and funding mechanisms, and report back to you by the end of the year with a plan that outlines steps that will need to be taken in our governmental agreement. Reports back to council, and such that will have the program ready to go by the 2009 school year. And finally, in the event that the state or federal government does make a plan, then there's a provision in the resolution that halts this process. So i'm happy to take questions.

Adams: Do you want to mention that we have a quick amendment?

Schneider: Oh, we do. We'd like to amend the -- under the be it further resolved that the kid's care committee shall use the following outline. With the primary care physician should be licensed medical practitioner.

Fish: I have a question. If the state legislature adopts the healthy kids program and fully funds it, does that legislation take care of the target population that we'd be looking to?

Schneider: Think it would.

Adams: And we'd be looking for any major gaps. And I think that this effort here in Portland has the added benefit of helping to ensure quality control in the state and federal level. But as it was proposed in the past, it would go a long ways towards the goals we've outlined here.

Schneider: Other questions?

Potter: In terms of public schools, does that include schools that are paid for with public money? I used to work in an organization called new avenues for youth for homeless kids and that they have a high school there.

Schneider: I think that's the intention.

Potter: Pardon?

Schneider: Certainly, I think that's the intention.

Adams: And there's the issue of charter schools.

Potter: Anybody receiving state funds to carry out a school would be eligible.

Schneider: Yes.

Potter: But prior to school, every child from birth --

Schneider: Yes.

Potter: -- to school.

Schneider: Who is not currently insured.

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Potter: And prenatal?

Adams: That's the goal.

Potter: Would it be voluntary or mandatory that every child be covered by this? Does the family have to sign up for this or is it automatic eligibility because they're a Portland resident?

Schneider: That's a topic for the policy committee to discuss. So I don't know that we have an answer at this point. I don't think it would be mandatory. You know, the policy committee can discuss that.

Fish: One other question. If we're approached by someone who would be interested in serving on the committee, what's the process to follow?

Schneider: I think we'd like to get the committee together within the next two weeks. If you could give us those names, we'll put them back to approve.

Adams: And can go on to commissionersam.com.

Fish: I want to echo the great job you've done. If you get tired of working for him --

Schneider: Thanks.

Potter: I have one more question. Had to do with the \$7,500 deductible. Paid for by the city or family?

Schneider: That would be the family contribution. And I think that the way that commissioner Adams sees that, that's the baseline and the goal would be to have that deductible be as small as possible.

Adams: It was what was in his initiative, I think he and everyone else would like to see that lowered. It's a question of cost. The deductible is the requirements -- the requirements of the deductible as envisioned does not apply against preventive care and certain basic medical procedures, but that's -- there's a -- all of this is going to have to be worked out, fleshed out, in the next phase of the process. This outlines the process. And some broad brushstrokes, but believe me, we'll be coming back to you a number of times with policy trade-off decisions.

Schneider: Any other questions?

Adams: If I could have dr. Greg and Rachel come on up and I want to give you an opportunity to say a few words.

Gregg Coodley: Thank you. I'm Greg. Thank you, Mr. Mayor, commissioners, for letting me speak to you. I'll try and be brief. I wanted to make three brief points. One is that I think that with this resolution, it's a part of recognizing that our civilization has advanced to the point where we're able to now consider health care for children a basic service that we should provide. It is, historically, things like police, fire, education, were not things provided by government or the public. But instead, the purview of those who had enough money to afford them. I think over time, we've evolved to the point where we feel that certainly in the United States, that public education should be available for every child. That police and fire be available, clean water, etc., regardless of income. In the 1960s, the decision was made that seniors and the poor also deserved health insurance, which up until that time had just been for the wealthy and, therefore, we had the onset of Medicare and Medicaid. With that, we're taking a step forward to recognize another vulnerable needy population, which are the children of our society. Second, for the question of the state, or federal, certainly, I think it would be better done on a larger level, but I view this as both a way, a spur to the state, at least, to take action, and in the event that they don't, I think that it potentially has the -- offers another weapon in the arsenal for trying to attract families to Portland, for trying to enable those families to manage on limited income, to attract families back to the public schools. And finally, I'll -- as the Mayor and others brought out, any plan that's going to pass, or any plan that will be brought forth, will have both flaws and trade-offs. The lower the deductible, for example, the more costly the plan. So the trade-offs will have to be evaluated and I think whatever comes out, there will be people who say it's flawed for either too generous, too stingy, etc., and I would like to make the case that I think that we cannot get a perfect health plan. The goal is to get

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one that's pretty good, that moves us forward and I think this is a great step in that direction, and I very much want to thank the council for moving this direction.

Adams: I'm going to take the opportunity on behalf of the county to thank you for your leadership. You're the example of the power of one with a good idea and a lot of persistence. How many signatures did you gather?

Coodley: 40,000.

Adams: Thank you.

Jeff Cogan: Good morning, commissioners, mayor Potter, commissioner Saltzman. Jeff from Multnomah county. I wanted to come this morning to thank you for your work on this. I also want to acknowledge the doctor for his incredible determination in bringing this forward, as well as acknowledging mayor-elect Adams for working and engaging with the doctor and coming up with a plan for moving forward that I think is a better proposal than the one we started with. You started the morning by acknowledging the fact that there are 12,000 children in the city who have no access to health care. The front page of the Oregonian and the 25% increase for blue cross, I can tell you that's poised to increase. The situation is bad and absent action, will get worse. Thank you very much for beginning the step of action. It's necessary. I want to say that Multnomah county is committed to working in partnership with the city on this. We will do whatever we can to make sure that this moves forward in a collaborative and positive fashion for the community. I do want to point out the difference potentially between insuring kids and making sure they have access to care. I think it's terrific to make sure there's access to care for the kids of this community. One thing we've learned, ranging from cultural barriers, economic problems, family disincentives, just having insurance doesn't necessarily mean access to care, a real way to getting that care. I'm hopeful in putting together this program, we ensure that this comes together in a way that provides meaningful access to care. There's specific things. For example, Multnomah county school-based health care systems, which provide care where the kids actually are. And independent nonprofit health centers. Whatever products we create for the kids, make sure they can access care in the places in the community where they are. And finally, I wanted to address the issue, wouldn't it be great if the federal government was dealing with this? Obviously, we agree they should. But given that they haven't, I think it's the right thing for the local government to step up and make sure that the people we're representing locally have health care. And I'd like to remind council that our action can spur the action of the state. Payday lending, something that was a scourge in the state for far too long but was deadlocked in salem until the city of Portland addressed regulations for payday lenders and that unlocked things and within a year the state took it on. My hope is that your brave actions today will do the same thing.

Adams: I want to thank you again for being a great partner with us.

Rachel Langford: Thank you, mayor Potter, commissioners and mayor-elect Adams for your leadership on this issue and the doctor for bringing this forward. Covering uninsured children is something that we've worked hard to do at the state level and sad to see that fail. We stand ready as a membership organization to help see it through on a local level, however you see best using us. And from our perspective, this is just Portland taking important leadership as we've done with the children's investment fund and making children a top priority. And that's something that we can be proud of. I commend you for your leadership.

Adams: Thank you for the partnership with stand for children. There's another doctor in the house. Can we hear from dr. Marsha?

Marsha Coodley: Thank you. My name is marsha. I work in primary care. One of the points that haven't been brought up yet that I think is a neat piece of science is that I believe last year, there was an interesting study looking at all visits of all children to all health care providers during flu season and they found that more than 85% of children had flu virus in their blood samples. Just like there are ducks and chickens in china who are the sentinel groups that get flu first, we now know

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that children are first -- that get it first, you've increased the burden of suffering and death among elderly people and middle-aged people and kids. When you insure children, you're not helping children, you're helping the whole community and there are a lot of studies about invasive pneumococcus that shows that health care for children ripples out. And I think that's a great benefit that people need to keep in mind. The other thing, having worked at Multnomah county and then in the private practice for 15 years and being a physician who is a woman, I frequently encounter mommies who have bad illnesses, and sick moms or mentally ill moms or socially harmed or deprived moms, for them, the birth of a child is a real crisis. And a lot of moms come to me and say, my kid is sick, they have no health insurance, help me. Will you take care of my child? Will you look in their ear? Their throat? I have a little experience taking care of children, but a kid needs a medical home. A pediatrician who will see the greater picture so that the 10th ear infection gets more aggressive care. Most parents in crisis beg somebody to help them. I think it's the right thing to do, and thank you.

Adams: Thank you for your work and leadership on this.

Potter: Did we have a sign-up sheet on this?

Moore-Love: Three people signed up.

Potter: Please come forward. When you speak, state your name for the record and you each have three minutes.

Julie Wallace: Thank you very much. My name is Julie. I own Wallace Books in southeast Portland and here today, I was going to tell you about as a small business owner the possibility of health care insurance, the skyrocketing utility costs and fuel cost, but you know all of that. I will use a little bit of my time to just tell you about a personal experience. My five-year-old nephew fell and broke his arm a couple of days ago. Broke it really substantially, had to have surgery. Four pins. He's lucky his parents have excellent insurance. We're lucky because we live in a city with world renowned surgeons that fixed him up. Within three hours, he was in surgery and as good as new. His mother is a teacher. Excellent insurance. I know that as his aunt and what my sister was feeling, how lucky are we? And that's something that every person, but certainly every child in the city, I think, deserves. Thank you.

Potter: Thank you.

Mathew Deschaine: My name is Matthew. I've been working as a field director for Why Not Portland for the last four and a half months now. During my time, meeting with community groups, neighborhood associations, general public, I heard a lot of the similar stories. And there were two things that really -- two sentiments and thoughts that came through no matter which group I was speaking with. First was the sense of urgency, if not desperation around the issue of health care. And this was, you know -- these were people in all neighborhoods of Portland, from the very poor, to the very wealthy. They shared the sense of urgency. Whether or not they had their own private health care or not. The second thing that came through was a bit of skepticism, if not outright criticism, of why this was a city issue. Why the city should be addressing this and not the state and not the federal government. And my response was, well, we've seen a lack of progress on both the federal and state level and the idea of addressing a local problem with a local solution I think makes a lot of sense, and the more I sort of argued that point and the more people who heard that point, they really started to support this and I'm proud to say that we did gather 40,000 signatures, but we also got a great deal of support from, like I said, neighborhood associations, social justice groups, religious groups -- really the full spectrum of concerned people. And when we posted the letter on our website, I got a number -- letting people know that we'd reached a deal with council. I got a number of responses and phone calls and people were very hopeful that this was going to happen. So I wanted to share that with you and also offer my services. If you're interested in reconnecting with some of the groups that were central to Why Not Portland, I'd be happy to do that and I hope we get the best plan possible because it's time to move on this issue. Thank you.

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Adams: Thanks for your work. 40,000 signatures.

Jim Houser: My name is jim. My business is hawthorne auto clinic. When the doctor contacted me, i'd worked with him on other projects and I knew his ideas were great and i've given them a lot of thought. So we had a long conversation, several, about it. I was supportive from the beginning. I introduced dr. Coodley to the hawthorne district's board. They asked good questions and endorsed the plan unanimously. We made our -- our business made contributions to the project and i'm excited to see the way the city council and the county has stepped forward with it. My basic feeling is that children who aren't healthy can't learn and if they can't learn, they can't succeed. And this moves quite a bit toward that. I also agreed with the commissioner that actions taken at the local level in this way do move up the line and have impact on both the state and federal level. So I do think it's appropriate for the city to be taking this action.

Potter: Thank you.

Fish: I want to thank you for your testimony. Four years ago, we welcomed a new son into our family. And he was born with a disease, serious complications of his sight. And we have health care through my wife's employer. And we were able to get care at the casey eye clinic. And today, his eyesight is restored. And it was a great experience for us. We had the benefit of health insurance. Years later, a couple months ago, he had seizures and we went to the emergency room. We encountered a broken system. Huge barriers of cultural language and culture, and a system where we waited five hours to see someone, only to be told they didn't have the equipment to do the diagnosis, of the documented, of having health care to the child and the family, and the fact that we have a broken health care system, where the emergency room system, which is the provider of last resort, is broken, I think compels us to come up with something better. I thank you for your testimony.

Adams: Thank you.

Potter: Thank you. Did you say that was all?

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

Potter: We'll vote on the amendment first. Hear a motion and a second?

Adams: So moved.

Saltzman: Second.

Potter: Call the vote.

Adams: Aye. **Fish:** Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Call the vote on the resolution.

Adams: I'm looking forward to this work. I think it's going to be the toughest public policy work i've done, but I couldn't think of a better issue to take on. Aye.

Fish: Aye.

Leonard: I do appreciate the work that's been done by you and commissioner Adams for bringing it forward. It's an important debate. Thank you. Aye.

Saltzman: Obviously, it's an important issue, health care for kids. And it's my hope that out of this policy committee and technical committee will come proposals that will serve, I think, much like the children's investment fund does, which is a good example of something Portland does right. And that is my hope and aspiration, I think all of ours, that that will come out of this process because the need is certainly pressing. So i'm pleased to support this. I do want to thank doctors greg and marsha coodley their leadership. And commissioner Adams for the effort he's taken to make the proposal in front of us today. I want to thank commissioner cogen. And kimberly snyder. Shannon with my office. And peggy, our health benefits officer at the city who is going to be leaving shortly, but she was helpful in putting together this process. And then stand for children. And i'm looking forward to a good process that will lead to a solution to this. Pleased to support this. Aye.

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Potter: All politics are local and in this particular case, that's certainly true. For too long, our country as a nation, our state, have dealt with this issue in a manner that is less than successful. And i'm being generous when I say that. I believe that this is one of our major failings as a country, to provide for the welfare, the well-being of our citizens. And I say citizens, I mean all of the people in our community. Both those who are citizens and those who are immigrants and refugees. In fact, we have a children's bill of rights that talks about the issues of health. I think as part of this resolution, it's imperative on the city's part to use our delegation influence in Washington d.c. to push for national legislation. It was heartening when one of the candidates was here for president of the united states and says that he supports universal health care, and that's obviously where we need to go. I think that the state has made efforts under the Oregon health plan to try to get more children involved, but as you folks can clearly see, we have a deficit in health care in our country, and state and city. I think it's important for us to get behind this and talk about this issue because of its importance. This is my caveat. As it progresses, I think it's also important that if at the end of this journey, next september 2009, that Portland is the only agency participating in this, then I think we're going to have an issue over funding. And I think the reason is that i'm not sure Portland's capacity to be able to absorb this and provide the other services it has too. So all the more reason why between now and september '09 to ensure that everybody is engaged in trying to find the answer to this problem. As I said, all politics are local and it starts here with us. And I think that's what the council is saying here today. We're accepting that responsibility and it's a tremendous responsibility that we have on ourselves. So I will do everything in my remaining six months and after i'm retired to make sure that this is a successful plan for the children of Portland. Thank you to the two doctors for that. I vote aye. Please read item 949.

Item 949.

Potter: Thank you, folks.

Eric Johansen, Office of Management and Finance: Eric, city debt management. As you may be aware, the city is required to comply with a number of internal revenue service requirements to maintain the tax exemption on our bonds. Historically we've engaged in the services of an outside consultant to assist us in preparing necessary reports and provide advice on complying with the regulations. Our contract expired on june 30th. In may we requested a request for proposals and believe that arbitrage presented the best proposal to the city. The ordinance before you authorizes to enter into a contract to cover a five-year period.

Potter: This is an emergency.

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

Potter: Anybody here who wishes to testify? Emergency. Please call the vote.

Fish: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Please read item 950.

Item 950.

Steve Herron: Good morning, mr. Mayor. My name is steve herron. The Portland police association approached us and indicated that they had an interest in committing a portion of the cola that would be going into place for the july 1, '08 year, committing a portion of that to their veba. Currently, it's funded off of unused sick leave. In the firefighter negotiations, we had adjusted the veba language there to give them more flexibility in how they designated funds for that. The ppcoa contract currently provides that the officers can provide a portion of their own contribution. And p.p.a. Was asking if they could likewise commit a portion, 1% of their wage increase to that. We believe this is mutually beneficial to the association and city. So i'm recommending its passage.

Potter: Questions?

Saltzman: Maybe for the sake of our audience, briefly, what is a veba?

Herron: To be perfectly honest, all of the particulars of it are beyond me, but it has to do with the medical account, trust account that supplements the funding contribution for post-retirement medical insurance. That being the subject of the day.

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Saltzman: Ok.

Leonard: Being their own money.

Herron: Their own money, correct.

Fish: This is a pre-tax contribution?

Herron: That's correct also.

Potter: Thanks. Further questions? Did we have a sign-up sheet on this?

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

Potter: Anyone wish to testify to this specific matter? It's an emergency, call the vote.

Fish: Aye. **Leonard:** Aye. **Saltzman:** Aye.

Potter: Aye. Thank you. Please read item 951.

Item 951.

Jeff Baer, Director, Bureau of Purchasing: Good morning, mayor Potter, members of the city council. I'm the director of purchasing. Before you is for bid no. 108808 for the 122nd avenue traffic signal replacement. And a couple of notable items. Pleased with the results. We had 28.4% of the subcontracting amounts awarded. To you we're representing 28.4% which is a good result and the area of local Oregon based company, full compliance with the equal benefits requirements, and we have a representative from pdot in case there's questions.

Potter: Questions from the commissioners?

Fish: In our agenda, it says 1.284.

Baer: The difference is the engineer's estimate is the \$1.4 million. This is the actual bid amount was the \$1.2 million. It's below the engineer's estimate.

Potter: Questions? Anyone signed up to testify on this matter?

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

Potter: Anyone here wish to testify to this specific matter? It's a report. Need a motion and a second.

Leonard: Moved.

Saltzman: Second.

Potter: Call the vote.

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

Item 952.

Potter: Is there someone here from commissioner Adams office to address this issue? Any of the commissioners have any questions about this? Anyone signed up to testify in this matter?

Moore-Love: No one signed up.

Potter: Anyone here who wishes to testify to this specific matter? It's a non-emergency. Moves to a second reading. Please read number 952.

Item 953.

Potter: Second reading. Call the vote.

Fish: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Read item 954.

Item 954.

Potter: Please call the vote.

Fish: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. Read item 955.

Item 955.

Potter: Commissioner Leonard.

Leonard: Thank you, mayor Potter. Bill senate from the police bureau is here. I think he went to grab his colleague. I'm not anticipating us having a debate, but I would like to frame the issue. Because I think commissioner fish and I have agreed that at the expiration of this agreement, we want to have in the interim, the -- a discussion that actually hasn't happened up until commissioner fish's arrival of not whether or not it's wise to provide housing for people who are homeless, but what is the best strategy to do that. So if I could have jeff meyers and bill senate come forward and

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mary's here. And what I want to do is just simply frame the issue. Everybody -- I mean, the good news is here in Portland, everybody wants to deal with this issue in a positive way. The result of not dealing with it the way that commissioner fish has agreed to tackle this from this point on has been -- just so everybody can piece together what's happened. The last time we had one of these agreements expire for a homeless shelter, they ended up in front of city hall. People otherwise going to homeless shelters, and we ended up having a razor thin confrontation between the police. But given mayor Potter's leadership and what I consider an outstanding approach to diffuse that, it avoided that. We had that agreement expire -- expire again. What we're anticipating is for another kind of, if not confrontation, but problem to come to a head again, so this is an attempt by providing this money for emergency shelters to have places for people to go, but also hopefully to avoid other more confrontational aspects of homeless and the police and council. Having said that, there are legitimate disagreements as to the best strategy, whereby to deal with that. So i'd rather have mary or somebody say here are what we are thinking should happen in this interim period in terms of discussion. I would like the police to hear that, give their response and when we're done with this, commence a process that commissioner fish and I will be involved in that will hopefully have the ordinances stop coming forward. I'd rather quit doing that and have some larger scheme and plan that the police bureau and bhcd agree is the best strategy.

Fish: Let me say that as the new housing commissioner, I appreciate the leadership you've shown. There's no disagreement as to the ultimate end goal; to end homeless and move people from the street to permanent housing, supported or otherwise. In the short time i've been on the council, i've not had a chance to meet with officer meyers. I look forward to doing that in the future.

Leonard: Be careful what you ask for.

Fish: And I look forward to an opportunity -- [laughter] -- we'll talk about this private.

Leonard: Yes, you will.

Fish: I look forward to walking the beat with you, so that I see what you see through your eyes. So it's not a question of end goal. We share that. It's a question of means. And one of the cautions I have on this issue is when we spend money on shelters, we're dealing with an interim solution. Our long-term goal for the 10-year plan is to end homelessness and provide permanent housing. I've been charged that when we spend money we're doing so in a cost-effective way with clear outcomes and I look forward to a cost effective approach. Randy and I have agreed that we're going to bring the police and my bureau and others to have that conversation. I think it's the sixth or seventh conversation that i'm charged with brokering over the next several months. All in the spirit of taking a fresh look at our policies. Whether it's a question of the sit-lie and the anti-camping. Whether it's making sure we have the adequate resources. What I was elected to do is take a fresh look with my colleagues to make sure we're getting the best bang for the buck. I look forward to spending time with you on that and I appreciate, randy, your leadership and look forward to engaging the issues and making sure we're headed on the right path:

Leonard: Believe or not, I've been doing this for three years. I would benefit from hearing today an articulation of the concern of this approach. I've not had the benefit -- I don't think the council has, maybe if we could hear that and i'd like the police to hear that as well so we aren't constantly feeling frustrated. And then i'd like to hear what the police --

Fish: So we have three people from my -- two from the bureau and one from my staff. Mary why don't you come up? You've taken the lead in outlining some of the concerns and alternative ways of dealing with this target population. Following Randy's lead, we're not having a full blown debate about this but I think it would be helpful to put some concerns on the record and some alternatives that we should be considering and we'll take that for our committee process to follow.

Mary Carroll: Thank you. I'm Mary Carroll from commissioner fish's office. And I'm here with the new homeless program manager sally Erickson.

Fish: Oh, and congratulations.

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Carroll: And Liora Berry from bhcd and the homeless team. Thank you. I will just start out saying we do appreciate commissioner your leadership on this and we can always use more money in the fight to end homelessness. You did mention the pickets the protestors that we had outside of city hall who were raising the issue that we that we are all very well aware of. Were in the fourth year of our ten year plan to end homelessness. We have made great strides. Moving people, homeless people into supportive housing. But we know there's at least 1400 people we don't house who are on the streets every night. And many of those are women, many of those are vulnerable, we cannot reach we do not have the resources at this time. It is a ten year plan where we have ambitious construction goals to develop housing, we have services, we have outreach to get people into permanent housing. Shelter is an important part of that. Shelter for domestic violence, emergency shelter, winter shelter, that's all apart of that. It isn't just a housing program. But i'd like to have sally talk about what we expect from our shelter system.

Leonard: Let me articulate my perspective, and that will help you maybe -- I think we've had conversations, I hope I represent accurately what -- my sense has been, first the 10-year plan to end homelessness is obviously something I emphatically support and have committed to former commissioner Sten that in spite of his absence I will do everything I can to make sure his vision is implemented. I believe in it that much. But my intuitive sense is that you'll -- you need a safety net. That you will always have a population that is plagued by drug addiction, alcoholism, mental illness, or combination of the three. That will for whatever reason cause people to refuse to go into what we otherwise think of as permanent housing. My sense has been each time this issue has come up and I found myself in the unlikely position of coming forward with it, why isn't there a recognition that we need a safety net? That we have a series of shelters around Portland, and if -- I appreciate you saying that we need homeless shelters in the winter, but I had to bring this forward in the winter too, because there hasn't always been a consensus about that. I guess i've just had a disconnect, and I think i'm accurately representing officer myers and the head of our service coordination team bill sen nature, we just don't get why we wouldn't have all the elements in place of the 10-year plan to end homelessness and these shelters as well.

Sally Erickson, Bureau of Housing and Community Development: Thank you. As mary mentioned, i'm the new homeless program manager. This is my third day on the job. And I really look forward -- [laughter] to implementing the 10-year plan. I have been on the staff for the last four years, and I can attest to the fact we have made great strides. We have a lot of work ahead of us. We do have more than 1400 people on the street every night, and we absolutely need a safety net. Our vision is the existing -- existing shelters were enough to serve people on the street, and they're not now. I look forward to meeting with you, commissioner fish, and others on your staff to brainstorm ideas about what we can do in the short term. Because we do need a one-year plan, a two-year plan as we're implementing the long-term strategy. Our bureau is going after creating more permanent housing, permanent housing with support of services, and also funding short-term rent assistance. What we don't want to do is create large institutions that keep people homeless. We want to make sure that when we fund short-term solutions like shelter, that there's a vision toward ultimately people are assisted into moving into permanent housing, that we don't fund mats on the floor shelter and don't connect people to services they need.

Leonard: Until we have those elements in place, we do agree -- all the elements of that transition, we agree we need to have a safety net.

Erickson: Yes. Absolutely. I'd like to introduce liora berry and have her make more comments. She's much more familiar with our shelter system, and she's been the contract manager for all of the shelters the city funds.

Liora Berry, Bureau of Housing and Community Development: I just want to clarify, the 10-year plan is really clear, that emergency housing is a key element and is vital to the 10-year plan's success, especially in the opening years. Because we know we need a place for people to go while

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we're moving to get people into permanent housing. The key things we've been focusing on around shelters have been to divert people from entering shelters by case management at the front end, when people come in to get on a wait list to 11 them get immediately into permanent housing and avoid the shelter, as well as increasing the rate and timeliness of people exiting shelter into permanent housing. That we think will free up and get increased access for people that are on the street right now. We have really long wait lists to get into shelter, and our ultimate goal is that when we get to the end of the 10 years, that people, when they need emergency housing, can get it that day or within a day. So they really can get immediate access. Emergency housing right now isn't really emergency housing, it's often a 10- to 12-week wait list. So what -- that is our ultimate goal, and we do include it. We have a lot of year-round shelter opportunities, we have well over 400 beds of emergency year-round shelter that includes services. We also have the severe weather, and this program we're talking about specifically was part of the winter shelter plan. So that's why it's a little bit different. I think there are things that we could do differently with that shelter service.

We have other existing services and programs in the community, for example, if we change the population to serve women, we have several programs locally that provide outreach to the street as well as permanent housing placement and services and retention support, and flexible systems to move people into permanent housing, women specifically. So if we wanted to change this program to serve women, we could do so, and bring in existing resources to help them move quickly into permanent housing. There's also a huge need for people with major health problems. It's not just chemical dependent. We have a lot of people with major health problems, cancer, diabetes, people that are in their late stages, and are probably going to die within a year or six months. We have a lot of health needs. And this program is not a place where they can really go. They do roll in some beds so people don't have to lay on the floor, it's a little more comfortable and they've been great about doing that, but the health issues among the chronically homeless population is huge.

Leonard: So I really appreciate that explanation. I have no disagreement with anything you said. Here's the disconnect I think that happens. Yesterday we did a grand opening at the salvation army for a new emergency women's shelter. The beds are full, and they have a waiting list. So I am --

Berry: We understand.

Leonard: I am plagued sometimes by the need to actually see something happen today. When it's dealing with human beings who are literally today sleeping under a bridge. So my intuitive reaction is, everything you're saying makes sense. But we also need to have something in place before -- in place before -- because all of those elements are obviously aren't in place because you have all the beds full, and you have a waiting list. So I guess what would have made your point for me would be, if we had a grand opening yesterday and nobody showed up. Or at a minimum, you didn't have a waiting list. To me there's this huge need that exists, and I guess the problem I'm having a hard time with is that bhcd didn't want this resolution to come forward, rather apply the resources to those strategies, but -- and I think we should. I think we should have the resources to do those strategies, but last night people would have slept outside. Women would have slept outside. To me that's unacceptable. So there's a gap there that I'm not connecting.

Fish: There's -- in our conversation to follow, there's probably at least four subjects that I want to take up, particularly with our friends at the police bureau, and with the housing activists. Clearly a mat is preferable than a -- sleeping on the street.

Leonard: Especially for women.

Fish: There's no disagreement on this. These 90 mats that we're funding here are for men only. So there's a question about who we're serving. But there is no disagreement a mat is preferable to being on the street. I think when we're around the table having this conversation, and I'm going to be there, and I'm going to invite you, Randy, because I'd love to have your perspective, there's at least four points that we'll put on the table. One is, how can we make this more than just a mat? How can we marry a mat with some plan that gets someone from the mat into housing? Sometimes

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there's a cost factor, and we're constrained in our budget. But no one disagrees that mat plus is the better way to go. Number two, we can have a conversation about whether we're targeting the right population. Because even in a triage situation, when you go to the hospital, they take people based on priority of care. And we might -- there might be a view that women or older adults with disabilities might come ahead of just men generically, but that's at least a worthy conversation. The third is part of our commitment to leverage. Because everything we do, we want to see other resources we're leveraging. So we get -- the whole is the sum of the greater of its parts. Finally, there's the sustainable funding model question. Because my budget is under pressure from my point of view, I have much too much one-time funding already, and we're going into a tough budget cycle. I'll want to talk about ways we make this portion of our budget sustainable, and how we do better planning as a bureau for the shelter side.

Leonard: To be clear, I have never, ever brought forward one of these that takes the money out of bchd's budget.

Fish: I understand. So those are all issues that I would like the benefit of a group conversation on, because there's a lot of components of this that I'd like to know more about. I suspect that there's some areas where we don't have disagreement, and it's a question of implementation. And so that's why I compliment you in the leadership. If the sense of moral urgency that you bring to this discussion infused everything we did as a council, ok, we can -- I can -- I don't have to complete that sentence. On the other hand, we do operate with constraints. As I'm looking at the thorny issues of sit-lie and anticamping, there are those that would like us to open up the parks downtown, and do that yesterday. We can't do that for a lot of reasons, but sally erickson is leading a work group that's looking at green zones, because there actually may be some creative thinking we can do around green zones, and she's leading discussions getting ahead of that issue. So I welcome this conversation, and I suspect that when we're finished over the next few months, there will be fewer points of disagreement, but maybe a way of fine tuning the proposal so we actually -- it's more effective.

Leonard: Nice. I appreciate that.

Potter: I'm concerned by a statement you made, commissioner. I want to make sure it's correct. Right now there are no programs to take people from shelters to permanent housing?

Fish: I'm saying with respect to this proposal, the 90 mats on the ground, and this budget item --

Leonard: These are shelter -- they are shelters. The obvious question -- that gets back to this point. I agree, I never had a disagreement with any of the elements you described. In fact, I've bent over backwards to help find funding. But the disconnect I think you'll hear is the benchmark for success would be when we open one of these shelters, nobody shows up. And they're showing up and there's a waiting list. So we're going, ok, we hear all that, but why would you oppose emergency shelters given that obviously all those elements aren't in place yet? Not through any fault of your own, but funding or whatever.

Fish: One of the points we'll flush out in greater detail later, for a little more money, and money is often the obstacle, we can actually take someone from the street into housing and bypass the shelter. But it takes a little more money, because it's about intervention.

Leonard: That's where I think you'll have a problem in convincing the police bureau, and I think I agree with them, that there isn't always this population -- there's always going to be a population where we say, we have an apartment for you, we have the resource and the apartment, and they're not interested. Versus when it gets cold or there's a bunch of bad things happening out on the street, they'll go to a shelter. And be safe there. And I'm looking forward to a discussion where you can demonstrate to me that's wrong. They have mental illness, drug addiction, alcoholism, all these other things that drive behaviors which then create -- it's more than a homeless problem, it's a crime problem. It's -- there is a multiple layers of problems that come from that.

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Carroll: I think that a good way that i've come to look at the problem of homelessness is that it's an economic problem, and it's a public health problem. And those are --

Leonard: Public health --

Carroll: Public health meaning mental health also. And those are involvable. And it's not solved now. No one opposes more money for shelter, I think what we'll look forward to is talking about what else is needed. So they're not just in the shelter and then funding ends they're back outside. So that's --

Potter: My question, though, was, is there currently, right now, when people go into shelter, is there any kind of program activity or sign-up where they are -- that can then apply for permanent housing?

Carroll: So at all the other shelters that the city and county funds, there are services associated with the shelter. This is the only one that doesn't have it, the salvation army, because it was a winter-only mats on the floor. So the other programs all do that. They all include case management, t.p.i., the family shelters, it's the salvation army women's shelter, they all provide those level of services. So, for example, the women's shelter that, it was a transfer from one site to another site, a much nicer site and ground level site, and it's also -- it also provides the opportunity for expanded beds if that was something that we were interested in doing, or able to do financially. But it also included 12 mats on the floor for the last two months. Because their services are associated with that site, all those women ended up in shelter beds or permanent housing. Three in one day this week got into shelter from those mats on the floor into permanent housing. That's not happening in the men's program, because there are no services associated. They come in at night, they leave in the morning. And it's a different population in the men's shelter, typically. We spent a lot of time with providers this winter looking at who they were, what were the differences of serving this population. It's a little bit different than typical populations. I do think that most people when offered housing will take housing. And that is the key issue around housing first. The old model was, you got into a shelter and had you to be alcohol and drug free, and you needed your health issues to be taken care of, and you needed to be good and comply with those things. That's where people turned it down. When we provide services and housing where it's we're going to move you into housing first, then bring the services around you and help you address those needs, people do take us up on it. Some of them need more help --

Leonard: Why is there a population going to the salvation army shelter at all? Why aren't they showing up at the other shelters and getting the services?

Berry: Many of them do put their names on the wait list for the t.p.i. shelter. Some still quite a long wait list to get into the t.p.i. shelters. In a few months we're altering the t.p.i. shelters, some are going where glisan and clark center are -- act independently --

Leonard: What's your plan until we don't have waiting lists?

Berry: I think the biggest issue is, if we had all the money to move people in and keep them in, we would. But we don't have that. We don't have enough shelter even with the 90 beds, to provide a space for everybody in our community right now. That's our dilemma. That's horrible. Because we're in that situation where we can't provide everybody.

Leonard: Don't you need this safety net until you have those resources?

Berry: I think we need a safety net. What I would like is a safety net that includes a long-term strategies and services. That's why i'm saying within a few months if we adapted the population served at that site, we could bring in other programs that we already have in existence and not need new money, and serve people in a different way and help them actually move into --

Leonard: If we don't have enough money to do that, are you saying we shouldn't do any emergency shelter at all? Until we have the money to provide --

Berry: We provide hundreds of beds of emergency shelter. It's absolutely needed.

Leonard: It's not enough, because we have people sleeping outside.

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Berry: That's why we're talking about which populations, is it women? Do we want to adapt this program to serve women versus men? Because we have more services where we could adapt that really quickly within 30 to 45 days, we could really change the model pretty rapidly. We have the money in existing programs right now. I have contracts for women's emergency services collaborative, for the safety off the streets program, for t.p.i -- we have programs in our community right now that focus on moving women and couples from the street into permanent housing and providing a year of follow-up services. We could marry those programs if we wanted to change this model to serve women.

Leonard: I thought you said there was a waiting list.

Berry: There's waiting list for shelter.

Potter: There's no waiting list for permanent house something.

Erickson: Oh, yes. We just don't have the capacity to get everybody inside this year.

Fish: Are we going to have a chance to talk to the officer? I have one last question of the panel. I just think just for the record to be clear on this, could someone explain for my benefit why the city stopped funding year-round emergency shelters to begin?

Carroll: We do have year-round emergency shelter. Not these mats. This program at the salvation army, we typically fund from the beginning of november to the end of march. This year it was extended once from march until july 1st, and this resolution extended to november. So it's a winter shelter.

Leonard: Which in november we pick up on the winter funding.

Fish: Let's give the officer Meyers a chance --

Potter: I -- .

Fish: This will be the last time i'm recognize orders this body.

Potter: Chances are you're right. [laughter]

Leonard: I'm so glad you're here, nick.

Potter: The question I have is one I have heard comments about from the homeless community about the temporary shelter with the mats. The cleanliness issue. Cockroaches, running around. Are there -- is there an inspection program by the city, or somebody to ensure that even though these are overnight shelters, that the cleanliness issue is addressed and that we don't have those kind of issues? I heard it multiple times, people have testified here at council and I had two meetings with the homeless group when they were camped outside. That was always a major issue. The cleanliness of the mat bed shelters.

Berry: There's several different mat bed shelters. So some of them are private, and then this is the only one that the city funds. Were they talking about this one? When I have been to this one, while they didn't have services, they were always really clean. So every time i've been to the salvation army downstairs, in their chapel area where they have the shelter, it's usually spotless. I have never heard complaints around that particular site. It was really around services and having to sleep too close to people, and before it used to have one bathroom and now there are two. Those are the issues i've heard.

Potter: I've heard that too. More often it was about the cleanliness issue. And all i'm asking is, is there a system for inspecting it, other than the occasional dropping by?

Berry: A formal mechanism? No.

Leonard: Well, there is. We have housing inspectors, not even the health department, but that actually gets to that team that we put together to go after housing. I'm assuming that given the focus of officer myers and that team that we've -- that was formalized july 1st, we now have a formalized agreement with the fire bureau, I don't know if you know this yet, nick, if there are those problems, I would advise letting them know, and they would definitely deal with that.

Potter: I would also like bchd that's responsible have a system for doing that.

Leonard: That's a good idea.

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Potter: So it's not an additional burden, and it's not something when there's a complaint, it's not on a regular basis to ensure it.

Fish: The task force keeps targeting my favorite restaurants downtown.

Leonard: All your favorite restaurants are very dangerous. You may think about where you have dinner.

Potter: If folks don't go in there because they say it's actually worse sleeping there than outside, which is what some of them said, I think it's worthy of setting up an inspection process. I don't think it has to be an extensive one, but certainly on a regular basis.

Fish: I think it's tremendous idea. We'll report back to you just on the salvation army small world story. Remember when ken hotter was in charge of salvation army here? He was like the commander?

Leonard: Very effervescent man.

Fish: I knew him before --

Leonard: You know everybody.

Fish: I knew him before he wore the uniform, because he was in college he was the guy one door down. And then he had an experience -- a life-changing experience later in his life.

Leonard: Was it as a result of knowing you?

Fish: Anyway, great guy.

Potter: Sounds like law school to me.

Leonard: What did you do to him?

Fish: Let's hear from officer myers.

Potter: Thank you, folks.

Leonard: And bill sinnott, please. Bill is the head of the service coordination team in the police bureau, which for the public's edification is the manifestation of the council's reaction to doing away with the drug and prostitution-free zones. So the police bureau was not -- I think I can accurately for mayor Potter -- enamored with that decision, that manifested itself in some very tough discussions between them and mayor Potter and i. And we challenged them, ok, we want to fix problems, not move them to another neighborhood. The result was the service coordination team still heads up now which is honestly mayor Potter, should be one of your proudest accomplishments. These guys do fabulous work out in the community, this being one of them. The subjects areas, but others as well that really is the most visible manifestation of your community policing effort. That i've ever seen in the city. It's a fabulous program, and i'm really proud of it. Bill heads that, and jeff is a member of it.

Jeff Myers, Bureau of Police: Jeff myers, police officer with central precinct. Mayor Potter and commissioners, as you know, this -- the question of how to deal with homelessness is a very convoluted issue. From a police bureau's perspective, we fully support your 10-year plan to end homelessness, but we would like to actually have a 10-minute plan as well to meet our needs in terms of how we deal with the homeless population. For the last three years i've been coming to council to discuss this issue of rear-round shelters, specifically at the salvation army and day access center. Specifically surrounding complaints we get from the community. We get complaints starting april 1st, winter shelter ends march 31st, and then we spill out from the salvation army 90 men, and this year 60 women in emergency shelter in the rah madda across the river, in addition to shelter that we had through the salvation army which we moved yesterday to the new facility. Then we have another group, the receipts cue mission, which is an extremely altruistic organization that supplies another 110 shelter beds just on their own, no support, any outside support at am. What that does is put 150 men and 60 women out in one day in the downtown community, and as you know, right -- the location where those people seem to come actually by design of the police bureau, we have done some -- crime preventions for environmental design, around parts of the city dealing with right of ways and locations where the previous mayor, vera katz felt that it was not a

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safe environment for people to be, where they were living in terms of steep right of ways along 405, and i-5, i-205, and more importantly from a police perspective, we found there were high incidents of crime, there were homeless population embedded there, but there were also a population of criminals that could go and hide. So by having a warning mechanism and an enforcement policy around these areas that were traditionally used to camp and actually commit a lot of drug and drug-related property crimes, we've moved that population to the inner core, down to the social services in the -- and the intent was once we did that it would be a glaring problem, and we'd find resources to deal with this issue. So what happens on april 1st, traditionally for the last four years, we put this population out from emergency shelter and they only have two places to camp. Essentially under the bridges, burnside bridge, nor I son bridge, above the bridge, and then over ironically at some central city concern properties and t.p.i. itself. Now, what the conundrum is for police, we get calls from the community that we have people defecating, urinating, drugs, all sorts of problems at certain locations. Traditionally what police do, they go sweep areas. And ironically, california had a problem of much bigger magnitude the last few years, and that's exactly how they responded in l.a. and they swept a huge number of people. Federal courts got involved and said, well, you really can't do that. The appellate court and the -- what it appears the intent of the courts is that you -- police cannot do sweeps unless there's some capacity in shelter for that population to go. It certainly is inhumane for to us say go, and not have a place for them to go. So we have been working the last three years with mayor and council to try and have some provision for some shelter. So we actually go out and have a place for people to go. And that's what at least the downtown, that number has maintained through winter shelter into the 90-plus the 60 beds a week at rescue mission and then the capacity for -- has been remarkable in mitigating those problems we have from citizen complaints.

Leonard: Bill, did you want to add anything?

Bill Sinnott, Bureau of Police: The only thing I would add, the need is apparent. When the shelters go away in spring, that there are people who still need the shelter. They look for it and they're upset it's closed. When we reopen the shelters again, they're filled to capacity almost every night. And we also look at it at a broader sense with the service coordination team, that this is also a crime-fighting strategy. That it's not just women who can be victimized because they're sleeping out on the street, but the men are too. And if they have a place to go where they're safe and secure for the night, there's less chance they will be victimized and many occasions they are not out looking for opportunities to victimize people. So we find through all the different strategies we use in the service coordination team, this is important, and we've seen the crime rate in downtown go down 29% in the last three years through a variety of efforts, and we see certainly when we opened up the women's shelter yesterday, keeping these shelters open, that these are vital things to do for the livability of downtown. Certainly it's -- we think it's a human rights issue that people have a place to go. It might not be the perfect solution, it's not ideal for the 10-year plan, but it is certainly I think a responsibility of us to provide.

Potter: Thank you.

Fish: I appreciate your work and your testimony. What I look forward to as the new housing commissioner is blending your work and your perspective with the folks in my bureau who are charged with implementing the overall housing strategies, make sure we're at on the same page, working together. I thank again randy for raising this issue, and he and I will be involved in this process, and I think something good will come out of it. I appreciate it.

Leonard: Thank you.

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

Potter: Is there a sign-up sheet.

Moore: One person signed up. Andy seaton.

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Potter: I've restricted your testimony -- i've restricted your testimony. The particular issue here I think applies to what you've been speaking about, so you're allowed to testify for three minutes.

Andy Seaton: Why I signed up. Thank you for letting me speak. It is a right to speak, not a privilege --

Potter: It is a privilege. We may disagree on that point, but you're using your three minutes right now.

Seaton: Of course. Now it's started. So there are several things. I took some notes over what commissioner fish was talking about. I would like to be able to talk to him offline about this, and also i'd like to talk to officer myers. I've left voicemail messages for him in the past. Though last time I tried his voicemail was full. Probably a good sign, I suppose. Anyway --

Potter: They're all from randy. [laughter]

Seaton: Probably.

Fish: The last time my cell phone was full, "willamette week" ran a piece, "nick, please clear your cell phone."

Seaton: Can I have my 30 seconds back on that one? A couple things. One of the folks that were doing the communications earlier pointed out that 43% of people in the 10-year plan fail after one year. We could say -- and that's horrid. I certainly agree, though perhaps we could look at it as saying the glass is more than half full, 57% succeed. But after 10 years, if you're only succeeding -- the failure rate is 57%, that turns out to a chance of success to .3% after 10 years. So keep in mind that it may be a good plan, but it doesn't sound like it's working even in the short fernando mendez.

Fish: Those numbers don't correlate to what our experience is. We'll get you the real numbers.

Seaton: Thank you very much. These numbers are indeed scary. I've heard -- talking to homeless folks, listening to discussions here, many people do say that it's better to be on the street than to be on a two-foot-wide mat with a filthy blanket and also have concerns that the regulations for using the bathrooms here in city hall say that you can watch your hands and your face but you can't wash your hair. So the question is where can people wash clothes, and take a shower. It disturbs me to hear these mats are being provided, but there's no services to go along with them. I think it's a major oversight. Talking about the budget, talking some other things that have been discussed in the past, putting property tax or turnover fees, you buy a house you have to pay a certain percentage to the city taking -- having fees for developers and that sort of thing, it would sound like a damn good place to be able to do sustainable funding for homelessness. And also on item number 951 on the street signals at 122nd, almost \$200,000 was saved on budgeted versus actual from the final bid. Often time that's a good place to look, that's about as much money or more money than is being spent on this services for the rest of the summer and fall. And the other major concern is that when people are finally able to get section 8 vouchers, many landlords don't accept them. So they're there are major concerns about the availability of housing. And one last thing i'm sorry to say sam isn't here, he said the 21% of working families live below the poverty line, but the standard definition for poverty i've heard many times is the bottom 20% of the income curve. So if you want to try to drive out -- put an end to poverty, you've got to be careful how you define poverty. If it's a little going to be the bottom 20%, there's always going to be a bottom 20%. So thank you. And thank you for letting me speak.

Potter: Is that all who signed up to testify? This is a resolution, please call the vote.

Fish: I'm going to support this resolution. based part on the understanding commissioner Leonard and I have reached in terms of looking at this issue within the context of overall housing policy and the opportunity to bring the police bureau and my bureaus together to the table and I'm going to ask sally Erickson if [inaudible] -- start right away. Aye.

Leonard: I appreciate commissioner fish's approach. The -- I think the results of the last -- I think I would accurately describe 3½ years, which doesn't coincidentally correlate with the time mayor

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Potter has been mayor, because up to that point a lot of these efforts were having to be done in back alleys, because of some cultural problems that we were experiencing in the police bureau. And I think jeff and bill and other folks that are involved in this effort to provide these kinds of more holistic services than throwing people in jail would say they've been freed to do this kind of work at a level that's allowed this energy to happen. So mayor Potter, thank you for that, because i've noticed the change as well. This is a great discussion. We should have had had this discussion 3½ years ago. So I really look forward to us sitting down and work through these issues, because we are all on the same page, and you have in officer myers and bill senate and other members of the service coordination people, people who aren't just looking to throw people in jail. They're looking for solutions, which is what I appreciate about their efforts. And the results I think are in large part due to these efforts, the 29% drop in crime in downtown that bill talks about is a huge significant factor that just on an empirical basis people say, I noticed it's safer downtown. It feels safer, and it is. We've cleaned up the grove hotel, there's four hotels out there that people are living in inhumane conditions, which as a result of these efforts, we changed the lives of people. We went to the grove hotel yesterday after we went to the salvation army open house, and it's stunning, the difference between thousand and exactly one year ago. I went into a building that notwithstanding in my prior career as horrible as buildings i've been in, I had never been in a building like that. It made me angry, that anybody could allow human beings to live that way. From that to yesterday, to honestly, more like a college dorm than anything else, the grove hotel. All as a result of these efforts. So you have well intentioned people who want to do the right thing, and we're at this kind of crossroads where I want to take advantage of that so we can all sit down, work this stuff out, get it adopted as a policy so we're all pushing in the same direction. So I want to thank everybody for your work. Aye.

Saltzman: This has been a great discussion. I want to thank commissioner Leonard for bringing this forward, and I look forward to the ensuing discussions between the police and bhcd to be -- to have more holistic policies around shelter. Aye.

Potter: I appreciate the council's discussion on this, the work that bhcd does, as well as the homeless community itself being a strong advocate for services. Because a lot of these issues wouldn't come to us unless folks point them out. I appreciate that too. So I think this is a step in the right direction, and I appreciate commissioner Leonard ace leadership on this. This is one of those things that may appear small to some folks, but if you're on the streets of Portland, and all after sudden april 1st comes and you're kicked out, it presents a problem for you, presents a problem for the police, so I think these kind of solutions ultimately will get us to that 10-year plan to end homelessness, and I appreciate all the work that's been done on that, an impressive number of people who have gotten off the streets into permanent housing. We've got to reduce the rate of which people drop out, but i'm sure there are other issues that contribute to that as well. So thank you all, I vote aye. [gavel pounded] please read item 956.

Item 956.

Potter: Second reading, call the vote.

Fish: Aye. **Leonard:** Aye. **Saltzman:** Aye. **Potter:** Aye. [gavel pounded] adjourned until next week.

At 12:00 p.m., Council adjourned.