



CITY OF  
**PORTLAND, OREGON**

**OFFICIAL  
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **27TH DAY OF MAY, 2009** AT 9:30 A.M.

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

Mayor Adams was excused to leave at 11:08 a.m.

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

Item No. 702 was pulled for discussion and on a Y-5 roll call, the balance of the Consent Agenda was adopted.

**Motion to Suspend the Rules to reconsider Consent Agenda Item No. 705:** Moved by Commissioner Saltzman and seconded by Commissioner Fritz. (Y-5)

	<b>Disposition:</b>
<b>COMMUNICATIONS</b>	
<b>685</b> Request of Shirley Lumiere to address Council regarding public funding of a private charter school (Communication)	<b>PLACED ON FILE</b>
<b>686</b> Request of L.A. Wikowsky to address Council regarding beekeeping in Portland (Communication)	<b>PLACED ON FILE</b>
<b>687</b> Request of Ibrahim Mubarak to address Council regarding homeless issues (Communication)	<b>PLACED ON FILE</b>
<b>688</b> Request of Derry Jackson to address Council regarding abandoned vehicle program (Communication)	<b>PLACED ON FILE</b>
<b>689</b> Request of David Regan to address Council regarding hassle-free camping zone (Communication)	<b>PLACED ON FILE</b>
<b>TIME CERTAINS</b>	
<b>690</b> <b>TIME CERTAIN: 9:30 AM</b> – Declare May 27th through June 7th, 2009 to be Great Blue Heron Week in Portland (Proclamation introduced by Mayor Adams)	<b>PLACED ON FILE</b>

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<b>691</b> <b>TIME CERTAIN: 9:45 AM</b> – Declare May 2009 to be Older Americans Month (Proclamation introduced by Mayor Adams)	<b>PLACED ON FILE</b>
<b>CONSENT AGENDA – NO DISCUSSION</b>	
<b>Mayor Sam Adams</b>	
<b>Bureau of Planning &amp; Sustainability</b>	
<b>*692</b> Authorize grant agreements for the Vision into Action 2009 Community Action Grants Program (Ordinance) (Y-5)	<b>182819</b>
<b>693</b> Authorize an agreement with ICLEI-Local Governments for Sustainability for \$25,000 to participate in developing the STAR Community Index sustainability indicators project (Second Reading Agenda 633) (Y-5)	<b>182820</b>
<b>Bureau of Transportation</b>	
<b>*694</b> Extend contract with Star Park LLC for parking attendant and revenue services (Ordinance; amend Contract No. 35401) (Y-5)	<b>182821</b>
<b>*695</b> Extend contract with Star Park LLC for parking garage system services (Ordinance; amend Contract No. 34879) (Y-5)	<b>182822</b>
<b>*696</b> Authorize an Intergovernmental Agreement with the Oregon Department of Transportation for right-of-way services for the SW Gibbs Street Pedestrian Bridge Over I-5 (Ordinance) (Y-5)	<b>182823</b>
<b>*697</b> Authorize the Bureau of Transportation to acquire certain permanent and temporary easements necessary for construction of the Burgard Rd Bridge Replacement Project No. 37380 through the exercise of the City's Eminent Domain Authority (Ordinance) (Y-5)	<b>182824</b>
<b>*698</b> Grant revocable permit to Jefferson Alumni Association to close N Kerby Ave and N Commercial Ave between N Killingsworth St and N Alberta St from 6:00 a.m. to 7:00 p.m. on May 30, 2009 (Ordinance) (Y-5)	<b>182825</b>
<b>699</b> Grant revocable permit to Pet Cross to close NW Park Ave and NW 8th Ave between NW Davis St and NW Everett St from 7:00 a.m. on July 17, 2009 until 11:00 p.m. on July 19, 2009 (Ordinance)	<b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b>
<b>Office of Emergency Management</b>	

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<b>700</b> Authorize application to the Federal Emergency Management Agency Hazard Mitigation Grant Program for \$35,000 to update the 2005 Multi-Hazard Mitigation Plan (Ordinance)	<b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b>
<b>Office of Management and Finance – Business Operations</b>	
<b>*701</b> Pay claim of James Thoreson (Ordinance) (Y-5)	<b>182826</b>
<b>Office of Management and Finance – Human Resources</b>	
<b>*702</b> Approve cost of living adjustments to pay rates for Nonrepresented classifications and Elected Officials effective July 1, 2009, specify the effect upon employees in the classifications involved and provide for payment (Ordinance) (Y-5)	<b>182830</b>
<b>*703</b> Create a new Nonrepresented classification of Healthy Working Rivers Manager, which is exempt from classified service (Ordinance) (Y-5)	<b>182827</b>
<b>Office of Management and Finance – Purchases</b>	
<b>704</b> Authorize a five year contract with Precise Parklink (USA) to provide back office software and support service for the Stelio parking pay stations at a cost not to exceed \$3,500,000 (Purchasing Report - Project No. 110109) (Y-5)	<b>ACCEPTED PREPARE CONTRACT</b>
<b>Commissioner Nick Fish Position No. 2</b>	
<b>Bureau of Housing and Community Development</b>	
<b>*705</b> Adopt and authorize submission of a Substantial Amendment to the 2008-2009 Action Plan of the 2005-2010 Consolidated Plan to the U.S. Department of Housing and Urban Development to accept a Homelessness Prevention and Rapid Re-housing Program formula allocation of \$4,172,282 and receive payment (Ordinance; amend Ordinance No. 181800) (Y-5)	<b>182831</b>
<b>Commissioner Dan Saltzman Position No. 3</b>	
<b>Bureau of Environmental Services</b>	
<b>706</b> Authorize contracts and provide for payments for biosolids management (Second Reading Agenda 645) (Y-5)	<b>182828</b>
<b>Bureau of Police</b>	

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<p><b>*707</b> Authorize a \$50,000 grant agreement with Raphael House of Portland to assist victims and survivors of domestic violence (Ordinance) (Y-5)</p>	<p><b>182829</b></p>
<p><b>Commissioner Amanda Fritz Position No. 1</b></p>	
<p><b>Bureau of Emergency Communications</b></p>	
<p><b>708</b> Authorize an agreement with David M. Corey, Ph.D. to conduct psychological evaluations of Emergency Communications Call Taker and Dispatch candidates (Ordinance)</p>	<p><b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b></p>
<p><b>REGULAR AGENDA</b></p>	
<p><b>Mayor Sam Adams</b></p>	
<p><b>Bureau of Planning &amp; Sustainability</b></p>	
<p><b>*709</b> Authorize an Intergovernmental Agreement in the amount of \$50,000 with the Oregon Department of Transportation for the I-405/I-5/US26 Design Workshop (Ordinance) (Y-5)</p>	<p><b>182832</b></p>
<p><b>710</b> Revise residential solid waste and recycling collection rates and charges, effective July 1, 2009 (Second Reading Agenda 628) (Y-5)</p>	<p><b>182833</b></p>
<p><b>711</b> Accept donation of solar powered compacting trash cans and recycling units from the Portland Business Alliance Charitable Institute (Second Reading Agenda 659) (Y-5)</p>	<p><b>182834</b></p>
<p><b>Bureau of Transportation</b></p>	
<p><b>712</b> Vacate a portion of NW Princess Dr northwesterly of NW Pleasant St subject to certain conditions and reservations (Second Reading Agenda 660; VAC-10048) (Y-4; Leonard absent)</p>	<p><b>182835</b></p>
<p><b>713</b> Vacate a portion of Alley, Block 2, Cook's Addition north of N Revere St subject to certain conditions and reservations (Second Reading 661; VAC-10050) (Y-4; Leonard absent)</p>	<p><b>182836</b></p>
<p><b>Office of Emergency Management</b></p>	

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<p><b>*714</b> Amend the Intergovernmental Agreement with Columbia County so the County may perform purchase obligations and to extend the time period for the distribution of equipment, supplies and services procured as a result of Urban Areas Security Initiative Grant FY 2008 (Ordinance; amend Contract No. 52497)</p> <p>(Y-4; Leonard absent)</p>	<p align="center"><b>182837</b></p>
<p><b>Office of Management and Finance – Business Operations</b></p>	
<p><b>715</b> Adopt Idle Reduction Policy for all City vehicles and equipment to promote fuel conservation (Previous Agenda 662)</p>	<p align="center"><b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b></p>
<p><b>716</b> Authorize an Intergovernmental Agreement with the Portland Development Commission for implementation of critical repairs to Union Station (Ordinance)</p>	<p align="center"><b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b></p>
<p><b>Office of Management and Finance – Financial Services</b></p>	
<p><b>*717</b> Authorize an Intergovernmental Agreement with the Portland Development Commission for economic development activities (Ordinance)</p> <p>(Y-5)</p>	<p align="center"><b>182838</b></p>
<p><b>Commissioner Nick Fish Position No. 2</b></p> <p><b>Portland Parks &amp; Recreation</b></p>	
<p><b>*718</b> Authorize acquisition of approximately 2.5 acres in the Cully neighborhood for development as a neighborhood park (Ordinance)</p> <p>(Y-5)</p>	<p align="center"><b>182839</b></p>
<p><b>719</b> Authorize grants to five Portland school districts for out-of-school-hours youth programs (Second Reading Agenda 667)</p> <p>(Y-5)</p>	<p align="center"><b>182840</b></p>
<p><b>Commissioner Dan Saltzman Position No. 3</b></p> <p><b>Bureau of Environmental Services</b></p>	
<p><b>*720</b> Authorize the Bureau of Environmental Services to acquire permanent easements necessary for construction of the East Side Combined Sewer Overflow Tunnel Project No. 7594 through exercise of the City's Eminent Domain Authority (Ordinance)</p> <p>(Y-4; Adams absent)</p>	<p align="center"><b>182844</b></p>
<p><b>*721</b> Extend contract with CH2M Hill for additional work and compensation for the Fanno Basin pump station pressure line--Garden Home Section, Project No. E08293 (Ordinance; amend Contract No. 37100)</p> <p>(Y-4; Adams absent)</p>	<p align="center"><b>182845</b></p>

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<p><b>722</b> Authorize an Intergovernmental Agreement with Oregon Department of Agriculture to prepare an invasive animal assessment to determine the status and threats and to identify and guide management actions (Ordinance)</p>	<p align="center"><b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b></p>
<p><b>723</b> Authorize contract and provide for payment for the construction of the Bybee Sewer Rehabilitation Project No. E08892 (Ordinance)</p>	<p align="center"><b>PASSED TO SECOND READING AS AMENDED JUNE 03, 2009 AT 9:30 A.M.</b></p>
<p><b>724</b> Authorize a contract and provide for payment for the construction of the NE Skidmore/Alameda Sewer Rehabilitation Project No. E08597 (Ordinance)</p>	<p align="center"><b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b></p>
<p><b>725</b> Authorize contract and provide for payment for the construction of the Lents Sanitary Sewer Extension Project No. E06954 (Ordinance)</p>	<p align="center"><b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b></p>
<p><b>726</b> Authorize a contract and provide for payment for construction of the Swan Island Combined Sewer Overflow Pump Station Phase 2 Project No. 6901 (Ordinance)</p>	<p align="center"><b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b></p>
<p><b>727</b> Revise sewer and drainage rates and charges in accordance with the FY 2009-10 Sewer User Rate Study (Second Reading Agenda 627)  (Y-5)</p>	<p align="center"><b>182841</b></p>
<p align="center"><b>Commissioner Randy Leonard Position No. 4</b></p>	
<p align="center"><b>Bureau of Development Services</b></p>	
<p><b>728</b> Amend fee schedules for electrical, mechanical, facility permit, land use services, neighborhood inspections, noise control, plumbing, signs, site development, zoning and certain construction permits (Second Reading Agenda 684)  (Y-5)</p>	<p align="center"><b>182842</b></p>
<p align="center"><b>Bureau of Water</b></p>	
<p><b>729</b> Authorize the Mayor and the Commissioner-in-Charge to sign a water sales agreement with the City of Sandy (Ordinance)</p>	<p align="center"><b>PASSED TO SECOND READING JUNE 03, 2009 AT 9:30 A.M.</b></p>
<p><b>730</b> Authorize the rates and charges for water and water-related services during the fiscal year beginning July 1, 2009 to June 30, 2010 and fix an effective date (Second Reading Agenda 629)  (Y-5)</p>	<p align="center"><b>182843</b></p>

<p><b>Commissioner Amanda Fritz</b> <b>Position No. 1</b></p> <p><b>Office of Cable Communications and Franchise Management</b></p>		
<p><b>731</b> Adopt street priorities and form for wireless applications for siting private wireless facilities in City right-of-way (Second Reading Agenda 676)  (Y-4; Adams absent)</p>		<p><b>182846</b></p>
<p><b>732</b> Amend and extend term of a right-of-way agreement granted to AT&amp;T Wireless Services of Oregon, Inc. to build and operate wireless facilities within City streets (Second Reading Agenda 678; amend Ordinance No. 178373)  (Y-4; Adams absent)</p>		<p><b>182847</b></p>
<p><b>733</b> Amend and extend term of a temporary, revocable permit to Clearwire US LLC, to use the City streets to provide wireless broadband Internet access services and establish terms and conditions (Second Reading Agenda 679; amend Ordinance No. 181246)  (Y-4; Adams absent)</p>		<p><b>182848</b></p>
<p><b>734</b> Amend and extend term of a temporary, revocable permit granted to LCW Wireless Operations, LLC to build and operate wireless facilities within City streets (Second Reading Agenda 680; amend Ordinance No. 180518)  (Y-4; Adams absent)</p>		<p><b>182849</b></p>
<p><b>735</b> Amend and extend term of a right-of-way agreement granted to Sprint Spectrum, LP to build and operate wireless facilities within City streets (Second Reading Agenda 681; amend Ordinance No. 178519)  (Y-4; Adams absent)</p>		<p><b>182850</b></p>
<p><b>736</b> Amend and extend term of a right-of-way agreement granted to VoiceStream PCS I, LLC now known as T-Mobile West Corporation to build and operate wireless facilities within City streets (Second Reading Agenda 682; amend Ordinance No. 178374)  (Y-4; Adams absent)</p>		<p><b>182851</b></p>
<p><b>City Auditor LaVonne Griffin-Valade</b></p>		
<p><b>737</b> Amend and clarify provisions of the Campaign Finance Fund (Second Reading Agenda 674; amend Code Chapter 2.10)  (Y-4; Adams absent)</p>		<p><b>182852</b> AS AMENDED</p>
<p><b>737-1</b> Request the federal government to update studies on potential health effects of radio frequency wireless emissions in light of proliferation of wireless use (Reintroduce Resolution No. 36706)  <b>Motion to suspend the rules to reintroduce 5/21/09 Agenda Item 677, Resolution No. 36706 for a new vote:</b> Moved by Commissioner Fritz and seconded by Commissioner Fish. (Y-5)  (Y-5)</p>		<p>REINTRODUCED <b>36706</b></p>

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At 11:36 a.m. Council recessed.



May 27, 2009

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **27TH DAY OF MAY, 2009** AT 2:00 P.M.

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

Commissioner Saltzman arrived at 2:07 p.m.

OFFICERS IN ATTENDANCE: Susan Parsons, Acting Clerk of the Council; Shane Abma, Senior Deputy City Attorney; and Ron Willis, Sergeant at Arms.

<p><b>*738</b> <b>TIME CERTAIN: 2:00 PM</b> – Create the Police Special Revenue Fund and the Enterprise Business Solutions Services Fund (Ordinance introduced by Mayor Adams)  (Y-4; Saltzman absent)</p>	<p><b>Disposition:</b></p> <p><b>182853</b></p>
<p><b>*739</b> Adopt the FY 2008-09 Spring Major Supplemental Budget in the amount of \$13,856,200 and make budget amendments in eight funds (Ordinance introduced by Mayor Adams)  (Y-5)</p>	<p><b>182854</b></p>
<p><b>*740</b> Adopt budget adjustment recommendations and the Minor Supplemental Budget for the FY 2008-09 Spring Minor Supplemental Budget process and make budget adjustments in various funds (Ordinance introduced by Mayor Adams)</p> <p><b>1) 5/27 Motion to accept staff substitute exhibits reflecting updated interagency fund balances:</b> Moved by Mayor Adams and seconded by Commissioner Fish. (Y-5)</p> <p><b>2) 5/27 Motion to accept \$100,000 amendment for Portland Oregon Sustainability Institute to carry forward funds from 07-08. Funds to be appropriated from unused allocation from the Council for the biofuels project:</b> Moved by Mayor Adams and seconded by Commissioner Fish. (Y-5)</p> <p><b>3) 5/27 Motion to pass ordinance as amended:</b> (Y-5)</p> <p><b>1) 5/28 Motion to reconsider item 740:</b> Moved by Commissioner Leonard and seconded by Commissioner Fish. (Y-5)</p> <p><b>2) 5/28 Motion to amend the ordinance to accept staff 5/28/09 substitute exhibits to correct technical errors:</b> Moved and seconded. (Y-5)</p> <p><b>3) 5/28 Motion to pass the ordinance as amended:</b> (Y-5)</p>	<p><b>182855</b> AS AMENDED</p>

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<p><b>741 TIME CERTAIN: 2:15 PM</b> – Council to convene as Budget Committee to approve a budget (Mayor to convene Budget Committee)</p> <p><b>1) Motion to accept initial amendments in Attachments A-F:</b> Moved by Mayor Adams and seconded by Commissioner Leonard (Y-5)</p> <p><b>2) Motion to amend final item on Special Appropriations to read “General Fund resources for sports fields improvements:</b> Moved by Commissioner Fritz and seconded by Commissioner Fish. (Y-5)</p> <p><b>3) Motion to restore \$59,157 cut on a pass through to Multnomah County Aging Services. Funding to be \$29,500 from the General Fund unrestricted contingency fund which would be matched by \$29,657 reallocated from BHCD Transition budget:</b> Moved by Commissioner Fish and seconded by Mayor Adams. (Y-5)</p> <p><b>4) Motion to restore \$43,600 to Parks Operating General Fund for FY 10-11 and FY 11-12 budgets to offset the lost lease revenue projected from the McCall Building:</b> Moved by Commissioner Fish and seconded by Commissioner Leonard. (Y-5)</p> <p><b>5) Motion to approve the budget as amended including Attachments B, C, D, E and F:</b> Moved by Commissioner Fritz and seconded by Commissioner Fish. (Y-5)</p> <p><b>6) Motion to amend the record to correct budget reference to 2009-2010 FY budget:</b> Moved by Mayor Adams and seconded by Commissioner Fish. (Y-5)</p>	<p><b>PLACED ON FILE</b></p>
<p><b>742 TIME CERTAIN: 2:30 PM</b> – Portland Development Commission Budget Hearing (Mayor to convene Council as Portland Development Commission Budget Committee)</p>	<p><b>PLACED ON FILE</b></p>

At 3:00 p.m., Council recessed.

**May 28, 2009**

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **28TH DAY OF MAY, 2009** AT 2:00 P.M.

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

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

<p><b>*743</b>    <b>TIME CERTAIN: 2:00 PM</b> – Authorize Intergovernmental Agreement with the Port of Portland for up to \$440,000 for planning services to prepare a West Hayden Island plan and possible annexation proposal, and provide for payment (Ordinance introduced by Mayor Adams)</p> <p>(Y-5)</p>	<p><b>Disposition:</b></p> <p><b>182856</b></p>
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At 2:40 p.m., Council adjourned.

**LAVONNE GRIFFIN-VALADE**  
Auditor of the City of Portland

By Susan Parsons  
Acting Clerk of the Council

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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.

**MAY 27, 2009            9:30 AM**

**Adams:** Karla, please call the roll.

[roll call]

**Adams:** We're all gathered together. Can you please read the -- read the title of council calendar no. 685.

**Item 685.**

**Adams:** Ms. Lumiere?

\*\*\*\*\*: Yes.

**Adams:** Hi, welcome to the city council.

\*\*\*\*\*: Good morning, mayor.

**Adams:** Glad you're here. You just have to give us your first and last name. It's for the record.

**Shirley Lumiere:** Shirley.

**Adams:** And you have three minutes and that clock on the big hunk of wood in front of you gives you the countdown of when your three minutes are up.

**Lumiere:** I've said -- I know exactly what your response regarding that matter will be. Actually, what I came to speak about was surveillance of private citizens and wanted to find out exactly what the laws are concerning that matter and also concerning the policies on wiretapping.

**Adams:** So this is an opportunity for any citizens to sign up and have three minutes to say anything they want. It's broadcast on cable tv, but it's not interactive. That's a question that you had?

**Lumiere:** Well, I am concerned because I found out that my phones are actually being tapped. A friend of mine told me this because she kept hearing all kinds of oddities and things regarding wiretapping on the line. And then actually they also confirmed that my phone was being wiretapped and i'm very concerned about it. I've lived in 10 u.s. cities and never has my phone been wiretapped. And also i'm concerned about surveillance. I feel that there's some kind of surveillance going on. And I -- i'm concerned about it.

**Adams:** Well, if you could -- I think it would be best if you talk to michael mills who is the om -- ombudsman, and he can look into that issue for you.

**Lumiere:** Ok. And then the last matter I have is called entrapment. I feel that on a couple of occasions, some kind of entrapment was taking place. As I was walking down the street. I guess some kind of prostitution roundup or something if the city. And I think a couple of undercover gentlemen tried to entrap me. These are my concerns regarding -- this is why I came before you today, gentlemen.

**Adams:** Thank you for taking the time to sign up and we'll connect you with michael mills who is the ombudsman and he can look into the issues for you. Thank you and have a nice day, ms. Lumiere. Can you please read the title council calendar for 686.

**Item 686.**

**Adams:** Welcome to city council.

**L.A. Wikowsky:** Thank you, I needed that. Lawrence wikowsky. In 1992, the city council passed ordinance 167649 concerning beekeeping in Portland. Section 1 part 4 stated it's the city's best interest to encourage the keeping of domestic bees as an asset to Portland's health. That part of the resolution has not been officially amend. The commissioner Saltzman has -- stinging insects that

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cause shock and require 100% signed permission from neighbors. This fear factor approach was an unilateral distortion of the ordinance. Since obtaining 100% permission is nearly impossible. Beekeepers put a hive on their property by taking a no-tell policy. Nearly 100% of all bee keepers in Portland are illegal. Encouraging compliance by adhering to the original ordinance with notification would eliminate the -- saw that honeybees are a useful part of the city's landscape and now considered a threat to public health and safety. This present view should be dropped, with notification reinstated as the regulating standard. Should you have any questions, please use my contact information. Thank you.

**Adams:** Thank you, mr. Wikowsky for your testimony. Sue, please read the title for council communication 687.

**Item 687.**

**Adams:** Mr. Mubarak. Hi.

\*\*\*\*\*: Mubarak.

**Adams:** Good morning, welcome to the city council. You have to give us your first and last name and the clock will help you count down your three minutes.

**Ibrahim Mubarak:** My name is ibrahim mubarak.

\*\*\*\*\*: I'm julie mccarty.

**Mubarak:** We're on behalf of the -- we represent the homeless people living on the streets and tents and my name is ibrahim mubarak, one of the founders of dignity village. A community organizer. I have connection with spiritual groups and various homeless advocates and service in the metro area. We propose the city as a whole to allocate some land to provide us a solution that has risen due to the conflict with the sit-lie ordinance and the epidemic of homelessness. And especially looking for range that is not out of the range of service where the working poor can afford a safe place to stay. The primary goal is to get people off the street while they are waiting for housing. The rates would be \$3 a day or \$18 a week to pitch a tent and provide a designated area for families. The current sit-lie ordinance imposes financial penalties to individuals without an income and creates a criminal record for the homeless who have no prior conviction. If this -- it continues the cycle of homelessness, and the pattern of dependency. Furthermore, the shelters are overcrowd due to the current economic crisis in the america. And shelters offer current hours of service and they do not comply with the various work shift available for the people in need of fluctuating employment and turning away people due to lack of beds. We have identified certain lots owned by the city and would like to work with the city of Portland toward a common goal and not trying to create an additional dignity village but a place where those with no income can find shelter. And seek to open land for temporary tent structure and as setup and infrastructure would be minimum to the growing populace. We ask for your assistance in identifying city-owned land or decommissioned school properties and work toward ending homelessness in Portland. In the past, Portlands with a pioneer in creating a tent city. In the past, and now other cities followed suit. By expanding this existing nexus, we can be pioneers once again as we adapt to the current economic crisis.

**Adams:** Thank you, mr. Mubarak. [applause]

**Fritz:** Thank you for your leadership and this is a discussion we'll have over the next couple of months as we evaluate the whole system.

**Adams:** Thank you very much. Sue, these read the title to council communications 688.

**Item 688.**

**Adams:** Mr. Jackson.

\*\*\*\*\*: You did say derry, right?

**Parsons:** Correct.

**Adams:** Good morning, mr. Jackson. Welcome, glad you're here.

\*\*\*\*\*: I wish it was a honor to be here. But it isn't.

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**Adams:** Give us your first name.

**Derry Jackson:** My name is derry jackson. Some of you guys know me, I know some of you, but the bottom line is i'm here to talk about my issue. The clock says our time. That is a message perhaps to you because you're sitting here, you're on our time. I am here now on my time. I actually should be teaching some of Portland's worst kids in high school. But instead, i'm here talking to you. Ok? Why -- november 1st, my car, a car i've been saving for my 16 year -- now 16-year-old son was towed by the city of Portland. It's a nice picture of this pony. Bought for my wife, ex-wife, who thought it was best to leave it behind, along with me. Fine, I got a car. But it's an extra car. Its tags were good. It's a mustang. Not necessarily the best with gas. Ok? We drive the other car. A little six banger, actually. I came up one day, as I usually am, I believe in my city, I love my city. If I see a piece of trash on the ground, I pick it up. I picked up a piece of trash strewn in front of my car, and flipped it over and noticed it was a bright green sticker i've seen on my block several times. Turns out, it actually had my tags on it. Good tags. Insurance good, plates good, everything is good. I noticed this was november 6. Six days after it was put on my car. Notice, this is a rack top. One of the things I inherited was the fact that the rack top was damaged. So I put a tarp over it to keep the weather out. Came to my property and despite the fact the tags were good and had the audacity to put a tag on my car, telling me it's because my car was flat. My tire was flat. Now, granted she put it on a piece of tarp, it doesn't take long for adhesive to drop away and drop off. It was six days before I realized my car was in jeopardy. I called and got a nice person in the office. Today, I still don't know her name. Nobody will give me her name. She gave me the facts. She told me, your car is flat. You need to air the tire up. It'll be fine. It's considered abandoned. A mustang. I called the office the next day because I was not comfortable I spoke to the person who tagged my car. And I think I managed to piss her off, which is why I got -- how many seconds do I have? A minute.

**Adams:** You're out, but go ahead and finish up.

**Jackson:** I spoke to a woman at 4:00 that afternoon and told her i'm off the next day, friday, took off that day, it's -- one thing about teachers, you get a lot of days off. Apparently, it seems like that. This was one for me. The woman was at my door at 8:00 that morning and put a ticket on my car. Despite the fact that I spent the entire day fixing that car. By afternoon, my car was gone. And whoever it was probably sat on the block and watched me work on the car and all I did was air the tire and clean it. I hate cleaning cars. Went to a football game and by the time I got back, it was gone. You've got my car, already sold it. My problem is taken care of because you guys have canceled this department. Which is good.

**Adams:** We did fund it.

**Jackson:** I know, i'll tell you, the last thing you want is me to get a bone and come after the department. That department is responsible stealing cars primarily on the east side of town. People like me who don't have a lot of money to pay for lawyers. It's not fair. This nonsense is not happening on the west hills.

**Adams:** So amy stevens who is my --

**Jackson:** I don't want a thing from you.

**Adams:** Mr. Jackson, i'm speaking now. Amy stevens, my public advocate is available to you if you want to speak to her and can advocate for you. She's in my office. If you're interested. If you're not, that's fine too.

**Jackson:** I'm frustrated and fighting courts for almost three years now. What I found is this place is rich with incompetence.

**Adams:** This happened three years ago?

**Jackson:** No, '07. I took you guys to court --

**Adams:** I want to make this available to you, this advocacy.

**Jackson:** I don't have time for this. I've got to work for a living.

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**Adams:** Or we can call up and follow-up, if you prefer.

**Jackson:** What I want is her fired.

**Adams:** Thank you for coming and providing us with your testimony. We're available to follow-up if you want.

**Jackson:** Thank you, I might take you up on that.

**Adams:** Thank you, mr. Jackson. Please read the title for council communications no. 689.

**Item 689.**

**\*\*\*\*\*:** Good morning.

**Adams:** Good morning, welcome to the city council.

**David Regan:** Thank you, I don't know mr. Jackson or his situation exactly, but let me make a follow-up on what he's experienced. For many people today in dire straits economically, their car has become their home and trigger happy taggers, for the city can be in effect evicting people and sending them into a life on the streets. We really need -- I want to encourage the council to encourage leniency and put up with the eyesore. Keeping in mind it may be the only thing between someone, even families and the streets at this time in the economic downturn. I'm here to talk about a homeless garden project for Portland, maybe. There's a lot of momentum building, especially among gardening advocates, which i'm one. And green work advocates, generally, for a number you have -- for developing a number you have communities in the Portland area and models after -- our model would be the homeless garden project. Aptly named. You can google it up. In santa cruz, california. I sent you an email. I got a new laptop and i'm trying to learn microsoft outlook. And you'll get one from residential work site committee. That's me and I gave you a hard copy letter that will be in your mailboxes, explaining how we believe it's possible, this new committee i'm a part of, for the development. Residential work sites for green training and economics and it's a long name but it explains what we want to do, and that's useful. We're advocating for the development of green communities, gardening communities, like the one in santa cruz, it's a good model. Where they'll take people of the street and get them out of the city center and away from the vices of being idle in the city center and establishing garden communities hopefully on idle public lands now being looked at through the land use policy, changes, the urban -- the urban growth boundaries and rural preserves process. And close to transit -- close to mass transit and close enough to the city center they can still come in for services or work jobs. There's a lot of working poor today that aren't able to afford housing and yet far enough away so they don't hang around the city center. Not that i'm against people being able to congregate wherever they will. But these gardening projects, the santa cruz isn't the only one. You're probably familiar with this book. Van jones, the author of it, has very recently been appointed by the obama administration to -- as a special advisor on green jobs. I'm almost out of time. Please read my email and letters I put in your box. It could be the cheapest possible housing, work and food security policy that the city would consider adopting in the coming years.

**Adams:** I appreciate your testimony today and if you want to stop by up in my office and ask for someone, amy ruiz, megan ponder or lisa libby, it would be great, if you have the time to stop by on your way out.

**Regan:** All right. They were lisa libby and amanda --

**Adams:** Lisa libby, megan --

**Regan:** And --

**Adams:** Amy ruiz. If you've got a familiar to introduce yourself. We're familiar with the santa cruz model. Thank you very much.

**Regan:** I'm sorry to go over. But I want to thank you for restoring the 6.7 a few weeks ago. I don't think we'll be able to keep that up and that's why this new approach.

**Adams:** Thank you, sir. [applause]

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**Adams:** Karla, we've got to do the consent agenda. Any item that anyone wishes to pull off the consent agenda? I'd like to pull off -- which one is it? 702. And I think that's it. Beyond that, sue, would you please call the roll on the consent agenda item minus 702.

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

**Adams:** Aye. [gavel pounded] consent agenda's approved. That moves us to the first of two time certainties. Sue, please read the title for council calendar 690.

**Item 690.**

**Adams:** Commissioner Fish.

**Fish:** Thank you, mayor.

**Adams:** It seems appropriate that commissioner Fish would be reading the proclamation for the great blue heron week.

**Fish:** Have your fun. I'm going to hand out the calendar of events for my colleagues and I have a brief introduction and while i'm making the introduction, i'm wondering if bob and mike can come forward. We have a proclamation celebrating great blue heron week and today marks the beginning of our official celebration. Each year since the Portland city council adopted great blue heron as the official bird is 1986, we've celebrated the majestic bird and restoration efforts in our city and the greater Portland region. Great blue heron week is an opportunity to get out on a kayak, bicycle or foot and I should say also in a sternwheeler to enjoy our green spaces and riverways. All events listed in the program are free unless others noticed. For a full description of all great blue heron go to [www.audubonPortland.org](http://www.audubonPortland.org) and click on great blue heron. Bob sallinger is the director at audubon and mike is with urban green space institute and they both are here to tell us why the great blue heron is unique and important. Before they speak, i'd like to read the proclamation into the record. Whereas, the great blue heron is a majestic symbol of the city of Portland to restore, protect and manage healthy habitats for Fish and wildlife and the enjoyment of citizens and to restore our commitment to our natural environment by celebrating our past successes and future challenges and whereas, offer the past year, the city of Portland has begun to restore 45 acres of ross island donated by ross island sand and gravel and supporting the shoreline for the holgate channel and ross island lagoon and whereas, the city of Portland continues to distinguish itself in using green infrastructure by better integrating the built and natural environments and its client action plan and recognize in collaboration with regional partners the value of connecting groan and an effort to create the world's best parks, trails and natural area system and continues to work with partners from the audubon society of Portland, urban green spaces institute, the friends of oaks bottom, wildlife refuge to restore habitat, and whereas, the city of Portland over the last year continues to build cooperate I relationships with volunteers and nonprofits and surrounding cities and regional and state governments to further natural resources goal, now, therefore, on behalf the city of Portland, i, commissioner nick Fish and sam Adams as the mayor of the city of Portland, proclaims may 27th through june 7th, 2009 to be great blue heron and encourage all residents to observe the celebration by participating in the trips and events hosted by nonprofit organizations and government agencies. Gentlemen.

**Mike Houck:** Well, it's 23rd year i've been here before city council after having worked with then-mayor bud clark. Mayor clark had been giving a speech at the hilton before a group of natural resource managers and mentioned the great blue heron at least 15 times and went outside after and said I think it should be our official city bird and may sound frivolous to folks on the face of it, but the reality, what's most wonderful about this event is that for 23 years we've had the opportunity to sit here and hear from city council what the city of Portland has done over the preceding years to approve -- protect and -- improve habitat. And I would like to say we appreciate the opportunity to hear what we've done and as importantly or perhaps more importantly, what needs to be done yet. Bob will make a few comments in that regard. I would like to invite all of you to come on as many events as you can. As commissioner Fish mentioned he'll come on may 31st in the evening for a



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sternwheeler cruise around ross island which is one of the premiere events of the week and I remind you all, to my knowledge, I don't think any of you have actually paddles all the way around ross island with us yet. I know we've had several conversations with commissioner Leonard and I would like to invite --

**Leonard:** [inaudible] regularly. [laughter]

**Adams:** Usually during outflows.

**Houck:** June 7th, we'll launch from willamette park and do a two and a half paddle around ross island. And I don't know if you have to make a formal public meetings announcement if more than two or three were to come along, but perhaps if you stayed 200 or 300 feet apart, it wouldn't constitute a public meeting. I would encourage you to come along with us.

**Bob Sallinger:** My name is bob sallinger, the conservation director for audubon society. This year, I don't have anything so dramatic, but the importance of protecting birds and recognizing the importance in the urban environment was highlighted by a report that came out from the bird and wildlife. It tells us that 25% of the birds in north america are declining steeply over the last 40 years and also for the first time recognized urban habitats as important habitat types. Put up there with grasslands and oceans in recognizing urban habitats as a specific type and the city was two and a half decades ahead in recognizing that importance. We've had great accomplishments over the last year and congratulate you on two in particular and the decision on colwood golf course upheld by luba this week. That's great. And secondly, the no-wake proclamation that occurred a while back. That will be going before the marine board tonight to sigh if we can make that official. We've talked about the noise ordinance out there. He's interested in doing a noise ordinance in a natural area and thought that might be appropriate to get rid of the boom boxes out there. Probably come back in the next year with that. One of our bridges set an all time record for peregrine falcons. Usually they fly between one and four. But we have a bridge. It happened at beacon rock and now it tells you what we can accomplish. Probably the most important thing coming up over the next year is getting our green infrastructure, our stormwater and watershed planning integrated into the entire city planning process. It's been five years since the watershed plan was adopted. Greater green is an important step forward and an important commitment and we appreciate the funding you put toward that. I think the challenge over the next year is to incorporate it into the all of the city's business in the way that was promised five years ago, but hasn't quite handed yet and I see two -- happened yet. One is the Portland plan, I see that to upload that and secondly, the climate change plan which doesn't talk a lot about habitat, and I think that's really the challenge and the thing we can do for birds and other wildlife and access to nature and protecting our ecoservices and thank you again for the proclamation and happy to take questions.

**Adams:** If bud was here, i'm sure he would say whoop, whoop:

\*\*\*\*\*: Yes.

**Adams:** I thank you for your advocacy on this issue. Portland is a much, much better place because of each of your efforts, so congratulations on another proclamation. Your 23rd. Congratulations.

\*\*\*\*\*: Thank you. [applause]

**Fish:** Mayor, we tried to stump bob and mike on kboo radio last week. There wasn't a question they couldn't answer. I have one for commissioner Leonard. And that is, could you hazard a guess what the top speed of a great blue heron is.

**Leonard:** 28.3 miles per hour.

**Fish:** That's astonishing. It's actually 30 miles per hour.

**Leonard:** I was using the average.

**Fish:** But that's quite astonishing, but we tell the great blue heron on sandy boulevard to slow down.

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**Adams:** We have a very special guest here today. Someone i've had the opportunity to work for. When she was a state legislator. Someone who has been a tireless advocate on a variety of very important issues. None more important than securing rights and services and recognition and honor for older americans and so i'd like to invite county commissioner judy shiprack up who will be reading a proclamation to declare may, 2009, older americans. Welcome.

**Judy Shiprack:** Thank you, mr. Mayor and city commissioners. Wow, this is really a delight to be here. And to hear your meetings. I have to observe you get to city closer together than the county commissioners do. It must be that you like each other more than we do.

**Adams:** I'm sure that's what it is.

**Shiprack:** I -- what i'd like to do is introduce you to what the county commission is going to pass as a proclamation tomorrow and then I understand that commissioner Fish is going to read a proclamation. I do want to say that as with all of the speakers who i've heard this morning, including the frustrated ones, I am a huge fan of the city of Portland and Multnomah county and I think that it's important to create a positive habitat for older americans, as well for the Fish and birds and all of the other thing here. And in that spirit, may is old odd month, it's a time we bring attention to issues that affect older adults and explore opportunities to help them improve their quality of life. This year's theme is living today for a better tomorrow. It's important that we work together to give older adults the tools that they need to make healthy decisions. So toward that end, the county is hosting an older americans month celebration and a continental breakfast, friday from 8:00 a.m. to 9:30 in the Multnomah county building boardroom to highlight healthy aging initiatives. Our program will include presentations on exercise-for older adult, aging and health and civic engagement the healthy coalition of Multnomah county. We look forward to you joining us for this event to learn about current health promotion activities and prospects for enhancing the well-being of older adults and I think the city council for your involvement. And I applaud commissioner Fish's leadership and looking forward to seeing you tomorrow at our county board meeting, commissioner Fish.

**Adams:** Commissioner Fish, would you like to read the [inaudible]?

**Fish:** I think it council is representative of a certain gray in this community. And we have four members who are 50 or older. I think the mayor is still the youngster here, still in his 40s and the demographic trends which we'll allude to in the proclamation will confirm this. Whereas, may 2009 is national older americans month and this year's theme, living today for a better tomorrow, reinforces the commitments of the county and city to promote opportunities for baby boomers and older adults to age in healthy ways and help residents prepare for the meeting the need of a rapidly growing aging population. And by 2010, it's estimate that had more than 104,000 Multnomah county residents will be 60 years or old, a grease by almost 10,000 people since the decade began and by 2030, those 60 years old and better be projected to be constitute almost 25% of the county's population. Whereas, improving the physical health and emotional well-being of our expanding senior population by encouraging regular exercise, good nutrition and civic engagement will enhance older adult's quality of life and whereas, elder-friendly community planning which prizes the value of older adults aging in place, will be integral to ensuring that the city is a good place for our growing number of seniors and all people to live. And now, therefore, it's my honor to stand in for our mayor. I, sam Adams, mayor of the city of Portland, city of roses, do hereby proclaim may 2009 as older americans month and urge all residents to honor older adults and bringing generations together to affirm the common good and affirming the planning approaches that heighten livability for old and young alike. [applause]

**Adams:** Shall we get a picture as well? Oh, we have two people who want to come up. Come on up. Please, have a seat. Make way for our friend, if you would.

**Lorraine Griffey:** Good morning, my name is lorraine griffey, chair of the elders in action committee we value the quality of life should never depend on age and vibrant community includes

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the active involvement of older adults. Thank you, city council, and mayor Adams for making time to acknowledge national older americans month and thank you, commissioner shiprack. I'd like to thank commissioner Fish, council members and mayor Adams to finding the way to fund the senior recreation programs and leadership behind finding solutions is noticed and very appreciated. Thank you so very much.

**Adams:** Thank you.

**Michael Eagan:** For the record, my name is michael eagan, i'm finishing up my second term as advocacy coordinator for elders in action, and I would like to say how very grateful I am for all the courtesies, the unfailing attention that you have provided me over the several years i've been working, and you have done so many things through these difficult times to ease the burden for the senior citizens of Portland and I can't tell you how much we appreciate that.

**Adams:** Thank you. Thank you, all. Get a quick picture. [applause]

**Adams:** All right, Karla, please read the title for council calendar 702.

**Item 702.**

**Adams:** Good morning.

**\*\*\*\*\*:** Good morning.

**Adams:** If you could provide us some details on what we're considering today?

**Anna Kanwit, Bureau of Human Resources:** Sure, mayor, and commissioners. Assist director of the bureau for human services. The ordinance before you today would authorize a 2.8% cost of living increase for non-represented employees in the city. Based on the city of Portland price index increases. It is the identical number to the increases agreed to in the collective bargaining agreements for all of the represented employees. 2.8%. The cost for non-represented employees, \$3.7 million. And the attachments to the ordinance, just the different pay grades as well as provide for increases for seasonal classifications and a reminder that council's authorized us, we have some seasonal classification where the minimum is at minimum wage and we would increase that as well.

**Adams:** We're heading into bargaining season with all of our -- heading into bargaining season with our laborers except for fire and

**Kanwit:** We're heading into bargaining with all of our --

**Adams:** Including fire?

**Kanwit:** Yes.

**Adams:** And that will be a first, correct? That we're doing is all at once.

**Kanwit:** Yes.

**Adams:** We worked for almost 15 years to get it all on sort of the same alignment. And it would be an opportunity, as we look at the represented issues related to our represented employees, it would be also be an opportunity to look at issues related to our nonrepresented employees as well. Sort of a comprehensive manner across the board.

**Kanwit:** Yes, that's the advantage of negotiating all of the agreements at the same time.

**Adams:** And in terms of the c.i.p., the cost of living increase, the 2.8, how does that compare to previous years?

**Kanwit:** Last year was higher. David --

**David Rhys, Bureau of Human Resources:** I think 3.8. It's been a little bit over 3% for a period of time.

**Adams:** As we look to the opportunity to -- from -- for every position in the city and every classification in the city or issues related to workplace issues for both represented and non-represented, what would we be looking at for non-represented employees in the next couple of years. What are the issues we'll be working on?

**Kanwit:** Well, I mean, probably, mayor, the immediate issue would be we do have two of the city unions are seeking to actually represent probably the majority of the non-represented employees

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that are eligible for representation, by that, the employees who are not supervisors or managers or otherwise hold a position such as in my bureau where they work on collective bargaining matters which makes them ineligible for representation. That's probably the most immediate on the horizon. One of the reasons that we -- we're looking to doing the bargaining with all of the units at one time was the concerns about increases in our healthcare. But because of the wellness programs and a variety of other factors, actually our trends have not increased anywhere near what they have for insured plans elsewhere. But the issues would be looking again at cost of living. We have a floor and ceiling in all of our contracts, whether -- and a ceiling in all of our contracts, and some of the other issues concern the expenses such as overtime, compensatory time off and those issues and it's an opportunity to looking comprehensively as both non-compensation language in all our contracts as well as the compensation. I can tell you what we found from the -- our s.a.p. project and having to configure all of our time evaluation rules into an automatic system. It's really been a nightmare. The contracts, some of them are very old. And have inconsistent language from one sentence to the next. So hoping to have an opportunity to clean that up and in the long term, that would save the city money.

**Adams:** My last questions and there might be others on council, in terms of how much city employees are paid, how are the taxpayers assured that, you know, we're paying at market rate? What is the process the city uses on an ongoing basis to make sure we're paying what is market?

**Kanwit:** I'll have david answer that in more detail but we look at what our market rates are on a regular basis to ensure we're following city council's policy which is to pay the average of the market. It's not to pay at the top of the market.

**Adams:** Other --

**\*\*\*\*\*:** I'm sorry.

**Adams:** Go ahead.

**Rhys:** City council has a compensation policy that's in the personnel rules. The h.r. rules and that talks about the average of the market. For each of our bargaining sessions, the class comp unit does take a look at that information provided to labor relations so that that is part of the edge they have for bargain the non-represented, we set that through survey and we'll do take -- taking a look at non-represented employees. The cost of living increase has kept us equal with inflation since we set the original wages for both sets of people.

**Adams:** Anyone in the room who would like to testify on council calendar 702? All right, sue, please call the roll.

**Fish:** 2.8% is a relatively modest cola during tough times and this budget, while I celebrate the values reflected in the mayor's budget has not been without pain. \$9 million cut from our ongoing budget and dozens of positions eliminated. So people have experienced hardship as we've tried to adjust to this economic downturn. My experience in my first year of service is that people who work for us are extremely hardworking and dedicated and frequently give up other pay opportunities to come and work in the public sector so we're grateful for their hard work during tough times and I support this ordinance but notice that it does provide a provision which allows any of us to opt out of the cola -- opt out of the cola but would apply to all else. Aye.

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

**Fritz:** I support the cost of living, it's important to have the wages keep pace with the inflation. And look forward to engaging dialogue with my colleagues and all of our employee, represented or not. I have concerns about the step increases and merit increases which are -- add considerably to the cost of contracts and salaries and wages and i'll be looking forward to evaluating how that is consistent with what happens in the private sector and the rest of the city. And also, the issue of the wide range of starting salaries in some classifications that -- and the policy, whether we have a citywide policy in terms of what salary new employees start out within a very wide range, because the practice seems to start at mid range or higher and i'm questioning, especially with the frequent

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merit and step increases whether that's cost effective for citizens. But I do support the cost of living increase. Aye.

**Adams:** I just want to take this opportunity to thank all of our city staff colleagues and managers who we're going to be asking more of than ever with the fact that we have increased demand, and the fact that we've had to eliminate positions, authorize positions in the budget, so I just want to note their hard work and thank you for providing the management necessary to keep all this h.r. work going. Aye. [gavel pounded] approved.

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

**Adams:** Sue, please read the title for the council calendar on the regular --

**Parsons:** Excuse me. I missed a pull. We have two citizens who would like to speak on item 705. On the consent. Bureau of housing and community development.

**Adams:** 105? Ok -- 705? So we need to suspend the rules to reconsider.

**Item 705.**

**Saltzman:** Moved.

**Fritz:** Second.

**Adams:** Moved and seconded to reconsider 705 so we can hear testimony. All those --

**Ben Walters:** You'll need a four-fifths to suspend the rules.

**Adams:** Sue, please call the roll on the suspension of the rules.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] 705 is now back for active consideration.

**Parsons:** Read the title?

**Adams:** Please read the title.

**Parsons:** Thank you.

**Item 705.**

**Adams:** Can you please call up the testifiers.

**Parsons:** The testifiers are michael ocallaghan and david regan.

**Adams:** Gentlemen, come forward. Welcome. We're glad you're here. Have a seat and all you have to do is give us your first and last name and you have three minutes.

**Michael O'Callaghan:** Ok, michael o'callahan is my name, and i'm currently homeless and I appreciate the two speakers who spoke before addressing this issue that is huge in this community. And as everybody knows, is going to get even larger in a year. And I can appreciate the concern about homelessness. But my concern not having been on the -- having been on the streets now for about two weeks, in this phase, is what I call shelterlessness. A very different issue. You know, and I appreciate that the city is getting money and doing something about homelessness, but I don't see any progress on shelterlessness, other than if you consider the continual police harassment progress. In my 13 days on the street, I had contact with 16 in quotes, officers. Never had contact like that in my life before. But that's not why i'm here. When I was here for a week, I had my silver bullet parked out there. \$234.20 in construction materials, takes six and a half hours of labor to build. Gives a human being, two very close human being, if you will, a warm, dry, secure place. I don't know if any of you read street roots or not. But about three issues ago, there was an article in there about a woman spending her nights on the street, the first time in her life well, a dog. She was awoken at night by a drunk, screaming at her to get out of his place. And woke by three more people offering her protection. Ok? And hopefully, this group will choose to be responsible. Ok? There is a solution. Ok? And the solution can be implemented relatively quickly. And I would appreciate the cooperation of all of you. And I know how bureaucracies work. It's not like you can jump on something and do it in a week, do it in a month. Ok? But you can allow things dignity village that was opposed and thank god the solution was found and I thank you for finding the solution. Ok? There's a solution here. With silver bullets. If these could be quadded in groups of 25, self-sustaining, ok -- can I have a minute more?

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**Adams:** Why don't you wrap up, please.

**O'Callaghan:** I'm done, thank you.

**Adams:** Thank you very much. Appreciate your testimony. Anyone else wish to testify on council calendar 705?

**Regan:** Again, David Regan. I'm glad you're getting this money. Thank God Obama was elected. Less than perfect, but we're getting some -- you're getting some funding and I'm glad to see that. Let me suggest that if you would consider a new approach, where you combine work with housing, with food security, you would be very efficient in the use of this money. I don't know what kind of red tape obstacles there would be to combining something like this, grants like this, with non-traditional housing approaches, it might not meet the standards of the lobbyists that are always bothering you for large projects. But if you allow the permacultural people come in and build strawbale homes and on-site where they're working, it could be so inexpensive.

**Adams:** Thank you, sir. Sue, please call the roll for council calendar 705.

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

**Fritz:** Thank you for your testimony. Aye.

**Adams:** Thanks for your testimony. Aye. 705 is approved. [gavel pounded] read the title for emergency ordinance 709.

**Item 709.**

**Adams:** Someone from transportation here? Steve, do you want to come up and quickly tell us why we should approve this?

**Steve Iwata, Bureau of Planning and Sustainability:** Good morning, I'm Steven with the bureau of planning and sustainability. I'm the manager for the update of the central city plan. This is part of the continuation of the work we did with the I405 study with Mayor Katz, previously we had worked with ODOT and we had a similar design effort to afford the technical call -- to participate in a design solution for that corridor. This is a similar earth if where we identified the Rose Quarter as one priority area and the South Portland, I405 as the other. We had an opportunity to do advance conceptual planning work in advance of the work we're going to be doing for the central Portland plan update as well as with the urban renewal study going on with P.D.C. And work with P.S.U. on the master plan. This corridor has been thought about for 30 years, but we don't have any kind of highway solution to deal with the congestion, the disconnect between the highway 26 to Macadam and the circulation going on in the neighborhood and trying to look at solution that would implement the plan that council adopted a few years ago.

**Adams:** Questions from council.

**Fritz:** Why is it an emergency ordinance?

**Iwata:** We were hoping to proceed with ODOT work this summer so we can do this in advance and start the public engagement later on in the fall. Just doing some advance technical work over the summer with ODOT staff and potential consultant.

**Fritz:** Didn't you know you were going to be doing this? I mean, why wasn't it on the calendar a month ago, is my question.

**Iwata:** We weren't sure of our budget at that point and still also negotiating with ODOT and trying to figure out our scope of work and approach as well.

**Fritz:** Thank you.

**Adams:** Anyone who wishes to testify on council calendar 709? Sue, please call the roll.

**Fish:** Thank you for your good work. Aye.

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

**Fritz:** I appreciate it being on the regular agenda. Thank you for answering my question. I think we need to ask the charter review commission to look at the issue of emergency ordinances, that there's some ordinance there's no reason not to move forward with it more quickly than 30 days but it's not exactly an emergency but it's in the charter we have to do it this way. I think there's an

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opportunity with the next charter commission to look at that issue and make it more reasonable.

Thank you, though. Aye.

**Adams:** Thanks for your work, steve. Aye. [gavel pounded] 709 is approved. Please read the title for second reading item 710.

**Item 710.**

**Adams:** Please call the roll.

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

**Fritz:** Pleased this is only 3.78% increase in relation to the costs and bureaus and staff have done a good job of keeping the rates as low as possible. Aye.

**Adams:** Aye. [gavel pounded] 710 is approved. Please read the title for 711.

**Item 711.**

**Adams:** Please call the roll.

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

**Fritz:** Well, this is terrific. It does raise the spectra of recyclable cans sorted by folks, and another thing we can look at it people leaving their cans at easily accessible locations whether they have trash compacting trash cans or not.

**Adams:** Looking at a citywide commercial district implementation of exactly just that. So hopefully in 60 days. Aye. [gavel pounded] 711 is approved. Please read the title for second reading of council calendar 712.

**Item 712.**

**Adams:** Please call the roll.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** **Fritz:** Aye. **Adams:** Aye. [gavel pounded] approved. Can you read the title for 713.

**Item 713.**

**Adams:** Please call the roll.

**Fish:** Aye. **Saltzman:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] 713 is approved. Can you please read the title for emergency ordinance council calendar 714.

**Item 714.**

**Adams:** Council, staff is here to answer questions that council might have. Does council have any questions? Is there anyone in the room that would like to testify on emergency ordinance 714? Sue, please call the roll.

**Fish:** Aye. **Saltzman:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] 714 is approved. Can you please read the title for council calendar 715 on the previous agenda.

**Item 715.**

**Adams:** City fleet manager are very innovative and assertive. John hunt will give us a quick overview. My introductory comments will be brief, but passionate and very thankful for your innovation. The city is committed to environmental stewardship and sustainable business practices.

And followed last week's adoption, today we're adopting the idle reduction policy and last week's agenda item was sustainable gels for city buildings and infrastructure. And this policy gives you a way to reduce idle time and significantly reduce emissions and environmental impact and operating costs and the need for fossil fuel. The city purchasing 1.9 million-gallons of fuel a year. Reducing by 12%, our goal, will reduce our consumption of 228,000-gallons of fuel a year. And just a reminder, that john is award winning. He was voting fleet manager of the year for the whole planet -- or just the united states?

**John Hunt, Office of Management and Finance:** Just the united states.

**Adams:** Next the world, john.

**Hunt:** And including parts of canada.

**Adams:** A few provinces and our fleet department is the -- provinces. The fourth best fleet in north america. John.

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**Hunt:** Appreciate that. John hunt, city fleet manager. The item before you today would like to put together an idle reduction policy. I just wanted to let you know we've gone out to the different bureaus and had a lot of great feedback from them to create a policy that's very workable so they can do their job and we reduce the amount of idle time on our vehicles, of course, there are times they need to run the vehicles to run the auxiliary equipment. But we think this is a workable. Action. If you roll it out per year, it adds up to quite a bit. If we use the 228,000-gallons, using a calculator, it would save about 2,000 metric tons of greenhouse gases. So it's very important. And I wanted to let you know that we're working on other new technologies with vehicles regarding in-cab heaters. Eliminating the need to run vehicles to warm the cabs.

**Adams:** That's a good idea.

**Hunt:** Yeah, it's slick. And you can time it and it will actually start up early in the morning and warm the engines and warm the cab so the windshields clear quicker and provide warmth throughout the day. And looking at hybrid technology. A bucket truck, like to change streetlights, there's no need for the vehicle to idle. That saves the operator from having to breathe exhaust coming up from underneath the engine and again, will reduce or costs over time and also engine wear and lower maintenance costs as well. I wanted you to be aware that this is part of a bigger package we're looking at. So --

**Fish:** One question if I could. John, last winter, the water bureau, the fire bureau and tri-met on different occasions used vehicles as sort of mobile winter warming centers for the homeless. And there were also times when they staged transportation from one place to another and idled for a period of time and encouraged people to get off the street and get on the bus. I was looking at the administrative rule and there's some exceptions which -- administrative rule and there's an exception. I don't see an exception for that. Is that carved out of a rule of common sense or do we need a specific exemption?

**Hunt:** I think within the policy, there's an exemption to power different pieces. But the hybrid on the step vans is a classic example. You can warm the vehicle without having the engine run and that would be our intent, to use that for a warming center. We've talked to the bureau and they're ok with that.

**Fish:** I see, but if that vehicle wasn't available and we were using these mobile warming centers, I assume this rule would not preclude us from continuing to do that during winter emergencies?

**Hunt:** That's correct.

**Adams:** Commissioner Saltzman and commissioner Fritz.

**Saltzman:** First of all, congratulations on your award and the fleet's award. So the rule of thumb for everybody listening, gasoline powered vehicles or diesel for idling is what?

**Hunt:** About five minutes is what we're saying is the maximum as a rule of thumb.

**Saltzman:** So idling more than five minutes or stationary for five minutes, turn off the engine?

**Hunt:** If you're waiting in line to pick up a load of asphalt and you know for the foreseeable future you'll be stopped --

**Saltzman:** Talking about regular city fleet being out and about.

**Hunt:** The policy states five minutes, you know, so that's -- but, you know, gas engine, within a minute or so, i've seen a lot of information, that's probably enough on a small gas engine.

**Saltzman:** If you're stationary more than a minute, turn your engine off, that's better for the environment and fuel efficiency?

**Hunt:** You bet, but the policy states five minutes, to be clear.

**Saltzman:** I noticed last week, I guess the county has signs up on the hawthorne bridge, please turn your engine off if you're waiting for the bridge to lift.

**Hunt:** Exactly.

**Fritz:** I support this but it doesn't go far enough. I was doing a lot of googling and a lot of information, say if you're going to be idling more than 10 seconds it's more efficient to turn it off.



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Certainly for citizens at home, that's the rule of thumb they should go with. Do engines on biofuel -

**Hunt:** It's the same. Whether it's ultra low sulfur or biodiesel.

**Leonard:** But it's happier on biodiesel.

**Fritz:** I was raised you warm up the engine but now that I live in Oregon, I turn on my engine and go. I used to live in upstate new york and warmed up the car a bit. But it's more to heating the vehicle rather than the engine, that vehicles today are pretty much ready to go immediately, correct?

**Hunt:** Not too long ago, cars had carburetors on them. And when we moved to more computerized type devices it enables us to take off and go without washing down the cylinder walls which would happen a lot more often with carbureted equipment.

**Fritz:** What he was reading, the catalytic converters work better when you're moving rather than idling.

**Hunt:** Yes.

**Fritz:** I read that two minutes idling is equal to the fuel to go one mile. So new york city has an ordinance that limits -- no idling and greatly heartened to know you have the heating mechanism. But I encourage you to go further and encourage employees to turn off the car if they're not going within 10 seconds. Encouraging employees and citizens to please turn off the engine, even while waiting at the drive-through if you think it's going to be more than 10 seconds.

**Adams:** Any more council discussion? Anyone wishing to testify on item 715? Please call the roll.

**Parsons:** Second reading.

**Adams:** Moves to second reading, sorry. Next week. [gavel pounded] please read the title for item 716.

**Item 716.**

**Adams:** Council have any questions or comments on 716? Moves to -- anyone wish to testify on 716? Moves to second reading. [gavel pounded] can you please read emergency ordinance council 717.

**Item 717.**

**Adams:** And there's scott.

**Andrew Scott, Office of Management and Finance:** Good morning. Planning with o.m.f. This is the i.g.a. With economic development services and this formalizes the general fund payment we make to p.d.c. It's roughly \$3.5 million and included in the fiscal year budget. And as we move to s.a.p., one of the improvements we're making in terms of what we do is instead of just looking at the budget and making the journal entry payments which is what we did in the past, we're putting into place intergovernmental agreement to formalize a little bit more what we're trying to do and holds everyone more accountable. And we're doing that. It did take us a little longer than we expected. P.d.c. has been doing the things we asked them to do. I wanted to make that clear. This is going to send the money they've been expecting and sets out criteria. We're going to improve the i.g.a. In future years and making it more robust.

**Adams:** Discussion from council? Anyone wishes to testify on 717. Emergency ordinance. Sue, please call the roll.

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

**Fritz:** I'm very supportive of this economic development strategy by the Portland development commission and the general fund helping to pay for this, because there are tax increment strategies are limited by the amount of that and also by the location of the development strategy. So it's important for us to support economic development through the city. This allocation also supports the alliance of Portland neighborhood business associations and the hispanic chamber and african american chamber and collaborating and it's very important. Aye.

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**Adams:** Aye. [gavel pounded] approved. Can you read -- I have an excused absence at 11:00 o'clock so we're going to go through the emergency, starting with -- sue, please read emergency ordinance 718.

**Item 718.**

**Fish:** Thank you, mayor, and Steve is joining us. Members of council. We're seeking the green light today from the council to purchase a 2.5-acre parcel in the Cully neighborhood which is a very park-deficient area and a map of the property is at tab 18 in your notebook. Pleased to report that Parks has negotiated a sale agreement at less than the appraised value for the property. We'll be using traditional tools to purchase the land, systems development charges and the city's local share of the metro 2006 nature areas bond measures funds. As part of the sales agreement, the seller will lease the property for two years and Parks will develop a look-term plan for the park when the lease terminates. We believe this is a great opportunity to acquire prime parkland in an area clearly designated as park deficient. And Steve, the Parks Acquisitions Manager is here to answer questions you may have.

**Adams:** Any questions from council? Is there anyone in the room that would like to testify on council calendar 718, emergency ordinance? Sue, please call the roll.

**Fish:** I want to compliment Steve and the team at Parks. This is a highly desirable property and for us to acquire it in an area desperately in need of additional green space is terrific and to be able to take advantage. The economy and get it at a good price is good for the taxpayers and a unique agreement with the seller. We have breathing room to come up with the funds to create the park down the road and I'll be talking to you more in the months ahead about options we may have for additional capital dollars. Again, thanks for the Parks team and pleased to vote aye.

**Saltzman:** I want to thank Commissioner Fish and the Parks team for new acquisition. That's great. Always welcome. Aye.

**Leonard:** I second that. This is a great buy and it's sorely needed in the community. Thank you. Aye.

**Fritz:** This is really great work. Thank you to the Cully neighborhood association. Aye.

**Adams:** Good job, Commissioner Fish and the Parks team. There isn't a neighborhood in the city that doesn't need park land more. Aye. [gavel pounded] 718 is approved. We're going to go through a series of second readings. So hang on. Please read the title for 719.

**Item 719.**

**Adams:** Please call the roll.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] 718 is approved. Please read the title for council calendar 727. Second reading.

**Item 727.**

**Adams:** Please call the roll.

**Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] 727 is approved. Can you please read the title for second reading council calendar 728.

**Item 728.**

**Adams:** Please call the roll.

**Fish:** I want to congratulate Paul Scarlett and his team and working through these issues during tough times and I think what impressed me and my colleagues was the fact that there has been strong support from the Drac and other community partners who carefully reviewed this budget and are an independent body. We never want to raise fees during good times or bad, but these seemed reasonable and scaled, and I also want to say as someone who has the benefit of working with Paul on a variety of matters, what a pleasure it is to have him at the helm and his leadership. I had the pleasure of seeing him at a track meet, student athletes, I think, from St. Mary's that he was coaching and he did an equally wonderful job with them. Aye.

**Saltzman:** Aye.

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**Leonard:** I appreciate the kind and accurate remarks from commissioner Fish. They really set the standard for community engagement, public outreach and I couldn't be prouder of paul and his team and the work they do on a day-to-day basis. Aye.

**Fritz:** I also concur with commissioner Fish and commissioner Leonard for his leadership on this. These are modest increases which are needed. Aye.

**Adams:** Great work. Aye. [gavel pounded] approved. Can you read the council calendar 730.

**Item 730.**

**Adams:** Please call the roll.

**Fish:** This may be the only chance I have today to just acknowledge and thank randy for the work he did on the mccall's project which is completely unrelated to the matter before us, but at least germane enough to not be ruled out of order. I had the pleasure of joining other Portlanders at the dedication of the new mccall's and the new water feature and the building brought back to historically sensitive roots. The curtis salgado concert was -- it was like having him in your own backyard. As good as he is on the radio, to be with him live was amazing. I don't think I saw a fireworks display to rival that one. We kept thinking it was going to end, and the rose, I think even for people that were skeptical going in, the impact of the rose, what struck me and we talked about it, the pictures we saw in the paper and the diagrams were never really it scale and when you saw the rose, which has been placed on an outlying building, leased to a non-profit which will be leasing bicycles, when you saw the rose on that building, it was very modest in scale and scope. And it's beautiful. And I think one of the real tributes to what randy accomplished, as with the fourth of july, by the time it came -- by the time that the current rose festival princess and I were directed to turn the rose on, which was a great honor, the vera katz east bank esplanade was packed to be able to see the first -- they were the first it see the rose illuminated on an evening. In addition to having a new home for the rose festival, it will become the premiere place in greeting dignitaries who come to our community. I was pleased to join with the mayor and commissioner Leonard at that event and I think it really was superb work and a significant credit to you, commissioner Leonard, when your whole body of work is assessed in 20 or 30 years. [laughter] so pleased to join you. Shifting from a more -- a less controversial item, to that we have before us, i've been struck by the commentary on the proposed rate increases for water-related services and I think that to the extent there have been some critics out there, the point that moved me, the fact that people have overlooked the fact that for years, our rates did not reflect our actual costs. And as you noticed and as your highly competent director noted when we got together last time, what we're doing is catching up a little bit from the past when the rates should have gone up to reflect the actual costs and responding to other challenge, some of which frankly have been imposed on us, while we share the aspirations. No one likes to pay for more utility rates but the case has been made that these increases are prudent and reasonable and well documented and while they won't please everybody, it's our job to set rates that maintain bureaus operating at peak efficiency and, therefore, I vote aye.

**Saltzman:** Well, I understand the water bureau has a biographer on staff that's working to assess commissioner Leonard's body of work.

**Fish:** And co-founded with the bureau of environmental services. [laughter] [inaudible]

**Saltzman:** It was just a joke. I'm going to support the ordinance and I do think a rate increase of 17.9% is not sustainable and it's a lot and I know we can say it's related to cost of service, it's smaller than a cellphone bill and all of that stuff, but 17.9% is still a big number. And I appreciate the discussion last week when we had the first reading on this ordinance, that we will have a chance as a council to review next year -- have a chance as a council to review next year, particularly around decisions around filtration and I think it's a while since the council looked at this. Circumstances have changed and there's a big difference in cost between u.v. filtration and direct filtration. It's something that the council needs to weigh in on again. As I said, it's a large rate hike

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and it's something that imposes a certain amount of sticker shock. I say this as commissioner in charge of bureau of environmental services and on a per dollar amount, even though it's 6.5%, it's a larger dollar amount than for water, nevertheless, I don't think the 17.9% increase is sustainable in the long run nor wise. So I look forward to a more robust discussion as we look at the budget next year and the rates. Aye.

**Leonard:** Fir, I wanted to point out in line of commissioner Fish's remarks that curtis salgado and -- they were not related in any way to the water bureau rates and to that event. I want to thank pacific power and the Portland firefighters association who made the show and display possible. I agree with commissioner Saltzman that this rate increase is large and we need to work to keep it as low as possible. And to that end, I want to explain a couple of things that we're doing as part of this approval package today under the leadership of david shaff who is doing an outstanding job. We've, of course, asked for a waiver from the e.p.a. For the requirement to have a treatment system installed, and to make a very long story short, we have been working for two years to develop the criteria, have spent considerable amount of ratepayer dollars to do that and just recently, they literally changed the rules in mid stream, making it nearly impossible for us to achieve a waiver through their administrative process. So we've focused solely now on getting legislative relief. And we have gotten great help from senator wyden's office in the past. But senator merkley has really stepped up to the plate. I've had three conference calls with him. He's introducing legislation to provide us that legislative relief we need. He and his staff are sitting at meetings with the e.p.a. In Washington. When that is set up, I will go to -- he's been an outstanding advocate and want to thank him for that. The decision as to what kind of treatment system if our legislative efforts fail is something the council should consider. I -- you know, commissioner Saltzman's is correct. The u.v. System is cheaper, however the taskforce he appointed in 2002 made up of citizens who recommended a filtration system, a more expensive one we're recommending, so we're taking it the middle of the road. That's a discussion we need to have another day and a thoughtful one. I appreciate the work that david and his team does. More than any other bureau in this city are under intense scrutiny not just from the federal government but an active citizenry at mount tabor and they put their integrity on a daily basis. By being transparent. Any document is posted on the website and they have a blog that people can go to to get information about the water bureau and any impacts due to breaks or any number of things. I'm proud of the work he does. Aye.

**Fritz:** Thank you David Shaff and Commissioner Leonard for all the information that's been provided to help me understand this in my first budget cycle. It's been challenging. I'm concerned that the Water Bureau has spent down its reserves from \$40 million to \$12 over the past few years. I understand the rationale for that, that still needs to be addressed also that deferred maintenance is a major factor that needs to be brought forward and I'd like to see a schedule for how to catch up on that. The Water Bureau has decreased their operating budget by 6% which is commendable and there's concern that there's a wide disparity of opinion between the water bureau staff and the Portland utility review board citizen review and I would like to see greater concurrence next year and or a greater understanding of why there's such a difference between the utility review board's suggesting of 5% and the staff 18%. But the staff did provide me with a breakout of the charges. I couldn't see a particular place where more cuts were warranted. I am interested in the 4% inflation rate which director shaff explained would go into youth work programs for the summer. I'd like to see a report at the end of the summer on the number of youth employed and how much of the budget went to that. In fact, I think city wide as we look at youth employment, we need to do that in every bureau and I will do that in mine. The next year i'll look for more information and very glad to hear we'll have a work session on the bull run shed. I do support this proposal. Aye.

**Adams:** Difficult, controversial, and very necessary. These rate increases were not considered lightly. I'm convinced that, if we artificially continue to keep low the water rates that we're just

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simply pushing off more expensive, necessary projects to the future. So never popular, never easy, never taken lightly, but I support it. Aye. Approved. Commissioner Fritz has a motion to make.

**Fritz:** I move to suspend the rules so that we can reconsider resolution which was item 677 on asking the federal government to update studies on the potential health impacts of radio frequencies wireless emissions in light of significant increases in wireless use.

**Fish:** Second.

**Adams:** It's been moved and seconded. Is there any discussion on this motion? Sue, would you please call the roll?

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

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

**Adams:** We are now considering previous item -- can you read the title? Do you have the title?

**Item 677.**

**Adams:** Is there any discussion on the issue? Commissioner Fritz?

**Fritz:** Just briefly. We did vote last week 3-0. This is the first of its kind in the nation to county f.c.c. to take another look at whether wireless facilities have health impacts. It's important, coming from our citizens. I encourage our citizens to write. As we pass this again, the ball will be in your court to make sure the congressmen know what your concerns are. There will be information on that on my website.

**Adams:** Anyone in the room who would like to testify on 677?

**Fish:** First, commissioner Fritz, I want to thank you for proposing we suspend the rules and give us a chance to vote on this ordinance -- resolution. The I regret I wasn't here last week. I was celebrating my daughter's induction into the honor roll society, an honor that escaped me in high school.

**Leonard:** [laughter]

**Fish:** I will simply say that --

**Leonard:** No more than 15.

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

**Leonard:** I want to point out there's a real problem here. Vera katz actually removed herself from hearings because she adamantly believed that cellphone towers caused cancer. I really appreciate the opportunity to vote on this -- vote on this again. Aye.

**Fritz:** Aye.

**Adams:** Aye. You got it.

**Leonard:** We'll now go to -- what item are we on? I'm completely lost. I think we're on item 729.

**Fish:** Or we could go back to 720.

**Leonard:** Didn't we do 720?

**Fish:** No.

**Item 720.**

**Saltzman:** This ordinance authorizes the city to exercise its eminent domain authority to require permanent easements, several narrow easements from private property running more or less from what we call the opera shaft where the Portland opera is located more along -- more or less along the lines of the project.

**Fritz:** Has anybody objected?

**Saltzman:** No. And the property owners will be compensated. To be determined if we have to exercise eminent domain. I don't think we're actually at this point yet, but this gives us that opportunity.

**Fritz:** So we're not in a hostile situation at this point?

**Saltzman:** Not yet. Hopefully not.

**Leonard:** Would this possibly include any signs?

\*\*\*\*\*: No.

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

**Saltzman:** Unless you care to amend it.

**Fish:** If I may, my favorite comment on Friday night was when Mr. Ramsey with the Ramsey sign, he was donating to the city the neon wrote, and he turned to Commissioner Leonard and said, now, Randy, I'm giving it to you. You don't have to condemn it.

\*\*\*\*\*: You forgot to mention who was the owner of the "made in Oregon" sign.

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

**Fritz:** I learned on the plans commission that there are hostile and friendly eminent domain proceedings. Aye.

**Leonard:** Next.

**Item 721.**

**Saltzman:** This ordinance authorizes the city to expend -- extend a contract for construction of the fessel line. The pressure line has failed several times, is not renewable and must be replaced. There is unique knowledge of this project.

**Leonard:** Any questions? Anybody want to testify? Simply call the roll.

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

**Leonard:** Where are we at now?

**Parsons:** 722.

**Leonard:** Ok. 722.

**Item 722.**

**Leonard:** Commissioner Saltzman.

**Saltzman:** Ok. This ordinance authorizes a contract with the department of agriculture in the amount of \$9500 to conduct an invasive animal assessment. I didn't know we had invasive animals. This is derive -- derived from the conference that Mayor Adams attended.

**Leonard:** Questions?

**Fritz:** Well, Commissioner Saltzman. Is saving we didn't have -- are we talking dogs, mussels, cows or what?

**Matt Grumm, Commissioner Saltzman's Office:** Out of that conference -- my name is Matt Grumm. That question was posed at the conference, what animals are invasive. That's what the scope of this contract will be to do the study, get out in our community, the wildlife and what impact the animals are having on it. We need to identify and create a plan to identify them.

**Fritz:** Is it in the watersheds nearby or the rivers?

**Grumm:** Basically our watershed plan guides everything in the environmental service department. This will be done through the watershed. Our understanding is that spot between the national area and the urban area is really where the animals, cats, dogs, people in the yards are having impact. But we'll find out.

**Fritz:** Would it include the deep river vessels that bring in --

**Grumm:** Actually, I know that answer, but we can find out about that.

**Fritz:** It just interests me.

**Grumm:** You bet.

**Leonard:** Further questions? Anybody signed up to testify? 722 passes to a second reading. 723.

**Item 723.**

**Leonard:** Commissioner Saltzman.

**Saltzman:** Mr. President, this authorizes the city to enter into a contract with the lowest bidder for the bybee sewer project. Construction cost estimated to be \$2.6 million.

**Leonard:** Anybody signed up to testify? If not, 723 passes to a second reading. 724.

**Item 724.**

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**Saltzman:** This is also an ordinance to authorize a contract with the lowest responsive bidder. Estimated cost is \$1.2 million. We have the funds in our budget. We estimate about 16 jobs created with this.

**Leonard:** Passes to a second reading. 725.

**Item 725.**

**Saltzman:** Again, authorizing the city to enter into a contract with the lowest responsible bidder for the lengths -- lents sewer project, we estimate about \$2.2 million. The funds are in our budget, and we estimate about 30 jobs will be created through this.

**Leonard:** Any questions?

**Fritz:** This sounds like the mid county. Are there objections to residents, how long they have to hook up, what costs to the residents?

**Scott Gibson, Bureau of Environmental Services:** Good morning. My name is scott gibson, the design division manager over at b.d.s. As you suggested, this is a sewer extension project. This than air -- an area of lents. The property owners have cesspools, many reaching the ends of their useful lives. Residents will need to connect, and cost and fees have been established for what the cost of those fees will be. Unfortunately, I can't give you that information right now as far as what the actual costs are for connections, but I could come back.

**Fritz:** Are we offering assistant to homeowners or payment plans?

**Gibson:** Payment plans, low-interest loans. This project has been under way for quite a while. Each and every property owner has been contacted about where the actual service would be, that the project is coming, they've been given information on the cost and fee. It's my understanding that it's pretty well supported in the neighborhood. It's going to facilitate redevelopment of proper tiers. There's a lot of properties in this area that are underdeveloped and underutilized, because of the inadequate sewer system, the redevelopment in the area has been hindered.

**Fritz:** Thank you so much.

**Leonard:** Any questions? Anybody that signed up to testify? If not, it passes to a second reading. 726.

**Item 726.**

**Saltzman:** This ordinance also authorizes the city to enter into a contract with the lowest responsible bidder for phase two of the swan island combined sewer overflow pump station. The bureau of environmental services has finished the first part of this. From the west side big pipe to the waste water treatment plant, this work will involve additional work to accommodate the flows when the east side of big pipe goes online in 2011. The construction cost is just over \$11 million and equates to about 154 family wage jobs. This is the first reading.

**Leonard:** Any questions? Anybody signed up to testify on 776? If not, it passes to a second reading. Item 727.

**Parsons:** We're on 729.

**Leonard:** Oh. We did that, sorry.

**Item 729.**

**Leonard:** Thank you, members of the council. I did want to just take a moment to -- this is really quite an achievement for the water bureau. A little over two years ago, I got a call from the mayor of sandy Oregon, linda malone, who said that, for a variety of reasons I their water source was at capacity, which is basically the salmon river. And to be able to increase the amount they take out of the salmon river would require really some herculean efforts. They asked me to come out and begin talking with them about signing a contract with Portland water bureau to buy water, understanding it's been over 25 years since we've had a new customer come onboard. So I went out, had preliminary meetings with them. Mayor malone was interested enough to convene entire council. We had a nice lunch up at bear creek house, the original engineer's house that constructed the dam at bull run. That culminated on negotiations that ended in november of 2008 with the signing by

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mayor malone of a contract to buy water from the water bureau commencing 200016. They will buy at a minimum a half million -- excuse me. Up to 3 million gallons a day. This allows sandy to expand and create more development, whereas they had been limited because of the amount of water they had. This will give them additional resources. It has the effect, obviously, are luring our water -- lowering our water rates or at least decreaseing the amounts we have to ask for because one more customer helping to pay the construction cost. And it's water we might not otherwise use.

**David Shaff, Director, Portland Water Bureau:** Good morning. I've david shaff, the director of the water bureau. Just a couple minor comments that contrast this contract to our other wholesale contracts. Sandy is our first new wholesale customer since the city of tualatin until 25 years ago. This is a slightly different agreement than the ones we signed with the other 19 hotel customers two years ago. They did ask for a 20-year agreement much like our east side customers, and we have agreed a mutual extension for another 20 years at the end of that first 20-year cycle. Sandy will need to spend between 8 and \$12 million on infrastructure before they can get a drop of water from us, so they are going -- there is a five-year win dough -- window period for them to design and built their infrastructure that need to -- we need to build. We conserve the 500,000 gallons a day today if they have the pipe connecting to our system. But we will need to upsize what we refer to as our back line which be the will actually benefit us and our other east side customers. Over the next five years, we'll be engaged in upsizing that back line as well so that sandy -- sandy can be provided the full 3 million gallons a day if and when they decide to take that. Because their improvements are to be bond financed, there is a clause in the contract that terminates the agreement if sandy is unable to comply by 2013 either due to a voter remonstrance of a revenue bill or other reasons beyond their control. Those are the primary differences. The other small difference is that, in the guaranteed purchase amount, we allowed them to start at five or one half of an m.g.d., 500,000 gallons a day building up to 3 misdemeanor gallons a day. We did that because of the infrastructure that they were going to have to build. After that three mgd, they will have to do what all of our other whole say customers do, buy reserve for the rut or pay us up front for a minimum amount. Those are the primary differences between this agreement and our other 19 wholesale contracts.

**Leonard:** Questions?

**Fritz:** So who's paying for the upgrading of our side of the system?

**Shaff:** Both the city of Portland rate payers and the wholesale customers downstream who would benefit from it. There is a formula in all of our wholesale agreements that talk about the shared benefit and the shared costs of infrastructure. So the east side customers who will receive water -- and most of them do from that back streamline -- it will be shared with us. And it serves us. It serves our lusted hill facility, shady system. This will be set the same way it is now. They'll have probably rates similar to what rockwood and gresham do. They will use the least amount of our infrastructure.

**Fritz:** So we're not setting the rate now.

**Shaff:** No.

**Fritz:** Do we know the maximum peak demand that could occur from them? Do we have the capacity?

**Shaff:** Right now it's that 3 f.g.d. That is the maximum, the floor and ceiling consistent with all of our other wholesale greeds. If they want more than that at some point, there will be a negotiation to determine whether or not we can supply it, because it's a guarantee. We are absolutely guaranteeing we can provide this amount. Frankly, that's years down the road before we get to that point.

**Fritz:** Does our capacity to supply that amount depend on the tanks and everything we're doing in the rest of our system?

**Shaff:** No.

**Leonard:** This is all before that.

**Fritz:** If we did nothing else to improve our system, we could do it today?



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**Shaff:** We could provide them the \$500,000 now, but we will have to upsize later.

**Leonard:** Any questions? If not, passes to a second reading. Item 771.

**Item 731.**

**Leonard:** Commissioner Fritz.

**Fritz:** This is the second reading for this, and i'm proud of the cable staff and industry folks who came in to testify and who gave -- well, they didn't come in to testify. We'd almost reached public concerns in the evening last week. This'll will bling in an additional \$90,000 in new revenue per year just on the existing poles. We have 15, 16 poles. There will also be additional revenues if new poles come in.

**Fish:** Before I was so rudely interrupted earlier, I was explaining --

**Leonard:** I knew there was pent-up demand there.

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

**Fish:** And respond will to a hostile homonym attack from a colleague. Amanda, you and the council informal that you led not long ago helped us understand that the problem is small as to the number of poles. It is large as to the impact open residents. This could have significance impact on the residents. This has been percolating. It's been a problem, but no one's really identified a workable solution. You came in to office, took over this bureau, focused a lot of attention. I think what you've come up with is a marvelous compromise that will significantly address a lot of the community concerns. And it does so through common-sense measures that encourage the location of wireless facilities on co-located poles and in areas where they don't have the same impact as along the commercial corridor. I congratulate you for your leadership on this. This is good news for people throughout our county. This will not end the fight, because there are complex legal issues. Almost every month, there's a new court decision which changes the ground rules a little bit. I'm heartened, with a new president and with a new f.c.c., some measure of lost control, as long as it doesn't flower into obstruction, is not unreasonable, that we may see some balance in the rule making out of Washington. This would not happen, commissioner Fritz, without your leadership. I congratulate you and I think it's a good solution and to your team. Aye.

**Saltzman:** I want to also commend commissioner Fritz for coming with a good policy of street prioritization of wireless opportunities. It's very well thought out, with maps and everything. I wanted to recognize david solos and also ben walters. This was -- is a great policy, very responsive to concerns citizens have raised within the legal confines of which we operate. Pleased to support it. Aye.

**Leonard:** Having had this bureau, I know how vexing this issue is trying to find a balance with what some might argue are not reasonable or rational reason the rules. I appreciate the balance you've achieved. Aye.

**Fritz:** This is an example of the benefit of doing a little more public process coming to consensus. I appreciate all of my colleagues for full realizing that was a proper way to do when this came to you before. I'll cut short my comments on the health care side of it. As a registered nurse it was exciting to contact the federal government. I appreciate everybody supporting it so we can vote on it unanimously, 5-0. It's important for citizens to have that opportunity. I'm also happy with this set of regulations. I have to keep from saving code. It's not code. It's applications. This is in the right-of-way, and it's different from land use, my previous area of expertise. It's consistent with our land use code, tree policy code in that we discussed whether or not to -- in what instances we would require a street tree with a new pole. The consensus was, well, we like street trees for many reasons, not just because they screen but because they have multiple other benefits. So this policy and applications will require either a tree or payment to the tree fund that goes into parks. These are three-year contracts, and we are committing to continuing to work on them if we find there are ongoing issues. We will take care of them, do another amendment, and we will continue to work on it. I do also thank ben walters in the attorney's office who has been extremely helpful. And findlay

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margarita melina in my office who came to me, having worked on housing issues, just do dove dove right into this -- dove right into this.

**Leonard:** Passed. Let's move on.

**Item 732.**

**Leonard:** Please call the roll.

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

**Leonard:** 732 is adopted. Please read 733.

**Item 733.**

**Leonard:** Please call the roll.

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

**Leonard:** 733 is adopted. Please read 734.

**Item 734.**

**Leonard:** Please call the roll.

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

**Leonard:** 735. Please read.

**Item 735.**

**Leonard:** Please call the roll.

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

**Item 736.**

**Leonard:** Please call the roll.

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

**Fritz:** Thanks again to staff. Thank you to citizens and representatives. Everybody worked really well on this. Aye.

**Leonard:** Please read 737.

**Item 737.**

**Leonard:** Please call the roll.

**Fish:** As I indicated at the last hearing on this matter, I want to again thank commissioner Fritz for her leadership and the work she did particularly behind the scenes, get can consensus on a number of common sense enhancements to our existing code. This is clearly a work in progress. Public opinion is all over the place as to whether this has been a success. I'm committed to letting voters review the process no later than 2010, but at long the way it seems our obligation to strengthen and improve and enhance the system wherever possible I think we've done, and i'm particularly pleased that are some common sense changes that will create more fairness for both participating and nonparting candidates.

**Saltzman:** Andrew carlstrom and commissioner Fritz I thank you for your leadership. I think they're good common-sense reforms and we need them. Aye.

**Leonard:** I had an opportunity to sit with andrew and talk. I greatly appreciated his response to that and his commitment to be fair and honest. That went a long ways to making me feel a lot better about this program. Thank you.

**Fritz:** I'm very pleased at the updated rules. I want to thank gary blackmer and his staff. The league of women voters and democracy for Oregon and city club has had a lot of leadership and input into these regulations all through from start to now. I think my colleagues have demonstrated willingness to make the system better and from mayor Adams for participating in setting limits in his mayoral campaign, and commissioner Saltzman did also.

**Fish:** I think commissioner Fish did also.

**Fritz:** And commissioner Fish as well. Commissioner Leonard was not called upon to do that.

**Leonard:** I set a limit of \$2 million for my campaign and intend to stick by that.

**Fritz:** We are moving forward to coming to consensus of what it is and what it isn't and how it works in the city of Portland, which is a wonderful place to be. I thank the citizens of Portland who

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made this whole thing work. I also commit the whole thing to voters in november of 2010 so that it truly become voter-owned elections. But in the meantime thank you very much. Aye.

**Leonard:** Passes. Council is in recess until 2:00 PM today.

At 11:36 a.m. Council recessed.

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**Closed Caption File of Portland City Council Meeting**

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

Key: \*\*\*\*\* means unidentified speaker.

**MAY 27, 2009            2:00 PM**

**Adams:** We're continuing our meeting this day, may 27th, 2009. Wednesday, 2:00 p.m. Sue, can you please call the roll.

[roll call]

**Adams:** We have a time certain for 2:00 for a police special revenue fund, and then we go into a siers two bump related, major and minor supplemental budget changes, and a time certain at 2:15 on the budget committee on the approved budget and 2:30 for the Portland development commission. So 2:15 we'll gavel in as the budget committee, but right now we're just the regular security council. -- city council. Sue would you please read the titles of council calendar items 738, 39, and 40.

**Items 738, 739, and 740.**

**Adams:** In the room we budget director andrew scott, and we also have p.d.c. Commissioner scott andrews. Just to give the dyslexic that is your mayor the fits.

**Andrew Scott, Office of Management and Finance:** Sometimes we switch for fun.

**Adams:** Ok, good. Andrew scott.

**Scott:** So we'll take these in order. The first one creates council action to create the police special revenue fund and the enterprise business solutions fund. Council needs to create any new funds we create in the city, just really quickly, the police Special revenue fund, the police bureau receives some revenue from the sale of forfeited assets and the use of those revenues is legally restricted to specific purposes like drug enforcement and education. With s.a.p. Implementation, it was determined they would be best to create a specific fund for those revenues to go in, gives us more control, more accountability. On the e.b.s. Services fund, that is being created to consolidate all the assets, liabilities, and financial transactions associated with the new s.a.p. System. Accounting for s.a.p. Costs in a separate fund provides greater transparency and will support planning future upgrade costs.

**Adams:** Any council discussion on council calendar item 738? Anyone wishes to testify on item 738? Please call the roll on emergency ordinance 738.

**Fish:** Aye. **Leonard:** Aye. **Fritz:** Aye.

**Adams:** Aye. [gavel pounded] 738 is approved. We'll now go on to 739 and 740.

**Scott:** 739 is the major supplemental budget. To remind council, whenever a fund increases by more than 10% we're required to do it as a major supplemental under Oregon budget law. These are the funds that fall into that category. We had our tax supervising and conservation committee hearing this morning. It seemed to go smoothly, now we're bringing that to council for your approval. And this major supplemental increases expenditures in eight funds by a total of 15.8 million and appropriations by a total of 13.9 million.

**Adams:** Any council discussion on 739? Anyone wishes to testify? Would my amendment be to the minor supplemental?

**Scott:** Yes.

**Adams:** Sue, please call roll.

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

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**Fritz:** One of the interesting things in this approval is that the river district urban renewal area brought in an additional \$3.4 million on top of the 26.3 million that was budgeted. So this is a very good thing. Aye.

**Adams:** Aye. [gavel pounded] 739 is approved. 740 emergency ordinance.

**Scott:** So this is the minor supplemental and the spring budget adjustment process. If it pleases the council i'd like to ask we substitute out -- I have is a new packet which has been placed on your desk. There were technical changes involving interagencies between bureaus we needed to balance. This reflects slightly updated numbers.

**Adams:** So moved.

**Fish:** Second.

**Adams:** So moved and second to supplement as indicated by andrew scott. Would anyone like to discuss this motion? Anyone wish to testify?

**Fritz:** Is this the revised one I got yesterday?

**Scott:** There was also a revision on the approved budget memo which we'll get to next at the 2:15. This has not been sent around yet.

**Adams:** So moved and seconded. Sue, please call the vote on the motion to supplement.

**Leonard:** Substitute.

**Adams:** Substitute.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] motion is approved.

**Fritz:** Could you tell me what the differences are in the substitute?

**Scott:** There are some essentially we had to finish what we thought we had finished but there were additional interagencies that needed to balance between bureaus. One of the challenges in putting together the city budget is there are lots of interagencies between bureaus, hundreds of them, so it turned out some of them were not in balance. So we did that and it changed the numbers slightly. The overall in the general fund expenditures and resources had decreased, now it's \$20 mill 069 thow. Overall the 25 fund changes was originally 6.181 million,. All technical, nothing substantive. Every time we make an interagency change it ripples through the entire budget.

**Fritz:** There weren't any substantive changes, it's just the way it's Accounted?

**Scott:** Yes.

**Adams:** Any other council discussion on 740? Is there anyone that wishes to testify on council calendar item 740? Sue, please call the roll. Oh, I need make an amendment on this one. Describe for me if you would my amendment. Could you please describe my amendment to council calendar item 740.

**Celia Heron, Bureau of Planning and Sustainability:** The one I just saw a minute ago?

**Adams:** Yes.

**Heron:** It is a \$100,000 amendment for the Portland, Oregon, sustainability institute. Apparently this was money that was given to the office of sustainable development in the year carried forward again.

**Adams:** And this would come out of unused allocation from the city council for the biofuels project.

**Heron:** Thank you.

**Adams:** That's my amendment. So moved.

**Fish:** Second.

**Adams:** Moved and seconded. Any council discussion? Anyone wishes to testify? Claudio knows when to sit there quietly. Please call the roll.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded]

**Fish:** Are we on 740? I believe I have two amendments.

**Adams:** Thank you both of you.

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**Scott:** And I think your amendments might be for item 741.

**Fish:** I won't argue with you publicly or privately. If you tell me that I will hold my fire.

**Adams:** Sue would you please call the roll on emergency ordinance 740.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] 740 is approved. That gets us exactly on time to the time certain council calendar item 741. Please read the title.

**Adams:** Pursuant to -- i've got even more details today. It gets more detailed the further into it we go. This hearing is being held by the city council of Portland, Oregon, in compliance with the provisions of the state revenue sharing regulations. Am I reading the right one? O.r.s. 221 --

**Scott:** Mayor, actually, if we could get you to convene as the budget committee first.

**Adams:** Pursuant to Oregon revised statutes, i'm convening the budget committee -- now convening the city council as the budget committee.

**Shane Abma, Sr. Deputy City Attorney:** I don't know that we actually recessed or adjourn the council session if we're convening.

**Adams:** I've recessed the city council. [gavel pounded] now I convene the city council according to Oregon revised statutes as the budget committee for the city of Portland, Oregon. So convened. Please call the roll as the budget committee.

**Fish:** Aye. **Saltzman:** Here. **Leonard:** Here. **Fritz:** Here. **Adams:** Here. Would you please read now read Sue as the budget committee considers item 741.

**Item 741 (convened as the budget committee for the City of Portland).**

**Adams:** Mr. --

**Scott:** We'll turn it back, but just to explain, we're going to have to do a series of things to comply with state budget law. We're going to have a hearing on state revenue sharing. The second thing is walk through the changes, approved budget changes from the mayor's proposed to the approved budget. And then at that point budget committee members may make amendments to the approved budget. Each amendment will need to be vote order separately, and then there will need to be a motion to approve the entire budget and that will need to be voted on. Then we'll need to entertain a motion to approve the tax levies. So all those things need to happen.

**Adams:** This hearing is being held by the city council of Portland, Oregon in compliance with the provisions of the state revenue sharing regulations o.r.s. 221.770. It is to allow citizens to comment on the possible use of these funds in conjunction with the annual budget process as proposed for city council adoption, the fiscal year 0809 budget anticipates receipts totalling \$12,276,690 from state revenue sharing. As has been the case in prior years, it is proposed that this revenue be allocated to support fire prevention and police patrol services. Is there anyone here today that wishes to be heard on this subject?

**Scott:** The subject specifically being the state revenue sharing.

**Adams:** Seeing none, I hereby close the hearing regarding the discussion of possible uses of state revenue sharing.

**Scott:** At this point I will go ahead and present sort of a summary of changes that the budget committee may wish to incorporate into the approved budget. If you go through your memo and again this is as we sent out yesterday, this is a change from the earlier memo we sent out on friday, attachment v doubled and tripled the number of the appropriations for some city bureaus. And while that would be nice for those bureaus, it would not be good for the city as a whole. We have replaced it with the correct numbers. I'll go relatively quickly through this, but we can take questions at any time about the substance. Starting on page 4, these list the problematic changes. These are changes to the mayor's proposed budget that are being put forward for inclusion in the council approved budget. So the first one is for healthy working rivers in the bureau of environmental services. It adds two f.t.e., being fund out before b.e.s. Rates. The second is a bureau of planning sustainability change. \$2 sun 75,000, being reallocated. The third is also

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planning and sustainability, and this is a full-time position shifted to limited term and it's been returned to permanent ongoing, and the one-time funds allocated to material services. The next changes at 306,000 dollars, for planning sustainability, being carried over in the spring bump that was just approved and we're now budgeting that in the approved budget for next year. There's a mayor's office reduction of \$97,092. Sort after technical fix since that program has been transferred to commissioner Saltzman's office. Parks operating general fund, these are 14.25 f.t.e., they were cut from the parks budget. This action restores the positions into parks but it doesn't fund them. We'll hold those as unfunded frozen positions and commissioner Fish has asked that if the revenues come in to parks next year, they can fund those positions and hire in to those. Essentially we have done that in other bureaus as well. The parks operating general fund, there's a typo in the text. The actual numbers, 43,600, this is one-time funding to off set lost revenue from McCall's building. Next is a bureau of transportation change, it adds four limited term positions to implement the federal stimulus package and it also extended three limited term positions for 1.67 f.t.e. It adds appropriation for the housing and urban development l.e.d. Grants. That's federal stimulus funding and it's a technical change, not an increase of million dollars. Same thing with the next item, it's general fund one-time but carryover from the current fiscal year. The next is also housing bureau, it adds appropriation to the housing bureau funding from p.d.c. This is the share of the transition costs p.d.c. Will pick up for the housing bureau creation and reorganization. Next is also housing bureau. A portion of the general fund one-time \$369,940 slated for transition costs, it's a net zero because it's a shift within programs. Next up is bureau of purchases. There was a construction disparity study fund by council for \$650,000, delayed for various reasons this year. They've carried that over in the spring bump. This is going to budget that. They're going to need access to that money as soon as they can after July 1st. Next is revenue bureau within -- it's carryover for a transit -- database application. Next is human resources bureau, it's transferring one position from accounting into h.r. And then also creating a limited term administrative specialist so the total cost is \$85,000, but that's not coming from general fund, it's coming from The e.b.s. Project. Next up on page 6 for o.m.f., appropriation of carryover of general fund for the public safety system revitalization project. Next is moving funds to pay the external auditor from the auditor's budget into special appropriation. This is something requested by outgoing auditor Blackmer and incoming auditor Griffin-Valade as well. The next is \$205,000 to restore the graffiti abatement program in o.n.i. After that is \$980,000 campaign finance fund. This is just a technical adjustment. When the campaign finance fund budget was submitted the money was budgeted in ending fund balance, it wasn't budgeted so it could be spent. This moves it out of beginning fund balance into materials and services so it can be spent. \$68,298 to restore the international relations position in the mayor's office. There's a reduction of a little over \$2.3 million in parks construction funds. And again, these are mostly technical adjustments they were large enough we included them in the problematic side, and \$100,000 for sports field at Roosevelt High School. I won't go through attachment c but it lists a significant technical adjustments to note anything that was of a large enough size to note. And the rest of the attachments list all of the details between the proposed and approved budgets.

**Adams:** One technical change to the technical change is the hundred thousand dollars it says Roosevelt, we need to make generic to say sports fields in between now and the adoptive budget. A number of members of council are in discussions with Jefferson Roosevelt and Parkrose. Between now and the adoptive budget we'll figure out how to sequence all of that.

**Scott:** So we'll need to make that adjustment and vote on each separately.

**Adams:** Will you note that, then?

**Fritz:** Do you want me to move that amendment? So moved.

**Fish:** Second.

**Adams:** Any discussion changing the line item to say high school sports field improvements? We'll come back in the adopted with more detail. Any discussion on that?

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**Scott:** Actually I do apologize, this being also my first time through this, i'm trying to make sure we're staying on.

**Adams:** So let's do the big -- we withdraw the motions are withdrawn. We're now -- I move that the city council accept the amendments as described by Andrew Scott. Is there a second?

**Leonard:** Second.

**Adams:** And we'll further refine them, but at least we'll get that part out of the way. Is there any discussion on the motion?

**Fritz:** Don't we usually do the amendment first and then vote on the amended package?

**Adams:** I think we can do it either way.

**Abma:** I think it's going to have the same impact. You can accept the whole package, and then start amending it as you go along with the attachments included, or do several amendments for each of the attachments and take the whole thing. I think it's the same.

**Adams:** Jeremy said to do it this way. Right or wrong, someone goes to jail, it's Jeremy. [laughter] the budget jail. I couldn't think of anything worse. Is there anyone that wishes to speak to this motion? To accept the amendment as initially -- the initial amendments? Please call the roll, sue on the motion to accept these amendments.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] ok. Now we will go to amendments to -- .

**Fritz:** I move we amend the final item on special appropriations to read general fund resources for sports field improvements.

**Fish:** Second.

**Adams:** Is there council discussion?

**Fish:** Just a brief comment. We have Roosevelt that has a comprehensive plan seeking council support as part of the 10 great fields, we have Jefferson which is also teaming up a 10 great fields proposal and Parkrose, which has independently visited with each member of council talking about a plan to put two soccer fields on their campus. I will tell you that as the parks commissioner I'm committed to working with council to find the funds to assist all the 10 great field proposals as well as other school districts that seek to have soccer fields. It fits in within our overall vision for having fields throughout the city, and whether it's general fund, whether it's other sources, whether it's the set-aside or whatever, I'm committed to finding the money. The one thing we know is that on all three projects at this point it's not entirely clear what they're staging. So this amendment gives us a chance to find out who is first in line and can best benefit from the first hundred thousand.

**Adams:** Anyone wishes to testify? Please call the roll on the amendment.

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

**Fritz:** I'm particularly pleased with the amendment because it gives us that little bit of time to figure this out, and also that these appropriations are being considered in the context of the overall city budget, which is really important, to stress our commitment to schools and make sure we're fiscally responsible. Aye.

**Adams:** Aye. [gavel pounded] amendment is approved. Further amendments?

**Fish:** Mayor, I have two. The first amendment -- you have mine in front of you?

**Scott:** No.

**Fish:** The first amendment would restore 59,157,000 dollar cut on a pass-through to Multnomah county aging services. And after discussing the matter with the mayor's office and with o.m.f. And a number of my colleagues, what we propose on this is to fund the \$59 thousand 157 as follows. To request 29,500 from the general fund unrestricted contingency fund, which we would match with 29,657 which would be reallocated from the bhcd transition budget.

**Adams:** Second. Any discussion? Anyone who wishes to testify? Sue, please call the roll on the amendment as stated by commissioner Fish.



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**Fish:** I want to thank all our friends from elders in action and the broader community who came out to our budget hearing last week and testified passionately in support of this change. I thank the mayor and my colleagues for their support. Aye.

**Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye.

**Adams:** Aye. [gavel pounded] amendment is approved. Commissioner Fish.

**Fish:** I have one other amendment. In an earlier draft of the schedule -- attachment b that we accepted a few minutes ago, under the parks operating general fund, there was a budget note that accompanied a 43,600 dollar restoration from the general fund to parks to offset lost lease revenue from the mccalls building. That budget note reflected that it was to be an equal amount over a three-year period to cover the lost revenue for that three-year period. And my amendment would restore the 43,600 for parks fy 10-11 and 11-12 budgets for the lost revenue.

**Leonard:** Second.

**Adams:** Moved and seconded. Council discussion? Is there anyone in the room who wishes to testify on the amendment? Sue, please call the roll.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] amendment is approved. Additional amendments? Ok. So the mayor will entertain a motion -- I will entertain a motion to approve the budget --

**Scott:** Actually, we do open it up for public testimony on the entire package.

**Adams:** Thank you. Mr. Scott. As opposed to commissioner andrews. Is anyone signed up to testify?

**Parsons:** No one has signed up.

**Adams:** Is there anyone in the room who wishes to testify on the proposed budget as amended before council considers making it the approved budget? Of course there's another step beyond that, and that is making it the adopted budget. Seeing no one wishes to testify, now can I entertain a motion? All right. The mayor will -- I will entertain a motion to approve the budget as amended, attachments including b c d e, to the memo.

**Fritz:** So moved.

**Leonard:** Second.

**Adams:** So moved and seconded. Council discussion? Is there anyone who wishes to testify on this?

**Fish:** Is this the vote on the whole budget?

**Scott:** This is the vote on the approved budget. Unless jeremy tells me something different. Also move attachment f, please.

**Adams:** And would the makers of the motion consider including attachment f as a friendly amendment?

**Fish:** Yes.

**Adams:** All right. Sue would you please call the roll?

**Fish:** We're at the end of a process that began many months ago and started with a directive from the mayor that we do some force rankings within our bureaus. Continue down a path of engaging stakeholders and in the budget process, extensive hearings, more than I can remember, both in this building and externally lots of conversations between colleagues, key constituents, many, many gatherings culminating last week in a public -- in a budget hearing I believe commissioner Fritz said was exemplary in her experience to see so much goodwill and so much positive energy in a room which is surprising, because we are going through one of the worst economic downturns of modern times. And yet through this process it's my sense that what people are responding to was the way in which the mayor managed this budget process. So I want to begin by saying that I thought that shined through for me was completing his first year of service was the advantage of being in this building for 18 years and having a depth of understanding of the budget process. And a steady hand through a very difficult process. And obviously a very challenging time. It was an eye-opener for

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me in terms of learning about how we do our budget, but I think the public has spoken rather loudly throughout this process as they appreciate the transparent ways in which we conducted business, the openness, and the fact that in going through an exercise of forced rankings, we were asking people to help us make tough choices. I think we're all hoping that the economy recovers and we don't have to go through this again, and the next year isn't a repeat, but who knows? I think we have established a model for how to do budget and I want to begin by complementing the mayor. And I also want to say to those who are listening that this is a budget which reflects a set of values that are the shared values of the people who sit up here. And it was not entirely clear to me at the beginning of this process that we would coalesce around a common set of values, but I think the process, the way it has led, has led to a series of core principles we've all embraced. And I want to just acknowledge that these core principles of holding public safety harmless during tough times and making sure that our finest and bravest have the tools they need to do the job and protect public safety is at the top of all our list. I'm pleased with that. I'm also proud during tough times with other jurisdictions that we're experiencing drastic cuts in basic services, we were able to put more money into social safety net, something the mayor established as a priority and particularly in housing and pass-throughs to the county, very vital services. This is a budget I think people can applaud for its investment in people and particularly people in need. And finally, in reviewing the money that we have allocated for economic development generally, specifically part of the development commission in general fund dollars, citywide for an aggressive agenda for helping small businesses prosper, I think this budget speaks loud and clear to our commitment to trying to create good jobs in this economy, and the best place to start is to help our small business partners prosper. Because they are the ones that generate the most jobs in our local economy. So on public safety and the social safety net and on job creations, I believe this budget gets high marks. And again, I want to single out the mayor for his leadership and stewardship as we've gone through. I also want to thank my colleagues for particularly as dan and randy, who have been down this road many, many times, and the way they reached out to the two newest members of the council and helped us through a very challenging process, and I want to acknowledge andrew scott and scott andrews -- no. I want to -- .

**Adams:** Once you get it in your head it's hard to get out.

**Fish:** You know, a lot of the heavy lifting was done in this forum, but a lot of it was done in meetings with individual commissioners and their staff, educating us about the budget model and about what we could and couldn't do. There's nothing like some unexpected one-time-only money to bring a budget home, but the truth is, with or without that one-time-only money the framework was set. The framework for this budget had been established, the core priorities had been set. The additional money allowed us to fund things which we all felt were priorities in a down economy. So andrew, thank you, and to your whole team for the courtesies you've extended to me and my office. And to the public, this budget reflects five people's views of what our priorities are, but I hope people see it as a reflection of what we've heard from you as to what your priorities are. And I think having gone to all the budget forums and received thousands of emails, I think this budget remarkably does come very close to what we've heard in the main from people as to what they expect from the city during these tough times. So it has been a remarkable process. I'm relieved we've come to the end at this stage. But I want to thank everybody for making it happen, and I'm pleased to vote aye.

**Saltzman:** I want to thank mayor Adams, I want to thank financial planning division, the analysts for the long hours and good quality work you did, and reviewing proposed budgets. Helping with the mayor to come up with a budget that balances, and I want to thank my colleagues for doing the same. Which we're about to do today. I think it is a tough budget, but it's a good budget, and I do think it reflects I think the leadership as commissioner Fritz said, of mayor Adams and his extensive

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knowledge of how to get things done here in the city. Even during difficult times. So appreciate it, and pleased to vote aye.

**Leonard:** If i'm counting right, I think this is dan's 11th budget? And only my seventh here, so i'm still learning. But I know dan did eight years at the county before that, and I did 10 years at the legislature. Eight or 12 years? Five years. Who is counting? This has been a remarkably transparent process. When I arrived here when mayor katz was here, it was a dramatically different process than now. She had a command of the figures and the numbers, and the process reflected that. We would have meetings in her office about the impact on our individual bureaus, and we'd have this meeting and maybe one other, and then meetings in the community, but we didn't do what we did this time, have bureau presentations to all of the council. Under mayor potter we had the teams that met. That was a step in the right direction, and -- in having a more transparent process where all the bureaus have to present their budgets, but this time, under mayor Adams having all the council present for all of the bureaus I think was the most effective and the most transparent and allowed us each to have the -- hear the same information and make decisions based on the information we heard collectively together. It's more time consuming, it takes more effort on our part, but it also is helpful for the public particularly that are watching by cable 30 exactly how the budgeting works in the city. So I commend mayor Adams. This was a very good process. We reached a balance that frankly I didn't think we were capable of reaching when the process started, including keeping a fire station and two rescues opened that we'd all but concluded had to be closed to meet our challenging shortfalls in the general fund. So my hat's off to mayor Adams, his team, andrew, and all of your team. This was a very good process if not tiring, and I appreciate everybody's work greatly. Aye.

**Fritz:** This is a great outcome, and in a year that started off looking very bleak and overwhelmingly challenging. I'd like to commend the excellent job that's been done by mayor Adams. I haven't done this as a city council member before, but I have as a citizen, and this has been a remarkable open and transparent process from both sides of the microphone. And I also recognize the employees of the city of Portland who took cuts very early, who quickly started, set about their task of making cuts in this current year's budget as well as in the next year's budget. And also the business community whose taxes help provide resources that are then available for the council to allocate necessary services. So because of those two things we ended up with, we are here with a lot of one-time money that back in january we didn't think we were going to have. And that has made things considerably easier, and it is because of the good work that's been done up to this point. And the budget hearing showed that the people of Portland understand the chal things we were in. It was a remarkable hearing in that most people came to say thank you. And those who came to make requests said we understand that these are tough times, and we know you're doing the best that you can. And that has been throughout the spirit of the hundreds of emails i've been getting. I know as a citizen advocate how you end your message, so i'd respond to those and say, we'll do our best, we share your values, and we have some tough times. And more often than not people would write back saying, yes, we understand, just do your best. So the challenges of the economy are actually providing a new way forward for the city of Portland, which we are embracing. And we can do it. Because of who we are and the kind of values we share as a community. It's reflected in this budget with the right budget for the office of neighborhood involvement, which i'm so grateful for, that we are taking a 10% cut from the spending from last year, but we've prioritized our diversity programs so they have ongoing funding. And we have ongoing funding for the office of human relations, which I so commend my colleagues from last year for honoring their promise to do that, and recognize that that also honors the commitment of mayor potter to bring back the office of human relations and the human rights commission and indeed that is being ongoing funded, and that should be recognized as an ongoing wonderful thing that has been put in motion, which my colleagues have honored. We've prioritized public safety in

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the police budget, in fire, and the office of emergency communications. If and we are continuing to look at new ways to generate revenue, whether it's in parks or the cable office, or any other way that we can look at fair and reasonable ways to increase the revenues so we do have that money to provide services. I think we've done a good job of exploring that in this budget, and that's something that we'll need to continue to do. Next year is going to be even more challenging. We need to start as soon as we draw a big sigh of relief with this budget, we're going to need to start in on the next one, looking for efficiency, looking for ways the city does business and how we can do things better. I do thank all of the staff who participated, both Andrew Scott and your team and all of the analyst who's worked with my brothers and -- bureaus. My budget and les, my chief of staff, and it's Albanian great learning experience for me and for my staff. And I'm looking forward to being involved in this budget process for the next few years. And starting in July, we need to look at the entire state budget, the statewide budget. It's what the state has cut, what the county has cut, what the city has cut. The needs are not going to go away. The needs are going to multiply and expand. So again, we need to use the better together program and all the other ways that Portland has pulled together to get things done to look at alternative ways that government can't fund everything anymore, and yet these are important values that we do share as a community and we want to make sure that things are taken care of and people are taken care of. This budget does reflect shared values of the five people on the council, guided by the input of staff and by citizens. And those who wonder where the citizens can make a difference can look at the approved budget we're doing today and recognize that a lot of what we heard is incorporated in the mayor's budget, and I greatly appreciate everybody who participated. Aye.

**Adams:** I'd like to start by thanking the former chair of the joint ways and means committee for many years, Vera Katz, who was obviously an instructor and a mentor to me through 11 city budgets when she served as mayor and I served as chief of staff. I don't know of anyone in the states that a more expert at public financing and public budgeting as Vera Katz, and I'm very grateful for having her mentorship and I do think that that has benefited me well as mayor in this first budget. I also want to say that there's been a lot of sort of public connection between two dots that while we have been working to put together this approved budget, we've also been undertaking some of the most significant improvements to the city government structure, structural reforms that have been made in at least a decade. Changes to clarify and focus the missions of the Portland development commission and the bureau of housing and community development under the leadership of commissioner Fish. The moving of reconstituting of police precincts, so we maximize administrative savings and minimize cuts to on-street services with police precincts reconfiguration under commissioner Saltzman. While this budget was being put together, we also did the relocation and improvements to the city's permitting system under the leadership of commissioner Leonard. And to get the efforts of the city back on track related to creating health care and -- healthy and working Willamette River and soon to be expanded into the Columbia River, that was reconstituted and put together when we were working on the budget under commissioner Amanda Fritz. So we did a lot of hard work. You all were with us in putting this budget together and on a parallel track we were making city government either more focused more effective or more efficient. I want to thank every member of the city council who took whatever idea I had and has certainly improved upon it. Also appreciate the kind words that have been said. I couldn't have done this without a great team that I have in the mayor's office. On budget issues the point people were my chief of staff Tom Miller, but the person that did most of the day-to-day stuff on the budgeting process was Warren Jimenez, my deputy chief of staff. So I want to thank you, Warren, for your great work, and Tom as well. Andrew, all your team, thank you. All the bureau managers in the city and their financial teams, thank you. Especially I want to underline thanks to John Rist and bureau of transportation folks in partnership with Richard Beetles in the room as well. The bureau of transportation budget has just been five years of difficult, difficult decisions, and I want to thank after four years of being

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as creative as you were. Citizen budget committee mary martin, the citywide budget advisory committee I relied on t. Our labor leadership that we infused more voice, louder voice of labor in all the bureau discussions. This is something that's been promoted by commissioner Leonard since he joined the council, and it really paid off in better decision-making, smoother decision-making more than ever, so thank you to our labor leadership and also in addition to thanking the public for their involvement, laurel butman, who organized all the citizen outreach efforts, we got a lot of good feedback on that. So with that, andrew, thank you. Good job. Aye. [gavel pounded] we have an approved budget.

**Scott:** Just one more step.

**Adams:** We have almost an approved budget.

**Abma:** Before we go any further, prior to the -- during the hearing for the state revenue sharing prior to that you read a statement to the record. And there was a typo in the script and you referenced it, it was the 08-09 budget. 09-10 budget. And I think i'm being overly cautious, but maybe you want to amend the record to state that third paragraph should say the '09-10 budget.

**Adams:** I moved.

**Fish:** Second.

**Adams:** I move, it's been second the, I should have referred to the 09-10 fiscal year budget. Is there any discussion on this amendment? Anyone wishes to testify? Sue, will you call the roll on the amendment.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] amendment is approved. That gets us to --

**Scott:** There needs to be a motion to approve the tax levies. You should have language on page 3.

**Adams:** Who wants to go down in history as approving general obligation bond and taxing for over \$120 million?

**Leonard:** I do. So moved.

**Adams:** Is there a second?

**Fritz:** Second.

**Adams:** It's been moved and seconded. Any discussion?

**Scott:** We need to read the language.

**Adams:** All right. The motion seeks to approve the following proposed language. The city shall levy its full permanent rate of \$4.5770 per 1,000 of assessed value, and \$9,547,496 for the payment of voter-approved general obligation bond principle and interest, and \$114,980,456 for the obligations of the fire and police disability and retirement fund. And .4026 per thousand of assessed value for the children's levy. Furthermore, the city shall levy the amounts listed in attachment f for urban renewal collections. Any discussion on this motion that has been made and seconded? Anyone that wishes to testify? Sue, please call the roll.

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

**Fritz:** I have to comment. I was elected promising to spend taxpayers' money wisely, and it's good we're passing these antioxidants because I do think I have looked into the budget, I do believe we're spending them wisely. And we need to recognize taxes provide services. So it was good that we had the discussion about services first and then another piece to that that we do pay taxes for that purpose. Aye.

**Adams:** Aye. [gavel pounded] motion is approved. I'd now like today journal the budget committee session and reconvene as the budget committee for the Portland development commission. Many emily? Renee? Can you please call the roll for the budget committee of the Portland development commission.

**Item 742 (adjourned as the budget committee for the City of Portland - convened as budget committee for the Portland Development Commission).**

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**Fish:** Here. **Saltzman:** Here. **Leonard:** Here. **Fritz:** Here.

**Adams:** Here. Portland development commission shall present a summary of the changes that the budget committee may wish to incorporate into the approved budget as prtd in exhibit a of the resolution. I will call -- I will entertain as we do that any motion -- any amendments once we get through that i'll entertain a motion to prove the budget as amended in exhibit a of the resolution. Quick synopsis of what we're voting on.

**Bruce Warner, Portland Development Commission:** Mr. Mayor, members of the city council, good afternoon. Bruce warner, executive director of Portland development commission. Tony barnes is handing out a revised resolution. You had the attachment a is exactly the same, we've added an attachment b which also deals with the levy in the taxes did you for the city. So we want to make sure we're consistent with that action. So that resolution, the last whereas makes reference to a new exhibit b and the first be it -- further resolved on the second page revolves around approval of that exhibit b. I wanted to make sure you had that.

**Adams:** Any changes since you first considered this?

**Warner:** The changes noted are on page 1 of attachment a. The very bottom you'll see there's four changes. The first is \$50,000 have been added to our business and industry program to fund the downtown retail advocate position. The second was there's 11,820 in the community development block grant funds, the business industry program, correct amounts of staff associated with the reallocation and moving of the economic opportunity initiative program from bhcd to pdxrc. I also talked about at your last work session the 863,880 across multiple urban renewal areas to fund tiff-related housing transitional costs for the new Portland housing bureau and finally, the change which I don't think you've seen is we've moved forward, \$3.8 million unspent fiscal year 2008-2009 funds for block 49 housing project in the north macadam urban renewal district, which is the tamarack that we can hopefully get out to construction this next year. Those are the four main changes.

**Tony Barnes, Portland Development Commission:** That covers all the changes.

**Adams:** Council discussion on the changes? Is there anyone here who wishes to testify on the proposed p.d.c. budget? Do I need to take a motion for these changes?

**Warner:** I think it would be wise to take a motion for --

**Adams:** I move to -- that we amend the budget as page 1 of exhibit a in the box.

**Fish:** Second.

**Adams:** Moved and seconded. Council discussion? Anyone wishes to testify on the proposed changes to the proposed budget? Renee? Could you please call the roll? Sorry, I apologize.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] amendments are approved. We will now take, unless there's additional council discussion s. There anyone who wishes to testify on the proposed budget being considered for approved as amended? Unless there's additional council discussion, renee, would you please call the roll?

**Fish:** Bruce, thank you and your team for what I think was a highly functional process and echoing what commissioner Leonard said earlier, I think the process by which the committee as a whole reviewed your budget was a huge improvement over past years and gave us a chance collectively to participate in the budget process and in my mind it was rather seamless from beginning to end. Appreciate the time that you and your crack team and particular keith spent helping us understand your budget. Its various intricacies, and as I have said many times as the person charged with launching the new Portland housing bureau, for us to be successful in this new venture, we have to have an unprecedented level of cooperation with our sister agency, the Portland development commission, and everything that i've experienced over the last six months tells me that the relationship is very healthy, And we look forward to a very strong partnership as we launch these two new powerhouse bureaus. Aye.

**Saltzman:** Aye.

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**Leonard:** I recognize that I have not only been challenging, but challenged you in the last few years, and I think the result has been a remarkably transparent forthcoming budget process under your leadership, Bruce, and I definitely recognize your commitment to step up to the plate and make the process what it has been, which is a really good open process. And I know it hasn't always been easy, and I know that sometimes you weren't happy with what happened in the last few years, but I really think it's made a much stronger, vibrant economic development agency for the city. It's well respected, well thought of, and I certainly feel that way and appreciate very much all you've done. And I think the proof is in the p.u.d.ing in this budget. Aye.

**Fritz:** It's so diluteful to be in these budget hearings with the collegial nature of the discussions, and the knowledge that these budgets have been looked at carefully, and staff in different agencies for the bureaus across the stricks as with the Portland development commission, have done a good job of talking to each other and recognize there's still more talking that can be done and should be done. The mayor mentioned the office of healthy working rivers. We're realizing our partners in Portland development commission are crucial to that, and we don't have to choose between economic development and environmental restoration. We don't have to choose between staff doing things and citizens doing things, we can do it together. And I think this budget reflects that, and again I recognize the leadership of mayor Adams in bringing in new way of doing business here to the city of Portland and to you in the Portland development commission. And again, all the staff that we are working together because we recognize these are tough times and we don't have time to argue and we don't have money to waste. We need to figure out better ways to do things, and I think we're well on the way to that process. Aye.

**Adams:** Strategic, nimble, focus on making Portland more prosperous and more sustainable, p.d.c. Is back, and better than ever. I want to thank the commission, commissioner Scott Andrews is here, representing the commission, I want to thank you for involving me in your process and being your management team being so forthcoming in this process. Bruce I want to thank you for leading such a great turnaround, and for your enthusiasm to keep going. Your budget shop has been great, and Keith and Aaron and the team, thank you for your great work. We have a lot of work to do, and we're up to the task. Aye. [gavel pounded] it is approved. So, with that --

**Warner:** Just if I could, I do need you to ask -- to Dr. One more motion, which would be to make a motion to approve exhibit B which is the amounts of the taxes levied for urban renewal collections.

**Leonard:** So moved.

**Adams:** Second. It's been moved and seconded to approve exhibit B. Is there council discussion on exhibit B? Is there any one that wishes to testify on this motion to approve exhibit B? Renee, please call the roll on exhibit B.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] it is approved.

**Warner:** Mr. Mayor, if I could, I want to thank the city council and you specifically for your hard work and time that you've put in, looking at our budget and helping us put it together. I also want to acknowledge the increase in general fund for our economic development programs, which I know was very difficult in times of the limited resources we have now, and we will expect to you do great things for the city. Wall Street also be back as you know, Mayor and city council, in July with the economic development strategy that will help us frame how those dollars are spent to assure they're done in a way to really promote what we want here in the city. Thank you.

**Adams:** Thank you, Bruce. We stand adjourned as the p.d.c. Budget committee. [gavel pounded] and we stand in recess as the city of Portland city council until tomorrow, Thursday at 2:00.

At 3:00 p.m., Council recessed.

**May 28, 2009**  
**Closed Caption File of Portland City Council Meeting**

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

Key: \*\*\*\*\* means unidentified speaker.

**MAY 28, 2009            2:00 PM**

**Adams:** Luckily democracy is not dependent on the gavel. It doesn't hurt it, though. Today is thursday, may 28th, it's 2:00 p.m. This is the afternoon session of the Portland city council. Sue, please call the roll.

[roll call]

**Adams:** We have a little bit of housekeeping to do. The enforcer, otherwise known as jeremy, found that there were some amendments to the spring budget monitoring process and minor supplemental budget, which was council calendar item 740 yesterday, and I understand -- jeremy, why don't you explain what we need to do today.

**Jeremy Patton, Office of Management and Finance:** Good afternoon, financial planning division. There are technically a few small technical errors. The first one was an exhibit one yesterday, the exhibit only included the changes and didn't actually include the revised appropriation, which is the current revised budget plus the changes. So we basically swapped out exhibit 1. The other change was the compensation set-aside, which was taken out of contingency. So we made that change as well, another minor technical adjustment. I think the city attorney will walk us through the amendments we need to fix the problem.

**Jim Van Dyke, Sr. Deputy City Attorney:** What we need to do is have is a motion to reconsider, which anyone can make, adopt that, then make a motion --

**Fish:** Second.

**Adams:** Moved and seconded to reconsider. Any discussion from council on this item? Anyone wishes to testify on this item? Sue, please call the roll on the motion to reconsider.

**Fish:** Aye.

**Saltzman:** This was on -- ok. Yes. Aye.

**Fritz:** Aye.

**Adams:** Aye. Motion is approved. [gavel pounded]

**Van Dyke:** The second motion would be to move to amend the ordinance to substitute the exhibit that you've just been handed for the exhibit that was in the one that was adopted yesterday.

**Adams:** I move to substitute the exhibit that says may 28th, 2009-as amended for yesterday's council calendar item 740.

**Fish:** Second.

**Adams:** Moved and seconded. Any discussion from council?

**Parsons:** Shall I read the item?

**Adams:** Sure.

**Item 740.**

**Adams:** Thank you, sue. Is there anyone that wishes to testify on this issue? Seeing none, unless there's additional council discussion, sue, would you please call the roll on the substituted minor supplemental budget monitoring process motion.

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] so done. Mr. Patton, is there more work to be done?

**Van Dyke:** I believe that was the motion to amend and to substitute which just passed, and now you'll need to pass it as substituted.



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**Adams:** Is there any council discussion on the motion to pass the amended bump? Minor supplemental? Is there anyone that wishes to testify on the amended bump minor supplemental? Sue, would you please call the roll?

**Fish:** Aye. **Saltzman:** Aye. **Leonard:** Aye. **Fritz:** Aye. **Adams:** Aye. [gavel pounded] approved. Mr. Patton, anything else? Mr. Van dyke?

**Van Dyke:** That's it.

**Adams:** That brings us to the 2:00 time certain. Sue, please read the title for our 2:00 time certain. **Item 743.**

**Adams:** Come on up. This is an issue, another issue that this council has agreed to tackle, that actually has been languishing on the city's to-do list for 10 years. It is time to move the designation of west hayden island from no person's land to some kind of land and incorporation in some form into the city itself. At least to go through a process to seriously consider the options surrounding that. So conversations with the port, conversations with stakeholders, including environmental stakeholders, has produced what I think is a balanced and fair process that we're going to hear about today, and offer to council for consideration. Eric?

**Eric Engstrom, Bureau of Planning and Sustainability:** Thank you, mayor Adams. My name is eric inc. Strom, i'm representing the bureau of planning and sustainability. With me is susie, with the port of Portland. We're just going to go over the details of this intergovernmental agreement. The ordinance before you would authorize the mayor to execute an i.g.a. With the port of Portland for approximately \$440,000 to pay for planning services. That will lead towards possible concept plan for the island and consideration as of a possible annexation. If that decision moves forward, then we would also be developing a plan district for the zoning code for that site. This will happen over the next 12-14 months. If this agreement is executed, there are a couple phases of our work. The main phases of the project would involve first phase being the foundation studies and -- which would include environmental resource study and an economic study of the site, and the possible benefits of development or natural resource enhancement. This will lead to a question coming back to council in the late fall for the basic question being, is it possible to mix uses of natural resource enhancement and protection and marine terminal development. That basic question will come to council in the late fall. If the answer is yes, then we would move on to a concept plan and a plan district in the spring. You touched upon, this has been on our to-do list for a while, so why is this important to do now? One thing I would mention is that we're well along in the process of a plan for the eastern half of hayden island, which will come before you on the 18th of june. All of you're aware of the columbia crossing project as well, which puts light on hayden island as a whole and what the future of the area is going to be. You also are aware that we're in the process of updating our comprehensive plan, and as part of that the city has an interest in knowing how much industrial land overall we have, and particularly how much marine industrial land we have and whether we should be counting any portion of this site in that equation. That also plays into the metro regional decisions about industrial land and whether there's nicholas frazier of it within the urban growth boundary. Property says we're following with this, we've formed a community working group --

**Adams:** Can you interrupt to you clarify that I approached, so council knows background, I approached the port because of the reasons that you mentioned and other community stakeholders to initiate this process. That it made sense I felt there were compelling reasons to do it now.

**Engstrom:** The public process for this will be driven by the community working group, which is a group of interested parties and residents that have been formed to be the steering committee for this work. The chair of that group is with us in the audience, anne squire. The group includes bob sallinger, travis williams, chris hathaway, tim healthier, bob acres, richard carhart, brad houten, tom dana, bob russell, Courtney callier, ray, myself, and mike rosen from the bureau of environmental services. The charter has been given to you as well with your papers, basically the charter is to

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advise the council and by extension the planning and sustainability bureau on how marine industrial land and recreational uses might be reconciled on west hayden island and if they determine a mix of use assist possible, to recommend a preferred concept plan. And that is the central question of this project. Metro hazardous ignited this site as regional significant industrial land. It's also been designated as high value riparian habitat. So we need to look seriously at the process and at the facts underlying those designation and figure out whether we can reconcile that and how. And i'd like to turn it over to susie to describe a little bit about the port's perspective is why that's an important project.

**Susie Lahsene, Port of Portland:** Susie, port of Portland. Transportational land use policy merc. I also have with me today our marine director, sam ruda, and tom imason, our public affairs director, who will say a couple words when i'm finished. West haven island was brought into the u.g.b. To serve a marine industrial need in 1983. And at that time, metro also recognized the habitat values on the island. The port purchased the island in '94, to address future marine growth. And then since that time, metro in their planning process, their land use planning and their policy framework established by the 2040 growth concept, title four and title 13, has continued to highlight and reinforce the industrial development potential and the habitat value. To date as the mayor indicated, we have an asset that's undefined. We need both zoning and comp plan designation that addresses the needs and interests for the island, and considers the policy framework. We believe that the process outlined with the stakeholders provides the opportunity to carefully consider how marine, industrial, habitat, and recreational uses might be reconciled on west hayden island, and if so, to recommend a land use concept plan. It would be a terrific outcome. At that point I would like to ask sam ruda and tom imason to talk a little bit about why the annexation now from the port's perspective.

**Sam Ruda, Port of Portland:** Thank you, mr. Mayor, commissioners. My name is sam ruda, the director of marine and industrial development at the port of Portland. It's a pleasure to be in front of you today. Despite the downturn in global economic conditions, the port continues to respond to the headlands that confront us, and even in these difficult economic times, opportunities for near-term and long-term business growth are in fact real and viable. The maritime business, to be frank, is very dynamic, and there are cycles of both up and down. Nevertheless the long-term projection supports growth and trade. Our ability to participate in this growth represents a great opportunity for the city, the state, and certainly the port. We evaluate business opportunities. I believe the city and the port are at their best when we do our homework, plan collaboratively, and engage with our collective stakeholders. While it's often difficult to undertake projects like this, with a range of options seems at odds, it is in fact in the best interests of the city to be asking the question what is the future of west hayden island. We believe that the answer is yes. Leaving west haven island in planning limbo, so to speak, serves only limited interests. We recognize that there are different views to what waterfront development should or should not be. This I applaud this collective effort now underway and appreciate the vast amount of time and resources being committed to address the future of this very important asset. Thank you.

**Tom Imeson, Port of Portland:** Thank you, mayor Adams, members of the council. I'm tom imason, public affairs director for the port of Portland. I appreciate opportunity to be here today and to spend a couple minutes to talk about the process. I think it's worth pointing out that a lot of effort and care has been taken by the city and I think by the port and others who have been involved in this so far to create a process that has real merit. We began that by engaging the Oregon consensus program which conducted a series of interviews with the stakeholders and the number of conversations with the community about that process and how to engage in it. I think a lot of that is represented in what's before you today. We believe that the community working group that eric outlined represent as very diverse set of interests that are concerned about the island and that already the four meetings they've conduct sod far have proven to be effective. Title 13, metro's title

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13 was mentioned earlier in the nature of the neighborhood title, which directs the port and the city to develop a concept plan for the island in cooperation with each other, and we believe that the -- this effort will produce that. I think it's important the group's charter is specific. It asks the working group to advise the city on how the marine industrial habitat and recreational uses might be reconciled, and if a mix is determined possible what a concept plan should look like. We believe this charge addresses the policy framework established by metro over the last 25 years. So it's our hope that this 18-month study and planning effort will yield new information about economic needs and the island's environmental values. We also hope the process provides the community with an open door into the port's business, to our challenges and hopes not unlike what the airport future's project has yielded on the aviation side of our business. All of us would agree that effort is going forward well at this point. We appreciate your consideration of the i.g.a. And want to assure you the port stands ready to execute that agreement immediately should you approve it.

**Adams:** Mr. Salinger, do you want to give us your perspective?

**Bob Sallinger:** Good afternoon. Thanks for the opportunity to testify. I'm the conservation director for the Audubon Society of Portland. I want to express my appreciation to Mayor Adams and his staff for the work they've done on this process. Also Ann Squire for chairing this process, and to the planning bureau for their efforts and also for revising the i.g.a. I think it's a far improved over the original draft. Nonetheless we are still concerned. The original i.g.a. was very, very controversial, and poorly received by many committee members, and it was disappointing to us it was never brought back to the committee for review and none of the committee was formally invited here today to testify. We were told at the last meeting the draft was done, you could go to the internet and see it, and you could testify if you wanted to today, but that was our participation in this final draft. That's very disappointing given the controversies to date. More importantly, we believe it's still somewhat unclear in the i.g.a. as to what the port and the city's roles are. There's a lot of places where they seem to both have oversight and this is a controversial project, and it's troubling to us that the port still remains a project manager, a future applicant, a committee member, funder, they have a staffer on the committee, they have a board member on the committee, and they serve on the boards of some of the committee members as well, so they play a lot of roles in this process. And that may be unavoidable to some degree. We think it's still overemphasized. It is critical this process be open, fair, and transparent. This process has already been marred by numerous situations where there was a real perceived bias. One example, the city took out ads to support a port of Portland presentation on West Hayden Island, at which no one else was allowed to present the table. And the port gave its presentation, it looked like a joint city-port presentation, but it was very explicitly the port's point of view, and they were the only ones allowed to talk, and we could ask questions, but they got to answer them. So this process is not start can on the right foot. It's starting to get on the right track, and that gives me some hope. Audubon is a strong supporter of long-term strategic planning and we think it's important to try and be rigorous about that. And not to deviate from our plan unless there's -- we appreciated your example on Collwood as a good example. It's equally important there's been a series of conflicting planning decisions on this parcel. There's no clear-cut path forward and we have a lot of conflicting decisions no one has reconciled. Equally important to realize since the port took the property by condemnation or threat of condemnation in 1994, there have been huge changes on the landscape on the environmental side we've had superfund listings, clean water enforcement, e.s.a. listings, in the '96 floods, climate change initiatives and the development has huge implications for our ability to achieve mandate in those areas. It does have huge implications for things that have occurred since 1994. On the economic side, almost all of the basic economic assumptions when you go back to all the documents from the '80s and '90s have failed to come true. Those predictions were wrong. It's not to say we shouldn't do it. But there's a lot of reasons to be skeptical about the assumptions we're in place in 1994. So I'll end by saying I cut my teeth on the 1999 process that was the first major

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policy piece did I for audubon that the port pulled me out of the care center and asked me to serve on that committee, so I tell them it's their fault i'm here today. I would be rehabbing squirrels if it weren't for them. For two years on that public process, I was lone voice of descent raising questions and issues about the fundamental assumptions. When the final report came out, I was still a lone voice, I was pretty much steamrolled. It's still the ugliest process i've been involved in in 17 years working for audubon. I was the dissenting voice. It turns out most of the things we were saying turned out to be valid. And that process eventually did derail, only after spending huge amounts of public resources to get to a train wreck. And so my hope is that this time around we'll do a lot better job up front on the committee scrutinizing the assumptions and the various facets of this project so we come to a better decision at the end of the day. My hope is simply that when it does come before you, it may still be conflicted, but you'll have good solid information on which to make a choice. Thank you.

**Adams:** Thank you, bob. Ms. Squire, could you come -- squire, could you come forward? Chair squire is the former natural resources, policy advisor to Oregon governor barbara roberts, taught water law, she might be able to, I don't know, illuminate a few things for commissioner Leonard, our water commissioner, at lewis and clark from 19 -- .

**Fish:** I have a question about mccalls, it is appropriate we're using water bureau money -- never mind.

**Adams:** A member of the energy facility siting task force and a founding member of the Oregon shores conservation coalition and current labored member, chaired the first water policy review board, served as a member of the land conservation and development commission, environmental quality commission. I want to thank you, someone of your background and prestige and expertise. I want to thank you for taking on what is a very, very difficult task, very controversial, and I just wanted to maybe have you explain how you're seeking the chair this and to get to the facts and making sure that it's a level playing field for consideration. If you could move that mike a little closer too, we can hear you.

**Anne Squier:** Thank you, mayor Adams. Commissioners. I didn't prepare any particular presentation this afternoon. I'm honored to have been asked to chair this, though once I learned a little bit more about the history and the process, I realized it was a very serious job. I would say that we have a very diverse group of stakeholders, largely focused locally on west hayden island. With very, very strong views about what the outcome should be. But I am quite hopeful after our latest meeting that everyone is going to make a serious effort to see whether there is a way to reconcile competing policy directives on that piece of land. I have no idea where this is going to come out. It will be a tense process because of -- we are focusing within an existing policy framework, and yet are being asked to see whether it is possible to reconcile those potentially conflicting policies. And if there is a problem getting to that point at some point, you start to get out of the local process and into something that would have to be a much larger regional process. So I don't think we're going to end up there. I think that this, as I say, has a very good chance of having people take a good hard, good faith civil discourse to get to some kind of reconciliation that takes into account both some very fine habitat qualities and the location from an industrial standpoint. I'd be glad to answer any specific questions.

**Adams:** Questions from the council?

**Fish:** I have a procedural question. I've been look through the questions, the questions that have been framed for the working group. One of the last questions is, what is the package that as a group we can recommend at city council? If you find that notwithstanding your best efforts you can't get to consensus, but there are divergent views, would it be your intension to report back with the majority and minority opinion in writing?

**Squier:** The short answer is question. We have adopted some working agreements on how we're going to proceed. Did I not bring those with me today, but they basically set a fairly high

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percentage of the group that must agree before we go on and say something is settled. We do not require 100% consensus on everything. If in fact we end up with a report that is not 100% consensus, it will describe the dissenting view or views within that report as dissenting views so that you have the full picture of what our discussion and debate has been. Is that responsive?

**Adams:** That's very helpful.

**Fritz:** What was the process to decide there was going to be a mix of use rather than all industrial or an environmental?

**Squier:** Commissioner Fritz, that is not something that this group has been involved in. There are high habitat values, this critical -- that it's very high value for marine industrial use that there are potential recreational uses, and we are asked to take those conflicting policies and recommend back whether there's a way to reconcile them and satisfy all of those policy goals within the 800-plus acres on west hayden island. Is that responsive to your question?

**Fritz:** A follow-up, yes. Could one of the outcomes be, no, we can't make the both uses work, and so it should be either all industrial or all preservation?

**Squier:** That is something that I think was of great concern to mr. Salinger and others on the group early on. The charter I think makes clear that there is the possibility that we will not be able to reconcile. An example might be, in the fact finding we have done when we have consultant work, there could be something that none of us has anticipated that would overwhelm in one direction or another. And basically require the group to say, no, we can't reconcile. There is room for that. That is not the goal, and that is not the charge. But there is room for it if the facts drive us there.

**Fritz:** Thank you. And this agreement doesn't commit us to annex west hayden island. Is that correct?

**Engstrom:** No. This sets in motion the work to consider.

**Fritz:** Thank you.

**Adams:** Thank you, chair squire. I appreciate your willingness to serve on this very difficult and controversial project.

**\*\*\*\*\*:** Thank you for asking.

**Adams:** Further discussion with staff and the city council?

**Fish:** I wanted to clarify the full amount of the cost of this document, the \$440,000, is to be borne by the port of Portland?

**Engstrom:** Correct. The money goes into two basic directions, one part of it to use for staff and planning and sustainability and the other part is for the two external studies.

**Adams:** And they're paying for a -- they're helping to pay for a process, not an outcome. Ok. Is there anyone else that wishes to testify that has not testified thus far? All right. Is there anything you want to say, eric? That we haven't said?

**Engstrom:** No.

**Adams:** Sue, please call the roll.

**Fish:** Thank you, mayor, for moving this forward. And appreciate bob sallinger coming as our only testimony outside of the direct participants. This looks like a promising enterprise. I look forward to a rigorous planning work and a robust discussion of the issues with all the stakeholder groups and i'm pleased that it has been made clear there's no constraint on what can be evaluated and reported back to us. This is not an enterprise where there are boundaries strictly observed which prefigure some said of recommendations. If the fundamental premise of this task force turns out to be flawed, and these matters cannot be reconciled, we'll be getting a report back to that effect. And if the task force cannot -- the work group cannot reach a consensus we look forward to hearing from the chair as to that point in which there's? Kind of impasse. But I too want to thank the chair for her service and taking on this task and report for being a good partner and funding this enterprise.

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**Saltzman:** I want to thank the working group and thank planning for their getting this process up and running. We tackled the airport future project, which had a similar origins, and sometimes I guess skepticism about the port's control or not of the process. But I do think that skeptics were proved wrong, and I think we did have a good process that involved everybody, and I think everybody came out happy. I recognize this may not be as easy as the airport, and that's saying something in and of itself. Never the less I think there's a lot of people with good intentions around the table and I look forward to a robust process. We'll see where it goes. Aye.

**Leonard:** Aye.

**Fritz:** This is exciting to be moving forward. I looked at the makeup of the community working group, and it's a good balance. And I know that the other neighborhood folks who are not here today, it's because they're working, not that they don't care about being here. My office floored the potential for the office of healthy working rivers and we understand that would janne hutchins set the balance between different stakeholders. But we will certainly be attending the meeting and making sure that we follow it closely in our active participants in it. So I appreciate you serving as chair and the funding from the port in these difficult times, and the importance of this to make the decisions one way or another. I think that's part of what i'm supporting here. So thank you very much. Aye.

**Adams:** Thank you to the working group members, thank you to the bureau of planning and sustainability, thank you to the port and thanks to amy in my office who will be the liaison for this project. Aye. [gavel pounded] it is approved. That gets us to city council is adjourned for the week. [gavel pounded]

At 2:40 p.m., Council adjourned.