

No. 4353

Official Agenda

*of the*

Council of the City of  
Portland, Oregon



**Agenda Numbers 136 to 165**



Summary of the

**Legislative and Administrative Matters**

to be considered by the Council at its next regular session to be held at

9:30 A. M., Wednesday, February 5, 1997

2:00 P. M., Wednesday, February 5, 1997

2:00 P. M., Thursday, February 6, 1997



*Compiled by*

BARBARA CLARK, Auditor of the City of Portland

# OFFICERS OF PORTLAND'S CITY GOVERNMENT

## ELECTED OFFICIALS

Mayor	Vera Katz
President of the Council	Charlie Hales
Commissioner #1	Jim Francesconi
Commissioner #2	Erik Sten
Commissioner #3	Gretchen Kafoury
Commissioner #4	Charlie Hales
City Auditor	Barbara Clark

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### **VERA KATZ, MAYOR** **Commissioner of Finance and Administration**

Office of Finance and Administration  
Bureaus of Administrative Services/Financial Planning/Personnel

Bureau of Police  
Bureau of Purchases and Stores  
Office of the City Attorney  
Office of Government Relations  
Office of International Relations  
Portland Development Commission

**Liaison Responsibilities**  
Civil Service Board  
Fire & Police Disability and Retirement Board  
Leaders Roundtable  
Livable City Housing Council  
Mayor's Business Roundtable  
Office of Neighborhood Assns: Neighborhood Enhancement Project  
Police Internal Investigations Auditing Committee  
Portland/Multnomah Progress Board  
Portland/Oregon Visitors Association  
Private Industry Council  
Public Safety Coordinating Council

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### **JIM FRANCESCONI** **Commissioner of Public Utilities** **Position Number 1**

Bureau of General Services  
Bureau of Licenses  
Film, Video and Special Events  
Bureau of Parks and Recreation (except GOBI)

**Liaison Responsibilities**  
Business License Board of Appeals  
Mayor's Business Roundtable  
Metro Policy Advisory Committee  
Metropolitan Human Rights Commission  
Pioneer Courthouse Square  
Pittock Mansion Advisory Committee  
Regional Drug Initiative  
Rose Festival Association  
Sustainable Portland Commission  
Taxicab Board of Review  
Towing Board of Review

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### **ERIK STEN** **Commissioner of Public Works** **Position Number 2**

Bureau of Environmental Services  
Bureau of Hydroelectric Power  
Bureau of Water Works  
Office of Cable Communications and Franchise Management  
Portland Energy Office

**Liaison Responsibilities**  
Metro Solid Waste Advisory Committee  
Mt. Hood Cable Regulatory Commission  
Water Quality Advisory Committee

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## APPOINTED OFFICIALS

City Attorney	Jeffrey L. Rogers
Chief of Bureau of Fire	Robert R. Wall
Chief of Bureau of Police	Charles Moose
Dir. Office of Finance and Administration	Timothy Grewe
Dir. Bureau of Buildings	Margaret Mahoney
Dir. Bureau of Environmental Services	Dean Marriott
Dir. Bureau of General Services	David Kish
Dir. Bureau of Parks	Charles Jordan
Dir. Bureau of Personnel	Janice Deardorff
Dir. Bureau of Planning	David Knowles
Dir. Office of Transportation	Felicia L. Trader
Adm. Bureau of Water Works	Michael Rosenberger
City Engineer	Vic Rhodes
City Treasurer	David Smith
Purchasing Agent	Carlton Chayer

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### **GRETCHEN MILLER KAFOURY** **Commissioner of Public Affairs** **Position Number 3**

Bureau of Emergency Communications  
Bureau of Fire, Rescue and Emergency Services  
Bureau of Housing and Community Development  
Office of Neighborhood Associations  
Portland/Multnomah Commission on Aging

**Liaison Responsibilities**  
BOEC Users Group  
EMS Policy Board  
Fire Code Board of Appeals  
Housing Authority of Portland  
Housing and Community Development Commission  
Metropolitan Exposition and Recreation Commission  
Multnomah County Animal Control  
Portland Development Commission Housing Programs  
Regional Arts and Culture Council

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### **CHARLIE HALES** **Commissioner of Public Safety** **Position Number 4**

Bureau of Buildings  
Bureau of Parks and Recreation - GOBI projects  
Bureau of Planning  
Office of Transportation  
Bureaus of Maintenance/Traffic Management/  
Transportation Engineering

**Liaison Responsibilities**  
Adjustment Committee  
Bureau of Buildings Board of Appeals  
Design Commission  
League of Oregon Cities  
Metro J-PACT Commission  
Metro Policy Advisory Committee  
Portland Planning Commission  
Portland Historic Landmarks Commission

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### **BARBARA CLARK** **Auditor of the City of Portland**

Assessments and Liens  
Audit Services  
City Elections  
Contracts and Disbursements  
Council Clerk  
Hearings Officers  
Records and Archives  
Secretary, Fire & Police Disability and Retirement Fund Board

	<b>DISPOSITION</b>
<p align="center"><b>PORTLAND CITY COUNCIL AGENDA</b>  <b>Interim Council Chambers</b>  <b>Portland Building - 1120 SW Fifth Avenue</b>  <b>WEDNESDAY, 9:30 AM, FEBRUARY 5, 1997</b></p> <p><b>136 TIME CERTAIN: 9:30 AM</b> - Further amend City Code Chapter 14.100 to add a drug-free zone (Ordinance introduced by Mayor Katz; amend Title 14)</p>	<p align="center"><b>PASSED TO SECOND READING</b>  <b>AS AMENDED</b></p>
<p align="center"><b>CONSENT AGENDA - NO DISCUSSION</b></p> <p><b>137</b> Accept bid of Brant Construction, Inc. for Kenilworth Park improvements for \$134,000 (Purchasing Report - Bid 90)</p>	<p align="center"><b>ACCEPTED</b>  <b>PREPARE CONTRACT</b></p>
<p><b>138</b> Accept bid of Peek Traffic-Signal Control Co., Inc. and McCain Traffic Supply Co. for signal control equipment for an estimated annual total of \$227,503 (Purchasing Report - Bid 104-A)</p>	<p align="center"><b>ACCEPTED</b>  <b>PREPARE CONTRACT</b></p>
<p align="center"><b>Mayor Vera Katz</b></p> <p><b>139</b> Confirm appointment of Terrill Collier and Joseph Poracsky to the Urban Forestry Commission (Report)</p>	<p align="center"><b>CONFIRMED</b></p>
<p><b>140</b> Authorize intervention in lawsuit, <u>Simms v Besaw's Cafe</u>, in which validity of private right of action under City of Portland Civil Rights Code Section 23.01 may be challenged (Resolution)</p>	<p align="center"><b>35586</b></p>
<p><b>*141</b> Authorize bonds for Homeless Shelter (Ordinance)</p>	<p align="center"><b>170884</b></p>
<p align="center"><b>Commissioner Jim Francesconi</b></p> <p><b>142</b> Accept remodeling of Kerby Garage with 2KG Contractors, Inc. as substantially complete, release retainage except for \$17,500 and make payment (Report; Contract No. 30173)</p>	<p align="center"><b>ACCEPTED</b></p>

	DISPOSITION
<p><b>143</b> Accept contract with Gerding Investment Company as developer for the construction of the new East Portland Community Policing Center as substantially complete and authorize final payment and release of retainage (Report; Contract No. 30354)</p>	<p><b>ACCEPTED</b></p>
<p><b>*144</b> Authorize the Commissioner of Public Utilities to sign an Earth Smart Commercial Agreement for City Hall (Ordinance)</p>	<p><b>170885</b></p>
<p><b>*145</b> Increase contract with 2KG Contractors, Inc. for remodel of Kerby Garage by Change Order No. 5 for \$16,483 (Ordinance; amend Contract No. 30173)</p>	<p><b>170886</b></p>
<p><b>*146</b> Accept the gift of a "Peacekeeper" armored vehicle from the State of Oregon for use in responding to emergency situations (Ordinance)</p>	<p><b>170887</b></p>
<p><b>*147</b> Accept a grant from the Oregon State Marine Board in the amount of \$581,000 for repairs to Willamette Park boating dock and parking lot (Ordinance)</p>	<p><b>170888</b></p>
<p><b>*148</b> Contract with F.E. Ward Constructors for landslide repair at Hillside Community Center and provide for payment without advertising for bids (Ordinance)</p>	<p><b>170889</b></p>
<p style="text-align: center;"><b>Commissioner Erik Sten</b></p> <p><b>149</b> Contract with the U.S. Geological Survey for streamflow and water quality monitoring without advertising for bids (Ordinance)</p>	<p><b>PASSED TO SECOND READING</b></p>
<p><b>*150</b> Authorize a contract and provide payment for water demand monitoring equipment, software and installation services (Ordinance)</p>	<p><b>170890</b></p>
<p><b>151</b> Authorize an Intergovernmental Agreement with Metro for use of Metro's Geographic Information System (GIS) research services and products (Ordinance)</p>	<p><b>170891</b></p>
<p><b>*152</b> Authorize a contract and provide for payment for the Tanner Creek stream diversion, Phase 1, Unit 2 (Ordinance; Project 5913)</p>	<p><b>170892</b></p>

	<b>DISPOSITION</b>
*153 Authorize a contract and provide for payment for the SW Washington Street, 11th to 13th Avenues sewer reconstruction (Ordinance; Project 5917)	<b>170893</b>
154 Authorize the appropriation of additional funds for fiscal year 1996/97 for technical services provided by Suzanne Crane Engineering, Inc., dba Crane & Merseeth (Ordinance; amend Contract No. 29884)	<b>PASSED TO SECOND READING</b>
155 Consent to transfer of Progressive Refuse Service, Inc. solid waste and recycling franchise to Cloudburst Recycling, Inc. (Second Reading Agenda 131)	<b>170894</b>
<b>City Auditor Barbara Clark</b>	
156 Transmit Certificate of Completion for the NW 11th Avenue/NW Hoyt Street Local Improvement District (Report; C-9894)	<b>ACCEPTED</b>
<b>REGULAR AGENDA</b>	
<b>Mayor Vera Katz</b>	
*157 Agreement with Classical Chinese Garden Society and Classical Chinese Garden Trust for cooperation in the development and construction of a Classical Chinese Garden in the City of Portland (Ordinance)	<b>170895</b>
<b>Commissioner Charlie Hales</b>	
158 Consider vacating a portion of NE 70th Avenue between NE Roselawn and NE Emerson Streets at the request of Blaine Frederickson (Hearing; Report; C-9913)	<b>APPROVED: CITY ENGINEER PREPARE ORDINANCE</b>
159 Consider vacating a portion of SE Tenino Street east of SE McLoughlin Boulevard at the request of Pacific/Hoe Saw & Knife Company (Hearing; Report; C-9919)	<b>APPROVED: CITY ENGINEER PREPARE ORDINANCE</b>

	<b>DISPOSITION</b>
<p style="text-align: center;"><b>Commissioner Gretchen Miller Kafoury</b></p> <p><b>*160</b> Contract with the Portland Development Commission for \$12,045,230 for housing and economic development activities and provide for payment (Ordinance)</p>	<p><b>170896</b></p>
<p style="text-align: center;"><b><u>WEDNESDAY, 2:00 PM, FEBRUARY 5, 1997</u></b></p> <p><b>161 TIME CERTAIN: 2:00 PM</b> - Appeal of Kelly and Barbara Bruun, applicant, against condition C.1 imposed by the Hearings Officer in approving application for a zone change to environmental zone boundaries located north of SW Humphrey Boulevard near SW Humphrey Court, including the abutting Highway 26 right-of-way (Hearing; 95-00427 ZC)</p>	<p><b>TENTATIVELY DENY APPEAL AND UPHOLD HEARINGS OFFICER'S APPROVAL AS MODIFIED: APPLICANT PREPARE FINDINGS FOR MARCH 19, 1997 AT 2 PM</b></p>
<p style="text-align: center;"><b>Commissioner Charlie Hales</b></p> <p><b>162</b> Tentatively grant appeal of Mike and Ardele Obrist, applicant, against Hearings Officer's decision of denial and approve application with conditions for a 25-lot major land division and planned unit development with environmental review located south of SE Foster Road and west of SE Barbara Welch Road (Findings; 95-00661 SU PU EN AD)</p>	<p><b>CONTINUED TO FEBRUARY 12, 1997 AT 2 PM</b></p>
<p style="text-align: center;"><b><u>THURSDAY, 2:00 PM, FEBRUARY 6, 1997</u></b></p> <p><b>163 TIME CERTAIN: 2:00 PM</b> - Appeal of Lents Neighborhood Association against Hearings Officer's decision to deny application of Lents Seventh Day Adventist Church for a conditional use to expand its 48-space parking lot to 63 spaces at 8835 SE Woodstock Boulevard (Hearing; 96-00843 CU)</p>	<p><b>CONTINUED TO FEBRUARY 12, 1997 AT 2 PM</b></p>

	<b>DISPOSITION</b>
<p><b>REGULAR AGENDA</b></p> <p><b>Commissioner Jim Francesconi</b></p> <p><b>164</b> Liquor license application for Million Dollar Saloon, Inc., 15920 SE Division Street, Dispenser Class A liquor license (change of owner); Unfavorable recommendation (Report)</p>	<p><b>UNFAVORABLY RECOMMENDED</b></p>
<p><b>165</b> Liquor license application for Ok Chul Kim and Yong Ha Kim, dba Sub King, 2821 NW St. Helens Road, Restaurant license (new outlet); Favorable recommendation (Report)</p>	<p><b>FAVORABLY RECOMMENDED</b></p>
<p><b>NOTE:</b>The * indicates an emergency ordinance, which takes effect immediately if passed. Non-emergency ordinances require two readings and a 30-day waiting period before taking effect. Resolutions, reports, etc., adopted by Council are effective after adjournment.</p> <p>The above summary is published by the City Auditor as provided by Section 2-113 of the Charter and Ordinance No. 130672.</p> <p>Council Chambers is equipped with a sound system for the hearing impaired and assisted listening devices are also available upon request. Please make requests for a sign language interpreter at least 48 hours prior to the meeting. Contact the Council Clerk (823-4086) or TDD (823-6868) to make arrangements.</p> <p style="text-align: right;"><b>BARBARA CLARK</b> Auditor of the City of Portland</p>	