



**CITY OF  
PORTLAND, OREGON**

OFFICIAL  
MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 11<sup>TH</sup> DAY OF MAY, 2011 AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Adams, Presiding; Commissioners Fish, Fritz and Saltzman, 4.

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

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

	<b>Disposition:</b>
<b>COMMUNICATIONS</b>	
444 Request of Hector Lara Cervantes to address Council regarding illegal operations and experiments done on citizens (Communication)	<b>PLACED ON FILE</b>
445 Request of Art Lewellan to address Council regarding the Columbia River Crossing is not shovel-ready (Communication)	<b>PLACED ON FILE</b>
<b>Motion to suspend the rules:</b> Moved by Mayor Adams and seconded by Commissioner Fish. (Y-4)	
<b><u>SUSPENSION OF RULES</u></b>	
445-1 Recognize and honor the vision, generosity and many civic and professional accomplishments of Harold Schnitzer and offer condolences to his family (Resolution introduced by Mayor Adams)  (Y-4)	<b>36861</b>
<b>TIMES CERTAIN</b>	
446 <b>TIME CERTAIN: 9:30 AM</b> – Recognize May 2011 as Foster Care Awareness Month and honor foster care programs funded by the Portland Children’s Levy (Resolution introduced by Commissioner Saltzman) 20 minutes requested  (Y-4)	<b>36862</b>
<b>CONSENT AGENDA – NO DISCUSSION</b>	
<b>Mayor Sam Adams</b>	
<b>Bureau of Police</b>	

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<p><b>*447</b> Authorize application to U.S. Department of Justice, Office of Justice Programs, National Institute of Justice for a grant in the amount of \$172,383 for the FY 2011 Paul Coverdell Forensic Science Improvement Grants Program (Ordinance)</p> <p>(Y-4)</p>	<p><b>184569</b></p>
<b>Bureau of Transportation</b>	
<p><b>*448</b> Accept a grant in the amount of \$870,000 from the Oregon Department of Transportation and authorize an Intergovernmental Agreement for the 122nd Complete and Green Main Street project (Ordinance)</p> <p>(Y-4)</p>	<p><b>184570</b></p>
<p><b>449</b> Designate five Multnomah County tax foreclosed properties deeded to the City as public right-of-way (Ordinance)</p>	<p><b>PASSED TO SECOND READING MAY 18, 2011 AT 9:30 AM</b></p>
<p><b>450</b> Designate four Multnomah County tax foreclosed properties deeded to the City as public right-of-way (Ordinance)</p>	<p><b>PASSED TO SECOND READING MAY 18, 2011 AT 9:30 AM</b></p>
<b>Office of Management and Finance</b>	
<p><b>451</b> Accept bid of Kodiak Pacific Construction for the South Waterfront Intersection Improvements: Harbor Dr &amp; SW River Parkway for \$1,699,999 (Procurement Report - Bid No. 112653)</p> <p>(Y-4)</p>	<p><b>ACCEPTED PREPARE CONTRACT</b></p>
<p><b>*452</b> Pay claim of Thomas Winters involving Bureau of Technology Services (Ordinance)</p> <p>(Y-4)</p>	<p><b>184571</b></p>
<p><b>*453</b> Amend Intergovernmental Agreement with the Portland Development Commission for economic development activities (Ordinance; amend Contract No. 30001830)</p> <p>(Y-4)</p>	<p><b>184572</b></p>
<p><b>*454</b> Amend contract with Comcast of Oregon II, Inc. to extend and add \$500,000 for regional broadband services to local governments, schools and public agencies throughout Multnomah County (Ordinance; amend Contract No. 30000346)</p> <p>(Y-4)</p>	<p><b>184573</b></p>
<b>Commissioner Dan Saltzman Position No. 3</b>	
<b>Bureau of Environmental Services</b>	
<p><b>*455</b> Extend contract with David Evans and Associates, Inc. for design service for the Umatilla Wastewater Pump Station Project No. E08589 (Ordinance; amend Contract No. 36485)</p> <p>(Y-4)</p>	<p><b>184574</b></p>

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<b>456</b> Amend contract with Parametrix for additional work and compensation for the SE 83rd Avenue Wastewater Pump Station Project No. E08376 (Ordinance; amend Contract No. 37227)	<b>PASSED TO SECOND READING MAY 18, 2011 AT 9:30 AM</b>
<b>City Auditor LaVonne Griffin-Valade</b>	
<b>457</b> Amend the fee schedule for land use review hearings provided by the Hearings Officer (Ordinance)	<b>PASSED TO SECOND READING MAY 18, 2011 AT 9:30 AM</b>
<b>REGULAR AGENDA</b>	
<b>Mayor Sam Adams</b>	
<b>Bureau of Transportation</b>	
<b>458</b> Create a local improvement district to construct street, sidewalk and stormwater improvements from Pardee St to Liebe St in the Lents Phase IV / SE 118th Ave Local Improvement District (Hearing; Ordinance; C-10040) 10 minutes requested	<b>PASSED TO SECOND READING MAY 18, 2011 AT 9:30 AM</b>
<b>459</b> Allow consumption of alcohol in the Public Right of Way provided a permit for a Community Event Street Closure – Alcohol Allowed is issued under Chapter 17.44 (Previous Agenda 413; amend Code Section 14A.50.010 and 17.44.020)	<b>PASSED TO SECOND READING MAY 18, 2011 AT 9:30 AM</b>
<b>460</b> Vacate portions of SW Hillsdale Ct and SW 43rd Ave south of SW Beaverton Hillsdale Hwy (Second Reading Agenda 422; VAC-10011) (Y-4)	<b>184576</b>
<b>Office of Management and Finance</b>	
<b>461</b> Amend the Business License Law to make housekeeping changes to certain definitions and the presumption of doing business (Ordinance; amend Code Chapter 7.02)	<b>PASSED TO SECOND READING MAY 18, 2011 AT 9:30 AM</b>
<b>Commissioner Dan Saltzman Position No. 3</b>	
<b>Office of Cable Communications and Franchise Management</b>	
<b>*462</b> Extend term of Comcast cable franchises (Ordinance) (Y-4)	<b>184575</b>

At 10:50 a.m., Council adjourned.

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

By Karla Moore-Love  
Clerk of the Council

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

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**WEDNESDAY, 2:00 PM, MAY 11, 2011**

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

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May 11, 2011  
**Closed Caption File of Portland City Council Meeting**

This file was produced through the closed captioning process for the televised City Council broadcast and should not be considered a verbatim transcript.

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

**MAY 11, 2011            9:30 AM**

**Adams:** Good morning everyone welcome to Council chambers. Before we begin, we have some special presentations and we also have a four-fifths resolution item. But before we begin with that, I would just like to express on behalf of the city council our deep sympathy to our colleague, Randy Leonard and his family for the loss of a loved one, his daughter. I've had an opportunity to talk to the commissioner and obviously, this is devastating, they are working hard to make sure that her son is -- his grandson is getting all the care and special attention that he needs and so I just ask that you would join me for a moment of silence and reflection and good thoughts for our colleague, Randy, and his family.

**Adams:** Thank you, we had as a result a number you have folks contacting our offices raising concerns about their own health or the health of somebody else that they know or love. And I asked commissioner Fritz to give advice on what to do in those situations.

**Fritz:** Thank you, mayor. This is obviously a tragedy for our whole community and reflects the struggles that many are having. If folks need to talk to someone about their concerns for somebody, the number is the Multnomah county crisis number. 503-988-4888. And that works 24 hours a day and seven days a week and it's 988-4888. Commissioner Leonard has information on his blog and website as other ways to honor his daughter, Kara.

**Adams:** Thank you all. And also we have a special presentation. If we could have our colleagues from the bureau of transportation, the public works maintenance group please come forward and as you are seated, I'm pleased to declare this American public works week. And with the following proclamation. Whereas, the American public works association has selected public works serving you and your community as its theme for 2011, national public works week. Which is celebrated May 15th through May 21st. To call attention to the importance of public works in community life and whereas public works services provided in our city is an integral part of our citizens' everyday lives and basic to the quality of life for residents and businesses and the health, safety and comfort of our community and neighbor -- neighborhoods greatly depend on public works infrastructure and services, such as clean drinking water, stormwater management, street and sidewalk maintenance and park maintenance, public buildings, waste selection and recycling and that's a small list, it's much, much longer. And whereas the support of an informed and understanding citizenry is vital to the efficient operation of public works systems and programs for the present and future generations of Portlanders. I, Sam Adams, mayor of the city of Portland, the city of roses proclaim May 15th to May 21st to be public works week in Portland and call Monday all citizens to acquaint themselves with the issues involved in providing our public works and to recognize the contributions of the great men and women in Portland who provide and maintain our infrastructure. Congratulations.  
[applause]

**Adams:** Director Miller.

**Tom Miller, Director, Bureau of Transportation:** Good morning, Mayor Adams, commissioner Saltzman, commissioner Fritz. Commissioner Fish, good morning. I'm Tom Miller, the director of bureau of transportation for the city of Portland. Mayor, you know it is an important week for us here in the city of Portland. The transportation, environmental services, water, parks and so forth. It's a public works week in America and it's an opportunity for us to pause and take note of the thousands -- literally thousands of men and women who serve us every day in keeping the city

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running. With 145 square miles I need not remind you that the basic maintenance operations of the city is no small task. 750 diversely classified employees. 104 classified clarifications. Seven different workgroups and they work 24/7. If we get a big snow event, we're out there. There's \$8.8 billion in transportation infrastructure in the city alone. And i'm told in -- with regard to sewer and stormwater, \$5.9 billion and if my colleague, david shaff were able to join us, i'm sure the investment of water infrastructure would be significant as well. I'm confident in that. These are the men and women who make it work every single day on behalf of the citizens. Without further ado, I want to introduce two key folks. You've heard the facts from me, but they're more compelling when they come with faces. To my left, lani , a public works supervisor in the sewer and -- sewer cleaning and repair section and bringing a great combination of diligence and innovation to the workplace. 2009, he was the first city of Portland employee ever to earn a spot on the emerging leaders academy, sponsored by the american public works association. Thank you for your everyday leadership on behalf of Portlanders. And to my right, he started in 1999 and worked his way up the chain of command and oversees 90 employees, improving safety on the road. Whether - - whatever mode of transportation, out there making sure that when we're doing the work we do, it's as safe as possible for everybody out there. That's daryl's fundamental responsibility. As our commissioner in charge, mayor Adams, safety is job one in transportation and that's exactly what daryl does every day. His charge is to make sure when we're out on the streets doing what we need to be done, we're doing so in a safe manner. Finally, I might note that due to the proclamation, Portland online, our website features on the home page, a link to a pretty cool series -- a slide show showing our folks in action. Whether it's the bureau of transportation's maintenance team or outside of the realm of transportation, there's a nice slide show that shows what the work is like this action.

We appreciate your support and all members of the city council and thank you for your time.

**Adams:** Congratulations on public works week. Lanny and daryl, thank you. And all of your colleagues in helping keep us safe and maintained and operating. We appreciate it. Thank you. And you can leave if you want. You do not have to stay for the rest of council. We'll not be offended. All right. [gavel pounded] the council will come to order officially. Good morning, Karla.

**Moore-Love:** Good morning.

**Adams:** Can you please call the roll. [roll call]

**Adams:** Quorum is present. We'll proceed with the agenda. Please read the first item.

**Item 444.**

**Adams:** Mr. Cervantes? Not present. Can you please read communications item number 445.

**Item 445.**

**Adams:** Mr. Lewellan, welcome back. How are you today?

**Art Lewellan:** I'm fine, thank you. The handouts that the clerk will pass along to you, you've seen before. I've submitted them before. And I want to go over the latest -- my latest sense what's going on with the project and I think the public really is left in the dark about it. And for as long as it's been going on, the longer -- the longer it goes on, the more the public cannot come to some kind of consensus about supporting it. I think it's at least two years behind schedule. And principally, the hayden island interchange is the sticking point. The design to me is unsafe. It's -- you don't want to trade a working interchange on hayden for ones that statistically less safe. It's less safe. No question, the way that you have to exit the freeway and come to a stop and then turn, and -- where traffic is already gathering there to get on to the freeway on the other side, on both sides. That design is just not acceptable, I think, to too many people. So I come to speak not just for myself. I'll come down when i'm supportive of some project and i'll come down and comment when I have to be critical. Because the designing has been -- the design you've supposedly accepted has been accepted for so long and I still can't believe it. A year ago in august, the committee planners came up with a design which I was finally able to get behind. Concept number one, it's in the draft there.

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And a week later it was rejected and i've been since then trying to get it back on the table so that the public can get a fairer look at it. And so that's basically what i'm here to repeat before the council. As well as look at how concept number one could be amend to come close to the kind of costs and impacts that the accepted interchange there for hayden island and north Portland would work. So i've gone to a lot of trouble. And i've proud, I think, some pretty good maps. I think people can look at them and say, so-so. I'm on the side of the argument that says, it's going to have to be replaced one day. I'm not against that. I do like the comments -- alternative design for taking it in phases. And I think that's the only way we're going to be able to get the budget going and start something small. Thanks for letting me give that comment and I think that sums it up. Thank you.

**Adams:** Thank you, sir, very much. I appreciate it. Before we move to the time certain, there's a fourth-fifths i'm going to -- requires me to take a motion to suspend the rules.

**Fish:** Second.

**Adams:** Moved and seconded. The purpose of the motion to suspend the rules is to consider this fourth-fifths resolution in front of us that recognizes and honors the accomplishments of harold schnitzer who is having a memorial service tomorrow --

**Saltzman:** Today.

**Adams:** So it's been moved and seconded. Any discussion on the motion to suspend the rules? Karla, please call the vote on the motion to suspend the rules.

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

**Adams:** Aye, resumes are suspended to consider the draft resolution before us. Any discussion or questions on the draft resolution?

**Saltzman:** I was going to point out that the memorial service is I believe today.

**Adams:** Sorry it's today, not tomorrow. Karla, please call the vote on the resolution before us.

**Moore-Love:** Read the title?

**Adams:** Yes.

**Item 445-1.**

**Moore-Love:** Did you want to offer testimony?

**Adams:** Anyone wish to testify on this matter? Can you please call the vote.

**Fish:** First, mayor, thank you for bringing this resolution forward. Harold schnitzer impacted our community in many ways, but perhaps one way that's not as well known is that he is a major property owner of multifamily apartment buildings downtown which operate with significant federal subsidy. And after 15 years, when those federal subsidies expire, the properties can be converted to market rent, thereby resulting in the displacement of usually older more frail and lower of income individuals. Mr. Schnitzer believed strongly that that housing should be preserved for people it serves and, therefore, during his lifetime, he was a key partner in our preservation strategy keeping what we call expiring use properties affordable by partnering with non-profits. The only way that works is to have a willing owner that has the vision to maintain the affordability and the willingness to sell the property at a discount to another operator to preserve the housing of. There were two projects he was negotiating with the city at the time of his death which we hope and expect will be carried on by his estate. He never sought any attention for that work, but I can tell you it had an -- it had an enormous impact on dozens and dozens of low-income older adults in our community. The day after he died, I was at an luncheon honoring his son, jordan schnitzer, and lewis & clark college law school gave him his highest ward. Many thought he would not come because he was mourning. Instead, he did come and shared a conversation with his father the day before. The last conversation he had his father, in honor of jordan's upcoming birthday, proposed to give a substantial gift to lewis & clark law school in the name of the family to continue the work he cared so deeply about and jordan said his final act in his life was to authorize a family grant to pursue something they both cared about. I would say that's consistent with everything i've known both man. I did not know him well, his family has been a generous benefactor of our parks system



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and worked with us on housing. But this is a great loss and I think it's appropriate to honor and give our respects to Jordan and his widow and I thank you, Mayor, for bringing this resolution forward so we can give our respect to him and his family. Aye.

**Saltzman:** Well, thank you, Mayor, for bringing this resolution. Harold Schnitzer's grandparents, like my grandparents, fled from Ukraine in Russia, because of the tremendous anti-Semitism that existed in those countries at those times. Some may argue that anti-Semitism hasn't gone away in those countries. But in times of people being killed or beaten because of their religion and temples scarred and burned across the landscape of Russia, his grandparents like mine sought a better life and came to this country. Interestingly enough, both of our family, and this was not uncommon for Jewish immigrants, went into the scrap metal business. I'll tell you hands down, the Schnitzer family was far more successful in the scrap metal business than my grandfather was, who really never -- my grandfather never progressed beyond having a truck and scrap metal that he would pick up from people and sell. Obviously, Schnitzer Steel is one of the most successful Oregon companies we have. Harold chose not to go into the scrap metal business and pursued real estate and became very successful. Like my father. He also didn't get into the scrap metal and got into real estate and did well himself. I believe there's -- I think we're part of the extended family if you talk to who is cousins of whom. The Schnitzers and Saltzmans showing up at events as cousin of sorts. And Harold was such a modest gentle person but obviously, very, very generous. He and Arlene and Jordan. Very generous family. To not only the Jewish community but also the arts community, the health research community, it's hard to know where to -- where it stops. I did have a chance to speak to Harold two or three weeks before he passed, and I guess I should point out that both -- because he pointed it out and I'm surprised he remembered this. But both Harold and I are alums of MIT and I'm surprised he remembered that, especially as he was close to passing. But I just really want to say this is a great opportunity for me personally and this Council to honor and recognize a -- the tremendous contribution this son of immigrants has made to this community, and pleased to vote aye.

**Fritz:** It's interesting how we're all connected and something like this can give evidence of that. My grandfather was a merchant also and became a dental hygienist instead of going into real estate. I want to read from the resolution. Harold was born the fifth of seven children Russian Jewish immigrants Rose and Sam Schnitzer in 1923; and he attended Portland's Lincoln High School and in preparation to work in the family business, went on to study at the age of 16 at the Massachusetts Institute of Technology and graduated from 1944 and served in the United States Army in World War II. That's quite a start in life and obviously evidence of the intelligence and vigor he lived his life. Harold Schnitzer taught his son, Jordan, look out for the other fellow. Appreciate the opportunity and good fortune you've been blessed with, what this country offered its millions of immigrants and indeed our city continues to offer a new life for hundreds of thousands of immigrants and we appreciate the opportunities we have speaking as an immigrant. Harold Schnitzer believed if you have the resources and abilities, use them to make the community better than it was when you arrived. Grateful for you bringing this resolution and vote aye.

**Adams:** It's rare for the City Council to memorialize the passing of one of our citizens by resolution. It is reserved for the most generous of the most generous, and Harold Schnitzer, Arlene and Jordan and their family have definitely been that. A family of immigrants, self-made family, who absolutely gave back at every opportunity they could and more. And I would just add the very thoughtful comments of my colleagues by noting the support and oftentimes, the largest support of countless creative legacies, including Fountain Gallery, Portland Art Museum, The Oregon Symphony, and the Arlene Schnitzer Concert Hall and Center for the Arts and others they've supported and they've served as an inspiring example to the rest of us when it comes to civic involvement. Pleased to vote aye. [gavel pounded] resolution approved. We'll now move to time certain, time certain resolution. Item number 446.

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**Moore-Love:** Do the consent agenda?

**Adams:** Sorry. Anyone wish to pull any items in the consent agenda? Please call the vote on the -- we can't now. Please read the title for time certain number number 446.

**Item 446.**

**Adams:** Commissioner dan Saltzman.

**Saltzman:** Thank you, mayor. To coincide with national foster care awareness month, which is may. I would like to acknowledge the outstanding work being done by those Portland programs doing all they can to help children in foster care succeed. Specifically, those programs supported by the Portland children's levy, are highlighted today. Helping foster children succeed is a new investment area for the Portland children's levy. It was added by the voters when the levy was renewed in 2008. The voters recognized the great need to help nurture these children. We have invested in nine programs and you'll hear about those shortly. These programs are actively engaged in helping foster care children overcome incredible barrier, poverty, housing instability, under-employment and education levels lower than their peers. It is a fact that only 3% of the children in foster care in Oregon receive four-year degrees in the state of Oregon. To tell us more about the Portland children's levy investment, lisa, who oversees the grant, will give a short presentation and followed by a panel of providers and experts who will discuss how their programs are helping children beat high odds.

**Lisa Hansell:** Thank you. Good morning, mayor and commissioners. Thank you for taking the time today to recognize foster care awareness month and also to acknowledge the work being done through the nine foster care programs funded by the children's levy. As commissioner Saltzman mentioned, foster care is a new program area for the levy. And during the first term of investment, which was july 1, 2009 through june 30th, 2012, the levy invested \$4.9 million in programs that help children in foster care succeed. Approximately 500 children receive services from nine programs in this funding area. African american and native american children are over-represented in the foster care system. According to the decision point analysis work that psu completed in 2009, african american children were two times and native american children 16.5 times more likely to be represented in foster care than their representation if the child population in Multnomah county. With the first year of operation, the levy funded programs successfully reached both of these populations. About 28% of the children served were african american, and about 20% served through the levy funded programs were native americans. Both of those are close to the percentages of the children in the foster care system. In Multnomah county. This map shows the administrative offices and schools where levy funded services are provided. Please note that not shown on the map are over 120 childcare providers, 36 head start sites and the home-based services. The blue dots represent the foster care programs funded through levy dollars. If you look closely, you'll notice there aren't very many blue dots but the purple dots represent programs and organizations funded to provide services and more of them -- more than one of our funding areas which many of the foster care programs familiar into this category. Fall into this category. There are nine programs funded in the foster care area. Big brothers big sister, project hope, a mentoring program, boys and girls aid, wendy's wonderful kids and they provide services to find permanent adoptive homes for children in foster care and you'll hear more about this from one of our panel members. Children's relief nursery providing trauma assessment, therapeutic nursery for young children, home visits and parenting education for both biological and foster parents and impact northwest, safe and together provides child development for children zero to five and support in education for buy almost and foster parents with specialized services for fathers. Janus insights provides education for teen parents and young children where either or both the teen parent or the child is in foster care. Youth rights and justice, attorneys at law, their school works program provides legal representation, advocacy and case management activities addressing the educational needs of children in foster care. And you'll hear more about this program as they're represented on

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the panel as well. Legacy health, the medical home program provides health education services and native american youth provides case management and enrichment services to recruit native american foster parents and provide support for both biological and foster parents and self-enhancement inc., services for african american youth and support for foster families. With that overview of the foster care funding area, i'd like to interview our panel. They'll come up for each separately. Sally guyer from wendy's wonderful kids with boys and girls aid. Lynn hackson, and they'll talk about the school works program. And joining her will be gail parker, a dhs case worker and mike katarina, a foster parent and end with angela cause from dhs child welfare and she'll give information about disproportionality and the work that's done in Multnomah county to address disproportionality or over-representation of african american and native american children in the foster care system. Thank you.

**Saltzman:** Thanks, lisa. Give us your name.

**Sally Geyer:** Absolutely. Good morning, mayor Adams, commissioner Fish, commissioner Fritz, and commissioner Saltzman. My name is sally geyer, the child and family services program supervisor at boys and girls aid, Oregon's oldest child welfare agency. I'm here this morning to continue to celebrate the national foster care awareness month. Last fiscal year, nearly 3,000 of the Multnomah county's children spent at least one night in foster care. Many of these children will eventually return home or be placed in a permanent placement with a relative or caregiver, but a full 25% of these children are without a safe place to return to. They do not have a family resource. Nobody is stepping forward to say they will care for the child, and these children are at risk for growing up in a myriad of systems where every living situation is temporary. This means they will have a number of adults who come in and out of their lives and they don't have permanency. These children are at risk for developing unhealthy attachments and not having the ability to be positive and supportive members of our community. They have higher risks of being incarcerated, under-employed and life-long consumers of the mental health system. These outcomes are unacceptable, but more importantly, they're preventable. When children and youth have a safe, permanent caregiver, they're able to reach their full potential. That's what i'm here to celebrate. We receive funding to help us recruit families for children's waiting children. Through the collaborative relationships with wendy's wonderful kids and the Oregon department of human services. The funds have helped us create dynamic and personalized recruitment plans. We're able to give individualized attention to specific cases for which dhs has run out of resources. And on behalf of these children who so desperately want and need a permanent loving home, we're able to publish newsletters and attend community events and network in the community organizations and share their stories with anyone who will listen. These stories and you touch the hearts of people who previously had never thought about adopting a child from the foster care system. The photographs behind me represent such a story. Madison, chase, hayden and jade came into the Oregon foster care system in 2005. Came from a family with many struggles and few resources. Madison, the oldest, played the role of parent for the younger siblings even though she was just a child herself. After several years of trying to locate a permanent home for these children, dhs referred this case to boys and girls aid, wendy's wonderful kids program. Using levy funds we were able to print the photos from a professional photo shoot in combination with the Oregon heart gallery, and we were able to publish articles in our foster care adoption newsletter and to purchase print ads in many local publications and create some informational bookmarks, examples which have been distributed to the councilmembers. I'm happy to report in december 2010, not one, but two families were identified for madison, chase, hayden and jada, leaving dhs with a high-class problem of having to choose the very best family for these dynamic children. In february, madison, chase, hayden and jada, moved to new york city to be with their new mom. A special education teacher and their dad, a new york city firefighter. Madison no longer has to be the caregiver for her brothers and sisters. She's learning she can have friends her age and have interests beyond making sure that everyone

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gets fed. Chase is playing sports and has become the star of his basketball team. Hayden follows his dad around, learning what he can and Jada is taking dance lessons and reports she gets to wear her pink tutu any time she wants. In short, these children went home. The story doesn't end there. There are still Madisons, Chases, Haydens, and Jadas who haven't found their forever home yet. We need continued funding so we can help for children find their forever families. I brought a few of my -- their pictures with me. Christopher just wants a family that will be nice to him. The family who loves music, Ashley, Britt and Kiara is going to thrive in a family that's active. Isaiah just wants to be outdoors having fun. And Jeremiah, whoever gets to be his parent will be lucky to share their lives with this dynamic little man. So, we haven't done any of these children justice if we stop sharing their stories or asking people to consider the possibility of creating that permanent family that these children are waiting every day to find. So I leave you with one question: Are you the family they're waiting for?

**Saltzman:** Thank you.

**Adams:** Thank you very much.

**Saltzman:** Next we have Lynn with the youth rights justice project. And she's brought some guests. Lynn. I guess we should -- you're probably going to say it, but your former name and organization

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**Lynn Haxton:** Yes, thank you. Good morning, Mayor Adams and commissioners. My name is Lynn Haxton, a staff -- with formerly the juvenile rights project. I'm here with a foster parent and we're going to highlight three foster children and how the school works program has helped them. And I want to thank you for allowing us to come and speak about what the school works program does. The school works program focuses on helping abused and neglected children by advocating in the schools for them. Our goal is to help them get in school, stay in school, have the support they need in school and ultimately graduate and hopefully go to college. And beat those odds of less than 3% of foster children getting a four-year college degree. So since 2002, school works has been successful in advocating for educational stability. Avoiding unnecessary school move, helping to enroll students in schools and advocating for needed services in schools and assessments. Really trying to help our most at-risk children succeed in school. So rather than go on about just in general terms, we're going to talk about three very special children. The first child, I'm going to talk about, is Jenny. She experienced multiple trauma and abuse at a young age, along with her siblings. She was removed at age four from her family with three siblings, placed in foster care. She changed foster homes for a number of times and eventually separated from two of her siblings and we were able to -- the state was able to get her returned along with the siblings to one of her parents for a period. But that failed and they reentered the foster care system. By now, Jenny has experienced lots of trauma and loss in her life. She's a very sweet girl. And she internalized her trauma and anxiety, whereas, a lot of kids externalized and have behaviors that scream they need help, and she didn't. In fourth grade, she had complaints, pain at school and exaggerate a injury or complain about stomach pain and the foster parents worked with the school and decided this was probably attention seeking behavior and tried to minimize the attention she would get around those. In fifth grade -- she's a smart girl and smart enough to get the adults' attention they couldn't ignore and wrote a bomb threat on the school bathroom wall. Unfortunately, she's not a good speller and her misspellings on that little -- misspellings, enabled her to catch who wrote the message on the school. And so in spite of the fact she was only 10 years old and experienced severe trauma, the school failed to step back and look, this is a cry for help. This girl needs our help and support and they moved to expel her from school and that's when school works stepped in and we were able to show it was a cry for help and related to her anxiety disorder. The support was -- it was just simmering under the surface. We could not dissuade the school from expelling her, however, we were able to minimize it to two and a half weeks, and make sure she had education during that time period and get her disability recognized by the school and get a good support plan in place so when

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she returned to school, we could support and help her be successful. So the support man we worked on -- plan, e we worked on, tried to meet her needs around her ion sedate and capitalized on her strengths and had her be a aide in the life skills class and helping the other low-functioning children and became a helper in the sun program after school and we got a list of support from the school so when she felt anxious she had people to go to and count on. We got -- we developed check-ins with the teach and more communication with the foster parent and school and we had some other supports in place for her. All of these supports and advocacy made a huge difference for jenny of she's now in the seventh grade, a 3.2 gpa, and could have easily been a statistic. Which would have been as a result of increasing seclusion from school, resulting from suspensions and expulsions and falling further and further behind in school and becoming disengaged and ultimately resistant to school. But instead, we meet every year and revise the plan and monitor it and school works is part of the team that comes together to make sure she's getting the support she needs and I think jenny has a good chance of beating the odds and being great. So we didn't do this in a vacuum. School works did a lot of work, but there are on this case, we have fantastic foster parents and caseworker. Both of whom are here today and they have four children in this family that we -- three of whom we've worked with and the caseworker is going to highlight one and the foster parent will highlight one of the other children.

**Gail Martinez:** I'm gail martinez parker, a child caseworker. Nice to be here to talk to you about these wonderful programs. On behalf of dhs, we love all of these programs but the school works is particularly helpful in regard to the children's education and the reason for that ask that many of our children who come into care are on individual education plans and as a result, we meet with the school districts to make sure their needs are met and we know when we have the program with us, that the children's needs will be met. We'll sit down as a team like you see and talk about how the children's needs can be met and we know our children are disadvantaged more so than others in our community. I'll talk about evan, he was six years old and suffered physical abuse and witnessed domestic violence and experienced neglect. His mother was a meth user and his father, unfortunately, was incarcerated and continues to be incarcerated at this time. Evan was in half day hospitalization, day treatment is what we call it. He was not able to be maintained in any classroom in our community. So he was in hospitalization for a number of months and we continued to meet in regard to his education plan, we called him jrp, at the time and the school district and he was able to go to a behavioral classroom in his neighborhood school and in that classroom for a number you have years and we continued to meet with the school several times a year to make sure his need where's met with the youth rights and justice program with us side by side in order for that to happen. And as he continued to recover from the trauma, he received a diagnosis of asperger's disorder, which is on the autism spectrum. Which gave us a new look at what was troubling him and how we should rearrange his educational plan. As time went on, we continued to did that and he continued to be successful in his program and eventually was able to be mainstreamed. When he was in fourth grade. By the time he got to middle school, he was able to mainstream in the school. In fact, the school district came back and said he had recovered that he didn't need to be on an individual education program. We had to advocated around that. Because autism doesn't go away. Even with him functioning at the level he is, we believe with the assistance and support he's received, he's going to be a scientist some day. He's a brilliant young man.

**Saltzman:** Thank you.

**Adams:** Thank you.

**Mike Catarina:** Hi, i'm Mike Catarina, a foster parent. I don't do this often, bear with me. Andy, a child i'm talking about, he had a lot of trouble when he first came into the high school system. His first year, he got like two credits out of six or seven. He felt he was doomed to fail. Didn't really participate or try very hard. And it was because of the history of his siblings and himself, he got help, though, through school works. They helped -- helped us and him set up an individual

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education plan. He is now 18. And will graduate, so we've been through quite a few struggles with this, but I really have to say that I think school works was very important in helping us get through his high school education and helping him succeed. So I can't say enough about their program and how it's helped us with not only him and our other foster children too. Very much appreciated.

**Fritz:** Thank you very much for foster parenting. It's one child at a time and a family at a time and you're making a huge difference. Thank you, all of you.

**Saltzman:** Yes, thank you.

**Adams:** Thank you very much.

**Saltzman:** We wish jenny, evan and andy, much success. Our next speaker is Angela Cause with the department of human services. Welcome.

**Angela Cause:** Good morning, thank you very much, mayor Adams, commissioners Fritz, Saltzman and Fish. I am very pleased to have the opportunity to share with you this morning and really, some of the points you've heard from earlier members of the panel. I've had the opportunity -- or I should say, we, the department of human services, to work in the collaborative effort over the last 18 months to two years. Working toward the safe and equitable reduction of children in foster care. Multnomah county has had the honor of being a part of a project targeted specifically for that. My name is angela cause. I'm with the department of human services working out of our district two Multnomah county office here in the Portland area. And work specifically around this area of disproportionality involved in educating and informing the community about this particular issue and specifically, the native american and african american community. There's an african tribe, that traditionally has -- there's an african tribe, that has a traditional greeting, "how are the children?" the significance of how a community is thriving is measured by this particular tribe and I hope here in our county it's the same -- how we're doing is measured beyond our economic stability and other things, but more specifically, how are our children doing, because that speaks to the future. And if our children are faring well, our community overall is faring well. The equitable reduction of children in foster care has been a goal as I mentioned over the last couple years. We had hoped by the year -- this current year of 2011, to reach a reduction of children in foster care by 20%. This partnership has been involved including dhs, local and state commission on children and family offices, tribes, casey family programs, out of seattle has been here, giving us much financial and other support in this effort and we've worked hand in happened with our judicial system and with Portland state university. Here in Multnomah county, the three entities that have worked most closely together under the support of a steering committee hack the department of human services -- has been the department of human services, the commission of children, families and communities and the court system using their child welfare council. Why has this been such a focus for us over the last couple years? Oregon, despite our size, when we look at states such as texas and california, we're not as large, nor do we have the population. But Oregon has one of the highest foster care rate placements in the country. In '09, the foster care rate per thousand exceeded the national level. That's 5.6. In Oregon, we're at 10. At 10%. And Multnomah county, we beat the state by 13.8. For children in foster care in Multnomah county, about 25,000 children in foster care. We heard earlier the statistics about 3% of children from foster care graduating from college. We want to note in order to get to college, a person has to graduate from high school and children in foster care are more likely to drop out of high school, have a difficult time moving forward and functioning in society so they're more likely to commit crimes and be involved -- involved with drugs and become teen parents. While we're acknowledging foster care, one key thing to bear in mind is that it's temporary. We had wonderful children share with us the importance of placing children for adoption. Our point is to move the children through the system, either returning them to their biological families or returning them to a permanent home. In reducing the number of children, we have focused on reducing the amount of children entering care and looking at a increase in the foster care exit and reduces disproportionality and disparity for native americans and african

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american children and hold our abuse and neglect rate stable. We want it make sure as the numbers decrease, we don't have situations like little jenny we heard about earlier who returned to the foster care. If you look and see -- the navy blue line at the top represents Multnomah county and the lighter blue line, the teal, represents the state. And you can see for the past five years we have had somewhat of a steady decrease for the number of children in foster care although we still exceed the national average. When we think of children in foster care, we often think of the horrific cases of sexual abuse in particular, is one that comes to mind. But I want to call your attention to the larger area there. Threat of harm. Many of our children in foster care are in care because of threat of harm and that speaks to harm that might be related to poverty. Impoverished families as well as domestic violence. When we think of the support that families need, it's those types of support to maintain stability with them. When we worked with psu, we joined in three areas to focus on the -- a literary review to see what exactly was out there in research regarding disproportionality and disparity and what were the practices. And psu worked with us in looking at administrative data to identify where within our decision points we were having disproportionality occur in our system. And then went out to the community and spoke with numerous entities and several focus groups -- support, caseworkers, parents and grandparents, about that data and asked them their specific thoughts why this was happening in our county and state. The key decision points we looked at were intake screening, disposition, foster care placement and foster care stay, the case plan the child received and exit. African american and native american families are nearly three times more likely to be record reported. That's from our mandatory -- the more likely mandatory reporters being law enforcement, medical -- mandatory, reporters, law enforcement and medical and black families are two times more likely to be reported. And removal for children, roughly, when we look at native american children, 55% of those children who are assessed are removed. So we have a particular concern for both native american and african american children. Native american, theirs in particular causes alarm.

**Saltzman:** I'm sorry, we've exceeded our budgeted time for this. Can you wrap up quickly?

**Cause:** I sure will. Let me take you to --

**Fritz:** Can you send us a link to this so I can put a link on my website?

**Cause:** Sure, my apologies for running over time. Let me tell you exactly in Multnomah county, what we have done. We have, in addressing this issue, worked toward increasing the number of relative placements and moved from '09 from having 17.5% up to 30% relative placement. So we're able to place children with kin more so than in the past. Another major increase for us in Multnomah county is that we have -- I should say, we've decreased the number of children coming into foster care. A decrease becomes 100 children, but it is a decrease. While we've decreased the number of children come nothing care overall, we have not yet impacted the disproportionality for native americans and african american children and we're working toward that. And what we've done is worked with community providers in increasing the number of cultural-specific services, particularly targeting those two communities. Particularly on the front end. Shifting our funding to give more support to native american and african american children at the entry point of foster care.

**Saltzman:** Thank you.

**Adams:** Thank you very much. Anyone signed up to testify on this matter?

**Moore-Love:** No one else signed up.

**Adams:** Anyone who wishes to testify that did not sign up but is in the room? All right. It's a resolution. Call the vote on the resolution.

**Fish:** We have a little box on our screen -- thank you for the presentations this morning. And as I listened to the very compelling testimony, I was reminded that increasingly resolution a does not make any sense in our community. The old separation between what the city and county does makes no sense. Commissioner Saltzman is a city commissioner and yet through his work funding is going in for housing to provide a place for foster children to live in an intergenerational

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community. That a city or county responsibility? We can have that debate but I think resolution a no longer gives as much clarity in how to resolve that debate. I think at some point, what this community needs to do is revisit the question of who is responsible for what. And with less of an emphasis on the separation between county and city functions and more of a focus on how working together, we can do a better job of meeting the needs of our community and in law enforcement, social service, housing, conspicuously, these are areas that we ought to revisit. Resolution A was appropriate for its day. And I think it actually is long overdue we revisit that and ask the question who does what and how do we fund it. Anyway, thank you all for your tremendous work in the trenches, making a difference in the community in which we live. Aye.

**Saltzman:** I want to thank everybody here today. In honor and raising awareness of national foster care awareness month, I want to thank our foster parent Mike for coming here today. He did a great job and I want to wish the three foster children profiled all of the success in the world. And I think that foster kids demand everybody's attention and rise above as commissioner Fritz said, the jurisdictional barriers that can get in the way. These kids go through a lot and need a lot to succeed and I think we as a city council are determined to do all we can and the children's levy is one manifestation of that. And another manifestation, the mayor's cradle to career initiative. I had a conversation with Dan Ryan of the Portland Schools Foundation, who is administering the cradle to careers initiative. I mentioned the tremendous needs of children in foster care and next time I saw Dan, he told me they had gotten in contact with DHS and now receive the names of over 100 children to participate in the future connect program which helps kids to make the transition from seventh to eighth grade.

**Adams:** Eighth to ninth grade.

**Saltzman:** So making things click can have positive results. These kids will have access to employment to help them transition to ninth grade. Pleased to vote aye.

**Fritz:** Thank you, commissioner Saltzman, for your leadership on this and bringing the report to us and the people of Portland who are paying for the children's levy. It's important it report back on how we're paying the taxpayers' money. Thank you for coming down here to city hall to be on cable channel 30. If you can send me links to your programs and that presentation that I can put on my website. There are many who need to know about this. The disparities and how we're working to address them. It's got good research and follow-up and that's how it council tries to operate and make sure we're spending money carefully. I was at a fundraiser last night for the Pathfinder school which helps teenage parents complete their education and the executive director of Janus Youth said that children in foster care and drop out of school are more likely to die early or become homeless than to graduate from college. That's -- and he gave the story of his daughter who had so many challenges -- so many challenges by the age of one and a half and now is doing well. This is really difficult work and for all of the foster parents out there. Thank you for the work you're doing. It's one child at a time. We look at our high school graduation rates and if you look at the numbers from -- high school graduation rates and how many students need special help and hearing about the children and the intensive work, the amount of work that the foster parents and educators in that wrap-around care for that one child, you multiply that by the thousands of children in the Portland schools that need that extra care, it's no wonder we need extra help with funding and you're doing an amazing job with not enough funding and we know that the state's budget woes make things worse. And that's up to us to step up and provide the volunteer work that can help too. Helping kids in school. If you can't, be a foster parent, maybe volunteer to read to a kid once a month. That's what we need to do to continue to get through the recession. Thank you for your good work and commissioner Saltzman for your leadership and Mayor Adams for the cradle to careers and that data-driven approach that I believe is ultimately going to be successful. Aye.

**Adams:** Well, you stole my thunder, but appropriately so. [laughter] I knew that. I want you to know that commissioner Saltzman advocates for this issue, not just here at city council and city



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hall, but wherever he goes and when dan talked to me about that opportunity, it is just a perfect fit and it's nice to be able to make a connection between future connect, the numbers show by some estimates that kids that participate, the summer between eighth and ninth grade, are four times more likely to stay in high school and actually graduate. It's a great connection to be able it make. And thank you for what you do. The numbers at times seem totally overwhelming and daunting, but it's the work that you do, the partnerships with great programs like commissioner Saltzman has helped lead and our partners at the county that will make progress. So very grateful. Thank you. Aye. [gavel pounded] , so approved. Can you please read the title --

**Fish:** Mayor I have a special request of the mayor.

**Adams:** Sure.

**Fish:** I have an unavoidable conflict at 11:15 and I note you have one emergency ordinance. And I would ask that -- i'm told that will be very, very quick. Could we move 462 first?

**Adams:** Absolutely. We -- consent we didn't have a vote. Can you please call the vote on the consent agenda.

**Fritz:** Aye. I want to note on the consent agenda, that we have on it, accepting a grant for \$870,000 from the State for green streets on 122nd and where we were able to get money, we have.

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

**Adams:** Aye. [gavel pounded] consent agenda is approved. Please read the title for item number 462.

**Item 462.**

**Adams:** Commissioner Saltzman.

**Saltzman:** Thank you. This is item is the second comcast franchise term extension to come before council, the city and partners in the mount hood regulatory commission have acted to extend to june 30th, 2011. We're still in current negotiations and we believe we need as do the partners on the mount hood regulatory commission believe we need another extension of six months to wrap up the current negotiations. I will be bringing before council the necessary budget action for this in the spring butch next week to enable us if needed to begin the formal process with our partners at the mount hood cable regulatory commission. What is at stake, \$10 million per year in public benefit including critical broadband connections in our schools and libraries and the live coverage of public meetings such as this one and it's our hope we'll able it reach agreement with comcast in the course of the six-month extension and if we cannot, make our best to retain these provided by federal law. The director of the office of cable franchise and management is here if you have questions. Ask the council's support.

**Fish:** Commissioner Saltzman, this seems like a pro forma matter that just gives you an extension to do more negotiations, correct.

**Saltzman:** Correct.

**Adams:** Anyone wish to testify? Karla, call the vote.

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

**Fritz:** Thank you. Both comcast and the cable office for your continued negotiations. I hope with this additional six months, an agreement can be reached so we don't have to resort to the formal rule process under the applicable federal law.

**Adams:** Aye. [gavel pounded] read title for item number 458.

**Item 458.**

**Adams:** Mr. Aebi, welcome back.

**Andrew Aebi, Bureau of Transportation:** Andrew aebi, local improvement administrator and project manager. We received no remonstrances against lid formation and the recommendation has passed the ordinance to a second reading and approve it next week.

**Adams:** Anyone wish to testify on this matter?

**Moore-Love:** No one signed up.

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**Fritz:** I'd like to make a comment. To thank you, Andrew for your ongoing work and note that this is in the Powellhurst Gilbert neighborhood and we're investing tax increment funding for basic services and sidewalks.

**Adams:** Thank you. [gavel pounded] move moves to second reading. Please read the title for 459. **Item 459.**

**Adams:** I have to use the restroom, I'll be right back.

**Jeri Jenkins, Bureau of Transportation:** I'm Jeri Jenkins with the Bureau of Transportation. I'm here to talk about the proposed code amendments to Title 14 and xvii. These changes are specific to community events street closures and to alcohol in the right-of-way. The Bureau of Transportation issues approximately 200 community event street closure permits annually in addition to the 400 block party permits we issue. Of those 200 permits, approximately 25% request alcohol to have in the public right-of-way. For each of those events that has requested alcohol as part of the event, we send an ordinance through Council to waive that portion of Title 14 for the dates and times of that event that's approximately 50 ordinances annually that come before Council. And on consent agenda, actually in nearly 16 years, I've never seen one pulled from consent agenda in doing this. So what the ordinance does is add language to Title 14 that says provided you have obtained a permit to the Bureau of Transportation for a community event street closure that allows alcohol, then for the dates and times of that particular permit, Title 14 is not applicable. It's similar to what we do with sidewalk cafés currently. The premise license to serve alcohol is extended out into the public right-of-way for the purposes of the sidewalk café and that language is in Title 14. That's the first part of the ordinance, to say that Title 14 -- to eliminate the need to come before Council every time with an ordinance you but to do it administratively. The second part of the ordinance, we looked at Title 17 that is the Bureau of Transportation the authority to issue a street closure permit for a community event and we added quite a bit of language to that. In particular, made distinctions between what block parties are and what a community event street closure alcohol allowed is and what community event street closure prohibited is so that we have the clear distinctions in code and then we added language that identifies how the authority -- the authority PBOT has to deny a permit and essentially what that language is that that through our application process and permit processing, we notify the other bureaus of the application and if we hear back from another bureau that they have an objection to the issuance of the permit, based on neighborhood livability issues or past experience, noise, litter, disorderly conduct, then Transportation will deny that permit and that's what is written in the new Title 17. It then, also, specifies for the applicant an appeal process. By which they can then appeal and come before Council and so what we believe this does is allows for an administrative process for the majority of permits but also gives us, really, a more preventative opportunity for certain types of community event permits that really do potentially need to come before Council for a Council vote. So with that, this is -- this is actually -- I was here in December with a more simplified version of this, and we've worked it and reworked it and met with various folks and believe that we're meeting the needs of the community and the neighborhood associations and the other bureaus and the applicants and PBOT with this language and that it will expedite the process but not make it too lenient.

**Fish:** I don't -- I'm not sure I recall this correctly, but I believe at one of the prior hearings there were questions raised by either the Bureau of Development Services or Commissioner Leonard. Commissioner Leonard sadly is not with us this week, but can you tell us whether you've had a chance to follow up with him?

**Jenkins:** I did follow up with his office. Ty, in particular. And his concern in December was that we haven't -- he was concerned we would -- the city would not retain our authority to say you cannot have alcohol in the public right-of-way because the original ordinance said if you have a community event permit then you can have alcohol in the right-of-way. So rewriting it in code it makes the distinction you have to have a community event permit 'alcohol allowed' makes -- gives

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the city -- retains authority to the city and does not turn it over to olcc. That was his concern. Now that we have the two types of community events, alcohol prohibited or allowed.

**Fish:** I know commissioner Fritz has been working diligently. Commissioner Fritz, does it revised ordinance address the concerns that you had?

**Fritz:** For the most part, yes, and I appreciate you working on this with staff in my office and oni. I do have a couple of questions, and that is how will you intend to notify the neighborhood associations and help them understand about this process?

**Jenkins:** You mean, during the application process or --

**Fritz:** To let them know we've changed the process. If you would like us to work with oni.

**Jenkins:** I would like to work directly with oni to then notify the individual neighborhoods associations.

**Fritz:** I think the intent of the language is that you're going to notify the neighborhood associations rather than the coalitions. We'll need to make sure we're clear on that. But it's a change so we would need to figure out a way to make sure that both the neighborhood associations and the district coalitions know what they need do is object to the office of neighborhood involvement who has the power to say no to the request.

**Jenkins:** Yes, yes. And -- and I want to make sure I understand the question is during the application process, or -- because each application we get, the applicant always notifies the individual neighborhood association. We notify -- or will, with this change, the district coalition office. Both notifications will take place. Because sometimes, depending on the individual neighborhood association, some of them are more responsive than others and we're getting it from both angles.

**Fritz:** That's a helpful clarification and you'll work with the office of neighborhood involvement to know that this process is in place.

**Jenkins:** Yes, yes.

**Fritz:** My second questions, about the new administrative rules. What will be the process for the administrative rules adoption?

**Jenkins:** I was going to send it through if this is a positive outcome, I would send the administrative rule through the typical process.

**Fritz:** Not sure --

**Adams:** Does not come back to council?

**Fritz:** What is the process In the bureau of transportation?

**Jenkins:** Right now, the process would be that I would send it over to of the auditor's office and they would post it for a certain amount of time and then it would be adopted. Does that answer your question or --

**Fritz:** Yes, and other administrative rules have a comment process, with the auditor?

**Adams:** Yes. **Jenkins:** Yes.

**Fritz:** Thank you. I think the final clarification in answer to your question, commissioner Fish, the applicant still has to get the permit if from the Oregon liquor control commission and he -- that we'll give them the alcohol allowed part which allows them to move onto OLCC.[inaudible]

**Adams:** And also business districts too, if they're impacted?

**Jenkins:** Yes.

**Adams:** Anything else? Moves to -- unless objection, moves to second reading. [gavel pounded] let's see. Can you please read the title and call the vote, second reading, item number 460.

**Item 460.**

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

**Fritz:** I was on the planning commission when this first started back then, and -- on the planning commission, and this is a long process and I greatly appreciate the above and beyond the call of duty that the transportation staff has done in reaching resolution and the neighboring property

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owner and the applicant. Aye.

**Adams:** Aye. 460 is approved. [gavel pounded] can you please read the title for first reading, non-emergency ordinance item number 461.

**Item 461.**

**Adams:** Our fantastic Terri Williams.

**Terri Williams, Revenue Bureau:** For the revenue bureau. The ordinance before you is a housekeeping ordinance with about four changes that clarify and codify how the bureau is interpreting the law all along. There are two changes to definitions. There's a clarification under our presumption of doing business and we're adding some additional guidance under apportionment that matches the 2008 changes that the Oregon -- that the department of revenue did to the Oregon statutes on business income. I'm happy to answer questions if you have them about this ordinance.

**Adams:** Questions from council? Anyone wish to testify on 461? Unless objections it, moves to second reading. [gavel pounded]

**Williams:** Thank you.

**Adams:** That gets us to adjournment, doesn't it? Thank you all. We're adjourned. [gavel pounded]

At 10:50 a.m., Council adjourned.