



CITY OF  
**PORTLAND, OREGON**

**OFFICIAL  
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **5<sup>TH</sup> DAY OF JUNE, 2013** AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Hales, Presiding; Commissioners Fish, Fritz, Novick and Saltzman, 5. Hales left at 10:30 a.m.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Ben Walters, Chief Deputy City Attorney; and Jim Wood, Sergeant at Arms.

On a Y-5 roll call, the Consent Agenda was adopted.

<b>COMMUNICATIONS</b>		<b>Disposition:</b>
<b>515</b>	Request of Donna Cohen to address Council regarding the Fessenden/St Louis safety plan (Communication)	<b>PLACED ON FILE</b>
<b>516</b>	Request of Joe Walsh to address Council regarding equality (Communication)	<b>PLACED ON FILE</b>
<b>517</b>	Request of Lightning to address Council regarding ending homelessness in Portland / Multnomah County (Communication)	<b>PLACED ON FILE</b>
<b>518</b>	Request of Charles B. Ormsby to address Council regarding Bureau of Environmental Services projects that excluded Birdshill CPO/NA (Communication)	<b>PLACED ON FILE</b>
<b>519</b>	Request of Silas Covert-Keefe to address Council regarding relationship building between East Portland and the City (Communication)	<b>PLACED ON FILE</b>
<b>TIMES CERTAIN</b>		
<b>520</b>	<b>TIME CERTAIN: 9:30 AM</b> – Proclaim June 5, 2013 to be World Environment Day North America (Proclamation introduced by Mayor Hales) 30 minutes requested	<b>PLACED ON FILE</b>

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<p><b>*521</b> <b>TIME CERTAIN: 10:00 AM</b> – Approve recommendations made by Children’s Levy Allocation Committee for FY 2013/2014 grant funding (Ordinance introduced by Commissioner Saltzman) 10 minutes requested (Y-5)</p>	<p><b>186071</b></p>	
<p style="text-align: center;"><b>CONSENT AGENDA – NO DISCUSSION</b></p> <p style="text-align: center;"><b>Mayor Charlie Hales</b></p> <p><b>522</b> Reappoint Sue Disciple to the Mt. Hood Cable Regulatory Commission for term to expire May 31, 2016 (Report) (Y-5)</p>		<p style="text-align: center;"><b>CONFIRMED</b></p>
<p style="text-align: center;"><b>Bureau of Environmental Services</b></p> <p><b>523</b> Authorize the Bureau of Environmental Services to acquire certain easements and other real property interests necessary for construction of the Skidmore Pump Station Upgrade Project No. E10291 through the exercise of the City’s Eminent Domain Authority (Second Reading Agenda 493) (Y-5)</p>		<p style="text-align: center;"><b>186063</b></p>
<p style="text-align: center;"><b>Bureau of Transportation</b></p> <p><b>524</b> Increase time period for property owners to repair sidewalks, curbs and driveways to 60 days (Ordinance; amend Code Sections 17.28.080, 17.28.090 and 17.28.110)</p>		<p style="text-align: center;"><b>PASSED TO SECOND READING JUNE 12, 2013 AT 9:30 AM</b></p>
<p style="text-align: center;"><b>Office of Management and Finance</b></p> <p><b>525</b> Accept bid of James W. Fowler Co. for the SW 86th Avenue Pump Station &amp; Appurtenances for \$15,632,000 (Procurement Report - Bid No. 115384) (Y-5)</p>		<p style="text-align: center;"><b>ACCEPTED PREPARE CONTRACT</b></p>
<p><b>526</b> Accept bid of R&amp;R General Contractors, Inc. for the SE Clay Green Street: SE Water Avenue to SE 12th Avenue for \$1,016,499 (Procurement Report – Bid No. 115392) (Y-5)</p>		<p style="text-align: center;"><b>ACCEPTED PREPARE CONTRACT</b></p>
<p><b>*527</b> Pay claim of Scott Hughes in the sum of \$88,000 involving the Bureau of Transportation (Ordinance) (Y-5)</p>		<p style="text-align: center;"><b>186064</b></p>
<p><b>*528</b> Establish Mt. Hood Cable Regulatory Commission Agency Fund (Ordinance; add Code Section 5.04.520) (Y-5)</p>		<p style="text-align: center;"><b>186065</b></p>
<p style="text-align: center;"><b>Office of Neighborhood Involvement</b></p> <p><b>*529</b> Authorize an Intergovernmental Agreement of \$30,000 to the Portland Development Commission from the Office of Neighborhood Involvement for the Developing Prosperity in East Portland project (Ordinance) (Y-5)</p>		<p style="text-align: center;"><b>186066</b></p>
<p style="text-align: center;"><b>Parks &amp; Recreation</b></p>		

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<p><b>*530</b> Amend contract with Professional Roof Consultants, Inc. for additional services during construction on the Pittock Mansion Terraces Restoration project (Ordinance; amend Contract No. 30000135)  (Y-5)</p>	<p><b>186067</b></p>
<p><b>*531</b> Authorize acceptance of a Conservation Easement adjacent to Deardorff Creek Natural Area (Ordinance)  (Y-5)</p>	<p><b>186068</b></p>
<p><b>532</b> Authorize acceptance of properties from the Portland Development Commission and assign them to Portland Parks &amp; Recreation (Second Reading Agenda 499)  (Y-5)</p>	<p><b>186069</b></p>
<p><b>Water Bureau</b></p>	
<p><b>533</b> Authorize the Water Bureau to acquire a conservation and access easement on the YMCA Camp Collins property (Second Reading Agenda 501)  (Y-5)</p>	<p><b>186070</b></p>
<p><b>REGULAR AGENDA</b></p>	
<p><b>Mayor Charlie Hales</b></p>	
<p><b>S-534</b> Extend a street closure pilot program in the Old Town Entertainment Districts through parts of NW 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> Avenues between W Burnside and NW Everett on certain days and during certain hours (Second Reading Agenda 513)  (Y-5)</p>	<p>SUBSTITUTE <b>186072</b></p>
<p><b>Bureau of Environmental Services</b></p>	
<p><b>535</b> Authorize a contract and provide for payment for the construction of the Eastmoreland-Woodstock Sewer Rehabilitation Project No. E10269 for \$12,000,000 (Ordinance) 15 minutes requested</p>	<p><b>PASSED TO SECOND READING JUNE 12, 2013 AT 9:30 AM</b></p>
<p><b>*536</b> Amend contract with Portland Audubon Society for additional work and compensation for the Bird Surveys at Oaks Bottom &amp; Mt. Tabor Habitat Enhancement Project Sites for \$20,290 (Previous Agenda 461; amend Contract No. 30001693)  <b>Motion to add emergency clause:</b> Moved by Novick and seconded by Fish. (Y-4; Hales absent)  (Y-4; Hales absent)</p>	<p><b>186073</b> AS AMENDED</p>
<p><b>Bureau of Police</b></p>	
<p><b>*537</b> Amend an Intergovernmental Agreement with Multnomah County, acting by and through its District Attorney's Office to decrease funding in the amount of \$30,136 for child abuse investigations (Ordinance; amend Contract No. 30001158)  (Y-4; Hales absent)</p>	<p><b>186074</b></p>
<p><b>Bureau of Transportation</b></p>	

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<b>538</b> Declare two City owned properties as surplus and authorize the Director of the Bureau of Transportation to sell the properties (Ordinance) 15 minutes requested	<b>PASSED TO SECOND READING JUNE 12, 2013 AT 9:30 AM</b>
<b>539</b> Amend Intergovernmental Agreement with TriMet to increase total not-to-exceed services by \$235,800 for construction between SW Moody Ave Improvement Project, SW Harbor Dr / SW River Pkwy Project, and Portland-Milwaukie Light Rail Project (Ordinance; amend Contract No. 30002351)	<b>PASSED TO SECOND READING JUNE 12, 2013 AT 9:30 AM</b>
<b>Office of Management and Finance</b>	
<b>*540</b> Pay claim of William Kyle Monroe in the sum of \$965,000 involving the Portland Police Bureau (Ordinance)  (Y-4; Hales absent)	<b>186075</b>
<b>*541</b> Approve the Mt. Hood Cable Regulatory Commission FY 2013-14 budget (Ordinance) 15 minutes requested  (Y-4; Hales absent)	<b>186076</b>
<b>EXECUTIVE ORDER</b>	
<b>542</b> Reassign City offices and bureaus to the Commissioners in Charge (Ordinance; Executive Order)	<b>186062</b>

At 11:25 a.m., Council adjourned.

**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, JUNE 5, 2013**

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

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June 5, 2013  
**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.

**JUNE 5, 2013            9:30 AM**

**Hales:** So before we begin the council meeting commissioner Saltzman has an announcement about our flag outside and then we'll begin with a discussion about world environment day before we start the formal council session. Commissioner Saltzman:

**Saltzman:** Thank you mayor. Today the flags of city of Portland are lowered to honor the newborn girl found dead at a Portland recycling center on the morning of may 28th. Since april of 2009, we honor children who have died from abuse, neglect, or violence by lowering our flag. This marks the 10th time since 2009 that the flag has been lowered. This newborn girl is by far the youngest and in some ways one of the most tragic cases. She is the only one without a name, the only one without a family or guardian claiming her. Someone out there knows something about this girl and about this case. And I implore you to contact the police or to leave an anonymous tip with crime stoppers. You can leave the tip online, text crimes, or call 503-823-help. All of this information will also be posted on my web site and my facebook page. The least we can do for this child is get some answers and give her a name. I would ask that we have a moment of silence for this young girl. Thank you.

**Hales:** Thank you commissioner. Thank you for all that you and everyone in this community are doing to try to reduce the terrible incidents of domestic violence in our city. We had an announcement yesterday that commissioner Saltzman organized a more coherent effort between the city and county to make sure that people that have been brought into the criminal justice system because of domestic violence are indeed more assuredly relieved of their weapons and that is one more thing that we can do to keep this community safe. So, thank you for what you are doing. Good morning. We will call the wednesday june 5th, meeting of the Portland city council to order. Call the roll call. [roll call]

**Item 520.**

**Hales:** We begin this morning with something that I think the council was looking forward to. We had a presentation in the chambers in february getting ready for this day and that is world environment day. This is world environment day. Portland is one of the number of cities around the world and one of a few that are playing a special role in that. We have some special guests here this morning. I'm going to call first anne nelson from the bureau of environmental services to come forward. Because this is both a local and international effort. Thank you for your work on this issue. On behalf of the team of city staff who have been preparing us to be in the spotlight today as a world environment leader, and asking you to introduce or reintroduce our guests from the united nations environmental program and ask them to come forward for a few minutes before we do the proclamation. Anne, thank you for the work that you've done and good morning.

**Anne Nelson, Bureau of Environmental Services:** Good morning. Thank you so much mayor hales, commissioners, city staff, the whole community of Portland has been incredible in stepping forward and accepting this honor. I'd like to introduce Amy fraenkel, the director of the regional office of north america of unep who has graced us with this honor and has some congratulatory remarks.

**Hales:** Please, come forward. Thank you. Good morning.

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**Amy Fraenkel, Director, Regional Office of North America, United Nations Environment**

**Programme:** Good morning, mr. Mayor. Delighted to be here this morning in Portland to celebrate world environment day. And on behalf of the united nations environment program, I would like to thank the people of Portland for enthusiastically embracing world environment day. Especially you, mr. Mayor, and city council members for accepting this invitation. And I would also like to congratulate Portland for being on the cutting edge of sustainability and all that you have done to promote this united nations day which is celebrated in over 150 countries around the world. The aim of world environment day is to stimulate awareness and action on the environment and I can confidently say that the people of Portland have risen to the challenge. I do want to recognize also Anne and the great work that she has done, also the wed committee, world environment day committee, rose festival, intertwine alliance and many others that have made it possible. A short statement if I can just focus -- talk about the focus on world environment day, which is on food loss and waste. The slogan is reduce your food print. Now, when I first heard about this, I thought well, how is food waste related to the environment -- I became a believer as I understood the facts. First every year, about one third of all food produced is never eaten. The scale is appalling. About 1.3 billion tons of food, which is worth about a trillion dollars, u.s. Dollars, is wasted every year. That also means a significant amount of tremendous resources such as energy, water, fertilizers, that go to producing such food is also squandered. Global food production is the single largest sources of greenhouse gas emissions, the largest source of biodiversity loss and land use change. In the U.S. about 80% of water we use goes to agriculture, about half of which is lost. At the same time, there is nearly about 870 million people world wide, or one in eight that go to bed hungry in the world everyday. The challenge before us globally is how to address the hunger issue, making sure there is zero hunger in the world which governments agreed to as a challenge in riot de janeiro last year while we address this issue of food waste and grow for the 7 billion people on the planet today to about 9 billion in 2050. Today, in a few moments after this meeting, we're going to be launching an unep and world research institute global report on food waste and food loss which offers a whole range of frutions who address that challenge. We will be having a press conference. I invite you all to attend. I can't think of a better place to launch this than in the city of Portland. Portland is a leader in so many areas, but on this issue. The composting program, helping to reduce a staggering proportion of food that is wasted, engaging businesses in the fork it over campaign, to connect different entities, grocers, restaurants, to people that need the food and some of the great organic farming and farming practices that reduce the inputs from the natural resources that are so scarce and becoming scarce in the world. Majority of the world's population, only increase as we add 2 billion people to the planet and we really need to learn from cities like Portland how can we do this better. How can we do it right? Once again, I just want to thank on behalf of the united nation environment program, mayor hales, city council and all the citizens of Portland for accepting our invitation. We look forward to celebrating world environment day with you today and hope this begins a long and fruitful partnership. Thank you very much.

**Hales:** Thank you for being here. Welcome and recognize tom Hughes, president of our metro council. Would you like to come up for a minute and speak for a little bit about metro's role in the environment? Both in land use and solid waste and in many other ways?

**Tom Hughes, President, Metro:** Well, as I said in an earlier discussion with Amy, one thing that makes Portland, the Portland metropolitan area unique is the existence of an elected regional government that represents people from the 25 cities and three counties that go to make up the metro region. One of our main responsibilities, of course, is collecting the garbage. So we have a key role to play in how that is done and how we encourage people to recycle, reuse and not put as much into the garbage stream as they have been. Portland is uniquely successful as a region in that we have a 55% recycling rate which puts us among the top of the united states. Portland's effort towards food recycling or food composting is something that we support and have worked to try to



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work over the little hiccups and bubbles of starting up a new program and I think we're on our way to making that program a model for the rest of the cities in the region. And it is with an eye to the other cities in the region, the other 24 cities in the region that I speak on behalf of the region, many of the those cities engaging in sustainability efforts and hired sustainability managers. As a region, we are moving in a direction that sets us as a model for the rest of the world. As I have said to many people I think as recently as the city club speech not long ago, that becomes a marketable commodity as we go to places like Japan and China and other places that are trying to figure out how to do on a larger scale in some respects what we do on a moderate scale here in Portland. And take advantage of our expertise, architecture, engineering, and some of the other skill sets that we can market and build green cities campaign group that Greater Portland has launched along with PDC. We think that it becomes a real serious economic development tool for us to have the reputation. And certainly the United Nations selecting Portland as a place to have today's celebration, one of the places to have the celebration moves that image forward and put us on a map that very few cities are on right now. Thank you very much for your leadership in that as a city, and as individuals, and we appreciate the work that we do together to make this the cleanest, greenest region in the United States and in the world.

**Hales:** Thank you, Tom.

**Fish:** Tom since you are here, congratulations on the passage of your natural area levy.

**Hughes:** Thank you.

**Fish:** We are pleased that Portland voters gave you the margin of victory.

**Hughes:** I believe that was true.

**Fish:** And I look forward to joining you tonight for my first meeting of the regional water consortium board.

**Hughes:** I look forward to that every month.

**Fish:** I look forward to being a commissioner who actually attend those meetings. We will see you then.

**Hughes:** If you could tweet me about that.

**Hales:** Thank you so much for all what you are doing and the partnership we have with metro council.

**Hughes:** Thank you.

**Hales:** It is my privilege to read the proclamation for today which says whereas -- hosted the United Nations environmental program, passed a resolution to accept the nomination -- whereas Portland Oregon recognizing the inextricable links between individual, community, environmental health joins 120 countries to forward sustainability through awareness in action and support the world environment day theme of reduce your food print and whereas the people of Portland have been celebrating world environment day every day since earth day, April 22nd, 2013. Build rain gardens, farmer's markets, natural areas, reduce food waste, certify 50 back yards as back yard habitat, remove invasive weeds, celebrate floodplain restoration and build community gardens, a lot of them, actually, and whereas as a part of world environment day, the Audubon society of Portland, urban green spaces institute and intertwine alliance partnership celebrating the 27<sup>th</sup> annual great blue heron week -- do that so well, highlight --

**Fish:** And it was indigestion.

**Hales:** Highlight's Portland's official bird, offering walk, bike, paddle trips and restoration activities, at the places blue herons call home and whereas world environment day will include an exhibition of children's water paintings, children's painting competition on the environment sponsored by UNEP and Bayer and hosted by PSU Native American student and community center. And whereas this year, Portland's rose festival is highlighting our beautiful Willamette River with dragon boat races, environmental themes, and whereas Portland tribal nations demonstrate how indigenous cultural enriches our world through the preservation of oral history, cultural arts and



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traditional ecological knowledge and collaboration with arts, cultural, and educational institutions. And whereas the city of Portland is a recognized leader in innovative policies, plans, programs that foster sustainability through the city of Portland, and Multnomah county climate action plan, Portland recycles plan, urban food zoning code, Portland bicycle plan, watershed plan, invasive plant strategy and Portland plan and whereas the city of Portland is advancing environmental initiatives globally as an innovation partner with the northwest biocarbon initiative, as a member of biophilic cities and as an award recipient from the international green roof association for our pioneer work, now, therefore, I Charlie Hales, mayor of the city of Portland, city of roses, herons and environmental stewards, hereby proclaim June 5th, 2013, to be World Environment Day in North America and encourage all Portlanders to observe this day by participating in activities to advance the livability of our green city. Thank you all. And congratulations. [applause]

**Hales:** We do have some testimony on this item. We will take that as our guests go and prepare for their press conference. Thank you all for being here.

**Moore-Love:** Four people signed up. First three please come on up.

**Hales:** Good morning.

**Sandy Polishuk:** Good morning. Good morning mayor and members of the council. I'm Sandy Polishuk. I'm here to congratulate and thank you for hosting World Environment Day North America. I'm a member of 350 PDX, the local branch of 350.org, a global organization founded by Bill McKibben and friends to solve the climate crisis. Why do we all ourselves 350? Scientists tell us we must reduce the amount of CO<sub>2</sub> in the atmosphere from the current level of 400 parts per million to below 350 to preserve our planet and stay below two centigrades of warming otherwise we risk catastrophic catastrophe for life on earth. Here is the math. We can emit 565 more gigatons of carbon dioxide and stay below two degrees centigrade warming. Only problem is, burning the fossil fuel that corporations now have in their reserves would result in emitting five times that amount. Fossil fuel companies are planning to burn it all unless we rise up to stop them. Last November, 350.org hit the road to build a movement strong enough to change the terrifying map of the climate crisis. Portland was the second stop on the national Do the Math tour. Filling the congregational church and spilling over to a simulcast in PSU's ball room. Launching a campaign to get cities, universities, churches and other entities to divest from fossil fuel stocks to put pressure on these companies by taking away their social license to continue business as usual. If it is wrong for these companies to profit from our planetary demise, then it is also wrong for Portland to have investments in fossil fuels. We know you're busy with the budget, new bureau assignments, but we want to let you know that we will be back to ask you to assess our city's financial holdings for fossil fuel investments and divest if any of found and make a commitment to the future. The right thing to do especially for a city with a robust environmental community, a strong commitment to climate action, on the cutting edge of environmentalism as we just heard, and such strong environmental stewards. It was a pleasure listening to all of the wonderful things we are doing as a city for sustainability. And I would like to in the future see this divestment added to that wonderful list. Thank you.

**Hales:** Thank you.

**Novick:** I want to say that I asked the treasurer for a list of investments and I did look through them and I actually did not see any fossil fuel companies on our list.

**Polishuk:** Do we have investments in mutual funds?

**Novick:** I think we have investments in a state fund that a bunch of local governments use together to perform necessary transactions. I don't know what that contains. In terms of direct city investments, I did not see any fossil fuel companies on that list. That doesn't mean we shouldn't consider adopting a future policy but for right now it looked that way to me.

**Polishuk:** That's great to hear. Thank you.

**Hales:** Good morning.

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**Adam Brunelle:** My name is adam brunelle. Lead organizer for 350 pdx. I am proud to live in Portland. Even prouder that I represent north America on world environment day. Portland has made a big commitment with the ambitious climate action plan, which address' co2 omissions and also plans for resilience. The main target is 80% reduction in co2 by 2050 below those 1990 levels. This is an enormous challenge, even for Portland, but a challenge the city has deemed worth taking on and one i'm eager to help with. Portland's action plan begins with the following. Climate change is the defining challenge of the 21st century. The world's leading scientists report that carbon emissions from human activities have begun to destabilize the earth's climate. Billions will experience the changes through threats of public health, national, local economy, and supply food, water, power. In other words, the stakes are high. Sandy mentioned the 2,795 gigatons are carbon that sit unburned and five times more than the planet can tolerate. Fossil fuel companies are plotting out on how to burn the carbon and make as much money as they can doing it. Their responsibility is not to the climate or interest to society as a whole, but instead to profits. Whatever cost to the climate, our security, and ecosystem. If they have their way they will push us and our planet system past the two degree tipping point five times over. City of Portland, given its commitment to climate action, should not tie investment to the companies and it looks like we may not do that already. To corporations that blow up mountains, pollute streams, spill into rivers and oceans sickening people with contaminated water supply is a highly toxic fracking chemicals and also spend millions to distort the political process. And hope the increasing climate action. I ask the city consider performing or an existing audit of investment equities and holdings. So that it highlights any direct or indirect fossil fuel investments. Should the city discover these investments, and most cities do have them, it is my hope that the council will live up to its well deserve the reputation on world environment day and freeze any new investments on fossil fuels and divest any existing investments over the next five years. Dozen cities have already done this, seattle, san francisco, eugene have pledged to pursue divestment. I hope Portland can as well. Thank you for your time and consideration. Happy world environment day.

**Fritz:** Adam, it is my understanding that the state through the pers system may invest in fossil fuels. Is that correct?

**Brunelle:** That they may divest?

**Fritz:** That they have investments through pers.

**Brunelle:** That is my understanding too.

**Fritz:** That is something that we should consider asking them to divest. Thank you.

**Brunelle:** Thank you.

**Fritz:** Thank you.

**Mike Houck:** Good morning mayor and commissioners. My name is mike houck. I'm here representing the urban green spaces institute today. And just last night, I finished reading this fascinating book "ghost map" and it traced the outbreak of cholera in london in the 19th century, and led to an interesting epidemiological study showing they finally figured out it was from bacteria and not asthma -- but what the book did was then describe how it went about protecting its people by of course creating the world's most amazing sewage treatment system. And what was interesting -- what I found interesting, at the end of the book, they specifically called out Portland and described Portland's system and how fabulous portland's system is. I want to read a quote from the book. Cities are a force for environmental health as well as human health. This may be the most surprising new credo of green politics, which has in the past largely associated itself with the back to nature ethos that was exclusively antiurban in its values, dense urban environments perform the crucial service of reducing man kind's environmental footprint. What he left out in the analysis of Portland's sewer system was the green infrastructure, the green part. As you may not be surprised when I find his email address, I will send him a note for his next publication. Perhaps he will include that as well. I speak all over the country. We have a lot of

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folks coming to Portland. And they routinely ask me and others what makes Portland different? Portland's acquisition of natural areas, park system and so forth unique in the country? I say no, not really. Minneapolis st. Paul regional park district, new york city has fabulous systems. What they don't have is our commitment to a small urban footprint, through regional and local land use planning. So combining both in an attempt to reduce our physical and ecological footprint for the city and region, combined with making sure we're protecting and restoring green spaces within that urban growth boundary and within the city truly makes us different and I want to thank all of you and tom hughes as well for realizing after many years of struggle that a tighter urban growth boundary does not mean we forgo the good green stuff inside the ugb. So thank you for the work you have done. Look forward to cooperating in the future on similar efforts.

**Hales:** Thank you mike, same on our side.

**Hales:** Thank you all. I think we have one more person signed up.

**Bob Sallinger:** Good morning, bob sallinger conservation director Portland Audubon society. I want to thank you, I testified a few weeks ago we thought the budget was essentially going to set us back a long way in terms of our green infrastructure. We were celebrating our accomplishments I appreciate the changes that were made by the mayor and council, I feel like we're back on course and the agreement that we're going to work together to figure out what the next stages are is exciting to the environmental communities. I want to express my appreciation for the thoughtful way you went through the budget this year. Secondly I wanted to offer two invitations, first Willamette river keeper and audubon, are going to do an upstream migration paddle this saturday from kelly point park to cathedral park. Great opportunity to come out on the river with the public and to learn about some of the challenges occurring on the river that you all will be facing over the next couple of years. We would love to have your participation in that. I can get you more information. The second is an invitation and perhaps a challenge, one of the components of world environment day for the city was for -- to certify 50 back yards, as back yard habitat. A program run by audubon and columbia land trust. We made that target. Folks had to work very, very hard. Thanks to columbia land trust and our staff for doing that. We are certifying about 500 yards a year. Some of the other work that is going on. Green streets the city is doing, the trees in the right of way, friends of trees. Our program gets into people's back yards. Invitation and challenge to issue to you today, have your own back yard certify. Love to be able to say that all members of the Portland city council are certified as back yard habitat. So, again, thank you, and congratulations on world environment day.

**Fritz:** I'd have to resign from the council to do my yard work. The amount that's over the past four years. But I do have a side yard that is native vegetation.

**Sallinger:** We have three tiers. You can start out very small.

**Fritz:** One day a week I could take off.

**Sallinger:** We have signs for yards in progress.

**Hales:** Thank you, thank you for your advocacy. Any other council comments?

**Novick:** Yes mr. mayor I think we should commend two people and one entity on this day. I'd like to remember ed muskie, who wrote the clean air act and richard nixon who signed it and a shout out to the peanut butter and jelly sandwich, one of the most carbon efficient forms of nutrition.

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

**Novick:** Gary Hart was busy running george mcgovern's campaign, preparing for it another --

**Hales:** Not everyone remembers that president Nixon was an environmental president. One of the things we can count on from commissioner novick is this historical knowledge of american politics. Thank you. Other comments? Thank you all very much. We look forward to the rest of the celebration. We move on to communications.

**Item 515.**

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**Hales:** Good morning.

**Donna Cohen:** Nice to see you all. My name is donna cohen. Six months ago to the day I was here to express concerns about the process of developing the st. John's truck strategy phase two plan. I want to share three personal reflections. We did develop a solid plan, which is now going for funding through odot and metro. The two trucks are gone on fessenden. The community is thrilled. Portland police bureau has done an outstanding job of enforcing the law. And to take every opportunity to thank them individually. However, it did take a year and a half -- 900 petition signatures and mediation in order to achieve the agreement with the city. In many ways, the staff did not display respect to the community for quite a while. We were given information that was incorrect, things were misrepresented, and I hope that what I say here will help change the situation for future projects. We were fortunate to have a research librarian at our disposal to check claims that pbot made. I want to give you an example of how that was helpful. We were told that the intersection of charleston and fessenden did not qualify for a red pedestrian signal beacon. Intersection at a blind curve over which 1,000 children live and it is the primary route to our downtown. We did some research. And we used the guide books, national guide books that pbot uses and discovered with the addition of some information left out, we did qualify. Secondly, they had said that they had taken pedestrian counts and we did our own, and in one of the -- we asked them, did you -- we didn't see it on the documentation. Did we -- and they hadn't. So, they had made claims based upon something that they hadn't done. And finally, there was research that we discovered that, in fact, pbot consultants were using themselves, saying even if the counts had been low, there are situations where an intersection is so dangerous that you won't have pedestrians there because it is so dangerous. People just avoid it. I just want to give that as an example of, you know, how we really had to work extra hard to find out what we deserve. We intend to keep track of the progress of this plan, and I also want to say on another note, I look forward to the date when the culture of bicycling in portland is such that including a recommendation for -- in the bike lanes to have at intersections, markings that say bike stop for kids is not something that -- is something that is accepted with more enthusiasm than it was in the committee. It took awhile to get this through. And that should be pretty easy. So, thank you very much.

**Hales:** Thank you for your advocacy. Thank you.

#### **Item 516.**

**Joe Walsh:** my name is joe walsh. I represent individuals for justice. We have a ceremony that we will present on Citation and election of the mayor to the hall of fame of dictators. Hear ye, hear ye all people of -- gather around, celebrate the final massing event of the dictator of the year of 2013. Mayor charlie hales has earned this recognition, even though only five months in office. We acknowledge that he will not change his ways soon, so the -- consideration, is really irrelevant. In considering our accomplishments, dedication to lay upon the backs of the middle class, the poor, and houseless, all responsibility to close any gap, \$25 million, \$21 million, or maybe even \$16 million. It is -- programs -- police patrol, surely a deciding factor in this award. [inaudible] -- these decisions, members of the council was also a major issue for this award. So, we congratulate you in joining such an honorable and -- joe mccarthy, stalin, and, of course emphasis governor ronald reagan. The second part of my presentation, it has now been 49 days since you screwed over [inaudible] smith. Commissioner Novick in a maneuver took it out of emergency and put it in so you could have a majority vote. Outrageous. We were watching. You are being fined now and 9%. If it were your money you would settle this case. It is our money. If you lose this case, I hope everyone that you resign because you will, even though you're a labor lawyer commissioner. And a union lawyer that -- and you voted for this. You have people outside who have been out there for 18 months. They're homeless, want the camping ban lifted. But you congratulate yourself on your environment and your records and that is a shame. You should be



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ashamed of yourselves. Patting yourselves on the back. This is a good city in spite of you. There is wonderful environmental programs in spite of this council. Don't need your approval. That's it.  
**Hales:** Thank you. Next please.

**Item 517.**

**Hales:** Good morning.

**Lightning:** Good morning. My name is lightning. Effectively managing homelessness in Portland Multnomah county. If we could end homelessness for just one day, what would happen? Would news get out to the other states and would we have an influx of people expecting housing? With a successful plan we utilized in Portland, Multnomah county to end homelessness is then utilized in other states, people then will have no incentive to move. Now, businesses which claim they lose 10 to 30% revenue due to homelessness, will the revenue begin to increase. Revenue absolutely would begin to increase, which means businesses value increase, also property values increase. Let's talk numbers. If business revenue -- property values may be losing 10 to 30% overall, loss could be \$50 million to as high as \$500 million total losses per year. Total losses attributed to homelessness throughout the city could exceed the total general fund of approximately \$400 million. Solutions, a 1,500 plus, minus people sleeping on sidewalks, under bridges, in doorways, 10,000 per year apartment each, lump sum total \$15 million. Apply for grants from various foundations. Have any grants been applied for on behalf of the 1,500 plus or minus homeless? What type of response did you get? If \$15 million is invested, which in turn the city's overall business revenues increased by 10 to 30%, that equates to as much as \$50 million to \$500 million. Isn't that the best solution? Redevelopment projects needed. A cookie cutter commons located closely in east eye -- mental health, drug, alcohol treatment service. Permanent housing, two to 300 units. Developer, williams, invested financing -- north, northeast, Multnomah county chairman jeff cogan. This is your legacy. Homeless shelter, 4 to 500 units, mental health, drug, alcohol treatment, permanent housing. Establish a lightning resolving revenue developer plan, 1% on any condo sales paid by developers into an end the homeless general fund. Repetitive, consistent. Money will be there. Simple truth. Doing nothing for the 1,500 plus or minus people sleeping on sidewalks, under bridges, in doorways, will eventually cost more than the overall general budget. At that point, at that point, general public will have no other choice except to reduce the city employee salaries. We will reduce your salaries if the homelessness does not end and is managed better.

**Hales:** Thank you, lightning. Thank you.

**Lightning:** Thank you.

**Hales:** Good morning. Thank you.

**Item 518.**

**Moore-Love:** Mr. ormsby called and he will have to reschedule.

**Hales:** 519.

**Item 519.**

**Hales:** Good morning.

**Silas Covert-Keefe:** Good morning. My name is silas covert-keefe. I'm a community development major at psu and I was here last week. Quickly on the bus ride here last time shifted rows -- talk about instead of gilbert place and relationship building. I shot out a bunch -- I want to reinvite you to the things with places, times, and dates. First event to invite you to, normal neighborhood association meeting, for powell hurst gilbert at 7:00 p.m., at ron russell on the 10th, next monday. I would like to invite you to the east Portland neighborhood board. We have a meeting at 6:30 on the 19 at the epno building off of 117th and glisan. East Portland action plan meeting, 6:30, on the 26<sup>th</sup> david douglas high school board room. I also want to say thank you, mayor hales. You came out to the lentz neighborhood --

**Hales:** Last week.

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**Covert-Keefe:** That's big. We like to see you guys out there and that is why I'm here to invite you to those things. That is all I needed. I don't want to eat up all of your time. Thank you.

**Hales:** Thank you. Appreciate it. Move to the consent calendar. I don't believe we have any items requested for removal. Roll call of consent calendar.

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

**Hales:** Aye. Time certain 521.

**Item 521.**

**Hales:** Good morning.

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

**Saltzman:** Thank you, Mr. Mayor. As many of you know, May 21st, last month, Portland children's levy was renewed overwhelmingly for another five years. We are thankful to Portland voters to have chosen again to make children a priority and the confidence that we are making a difference in the lives of some of our neediest children in city. The director, Lisa Pellegrino, here to ask council to renew one year -- levy investments for the final and 5th year of the current levy. She will also provide a brief on the time line for the next funding process, next funding round, for the next five years, which will culminate a year from now in making new grants and new grants, investment decisions beginning in July of 2014. Our current investments are in areas of early childhood. After school and mentoring. Child abuse prevention and intervention and foster care. Upped the new levy starting in 2014, we will add a new investment area preventing childhood hunger. We are pleased to be able to do all of this at the same tax rates that voters have always been paying for the children's levy and to remind people that the levy operates with a 5% administrative cap so that 95 cents of every dollar goes directly to the proven programs that achieve positive results for the city's most vulnerable children. And now, levy director, Lisa Pellegrino.

**Lisa Pellegrino, Director, Portland's Children Levy:** Good morning everybody. Well, as Dan stated, we are here before you to ask for your approval of the allocation committees recommendations for grant renewals this year. I will give you a little background and we will go from there. I don't want to repeat Dan too much. Just renewed the levy. We are invested in about 65 programs that reach more than 10,000 Portland families and children.

**Saltzman:** Can you move closer?

**Pellegrino:** Is that better?

**Hales:** Yeah.

**Pellegrino:** So the area that we invest in, as Dan described, early childhood and child abuse prevention and intervention. Helping children in foster care succeed, after school and mentoring programs. To give you an idea of some of the types of programs that we fund. Things like parenting education, after-school activities, academic support, case management, child abuse and neglect, and management for kids in foster care. This gives you a snapshot of who we serve. Basically sort of overall we serve about 63% kids of color, 37% of the kids we serve out of east Portland, east of 82nd avenue. About a third speak a language other than English in their homes. Kids who are most likely at risk for disparate outcomes and academic success. We try to use tax dollars wisely. We are independently audited every year. We operate with a 5% cap and all staff are classified as admin. We monitor programs, do regular site visits. We do monitoring of performance of contracts. Grantees selected through a competitive process and the five member allocation committee makes the decisions in public. This gives you an idea of how the money is divided up. Third on early childhood, third on after school and mentoring, and a third on child abuse and foster care. The last bit for administration. This is a map that gives you a sense of the spread of the program. It didn't quite capture it. There are lots of locations -- you would have a map with only dots if I really showed you where things were. This is best we can do. Allocation committee -- Multnomah county commissioner Debra Kafoury, the appointment for the county, and

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the city has appointed a citizen representative, julie young, and the county's position is vacant. Last person resigned and they're in the process of replacing her. Portland business alliance selected mitch wanaker to replace ron bells. Those are the folks making decisions going forward. We were just renewed in may. We will start a new grant by july 1st of next year. And we will be give grants on hunger relief, hunger prevention this time around. To give you a sense of the time line, community input phase. We will talk to folks over the city about the priorities and needs and gaps that they have. Analyzing that information and give it to the allocation committee in october and integrating that along with research and performance metrix that we've looked at over time in October and November. We have a funding application ready to publish in january and we will be making decisions no later than the middle of june next year. That is the process as it rolls out from here. Specific grants we are asking you to renew, that is what is in the packet. And that is it. Any questions or comments?

**Saltzman:** Thank you.

**Hales:** Questions for lisa? Anyone signed up to testify?

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

**Hales:** Great report and were ready for a roll call.

**Fish:** First, congratulations are in order to commissioner Saltzman for the renewal of the levy and I believe you raised virtually all of the money. I think you got every time this comes before voters, you get a better response. And it would not happen without your leadership. Congratulations.

**Saltzman:** Thank you.

**Fish:** Lisa, thank you for the most distinct presentation in the history of council. It was even speed read. The programs that you are supporting are vitally important to the health of our children, which is our most important resource. Congratulations and i'm pleased to vote aye.

**Saltzman:** I want to thank the staff of the children's levy for all of their hard work. And it is not easy keeping our admin at 5%, but it is a commitment we make to voters and it is written in the ballot measure. That insures that 95 cents of every dollar goes straight to the programs making a difference in young peoples' lives. We will begin the new funding ground for the next five years with the renewed levy. I can easily predict that we will get many, many more requests for money and investment than we have dollars available. So, the challenge for the five-person allocation committee is to make sure that we stick to our mission of investing in proven programs, demonstrated track records of success and our investments go to expand their capacity and serve more children and families. You have my commitment that we will continue to do that. But it is tough when we have lots of organizations who, as lisa said, all allocation committee meetings are conducted here in public and the room is filled with many organizations hoping to be selected. We will have our work cut out for us in the next year. I'm pleased to support renewing the existing investments for one more year. Aye.

**Novick:** Aye.

**Fritz:** Thank you commissioner Saltzman for your ongoing work on this. It is an example of where the city and county work together beautifully and focused on the needs of the children of Portland to provide services. I'm particularly appreciative at the focus on equity in the distribution of the grants and the fact that there are many culturally specific organizations serving communities of color and particularly low income folks who don't always get a share of the grants as well who don't always get a share of the services. So, it is, again, an exemplary performance in this report, and a wonderful program. Thank you for your leadership. Aye.

**Hales:** Great work. Commissioner Saltzman, a vote of confidence from the council and also from the community. That is a great basis on which to keep the success story going. Aye.

**Hales:** Let's move to the regular calendar. I am going to be leaving the council for another presentation at some point here in the next few minutes and turning the gavel over to our council president. We will get started and see how far we get.



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**Item S-534.**

**Hales:** Second reading. Roll call.

**Fish:** One issue that came up in the last hearing that we had was the question of the six months to assess whether this is going to be successful or not. And I -- I just want to be very clear that nothing in this action we're going to take today precludes the council from bringing this back sooner if it is the roll of the council. We are embedding in this in six months we are going to have a report, but if it requires fine-tuning or adjustments sooner, nothing precludes the council from doing that. With that understanding, I'm prepared to give this the time to sort of bake. We did hear concerns from business owners that it was costing them business. We heard concerns from residents about impact on their ability to maintain a normal life like park their car and sleep, and frankly, I do have on going concerns about blatant disrespect that is demonstrated to people who live there, not by choice, but out of necessity. It is an area with a high concentration of affordable housing. Dedicated to people in recovery or whose incomes make them eligible. And I don't remember us writing into those leases that a condition of being in that district is that they have to forfeit a good night's sleep. I am committed to working with you, mayor, and others to get this right. And finally, I do believe this concept of spinning off some group, whether business improvement district, local development corporation, or some other nonprofit entity that can focus on the needs of this unique district has a lot of merit. If it becomes a question whether we get dedicated funding on this, whether a surcharge on parking in the district or somewhere else, we should be creative in looking at that. Best solutions are home grown. For now we're putting up barricades and heavy police presence. The sustainable long-term path is giving folks who live and work there a big voice in how the district is going to operate. I appreciate, that you, mayor, have taken the time, whatever reservations I have about this, mitigated by the fact that as a leader, you spent time in the district odd hours of the day observing, listening, and learning, and I think you deserve deference on this to see whether this approach works. Thank you for the work and the leadership you have shown. Aye.

**Saltzman:** Aye.

**Novick:** Aye.

**Fritz:** I share commissioner Fish's concerns and recommendations and I appreciate those comments. Looking forward to seeing the formation of the task force to help make decisions, which is very much needed and I encourage the mayor to appoint at least two representatives of residents in the district to that task force, including at least one representative for people who live in the affordable housing in the center of the street closure area. If this is an ongoing process, I am certainly committed to continuing to follow it and to listen to all sides and be sure that we continue to work with the community, all of the communities, including communities outside of this particular area. But certainly those most impacted need to be very much involved. Aye.

**Hales:** I want to thank my colleagues for those recommendations and I want to incorporate those right away and I hope you will keep them coming. It will be an effort of multiple bureaus of the city and a number of us to make this experiment turn into something more permanent that will actually achieve these goals of being self-managed neighborhood success story, rather than simply a damage control strategy, which is how it started out in the police bureau. I plan to continue to spend a lot of time on this particular issue and also bring the energies and tools of the Portland development commission to bear in a focused way to make sure that we're creating an opportunity and improvement in the neighborhood on both a human scale and physical scale. I look forward to that work and thanks for this support. Aye.

**Item 535.**

**Hales:** Before you begin, dean, I will transition and ask the commissioner Novick to chair the meeting and I will step out and be back if it is still underway. Thank you.

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**Dean Marriott, Director, Bureau of Environmental Services:** Good morning. Dean Marriott, environmental services director. Bill Ryan, our chief engineer. We have a brief presentation to make associated with a request for your approval to allow us to go to contract to do this sewer rehab work. And really this -- this brief presentation stems from sage advice that I got from commissioner Fritz not long ago when she was talking to me about the fact that we come to council from time to time and often put these kinds of items on the consent calendar and don't get a chance to explain briefly what it is we're doing with our money as we do these sewer rehab projects, whether it be a collection system rehab or a pump station rebuild. In this case, it is \$12 million contract to do sewer rehab work. I would like to turn it over to Bill Ryan. He can walk you through it.

**Bill Ryan, Chief Engineer, Bureau of Environmental Services:** As Dean says, this is a \$12 million project, and that is one of the larger projects in our sewer rehabilitation program. There is enough work to do in the sewer rehabilitation program that we are varying the size of the contracts so that we don't saturate any one part of the contracting market. We have a number of contracts that we are currently developing for the prime contractor development program down in the half million range and all of the way up to this \$12 million program. Or this \$12 million project. The Eastmoreland and Woodstock project is a very large project. About 40,000 feet of sewer rehabilitation, and will affect about 129 manholes as well as 700 house branches. 72 blocks will be impacted. A project map here. One thing of interest in this map, and I will elaborate on it a little bit more later. One thing of interest here is that you can see by the colorful, we call them jelly beans, doing pipe replacement or pipe repair, that we aren't touching every pipe in the neighborhood. We have actually videotaped every pipe in the neighborhood and chosen the pipes we will be reconstructing or repairing based on their current condition. These are actual photographs from those videotapes, and I've got reams of these if there is something that really catches your fancy. You can see that we've got some significant problems in the sewer system. One reason that we see so many problems popping up now is shown in this slide. We have a fairly old sewer system with the first pipe installed in 1864. You saw a report the other day, very interesting. It was installed for \$1,000 even.

**Fish:** You know, I'm reminded, going through old records the other day I came on my college tuition bills for 1976, and I was comparing them to the full freight that my daughter would be paying if she wasn't a scholarship recipient. It is just staggering. Absolutely staggering. \$1,000 for the whole sewer system --

**Ryan:** For the -- that portion that was built, I think it was six blocks of sewer, something like that, in 1864. \$1,000 was a lot of money in 1860.

**Fish:** We'll have to do some homework on this. I am guessing there were still some unhappy rate payers.

**Ryan:** I bet there was. The total value of the collection system is about \$6.5 billion. So, we have a \$130 million program to rehabilitate these pipes. You can see if you look up in the graph there, about 30% of our system was built in the time period that makes it about 100 years old now. So, 1880, through 1940 or 50 or so. Those pipes that were built in 1940, 1950, in that era, were immediately after the war and were actually very poor quality. So what we have got is the entire stretch of pipe between 1850 and 1880 and 1950, is kind of aging out at the same time. We have a lot of pipe aging out at the same time. So, if you were to think of the cost of reconstructing 30% of your sewer system, just based on age, you would recognize that we certainly can't afford the rate payers cannot afford 30% of a \$6.5 billion replacement cost. The old days of going through a neighborhood and replacing every pipe because it was a certain age or we wanted to improve this particular neighborhood sewer system are gone. We have to be more particular in how we choose which pipes. So I have presented this to you before in the budget discussion. We are actually just touching those pipes that are almost certain to fail or have failed and are of the highest -- like

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consequence of failure. The pipes that will affect many residents upstream, large diameter, or the pipes near hospitals, fire stations, that kind of thing. That is how we're actually choosing the pipes that we're fixing. Highest risk, highest consequence. But this is part of a much larger program. We couldn't afford to do 30% of a \$6.5 billion program, or asset replacement. But what we are doing, we are estimating to be about \$130 million. We started this phase of the program two years ago. Currently we have four projects in construction. Eight in design. And 19 projects identified total. You can imagine also going back to the slide that showed the years that the pipes were constructed that it doesn't end. It doesn't end at the end of eight years when we expect to finish this project. Other pipes will be getting older and aging out or getting in poor condition. There will be a continuing program. But we have chosen to bite off chunks essentially. This is, you know, windows of time essentially we are looking at the pipes and choosing those that are worse now. We are being careful not to leave little islands, you know, fix a pipe on this block. Fix a pipe two blocks away and leave something in the middle. We don't want to be going back into the same blocks over and over again within just a small number of years. But we aren't extending the repairs to the entire neighborhood.

**Fritz:** What did you prioritize which ones got started first?

**Ryan:** We prioritize based on condition and the consequence of failure. We actually developed a matrix that shows the consequence of failure in the number of homes that would be impacted by a failure. The depth of the sewer. The cost of replacing the sewer. The proximity to schools, fire houses, hospitals, whether or not the pipe is under an arterial or a collector street rather than a residential street. And we were able to make estimates of the cost so we can actually determine a cost benefit ratio for a set of pipes. How much risk are we -- are we resolving by repairing those pipes? How much risk in dollars are we resolving by repairing those pipes versus the cost of the project that it will take to repair the pipes.

**Fritz:** Was there any consideration of the affect of failure on communities of color and low-income communities, so the equity components of -- we have far more pipes that need to be fixed than even without prioritization. How did consideration -- i'm noticing there doesn't seem to be very much in northeast Portland on the map. Inner northeast Portland.

**Ryan:** Right. We have looked at it. You're familiar with karen on our staff --

**Fritz:** Has been a leader on that, teeing you up to talk about that.

**Ryan:** Right. She has looked at that. I know this isn't a solution to equity but it has been someone blind to those considerations other than when you do look at it now, what you see is that we are spending a lot of money in the areas where the pipe is the oldest. And sometimes that corresponds with the populations of color, and sometimes it doesn't.

**Fritz:** I think moving forward, certainly for the consequences on low income families of failure, that some areas are more resilient than others. Adding that to be a consideration factor I think would be another step forward.

**Ryan:** Certainly.

**Fritz:** Thank you.

**Marriott:** I don't know whether you can recognize your little friend there, poking out of the hole in the sewer line. It is one of those critters, four legged, fuzzy --

**Ryan:** With no hair on the tail.

**Fritz:** Like a colonoscopy picture.

**Fish:** I think a number of others were thinking that -- thank you for placing that on the record.

**Fritz:** I'm just saying.

**Ryan:** I've never seen a rat in a colonoscopy.

**Fish:** Is that the end of the presentation?

**Marriott:** It is.

**Fritz:** You'd be in real trouble if you had a rat.

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**Fish:** May I be recognized?

**Novick:** You are recognized, mr. commissioner.

**Fish:** I have been in charge of BES for 48 hours. Have there been any major system failures during my tenure?

**Marriott:** Not that i'm aware of.

**Fish:** Two questions on the presentation. The first is what is the protocol that you follow to coordinate with impacted businesses in areas like this. Clearly on a project of this scale and scope, there will be disruption. What is our standard protocol on engaging the local small business community?

**Marriott:** Commissioner, that is a great question. One that we pay very close attention to all of these years of doing major construction, as commissioner Saltzman will remember from walking around and introducing himself and talking to a lot of the affected businesses well before construction begins, and then during construction. Basically the principles that we go out early, we talk to folks early. We explain what we're doing and why. We ask them how will this affect you? If there are any changes we can make in the timing or the location of particular pieces of these projects, we will try to accommodate them. If they have a particular entrance or access to their building, delivery of services at a particular time we will take that into consideration. We stay in touch during construction, if issues pop up. And try to assign public involvement staff to a number of the projects and they become the face of bes out there. They work with construction inspectors who have a close working relationship to the contractor. We make sure that the contractor is sensitized to these issues.

**Fish:** Does a party that might have a complaint have a single point of contact? I'm thinking about when the cully concordia plan was being done, debbie bishoff was the face of planning. Is there a single point of contact or are you directed to a part of the agency?

**Fish:** What is your direct line again? We will find you, I know. Yes, there is a single point. Public involvement staff would be assigned to these various projects and they will be the initial contacts. They will give out their cell phone number, office number, email address, and they can be reached at any hour of the day and any day of the week.

**Fish:** I want to ask you about a pbob question but to close the loop on this, for the first time I think ever the mayor has created a liaison role between a commissioner and venture Portland. That is now my portfolio as well. I think what I will end up doing over time is inviting different infrastructure bureaus to come to a venture Portland board meeting and get a sense of how that is working. And my guess is that every infrastructure bureau has a different system. How is the communication going? Do people feel they are getting enough input upstream. That is one of the first things I would like to explore. A question that involves pbob. Looking at the photograph that you showed us, we are talking about digging up a lot of asphalt and he creating a lot of potential disruption while you do this. So, to what extent, as you planned these sewer replacements, are you linked up with pbob so that to the extent that they have got a program for asphalt replacement or a joint project with you of doing asphalt replacement with the green infrastructure, that that is all coordinated?

**Marriott:** Bill does all of that coordination --

**Ryan:** We have a quarterly coordination meeting between the water bureau, bes and pbob to discuss the capital projects in design and coming into construction soon. We are always coordinating with regard if that is an area that we need to rebuild the entire street anyway. Can you do that for us under your contract or vice versa?

**Fish:** I know that mr. Novick, president novick has talked to me about wanting to do some regular meetings where pbob and bes or pbob and water get together. I think -- I would welcome an invitation to the next quarterly meeting. How do you coordinate it among the three. It will make it easier since you only have to invite two commissioners. To find out how you coordinate these



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kind of capital construction projects. Part of I think our learning curve and interesting to learn if there are ways that we can continue to enhance and refine that.

**Ryan:** We also invite the other utilities, the public utilities to those meetings, such as northwest natural gas and pge and pp and l. They're interested in this because quite often we will ask them to move their facilities. They're very interested in knowing what is coming down the pike. So, there are outside contractors as well.

**Fish:** I look forward to learning more about that. And thank you.

**Novick:** Me, too. When is the next quarterly meeting?

**Ryan:** I suspect we have one within the next month.

**Novick:** If you could send an email, we will put it in our calendar.

**Novick:** I've already given commissioner Fish fair warning that I want to know whenever he's tearing up my streets. Any further questions or discussion? Thank you very much. Moves to second reading.

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

**Novick:** Karla can you read the title for 536.

**Item 536.**

**Novick:** Commissioner fish do you have any thing -- oh I'm sorry. I thought staff were here. Please state your name.

**Kaitlin Lovell, Manager Science Fish and Wildlife Division, Bureau of Environmental**

**Services:** Good afternoon. My name is Kaitlin Lovell. I am the manager of the science, fish and wildlife division for the city of Portland's bureau of environmental services. We're here to answer any questions that you might have.

**Novick:** Commissioner Fish, do you have any questions?

**Fish:** When we contacted the mayor's office this week they said they were taking the lead on this. So, right back at you.

**Novick:** Could you just get -- tell us a bit about the importance of this contract and this work.

**Lovell:** Bes is responsible for managing storm water in the city of Portland, as you know. We have to do so in a way that protects the environment. We're guided in that through the Portland water shed management plan which sets out four goals. Including hydrology, water quality, biological communities and physical habitat. Monitoring is a critical component to ensuring that the storm water program is not having an adverse effect on the environment. We have a couple of monitoring programs that we implement. Robust citywide monitoring program. Where we use epa's protocol. We have project monitoring. This particular contract is focused on project monitoring. We focus a lot on water on our monitoring because that's where we see the biggest impact. If you think about our storm water tools that we use, we use upland tools, vegetation, green streets, bioswales, downspot disconnects, rain gardens. The way to monitor those and the effectiveness of those, best way is to actually use birds. The birds tell us comprehensive snapshot of how the habitat is doing. And the better the habitat, the bigger the habitat, the more diverse the habitat, the better the storm water capabilities are. We have a binder here that I brought with me in case you want to peruse it of all of the literature on native vegetation, and diversity benefits storm water management. The birds reflect that. The more birds there are, more diverse birds there are, the more we know the storm water system is working. This contract leverages very small amount of bes dollars to work with audubon and engage the community, citizens science program to go out and monitor the number of projects that we have.

**Novick:** Thank you very much. It sounds like this is a small investment but plays a critical role. It is my understanding that this item was intended to have an emergency clause on it that we need to add. I will move to add the emergency clause.

**Fish:** Second.

**Fritz:** Purpose the of the emergency clause?

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**Lovell:** The contract expires June 30th. In order to amend it, if we were to go through regular agenda item, which we had anticipated doing previously, we would need 30 days to implement it and you can't have the amendment go into effect after the contract expires.

**Novick:** Do we need a roll call on the amendment? Please call the roll.

**Moore-Love:** More specific language for the clause.

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

**Novick:** Aye. Move the ordinance.

**Moore-Love:** I did not have a sign up sheet if you want to take public testimony first. Did anybody wish to testify?

**Novick:** Nobody wishes to testify. Any further discussion? Move to final roll call.

**Fish:** I'm pleased to support this. First it represents yet another example of the wonderful partnership that the city has with Audubon. And, second, it was described to me that birds in this instance are like the canaries in the tunnel, and they give us a kind of useful information and we recently opened the Fields Park, and I go almost every morning just to see how it is settling in. And one of the most wonderful early developments was the birds that discovered this park. The trees, the vegetation, the safe places, the shaded areas and the like. And there is -- it is a very interesting progression that happens as sort of the natural habitat discovers new green spaces. Bob has explained to me that one way to gauge the health of our community is to watch closely how birds are doing. And perhaps as we're celebrating, soon to celebrate Blue Heron Week, nothing would warm my heart more than recently seeing a great blue heron in Tanner Creek Park. For all of these reasons I'm pleased to vote aye.

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

**Novick:** Aye. Thank you. Karla can you read the title for item 537.

**Item 537.**

**Novick:** We have bureau staff here to explain this item?

**Fritz:** What is the meaning for decreasing the amount of the contract?

**Kevin Modica, Captain, Portland Police Bureau:** Happy to answer any questions. Good morning.

**Novick:** Good morning.

**Modica:** Kevin Modica I'm a captain for the Portland Police Bureau and currently assigned to the Family Services Division and brought one of my esteemed colleagues with me.

**Rachael Andrew, Lieutenant, Portland Police Bureau:** Rachael Andrew, lieutenant at Family Services.

**Modica:** Quite simply, this is a reprogramming of money in the current biennium so that it does not affect the next biennium's budget allocation for the overtime money that comes through the child abuse multidisciplinary investigative account. This grant funding comes through the state of Oregon DOJ. It passes through Multnomah County then the partners on the MDT are allocated funds. In our case, it's kind of counterintuitive, but having money left in the overtime account is pretty positive sign that the preventative work is being effective. That money is used for after-hour call outs. To explain it to you, after hours, after normal operating hours and over the weekend if a call comes in that needs to be investigated by our investigators.

**Fish:** I have a question, if I could. It is my understanding that in the budget end game, we may have taken out funding for the district attorney position that assists the SGT program. The service coordination team program, depends on having a dedicated district attorney in order for the model to work. Now, I will refer to the conversations between the chief and the mayor about how we address that. But since we're decreasing funding in the amount of \$30,136, and presuming this money is to be reprogrammed somewhere else, has this money -- is the new purpose for this money budgeted by either jurisdiction?

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**Modica:** The reprogramming of the money simply pushed it into program projects of our other partners in the mdt. For instance, cares northwest would receive funding to assist in buying a new colposcope as part of the equipment they use when doing forensic investigations. Some of the money was used to purchase equipment to help in the prosecution of the child abuse cases. Equipment that would be going to the district attorney's office.

**Fish:** Does that mean -- that seems to imply that the grant source requires that it stay within child abuse investigations, is that correct?

**Modica:** That would be correct.

**Fish:** This is not found money. This is just reallocating within the program itself.

**Modica:** Commissioner Fish, haven't found money in quite awhile.

**Fish:** We're always on the hunt. Thank you.

**Novick:** Any further questions? Thank you very much.

**Modica:** Thank you.

**Novick:** Call the roll.

**Moore-Love:** I did not have a sign up sheet for this. Anyone to testify?

**Novick:** Anybody who wishes to testify? Apparently not.

**Fish:** Thank you for your clear and succinct testimony and explanation. Aye.

**Saltzman:** I just want to recognize captain modica and lieutenant Andrew and the entire family service division for the very important work they do on behalf of children and families in our city. Aye.

**Fritz:** Thank you for your good work and for that presentation and for keeping the overtime budget down, aye.

**Novick:** Captain Modica I forgot to ask, is your arm feeling better?

**Modica:** Feels great.

**Novick:** Excellent. Thank you. Aye. Karla, could you read the title for 538.

**Item 538.**

**Novick:** Thank you very much.

**Karl Arruda, Right-Of-Way Agent, Bureau of Transportation:** Good morning. I'm karl arruda, right of way agent with the bureau of transportation. Here with dave McEldowney the right of way acquisition supervisor. This ordinance before you would declare two parcels of city-owned land as surplus and then authorize the bureau of transportation to sell them at market price. Parcels were purchased by the city for two different street projects, both of which were completed many years ago, and these are remnant parcels which are no longer needed for public use. I'm happy to take any questions.

**Saltzman:** Were these parcels -- were all other city agencies notified of the availability of these parcels?

**Arruda:** Yes, we first notified all the groups within the bureau of transportation and then notified all of the other sister bureaus if there was any interest or questions about our process.

**Fritz:** Did you get positive responses from each of the bureaus or -- and did you get some kind of response, no we're not interested or just you hadn't heard that they were interested?

**Arruda:** We received responses from some bureaus, but not all of them. We sent out reminders to the bureaus that had not responded to us, reminding them if they wanted to comment on it, to please do so.

**Fritz:** Didn't we have a discussion about this that we were going to actually require each bureau to say yay or nay? I thought we had a policy about this.

**Arruda:** I am personally not familiar, if that was going to be a policy or not. My understanding was that sending out the notification to the bureaus was our process for declaring surplus property and --



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**Fritz:** Right. But we all know -- I know how many emails I get in a day. Did you add the council offices to the notification on this one?

**Arruda:** We did, yes for both properties.

**Fritz:** I remember seeing -- my office in particular.

**Arruda:** We notified all offices, yes.

**Fritz:** So this is something that we probably need to take another look at. I want to be sure that we're not disposing of the surplus property just because somebody's email got backed up or they were on vacation and didn't notice it. I heard some concern from citizens that there was a question about whether they could be used for community gardens. Anybody contacted you about that?

**Arruda:** On the properties along going street and colonial, the parks bureau said that they were looking into that property as potential community garden space and then after a few days or a week or so got back to us saying they were not interested in that particular property.

**Fritz:** So in that particular case you did get an affirmative response from the bureau saying thank you we looked at it. Thank you very much.

**Arruda:** Yes, right.

**Novick:** Commissioner are you suggesting that we should postpone consideration of this item or are you satisfied?

**Fritz:** I think it's not an emergency ordinance so it can move to second reading.

**Novick:** Okay.

**Fritz:** Unless there's any testimony.

**Fish:** Also, what I would note for my colleagues that under the code we first have to declare it surplus. That is a designation that then can lead to a sale of or disposition of the property. Its not locking in an outcome. But it has to be declared surplus and that's why we expanded the notice requirements to make sure that council offices and the bureaus got it. If there's a bureau or some third party interested in it, I think our policy also has an incentive for us to get fair value in return for disposition of property, but that's a conversation that can happen regardless. But we have to first declare something as surplus.

**Dave McEldowney, Right-Of-Way Acquisition Supervisor, Bureau of Transportation:**

Commissioner Fish, I think the motion before you here is to have it declared surplus, but then to allow the bureau of transportation to sell it at market value. So we do need to 4/5ths vote of council to declare it surplus, but after that we would not be back until --

**Fish:** It doesn't preclude -- once we declare it surplus it doesn't preclude the council weighing in again on the disposition of the property, but declaring it surplus is a more formal process.

**Novick:** Any further discussion? Karla has anyone else signed up?

**Moore:** No one else has signed up to testify.

**Novick:** Move to second reading. Thank you. [gavel pounded] could you please read the title for item 539.

**Item 539.**

**Novick:** Thank you. My understanding is this item amends the city's iga with tri-met and increases the amount to make sure there's bus service available when the west side street car line is closed due to construction on the sw moody avenue and portland Milwaukie light rail projects. Those two projects are located close to one another geographically and the bureau has worked closely with tri-met to make sure they schedule their scopes of work so they don't overlap. Changes in the iga for bus service during construction is another piece of coordinating these two big projects. And pbots staff are here and available to answer questions if people have any questions. No questions? Karla, has anyone signed up to testify?

**Moore:** No one's signed up.

**Novick:** All right. Move to second reading. [gavel pounded] Karla, could you read the title for 540?

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**Item 540.**

**Jim Rice, Deputy City Attorney, Office of the City Attorney:** Good morning. Jim rice here, i'm a deputy city attorney. I'm here today on a matter that I was assigned, and that's the matter of william kyle monroe. The matter arose out of an officer misloading a beanbag shotgun. He placed buck shot ammunition in when there should have been a beanbag round in the weapon itself. A beanbag round is a synthetic sock that has weight on the inside and when it shoots it's painful if you're struck by it, but it's not a use of deadly force. The incident arose out of mr. Monroe hassling some children and frightening some teachers over at lair hill park, a police officer was summoned by one of the teachers, an administrator came out to speak with mr. Monroe. He had a knife up his sleeve, that was relayed to the police officers, several of our Officers came to the scene. Mr. Monroe started backing up and leaving, and one of our officers then fired what he thought was a beanbag shotgun at mr. Monroe. It was a tragic mistake, mr. Monroe was hit with buck shot, he was taken to Oregon health sciences, had numerous surgeries, and the very same day -- i'm proud to say both chief reese and mayor adams came out to the press and said "we made a mistake in this matter." the next thing that occurred was I realized that I knew the attorneys that were involved in this case, so I approached them in the company of assistant chief hendricks, and mr. Kykendahl, and we said, you don't need to file a lawsuit in this matter. Why don't we engage in something creative in this case. Let's just exchange all the documents back and forth, and once mr. Monroe is medically stationery, let's mediate the case and see if we can come to a resolution. That's essentially what happened in this case. Both the lawyers on both sides cooperated, we gave them everything they wanted from the police records. They gave us all the medical records, we employed chief judge of the Oregon district court who's ann akin, she came in, the matter was resolved, I think in a fair way. The bureau made changes to their beanbag policy to ensure that an officer wouldn't mix up ammunition like this again. There's some collateral matters that pertain to this but not with what we're dealing with here today. I think it's a reasonable resolution of the case, the fact that judge akin, who has a tremendous amount of experience in matters like this thinks it was fair as well. I think it is -- we've made a mistake, we should have done the right thing in this case, even though we took an unusual path in arriving at that. There is a lot that actually went on in the case, and if any of you have any questions I would be happy to address those.

**Fritz:** Thank you for that presentation, and indeed we made a mistake in which we're sorry and paying the restitution along with our insurance. Could you give us more details about what the police are doing to make sure this does not happen again?

**Rice:** It's sort of interesting when I got into this. When I was hired, mayor potter told me, he said, jim, how do we never -- do the right thing first, and number two, how do we never have this happen again? So I have quite a bit of firearms training from the military and what not, and I went over and talked with assistant chief larry o 'day and gave some of my opinions what might be done. I have photographs here I could show you. For example, the buck shot rounds are bright red. The beanbag rounds are milky white. So there's a very obvious difference between the two. And of course a question in my mind was how could a person mix this up? I also sort of imagined everything along in life, so I asked, how are these shotguns loaded? And I was shown that they would open the car door of the vehicle, they placed the shotgun in a carrier or -- something that snaps in place between the two seats, and the officer would sit in the seat and I will demonstrate what I believe was -- they would take the round and place them in the tube that's beneath the barrel of the shotgun. Essentially the round is really almost going directly in front of your face when this happens. And the coloration, it's already significantly different. How do we keep people from -- in an industrial or work setting from paying attention to everything they do, the training people are aware of this, and this had never occurred before, I think it was a first-time incident. I tried to do a national search, is this a problem that's out there, because there are some more expensive things that perhaps could be done. But what they're doing now is keeping the officer themselves -- in october of 2011 this new

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regulation came out. They're not going to permit the officer to have both kinds of ammunition on themselves. So we start with that premise that it would be much more difficult to mix the ammunition up. Before this, the officers did have that ability to have them with themselves, and some of them did various things, but of course we want to learn from our mistakes, we certainly would never want another tragedy, in fact we were lucky it didn't turn out worse than it was, because when people are shot, the loss of blood of course is a critical issue too. The fact he was directly beneath one of our two trauma hospitals was a fortunate matter to get him healed up. He has some permanent injury as a result of this. There's an impingement on his nerve, and what I would describe as foot drop. He can't pick up his foot completely, which would have some impact on his ability to work as he gets older. He really wasn't employed at this time because he had --

**Fritz:** I'm not questioning the injuries, i'm questioning the police protocols. Are our police officers tested for color-blindness?

**Rice:** That's a very good question. My memory of this, I have been studying this, red color-blind is one of the more common types of color-blindness, but I think they see green -- I dealt with a strawberry picker case once.

**Fritz:** I did my master thesis on color preferences and we were -- obviously if you're testing color preferences you have to test for color-blindness and we found one of our subjects, a student who didn't know he was color-blind, and especially for red-green, I believe that they all go to shades of gray. So the fact you and I could see bright red versus milky white might not necessarily be the case. I think that's another question that's worth looking into. We need to dig down, if we have a serious error like this, even though it's a one-time and I appreciate the research to see if it happens elsewhere, I think we should be looking at every single factor, and I appreciate knowing that there not even carrying the same bullets. I wonder how they're stored and how it's made sure that the right things are put in the right place.

**Rice:** Absolutely. I -- they may test them for color-blindness, I just have never encountered that particular problem. I will talk with the training division and find out if they do that. Should they not test for it, I would certainly urge that that be one of the qualifications for -- at least to know about it. Whether or not the police officer has that impediment in their vision.

**Fritz:** Thank you.

**Novick:** Any further questions? Thank you very much mr. Rice. Appreciate your presentation. Has anybody signed up to testify?

**Moore:** We have two people.

**Joe Walsh:** My name is joe walsh, and I represent individuals for justice. We have absolutely no problem with the settlement. As far as the money. Our concern is the man was shot five times. It's very hard for us to believe that this was an accident that somebody used buck shot and let it go -- if you shot once, it would make sense. It was an accident, you screwed up. Five times? I mean, doesn't a police officer of 15 years know the difference? I fired a shotgun one time, knocked me on my butt. So you know when you have a live round, and he fired so fast, that he jammed the gun. He put a pineapple hole in the man's leg. The man was mentally ill. Again, we find ourselves in the same things over and over again. So when you say it was -- it was a mistake, mistake on the first firing, yes. On the second firing, maybe. On the third firing? No: That police officer knew what he was firing. And that's why he was charged. And nobody talks about that. And nobody talks about the man is permanently damaged. Has the city sent anybody any representative to his family and to him and say, we screwed up? It's not good enough to have a press conference and say, we made a mistake. You really need to go to that guy and say, "hey, man, we screwed up. And we're investigating, and we're taking action." and there was action taken in this thing. Very rarely for a grand jury to come down with an indictment against a police officer. And this one it was. They came down with an indictment. So the presentation by the city attorney is annoying to me. Because he lies by omission. He leaves stuff out. And you have a right to know that if you don't know it.

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And if you do know it, you should have said to him, what's going on here? So that's our concern, our concern is when you make these settlements, people don't get to know what happened. And we have a right to know that. Thank you.

**Novick:** Thank you.

**Walsh:** That was a very good point about the color-blindness. You stole my wind on that one.

**Fritz:** I appreciate you bringing this to our attention, what happened with the grand jury indictment. Has the trial taken place yet?

**Walsh:** It shouldn't be a citizen telling you this stuff. It should be your city attorney.

**Fritz:** I can ask that question.

**Walsh:** Yeah. You know? I mean, we admitted we screwed up, and we say we want to do it right. Well, do it right. Send a representative -- i'll be a special envoy and say, we screwed up.

**Novick:** Thank you, mr. Walsh.

**Fritz:** Could I get the answer about what happened about the indictment?

**Rice:** Jim rice again. This matter went before the grand jury, and the grand jury came back with two charges. One was a felony assault three, and one is a misdemeanor assault three. The Multnomah county district attorney's offices wished for there to be one additional charge. There is a separate negligent wounding statute they wanted to incorporate into this. Quite a bit of pretrial litigation occurred as part of this. I was part of that process because chief reese and mayor adams and I even believe the sitting commissioners here who were elected at that point in time were called in to subpoena into this hearing. Judge mauer gave what I thought was a thoughtful ruling on that, and it was against the district attorney being able to add a third charge. The third charge has to be the least onerous of the three charges, it's an unclassified misdemeanor essentially, the lowest crime there is, but he wanted a series of things to charge him with. When the district attorney was disappointed with that, he moved for the court of appeals to examine it. In other words, the local case froze until the court of appeals could take a look at that. It's probably been there for about a year at this point, and I made a wild guess it will probably take a year and a half to make a determination. Once that happens it will go down to the trial court, for trial on that matter -- I mention there'd were collateral matters. There's also an investigation by the bureau regarding what if any kind of disciplinary sanction would be involved with the police officer and that's pending and probably somewhere near completion.

**Fritz:** Thank you. Do you happen to know if mayor adams met with mr. Monroe?

**Rice:** I don't believe he did, but the gentleman who spoke here is not familiar with the mediation process. I mean, the family is there. I have met them. And judge akin sort of acts as a buffer between the two sides. So there was in fact even person-to-person interaction with the family in this particular case. But we can't approach the family when they're represented by lawyers, because the lawyer really is the go-between. And they had two very fine lawyers working on this case, and we cooperated basically in every way. And they cooperated with us too because we wanted to come to a meaningful and significant resolution of this problem.

**Fritz:** To your knowledge has anybody met with mr. Monroe and apologize on behalf of the city?

**Rice:** I don't think that's happened, but that would not be out of the question that it happens once the -- they filed a lawsuit recently, only because the statute of limitations I think was coming up. It was a place holder, and we settled it within weeks. But we certainly could meet with them if they want to meet with us.

**Fritz:** Thank you.

**Rice:** You're welcome.

**Novick:** Thank you.

**Rice:** Anything else? Ok. Thank you.

**Novick:** Was there one more person signed up to testify?

**Moore:** He may have left. Johnny fever?



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**Novick:** Mr. Fever. Ok. Any further discussion? Karla, please call the roll.

**Fish:** Aye.

**Saltzman:** Aye.

**Fritz:** I am sorry this happened. I'm glad that we are making restitution, and I appreciate the attempt to be collaborative in that process. Aye.

**Novick:** I echo commissioner Fritz's comments. Aye. Karla, could you read the title of 541.

**Item 541.**

**Saltzman:** Thank you. Mr. President, point of order, i'm going to have to leave at 11:30. So if we can have a vote before that, otherwise we'll have to -- do a nonemergency or something.

**Novick:** I think this is just a first reading. It is an emergency. Ok. Can we make it fast?

**\*\*\*\*\*:** Five minutes or less.

**Novick:** Ok.

**Sue Disciple:** Hello, commissioners, i'm sue disciple, and I am one of the three city appointees to the mount hood cable regulatory commission. The commission is a partnership among the cities and the counties within Multnomah county. And I am one of your Representatives, one of your three representatives to the commission and I also chair the commission. And mary beth henry, who's our staff director for the commission, is here in case you have any questions. But we will try to make it brief. Three things. First i'm here to request your acceptance of our budget that has been submitted to you. It's our fy 13-14 MHRC budget. And I also would like to thank all the council members and the mayor for working with us and showing leadership in allowing for a budget structure that was acceptable to our partners, as you know, in some of the organizational changes that transition to the commission from a standalone bureau to a component of the bureau of revenue, there was some changes to the budget calculations that our partners found unacceptable in working with you and continuing to work with you, we think we're getting to a place where our partners are happy, are satisfied with the resolution, and in fact, last night I believe there was a budget adoption by the city of gresham city council. So I think that really indicates the progress we made and I can't thank you enough. Just to highlight why this is important, people think all we do is monitor the cable company. But we work in collaboration with the cable company and our jurisdiction, not only to collect grant money and distribute it, but to leverage it. Just a couple things that might interest you. Portland public schools estimates they save \$880 -- \$880,000 annually, annually on their telecommunications and electronic data transfer services because of their use. I-net. And similar results are shown in the other schools in other districts, in our county. So we're not only administering the public benefits and giving grants and monitoring and funding, and chairing the consortium, but we're leveraging other dollars in terms of savings, and other participation in our grant programs. So I thank you for recognizing the importance of that regional consortium. We work much better as a region with all of the entities in Multnomah county together than we possibly could as single entities. So thanks so much for working with us on that. And I guess in conclusion i'll just say I respectfully request that you adopt our fy 13-14 budget.

**Novick:** Thank you. I should note that as part of the consent agenda, we reappointed you to the commission and through may 2016, so we appreciate your continued service.

**Disciple:** Thank you very much. I was appreciative of that. Just to give you a sense of my tenure on the commission, I was appointed by council member mike lindbergh. So i've lost track of how many years that is, but you might get an idea.

**Novick:** Any questions? Karla, has anyone signed up to testify?

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

**Novick:** Thank you very, very much.

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

**Novick:** Any discussion? Well then. Karla, please call the roll.

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**Fish:** Thank you for your service. And for taking the time to be with us today and Mike Lindbergh gave the speech on behalf of our new mayor in this room when he was sworn in, so Mike continues to be present in our lives in very meaningful ways. Aye.

**Saltzman:** Thank you Sue for your service, and for the Mount Hood Cable Regulatory Commission's great work on behalf of all the jurisdictions in Multnomah County. Aye.

**Fritz:** Thanks to Mary Beth Henry, the leader of the office for community technology who told my staff earlier that this is the first time the council has approved the Mount Hood Regulatory Commission budget as a separate agenda item rather than part of the whole city budget. This was recommended by Moss Adams and the auditor because each of the partner jurisdictions approved the MHRC budget separately. I appreciate that the mayor significantly reduced the overhead charges for the office for this year, moving the office of community technology into the revenue bureau was one of the decisions that Mayor Adams made that I disagreed with and continue to disagree with. So I personally would like to see a return to a standalone office, and I know we'll be having ongoing discussions about that. Thank you very much to your members, you serve without compensation and you do an amazing job. I was at a meeting that went on for I think six hours earlier in my tenure. I didn't attend any more after that. So -- it's the 20th anniversary of the Mount Hood Cable Regulatory Commission, they've had such significant accomplishments as you alluded to, and thank you for your work. This is a multijurisdictional agreement that has reaped dividends for all, sustaining and nurturing the relationship we've had over the past 20 years has been an important goal in highlighting this is a separate budget item is part of that partnership. Aye.

**Novick:** Thank you very, very much for your work. Aye. [gavel pounded] and I believe we are adjourned.

**Fish:** Well done, Mr. President.

**Novick:** Thank you.

At 11:25 a.m., Council adjourned.