



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **20TH DAY OF AUGUST, 2014** AT 9:30 A.M.

THOSE PRESENT WERE: Commissioner Saltzman, Presiding; Commissioners Fish and Novick, 3.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Ellen Osoinach, Deputy City Attorney; and Wayne Dykes, Sergeant at Arms.

		Disposition:
DUE TO THE ABSENCE OF TWO COUNCIL MEMBERS EMERGENCY ORDINANCES WERE NOT CONSIDERED AND ITEMS WERE NOT HEARD UNDER A CONSENT AGENDA		
COMMUNICATIONS		
859	Request of Barry Joe Stull to address Council regarding cannabis research at the Wapato Jail (Communication)	PLACED ON FILE
860	Request of Crystal Elinski to address Council regarding clarity on the Wednesday Council public communications process (Communication)	PLACED ON FILE
861	Request of James Michael Francis Lopes to address Council regarding personal constitutional writ (Communication)	PLACED ON FILE
862	Request of Lightning Think Lab to address Council regarding mission statement: Healing Man Sanctuary (Communication)	PLACED ON FILE
863	Request of Charles Johnson to address Council regarding reputation of PDX & 503 (Communication)	PLACED ON FILE
REGULAR AGENDA		
Mayor Charlie Hales Office of Management and Finance		

August 20, 2014

864	Accept bid of R&R General Contractors, Inc. for the N Williams Avenue from N Weidler Street to N Killingsworth Street Project for \$580,649 (Procurement Report – Bid No. 117003) Motion to accept the report: Moved by Fish and seconded by Novick. (Y-3)	ACCEPTED PREPARE CONTRACT
865	Authorize a three year lease extension with Columbia Square LLC for the Revenue Bureau leased premises at 111 SW Columbia through May 31, 2018 at an average annual cost of \$694,965 (Ordinance; amend Contract No. 52080)	PASSED TO SECOND READING AUGUST 27, 2014 AT 9:30 AM
Commissioner Dan Saltzman Position No. 3 Portland Fire & Rescue		
866	Accept a \$459 donation from Sears Hometown and Outlet Store to purchase equipment and for other needed resources and programs (Second Reading Agenda 845) (Y-3)	186762
Commissioner Steve Novick Position No. 4 Bureau of Transportation		
867	Amend contract with TriMet for \$4,937,279 to provide for enhanced upkeep and security of the Portland Transit Mall and Light Rail Transit Loop segment: 1st Ave, Morrison and Yamhill (Second Reading Agenda 852; amend Contract No. 30000826) (Y-3)	186763
Commissioner Nick Fish Position No. 2 Bureau of Environmental Services		
868	Amend contract with Brown and Caldwell, Inc. for additional work and compensation for the Alder Pump Station Upgrade Project E10359 in the amount of \$352,329 (Second Reading Agenda 853; amend Contract No. 30003063) (Y-3)	186764
City Auditor LaVonne Griffin-Valade		
869	Approve Council Minutes for May-December 2013 (Report) Motion to accept the report: Moved by Novick and seconded by Fish. (Y-3)	APPROVED

At 10:03 a.m., Council adjourned.

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LAVONNE GRIFFIN-VALADE
Auditor of the City of Portland



By Karla Moore-Love
Clerk of the Council

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

WEDNESDAY, 2:00 PM, AUGUST 20, 2014

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

August 20, 2014
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.

AUGUST 20, 2014 9:30 AM

Saltzman: Good morning, everybody, and welcome to the August 20th, 2015 meeting of the Portland City Council. Before we begin, we have some rules of the chamber to announce. When you testify, you need only state your name before Council. You do not have to give us your name or your phone number. If you are a lobbyist, you must declare which lobbying entity you represent. You will have three minutes to speak, unless stated otherwise. You may testify only on the matter at hand. So all feel welcome, speakers and members of the audience will be courteous and respectful. No one will interrupt when someone is speaking. This includes clapping before or after a speaker, booing, etc., and personal attacks of any kind. You may raise your hands if you support a speaker, like that. Disruptive behavior will not be tolerated. You will be warned and then asked to leave. Give any handouts you have to our Council Clerk, Karla. So, thank you for joining us today. Karla, please call the roll.

Saltzman: Here. **Novick:** Here. **Fish:** Here.

Saltzman: OK, so we will begin with the communications.

Item 859.

Fish: Karla, we don't have anything on our screens, is it live? It's working? OK.

Saltzman: Welcome, Mr. Stull. Again, just give us your name, and you have three minutes and there's a clock right in front of you.

Barry Joe Stull: Thank you. My name is Barry Joe Stull, I live in the city of Portland. I'm here once again on the topic of our Wapato Jail. At the time that that was being cited by who was my teacher at Portland Community College, Warren Cook, he had already taught us in his class as students that we didn't have a justice system, we had an injustice system. And that was 1996, and I've basically gone on to prove that. To paraphrase Clarence Darrow, I suffer because I've been misunderstood. Had I been understood, I'm sure I would have suffered even more. I went and picked up a copy of this book, the number one best-selling book on cannabis in the world. Most of its production was done in the city of Portland by my friend Jack Herer, and that's where we can find my Library of Congress research. I personally have a spinal cord injury, and if there is an Achilles' heel in western medicine, it's my type of neurological damage, which cannabis has been long known to serve quite safely. In the United States, there are two places under federal permit to produce cannabis. It's the department of pharmacy at the University of Mississippi in Oxford, Mississippi; and the product then is transported to the research triangle institute, which is in North Carolina. So, some of the folks who are getting cannabis as medicine under federal license -- [indistinguishable] actually came here to benefit under the Oregon Medical Marijuana Act because she was so dissatisfied with the cannabis they produce. They use a whole plant process. So, if something has too high of a content of one thing or another, they just add what we would otherwise consider the lesser valuable parts of the plant. We have the Wapato Jail right here in the city and in the county, and I want the federal license to produce cannabis to be happening right here. We have permission to have industrial hemp under Oregon law, we can have research under the farm bill, and I think we have to utilize that property. I'm signed up on this topic on September 10th, and until then, we're spending about a thousand dollar per business day to mothball that \$50 million monstrosity up here in North Portland wilds, where it was kind of a "not in my backyard" kind of thing. I would really like us to take advantage of that real estate and this opportunity. We have

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Congressman Earl Blumenauer as an advocate for cannabis. I'm talking about industrial hemp, I'm talking about medical marijuana -- we need to have the research. And to add one point, Dr. Susan Sisley from the University of Arizona went through all the protocol to get the national institute of drug abuse supplied cannabis, and she just got fired. So, we've got to really fight this on-going belief that cannabis in medicine is a cruel hoax. That's the official United States party line. Thank you for your time this morning.

Saltzman: Thank you. Our next communication, please?

Item 860.

Saltzman: Good morning. All you need to do is give us your name, and you have three minutes and there is a clock right in front of you.

Crystal Elinski: Oh, have you never seen me before? I'm the one you said that you would never ever ever have an appointment with.

Saltzman: We still need your name for the record.

Elinski: No, but I've been here umpteen times since 2008, and two of your staff members -- when I followed you into the office and asked you for the second time if we can have a meeting -- and you said never ever. And you were very angry and you walked away. And four of your staff members were there, and they watched it. Two of them listened to what happened to me this time last year, September 4th. I can hardly move my arm today. The left side of my body is going numb again. And three times this year when I've had these symptoms, I was flat on the ground for a week. I had to go to the emergency room. I'm still suffering from that, and you don't want to meet about it. You don't want to talk about it. Two of your staff members were interested enough to look into it, but when I went up to one of them last time to ask what the progress was, she kicked me out of her office and another staff member stood over me threateningly as if I was doing something wrong, and I was standing there with a woman who had just gotten an appointment with you -- I can't remember her name -- from the reservoir group -- Miriam, I think, is it Miriam? OK, I can't remember her name now, but she was there, she witnessed it. It was bizarre. I don't understand why I haven't gotten a response from really any of you since my October 6th testimony, but definitely since September 4th when I crawled out of the hospital and came straight here to testify about what happened. So, it's amazing. Nick Fish managed to have an appointment with me in which he just had to sort of interrogate me instead of answer my questions about why his staff insisted why he wasn't having any appointments. So, in your case, you just simply told me you never wanted to meet with me. But in this case, I really wanted to find out if it was true that he was too busy to have appointments during his entire campaign period, which lasted months. And they continued to tell me, well, he's not taking any appointments. Well, did he meet with anyone at all? Steve Novick had an appointment with me in which he took on the role -- well, we can all use our roles, we can address this threat to citizens when they come to City Hall -- the violence, the guns nearby, assaulting women. At least he acted like an attorney and asked some very direct questions, and he looked into something which revealed a lot as well. So, you never answered any of my questions, Nick Fish, but the answer to your question which you continually asked me until you had an excuse to end the meeting short was, well, you know, was I suing the City? [beeping] And Amanda Fritz acted like a nurse and asked me if I was OK.

Saltzman: Thank you. Next communication, please.

Item 861.

Saltzman: Mr. Lopes? I don't see him. Maybe he'll show up in a few minutes. Why don't we move onto the next one?

Item 862.

Saltzman: Welcome. You know the drill -- just give us your name, and you have three minutes.

Lightning: Morning. My name is Lightning, I represent Lightning Think Lab. I also have another company I'm the founder of, Healing Man Sanctuary, which I'll speak about today. Basically, the flier that you have is just an Airstream that we're looking at currently. We're trying to do an

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Airstream park. We're looking at basically focusing on the sidewalks, on people that haven't been able to get into housing. Our motto is "sidewalks into the sanctuary." What we're trying to do is -- we've heard a lot that we just don't have enough money to get these people into any type of housing. And as we've seen in Old Town/Chinatown, we're starting to kind of pass that opportunity up. We're looking at the workforce type apartments, they're a little bit over-priced, and we want to have an alternative of still focusing on the sidewalks and getting them into a sanctuary. The price of the Airstream that you're looking at right there -- we're looking at a 19-foot. It's \$50,000. We're going to have solar panels on the top. It has all the amenities even to your TVs, stoves, bathrooms -- everything. The bed, everything all self-contained. What we like about Airstream is longevity. Now, what's going to be amazing is I talked to them and they can offer a seven-year warranty from front to back on everything. That is almost unheard of in today's market. When you think about being able to place that, take somebody from the sidewalk, provide them housing, and have a seven-year warranty on that, it's truly amazing. What we want to do again is -- we are focusing on some land. We want to begin to do us. Again, from our position, we basically are working with Airstream. The units are very quality. If you're looking at what you're paying for apartments right now in other areas -- say \$300,000 a unit -- we can offer six different Airstreams for that one unit you're currently paying. And if you look at the savings to the taxpayers, they're going to look at that and say, are the people going to be happy living in that? Absolutely. These are good, quality trailers. It's going to help the business owners out there get a lot of people off the sidewalks in front of their business owners. We're keeping our cost down to a minimum level. I'd like to talk to all the commissioners on any type of property we may be able to look at to set this up. I know Commissioner Fish, you have a park in the Water Bureau, Dodge Park. I'd like to possibly talk to you. You don't have to respond on that at this time. But it might be a possibility, and any type of properties like that that we can set this up and begin to get people off the sidewalks and into the Airstream park.

Fish: Lightning, two quick comments. I heard indirectly the other day that the mayor is leading a task force looking at micro housing generally, and these concepts. So, I hope you'll present to that task force. Second, have you had a chance to see the trailer park on Hayden Island?

Lightning: Yes, I have.

Fish: Because when I visited High Noon -- I went and saw that, and one of the things I learned is that there a lot of people who have temporary jobs in Portland that bring trailers, park them in Hayden Island, plug in electricity and water. There's a shared facility so they can get a shower and other things at the place. Pay a modest rental fee, get the services. But like a person who is a foreman on a construction job or who is moving around, a person coming here with the circus or whatever -- they provide that temporary thing. So, they've figured out some model -- business model -- for providing utilities and other things. It'd be interesting to know more about that in connection with your vision, because I think someone's made it work and we ought to see whether we can make it work.

Lightning: Yes. And if I can respond to that, the \$50,000 price I'm talking about also includes solar panels already put on the top of these. We're looking at everything on these being self-sustaining. Our costs are going to be lower than anything that can be offered out there. And with a seven-year warranty, when you think about that it's truly amazing Airstream offers that on this quality trailer. Our main focus again is people who have been on the sidewalks for over a year that have not been able to get in to anything else that need our assistance, and we're offering another alternative to take care of them and better their lives. I've talked to a lot of developers, they're very interested in this. Business owners. As I've stated, we're looking for land to do a pilot project. We want to keep moving forward on this. Again, that's the Healing Man Sanctuary and our main focus is the chronic homeless. Sidewalks into the sanctuary. It's time we do that. Thank you.

Saltzman: Thank you. Our last communication, please.

Item 863.

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Saltzman: Good morning. Just give us your name, and you have three minutes.

Charles Johnson: Good morning, Commissioners. As I'm sure you're all familiar, my name is Charles Johnson. I would say it's a pleasure to be here before you, but I think that our fellow citizens should take note that the coup may have happened. The white male lawyers are the city council today. We certainly miss Mayor Hales and Commissioner Fritz.

Fish: I wasn't aware that Dan's a lawyer, but Dan, welcome.

Johnson: Oh, my mistake.

Fish: Dan's an engineer.

Johnson: Is Charlie officially an engineer?

Fish: He's a planner.

Johnson: And speaking of planning, in light of some other people's remarks, I just need to challenge you all again. Every once in a while when things are presented on this Council, we talk about the relatively good, excellent reputation in press the City sometimes gets. But I think what would improve that is if y'all could let go of one cliché line, and that is to say, we can't fix the homeless problem here, because then more will just come. We can't make America a great county, because then more people will just come. So every once in a while, we have to shoot unarmed teenagers. We have to have so many mentally ill people abused by our police that the United States Attorney's Office sues the City of Portland. I just want to encourage you to try harder. I usually leave the westside of downtown around 10:15 in the evening. And even if I saw just one, it might be a ridiculously high number of people sleeping in doorways and alcoves. Many people that I respect have come before you to talk about different options. The insanity of the fact that we kept a jail empty for 10 years -- which is certainly not all on your shoulders, some of you weren't in elected office at that time and it's really more of a county-controlled facility. The fact that part of the reputation of Portland is that when you come from the westside over the Hawthorne Bridge, you see that we value dirt and construction debris over people. That's an implied message you can get, because we found a place to put a huge dirt pile but we can't work with our partners to find a way to get a larger Right To Dream 2, some sort of tent city where people -- people struggling with mental health issues and drug addiction sometimes might not come into a safe, hygienic sleeping area. But some of them will, so I want to encourage you to take that chance to make Portland America's best city. And if we have an emergency shelter system more like the city of New York, or even just a tent system where people can be treated humanely in good hygienic conditions, it will work out for the betterment of this city. It will please the Portland Business Alliance, it will please your constituents, it will please anyone with these moral values. Thank you.

Saltzman: Thank you. OK, let's move onto the regular agenda.

Item 864.

Saltzman: Good morning.

Christine Moody, Chief Procurement Officer, Office of Management and Finance: Good morning, Commissioners. Christine Moody, Chief Procurement Officer. You have before you a procurement report recommending a contract award for N Williams Avenue from N Weidler Street to N Killingsworth Street Project. The engineer's estimate for this project was \$560,000. On July 10th, 2014, six bids were received and R&R General Contractors is the low bidder at \$580,648.85. The City identified 15 divisions of work for potential minority, women, and emerging small business subcontracting opportunities. Subcontracting participation on this project is at 23.6%. R&R General Contractors is a state-certified minority business, and total participation on this project is at 60.4%. I will turn this back over to Council if you have any questions.

Saltzman: Any questions of Christine? Sounds like an impressive minority, women, emerging small business percentage. That's great.

Novick: Thank you very much, Christine.

Saltzman: OK, I'll entertain a motion to accept the report.

Fish: So moved.

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Novick: Second.

Saltzman: To accept the procurement report, Karla, please call the roll.

Item 864 Roll.

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

Saltzman: OK, the report is adopted.

Item 865.

Saltzman: Good morning.

Robert Kieta, General Services, Office of Management and Finance: Good morning, Commissioners. Bob Kieta, City Facilities Manager. This ordinance is to extend the lease at the Columbia Plaza building for the Revenue Bureau pursuant to the administrative 13.01 to review City-owned space first before leasing out spaces. We've reviewed space available in the Portland Building as well as the 1900 Building and have concluded there is not sufficient space to house the Revenue Bureau in either of those buildings at this point in time. So, this is exercising our renewal option on an existing lease.

Fish: I see you have the average annual cost. What does that translate into square footage?

Kieta: Oh, do you have that --

*******:** Yeah, it's 250,573 square feet. It's estimated at \$25.92 a square foot.

Fish: And where is that on the range that we're paying in other buildings?

Kieta: That's about mid-range. I mean, if you're in City-owned buildings. If you're talking about lease buildings, that's lower to mid-range.

Saltzman: For Class A space?

Kieta: Correct.

Saltzman: This is the one option, then?

Kieta: That's correct, sir.

Saltzman: OK. Any further questions, Council? OK, then this moves to second reading.

Moore-Love: We have a request for public testimony.

Saltzman: Oh, I'm sorry.

Moore-Love: Charles Johnson.

Charles Johnson: Good morning, Commissioners. If you may recall from a few minutes ago, my name is Charles Johnson. On this general issue, I haven't had a chance to compare the details on this lease proposal with the situation of the Multnomah County Library district leasing office space in the Lloyd Center area for their needs from their overcrowded facility. There are of course some people, even in Portland, who will say that always the private sector is the best buy. And generally, those are the people whose pockets collect the most money when the private sector is used. Perhaps we can get the specifics on this landlord. I know that the library district will be going with the not too financially insecure I believe it is Joe West property management. But I'm here to encourage you to reinvigorate yourself to manage and plan publically-owned buildings. It's difficult to come in front of the Portland City Council and talk about publically-owned buildings when we have the problems next door in the Portland Building. But I hope that many of my fellow citizens will agree that the City should just own its buildings and do comprehensive planning within itself -- let alone the whole city -- so that there are City-owned buildings that are adequate to do the business of the City. Especially the Revenue department -- although, perhaps there will be a huge surge in the Revenue department and we'll have to process a lot of extra Airbnb income. In that situation, I might be able to justify some short-term lease space. But I want you to think critically -- and when the mayor returns, I may even get some more professional-type people and academics to question this idea of governments turning around -- even though we have a great procurement department and they look for value for the city's taxpayers. When we look around the city and see the number of big, white Us on red signs, and then find out that to get the business of the City done, it's necessary to transfer money to private property managers and office building owners. I really think you can do a better job of serving public interest. Thank you.

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Saltzman: OK, this item moves to second reading.

Item 866.

Saltzman: Second reading, vote only. Please call the roll.

Item 866 Roll.

Novick: Aye. **Fish:** Aye.

Saltzman: I want to thank Sears for supporting Fire and Rescue. Aye.

Item 867.

Saltzman: Second reading, vote only. Please call the roll.

Item 868 Roll.

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

Item 868.

Saltzman: Second reading, vote only. Please call the roll

Item 868 Roll.

Novick: Aye.

Fish: This pump station, as I said earlier, is an important part of Portland's system to control combined sewer overflows to the Willamette River. I want to thank Scott Gibson and Dan Hebert from BES for their work. Aye.

Saltzman: Aye. OK, the item is adopted.

Item 869.

Saltzman: Do we need to have a motion to accept the minute.

Moore-Love: Unless there are questions or testimony, then we do.

Novick: So moved.

Fish: Second.

Saltzman: Anyone wish to testify?

Fish: Steve, I do feel a little awkward doing this without Commissioner Fritz here.

Novick: Yeah, should we just postpone it for a couple of weeks?

Saltzman: Please call the roll on the report.

Item 869 Roll.

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

Saltzman: That is our last item of business. So, we are adjourned until Wednesday, August 27th at 9:30 a.m. Thank you all for being here.

At 10:03 a.m., Council adjourned.