



CITY OF
PORTLAND, OREGON

OFFICIAL
 MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **26TH DAY OF NOVEMBER, 2014** AT 9:30 A.M.

THOSE PRESENT WERE: Mayor Hales, Presiding; Commissioners Fritz, Novick and Saltzman, 4.

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

Item No. 1220 was pulled from the Consent Agenda for discussion. No other items were listed on the Consent Agenda.

COMMUNICATIONS		Disposition:
1215	Request of Benjamen Pickering to address Council regarding blind cane (Communication)	PLACED ON FILE
1216	Request of David Kif Davis to address Council regarding homelessness solutions (Communication)	PLACED ON FILE
1217	Request of Elizabeth Anne McDonnell to address Council regarding minimum wage (Communication)	PLACED ON FILE
1218	Request of Charles Johnson to address Council regarding thankfully grateful yet concerned (Communication)	PLACED ON FILE
TIMES CERTAIN		
*1219	TIME CERTAIN: 9:30 AM – Accept and appropriate a grant agreement in the amount of \$473,000 from the Oregon Parks and Recreation Department for the Cully Park Project (Ordinance introduced by Commissioner Fritz) 15 minutes requested (Y-4)	186899
CONSENT AGENDA – NO DISCUSSION		
*1220	City Auditor LaVonne Griffin-Valade Authorize Intergovernmental Agreement with TriMet to provide exclusion hearings (Ordinance) (Y-4)	186905

<p>REGULAR AGENDA</p> <p>Commissioner Steve Novick</p> <p>Position No. 4</p> <p>Bureau of Transportation</p>		
<p>1221</p>	<p>Amend Lease Agreement with Union Pacific Railroad Company for pedestrian and bicycle path facilities on the east bank of the Willamette River and the Steel Bridge (Ordinance; amend Contract No. 51354)</p>	<p>RESCHEDULED TO DECEMBER 3, 2014 AT 9:30 AM</p>
<p>Commissioner Amanda Fritz</p> <p>Position No. 1</p> <p>Bureau of Development Services and Portland Parks and Recreation</p>		
<p>1222</p>	<p>Amend regulations in the Public Improvements and Building Regulations Code that were adopted through the Citywide Tree Policy and Regulatory Improvement Project, to conform to subsequent changes to City Code (Second Reading 1196; amend Ordinance No. 184522; amend Code Titles 17 and 24) (Y-4)</p>	<p>186900</p>
<p>1223</p>	<p>Create a fee schedule for tree review, tree inspections, tree permits and tree related enforcement (Second Reading Agenda 1197) (Y-4)</p>	<p>186901</p>
<p>Commissioner Nick Fish</p> <p>Position No. 2</p> <p>Bureau of Environmental Services</p>		
<p>1224</p>	<p>Amend various sections of the Public Works Improvement Code for consistency and clarity of general language and organization cleanup (Second Reading Agenda 1207; amend Code Chapters 3.13, 17.04, 17.32 through 17.36, 17.38 and 17.39) (Y-4)</p>	<p>186902</p>
<p>Water Bureau</p>		
<p>1225</p>	<p>Amend contract with Michael Willis Architects to increase compensation, time and scope of work for the Interstate Maintenance Facility Rehabilitation Project in the amount of \$280,000 (Second Reading Agenda 1208; amend Contract No. 30001654) (Y-4)</p>	<p>186903</p>
<p>Commissioner Dan Saltzman</p> <p>Position No. 3</p> <p>Portland Fire & Rescue</p>		

November 26, 2014

***1226** Authorize application to Federal Emergency Management Agency for a grant in the amount of \$342,437 for the FY 2014 Assistance to Firefighters Grant Program to fund firefighter bailout systems (Ordinance)
(Y-4)

186904

At 10:11 a.m., Council adjourned.

LAVONNE GRIFFIN-VALADE
Auditor of the City of Portland



By Karla Moore-Love
Clerk of the Council

WEDNESDAY, 2:00 PM, NOVEMBER 26, 2014

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

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

November 26, 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.

NOVEMBER 26, 2014 9:30 AM

Hales: Good morning, everyone, and welcome to the November 26th meeting of the Portland City Council. Would you please call roll?

Novick: Here. **Fritz:** Here. **Saltzman:** Here. **Hales:** Here.

Hales: Commissioner Fish is out of town and is not going to be with us today. I don't think we have any proclamations up front or anything else before we begin, so let's start with communications item number 1215.

Item 1215.

Hales: Is Mr. Pickering here? OK. Let's move on then, please.

Item 1216.

Hales: Hey, Mr. Davis. Come on up.

David Kif Davis: So, I wanted to talk about homelessness to start with, and some solutions to homelessness. And 37% of all the vacant foreclosures in this area could easily be bought up by the City instead of remaining vacant, and we could actually house people in there. We could put a low payment on the houses and acquire a bunch of real estate, which would be a good City investment. It this would not only be a good investment but it would also help with the issue of homelessness. You could easily get people in there to pay the low rent cost probably to pay for the mortgage itself and stuff. And there's a lot of stuff going on. There's this homeless man who had his tent set on fire out in Forest Grove. Not sure you heard about that. He had a flammable liquid poured on his tent and his tent was lit on fire and him and his dog escaped but -- there's also been stuff like these two homeless men that were shot in the early morning in February 2002. They were shot in a drive-by underneath the Morrison Street Bridge. Then you have serial killers like Marc Beebout [spelling?] who in 2013 killed two women including a homeless 15-year-old girl who he strangled, sexually assaulted, and dumped her body in Washington Park. He was a registered sex offender, too. And you might think also about starting retail businesses to employ homeless people to help them to get their life back together. Instead of just putting money into housing programs you could actually do stuff like putting it into retail programs and other stuff to employ people like the Ben and Jerry's down there that's run by homeless street kids. Joseph Walsh actually told me recently about a discussion with Amanda Fritz where she said that we can't do too good of a job with the homeless or we will become a magnet. This is the wrong way to look at things actually, to look at us as becoming a magnet for the homeless --

Hales: I suspect Commissioner Fritz was not accurately quoted there, but we'll give her a chance to respond.

Davis: It's not a good way it look at it. We should look at it as a role model, A model, not a magnet. Also this thing about the I Am Darren Wilson police, you know? That says to me actually that I Am Darren Wilson means I am a coward. [beeping] There was a time in this nation of ours where police were trained to fight unarmed suspects, and some cops do have martial arts skills and other skills where they wouldn't have shot him in the same situation. So, maybe people need to actually be trained better in hand-to-hand combat that are members of the police so they don't just quickly grab a gun and shoot someone.

Hales: Hey, I need to cut you off but I appreciate your comments.

November 26, 2014

Davis: There were weapons employed last night on the bridge against the protesters. You guys didn't actually use them, but those are long range acoustic devices that can cause permanent damage and they can burst ear drums and all kind of stuff. Amnesty International has condemned the use of that --.

Hales: We'll look into that. Mr. Davis, I need you to stop.

Davis: I don't think the protest got violent enough to deploy military weapons on the community --

Hales: I don't either. Mr. Davis, I need you to stop now because you've used your time.

Davis: If you think that's a good way to deal with the police relationships with the [inaudible] is to deploy military weapons against them --

Hales: I don't. Mr. Davis, you need to stop now. Thanks for coming.

Davis: [inaudible] That is not nice at all. You know, you guys need to --

Hales: Mr. Davis, you do need to stop. You have a good day. Thank you. Next, please.

Item 1217.

Moore-Love: She has had to reschedule.

Item 1218.

Hales: Good morning, Mr. Johnson. Welcome.

Charles Johnson: Good morning. For the record, my name is Charles Johnson. I can be a little extra thankful that the mayor already has a brief moment to express his concern about the policing last night. And I think we'll go directly to that. When some citizens left perhaps the largest rally for civil rights, racial justice, and fair policing that I didn't see many of you at last night, a group walked up towards Morrison Bridge. And essentially the first thing out of the mouth of our police department was, move or we'll beanbag you and chemical weapon you. I'm not the expert on the use of force manual for this police department, but in our general discussions, we always talk about those as being tools for the police to protect themselves when they are under threat, not the first thing that comes out of the mouth of our police department saying we'll use impact weapons and projectile weapons within a minute of some people marching down the street. However, their tone did change as they escorted some people across Burnside Bridge. So, I hope you're as much of a behind the scenes manipulator as Mr. De Blasio in keeping the police more mild than your predecessors. When I signed up, I thought I would talk a little more about thankfulness, but we have had the no true bill situation in Ferguson which makes us mindful of the struggles that our privilege imposes, especially on our African American neighbors, our Black neighbors. Different people have different preferences about Black or African American, and that's for them and that community to communicate to us. The main thing we need to focus on in Portland is doing better. Although some people were pepper sprayed and taken into custody and maybe jabbed with police batons last night, when they followed and participated with a group of young Black men who know that we need to do better, the police response here and the response of citizens was generally mild and respectful. So, we can be thankful that for the most part free speech worked with fairly minimal amount of pepper spray and only I think maybe one person needing medical attention. But the truth is that while we had the Albina Ministerial Alliance and Dr. Haynes talking to us and we had Chief Reese standing -- outgoing Chief Reese -- standing in the crowd, there was no word from the leadership of the City acknowledging the pain of the African American community and the risks that young Black men face, and the steps we're going to take to make sure that we have no Ferguson-like situations in the future of Portland. So, I hope that you -- for lack of a better word -- enjoyed or were thankful for the news coverage and that once we all spend this holiday on stolen Indian land, perhaps spending a little time thinking about the situations on the Umatilla reservation, the Warm Springs reservation, and hopefully not just thinking about casinos and slot machines. We could share some thankfulness with our families, and during December, regardless of the disputes about what appeals the City may or may not be pursuing, we can all be more engaged in making Portland a fair place for all its citizens. And fairness means recognizing when people have been at a

November 26, 2014

disadvantage and giving them extra assistance or opportunity. It doesn't mean keeping things level all the time.

Hales: Thanks very much.

Johnson: I should also say -- since I have this time -- that there were community leaders that did speak, some new faces, a broad coalition of solidarity. We had people from Students United for Palestinian Rights, the Filipino American community, APANO -- and for people listening via computer they should consider trying to use their search engines to find some of that information and become better educated citizens so they can come down here and make sure that all five of our communication spots get used. This morning, we're blessed or cursed to have an unengaged situation to only have four of the five Commissioners and only four of the five communication spots will be used. Although us citizens who use these spots sometimes you look distracted or anxious -- I know when you ran for office you didn't want everything to be slick, easy, comfortable PR, you wanted to engage with the difficult situations the City faces, and work to make them better, especially like Mr. Kif Davis mentioned -- seeing that all citizens have housing or at least basic shelter and as the young lady who's not with us has mentioned -- and it relates to the final remarks Mr. Saltzman made -- we need to look at doing better with minimum wage legislation, perhaps less restrictive from Salem and better minimum wages in Portland. Thank you.

Hales: Thank you. Take care. Let's take the consent calendar. I think we only have one item on the consent calendar, is that right?

Moore-Love: It was requested to be pulled.

Hales: That's been pulled? OK, let's set that over and go to time certain 1219.

Item 1219.

Hales: Commissioner Fritz.

Fritz: Thank you, Mayor Hales. It's really a joy to be here this morning to celebrate this grant agreement, which is another good step in the work to get Thomas Cully Park built in partnership with Verde and other community members. And I need to acknowledge Commissioner Fish, who's on vacation this week, because he initiated this and it's again my honor to continue the work. Turn it over to Shelly Hunter to tell us about it.

Shelly Hunter, Portland Parks and Recreation: I'm Shelly Hunter, I am the development manager at Portland Parks, which is a somewhat fancy way of saying I'm the fundraising person.

Travis Ruybal: My name is Travis Ruybal, I'm the capital project manager.

Tony DeFalco: Good morning. Tony DeFalco, Living Cully coordinator for Verde.

Hales: Welcome.

Hunter: Thank you. I'm here today along with my colleagues to discuss the Thomas Cully project. It's a new park in Northeast Portland. The park is actually being developed through a partnership between Portland Parks and Recreation and Verde. The intention of that partnership is very specific one, which is to expand recreation opportunities in the Northeast Cully neighborhood and to utilize the partnership as a way to really intentionally involve the community in every aspect of parks development. Cully Park is 25 acres in Northeast Portland. It's currently undeveloped, it's formerly the site of a brownfield. It's in the Cully neighborhood, which is one of our most populous and diverse. There are 13,000 residents roughly living there. In recent years, we have seen an influx of families moving into the neighborhood, and by our definition, the area is completely parks deficient. According to our standard, every family, every household should be within a half mile walking distance of either a park or a natural area. Currently of the 407 households there, only two meet that metric. We have a partnership here between Portland Parks and Recreation and Verde which sets forth in very specific things of how we manage the park development process. As I referenced earlier, we're intentional about developing in a way that involves the community, but we're also looking at how we can make sure that benefits accrue in the neighborhood. So, some of the that agreement does speak to us waving traditional bid process to make sure that they can engage in some social enterprise activities that accrue with the neighborhood. They've done some really

November 26, 2014

important work force development stuff there that has taught the neighborhood different skills. The agreement between us and Verde makes them responsible for fundraising. And we were responsible for developing an application that was successful at the state level. The Oregon Department of Parks and Recreation fully funded and accepted a proposal for \$473,000. Those funds will actually be committed to the development of several aspects of the park -- the dog off-leash area, the play area, the overlooks, the walking trails, and the North Slope habitat restoration. You recently -- specifically, Commissioner Fritz -- announced in February of 2014 that a significant amount of SDC funding would be committed to the project to help defray its cost as well.

Fritz: SDC is --

Ruybal: System development charge.

Fritz: That's fees paid on new construction to help address the gap in service that new construction will need. And indeed, it's a significant investment in the Cully neighborhood.

Hunter: Currently, we're in the permitting process with construction planned to begin early in 2015. As I mentioned earlier, the project really is focused on inclusion, and Verde as our partner is shepherding and uniting a much bigger coalition that is focused on that. Our desire for inclusion has led us to do very specific things. In 2013, for instance, we involved 324 community members in this project. That's 126 youth, 143 low income people, and 231 persons of color. We have distributed and collected bilingual surveys in both Spanish and English. Residents and stakeholders have been involved in every aspect of this process, including several schools. Scott School, Rigler School and the Community Transition School helped plan and put this together. Once completed, this park will become the heart of the community. Thank you for this and allowing us to appear before you. Travis and Tony can answer any specific questions that you might have.

Hales: Great, thanks for being here. Questions? I think, when can we start kick ago soccer ball around here? That's the question I think we're all -- such a great project. Such a great project. Really -- I don't know if we have gotten this big of a grant from the state before, but we certainly don't get them often. This is pretty impressive that you asked for and got the full amount from the state. So, bravo. It's a great moment.

Fritz: Tony, could you talk about the community engagement and the work Verde is doing?

DeFalco: Sure, thank you. This is really a true partnership. It complements the strengths of our respective institutions. Verde has been part of the Cully neighborhood for over 10 years, coming out of Hacienda Community Development Corporation. So, we have really deep ties within the community and our respective interests [indistinguishable] within the community. It was really easy for us to parlay that trust and that long term relationship into community involvement, deep community involvement in this process. So, starting with the assessment of the brownfield site. The first community involved brownfield assessment in the state of Oregon. We recently received an award from Business Oregon for our efforts to engage community members in understanding what's involved in looking at the soil and air of a brownfield prior to development, making sure it was safe for development. To seventh and eighth grade students at Scott school learning how to do landscape design. They worked with a landscape designer and came up with the design for the community garden. The youth not only learned how to design, but they also learned how to present their designs to the community and get community input on the process. And so, they were responsible for getting community input on what the community wanted in the community garden, merging that with their interests in what they wanted, and then coming up with a final design. Then they had to work with the budget and learn how to work within a budget to come up with what was feasible. So for the youth in our neighborhood -- when we asked them to do that they sort of looked at us incredulously and said, really? You want us to design that thing? You're going to build it as we spec? And we said, yeah. So, for them there was a valuable lesson in both civic engagement but also in real world application of the things that they're learning in school. We applied that same process to the nature play area. Groups at four different schools -- the Community Transitional School, which serves homeless youth, Scott School, Rigler School and Hacienda's Expresiones

November 26, 2014

after school program all came together to design the nature play area. And then, there's the workforce component that Shelly referenced. We have hired and trained low income people and people of color in the neighborhood as part of the scopes of work in design and in construction on the site. So, literally building the capacity of the community through the park-building process, which we found to be rewarding both from the standpoint of putting money in people's pockets in the neighborhood where it's needed most, but also in the stewardship of the site and a lot of ownership of the community as it comes to fruition. The last thing I would say is that this process and this partnership has really generated tremendous enthusiasm for the ongoing community-building in Cully. And we're not done yet. We are bolstered by our partnership with you. This grant is a really excellent example of how we can complement each other's strengths and bring to the table resources that together we can get. We've got a little ways to go and we look forward to going there together with you. Thanks.

Fritz: Tell folks how much Verde had fundraised to put into this project.

DeFalco: To date, we've raised \$4.2 million secured. We have 1.2 million in requests pending, with a final finish line of 6.7 million. So, a gap there of about 1.1 yet to go. You know, it's a lot of hard work but it's been our honor and privilege to do that to bring an asset like this into a park-deficient neighborhood like Cully, and to do it in the way that we have where it's inclusive, it's bringing multiple benefits for the community, it's really demonstrating equity in the kinds of assets we need in all our neighborhoods. And we can get there together. We can get to the October finish line next year of opening the park and we're excited about that. We're willing to continue to work hard. We've gotten 45 grants to date on this project. Probably going to take a few more to get there. But together, we feel a lot stronger knowing that we can get there.

Fritz: Colleagues, I can tell you there are not four million dollars that the City could apply for in grants that would be able to do, so it's a great partnership. Thanks you.

Hales: Thank you very much. Other questions for the team? Thank you all very much. We'll see if anyone has signed up to speak on this ordinance. Charles, come on up.

Charles Johnson: Good morning, Commissioners. My name is Charles Johnson, I may need to do that for the record every time. There was one remark that came up and one of the presenters talked about something that should also probably be part of a workshop that you and some of the City staff go to. Unfortunately, it wouldn't just be about beautiful community gardens, it would be about staying on budget. So, there was a remark from the presenter about a budget learning process. And as we know, sometimes in the City we have some woops. I think the mayor is pretty attentive to having those happen less. As for the park, it is great that there are resources and people engaging to fund four million dollars outside of the general City revenue stream. What the people in the Cully neighborhood really deserve is to have the equestrian squad shut down and that money also go to the park. So I hope that Portland citizens will step up and engage and see if they really can have a better community by reducing the Police Bureau budget and putting that money under Amanda Fritz's thumb in the Parks department and other places. Some people would argue under Steve Novick's thumb because they don't want to pay the street fee tax, but that's a public engagement process we can have during the next year. Thank you.

Hales: Thank you.

Novick: Charles, I'm sure that Commissioner Fritz and I could agree to share.

Hales: Thank you. Anyone else? Then, let's take a roll call on this item.

Item 1219 Roll.

Novick: A very enthusiastic aye.

Fritz: Thanks to Shelly Hunter, Travis Ruybal, and Tony DeFalco for the presentation; Tim Crail and Patti Howard on my staff; and again, to Commissioner Fish and his staff for initiating this project, for setting it up this way as a community partnership. It's a model for the future, and it's an exemplary project for right now, and I'm very happy to support it. Aye.

November 26, 2014

Saltzman: This is a very impressive partnership between Portland Parks and Recreation and Verde. And it's nice to have some help from the state as well. Pleased to accept this grant to make Cully Park a reality soon. Aye.

Hales: I was out in Cully on national night out when our neighbors come together and work with the Police Bureau on trying to make their part of the city safe by talking to their neighbors and working together. And there were some kids there from Cully who were talking with me, and I can see this site from where we were having this conversation. And they were just saying, Mayor, we need more places to play in this neighborhood. We want to get out and be active. I literally looked across the street and I thought, you know, yes, you do. And I told them that. Yes, you do, and there are a lot of people in this community that are working really hard to not just say the words but for you to be able to run on the grass and play and enjoy a park like every other kid in Portland does. And those are just words. I was able to give them reassurance that we were thinking about this, but the best proof that we were thinking about this that we could give them is for them to be able to run out on to that field they helped design and do what kids should do. I just want to commend this work. It's great work. It's a wonderful partnership. It is exactly what we should be doing in the under-served parts of our city in the parks system that doesn't reach everybody. So, thank you, Commissioner Fritz, Commissioner Fish, everyone who has worked on this. Tony, you and your team have done amazing work as a nonprofit, and this is one more really stellar piece of it. I'm very enthusiastic about this. Can't wait for opening day. Thank you all very much. Aye. OK, let's go to our regular agenda.

Item 1221.

Hales: I understand there's a request to reschedule this to December 3rd, Commissioner Novick. Is that right?

Novick: Yes.

Moore-Love: Yeah, I accidentally put in on the agenda.

Hales: Without objection, we'll reschedule that for the 3rd and then move on to 1222.

Item 1222.

Hales: This is the first of several second readings. Roll call.

Item 1222 Roll.

Novick: I really appreciate all the work that bureau staff in Parks and BDS has done on this, and I appreciate the work that Commissioner Fritz's office and her consultation. Aye.

Fritz: Thanks to Development Services, Urban Forestry and Parks, and my staff who's coordinating this project. It is very challenging and we're very grateful to this Council for approving these. Aye.

Saltzman: Aye.

Hales: Aye.

Item 1223.

Hales: Roll call.

Item 1223 Roll.

Novick: Appreciate the work that Commissioner Fritz did to ensure equitable distribution off fees between Dastardly Developers and Helen Homeowners. Aye.

Fritz: And thanks to Commissioner Novick for spotting that inequity. Aye.

Saltzman: Aye.

Hales: We'll meet those people someday soon, I'm sure. Aye.

Item 1224.

Hales: Roll call.

Item 1224 Roll.

Novick: Aye. **Fritz:** Aye. **Saltzman:** Aye. **Hales:** Aye.

Item 1225.

Hales: And another roll call vote, please.

Item 1225 Roll.

November 26, 2014

Novick: Aye. **Fritz:** Aye. **Saltzman:** Aye. **Hales:** Aye.

Item 1226.

Hales: Commissioner Saltzman.

Saltzman: This was a grant for some safety equipment. Even though it sounds like firefighter fund bailout system sounds like something related to pensions, it's actually personal safety to help our firefighters bail out of a building if they need to. And we're hoping to get this grant. We have somebody from Portland Fire and Rescue if there are further questions.

Hales: Questions? Jim is here. Anyone signed up to speak on this item?

Moore-Love: I did not have a signup sheet.

Hales: OK, then we'll take a roll call, please.

Item 1226 Roll.

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

Hales: Happy to have their help and support. Aye. OK, and then we have one item pulled from consent.

Item 1220.

Hales: Someone want to speak on this item?

Joe Walsh: My name is Joe Walsh, I represent individuals for justice. Usually, I stand up straighter. I have lost my [indistinguishable] bet, I thought you would be here by 10 o'clock this morning. The reason I pulled this item -- the obvious one is it's under emergency and individuals for justice almost automatically pull those items because we don't like them. We don't like them because they go into effect immediately, and we think it should go under regular business. All emergency items except really mundane bill-paying type things should be under regular agenda items, and not trying to slide them underneath the table. That's what consent agenda is. You bundle a bunch of stuff -- except today you only had the one -- and you slide it under the table. That's why you get a D-minus in the organizations that rate City Council's transparency. You do stuff like that. So, this item is close to me because I'm involved in a hearing right now with the hearing officer. I didn't know TriMet was a government organization. I thought it was semi-private. If I'm wrong on that, then I'm wrong, and I'll find out later on. The thing that concerns me -- this is a \$400,000 contract. And the people that would be watching it would never know that TriMet is going to give us \$400,000 to have the hearing officer under in this City handle their exclusion appeals. That's what it's about. Nobody would know that from this. And that's the problem with transparency. If you put it into regular agenda then we would discuss it and have some staff here and we would say, OK, where's that \$400,000 going to go? Is it going to go directly to the hearing officer? Are you going to siphon some off and give some to Transportation and Parks and Housing? How does that work? So those are the question that we have, and we think they're legitimate questions. When you deal with \$400,000 it's not chump change, guys. It's heavy duty money. I think that taxpayers have a right to know where it's going. They don't even know there is a hearings officer -- the majority of them. At least somebody ought to be here to say, you know what? We got \$400,000 and this is what we're going to do with it. We're going to give it to the hearings officer for the next year -- [beeping] -- and that's it. My time is up.

Hales: There's a member of the team from the City Auditor's Office in the back of the room, I suspect they can answer your questions. Because this is a routine item --

Walsh: [indistinguishable] my questions --

Hales: Let me finish, Mr. Walsh. This is a routine item that's been on the council before. And if you ask the Auditor's Office, they could probably tell you more about it than we can. I would recommend actually rather than pulling these items off the consent calendar that you simply ask the agency involved, and I would recommend that you do that in this case as well.

Walsh: The way it works in real life is we have the right to pull them and we will pull them.

Hales: Pull them if you want, but if you actually want the information you should go talk to the Auditor's Office.

November 26, 2014

Walsh: Staff should come up here and explain it to the people. I don't just represent myself, I represent the interests of the people that are watching this, the people that are looking at this in transcripts and they don't have the information. That's what I'm concerned with. Not me. You're right, I can go down to the Auditor's Office and ask them, and Joe has another piece of information. So, what?

Hales: Well, you're the one asking.

Walsh: People have the right to know what you're going to do with 400 grand.

Hales: Go ask and I bet -- [speaking simultaneously]

Walsh: Tell me what you're going to do with the money.

Hales: We're going to let the Auditor manage her contract. Go ahead, please.

Charles Johnson: My name is Charles Johnson for the record. The nine pages of information online -- while they make references to various statutes in Chapter 34, do leave it a little open. But as you said, we can investigate with the Auditor's Office how is this going to work. Unfortunately, one way it's going to work is there's going to be more paperwork. It does specifically say that the Auditor's Office will be tracking the cost for this program. It could be good. Maybe we have under-utilized hearing officers, so this could be good intergovernmental sharing of resources. I am concerned about intergovernmental sharing with TriMet was part of local independent media last night that they have an intergovernmental agreement to provide buses to the police when they get excited. And some people from the Portland Business Alliance are hyper enthusiasts, hyper capitalists. And if buses that take away arrested citizens ever end up catching on fire, I would prefer they be first student privately owned buses rather than TriMet buses. So, I'll pass that word along through channels along various staff so that we maybe not use TriMet buses for mass arrests and can instead put first student buses at risk. Thank you.

Hales: Thank you. Any other questions? Then roll call on this item, please.

Item 1220 Roll.

Novick: Aye.

Fritz: Mr. Walsh, I also encourage you to call my office if you have questions about anything on the agenda, whether its consent or otherwise, because my staff does look into every single item on the agenda. So, if you call on Tuesday afternoon you will be able to get an answer. I have a full briefing here, even though we didn't know it was going to be pulled. This replace a previous contract with an increase of \$10 from the previous contract per hearing. TriMet pays the City \$343 per hearing. And it's a cap of 400,000, it's not like they are giving us 400,000. It's a cap. So, it's 343 per hearing. And of course, the hearings officer tracks how much they have gotten, too. I appreciate your concern. And as the mayor said, it's your right to take things off the consent agenda, however, when there are things that are routine it's not necessarily a good use of everybody's time. On a day like today where it's 10:10, there is indeed time to explain things. But if there's a lot of different contracts that are pretty routine, as I say, that's our job to make sure that they are in good order. I'm not sure -- you may want to think about that. Aye.

Saltzman: Aye.

Hales: Aye. And we are adjourned until next week. Happy Thanksgiving.

At 10:11 a.m., Council adjourned.