



CITY OF
PORTLAND, OREGON

**OFFICIAL
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **25TH DAY OF MAY, 2016** AT 9:30 A.M.

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

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Judy Prosper, Deputy City Attorney at 9:30 am and 10:30 am; Ben Walters, Chief Deputy City Attorney from 10:02-10:30 am; and Jason King and Mike Cohen, Sergeants at Arms.

Item Nos. 541, 544, 546 and 549 were pulled for discussion and on a Y-4 roll call, the balance of the Consent Agenda was adopted.

COMMUNICATIONS		Disposition:
533	Request of Fredrick Alan Maxwell to address Council regarding Salvation Navy's new course (Communication)	PLACED ON FILE
534	Request of Malcolm J. Chaddock to address Council regarding missed opportunities (Communication)	PLACED ON FILE
535	Request of Barbara Kite to address Council regarding demolition, infill and density (Communication)	PLACED ON FILE
536	Request of Mary Ann Schwab to address Council regarding support for Elders in Action (Communication)	PLACED ON FILE
537	Request of Barbara Sowder to address Council regarding advocating for seniors (Communication)	PLACED ON FILE
TIMES CERTAIN		
538	TIME CERTAIN: 9:45 AM – Proclaim May 30, 2016 to be Vanport Day of Remembrance in Portland (Proclamation introduced by Mayor Hales) 10 minutes requested	PLACED ON FILE

May 25, 2016

<p>539</p>	<p>TIME CERTAIN: 9:55 AM – Adopt Administrative Rules for Chapter 23.10 Removing Barriers to Employment and authorize the City Attorney to enter into an Intergovernmental Agreement with the Bureau of Labor and Industry not to exceed \$25,000 (Ordinance introduced by Mayor Hales) 1 hour requested Motion to amend to add definition for Volunteer and correct scrivener error in Exhibit A: Moved by Hales and seconded by Fritz. (Y-4)</p>	<p>PASSED TO SECOND READING AS AMENDED JUNE 1, 2016 AT 9:30 AM</p>
<p>CONSENT AGENDA – NO DISCUSSION</p>		
<p>Mayor Charlie Hales Bureau of Planning & Sustainability</p>		
<p>*540</p>	<p>Accept and appropriate Community Planning and Development Grant from Metro in the amount of \$539,000 for the Building Healthy Connected Communities Along the Powell-Division Corridor project (Ordinance) (Y-4)</p>	<p>187753</p>
<p>Bureau of Police</p>		
<p>*541</p>	<p>Authorize an Intergovernmental Agreement with Clackamas County in the amount of \$60,000 for overtime costs to ensure investigators and reconstructionists are available to respond to after-hours and weekend call-outs for fatal and prosecutable crash scenes, and high-profile crashes involving city employees within the City (Ordinance) (Y-4)</p>	<p>187759</p>
<p>Office of Management and Finance</p>		
<p>*542</p>	<p>Pay claim of Shannon Kuehl in the sum of \$35,000 involving the Portland Bureau of Environmental Services (Ordinance) (Y-4)</p>	<p>187754</p>
<p>*543</p>	<p>Create a new Nonrepresented classification of Assistant Environmental Services Director, which is exempt from the classified services and establish a compensation rate for this classification (Ordinance) (Y-4)</p>	<p>187755</p>
<p>*544</p>	<p>Authorize a new ten year lease with Urban Office and Parking Facilities for the Bureau of Human Resources CityKids childcare operation relocation (Ordinance) Motion to amend findings 6 and impact statement to correct funding information: Moved by Hales and seconded by Fritz. (Y-4) (Y-4)</p>	<p>187760 AS AMENDED</p>
<p>545</p>	<p>Authorize an Intergovernmental Agreement with Multnomah County to transfer Multnomah County's tenancy interest in the 14th and 15th floors of The Portland Building to the City (Ordinance)</p>	<p>PASSED TO SECOND READING JUNE 1, 2016 AT 9:30 AM</p>
<p>Commissioner Nick Fish</p>		

May 25, 2016

Bureau of Environmental Services

*546	Authorize a contract with Moore Excavation Inc. for construction of the NE 112th & Holman Emergency Repair Project No. E10841 for \$750,000 (Ordinance) (Y-4)	187761
547	Authorize the Director of the Bureau of Environmental Services or designee and the City Attorney to enter into a settlement and release agreement with Jon Wiener and Julie Grandfield, Upper Hillsdale Private RDII Reduction Project No. E10479 (Ordinance)	PASSED TO SECOND READING JUNE 1, 2016 AT 9:30 AM
Commissioner Steve Novick		
548	Authorize Intergovernmental Agreement with Portland State University in the amount of \$31,250 to assess the dispersion and deposition of metals, including cadmium, arsenic, chromium and nickel in the Portland metro region (Second Reading Agenda 516) (Y-4)	187756
Bureau of Transportation		
*549	Authorize Memorandum of Agreement with Multnomah County Drainage District for the 408 permit process to construct the Marine Drive Path around the Columbia River Levee (Ordinance) (Y-4)	187762
Commissioner Amanda Fritz Office of Neighborhood Involvement		
*550	Authorize grant agreement with Kenton Action Plan for \$12,527 for Neighborhood Small Grants Program within the target area of North Portland Neighborhood Services to increase community involvement (Ordinance) (Y-4)	187757
City Auditor Mary Hull Caballero		
*551	Assess property for system development charge contracts, private plumbing loan contracts and safety net loan deferral contracts (Ordinance; Z0818, K0161, T0173, T0175, W0049, Z1200, K0162, T0174, Z0819, W0050, P0139, P0140) (Y-4)	187758
REGULAR AGENDA		
Mayor Charlie Hales		
552	Proclaim May 8 – May 15, 2016 to be Taiwanese American Heritage Week in Portland (Proclamation introduced by Mayor Hales)	PLACED ON FILE
Office of Management and Finance		

May 25, 2016

553	Accept bid of Brown Contracting, Inc. for the Twenties Bikeways: NE Lombard to SE Crystal Springs Project for \$2,499,143 (Procurement Report – Bid No. 00000230) Motion to accept the report: Moved by Fish and seconded by Fritz. (Y-4)	ACCEPTED PREPARE CONTRACT
554	Accept Guaranteed Maximum Price of \$152,181,850 from Hoffman Construction Company for the construction of the Washington Park Reservoirs Improvements Project (Procurement Report – RFP No. 115122) 30 minutes requested Motion to accept the report: Moved by Fritz and seconded by Saltzman. (Y-4)	ACCEPTED PREPARE CONTRACT
*555	Amend Intergovernmental Agreement with Portland State University for the Hatfield Fellows Program for training and leadership development to update the amount per Fellow to \$40,000 and increase the contract by \$800,000 for FY 2016-2017 (Ordinance; amend Contract No. 30003978) (Y-4)	187764
556	Approve FY 2016-17 cost of living adjustments to pay rates for nonrepresented classifications and Elected Officials, specify the effect upon employees in the classifications involved, and provide for payment (Second Reading Agenda 519) (Y-4)	187765
Commissioner Nick Fish Water Bureau		
557	Authorize a one percent dedicated fund account and authorize the Chief Procurement Officer to conduct solicitations and execute agreements in support of the Community Benefits Plan for the Washington Park Reservoirs Improvements Project not to exceed \$1,145,500 (Ordinance)	PASSED TO SECOND READING JUNE 1, 2016 AT 9:30 AM
Commissioner Dan Saltzman Bureau of Development Services		
558	Amend fee schedules for building and other permits and site development (Second Reading Agenda 527) (Y-4)	187766 AS AMENDED
Portland Housing Bureau		
559	Accept a grant in the amount of \$96,999 from the University of Utah for Pay For Success Innovation Fellowship Program to advance the City of Portland's Green and Healthy Homes Initiative (Second Reading Agenda 522) (Y-4)	187767
Commissioner Steve Novick Bureau of Transportation		

May 25, 2016

*560	Authorize an Intergovernmental Agreement with Metro and associated easement documents for the One North / Nature in Neighborhoods project (Ordinance) 30 minutes requested (Y-4)	187763
561	Revise transportation fees, rates and charges for FY 2016-17 and fix an effective date (Second Reading Agenda 513) (Y-4)	187768
Commissioner Amanda Fritz Portland Parks & Recreation		
562	Approve the designation of six trees as City of Portland Heritage Trees and remove the Heritage Tree designation from two trees (Ordinance)	PASSED TO SECOND READING JUNE 1, 2016 AT 9:30 AM
*563	Authorize contract with KemperSports Management, Inc. for management and development at Colwood Golf Center (Ordinance) (Y-4)	187769
564	Amend Park System Development Charge Capital Improvements Plan to update the project list (Second Reading Agenda 526; amend Ordinance No. 187150) (Y-4)	187770 AS AMENDED

At 12:53 p.m., Council recessed.

<u>WEDNESDAY, 2:00 PM, MAY 25TH, 2016</u> DUE TO LACK OF AN AGENDA THERE WAS NO MEETING	
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May 26, 2016

A RECESSED MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **26TH DAY OF MAY, 2016** AT 2:00 P.M.

THOSE PRESENT WERE: Mayor Hales, Presiding; Commissioners Fish and Fritz, 3.

OFFICERS IN ATTENDANCE: Susan Parsons, Acting Clerk of the Council; Denis Vannier, Deputy City Attorney and Mike Cohen and Jason King, Sergeants at Arms.

The meeting recessed at 4:12 p.m. and reconvened at 4:20 pm.

565 TIME CERTAIN: 2:00 PM – Establish a New Portlanders Policy Commission (Ordinance introduced by Commissioner Fritz; add Code Chapter 3.131) 2 hours requested	Disposition: PASSED TO SECOND READING JUNE 8, 2016 AT 9:30 AM
566 TIME CERTAIN: 4:00 PM – Amend the Central City Plan District to increase the Maximum Height Limit on Block 8, Portland Addition, and support construction of a replacement Multnomah County Central Courthouse (Ordinance introduced by Mayor Hales; amend Title 33) 1 hour requested	PASSED TO SECOND READING JUNE 8, 2016 AT 9:30 AM

At 4:35 p.m., Council adjourned.

MARY HULL CABALLERO
Auditor of the City of Portland



By Karla Moore-Love
Clerk of the Council

Susan Parsons
Susan Parsons
Acting Clerk of the Council

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

May 25, 2016
Closed Caption File of Portland City Council Meeting

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

Key: ***** means unidentified speaker.

MAY 25, 2016 9:30AM

Hales: Good morning, everyone, welcome to the May 25th meeting of the Portland City Council. Please call the roll.

Fish: Here. **Saltzman:** Here. **Fritz:** Here. **Hales:** Here.

Hales: Good morning, everyone. We have communications items up front as usual, and then we have several time certain, including proclamations and our administrative rules for ban the box. There have been some requests for items to be pulled to the regular calendar from the consent calendar. Let me go through those. I have requests for 541, 544, and 546 and 549. So 541, 544, 546, 549 are being pulled to the regular calendar, unless there are some requests for any more. So, let's proceed with 533.

Item 533.

Moore-Love: He contacted us. He is not able to make it.

Hales: Alright. Let's take 534.

Item 534.

Moore-Love: I've been informed he is not here, either.

Hales: Alright. 535.

Item 535.

Hales: Good morning, come on up.

Barbara Kite: Good morning.

Hales: Welcome.

Kite: Thank you for this opportunity to let an ordinary citizen be heard about some very major concerns in the city, and specifically in my life. Vic Remmers is holding my life hostage. The ransom is \$700,000. I live in fear of what is coming if it isn't paid.

I believe we're all connected and this is being destroyed street by street, neighborhood by neighborhood. I believe that if one of us is not being treated fairly, all of us are denied rights. I am forced to move. I'm just one person who feels the pain of many who have called to tell me that their voices are not being heard, they tell me their lives have been destroyed and mine is about to be. I am being forced to move.

I live in my dream house. It is next door to 7707 SE Alder, a 1908 home removed from the HRI list, even though it was ranked. The loophole took away the 120 days we would have had to have some meaningful talks about destruction to our lives and possible solutions and alternatives. It is going to be demolished. And Vic Remmers said that he would replace it with 12 condos three stories high in a single family block that has eight-century old homes with no parking. I'm scared.

Every morning, I wake up and I hear a truck go by thinking, this is the day that they are going to cut down the 10 trees next door, and some of them spruce and some of them cedars. There's no warning. Could I have a warning please? I'm scared. I get panic attacks. I am terrified -- terrified -- that the four trees against my fence will have to be -- end up falling on my property. Because if he's going to build condos, the roots and the branches will have to be cut -- half of them. That will weaken the tree. According to a certified arborist they will weaken, they will fall. They will demolish my 1904 Delano

May 25, 2016

brothers house. They will possibly injure me. A strong wind can just do it, but they will die eventually. They're too weak.

A house on the block goes up for sale -- somebody found out 12 condos. They backed out. Devaluation is happening. I'm forced to move. We all bought homes on SE Alder with the idea of continuing the single family community feel and the adherence to the look of the homes, the quality of life in the place, a place to raise our children to retire. I would like to retire there. Please. My block will soon be a replica of Division. All the condos and apartments that will be there. Everyone on the block is afraid we'll have to move.

We are two blocks away from Stark -- why is Alder R1? It's a mistake. The zoning is a mistake. We all make mistakes. It is not meant for that block. The zoning laws talk about preserving, existing housing and encouraging new development that is compatible -- that word, compatible with and supportive of the positive qualities of residential neighborhoods. But R1 will leave us with nothing but condos and apartments and traffic. I know if that happens -- that three-story building goes up, everything is gone. All of this can go away if we pay a ransom of \$700,000. [beeping] And there are three other houses up for ransom, too, in this community. Vic Remmers said \$700,000 and you know, you can have your life back. Please deny the destruction. Please change the zoning. Please help the community and tell us that you care.

Hales: Ms. Kite, thank you for giving voice to this. There are a lot of people with these concerns --

Kite: A lot of them.

Hales: If you have a minute while you're here, if you could stop in my office and talk to Camille Trummer -- Camille upstairs on the third floor. It would be helpful if we could get more details from you to her.

Kite: I think that there were packets given out about this.

Hales: If you do have a chance to meet with Camille --

Kite: Camille. I will. Thank you, all of you, for your time. I appreciate this.

Hales: Thank you very much. [applause]

Item 536.

Hales: Good morning.

Mary Ann Schwab: Good morning, everyone. Thank you, City Council members and Mayor Charlie Hales, who recently declared the month of May Older Americans Month. You've honored Elders in Action staff and older volunteers for achieving the mission to assure vibrant community through active involvement with older adults. I'd like to take it a couple of steps further.

Mayor Hales tells us it's best older Americans live in their homes for as long as possible, and I believe it starts with you and me by stepping back to pay close attention to the seniors living next door or down the block. If you notice a broken basement window, a missing step on the stairs, there are helping hands available without cost to the homeowner. You can offer this list to your neighbor and even help them to fill out the applications. Unlimited choices, rebuilding together Portland, REACH community development, Habitat for Humanity, Meals on Wheels, Oregon Food Bank and located in the Gateway area. Helping people since 1934. They run a health clinic, a thrift store that serves 1400 families once a month. Random acts of kindness continue with each of us. Might I suggest mowing the lawn next door or pulling the trash bins down, and don't be surprised when they pull the empty ones back up. As for MAS, I heard Mrs. Santa Claus from Peacock Lane had moved to an assisted living facility. I went to visit her. Apparently, there is a federal regulation regarding facilities for providing fresh fruit. Little wonder, when opening the bag of Hood River bing cherries, she said, "apples, bananas, and oranges -- so help me if I eat one more banana, I'll grow a money's tail." For the next 19 months, my

May 25, 2016

visit saved her \$8 in weekly fees by simply hanging up the laundry. Every Saturday, I was there and went to visit my friend of 40 years who retired from Multnomah County. Unlike Mitch Albom's Tuesdays with Morrie, I did not take notes yet I will treasure her stories.

Older Americans living on fixed social security -- my friends' mother lived 65 years, at 96 broke her hip, her house was sold for \$206,000 in Montavilla. She moved to long-term care facility, \$8000 a month plus an \$8 point system. These fees arising so fast within five years, her house money was exhausted. Medicaid stepped in until she died at 103. Yes, she was sharp as a tack to the end and a joy to visit. The woman on Peacock Lane who sold her house -- I don't blame her, these are going to happen to her. She's 88 years old. Within a short time her husband died and I don't think that she was treated respectfully by Vic Remmers, the bully on Peacock Lane.

And I would like to go one more step here, and that is those living on Peacock Lane don't have the resources to pay the bully off. He wants \$350,000 to purchase the skinny lot and he's done it before. Did it in Peacock Lane -- you heard the woman ahead of me, how many times the fabric of the neighborhoods and landscape is being torn apart, puzzle piece by puzzle piece. He laughed all the way to the bank after selling the sequoia trees. Didn't take a hammer to a six penny nail.

City Council please be aware seniors are at risk for financial exploitation when the buyer merely is an agent for the investor, willing to purchase the corner house or prime real estate. When do we declare restrictive covenants come into play? How can we fight back and say you can buy my house but it won't be demolished for 10 years? We need legalese with this. Thank you.

Hales: Thank you very much.

Schwab: Oh, and this -- we need to pay attention to the residential care facilities patient client ratio. There is one person to 20 staff. I've a friend that did not get a shower for 10 days. We moved her out of that \$6500 a month facility. Thank you.

Hales: Thank you very much.

Item 537.

Hales: Good morning and welcome.

Barbara Sowder: Hi, thanks for giving me this time. I'm not going to ask you for money, I'm not going to ask for a zoning change -- all I'm here to do is to share information with you and hopefully give you some ways that you can share the information.

I'm a volunteer with the Oregon long-term care ombudsman's office. We don't sell insurance. We're a state agency. What we do is we advocate for seniors that are in long-term care. So, this woman over here who talked about her friend that hadn't had a shower for 10 days -- that's the type of thing that our ombudsman helps with. Is we go to the facility leaders then and say look, one shower every 10 days, that really doesn't cut it. I know that you're a business, I know you have issues but people are people and this is their home. This is for a senior -- the long-term care facility they are in, that's their home and probably the last home that they're going to have. So, we advocate for move out notices so that if a 90-year-old woman in a nursing home is told that she has to leave, our advocates go in and we work with the facility but mostly we work with the senior to make sure that their rights are observed, that they are getting what they want out of it.

We may not be able to keep the woman in that nursing home because maybe they can't give her the care that she needs, but we make sure that she understands why. We make sure that she goes some place that she is comfortable, and that she doesn't feel like she's being victimized by the system one more time.

We don't invent issues. We visit residents in the facilities and there's lots of facilities in Portland. You go out to southeast Portland and every street you drive on feels like there's another adult care home. We talk to the residents, we find out what their issues

May 25, 2016

are. Sometimes staff talks to us and tells us about issues, sometimes we hear from families, sometimes we even have an administrator that asks us to intercede.

So, why do we advocate? You know, my mother all her life was a trouble-maker. And she could advocate for herself but for everybody that she came in contact with. But she's 90 years old now. She's lost her vision and can't advocate for herself anymore. And she's just like a lot of seniors. They're afraid that they will be evicted if they complain. They may not understand the laws so they just take what they're given, or they may have lost their capacity and can no longer advocate for themselves.

So, why am I here? I wanted to share this information with you for a couple of reasons. You may have a friend who is in long-term care. You may run into somebody, a constituent or a friend or family member who says, "I was talking to so and so and they were complaining because their mother hadn't had a shower for 10 days." Well, they need to call and talk to the ombudsman. You can refer them to the state office. Somebody will get in touch with them. [beeping] You may also have somebody that is concerned about looking for a good volunteer opportunity. This is it. Mayor Hales, you're not coming back -- here's a great thing for you to do in retirement. [laughter]

Hales: I'm not retiring, but I'll consider volunteering. Thank you. One thing we can all do is we can put this information prominently on our own websites. We'll certainly do it on our office. Again, it's www.oregon.gov/ltco and people can go to that website and get in touch with the folks that do this work. We appreciate you shining a light on it today and we'll see what we can do to help.

Fish: Barbara, can I ask you a question? And again, thank you for joining us. How do you work with Elders in Action locally? That's one of our partners. If Elders in Action volunteers -- if they become aware of one of these issues, do they refer it to the ombudsman?

Sowder: Yes, but Elders in Action deals with people in their own home and we work with residents in long-term care -- so, nursing homes.

Hales: Thank you very much, we appreciate you being here. We'll help if we had the word out. Let's take up the consent calendar minus the items we'll deal with later and go on to the time certain. No other changes to consent? OK, let's take a vote on the balance of the consent calendar, please.

Roll on consent agenda.

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

Item 538.

Hales: We have some distinguished community leaders here to talk about this this morning, and maybe I can ask them to come up. We might need one more chair if all four are here -- Laura Lo Forti, Renee Mitchell, Damaris Webb, and Bea Gilmore. Just pull up another chair if you're all four here. Welcome, and thank you for being here for this important point to remember our city's history.

While you're getting settled I'll read the proclamation. It says, whereas, our view of history shapes the way we view our present, and in order to understand where we are going it's critical that we understand where we have come from; and whereas, Vanport at its peak population of over 40,000 was Oregon's second largest city and the country's largest public housing project. It was built in 110 days, complete with two school compounds, commercial stores, a movie theater, post office, fire station, hospital, library, recreation center, and sheriff's office. And whereas, Vanport, a desegregated city with a degree of racial harmony was an unintentional experiment in racial integration as up to 28 percent of its residents who travelled from all corners of our great nation were African American when at the time Vanport was built in 1942 the entire state of Oregon had fewer than 2000 African Americans; and whereas, the lowest point in Vanport was 15 feet below the river's water level once the railroad fill broke on May 30th, 1948, the resulting flood

May 25, 2016

destroyed the whole town of Vanport whose multiracial population of whites, Blacks, Japanese, and Native Americans was down to about 18,500; and whereas, a dedicated group of Portland residents have organized an inaugural festival to honor and celebrate Vanport as an essential and often-forgotten chapter in Portland's history as it was the catalyst for the mosaic that now exists in Portland and around the state of Oregon; now, therefore, I, Charlie Hales, Mayor of the City of Portland, Oregon, the City of roses do hereby proclaim May 30th, 2016, to be Vanport Day of Remembrance and encourage all residents to observe this day. So, let's take a moment to recognize our history. [applause] Welcome this panel.

Renee Mitchell: Thank you, thank you. Thank you for inviting us here. We just wanted to make sure that --

Hales: Tell us who you are, Renee.

Mitchell: Renee Mitchell, one of the co-artistic directors for the Vanport Mosaic Festival and I'm joined here by Laura Lo Forti, who's also one of the artistic directors, and Bea Gilmore, who's a survivor of the Vanport flood and Susan [indistinguishable] who has had guided tours of Vanport.

This is certainly a community effort. This is a collaboration of folks who came together and it's based on things that have happened before efforts in order to tell these stories in order to make sure that people remembered Vanport. Vanport was kind of basically our Katrina before there was a Katrina, and as more people move into this city, we need to remind them of the history of what has come before. We've very thankful the City Council and the Mayor have recognized that there is a wonderful story that we need to continue to tell here that kind of shapes even today our interactions and our ability to connect and build community. So, we're so thankful that you are acknowledging the day of Vanport and I would like let Laura say a few words.

Laura Lo Forti: I would prefer if Ms. Gilmore goes.

Beatrice Gilmore: My name is Beatrice Gilmore, and I am a former resident of Vanport. I appreciate your description of the city. It was as you described, but there's a lot more to it. The importance to me of having this proclamation and calling May the 30th, 2016, Vanport day, is that the flood washed that all that culture and those people into Portland. And that is a good foundation. That was a good foundation for where we are now. The arts, the music, and Portland being what it is. So, it was a good city. We didn't anticipate a flood, but that's what washed it into Portland and thank you very much.

Hales: Thank you. That's a really interesting way to put it. Thank you. Good morning.

*******:** I have some excellent company here, some people who are passionate about sharing the history of Vanport. When I first started working for the City 22 years ago, in the area where Vanport was, I was astounded that no one talked about it. There was nothing marking it. It was sort of this little history of water and land and increasingly the story of 100,000 people who lived there, had kids there in the five schools and the six nurseries, etc. And I look at what the city is becoming today and how people are moving higher and looking for jobs and looking for homes, and I think that there are a lot of parallels and we have a story from the path to share. Thank you very much. I hope you'll join us for the festival, and on the 30th, we will be on the site as well.

Mitchell: We officially open on Friday with a celebration at the Interstate fire house cultural center, which is a City-owned property, and we invite you and all city residents to come and participate in some of the activities. There are a lot of opportunities to access this story, including a play called Vanport and the Flood. Damaris Webb, who is also one of the co-artistic directors, is here and she's directing and producing that play. There's also music and we're including youth poets because we want this to be a multi-generational

May 25, 2016

celebration of community. There are also films that are five-minute stories of survivors and also former residents of Vanport.

There are many, many ways to access opportunities to learn about this story, and so we invite the City Council, who is -- we're going to look forward to seeing you there -- as well as the residents of Portland. And they can get more information at www.vanportmosaic.org. There is a calendar there and ways to engage and get tickets. We invite you to --

Hales: Vanportmosaic.org. Thank you. We really appreciate you being here and you putting this together. We would love to take a photo with you if that's ok.

Mitchell: Absolutely.

Lo Forti: If I may add one more thing --

Hales: Oh, sorry I cut you off.

Lo Forti: Oh, no -- I don't enjoy speaking, so that's all good. But I am a story-teller and the project I'm leading as part of the festival is the oral history project. So, it all starts with stories, and so this is a celebration of individuals' perspective that gives us a sense of the larger narrative. And we want to honor each one of them, even if sometimes they contradict each other, but that's history. And to me -- especially as a newcomer -- you know, what is incredible about this story is that it tells us the story of people overcoming their differences, finding themselves in the same place and building their lives and hopes in the same exact way, the same way we do it today. And somehow, this shared humanity I think is the best message that this project is bringing to the city. It's an invitation to see what we can do similarly today to overcome our differences and recognizing we all kind of want the same things. So, it all starts with stories and listening to each other and thank you.

Hales: I think I have a suggestion, and I think some of the Council members will want to comment. The Oregon Historical Society just got a vote of confidence from the community, and also has done a good job of trying to put together materials, stories from the World War II era, including about Vanport. And maybe this has already happened, but Ms. Gilmore, if you wouldn't mind somebody putting a TV camera in front of you, I think your story ought to be recorded and added to that collection. And other folks that were there -- I mean, the stories that you have are precious to us as a community. And so I think that it would be really useful to the whole community so that people do know the history to have both the work you are doing and the events you are putting on this weekend and the personal stories, you know, recorded and added to that collection that is all of our collection at the Historical Society. Because 50 years from now, 100 years from now the story needs to be told. So, I want to encourage -- if that hasn't already happened, and I know it has in some cases -- but the more the better.

Lo Forti: Ms. Gilmore's story is really powerful, and she actually talked in such a powerful way with Katrina and what it all means. Definitely, these are the voices we want to honor during the festival. We're going to have three screenings of these oral histories.

Hales: Oh, great.

Fritz: Mayor, by coincidence, we have Ms. Gilmore and a TV camera right there -- [laughter] -- and people are watching on Channel 30 --

Hales: It's already been recorded today --

Fritz: If you could, maybe just give us a short teaser so that they can encourage people -- would you tell us a little of your story?

Hales: Yeah, what was it like that day?

Gilmore: That day was the day that I realized I could die. My father and three children were crammed in the car. We were rushing to get up the hill to Denver Avenue to get out of Vanport, thinking that we would return and get things that was precious to us after the

May 25, 2016

flood. And on the way up -- I will never forget -- I looked out the back of the car and I saw the wall of water coming, and that's when I realized this could be the end. That's pretty traumatic.

Hales: Boy, that's a pretty powerful story. Thank you. Other questions or comments?

Fish: Mayor, thank you for bringing this proclamation. Obviously, we all look forward to participating on Monday. When you were engaging the Mayor about what would be the proper repository for these stories -- you know, if the Oregon Historical Society doesn't become the repository, I hope that Portland State does. And I'm thinking Portland State because of the receptivity that they've already shown, for example, to the Rutherford family collection. We have the City archives at Portland State, and Portland State's library has a number of people that really care about our history. I love this idea of storytelling. And if we don't tell the stories and document them, we're going to forget them. And at PSU through the capstone program, students and faculty have been preserving the stories. So, I hope between PSU and the Oregon Historical Society there is a natural landing place. I hope that we can engage future capstones in continuing to do the inquiry -- I know my wife, Patricia, given her history with the capstone program, would want to be involved in that. But we forget our history so easily in this country. And Vanport means many things to different people, but it's a conversation we should continue to have. Thank you very much for shining a light on it and bringing the arts and the culture to the table as well. We're excited to join you.

Mitchell: We appreciate that encouragement.

Hales: Thank you all. We would love to invite you and your folks that are involved in the festival here on this item to come and join us, take a photo, and add that to the history, as well.

Mitchell: Thank you. [applause]

Hales: Thank you very much, we are going to move on for one moment in history to another and talk about ban the box. Would you read item 539, please?

Item 539.

Hales: So, Rachael Wiggins and Judy Prosper, who are the keepers of this flame in our work on ban the box, are here. We appreciate your good work, and here to walk us through the proposed rules.

Judy Prosper, Office of the City Attorney: Good morning, Council members, Mayor Hales. I am Judy Prosper, Deputy City Attorney, and here with Rachael Wiggins, as you state. Before I start so I don't forget, I do want to thank two colleagues who also helped to get these administrative rules written, that's Denis Vannier and Linh Vu -- think she's in the room.

So, we're here today with the administrative rules. There was a review period per the ordinance which took place between April 11 and May 2. We received very few comments during that time but did continue to receive some comments after that, and as a result of that, we would like to -- before we start, we have two amendments proposed. One is the definition of a volunteer, which came up in some of our conversations with our HR partners, and then -- because we aren't perfect -- another little scrivener's error in exhibit A on the criminal history matrix as shown. So, as I go through, bear in mind that those things hopefully will become a part of --

Hales: OK, do we have a written version of those amendments?

Rachael Wiggins, Office of Mayor Charlie Hales: They were circulated with the offices. You should have one in your book.

Hales: Ok, they show up as a memo? Oh, there they are -- I see 'em. Sorry.

Prosper: Dated May 24.

May 25, 2016

Hales: There we go. Alright. Yep. OK, at the outset before we start, I'll move the amendments.

Fritz: Second.

Hales: And then let's accept the amendments and then move on into your presentation. So, roll call to accept the amendments, please.

Roll.

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

Prosper: I'm going to be brief today. I want to point out a few things. The rules are there, and they're drafted with the definitions and there's a couple of exhibits, a criminal history matrix, which is a two-pager, and a sample letter of the rescission of the conditional offer of employment.

So, I just want to point out a few things. The first is the timing. The City of Portland decided to go further than the state law with the timing of when employers could inquire into an applicant's criminal history. The state says it can happen at the interview phase, we've moved in Portland to the conditional offer of employment. That's the standard -- conditional offer of employment.

As the rules state, during -- for the average hire, the nature time nature test that's found in 23.10.030, the nature and gravity of the criminal offense, the time that has elapsed, and the nature of the employment held or sought is going to be the standard timing for most hires. If you fall under an exception, 23.10.040, either an outright exception as I call them -- you're a the state or federal or local law, and there's a corresponding rule that requires consideration -- you're in law enforcement agency, the criminal justice system, or an employer seeking a non-employee volunteer -- the terms of the code don't apply to you. The provisions of the code, pardon me.

If you do fall under an exception under B -- that's capital B -- there is a criminal history matrix that can guide you in making your decision. The criminal history matrix is not a bar, the criminal history matrix is a guide. It is a way that you can look == something that you can look to to say, "OK, if the crime faults in this category, I do not have to hire the person and I would not violate. I also don't have to do a nature time, nature test for those convictions." So if we go through the rules -- to clarify a bit -- thank you, Rachael. There we go.

So under the rules, what we're calling RB for removing barriers to employment 2.04, there's a number four which talks about the sensitive positions. And there are a few categories of sensitive positions. Positions having direct access or the provision of services to children, the elderly, and persons with disabilities. That is the most protected class of folks. And you'll go to the matrix and you will see under categories -- if you go to the matrix for provisions of those kinds of services, you'll get that you have to look at A, B, and any sex crimes or their equivalent.

If you move down to a category C, which is the positions with folks who are in drug or alcohol treatment or substance abuse, there's sort of a lesser -- I wouldn't say lesser standard, but it is understood that these kinds of rehab and care -- sometimes, the best person to help someone in rehab is someone who has been through rehab, and they may have a criminal history that's related to that. So, that's why the matrix is not as strict, so to speak, for those categories.

All other convictions will have to go through the nature time, nature test. If it's not on the matrix, it needs to go through the nature time nature.

We have the volunteer definition.

Another thing I would like to point out is the code authorized the City Attorney to enter into a contract with BOLI and decide on additional penalties. What's in there now is any remedies by BOLI and then a \$5000 penalty per occurrence that goes to the City. We

May 25, 2016

came up with that number because there were some comments -- I think one from Commissioner Novick at one point -- that said if the fine is too low, it won't have very much of a deterrent effect. So, we decided on that number.

The contract with BOLI -- we're working out the last tweaks. It will be less than we think the sick leave, so we have it at a not-to-exceed 25,000. There's no counting, there's less, and this kind of civil rights case is something that BOLI is much more familiar with doing. So, we'll get that contract signed and ready to be enforced as of July 1.

And the last thing I'd like to say is that we are preparing some trainings -- once we know exactly what the final rules are, after you've given us your approval, we are going to have trainings for our internal HR partners and all folks in the City of Portland who do any hiring. Then we will present to the private sector -- we already have someone who is willing to host one of our private sector partners. And then we'll do a training or two for the advocates as well.

Fish: Judy, I have a couple of questions.

Prosper: Please.

Fish: And thank you for the clarity of the presentation. I think that I got all of that.

One of the things that I think that we're all aware of is that there's going to be a transition period where folks figure out what they're required to do. And I think particularly for the businesses that are covered but are still smaller and smaller in size, it will require some education and some practice. The general view is you don't bring the hammer down early, you do the education and the phase-in and then you give people a chance to do it the right way, and then if there's problems you bring down the hammer.

My first question is, what are the transition rules here in terms of -- is there a period of time in which we're explicitly less likely to use an enforcement tool versus an education tool? That's question number one. And the second question is -- and I'm looking at a letter from the Portland Business Alliance -- that's how this issue was flagged. Why are we proposing to increase the penalty scheme at BOLI to include a \$5000 fine? What's the logic behind that?

Prosper: Thanks for those questions. Enforcement versus education. We are contracting with BOLI to do the enforcement. Right now, the way that the contract is written -- and as I said, we're working out the final tweaks -- there is no sort of gap, transitional period. It is enforceable as of July 1st. If that's something you're suggesting, we can definitely look at that and I can come back and talk to you about what kinds of timing you'd like to see. Because again, I think that it's a substantially similar thing -- so I think that that's something that would be substantially similar to this contract if you wanted to suggest a transition period -- like let's say from July 1st to 30, 60, or 90 days out, we will not enforce the penalties but there will be more education or letters, I definitely think that that's something that we can entertain.

Fish: I don't know how BOLI balances that, because on the one hand you don't want to give people the bad actors a pass. People just say, "Oh, I've got a safe harbor and I'm going to discriminate like crazy" versus giving BOLI the discretion to treat offenses within the first -- during the ramp up period differently than later. Because what -- ultimately, we're not going to win this by enforcing. We're going to win by educating and getting people to do the right thing. Because, you know, BOLI could hire 1000 people and do enforcement all the time. The secret is to get everyone to voluntarily agree to do the right thing. So, I don't know what their experience has been. I don't want to create a period where we encourage the bad actors to get a pass.

On the other hand, I think you want a phase-in where people are more likely to get a remedial action rather than a fine for not doing it correctly where there's a showing that they otherwise acted in good faith. But the \$5000 penalty -- I'm not aware that the Council

May 25, 2016

indicated that we wanted to enhance the existing enforcement scheme. So again, why do we think that bumping it up to \$5000 in this one case is appropriate?

Prosper: I'll tell you from where that came. We -- I forgot my copy so I have to look at it online. So under the enforcement provision 23.10.060, the paragraph D talks about BOLI having enforcement powers and we are enforcing them, and it says that we can -- and this is what you all that will decide today -- the complaint may be entitled to any remedies provided under ORS659AA20 through A65 and their implementing regulations, and any additional remedies provided that those remedies are specified in the agreement between the City and the BOLI Commissioner.

So there was some discretion -- or when you sent these rules off to the City Attorney's Office to be crafted, there was some sort of open discussion about whether or not there should be additional penalties. In looking at other jurisdictions, in looking at -- again -- taking into consideration Commissioner Novick's comments about if the fine or penalty is too small, it may not have the deterrent effect, we came up with this amount. If it's not an amount that you are comfortable with or you think it is too penal, that's definitely something that we could adjust --

Fish: I could argue either side of this -- and this used to be an area where I practiced law. Here's a thought. I'm not comfortable changing the penalty scheme yet because I don't have any evidence that we're getting compliance or noncompliance, and I think that -- so in other words, I can't evaluate this. This might be too low. If you come back and say we have the kind of compliance rate that we're seeing with Airbnb, for example -- I'm just -- I'm being -- I'm exaggerating. So, I'm disinclined to set an arbitrary cap or floor on an additional civil penalty until I understand whether BOLI and the oversight body believe that people are getting the message and doing the right thing.

Hales: It's up to.

Fish: Yeah, it's up to, but it's an addition. It ends up being an additional penalty that was not originally prescribed. And I would feel more comfortable setting that at such time when we get a report on how we're doing with the enforcement rather than just putting a number in. I don't think the case has been made that we need the additional stick until we've had maybe year one experience with how is this working. And then again as I say, 5000 may be too low if people are just willfully disregarding it. But I don't have the basis to evaluate it and I don't know that that was part of the conversation that we were going to increase the penalty.

Hales: Other questions or thoughts?

Saltzman: Speaking of a phase-in period, I think that makes sense. We did that with paid sick leave as well. So I don't know what the right period -- I'll throw out 60 days, that seems like an appropriate phase-in period.

Prosper: I just want to clarify -- is that something that you would like us to negotiate in the contract that there will be none, or as Commissioner Fish mentioned just as we speak to bole about how we would like this to be enforced and going forward. Because we will be doing our education piecing together with BOLI, since they'll be enforcing it. We want to sort of have the spirit of -- I just want to have a clarification from Council whether you want it to be a contract provision or whether you would like it to be sort of in the spirit of not bringing down the hammer on the first day, we're going to allow you to have this discretion.

Saltzman: What do we do with the paid sick leave in that situation? Do you know?

Prosper: I don't know, sir, but I can get back to you. I wish my colleague --

Fish: Personally, Judy, I'm agnostic on the question of whether we do it by informal agreement with BOLI or not. I think BOLI has a lot of experience rolling out new rules, and my guess is that they generally err on the side of wanting to do a rollout with education and outreach before they have to do enforcement because enforcement is very time

May 25, 2016

consuming, enforcement is expensive, and it's very discrete remedies. And what you're doing -- you are focusing initially on making sure the largest number of people follow the law.

Prosper: And with the BOLI -- I'm sorry. Go ahead, Commissioner.

Frits: I was just going to comment on paid sick leave. It was a collaborative relationship with BOLI and we jointly came to and then put on the website that there was going to be a six-month kind of safe harbor of education. And in response to Commissioner Fish's concern about the number, since it says "up to 5000," our experience with BOLI with sick time was that most of the time, a stern letter saying you're not complying and you need to has been adequate to bring people into compliance. So, under Labor Commissioner Avakian, there's a willingness to work with the companies and to encourage them to do the right thing before bringing down the hammer. So I'm not sure that we have to have it in the contract because that's their mode of operating.

Hales: I think there's a common ground here, which is -- I don't think that anyone disagrees that we ought to make sure that this is one, collaborative with BOLI; two, informative to every employer; and three, that the penalties don't start happening until there has really been adequate notice and the opportunity for people to get educated. I think that all of that's possible in our agreement with BOLI, both the formal and informal parts of it, but not having any penalty prescribed in our ordinance makes it a little bit toothless -- or it might appear to be.

Fish: This is in addition to the remedies they have. Up to five, Mayor, in addition to the remedies that they have.

Hales: Right.

Fish: So it is not -- the existing rule is not toothless, this is an additional remedy.

Hales: Fair enough. That is additional. There are other penalties still there.

Prosper: There are other penalties.

Fish: And I've -- my sense -- and again, I used to be in the position of urging administrative bodies if it's set up to 5000, I was in the position of saying make it 5000 plus attorney's fees. So, there are gonna be people that want to push for the limits. I would think a 90-day safe harbor where the understanding is except in some egregious situation, we would like the stern letter that Commissioner Fritz referred to saying here's the law and you are put on notice, and take out the additional penalty until we have some data on how we're doing.

Fritz: So based on our experience with sick time, we're still getting questions in our office about Portland's law, the new law that's been in effect for some time now, and one thing that I would want to make sure is in the contract is the education piece. Because we contracted with BOLI to do the outreach to employers, and that actually took a long time. To be able to just inform people that this is the rules, this is what you can do, this is what you can't, and to answer questions. So I would suggest a similar six months of education and outreach would be the appropriate time frame.

Hales: So, we want to take testimony if there is any, but based on this discussion it might be good to continue this a little longer so that you have a chance to maybe prepare some amendments that reflect this discussion.

Prosper: Certainly. I wanted to say one or two things. The BOLI enforcement and complaint procedures do envision exactly what you're talking about, Commissioner. You get a notice, you're asked to correct -- it's worked into their administrative process and it's far down the road before the penalty is given. But I just want to have some clarity from Council -- I guess without a vote yet -- on where you would like to see this fall, a phase-in period around -- I'm hearing from anywhere from 60 days to six months from Commissioner --

May 25, 2016

Fish: I would propose a 90-day period where -- and it doesn't have to -- I'm just one voice here, but it doesn't for me have to be an explicit safe harbor. I think just an understanding, something reflecting saying in the first 90 days, we want the emphasis to be on education, outreach, and remedial action and then after the 90 days, we expect that, you know, they'll use the civil enforcement mechanism more expansively.

Hales: I think that's reasonable.

Fish: So that people have a chance in the first 90 days to say, "oops, I didn't know that. I'll cure it."

Prosper: And what about the penalty, additional penalty? Are we at -- if we're going to craft an amendment, are we thinking we want to keep that, lower it?

Hales: I guess I'm reluctant -- I understand your point, Commissioner Fish. I'm reluctant to have no penalty associated with the City's ordinance. I understand that it might not be \$5000 and certainly shouldn't happen until all of this education happened, but should there be some penalty with respect to violations of the City's ordinance? I think so.

Fish: This is in addition to existing remedy. Mayor, if your intent is to continue this a week, I would be happy to meet with the Council and just so I understand the full range of existing penalties and then I'll have a recommendation.

Hales: Let's do that.

Fritz: And if I could ask you to have Commissioner Novick's chief of staff involved in that discussion since he was the one that wanted the increased penalty, that would be helpful.

Hales: Alright, let's do that.

Wiggins: Just one more item for consideration. While we didn't get a lot of public comments online, we did have some really great robust conversations with our work group as well as with a couple of the employment lawyers. One of the things that was mentioned for Council consideration -- the current matrix does not include attempted crimes such as attempted murder. I didn't know if there was any appetite at the Council level to include attempted offenses on our criminal history matrix to have them be treated similar to the execution of the crime.

Saltzman: You mean if somebody is convicted of attempted murder?

Wiggins: Correct, yes.

Saltzman: I think that that should be fair game. That should be part of background.

Prosper: One caveat I guess is for categories A and B, which are the sort of high crimes and that includes many of the crimes against children, for category C -- and this is a policy calls for the Council to make -- they are felony drug crimes which do not include possession but do include manufacture and sale. And my concern is that in the attempt of those could be a misdemeanor, and then we'd be sort of down in the possession area. So, that is a policy call.

Fish: Judy, can you tailor it so we're talking about the attempted crimes that are a very serious and not a way of -- as you suggested -- back-dooring a possession issue? I think that we all understand that attempted murder, which means you've done everything but commit the murder, should be treated seriously. We're not interested, I think, in them having is a mere possession of a drug that's now legal be treated as a disqualification.

Prosper: What I will suggest is that on the convictions list that be taken care of with categories A and B we will include attempts, and then category C we can leave as is. Is that --

Hales: I think that's right.

Prosper: Great, thank you.

Fish: Judy, this is a complicated subject and I have to compliment both of you for your presentation and your work.

Prosper: Thank you, sir.

May 25, 2016

Hales: Well done, thank you both.

Prosper: We'll be here.

Hales: We'll see if anyone wants to speak on this item. Good morning.

Charles Johnson: Good morning, Commissioners. Sometimes you're over-diligent. I believe the hard work that these women and their co-workers have done was adequate -- sometimes more than adequate compared to other things that have passed this Council -- but think that we should all be glad that I'm the only person here talking. There's nobody here from the Portland Business Alliance, no business lobby is overly concerned that this is going to destroy the Portland economy because it's not. It's going to make the economy better. People are having a harder time and who have been unable to find work are going to have a greater chance of getting involved in the local economy. And we often berate you sometimes for the emergency ordinances, which is a matter of semantics sometimes, the way that things work here, but I would encourage you after you get the results you're looking for from the City Attorney's Office that this comes back as an emergency because I really think if you had passed it today that would help to give certainty and clarity to the business community rather than having it go for an extra week of refinement. But whether you, you know, reconsider and actually pass it today or stretch it for a week, it's a good package. The 27 pages of PDF are out there. Nobody is biting at that bait and coming in and complaining, so I look forward to you passing it this week or as an emergency next week. Thank you.

Hales: Thank you. Anyone else?

Fritz: For the record, Mr. Johnson, Portland Business Alliance did send a letter of concern.

Hales: So I'm sure if a week is enough, but do you think so?

Prosper: We'll get this back next Wednesday.

Hales: I won't be here next week, so that's another --

Fish: When is the effective date of this? When does the whole thing --

Prosper: July 1.

Hales: Next week I will be here, sorry. Wrong week.

Fish: And the effective date is not until July 1st, anyway. I think next week is reasonable.

Prosper: And we do plan on -- which is why we wanted to get it through Council now -- throughout the month of June having educational forums.

Hales: Sure, and next week is June 1.

Fritz: So it goes into effect 30 days after we vote next week.

Hales: OK. Thank you very much, I will continue this for a week. Just want to say just in reflecting on this work, there's some things that Portland has been leading on in terms of public policy. One of them is sick leave, this is another. As it happens, I was at the White House last week --

Fritz: Way to name drop --

Hales: Right -- "I was at the White House" --

Fritz: Just happened to be at the White House -- [laughs]

Hales: And Vice President Biden convened a meeting to talk about what do we do about gun violence in this country. And there were mayors and governors there. And there are things you can do in the public policy like what the Oregon legislature did last session, and that's good. And what you always find out in these discussions is that some states are ahead of us and some behind us. So for example, Commissioner Saltzman, the thing that you advocated for the hardest, the domestic violence restraining order policy -- that was lauded, along with closing the background check loophole. That was lauded. But we still are pikers compared to Connecticut where they banned the assault weapons and large magazines at the state level. So, you know, you get to compare notes.

May 25, 2016

Secondly, there's good work being done in terms of the community policing around the country, building relationships. But the strongest thing that we heard in that discussion -- again in terms of what other people are doing, because every city is dealing with the increasing gang violence. We have a particularly egregious increase in gang violence in the city, we had 15 people killed and 73 wounded last year and incidence of gang violence -- we're already at 58 incidents, one person killed, over 500 shots fired. Unfortunately, we're exceeding the pace of last year's gang activity. That kind of increase is happening in the country. But from mayor after mayor, from Mayor Freeman Wilson in Gary, from Mayor Hodges in Minneapolis, from Mayor Walsh in Boston, from Mayor Barrett in Milwaukee, there was this really strong theme in all their gang outreach work, in all their effort to try to get around the front of this problem, instead of just having police work deal with gang incidence after the fact, everybody was on the same message which is when you really talk to gang-affected young men and you ask them the question, "What is the one thing that the community could do that would get you off this path?" without exception, every conversation that they had had in every city was a job. "If I had a good job, it would change my life." Period. It was that clear.

And so when there is a huge percentage of our young people who have a criminal record because they've been involved in gangs once before, in every single community that's actually ever had a conversation with a gang member says that the thing you can do that will make a difference is make sure that they can get a job. That's why this is such an important piece of work. And those conversations -- I was really struck by that. You know, the hospital visits to try to get people to talk about who shot them are a good idea -- maybe it's not necessarily a police officer in those conversations, might be a social worker, might be somebody like the gang outreach workers that we just authorized additional positions for -- those things work. But the thing that you can do that will make the most difference is to help them get a job. Pretty simple. So that's why this is important work. And I appreciate Judy, that you're passionate about this and put a lot of work into it. Rachael, same to you. I appreciate the good work that you have done to queue this up as public policy, and I think that this discussion of the Council is very telling which is if our employers get it, that this works and it makes a big difference in the community, I think they will be enthusiastic partners in getting this work done. So, we will continue this for a week so that those discussions in Council offices can happen and possible amendments will come back with the draft next week. OK, that's done. Thank you very much. Let's move on to -- sorry, just looking to see if we have a time certain.

Fritz: We may need to do it as an emergency next week because if there are amendments, it would go over to another week.

Hales: OK. Let's do --

Fish: 541.

Hales: Yeah, we might want to go ahead -- I don't see everyone for the next item. Let's do the items that we pulled. So, let's do 541.

Item 541.

Hales: Sergeant Abrahamson, welcome.

David Abrahamson, Portland Police Bureau: Thank you. Good morning. This IGA really to provide the City with an objective, non-biased investigation when a City employee or an officer is involved in the high-profile crash. We're using best practice when we have officer-involved shootings. This is along the same vein. That way, if things go to litigated issues down the line, we can actually say that things were done objectively.

Clackamas County currently has six investigates, which is a vast amount. They've have been awarded national recognition and national awards for their team. They'll be responding within 45 minutes. So when we have to cover special events, historically, we've

May 25, 2016

tapped on other agencies to cover for our fatal and significant crashes to investigate but there's been no compensation. This would enable us, number one, as far as the best practices to compensate them for their time and at the same time, as far as caseloads and fatalities increasing and we're lacking officers on the road, as I continue to see them increasing in years to come, unfortunately, this would allow us to also use them as a resource if we are inundated and overwhelmed with a serious amount of crashes like.

Hales: So this is any police officer, any firefighter, any City worker on a maintenance crew gets involved in a crash?

Abrahamson: Sure. As a crash team sergeant, we would still have a reconstructionist out at the scene also just for an outside view, but frankly, the overall investigation needs to take place outside Portland.

Hales: OK. Questions? Thank you very much.

Saltzman: I mean, this includes City employees on or off duty, I assume?

Abrahamson: It would be contingent on the case. It would be contingent on a case-by-case basis. If there could be a liability incurred for the City, then yes. If somebody is off work in the City vehicle. Again, it would be contingent on the specifics.

Hales: Thank you very much. Anyone else want to speak on this item?

Moore-Love: Mr. Walsh pulled this.

Hales: Come on up.

Joe Walsh: For the record, my name is Joe Walsh, I represent individuals for justice. We would like to know if these investigations would include a chief of police shooting his friend in the back and the mayor covering it up for a month. Does anybody know? Because they are City employees. And \$60,000 -- I don't know if it would cover that. It talks about crashes but also about City employees. So, can anybody tell me --

Hales: This only affects automobiles.

Walsh: What?

Hales: This only affects the use of automobiles.

Walsh: Automobiles. So if the chief of police ran over somebody, it would be covered by this?

Hales: In any City employee got involved in a crash, it could be covered by this, yes.

Walsh: And if the mayor covered it up for a month, would he be investigated under this? What investigation would that take place?

Hales: We'll have that conversation some other time, but this is about crashes --

Walsh: I'm sure you don't want to talk about this, Mayor. Why did you cover it up for a month?

Hales: Joe, we're not on that subject here.

Walsh: We are on the subject. Because it's in there. These are City employees and you covered the shooting over a month where the chief of police lied. That's a felony. If I lie to an investigator, that is a felony. If you conspire, that's obstruction of justice. So tell me, Mayor, how did you do that?

Hales: Are you done?

Walsh: Are you immune to this?

Hales: Mr. Walsh, you can testify, but I'm not going to be cross examined. Are you finished?

Walsh: You should be cross -- you should be arrested. That's what you should be. There is a police officer in here, he should arrest you. And by the way, from now on until this investigation is over, would you tell the police department to leave their guns outside so they don't shoot me in the back? If they shoot their friend in the back, what do they do to the activists?

Hales: OK. Mr. Johnson?

May 25, 2016

Walsh: You should resign, sir. If you had any dignity, you'd walk out of here! How in god's name can you sit there and say, "well, we're not going to discuss that, Mr. Walsh"? You sound like Trump.

Hales: Mr. Johnson, go ahead.

Charles Johnson: Good morning, Commissioners. I think that this illustrates a problem that we often talk about regarding equity in the City. It's great that the City is an established organization that can allocate 60,000 overtime to make sure that what they have -- when we have a vehicular accident, we get the ultimate greatest protection from the liability -- or not necessarily. I mean, a quality investigation would prove if we're liable, so I don't know that, you know, that that's -- you know, there is a question of the legitimacy and unbiased nature of the police work. That's one of the reasons there is the United States of America versus the City of Portland.

But my main concern is what underlies and provokes Mr. Walsh's anger. We know that people based on their economic situation are afraid of getting fair treatment from the police. We know that low income drivers with second rate insurance are at risk because here's the City, we can say, "oh, we got to protect the taxpayers' dollars" which we don't always do so well -- we'll be talking about the Washing Park reservoirs in a little bit. But I want you to -- in addition to the more personal and ethical issues raised by the prior testimony -- also always remember that you all with your \$100,000 salaries and roles as kind of co-CEOs on a billion dollar City budget can do these things, and they are perhaps prudent. But let it also energy your work to look out for the small person, the little guy who can't afford a car, the person who's got borderline insurance and is scared that when the police show up that if they're a person of color, they are automatically at fault. Let's continue to work to have unbiased, excellent policing that doesn't involve special allotments for overtime. Thank you.

Hales: Thank you. Anyone else? OK. This is an emergency ordinance. Ready to take action. Let's take a vote, please.

Item 541 Roll.

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

Item 544.

Hales: Good morning. I understand you have amendments for us, Anna?

Anna Kanwit, Director, Bureau of Human Resources: Yeah, we do have the amendments. Hang on a second.

Hales: We've got them in front of us. Why don't I move those and you can explain those as you go. I move the amendments.

Fritz: Second.

Hales: Roll call to accept those.

Roll.

Fish: Aye.

Saltzman: Aye.

Fritz: These were distributed ahead of time and know that Director Kanwit explained them. Aye.

Hales: Aye. OK, so explain please with both the ordinance and the amendments.

Kanwit: Thank you. Mayor and Commissioners, Anna Kanwit, Director of the Bureau of Human Resources. I'm just going to say a couple of things about the ordinances and then I'll turn it over to Tom Schneider who is my manager who has been responsible for all of the work in managing our current contract with the daycare provider and the work that's gone into the ordinance before you today.

The ordinance really in the financial impact statement I think lay out very well what we are doing, but in essence, this is part of a look forward in preparation for moving out of

May 25, 2016

the Portland Building while that building is being reconstructed. And I think pretty much regardless of the ultimate decision about moving employees, we will not be having children in the building. What came up is a vacant center, the Crown Plaza area for a childcare center that was there that moved out. Tom Schneider has been in negotiations with Melvin Mark for quite some time over that center, and by acquiring that lease space, it really saves about half of the cost if we were to start from scratch on a childcare center.

The advantage -- several advantages of this. One is to continue to provide a benefit to the employees that is really incredibly important. Commissioner Fritz and I had the pleasure listening to one of our DEEP affinity groups, City Mamas, and uniformly talked about this as a wonderful benefit -- even those who actually didn't have children but were attending that meeting anyway. There was also a suggestion about it would be great to have a center closer to the employees in the 1900 building, and of course, the location of this center does just that.

Although this is not part of the ordinance, I'm also strongly recommending that when all is said and done not only do we retain this new center, the subject of the ordinances today, but we then continue to have a childcare center, child development center in the Portland Building as well. The demand is there, we know the demand is there. Our workforce demographics are changing so it will continue to be there. I know 30 years ago, I had trouble finding quality daycare for my son, so again, this is really very positive benefit for employees and definitely contributes to the City being an employer of choice as we market ourselves. So, I'm going to turn it over to Tom Schneider who can talk about the amendment and the leasing.

Tom Schneider, Bureau of Human Resources: Good morning, my name is Tom Schneider. I'm with the Bureau of Human Resources, I'm the contract manager for the City Kids. We've had a long relationship with Joyful Noise, very successful with providing City child development services for City employees for 15 years.

The ordinance and the amendment that we're looking at -- today's proceeding is changing the lease or allowing the lease to be a 10-year lease, and in exchange for the 10-year lease agreement, Melvin Mark has conceded additional resources for tenant improvement as well as improvement of the core building infrastructure that are items typically improves by new tenants. In essence, this particular amendment also is approving an additional 200,000 be provided in order to be allocated toward the direct construction cost to improve the space required, top rated daycare. And the amendment that we have in front of us basically allows for \$200,000 to be provided from OMF, and 60,000 of that is to be utilized in next year's inter-agency rates to cover the general fund cost related to general fund bureaus. The additional \$140,000 is intended to be absorbed by those bureaus who are non-general funds. This specific amendment was something that we agreed to with the central budget office at the request.

That pretty much has done a really good job summarizing why we have this benefit for City employees. We've put a lot of effort not only in locating the space but negotiating with Melvin Mark. Facilities has done a great job of supporting us in that effort. We still have a lot of work to do. This is basically an emergency ordinance -- or an ordinance that has emergency cause primarily because we are -- Melvin Mark is asking us to occupy the space beginning on September 1, and in order to complete the construction we need three full in order to complete the design, the bidding, and as well as the actual construction of the space.

Hales: Thank you both. Questions?

Saltzman: I just wanted to say I'm delighted to hear you say we intend to keep this space in addition to our space in the Portland Building. That's great.

May 25, 2016

Hales: Much needed. Thank you both very much. Anyone want to speak on this item? It is an emergency ordinance, so let's take a vote please.

Item 544 Roll.

Fish: Aye.

Saltzman: Aye.

Fritz: I'm very happy that when the childcare center was at risk during the recession that we were able to save it and continue it. And indeed, expanding it and looking to stay in this location beyond the 10 years is a great investment for our employees and something that all employers should be looking at. Thank you. Aye.

Hales: Appreciate your good work on this. Thank you very much. Aye. One more item that we pulled and then we'll go to 560 because I see the Councilor Harrington is here. So, let's take 546, please.

Item 546.

Hales: Commissioner Fish.

Fish: Thank you, Mayor. My office pulled this because it's above the \$500,000 threshold that we established for putting things on the regular agenda.

Environmental Services needs to replace a 100-foot section of a 42-inch diameter sewer pipe which is currently in very poor condition. A four-foot section of the pipe collapsed in April causing a large cavity in NE Holman Street and NE 112th Avenue. This sewer serves Portland International Airport, Cascade Station, and several hotels. We've made a temporary repair to the collapsed pipe but because of the service area and the risk to traffic, we need to make permanent repairs as soon as possible. And Joe Dvorak is here to give us a very brief presentation and answer your questions. Joe?

Hales: Good morning. Just push the button on the base of that.

Joe Dvorak, Bureau of Environmental Services: Good morning, Mayor Hales and Commissioners. Like Commissioner Fish said, I'm Joe Dvorak, I'm an engineer with BES and I'll give you visual aids regarding this project.

Here's the location where the sinkhole appeared last month, NE 112th and Holman. The white border around there is basically the extent of the sinkhole and the holder at the top is what manifested at the top. As soon as we found it, we declared an emergency and made a temporary repair. So, we're here today to get the authorization to move forward on the permanent repair.

This is the service area that Commissioner Fish mentioned. As you can see, the project location you can see in the pink area there is the area that served Portland International Airport, Cascade Station, and area hotels. In addition, the actual location of the repair is in a high traffic volume for truck routes.

We need to move as quickly as possible to repair the remainder of the line. Here's a shot of the pipe that we made a temporary fix on. We plan to move quickly, safely, and minimize the impact to local traffic and businesses.

We estimate the value of the contract to be \$750,000 and because of the emergency nature of the work, that's moderate confidence level. We expect it to take about three weeks to complete, so about the end of next month.

Hales: Thank you very much.

Fritz: Did this go out to bid?

Dvorak: It did not. Because of the very urgent nature of it, we directly hired Moore Excavation.

Fritz: We did we choose Moore Excavation?

Dvorak: Because of the complex nature of the excavation, and the 24-inch force main and availability. So, we looked at several contractors and who was available to start right away.

May 25, 2016

Fritz: And what's the minority and women owned business participation in the subcontracting? I didn't see that in the documentation.

Dvorak: Moore will be subcontracting traffic control and flagging to COAT, and pave and cutting to Brothers saw cut.

Fritz: I know in the past that they haven't had a very good percentage, and so that's -- I'm somewhat concerned about the direct allocation. I understand the emergency nature of it and they get a lot of our contracts anyway. I hope you will continue to work with them, as I know that Procurement is, to expand the diversity in their workforce as well as in their subcontracting opportunities. Thank you.

Dvorak: We will. Thank you.

Fish: Colleagues, just to be clear, when we have an emergency situation like this, it requires Commissioner-in-Charge sign off to -- because of the emergency. That's the protocol, and then we come back for the follow-up item. And we share Commissioner Fritz's commitment to boosting our MWESB numbers. Thank you.

Hales: Thank you very much. Any other questions? Anyone want to speak on this item? OK, come on up.

Lightning: My name is Lightning, I represent Lightning Watchdog Communications PDX. I'll be brief on this. Even though it's an emergency, I think that there should be several bids brought to the table, whether three at a minimum. I think that we need to stand by the procedures of allowing competitive bidding to get the best price. This is the taxpayers ultimately paying for this, and I think that they deserve that right. So again, I do not like to have the Commissioner-in-Charge sign off on a one-person company due to emergency. I prefer to have competitive bidding in place any and all times, and I'm sure contractors can step up and in a reasonable manner and provide their information. Thank you.

Fish: Lightning, I appreciate your testimony and I share the values proposition you make. I agree. When we have a main of this size and magnitude that disables an entire part of the city, we don't have the luxury of going out to bidding. But perhaps we can look at the process that we can use to identify contractors that are in the queue to do this work on an emergency basis. But this is the equivalent of calling out an ambulance, and we just don't have the time to do a bidding process on that ambulance. We gotta get that first repair done.

Hales: There is an engineering work -- and in construction as well -- an on-call list of prequalified contractors and that's a good suggestion.

Fish: We'll take a look at that to make sure that there's been an adequate screening at the front end.

Lightning: OK. Thank you.

Hales: Thanks very much. Anyone else? If not, it is an emergency ordinance. Let's take a vote please.

Item 546 Roll.

Fish: Thanks, Joe, for your presentation and your work. Aye.

Saltzman: Thank you. Aye.

Fritz: Thank you for pulling it through the regular agenda, Commissioner Fish. Aye.

Hales: Aye. Thank you. OK, one more pulled item and then we'll go 560 because I see the Metro Councilor Harrington here. Let's do 549.

Item 549.

Hales: Commissioner Novick is not here, but I think this was pulled for someone who wanted to speak?

Moore-Love: Mr. Lightning pulled it.

Hales: Come on up. Good. An explanation and then someone who wants to speak, good.

May 25, 2016

Winston Sandino, Portland Bureau of Transportation: I'm Winston Sandino, I'm the project manager for the project, and this item is really simple. We're just going to have MCDD, which is the Multnomah County Drainage District review the permit, which is a 408 permit they need to review for a signal that we're going to install on 122nd. At this point, they don't have a permit system -- kind like BDS, you know, you want to build a house, you get a permit and pay a fee. They don't have a system like that. So to be able for them to review and charge time, we need to have an agreement between the PBOT and Multnomah County. So, that's basically what it is.

Hales: That makes sense, thank you. Questions? Thanks very much. Lightning, did you want to speak on this item? Come on up.

Lightning: My name is Lightning, I represent Lightning Watchdog Communications PDX. As you know, the levee is a very important decision on any permits being pulled at this time. Still waiting on the overall certification and recertification of the levee. I always question anything being pulled at this time along the levee because, as we just had great speakers in here on Vanport, we need to learn from history and understand our levee is outdated. They may do patchwork on it here or there, but it is not up to the New Orleans Katrina standards, which these speakers were talking about, and a breach on the levee is just having two travel lanes going on top of it which is Marine Drive. That is considered a breach of a levee.

We need to understand and focus on this levee and we need to understand projecting out, we need to rebuild the levee, first of all, phase one to protect the airport, any and all costs and all businesses, population surrounding the airport and we need to start focusing on the rebuilding the levee and learn from what happened at Vanport. But understand, our population base in our businesses and the dollar amounts will suggest if you do the study that we can obtain the federal financing to begin to rebuild the levee. The valuations will prove that. They'll give us a certain percentage, and now is the time to really do it and understand it needs to be done now. We're in the middle of climate change issues that are very unpredictable and we cannot take a chance with the Portland International Airport and the overall economy and the people living around at this time. We need to focus on rebuilding that levee and making sure that the people are protected.

Thank you.

Hales: OK, thank you. Anyone else? Let's take a vote on 549.

Item 549 Roll.

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

Hales: Let's move to the regular agenda and again, because we have another elected official here, let's take 560 first.

Item 560.

Hales: Good morning, Councilor Harrington. And we have a presentation and some invited testimony this morning on this item, so thank you all for being here. Who wants to kick it off?

David McEldowney, Portland Bureau of Transportation: I'll kick it off. Good morning, Mayor and Commissioners. I'm Dave McEldowney, I'm right of way acquisition supervisor for PBOT. And the ordinance before you today is a result of our partnership between PBOT, Metro, the Catlin Gabel School and the developers of the One North project, which is a mixed use development on N Fremont Street between N Williams and N Vancouver.

Catlin Gabel School in coordination with the developer applied for and received is a nature in the neighborhoods grant from Metro to create a 14,000 square foot public courtyard at One North. Metro's grant requires the developer to convey a public access easement for the courtyard, and a government sponsor must be the ultimate holder of the easement. Since there is already a public alley going through the center of the courtyard,

May 25, 2016

PBOT has agreed to act as the government sponsor for this easement. Under the terms of an IGA with Metro, PBOT will acquire the easement from Catlin Gabel through an assignment of the courtyard easement.

Under the terms of the IGA and the easement, PBOT expects that the property owners will perform essentially all maintenance in the easement area and will be responsible for abating any nuisances of the easement area. Accordingly, PBOT's future expenses will be minimal, if any. At this point, I'll turn it over to Councilor Harrington.

Kathryn Harrington: Thank you. Good morning. Kathryn Harrington, Metro Councilor. I had the honor of serving on the nature in neighborhoods capital grants review committee that reviewed this application and advanced it along with a slate of applications to the Metro Council for full funding approval. At Metro, we've learned that creative place-making is much more than building a new plaza or park. Place-making is about engaging people, the people that live and have a history in the neighborhood. Today, you're going to hear a story of place making on N Williams. It involves unlikely players, such as two developers and a private school. These partners have brought an authentic desire to make the courtyard at One North a true community space. They have a story to tell, and I hope you're as excited as I am to hear it today.

We appreciate Catlin Gabel's innovative vision for place making and their ability to build relationships with many community organizations to co-govern the activities that will happen in the courtyard. I want to thank the Portland Bureau of Transportation for accepting the public easement. This easement will provide the foundation of public ownership that this space deserves. Without this easement, the courtyard would just be another commercial space for building tenants. But with this easement, PBOT is participating in something far more innovative than meets the eye. By ensuring the continued use and maintenance of the space for neighborhood residents in perpetuity, the easement gives the community the authority to call this space theirs. What that will look like is beginning to take shape.

I look forward to seeing how this space enriches people's experience of nature and strengthens a physical connection to the region's ecology by including native plants in the planters that reference the region's natural history, by incorporating ecological design solutions through the use of porous pavement and native plants, and by providing access to nature for people with disabilities.

Metro's nature in neighborhoods capital grants implement long term capital investment projects throughout the developed area of our region. These grants encourage groups and jurisdictions to seek creative solutions to challenges. Since 2006, those voter-supported funds have inspired community groups to partner for new projects across the Portland metropolitan region. We look forward to seeing how other leaders, businesses, and community members across the metropolitan region and possibly across the country use this project as a model for employing new ways of working together to preserve our natural resources and improve the lives of residents simultaneously.

Hales: Great, thank you. Welcome. Good morning. Who'd like to go first? There's the button on the base of the microphone there.

Ben Kaiser: Thank you. Thank you, Mayor, thank you, Councilors for making the time today to hear us. Appreciate the City process. Owen, next to me -- Owen Gabbert -- and I would like to also thank the many folks --

Hales: Just put your name on the record, please.

Kaiser: Ben Kaiser here in the city of Portland. Owen Gabbert and I would like to thank the many folks involved in making our One North project the most innovative, sustainable, and replicable project in the city. In a couple weeks, in fact, we will be recognized for winning the Portland Business Journal's sustainable project of the year. This award is quite an

May 25, 2016

honor, since we are in a city that leads the country in an upward spiral to use less energy, increase awareness of limited resources, and improve the overall public realm.

We'd also like to thank the Life Change Church, which is our neighbor to the northeast, particularly Mark Strong, the pastor, other team members not here, R & H Construction, Catlin Gabel with George Zaninovich, Metro -- particularly Mary Rose Navarro, who's in the audience today, as well as Councilor Harrington, both critical members in this journey, Path Architecture, Kaiser Group. With this very group is the opening support and collaboration that allowed this award-winning outcome.

Prior to any pencils being lifted, the entire team assembled and began with a full-day eco charrette. It was there that the team realized that by joining forces, we were able to achieve much more than going it alone. The original decisions of timber framing for the entire project and shared courtyard set us all off on a path to set a new citywide precedent for not only building typologies but also shared resources. The old approach to eco districts has been supplanted by different ways to integrate a building's surroundings. Beyond just energy sharing, an eco district can represent parking agreements between contiguous properties, business relationships, local community support systems, income stream enhancements, etc. With the widely accepted carbon sequestration aspects of building in timber coupled with these innovative approaches to integrating local communities, One North heralds in a new eco district.

The nature in neighborhoods program at Metro coupled with the \$420,000 grant is what was needed to allow this development team to dedicate the 15,000 square foot courtyard as a public space. This public plaza cost approximately \$1.2 million to build and will be maintained by us, the property owners, in perpetuity. This means that the city of Portland was given a public plaza that is maintained by others for a total cost of less than 1.5 years of just the maintenance costs at Director Park.

As you're aware, PBOT was the recipient of an easement in order to make this grant process work. We approached the logical recipient, the Parks Bureau, at first but were quickly dismissed for reasons we couldn't quite decipher. So I think going forward, something I think I'll learn from this -- and I think this is replicable -- I think the Parks Bureau would be the logical recipient. PBOT graciously stepped forward, but it wasn't without some difficulties on all of our parts because it didn't fit. But going forward, it would be great if the Parks Bureau picked this up. As we spoke about the replicability of this entire process, it was very important to us. That's why we suggest Parks Bureau going forward.

Following up on just the eco district -- if I can just take a minute to go off topic a bit -- we're presently, in my opinion, in a leadership vacuum in a lot of different bureaus in Portland. When we are working our hardest to make something great for the city, we were constantly met with obstacles and bureaucratic hurdles. The days of strong leadership that's able to make something happen seem to be gone in Portland, whether due to the belief that every needs to weigh in on everything in our city, or whether we're all afraid to make a decision for fear of reprisal, the process has essentially ground to a halt. We are all aware of the incredible line at the building permit department, we're all aware of the record-breaking backlog at design review. We're aware of the dysfunction at PBOT, BPS, as well as and other departments. In my opinion, what's lacking is leadership.

The biggest fear I have regarding this particular aspect is the present Comprehensive Plan work that is underway at risk as we speak with the long held density goals that Portland is known for. Due to every one's voice being heard and every vegetable garden being important, every view being sacrosanct, and every parking space guaranteed, we're now collectively agreeing to back up 40 years of urban planning. As you know, FAR reductions citywide are on the table, and it seems like that's actually going to

May 25, 2016

happen. That's because during public testimony, everybody in the city stood before this Council to complain about how they personally would be affected, how personal gardens would lose sunlight, how their parking space in the public street would be lost, how their views would be compromised. What has been missing, in my opinion, has been the conversation about what is lost by us all as a city when FAR is reduced.

What has been missing is a strong leader willing in these conversations who is willing to take the heat as past leaders have for making decisions that are good for neighborhoods and not neighbors. Leaders willing to tell people that yes, the private parking and public rights-of-way will likely disappear. Leaders willing to tell people to live adjacent to what was long ago dedicated as a high density and tall commercial corridor is in fact going to happen. Leaders willing to say what was good for our city 25 years from now as opposed to what is good for the neighbors today.

We absolutely cannot, in my opinion, lower the FAR allowances in this city. There's no reason, and with global warming fully upon us, it is absolutely irresponsible. The healthy city heart and corridors with high density is without a doubt the most important thing that we can give for future generations. Downgrading these densities result one-for-one with urban sprawl. Urban sprawl further compromises public infrastructure, public transportation, and further consumes natural resources.

And as you guys know for the first time, ever a cruise ship is going through the Northwest Passage this summer and that's just evidence I think that this global warming is truly happening as we speak. I think we as a city should continue to lead and do everything we can to perpetuate the work of the last 50 years.

Regardless of that ranting for a minute, we really are appreciative of everything that we've accomplished together on this process.

Hales: Ben, you might want to while you're here stop in my office and talk to Camille Trummer, because I'm not sure where you got the impression that we're lowering FARs in the comp plan. It's a longer conversation, but --

Kaiser: Sure -- we'll get into it.

Hales: You might wanna catch up on where the comp plan is --

Kaiser: Alright, will do.

Hales: -- and mixed use zoning project as well. It's certainly not my intention -- and I don't believe it's the rest of this Council's intention -- to back up on our density objectives and our Climate Action Plan.

Kaiser: Well, it's the bonuses that get you back up above --

Hales: Recommendations that haven't yet approved by the City Council are just that.

Fritz: So moving back to the subject at hand, I'm glad you raised the issue of Parks being unwilling to take on the easement here. Part of our concern is -- as you know, there are many reasons, but part of the concern is that we don't have the capacity to take on management of a new park in this area. So, my concern is will there be signage that will say who to call if there are issues and also to invite people in so that they do know it's a public space and not a private space?

Kaiser: There's quite a bit of signage already in place saying it's very public.

Fritz: And what about security and who would cover? Because the Parks rangers will not be.

Kaiser: We're taking care of security and maintenance.

Fritz: So on the sign it'll say if there's a concern, they should call a private security number?

Kaiser: It's the property manager's number.

Fritz: And they're available?

Kaiser: Yeah.

May 25, 2016

Fritz: Great, thank you.

Hales: Mr. Gabbert, anything you want to add?

Owen Gabbert: No, I just wanted to be present. Owen Gabbert, one of the developers. To help answer any of those questions, since I spent a fair amount of time going through the process. And you know, I think it's an interesting question, Commissioner Fritz, because we didn't -- we weren't looking for maintenance or security or anything, we were looking for a partner to take an easement. And that was the primary role we needed. I think it was probably incumbent on us to help articulate that, but it would have been great to get to a place where we could have had that conversation maybe at a level where someone could have made that approval. I can appreciate the reluctance, but I think a lot of those issues are alleviated by the structure of how we've done our development and how the grant is structured.

Fritz: We have a bit of a difference of opinion on that, but. Tell me, how is Catlin Gabel involved? Because their school is not located near here, right?

Gabbert: Sure. Why don't I give --

Hales: There's someone here --

Fritz: There's gonna be another panel?

Fish: Mayor, can I just state an objection? We're out of sequence, we just spent 10 minutes on a rant that has nothing do with this issue, and we've got about 20 people here who signed up peacefully ahead of time to deal with another matter. And frankly, if this is going to continue much farther, I'm going move that we continue --

Hales: We have one person from Catlin Gabel.

Fish: -- that we continue it and not vote for it if it continues much longer. Because I think it's disrespectful to the people that are actually ahead in the queue.

Gabbert: Thanks, Commissioner Fish. If you don't mind, if I could introduce Catlin and PLACE and give a quick overview and answer that question and then let them talk, because I think that's going to be the most compelling part of our presentation.

To answer your question briefly, Catlin has program called PLACE, which is an urban studies program. That program is open to students from around the city. So, they became involved after we approached numerous neighborhood organizations and non-profits about partnering. One thing that's great about non-profits is they are very mission-driven, and we have had a hard time finding a group whose mission fit with what we were trying to do around this public plaza with nature and neighborhoods. So, Catlin urban studies program through PLACE was a good fit and also had already engaged in this neighborhood. That is how we ended up with Catlin Gabel as our partner, and more specifically, PLACE. And you will hear a little more about that from Tim Bazemore and Tyler.

Hales: They should come on up, then, let's complete this. You're gonna come up as well? Why don't you guys yield. Good morning.

Tim Bazemore: Good morning, Mayor, Commissioners. I'm Tim Bazemore, the head of Catlin Gabel school and I appreciate the opportunity to be here with my friends Deena and Tyler this morning to share with you what I think is truly compelling about the opportunity to work with community partners in Northeast Portland here.

We are grateful to PBOT and to Metro and to One North development team for providing the opportunity to have access to this public space and also some adjacent office space. Early in this conversation, we decided that rather than have this be a Catlin Gabel outpost in northeast Portland, in fact, it ought to be a community-driven use in this particular space here. George Zaninovich, who you know from our PLACE program, spent nine months last year meeting with religious, civic, educational, and business leaders in the community in the neighborhood, listening carefully, asking questions, learning and

May 25, 2016

acknowledging perceptions of a school like Catlin Gabel school in certain parts of Portland itself.

What we heard is we need to respect the history of the community, we need to respect the good and impressive efforts already happening in terms of community development there, and there was an opportunity here to partner with friends and neighbors to create a hub for youth leadership training and empowerment on a collective basis. So rather than creating a Catlin Gabel school program, we've created a community coalition together as partners here with vision and a mission in this space call the CENTER, with is an acronym for Create Engage Notice Empower and Remember.

While Catlin Gabel itself is a recipient of the grant in this particular case, we actually occupy only one seat at the table with five community partners, iUrban Teen, KairosPDX charter school, Black United Fund, Urban League, and De La Salle North. We've created a low commitment, high impact group co-governance model here that's really intended to benefit young people, young adults and youth and teens from all over the city of Portland. We think this is the way we all should be working together in this city of ours that we all share and citizens and community friends. I'm going to stop there and hand it off to Deena Pierott from iUrban Teen and Tyler White from De La Salle North who can share with you what's actually happening there, which is the most exciting part.

Deena Pierott: Maybe and Commissioners, it's so nice to be here this morning. I'm very honored to actually talk about this collaborative that we have. I strongly believe in collective impact, and sometimes it's hard to make that happen in places where you're working with other nonprofits. But we're able to do that. Is it perfect right now? No, it's not, but we're heading in that direction.

iUrban Teen, as you know, is a STEM plus arts program with an intentional reach to youth of color. We're in four states and growing to a national model, however, we don't have space, which is really difficult for me. So when this opportunity came to me last year, when George shared what he was trying to do, it was perfect for us. Because now, our youth have a location where we can do our coding camps, our teen council meetings, our parents meetings. All of our GIS mapping training can be right there. We have a designated space where I'm not going out begging for space from different industries or schools. So, I am quite honored to have this.

The other nice part about it is we're still kind of going through our collective impact work with the other organizations, but just having them as my resource to help share our information with their networks -- and I theirs -- is priceless. I really commend them for creating this space.

Hales: Good morning.

Tyler White: Hi, Tyler White. I am a sophomore and De La Salle North Catholic High School, and I have the honor of running the I Love this Place bond which is dedicated to telling stories and narratives of gentrification, displacement, and community change from the people who experience them. We've interviewed everyone from youth poets to even the Mayor himself. So, it's been a very amazing experience and I've got to travel all over the city and get to examine and see the differences between people in response to where they live and the things they have gone through but then also see the similarities in that, too.

Also at the center, I am the youth coordinator and I also have the honor of working with a group of students from KairosPDX where we do a mutual mentorship program. We decided to try to get together and try to figure out some service project, and they identified the biggest problem in their community being love, which is actually a very interesting issue that five to eight-year-olds identify themselves. We decided to do some kind of an art project where we cut out little hearts and we put it on rocks and write a very nice letter to

May 25, 2016

all the different community participants in the area, whether that be businesses or homeowners themselves. And just this experience has been amazing. Actually, last night we just had a discussion with myself, a student from Catlin Gabel, and a student from Oregon Islamic Academy. It was a discussion that we organized, planned, and facilitated about the n-word, and we had over five schools there and almost 50 people. We had the ability to utilize the courtyard with doing some kind of an interactive piece where we ask people questions in regards to the n-word and have them step to the line if they could understand it. So, the space and the opportunity that I've garnered from being part of this coalition and having the opportunity to know a lot of these people has been amazing. It's extending out to more high schoolers and more youth in general and just focused on the different kids who come from these coalitions, the coalition members and the organizations they are a part of. Truly, truly thank you guys.

Hales: Thanks for your leadership. Thank you very much. Thank you all.

Fritz: Thanks for taking the time to come today, that was very compelling.

Hales: Excellent work. Anyone else want to speak on this item? Come on up.

Shedrick J. Wilkins: I'll make it fast. I tend to agree with Commissioner Fish. In the future, there'll be cuts to state education funding one way or the other and these programs will try to save Portland money. I'm more afraid of things like pollution, transportation issues, rather than whether we have increasing budgets for schools because they will be cut.

Hales: Thank you.

Fritz: Would you put your name in the record, please?

Hales: He did.

Fritz: He did already?

Fritz: I missed your name, sorry.

Wilkins: Oh, Mr. Shedrick.

Hales: Yes, Shedrick. OK. Anyone else? Let's take a vote, please.

Item 560 Roll.

Fish: I'm sorry our colleague Commissioner Novick's not here to take a bow and to offer his praise for this unique partnership. He's on I think a well-deserved vacation after the election. I want to thank everyone that's taken the time to come testify, and particularly young man from De La Salle. I don't remember being that poised and that self-confident as a sophomore in high school. Congratulations -- and for your involvement. If you could let us know, is your blog accessible? Can we all find it? OK. Well, I'm sure we'll all look at it later. This seems like a wonderful idea and I regret that as part of the presentation to Council we got sidetracked with stuff about the comp plan and leadership and the bureaus and other things. Those are good conversations, maybe a little of a non sequitur, maybe a little unfair to the people who were called out since we're not going to have an opportunity to respond. I think in the future with invited testimony, we have to be clear about guidelines. Anyway. Congratulations to everyone who made the day possible. Aye.

Saltzman: I want to commend everyone who's had something to do with One North. It's a very exciting, cutting-edge environmentally conscious project. It's just amazing. I've met with Mr. Kaiser before about it and learned about -- I think you're using cross laminated timber, which is one of the new building materials that not only sequesters carbon, as was mentioned, but is a domestic Oregon resource. It's great to be able to support Oregonians working. I think the partnership with Catlin Gabel and De La Salle and KairosPDX and everyone else is just fantastic. Congratulations. Aye.

Fritz: Thank you to all the partners on this and for coming in to tell us about it. Thanks to Metro for providing the nature in the neighborhoods grants and Mary Rose Navarro for your management of that program. Thank you for the taxpayers who are supporting those funding. I'm very excited that this is Bureau of Transportation easement rather than a

May 25, 2016

Parks easement. This is exactly the kind of thing I think we should be looking at the right-of-way and public easements to provide things that recognize that pedestrians and people who use wheelchairs and others are also entitled to spaces that are multifunctional. So I think it's terrific that it's a PBOT easement and that the developer will be maintaining and monitoring the space. Congratulations to all the partners. Aye.

Hales: I had a chance to walk this project earlier in its development, and it really is a visionary piece of work. I appreciate all the partners coming together to make it happen. Thank you very much. Aye.

Item 552.

Hales: Well, I'm very pleased to have this proclamation before us and invite –Anny Hsiao and others who want to speak about this will come forward. I'll read the proclamation and then we'll hear from you and other community leaders that are here to talk about this today.

This says whereas, America has been continually renewed and enriched by the many different people who choose to come here and become our fellow citizens and each bring as part of his or her own heritage which over time becomes part of our common heritage, generations of Asian Americans have helped make America what it is today; and whereas, there are more than 500,000 Taiwanese Americans in the United States, with a significant Taiwanese American population in Portland; and whereas, on August 14th, 1945, the people of the United States received word of the end of World War II; and whereas, Taiwanese Americans have made enormous contributions to diversity and prosperity of American society, consistently contributing to promotion of democracy and security of their homeland; and whereas, Taiwanese Americans have succeeded as successful and notable artists, Nobel Laureate scientists, researchers, human rights activists, and business leaders; and whereas, Taiwanese Americans can be proud of their roots and vital role in the continued growth of our nation; and whereas, 2014 marked the 35th anniversary of the enactment and the law of the Taiwan Relations Act, which is the cornerstone of U.S.-Taiwanese relations; whereas, the United States provides safety and security guarantees to Taiwan for the preservation of its democracy; and whereas, due to American support, Taiwan's voice is heard while it strives for participation in international organizations such as the World Health Organization and United Nations; and whereas, this week recognizes the longstanding friendship between the United States and Taiwan. During this special week, Taiwanese Americans are able to embrace America's diversity and celebrate the spirit of community that brings us together as one nation; now, therefore, I, Charlie Hales, Mayor of the city of Portland, the city of roses, do hereby May 8th to May 15th to be Taiwanese American Heritage Week in Portland, and encourage residents to observe this week. Let's hear it for the partnership between the United States and Taiwan. [applause]

Of course, here in Portland we have an amazing sister city relationship with Kaohsiung, and many of us have had a chance to visit Kaohsiung and welcome delegations here every year for the Rose Festival. A big delegation will be coming soon. So, it's a longstanding friendship. Welcome, good morning.

*****: Good morning. Thank you, Commissioners and Mayor for proclaiming this year Taiwanese American Heritage Week, which just happened. We had a very exciting event -

Hales: Just put your name in the record.

Anny Hsiao: Yes. My name is Anny Hsiao. Again, we had a really, wonderful celebration at the Portland Center for the Performing Arts. It was a sold out show on a Tuesday, so hopefully next year we'll be able to invite all of you as special VIP guests to enjoy the show.

May 25, 2016

I wanted to echo what you said -- that it's been a long-standing relationship between Taiwan and the United States especially Portland and the Kaohsiung Sister City Association. Also, Taiwan is sister state to the state of Oregon so it's really truly an honor for the City of Portland to proclaim this special week for us Taiwanese Americans here in Portland.

I've been here in Portland since 1996, I went through the Portland Public School system, so to me it's really an integration of both of my cultures right now. Currently, I serve as the chapter president for Formosan Association for Public Affairs, which is a nationwide nonprofit grassroots organization with over 50 chapters. What we do is we advocate for democracy and self-determination for the people of Taiwan in D.C. and all over the country. This week is really a special week because we just had the inauguration of the new president, Dr. Tsai Ing-wen in Taiwan that just happened. We hope to continue this relationship between Portland and Kaohsiung, Oregon and Taiwan, and to continue to be a visible group of community members here in Portland. Thank you.

Hales: Thank you. Welcome.

*****: Thank you. My name is Jeffrey Chang [spelling?]. Very honored to be here, Mayor and Commissioners for City of Portland. I've been in Portland since 2000. I have lived, worked, and played here for the last 16 years and I'm very honored to be here. I want to show my gratitude and appreciation for the recognition for Taiwan and the sister state and sister city relationship.

As the Mayor had mentioned before, there are 500,000 Taiwanese Americans here in the United States and there's thousands of us here in the city of Portland. The city of Portland is known as a unique city, it's known as an innovation hub, and there's a great relationship between the Taiwanese Americans and those in the state of Taiwan and also in Oregon, in Portland. If you think about the industries that thrive in this region, high tech and also sportswear companies like Nike, Adidas, Columbia Sportswear, companies like Intel -- they all have a great relationship with Taiwan and Taiwanese American talents. Being a Taiwanese American myself and being here for 16 years, I want to show my gratitude and appreciation for the longstanding relationship and the recognition by the Mayor and Commissioners today. Thank you.

Hales: Thank you, thank you both very much. We appreciate you being here we'd love to take a photo if you'd like. [photo taken] Thank you so much. Alright, let's move on to the next part of our regular agenda, item 553.

Item 553.

Hales: Ms. Moody.

Christine Moody, Chief Procurement Officer, Office of Management and Finance:

Good morning, Mayor, Commissioners. Christine Moody, Procurement Services. You have before you the procurement report recommending a contract award to Brown Contracting. The engineer's estimate on this project was \$1,995,963. On March 1st, 2016, two bids were received. The low bidder was found nonresponsive to the DBE goal, therefore Brown contracting as the second low bidder is the awarded contractor at \$2,499,143.46.

The Portland Bureau of Transportation participated in Oregon Department of Transportation's local public agency certification program for the delivery of federal aid projects. Part of this certification is that ODOT administers the disadvantaged business enterprise program and establishes the DBE goal. This project was determined by ODOT to have a 7 percent DBE goal, and Brown Contracting was determined by ODOT to be responsive. I will turn this back over to any Council if there are any questions, and Rich Newlands from PBOT is here to answer any technical questions.

Fish: Christine, the one question which I guess you're expecting us to raise is the initial estimate, which was a moderate level estimate in terms of confidence, was just under two

May 25, 2016

million. The winning bid is 25 percent over that. Anything we've learned in terms of the estimating or the market or any other aspect of this? Because that's a pretty substantial --

Moody: I'll have Rich come up and address that.

Fish: Pretty substantial gap.

Saltzman: And why only two respondents, I guess.

Rich Newlands, Portland Bureau of Transportation: Rich Newlands, Portland Bureau of Transportation. We can only speculate that it's a matter of what the state of the market right now that our bid estimates are not keeping up with the market, and the fact that there was only two bidders reflects the tight market that we've been experiencing lately.

Fish: I saw the head of the Columbia Pacific Building Trades nodding while you were saying that, but are we confident that we've done sufficient outreach to get all the potential contractors bidding on this?

Newlands: I believe we have, yes.

Moody: And actually Commissioner, looking at the information I have in front of me, the original estimate was from October 20th, 2015. They updated the estimate just right before bid. So it is -- what Rich was saying it's just the ever-changing market here.

Fish: Thank you.

Hales: Thank you both. Anyone else want to speak on this item? If not, then a motion please --

Fish: So moved.

Fritz: Second.

Hales: Further discussion? Roll call, please.

Item 553 Roll.

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

Hales: Well, it's not a formal conflict of interest but I live on the 20s bikeways and I'm gonna ride the heck out of it. So, I'm really glad this project is getting constructed. Aye. Thank you. OK, I believe we should take 554 and 557 together, is that right?

Fish: Thank you, Mayor.

Item 554.

Item 557.

Hales: Commissioner Fish.

Fish: Thank you, Mayor and colleagues. Today, we are poised to take another big step forward in preparing our water system for the big one. The Washington Park reservoir project has been before Council on numerous occasions in the past as part of our discussion of our federal LT2 obligations, in the context of land use decisions, and in connection with the Water Bureau's budget and current rate proposal. Most recently, we held a work session last fall to update you on the design, and today we ask you to consider the final Council actions necessary before construction begins this summer.

There are two items before you today. First, a report asking the Council to accept the guaranteed minimum price for construction and to award the contract. And second, an ordinance to authorize one percent of construction costs in support of a community benefits plan. Here to present on these two items are Christine Moody, our Chief Procurement Officer; Mike Stuhr, the Director of Water Bureau; and Teresa Elliott, the distinguished chief engineer of the Water Bureau. Who do I turn to first? Christine, welcome.

Christine Moody, Chief Procurement Officer, Office of Management and Finance: Christine Moody, Procurement Services. As the Commissioner stated, the action before you today is acceptance of the guaranteed maximum price of \$152,181,850 and the award of a contract to Hoffman Construction Company. With me are Mike Stuhr, Water Bureau Director and Teresa Elliott, Chief Engineer. We will talk about the technical aspects of the

May 25, 2016

project, the procurement process, equity contracting goals, and the one percent community benefits.

Michael Stuhr, Director, Portland Water Bureau: I thought first I might go through a little bit of history on the project --

Fish: Introduce yourself?

Stuhr: Excuse me. Mike Stuhr, Water Bureau. I thought we might go through the history of the project and kind of refresh our memories from the September presentation last year.

This project is extremely important to the city, particularly the west side of the city. It serves more than 360,000 people, 20 percent of the retail customers of the City of the Portland, and a whole bunch of our wholesale customers. We are expected to start construction on July 1 -- that's a regulatory date in the LT2 agreements we have made with our regulators.

Where the project sits -- up on top of the hill there -- it's a critical point in our city's infrastructure. You can see it above the city and it provides the water for the downtown.

For background, this project has been a long time in the making, beginning in 2008. We came and briefed you September of last year in 2015 and went through the project in detail at that point when it was at 90 percent design. We're here before you today with the community benefits plan and the guaranteed maximum price from our contractor.

The project is key for seismic resilience. We need to be able to provide water to the city in the event of a seismic event. And from the picture I showed you, you'll recall that the Portland hills fault there -- is not just the cascade subduction zone earthquake that we're concerned with, but also the Portland hills fault which is a magnitude six capable fault. It's the hub for water on the west side of the city. It serves three hospital complexes in the downtown core. The downtown core of the city generates about \$8 billion annually in revenue, and it's also a historical landmark. The area served by Washington Park you can see in the slide above. That includes the Good Samaritan hospital, the OHSU hospital complex, and the VA hospital complex.

In getting this project done, we went through more than three years of outreach, worked extensively with community up in the vicinity of Washington Park. We partnered with a citizen committee that helped us design the aboveground features of the project, held many tours and meetings and nine large meetings with a community sounding board that we convened to help us guide the project.

The site challenges, as we discussed last September, are large. It's in an ancient landslide. Weak soils on top of bedrock, which is typical for the area. The space is limited. So, that gave us a design challenge. We looked at many options in designing this project, other places that we might put it. We're restricted by elevation. We have a gravity-fed system, and elevation is key. And our conclusion after looking at the options that it was best left here.

The challenge you can see is the landslide and the earthquake that you know about. We've done an extensive amount of work to pin down our site conditions. We've done over 46 borings in the immediately vicinity of Reservoir 3 and 4. For a typical tank, you might do six or seven. We've done big test pits. We do what we call pull-out tests. We'll show you a picture of pilings, but a pull-out test is you drive a pile and then you put a big jack on it and try and your try to yank it out of the ground. The reason is in a seismic event, you get compression and tension and you want to make sure we're getting automatic soil force we need to get to hold the tank down, essentially.

Reservoir 3 has specific challenges. I think I explained this the last time we talked about it, that we're basically building two projects. We're building a very simple tank -- a big fat concrete box with lots of steel and rebar, and then we building a fort around it, a

May 25, 2016

second building almost to deal with the landslide and the seismic events. Now I'm going to turn it over to Teresa to talk more about some of the technical aspects.

Teresa Elliot, Portland Water Bureau: I'm Teresa Elliot, Portland Water Bureau Chief Engineer. I'm going to actually cover the next couple slides fairly quickly since we have covered them in the past.

In Reservoir 4, we're going to be restoring some of the original ground to help stabilize the landslide and then use some of the basin of Reservoir 4 for our on-site drainage and overflow for the reservoir that is being built.

Hales: That slide has an exaggerated vertical scale? I hope so. It looks a little bit like Glen Canyon there.

Elliot: In Reservoir 3, there is a number of retaining walls that Mike mentioned and support systems that need to be installed before we could start building the reservoir. And then we also need to build a flat work space on the eastside of the existing tank for the equipment to go back and forth. Reservoir 3 has been designed using the current building code and seismic codes and will increase the bureau's ability to continue serving water for years to come.

This is just another view of the different retaining wall systems that are being put in. The area that's in green is the buffer that's being put in between the existing landslide and the water reservoir and the blue area in the middle is where the new reservoir will be sitting at.

Mike mentioned that the -- where it's a box within a box. This is what the original reservoir was envisioned to look like, and this is what the reservoir looks like with the additional box around it to protect it, so there's --

Fish: I've used the word fortress because I think what we're really doing is building a fortress around the reservoir in order to protect it, and this slide tells you how much work has to be done to actually fortify it.

Elliott: Right. So, at the 90 percent, we told you that it was 170 million. At that time, I was expecting my construction contract to come in and 140 plus or minus some, and I had a low to moderate confidence level. We are now at 100 percent design and have a negotiated construction contract of 152 million, and so I have adjusted my numbers and included the community benefits plan that we're also going to talk to you about. My revised overall project budget is 190 million.

Stuhr: In the September event, we said we were going to be plus or minus 20 percent when we presented the \$170 million number. What we're at right now is 11 percent above the 170.

Elliott: Thanks, Mike. Some of the reasons for the cost change are because we are now at 100 percent and we have refined our design, gotten into more details that weren't fleshed out at 90 percent, and we're seeing changes in our construction market. So, we've had to adjust prices for the labor and materials escalation going out to 2024. And then we've added some contingency to it to make sure we don't have to come back to you.

Project schedule. We have a couple of compliance dates coming up -- actually three compliance dates that are coming up. We told EPA we would be in construction by July 1 of this year and that we would have Reservoir 3 completed in December of 2019 and Reservoir 4 completed and disconnected in 2020. We are currently on schedule to meet that. And then the overall project schedule is to be completed in fiscal year 24. Christine?

Moody: OK. I'm going just kind of go through the procurement process. As Mike and Teresa have mentioned, this has been a three-year plus time frame for us. In December of 2012, City Council approved the use of the alternative procurement method construction manager/general contractor. The RFP was issued in October of 2013 and in November of 2013, three proposals were received. There was a selection committee of five members

May 25, 2016

from Portland Water Bureau and a minority evaluator, and the selection committee selected Hoffman Construction Company as the highest scoring proposer.

In April of 2014, the City entered into a preconstruction services contract for \$1,359,980. For this early work, Hoffman has already identified F.M. Burch and Associates, DBE contractor; O'Neill Electric, MBE contractor; PLI Systems, MBE contractor; Starr Construction services, WBE; and I.Q. Traffic Services, which is a WBE. So, they are at 26.68 percent of the total contract for the DMW businesses.

As Council knows, the Water Bureau has had two pilot projects where the CBA community benefits agreement was on those two projects, and the subcontracting goal on those two projects was 22 percent of the hard construction costs with 12 percent disadvantaged, minority, and women percentages. In this current project in our community benefits plan, we had the same 22 percent of hard construction costs, but the 12 percent is disaggregated. All of the goal is disaggregated -- 12 percent minority, 5 percent women, and 5 percent emerging small business.

The workforce diversity goals for apprenticeship level workers and journey level workers. There's a 31 percent apprenticeship requirement and 22 percent minority and 9 percent women. There's also a journey level goal for 28 percent, which is 22 percent minority and 6 percent women. Hoffman will also be required to meet the City's 20 percent apprenticeship requirement. The difference in this is we are disaggregating the percentages for subcontracting, as well as having goals for apprentice level workers and journey level workers.

Elliot: In addition to the report to Council before you, we also have the ordinance for authorizing us to do 1 percent for community benefits fund. This would authorize us to spend the 1 percent of the reimbursable construction costs on things like technical assistance, workforce services, support for minority and women subcontractors, and individual workers on the project. The Water Bureau will manage the funds directly and oversee how and where the funds will be spent.

We're forming a compliance review committee that will review the performance in meeting the community benefits plan and advise the bureau on how to spend the 1 percent. The committee is expected to have members from the Water Bureau, Procurement, contractor, MAWE, building trades, one of the building -- one of the pre apprenticeship training groups, and then hopefully another minority contracting group.

Stuhr: So, I wanted to talk for a minute about the community benefits plan itself and how we got it, because I know we've had a report released on CBAs, which were the pilot projects that we ran.

We think that we have answered in a very good way the criticisms that we heard in the analysis of the community benefits agreement. One of the principal ones was a potential for conflict of interest. In our community benefits plan, we're going to have the players on the compliance review committee sign conflict of interest statements, so that should take care of that. To further ease concerns about conflicts of interest, the actual disbursements of funds will be done by a committee of City staff individuals. So, the compliance review committee's job is to monitor compliance, make recommendations and so on, but the actual choice to disperse City funds is going to be made by City employees.

Behind me, we have -- I lost track -- six or seven folks who worked for weeks, eight weeks actually, on developing this community benefits plan. They included Matt Malmshamer, Kelly Haines, Willy Myers, Mike Burch, Maurice Rahming, Andrew McGough. We began this process in January. Commissioner Fish met with the group and charged us with getting together and developing a community benefits plan. There's a lot of people to thank for that besides the folks I named, but I'd also like to thank

May 25, 2016

Commissioner Fritz and the Parks Bureau. We grabbed their community benefits plan and used that as the basis for our document. So anything that's wrong with our plan is not Commissioner Fritz's fault or the fault of the Parks Bureau, it's all our own.

We met for two months every Friday for at least two hours with a group of folks I named. It was not easy. It was difficult. There are probably things that each one of us don't particularly care for about this agreement, but we made reasonable accommodations to end up with a community benefits plan I think we can all live with and that will deliver I believe \$1.1 million dollars' worth of benefits to our community. So, thanks good tone Matt, Kelly, Willy, Mike Burch, Maurice, and Andrew for coming in. Not everybody made every meeting but almost everybody made every meeting.

On the City, side our team included Christine, myself, Teresa Elliott, Molly Washington whom I think is back there from the City Attorney's Office, Tracy Reeve from the City Attorney's Office. So, we all sat down in our big conference room and we worked our way through this agreement, answering each other's questions, explaining, and arriving at the accommodations that we arrived at. I'd also like to thank one other person who's still here I think, Kathryn Beaumont sitting over there on the side is our land use attorney, and that's very important to this project also.

Barring that, I think that concludes our presentations. We can answer your questions and then I'd like to let our partners in negotiating the community benefits plan come up. They each have I think something they would like to say.

Hales: Sure.

Saltzman: Any members of the community review committee or whatever it's called --

Stuhr: Compliance review committee.

Saltzman: Are any of them being paid for their participation on this committee?

Stuhr: No, no paid. And I think we've got almost all the committee members nailed down already.

Hales: So maybe just sort of for general information purposes -- there's two items before us, one is the construction contract and the other is the community benefits plan.

Back to the construction project itself. It's gotten a little larger in deposit. It's now a \$190 million project. The plan shows that it is requiring -- maybe heroic is a little bit over the top, but heroic measures to build a reservoir on this site. Again, I know you looked at alternatives in terms of elevation but comes a point in the project where you could reconsider. Are any other legitimate options that might cost anything less and work as well?

Elliott: We don't believe so. We checked other sites several times in the last 20 years, and all of them had very similar problems fraught with the same issues. This morning, I actually got a report from one of my staff people and they said that even in 1904, American Society of Civil Engineers evaluated this site, too, and they said that there are other ravines in the area that have similar characteristics, but none of them are more accessible or apparently more favorable as a reservoir site. And we still think that holds true today. It still works for us for the distance where the infrastructure is at and where the elevation of the reservoirs are. We would end up having to do the same kinds of protection of those sites and ravines. I have non-assessed costs, but I think the costs would be as laughs as much because we'd have to move our infrastructure to those locations.

Stuhr: Part of the challenge here -- well, there's a couple. One is we have to have the elevation we have because it's a gravity system and the only way around that is pumps, which jacks up the price of water from now until forever. So, we don't want to do that. We're stuck with the elevation. If you look out across that hillside, it's all high value land. Because we're located on a hillside and it's seismic zone, much of what you see in our pretty little pictures is going to be required no matter where you put it. And then you have

May 25, 2016

the problem of big pipes coming in and out that would all have to be moved and joined up somewhere else. So, you're going to be putting in miles of large diameter pipe. We just think this is the best option and we should proceed.

Hales: Thank you. Other questions at this point?

Fish: Mayor, I have one invited panel. We'll move this along. Thank you. If you could stick around to answer any questions that come up.

I'd like to invite Maurice Rahming, President of O'Neill Electric; Andrew McGough, Executive Director of Worksystems Inc; Kelly Haines, senior project manager of Worksystems; and Willy Meyers, Executive Secretary Treasure of the Columbia Pacific Building and Construction Trades Council. If the four of you would please come forward. I want to thank you for not only scheduling time to be here today but for your participation in this process. I think Mike Stuhr said it best when he said in that good faith, the various sides sat down at the table with the goal of promoting opportunity and advancing our MWESB goals. In fact, one thing I think we can collectively be proud of is we've set very aggressive goals in this community benefits program, but also we had the benefit of some experience on the pilot and we had the benefit of at least one independent review that sent some red flags. Collectively, we tried to improve on what is a bedrock principle of this counsel about promoting opportunity through these projects. Thank you for your service. Willy, why don't you kick it off?

Willy Myers: Sure. My name is Willy Myers, I'm the Executive Secretary Treasure of the Columbia Pacific Building and Construction Trades Council. Thank you, Mayor Hales and Commissioners, for allowing us to speak to you today. It was definitely a challenging process that we sat down with the Water Bureau staff to discuss this. I think we came up with a good policy in the plan itself with some pretty aggressive and good numbers for workforce diversity, with contracting diversity being an important component. DBE contracting goals are important. Workforce diversity is crucial to reaching out to a larger community in a much broader community with the benefit of public employment on the public projects to the underserved population of our great city.

Working with partners in our city with a track record of success to set the benchmarks in our plans, and employ only contractors who draw from the most diverse pool of qualified workers to provide construction services to our city is important. I think the method or the plan for delivery might be absent from the plan, and so I think maybe we need another level or type of an agreement to figure out how to bring that delivery -- not necessarily with the City, but the responsible parties that are actually responsible for the delivery of that to figure out a way to accomplish that.

Fish: Thank you. Andrew McGough?

Andrew McGough: Thanks, Commissioner, members of the Council. My name is Andrew McGough, I'm the executive director of Worksystems. I'm also actually a member of the equitable contracting and purchasing commission as well as a member of the Metropolitan Alliance for Workforce Equity otherwise known as MAWE. I actually was one of those guys who was only able to attend one meeting, the first meeting, but I do think it really was -- I think the expectations were set out front and it was clear that we were all there and genuinely interested in trying to figure out how to move the needle on some pretty complicated and challenging issues. I think that's really where I wind up in all of this. I think there's a big interest, but the challenge is really how do we do that.

From a workforce perspective, you know, I think we do need to get to a place where we systematize how we approach these projects and I do think we need to think more broadly than the City. It's great that you guys have some projects, but so does Metro, so does Washington County, so do others in the region. Because we need to solve and we need to address the issues today but ultimately from a workforce perspective, it's about

May 25, 2016

how do we create a continuum to build a pipeline to make sure that we have the diverse workforce of the future and that they have those critical opportunities to go from project to project? Because that's really how you transition from an apprentice to a journey level worker -- you have to have opportunity to work and it's the same on the contracting side to go from a contracting to a prime contractor and owner requires an extended period of time at work. And I would just encourage that we think not only about the immediate projects in front of us, but also understand that we need to be in this for the long haul. This is going to take time. These projects -- or these issues didn't emerge overnight and it's going to take some significant time for us to address the issues and make sure that the workforce does adequately reflect the community and our values in making sure people have the opportunities for these great jobs.

I guess the only other thing I would say as it relates specifically to this plan -- as the director of Worksystems, which is the workforce development board for the City, Multnomah and Washington counties, we bring a lot of capacity to the table. We're a partner in these efforts and I really hope the City begins to view us as that and not necessarily just sort of another one-off organization who's out there and thinks about this occasional. Last year, we trained more than a thousand people, most of them low income, highly diverse populations. We have a partnership with you right now with 700 low income people called the Economic Opportunity Program where we want to make sure that those people have connections to these kinds of jobs. And we're making investments to get them ready to be successful in a pre-apprenticeship program or an apprenticeship, and making sure that those are connected I think is essential to moving forward on these plans and agreements or whatever we wind up calling them.

So, thanks very much. And I do thank you, Commissioner Fish, because I do think you set the vision that we need to continue to stay at the table to think about this and to continue to have the dialogue that we're going need to really address a really challenging situation but also one that offers a tremendous opportunity to the community. So, thank you.

Fish: For the record, we view you as a full partner and as a great resource.

McGough: Thank you.

Fish: Obviously, we need deepen that relationship. And the oversight function about this particular plan, which is a further refinement of an ongoing experiment, is going require all of us at the table to get it right.

McGough: Thanks very much.

Fish: Thank you. Maurice Rahming is the president of O'Neill Electric. Welcome.

Hales: Have Kelly go first, is that what you want?

Fish: Maurice has just waived his time in the interest of time. Thank you, Maurice.

Hales: There's a button on the base of it there.

Fish: Kelly Haines is the senior project manager of Worksystems, Inc.

Kelly Haines: Can you hear me?

Hales: Yes.

Haines: Thanks. My name's Kelly Haines, I'm at Worksystems. I also staff the Metropolitan Alliance for Workforce Equity, which is a broad coalition that was formed in 2011 made up of community, labor, training, and equity partners. Thank you for having us today and thank you to the City staff, the Portland Water Bureau staff, the attorney and Procurement staff in working with us over the last two months. It was truly a positive and productive process to get to meet regularly to talk about the community benefits plan on the Washington Park reservoir improvement project. I think the overall experience built trust and goodwill -- [microphone feedback] -- can you hear me OK?

Hales: Yeah, it's just a little fluky. Go ahead.

May 25, 2016

Haines: OK -- and we are interested in continuing to partner with the City along those lines to develop a meaningful template that includes all necessary components in the future, and we are happy to work toward that end. So, the process was very positive. I think we still have concerns about the ability of the community benefits plan to achieve the stated equity and diversity goals because we see it as still lacking key mechanisms and delivery tools for success. And namely, as a signatory component with all responsible parties, we saw ongoing throughout something we need to do continue to bring up and push in order to make it successful. And we believe without that key mechanism, the policy may struggle to deliver real impact for the community. But we do applaud the Water Bureau and staff for engaging and improving the plan as much as they saw was possible with their perceived constraints. But without a plan for delivery, we see that it could run into some challenges in the future. And we believe building on the successes of the CBA pilots is going to be critical both on this project and on future projects.

Overall, we think the experience was a positive one and we think it's important that we continue to refine it with the lessons learned from the CBA pilots. But for this CBP, I think we worked as hard as we all could to get as far as we could and from MAWE's perspective, it was a really good experience and we also want to continue to work with you to course correct over the life of this project. So, thank you again for the opportunity to provide input and recommendations and we do look forward to continued work together.

Fish: Thanks very much, Kelly. Maurice, welcome.

Maurice Rahming: Thank you. I'd also like to thank City staff who really tried to work and make sure that our needs are heard. But again, we feel like this is a good first step but it's just that, it's a first step. We need ongoing policies and ongoing things to make sure inclusions for women and minorities in the workforce is actually upheld. So, I think there are several things that we could continue to expand on as we look at other projects.

I think the CBA -- I think some of the things that we weren't able to get there with the CBP I think mainly because of time restrictions, but again, I thought that City staff did a great job trying to implement as much of it as possible but I do feel like we need to have a continued dialogue to actually weed out some of those things that could improve the utilization of women and minorities not only in the workforce but in contracting that we know have a proven track record of success in making sure that we have that collaboration between all the partners to make sure that they're participating in a meaningful way, whether it's signing on to agreements so that they have buy-in and involvement, and that all programs and all groups have at least a seat at the table to actually have some meaningful impact. Thank you for your time. Again, I'd like to thank City staff for actually inviting us.

One thing I would say is I would like to see on the advisory committee a representative from the ECPC. They were lacking there, and I would like for you guys to amend that so they have a voice at that table as well as far as the committee that was established for the community benefits plan.

Hales: Let me get you to elaborate a little bit because you've all been pretty clear about the concern about the lack of the delivery mechanism or implementation for the goals in the plan. I met last week with the ECPC, and ECPC's working with the Office of Equity and Human Rights on some of these issues in terms of regional efforts. What would you say -- how do we close that gap, that delivery or implementation gap that we -- using that term corporately -- you know, the role of the ECPC, the role of the bureaus and purchasing office -- in moving forward on projects. How would you suggest that we close that delivery gap?

Myers: I'll touch on the first -- Willy Myers again. I think with the oversight committee or with the compliance committee, if they have access to the data for the project that they

May 25, 2016

need to identify whether or not we're achieving the goals set forth in the plan, and to have the ability to course-correct is one of the biggest pieces. Having meaningful oversight of our achievements on the project as well as having the parties that are responsible for the delivery of what we're -- of the goals we set forth in the plan have some sort of signatory relationship with either of the City or the general contractor to ensure that they're taking responsibility for and agreeing to comply or attempt to comply with the plan that we've set forward.

Fish: Willy, let me engage for a second. One of the refinements here is that the LMCOOC, the labor management committee oversight committee that was tasked with essentially having a unique level of independence in overseeing the contracting and the expenditures is being replaced by the bureau reestablishing its historic role of being in charge of that process and ultimately accountable. So, what we're talking about is -- just to be clear, we agree collectively that someone has to be accountable. And we've established even more aggressive goals in this contract. The difference is the accountability falls squarely on the shoulders of Mike Stuhr, Christine Moody, and the City folks, not on the LMCOOC -- which, by the way, based on the report we got recently, there's a lot of issues that get raised by creating such an entity including are they public officials, what're the governing laws, can you actually do that kind of contracting? So, I want to be absolutely clear. The commitment to accountability and achieving our goals is there and we have all made that commitment. The oversight body, the CRC, will be monitoring, will be getting data, will be helping us do - - as you say -- course corrections.

The other piece I want to put on the table is the Council is going to get a report this summer, I think -- hopefully this summer -- on the final numbers and outcomes under the CBA on the two first pilot projects. We'll be able to assess on those projects, did it make a difference? If so, where? What are some additional lessons learned? And it is our collective intent to continue this conversation, because it's still a pilot and we're still refining it. In the next CBP in the next big project, we'll incorporate some of our new and up-to-date thinking. I just want to be clear because the Mayor is raising an important question -- the accountability piece here is squarely on the shoulders of City leadership, as I believe -- where it should be. You both as members of the CRC and the community members have a right to hold the bureau accountable for reaching those goals.

Rahming: One thing I'd say on that is the LMCOOC did more than just the 1 percent on those funds. I do agree that should fall squarely on the City. What the LMCOOC did that was critical for its success is it had community partners be able to feed to the pre-apprenticeship programs then were able to move people into construction jobs. I think that's a critical component in being able to understand and being able to see those monthly reports that showed whether a contractor was failing to utilize minorities and women as far as on the workforce. We were able to then help that contractor meet those goals by supplying them with that diverse workforce, mostly on the subcontracting level. But I think the LMCOOC played a critical role in making sure that we exceeded those goals. And goals are great, but if you don't have a plan to achieve them and you don't have the right players in the room -- so what the LMCOOC was able to do was align those industry experts, align those community folks to be able to get a large, diverse group of people to enter into these programs and actually be successful at it.

Fritz: That's a good point. And I know we're going to have another hearing on that whole process so I don't want to get too off track on this one.

I wanted to follow up with Commissioner Fish on Mr. Rahming's request to have somebody from the Equitable Contracting and Purchasing Commission on the committee. Would that be acceptable?

Fish: I would hope that's the intent, but certainly that's a good suggestion.

May 25, 2016

Fritz: Thank you. I think it would help both ways for the commission to know what we're doing here. And it is an iterative process. As Commissioner Fish says, we all have the same goals and we want to figure out together how to work on them. So, thank you very much for your time.

Hales: Other questions for the panel? Thank you all.

Fish: Mayor, that concludes the presentation of the invited panel.

Hales: OK, we'll take public testimony. Thank you all very much, we appreciate you working together and working with City staff on this.

So again, there are two items on the calendar. People are free to come up and testify on one or both. One is the construction contract and the other is the plan just described. I don't know who you have signed up, Karla?

Moore-Love: We have two people signed up, Charles Johnson and Dee White.

Hales: Come on up.

Dee White: I'm Dee White, I live at 3836 SE 49th. Mayor Hales, Commissioners, Mr. Miller and Mr. Rust -- who I don't think are in here -- I'm adamantly opposed to moving forward with the Washington Park Reservoir demolition contract awarded to Hoffman Construction. This demolition decision is in litigation, as Council is aware of. This is an offensive bullying tactic by our lame duck mayor and our unethical, dishonest Commissioners on behalf of their crony contractors and most importantly the City's own profit center, the Water Bureau.

These crony contractors, politicians, and well-heeled City employees are not simply going walk away from this much money no matter the cost to ratepayers in terms of their physical health or financial security. It's all about money, winning, and vindication, not health, not safety, not leadership, not good governance. The retail ratepayers -- not the wholesale ratepayers such as Hillsboro -- the retail ratepayers that would be water users large like the Hilton and small like myself are looking at being held responsible for paying \$152 million -- now I hear it's 190 -- for a likely future boondoggle in Portland's crown jewel area, and we are as mad as hell about it, not to mention been fearful for the public health and safety of ourselves and our children. We're looking at shredded streets, including Burnside and all the streets of Washington Park, dirty diesel truck pollution from 30,000 dump trucks, six years of road closures, vibrations, shaking, noise pollution, not to mention destroying the function of working reservoirs based on false and unsupportable findings by our Mayor and City Councilors.

Currently, the Water Bureau is a \$610 million in debt. Add another 152 million, plus millions almost certainly guaranteed in overruns, and we're looking at least at \$762 million in debt and even more in debt service that the ratepayers will be responsible for once this contract is issued. Rate increases in perpetuity will be the legacy to our children from this 15-year debacle of unnecessary infrastructure construction and pet projects, courtesy of our Mayor, our City Council, and our Water Bureau. Citizens are challenging in the courts this stupid, irrational decision to demolish our open reservoirs. It is reckless and irresponsible for OMF to be putting forth this enormous contract at this time. Please do not continue this process until it is settled in the courts. It's what the citizens of Portland want and deserve.

Hales: Thank you. Mr. Johnson?

Charles Johnson: Good afternoon. I probably should have just recorded the prior testimony and played it back. It's quite succinct and to the point. In the consent agenda, we passed about \$30,000 to study heavy metal air pollution dispersion. Every time we talk about environmental quality and regulation in here, the issue of diesel also comes up. So everything though said in the previous three minutes is right on point and critical, I do want to ask if there's any provision in this \$150 to \$190 million boondoggle for clean diesel contracting. I realize that we're also trying to support minority businesses and there's been

May 25, 2016

some contention about this point about the ability of minority contractors to get access to clean diesel fuel vehicles and reducing diesel particulate emissions and cancer associated with that. But I think that is, you know, one tiny sliver of additional factors along with radon, excessive money channeled through CH2M Hill -- maybe they have dropped the Hill now. But I do appreciate the engagement with the neighborhoods who are less vehement about resisting this guaranteed price, no overruns project. But I'll just point out if there's litigation, we don't have Scott Fernandez here talking about -- you know, many people think that we don't need to burden future generations of Portlanders with this certain or uncertain cost, so I really believe you would be showing better leadership if you do not pass this at this time. Thank you.

Hales: Thank you.

Fish: So, Mayor, just as a housekeeping matter. Today we're asking you to act on the guaranteed maximum price contract, the community benefits plan would come back to a second reading. I would note just for my colleagues' benefit we have been on and off talking about this for a long time. We have just concluded a budget process where the PUB and the CUB both blessed our five-year capital spending plan and the proposed rates. There has been mention of litigation involving Washington Park and as my colleagues know, at the Land Use Board of Appeals, Mr. Fernandez's claim was denied. It's on appeal. Our attorneys feel very confident of our position on appeal. We are under a regulatory agreement that requires us to move forward and by acting on these matters today, we would be staying faithful to the timetable that we're operating under following a very exhaustive community project. I would note that we're working closely with the Arlington Heights neighborhood who has given their support for this project.

Hales: I take it you moved the report?

Fish: I'll let one of my colleagues move the report. I have a conflict.

Hales: Well, no you don't, you're the Commissioner-in-Charge --

Fritz: I move the report.

Hales: Alright, then let's take a vote, please.

Item 554 Roll.

Fish: So, this is a really significant day for the City and for the Water Bureau, Mayor, and I want to just thank a few people. I'd like to start with the Water Bureau leadership team and the engineers. Led by Mike Stuhr and Teresa Elliott, they have designed a solution to an almost impossible engineering problem. Congratulations and thank you. They were presented with an ancient landslide, a fault line, a registered historic district, and a federally-mandated timeline, and somehow they came up with a solution as they always do. I'd also like to thank the community stakeholders who have faithfully engaged with the bureau and the City staff to develop a community benefits plan, which we will not be voting on today. And to my friends here today, we heard you loud and clear about where you think we still fall short. This is an evolutionary process. Our goal is at the end of the day, we expect to be measured on outcomes. When we have the discussion this summer on how we did on the pilots, my colleagues are going to scrub the numbers to see where do we move the ball and if we didn't reach our goals, why not and what can we do differently. Because we're deeply committed to this work. And Mayor, I think the suggestion that we at some point broaden our lens so this is a regional approach and not just a City approach is a wonderful suggestion.

We are deeply committed, though, to opportunity and equity and it is reflected in the proposed CBP, and I am very appreciative of the comments which the invited people said about the collaborative spirit in working with the Water Bureau. We can agree or disagree on issues as they come up, but that kind of mutual respect and engagement is what's gonna sustain us in the long haul. I thank you for the comments about the bureau staff.

May 25, 2016

Colleagues, I believe these two matters -- one of which we vote on today -- represents the best of our values. A commitment to strengthening our system, ensuring high quality water in preparing for the big one, and improving conditions for women, minorities, and other disadvantaged groups. I want to thank Liam Frost, who has been leading this effort on my team and as many of you know recently became a United States citizen, and I want to thank Sonia Schmanski and Jim Blackwood, and I want to thank my colleagues. This has been a long and winding road. And we got there together and I think we did it the right way and today I'm proud to vote aye.

Saltzman: Aye.

Fritz: In addition to adding my thanks to everybody that Commissioner Fish noted and thanking especially the community partners, we are definitely I believe on the right track of working together. So once we're working together, then we can find the right outcomes. But it hasn't been easy, it won't be easy, and so we will have to continue to improve on each iteration.

I thank Commissioner Fish for leading not only Environmental Services but also the Water Bureau and bringing the two utilities into public awareness by explaining every step of the way what you're doing and why. And that has resulted in a lot more confidence in the community, a lot less angst over rate increases and the purpose of the matter before us today. And that's due also to a lot more public engagement by bureau staff, and I very much appreciate that. Of course, not everybody agrees and some of us didn't get what we wanted at certain stages, and yet you accept what is to be and then you make the best of it. And I think this is making the best of it. In particular, it's making sure that when -- I don't really like to call it "the big one," it sounds like some kind of fast food offering -- but when a big earthquake hits that we will be ready and that the westside will have water, and that's essential. And thank you for your partnership also with Parks. It is one of the jewels of Portland's park system and we very much appreciate the way you work not only with Parks but also with Neighborhood Involvement and our diverse communities in Portland. Thank you very much. Aye.

Hales: Thank you. This is a big commitment, it's got to be done right. I'm confident in our engineers for their evaluation of what those alternatives are but it always is important to measure at least twice and cut once, especially when the cost of the project is like this.

I'm not interested in having an alternative universe in which the City of Portland doesn't have to comply with federal laws and rules, whether that's the Americans with Disabilities Act, the Department of Justice's requirements for the Police Bureau, or the LT2 rule. So, we need to do this as we have proceeded with the rest of our system. We need to do it right, we need do it in the right place and do it well.

On the subject of involvement of minority contractors -- a subject that we've been talking about at least as long as we've talked about the LT2 rule -- actually probably quite a bit longer. I met with the Equitable Purchasing and Contracting Commission last week and I reiterated something to them that I'm going to say here again, which is I am agnostic about means. I don't know exactly what the right tools are to get to effective implementation of the goal that everybody in the room shares. So I don't have a favorite tool, I just want the tool to work. And I have no interest in appearing to make progress on this issue, I am only interested in actually making progress and having it be sustained. So, I want this conversation to continue and for criticisms of what's not working to be clearly heard and addressed, and for new ideas to be considered -- truly considered -- and tried out.

One thing that we've been doing lately in City government, whether it's putting cones up on Naito Boulevard or, you know, how we hire people is we try things and see if they work. If they don't, we try something else. So please, those who work on these

May 25, 2016

issues, keep both the clear-eyed criticisms coming, insist that there be internal collaboration between bureaus and leadership and the community, whether it's involvement of the Equitable Contracting and Purchasing Commission on this project or not. Any of those things, it's all legit. I hope you know that all of us are committed to the goal and will try things until they work. So, let's continue that.

Finally, there was a mention in passing here about clean diesel. Although we shouldn't necessarily load that mandate on this project particularly, I think it's really important that we look for ways that we as a city with a climate action plan and an air quality problem look for ways to improve both our fleet and the fleet of the private sector that operate in our city and the fleet of our railroads that are completely exempt from most city regulation. Because this is a concern, and there are hundreds of people that are afflicted and some of whom die in our city because of asthma that's triggered by diesel particulates. So, this is a serious issue that needs to be addressed, and I certainly want to direct the Bureau of Planning and Sustainability staff responsible for getting our Climate Action Plan done by all the bureaus to think again about how do we do that. Because we need to do that as a city for our health's sake as well as for our climate's sake. So again, not particular to the contracting requirements of this project, but this would be a great place to start whatever the next stage of that overall effort is. Thank you for your good work. Aye. The second item will pass to second reading. Right?

Fish: Yes, Mayor.

Hales: Thank you all very much. Let's move through the rest of our regular agenda, please.

Fritz: Is it your intent to go -- continue the rest --

Hales: I think we'll get this done by 1:00. I'm hoping that's not just wishful thinking.

Fish: That would help me, Mayor, because I have a meeting out of the office -- if we could soldier through.

Hales: Let's take 555.

Item 555.

Hales: Not sure if we have a presentation on this item or not. I don't think we do. Does anyone want to speak on this item? OK, is Commissioner Fish still in the room? Because it's an emergency ordinance. I know he probably has some people to think.

*****: There he is.

Hales: OK. We're taking a roll call on the Hatfield fellows thing and it's an emergency ordinance.

Item 555 Roll.

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

Item 556.

Hales: Second reading, roll call.

Item 556 Roll.

Fish: Mayor, I'm going to support this. During the recession, I and a number of my colleagues did not take a COLA in keeping with the fact that we were asking other employees to take shared sacrifice. But I will vote aye, which will authorize a one percent COLA for non-represented classifications and elected officials. But following the lead of my friend Commissioner Fritz, I'm pleased to report we're prepared to return five percent of our office budget to the general fund this year which will be put to good use. Aye.

Saltzman: Aye.

Fritz: Yes, I think we had a friendly bet, Commissioner Fish, as to who was going to return the most money from our office. We'll have that discussion --

Fish: I think you're going to win.

May 25, 2016

Fritz: So yes, we spend taxpayers' money wisely, and I'm very grateful to the voters for telling me I deserve to have this job at the current rate. Aye.

Hales: Bargain at twice the price. Aye.

Fritz: Thank you.

Hales: Next item, please.

Item 558.

Hales: Roll call.

Item 558 Roll.

Fish: Dan, thanks for your leadership on this and also for proposing that we actually reduce some fees based on the revenue projections during this remarkable run of real estate development. Aye.

Saltzman: Well, I want to thank the bureau and the Development Review Advisory Committee for helping to shape a fee schedule that actually reduces fees on average by 3 percent. Great move. Aye.

Fritz: I share the accommodation for the Bureau of Development Services staff, and also thank you, Commissioner Saltzman, for accepting the amendment last week making sure that mobile home -- manufactured home parks continue to be supported by the citizens of Portland. Aye.

Hales: Thank you. Aye.

Item 559.

Hales: Roll call vote, please.

Item 559 Roll.

Fish: Aye.

Saltzman: I appreciate the Portland Housing Bureau for searching out this opportunity to promote green and healthy homes. Aye.

Fritz: Thanks to the University of Utah. Aye.

Hales: Aye.

Item 561.

Hales: Vote, please.

Item 561 Roll.

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

Item 562.

Hales: Commissioner Fritz.

Fritz: Thank you, Mayor. As Commissioner-in-Charge of Portland Parks and Recreation, I'm happy to introduce this ordinance to add to our City of Portland heritage tree inventory by formally designating six trees as heritage trees and unfortunately removing the designation from two trees.

The heritage tree program is an integral component of raising public awareness of the important contribution of trees. It's been going since 1993. There are currently 290 heritage trees in Portland, representing 125 unique species. I'm happy to welcome Gregg Everhart from the Urban Forestry Commission who has led the heritage tree selection process -- he will provide a short presentation -- and Jenn Cairo, our City Forester.

Hales: Welcome.

Gregg Everhart: I'm not sure if the presentation is going to be projected.

Moore-Love: Did you send it? Do you know who it was sent to?

Everhart: It was sent by Megan Dirks.

Moore-Love: Who did she send it to?

Everhart: To you, I believe.

Hales: Are we missing the PowerPoint?

Everhart: We may have to go without it.

May 25, 2016

Hales: That's too bad. Find it, Karla? Uh-oh. No one's got it on a memory stick?

Everhart: I might be able to pull it up here.

*******:** Did you get the PowerPoint as a printout?

Hales: Let's see if we did.

Everhart: It's literally like seven slides, but there are pictures of the trees.

Fritz: I can pass it down.

Hales: We can refer it to the paper copy. Why don't you proceed and we'll refer to the paper copy, because they're here.

Everhart: Happy belated arbor month. Normally the process to select heritage trees takes about a year. We like to present them to you in April so we can include them and, you know, celebrate the actual people who've nominated them during the Arbor Day celebration. But you guys have been really busy and we appreciate actually how much of your time has been spent on trees this year. So, we will get any of you who don't have the PowerPoint the pictures. I'm really sorry you don't actually see these trees because --

Saltzman: We're sharing.

Hales: We're sharing here.

Everhart: They're remarkable. If you accept them, they will get their plaque and it will actually then be against the law to remove, destroy, or injure them. Some of them are public trees in street right-of-ways and parks, others are private trees. Those private owners are actually bound to care for the trees and can't take them out without permission.

And I'm sorry you're not seeing these pictures sort of tree by tree, but one thing I do want to mention is the size of these trees. The slides show their height, their spread, and their circumference because those are the numbers we use for heritage trees. But because you have been talking about DBH for trees -- the diameter at breast height -- for each tree I'm going to translate that. You may have to go back and look at it later. But I as a landscape architect am always interested in how long it takes a tree to grow and so literally, if we take down a 25-inch or 30-inch tree, how many years of growth is that?

In some cases, we've got neighborhoods that have never had heritage trees, so where this is the first or second heritage tree I'm going to mention that because my goal chairing the committee -- among my goals is to actually get a heritage tree. Excellent -- a miracle.

Hales: Thank you.

Fritz: Thank you, Karla.

Everhart: So, those are the six trees. The first two are actually dawn redwoods. You can have a heritage tree be large or old, historic significance -- a place, person, event -- or it can just be a horticultural interest. Some of the trees actually have two or more reasons. Dawn redwoods were a tree thought to be extinct, and these are actually some of the earliest trees found in this country once people started collecting and exchanging seeds. This also represents tradition that we're losing in Portland, that's the neighborhood nursery that had specialty trees. The 10-acre nursery that was here lasted 90-some years. It had four generations, two generations each in two trees.

The first tree here is 27 inch DBH. And actually, I notice they were all about the same age. This tree is 61 years old. So just 27 inches, but obviously its height is pretty significant. The second one is 34 inches. And you see there, for those of you who have the proper sheet, the woman is the daughter of the second family, so the fourth generation, and she nominated this tree. So again, historic significance internationally and then locally.

Coast redwood is another kind of redwood. Obviously, both the redwood varieties can grow centuries. If you look at the number for the coast redwood, it's a 68 inch DBH. It's clearly older, but again, this is a different form of tree. It's got a real trunk flair. This is in University Park neighborhood. It's a landmark on the peninsular crossing trail. Its height

May 25, 2016

and the fact that it's sort of in a clear area means it's a significant landmark for this neighborhood and pretty much any people who use the trail.

The next tree, the Mt. Fuji flowering cherry, it's unusual. These trees don't live as long. Many of our flowering trees are smaller statured. We don't talk about them as much because they don't give some of the big environmental benefits. This tree was actually passed over the previous year, the heritage tree committee did not recommend it move forward to the commission and to Council. But the neighborhood sent us a petition and they made it very clear that this tree is a landmark for Mt. Tabor. It would be that neighborhood's first heritage tree. This picture I took in March. It's spectacular every part of the year. It's a sculpture in the winter, it's got great fall color. It shades three different lots because it's actually wider than it is tall. I actually see this because my mother lives somewhat nearby. It's not going to live as long as any of the other trees that we've got, but it's important to this neighborhood and in its own way sort precedent setting that a more ornamental, less functional tree is honored. I think what was particularly important to this neighborhood is they saw this as a tool -- preserving the tree would help preserve these homes. These are the homes in inner southeast and northeast that are really vulnerable to being replaced, and that will be very difficult to do if this is a heritage tree. And the current owners would like that protection for the tree's sake.

Second to last tree is actually a native tree, the Oregon white oak. This tree is actually our most common heritage tree. We've got about two dozen of them. You think, well, why do we need another one? This one is particularly spectacular. It's not the biggest nor the tallest or even the widest, but it's unique in that it has these multiple trunks. We think it's actually several different trees. You know, the squirrels didn't come back to the acorn stash. They sprouted, grew, blended together. It's actually too big to take a picture of it in its entirety. There's no direction where it's not blocked by other trees. But it's a real feature in Fern Hill Park.

The last tree is a madrone tree. It's another native tree. And the story here is both the horticulture species -- it's native but its rare in Portland because it likes hot, dry, well-drained places. You would normally see this on the bluffs along the Willamette River like above Oaks Bottom, something like that where it's hot and dry. This is a straight tree. The woman who is hugging her tree actually transplanted this when she was a child. So again, this tree is about our age. It came in July, which is not when you transplant trees, and she stewarded it all this time. This would be the Foster-Powell neighborhoods' first heritage tree and it was discovered by the City during the street tree inventory for Foster-Powell.

So, those are the six nominees. We can answer questions about them or anything else in the ordinance.

Hales: Tell us about the two trees that are being removed. What's that process, and is there anything to be concerned about?

Everhart: Well, I personally am concerned that the grand fir was cut down without a permit. It's a whole long story and I know we were given five minutes, but it was literally killed. The Japanese red pine actually is along 39th just near the cove circle park. And I think it just suffered eventually being in that setting, the hot, dry --

Hales: They were removed from the list because they're gone?

Everhart: Yeah.

Hale: Oh, OK. So --

Everhart: Normally, there might be storm damage and something becomes unstable. We have some warning and can be listed.

Hales: The reason I raise the concern is you just mentioned this one, the cherry tree, where it's part of a preservation strategy. So, we have a giant loophole in our historic

May 25, 2016

preservation process where people can de-designate their properties. So, if I have a heritage tree on my lot, can I just de-designate it?

Everhart: No. You'd have to come to Council, just like everyone else.

Hales: Mr. Auerbach, comments on this?

Harry Auerbach, Chief Deputy City Attorney: Under the code, delisting a tree requires a unanimous recommendation from the Urban Forestry Commission and approval by Council.

Hales: Would that it were so for historic landmarks. Thank you.

Fritz: Although cutting one -- the fine is currently only \$1000.

Everhart: We hope to bring that up in the next round or one of near rounds of tree code amendments.

Hales: OK, good. Thank you. Questions? Thank you both. Appreciate both the presentation and the work.

****: Thank you, Commissioners.

Hales: Anyone else want to speak on this item? If not, this passes to second reading.

Fritz: Thank you for your presentation.

Item 563.

Hales: Commissioner Fritz.

Fritz: Thank you. We have Trang Lam to present on behalf of Portland Parks and Recreation, and John Zoller is also here for questions about the golf course.

Hales: Good afternoon.

Fritz: Do you want me to do the spiel I was given as well?

Trang Lam, Portland Parks and Recreation: I can do it.

Fritz: Alright.

Lam: I will be quick here. Good afternoon, Mayor and Commissioner. Trang Lam, property and business development manager. John Zoller is our golf director.

In 2014, Parks purchased Colwood golf center at around 76th and Columbia. It is approximately 40 acres. It's a nine-hole par three with a driving ranges and a clubhouse facility suitable for staging events. Since that time, we have actually had an interim contract with our contractors that provide us management services at Heron Lakes. That gives us time to do a full public procurement process. We completed our procurement process for this management agreement in March of 2016. Three proposals were received and deemed responsive. A selection committee that was appointed by our Parks Director has determined that the proposal submitted by Kemper Sports Management is the most advantageous for the City and has made recommendation to our Director and our Commissioner-in-Charge to award the contract to Kemper Sports.

The management contract before you is a five-year contract with an option to renew. The management services generally includes development of a business plan for Colwood, including marketing and outreach to our communities. The outreach part is important because this is an opportunity for the smaller golf course that's in a very diverse community -- for us to actually get new golfers and also golfers that haven't been exposed to this type of sport before from our different types of communities out there.

It also includes management of the clubhouse, restaurant and pro shop, and then we also have a marshalling service for the course. The management fee under this contract will be \$60,000 a year plus an incentive fee. That incentive fee is about 10 percent of any positive net operating income just from the food and beverage operations. It's expected with the projections that we have right now that incentive fee can range from \$15,000 annually, so it's not a huge chunk of money.

Authorizing this contract with Kemper Sports is projected to bring in about 6.27 million in gross revenues, with projected operating expenses of about 5.82 over the next

May 25, 2016

five years. This will net us around about 450,000 for operating income for this contract. And that's it for my presentation. Any questions?

Hales: Questions?

Fritz: I have just one. When Kemper presented their proposal, it included having lottery income, and so I asked that there not be allowance for lottery machines at the clubhouse. Does the contract as revised specifically call that out and say there won't be any?

Lam: The contract does not call out that there won't be any but it also doesn't call out that we are expecting to have some. So, we've actually have left it that we're not asking them to put any in.

Fritz: Would they have to ask us if they want to put something in?

Lam: Yes. Our business plan on an annual basis needs to be approved by the Parks Director.

Fritz: Because it was news to me not being a golf player that some of our other courses do in fact have lottery machines in their clubhouses, so I'm going to be looking into that.

Fish: Is from any provision in this agreement for ensuring there be healthy food options as part of the food service?

Lam: We don't specifically have that, but we can definitely have a conversation with them as we're developing the business plan for this facility and others.

Fish: Yeah, a few years ago we started asking our partners that used Parks spaces for festivals and events that they have a healthy food option. Obviously, we're not telling people what they have to buy or eat and we know there's a big audience for snow cones and for cotton candy. But we sort of required that there be a healthy choice. And I'd like to just put that marker down that whatever food service, there's a healthy choice whether it's a salad or low-cal or something as we move towards promoting healthier lifestyles.

Lam: Great idea. Thank you.

Hales: Other questions or suggestions? Thank you both very much. Does anyone want to speak on this item? I understand it was actually filed as an emergency ordinance but not noted so on the calendar, is that correct?

Moore-Love: Correct. We left off the asterisk but it is an emergency.

Fish: I move an emergency clause, Mayor.

Moore-Love: It already has one, the asterisk was just left off.

Hales: So we don't have to take a motion, we can just vote on it now. Let's do.

Fritz: Council, before we do that, I just want to call to your attention that John Zoller is going to be retiring --

Hales: What!

Fritz: -- and thank him for his service.

Hales: How can that be?

Fritz: Am I correct on that? I keep telling people that Parks people are retiring. [laughter]
*****: [inaudible]

Fritz: Did I do it again?

Hales: It wasn't a hint.

Fish: First Commissioner Saltzman and now you! Full of surprises here.

Saltzman: Yeah, really --

Hales: He's retiring and not being told. Let's vote, please.

Item 563 Roll.

Fish: I'm not a golfer -- when I was younger I used to caddy -- but I understand it's a sport that people love and I'm proud that the action we took years ago preserved this opportunity at Colwood. I'm pleased that you're moving forward with a model that ensures it be a self-contained business as golf is and offers more choices to people who love to play golf. Congratulations. Aye.

May 25, 2016

Saltzman: Good work and congratulations to Kemper Sports also for doing a good job. Aye.

Fritz: I'm very excited about the new model for Colwood and I do thank John Zoller. I'm getting very tired, we've been here for three and a half hours now, so. However, you don't often come to Council and yet you do a lot of great work managing our golf courses and so I really appreciate the work you do. Thanks also to Trang Lam for her excellent work on contracting and procurement services. I'm very proud of our Parks team and look forward to having new kinds of golfers coming to Colwood. And already, the clubhouse is serving as a community center for the Cully neighborhood and so that's very exciting.

Hales: Four! OK.

Item 564.

Hales: Roll call, please.

Item 564 Roll.

Fish: Aye.

Saltzman: Aye.

Fritz: Thank you. I believe that this capital improvement plan affirms that Council has considered these project costs of the improvements. Obviously, it's a broad list of possibilities rather than an absolute to-do list that we're going to start in on tomorrow. It does ensure that we have the full range of capital projects on the list that could be eligible and also indicates whether they would be fully, partially, or not eligible for system development charge funding. So, thank you. I look forward to the new system development charges going into effect July 1st which will enhance the capacity of Portland Parks and Recreation to accommodate growing park and recreation needs of our community. Aye.

Hales: Aye. Thank you. We are recessed until Thursday at 2:00 p.m.

At 12:53 p.m., Council recessed.

May 26, 2016
Closed Caption File of Portland City Council Meeting

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

Key: ***** means unidentified speaker.

MAY 26, 2016 2:00 PM

Hales: Welcome to the May 26th meeting of the Portland city council. Would you please call the roll? [roll call taken]

Hales: Welcome, everyone, glad you're here, this is a good day. Let's take up the first of these good items, 565.

Item 565.

Hales: Commissioner Fritz.

Fritz: Thank you, mayor Hales and thank you to both my colleagues for being here commissioner novick is on vacation and commissioner Saltzman filed an absence. So we are here and we have three so we can proceed to inaugurate this new commission. I'm very grateful to everybody who's been a part of this work over many years now. It's been since 2011 when we established the office of equity and human rights, and started the new Portlanders policy council. There's been a lot of great work done. The council was formed to advise the office of equity and human rights and has done some wonderful work in that regard. Mayor Hales, in charge of first been in charge of the office of equity and human rights and then the office of equity and human rights and neighborhood involvement. It's appropriate showing the level of engagement that we're moving not only to advising the city but also to coordinating community engagement within the many communities of Portland. So as that work as developed the council has been asking next steps, what's the logical progression? I and the mayor agree the next step is to form a formal commission. We hear from many at budget hearings that it's really important to listen to all Portlanders. I appreciate every one of you who has participated in any of our city hearings. We've had some wonderful conversations. And a lot of participation on boards and commissions. This again also builds on the diversity in civic leadership program that's been going in the office of neighborhood involvement for many years. I need to start at the beginning and acknowledge mayor tom potter who's joined us today and all of his work while he was mayor, really the foundation for the city we are today and the inclusion we seek today. Thank you, mayor potter, and former first lady, thank you. So new Portlanders policy council has a strategic plan developed in 2014 which calls for a permanent citywide immigrant and refugee commission. I support this request, of course. I myself am an immigrant I've been in Portland for 30 years now, in the United States since 1979. Estimates vary between one and five and one and eight Portlanders were born in another country. I don't like to use the word foreign. I used to be a temporary resident alien with the first tax return I filed, a temporary resident alien I felt like maybe I'd come from mars or something. There I was working at my little job. So i'm not an alien and not foreign. I am someone who was born overseas and is now Portland is my home and now Portland is all of our home. We need to look at how are we going to work together and traditional Portlanders, as Native Americans who have been here for time immemorial, and the new folks who come tomorrow and the folks who came like I did 30 years ago, anywhere from birth to now. This action signifies the city's ongoing commitment to being inclusive and to recognizing that we are stronger when we all work together and when all voices are heard. And at our paper should we leave people out because that's not going to work. It hasn't

May 26, 2016

worked in the past and now is the time to change. With that I'd like to invite up Linda Castillo and Lee Po Cha, the current co-chairs of the new Portlanders policy council, and they will guide the process from then on.

Hales: Good afternoon.

Linda Castillo: Thank you, Commissioner Fritz. Good afternoon Mayor Hales and council commissioners and esteemed community. My name is Linda Castillo and I work at Latino network. Recently I was confirmed as the commissioner on the commission of Hispanic affairs which is really exciting. But I'm really honored here to serve as company chair along with Mr. Lee Po Cha and our new Portlanders policy partners. Together we've been working diligently to work on immigration policy and technical assistance to various bureaus while providing learning and healing and mutual engagement and community building opportunities. I'm delighted today that we will share more of what we have learned about our diversity and rich immigrant and refugee communities in the work with the city bureaus. I'm happy to be a part of that to share that with you today. To support the rationale our advisory body from council to citywide policy commission. In this process we have been appreciative of your questions and recommendations, and the support shown by you and your very talented staff. So now I will pass the baton so to speak to Mr. Lee to share his thoughts with us and walk us through today's agenda.

Lee Po Cha: Thank you, Linda. First let me thank Commissioner Fritz for your great leadership and also Mayor Hales and the board of commissioners for allowing your staff to work with the new Portlanders policy council for the last, you know, couple of years at least, right after our strategic plan, which Commissioner Fritz alluded to. And you know, without your help and support we would not get to this point. So I just wanted to really express our gratitude and appreciation for those staff that have been working hard to help us to really craft an ordinance in our language and looking into creating a refugee or the new Portlanders policy council. Second, I'd like to also thank you for giving some level of funding to work with the council to further the study of the coalition of the community of color research for Portland state and Dr. Ann Curry Stevens to further our research study on the immigrants and refugees and community when it comes to challenges and issues face these newcomers. With that I thank you. The idea of creating a commission has been a collective desire of all immigrants and refugee communities including Abi, Latino, Africans and Slovaks and our great leadership from our city bureau, as well. By design it would be very inclusive for our community to come together, and the other piece is that the structure would truly enable our immigrants and refugees community leaders to exercise democracy. This commission will indeed be answering to a very critical strategic idea that the council has, and including our community, has come together to really say in order for us to continue to provide something successful representative of city and also our community, having a structure like a commission would truly enhance that vehicle. And so this commission will mutually benefit our city and the growing immigrants and refugee community. The beneficial part is I think we love our city. This is our city, even though we're newcomers, but it is our city. We need to be able to also have our citizens do a better job in responding to the needs and to the critical challenges facing our immigrant and refugee community to mutual benefit. So the community, we can have such a vehicle that would represent and would speak for the needs and be the voice and be the vehicle that would be bold. The city can voice concerns and help us to work together to troubleshoot and problem solve issues facing the newcomer community or vice versa. By doing so this is going to be a very critical structure and will provide that solid structure for both the city and our community going forward. The one piece we do not want to see repeated again in the future is that we used to personally – I have worked with this community for the last 30 years. I have seen how many great ideas starting from the

May 26, 2016

mayor Ivancie all the way to the mayor now, mayor Hales, I think many of you have great ideas but a lot of times those of us who are citizens we saw those great ideas gone, done with your term. We don't want to see that happen again. By creating such a structure we will make sure that your great ideas and your great infrastructure will continue on serving the city and the community. With that I just wanted to really urge you to support the commission and your strong considerations in approving this communication, so that we can look at it as the critical structure that will benefit the city and our community as a whole. So thank you very, very much. At this point in time I'd like to pass on to Alberto to continue the discussion. Alberto, thank you.

Hales: Thank you both. Good afternoon, how are you?

Alberto Moreno: Mayor, I'm well, thank you, good afternoon. Mayor, commissioners, it's lovely to be here with you. Thank you for receiving this beautiful group of community members. I couldn't think of a better group of folks to be in community with. So thank you for receiving us. My name is Alberto Moreno, I am the chair for the commission on Hispanic affairs. And just as pleased as Ms. Castillo is to be joining the commission, I'm delighted to have her joining the commission on Latino affairs. My role is simple. I'm going try to bring some grace to this process and bring folks up here who have expertise, tremendous passion and care about this issue deeply. That's the simplicity of my role here today. We're going walk through the agenda so we appreciate your time and we appreciate you being part of this conversation. We're going to ask Professor Ann Curry Stevens to come up and she's going to provide some context for us. She's going to review with you the new Portlanders study, those are included in your packet by the way. She will be followed by some additional guests who will speak to other pieces of this agenda. Thank you.

Hales: Thank you.

Hales: Welcome, dr. Stevens.

Ann Curry Stevens: Thank you very much, mayor Hales, commissioners. I'm delighted to be here today and share with you an early glimpse at major report that we have coming out. It's similar in terms of its scope to the other unsettling profile series we've done in the past. But what's new about it is it's much more asset-based, much more of a functional affirmation, both by way of the evidence and by way of the tenor of the report to give you a glimpse into the lives of our various newcomer communities. We anticipate the report will be published in about two weeks. We're at the tail end of review processes. It's covering a range of topics including -- and I want to give attention to two key parts of that report. The first is the myth and myth-busting chapter. There is a very deeply evidence-based rooting of opposition to some of the dominant myths. We believe it will arm you, equip you in a fairly robust way to deal with some of the discourses, some of the myths out there about our communities. The second is to draw your attention to, we have the ability to do five chapters on smaller immigrant and refugee communities, to shed light on their lives, arrival conditions, the types of challenges they face, the assets they bring. We believe they will be followed in coming years with additional glimpses into the lives of other newcomer communities. Sometimes it's a little too hard to ask people to read the whole report. So those pieces we really hope will, for anybody serving those communities, will be an important set of insights. I'm going share with you some of the key finding, a couple of the highlights of various chapters and then to wrap up with some of the recommendations. So to begin I'd like to talk about the arrival conditions of our newcomers. So newcomers arrive into the u.s. To some degree anticipating the land of milk and honey. Certainly a sense of real optimism and excitement around what this land can offer to them and can offer to their children particularly. And unfortunately, when we do not tap into the assets that they bring we don't provide inclusive pathways, there is a deflation of that sense of

May 26, 2016

excitement. That early learning of being an untapped resource becomes quite palpable. Then as the years go on there can be a -- an experience where many in the community experience the same kinds of statistical outcomes, the same kind of data as other communities of color and so we end up seeing a diminishment of health and well-being. We really have this need for a welcoming environment and the title of the report is "in need of a long welcome." and we really do need that support of culture and resources. To make that welcome real and to manifest all of those assets. Couple of brief points on data. This is not like our other reports, i'm covering a few of the highlights. So the disparities are stark in comparison with the white community. The immigrant and refugee community earns \$15,000 less a year on average in households. The poverty rate is 2.5 times higher. This is a community overarchingly that's employed in low pay sectors. And the education attainment level is a high level that hasn't finished high school at one third as opposed to one in 14 with the white non-latino community. The next custom slides i'm going to share with you speak to the -- what are the consequences of not tapping these assets.

[indiscernible]

Fish: Educational attainment section caught my attention because one of the things we also find is highly educated immigrants that are unable to get into the career tracks they left as refugees or immigrants. How do you square -- and so are doing jobs that are out of classification.

Curry Stevens: Absolutely.

Fish: How do you square that with the finding on high school diplomas and educational achievement?

Curry Stevens: It's sort of a bipolar distribution. We have a high level at the high end and a high level at the low end. Both are true, it sounds contradictory but both are true. When we think of the assets and how this community, if those assets were tapped, could benefit the entire region, there is huge potential economically. So I wanted to flag some of these opportunities that show up in the data. They are not -- not all the pieces are tied to immigrants and refugees. To begin, if we did not have racial gaps in income and unemployment we would have an economic stimulus to the Portland metro region of more than \$10 billion a year. This was data worked on by policy link. If those employment and income levels were at the same levels as whites this community would be in much stronger economic standing. The other pieces, when we put income -- if lower income people were able to earn living wages, that would in turn have a much greater stimulus effect on the economy than putting the money in the hands of the affluent. They actually have a propensity to spend that money that's double what it is if that money is left in the hands of more affluent people.

Newcomers typically generate high levels of small business. New data out talks about 3% in the Portland metro region, slightly slower than the u.s. Forum. But it show as high degree of tenacity to be able to navigate some of the barriers that exist for moving into small business, whether it's loans, having assets in order to invest. So it's quite an admirable level to be close to that of the u.s.-born average. We also know these levels are nowhere near as high as many major metropolitan cities which sometimes have more than twice the level of small business creation than we do in Portland. We might turn our eyes to some of those cities for exemplars. This is also a community if they in turn are supported in building small business are much more likely to hire workers of color and much more likely to be working in new markets abroad. Minority owned businesses are two times more likely to be involved in overseas exporting activities.

The final piece I wanted to talk about in a community with untapped assets, when that community is untapped they tend to be high unemployment, high poverty levels. Those in turn create a drag on the economy. It's the idea that we then have to spend more

May 26, 2016

in human services and health services, incarceration, addiction. And there's data out of the u.s. Gao that says by not dealing with poverty we actually lose 4% of our economic growth. These really are hopefully arguments to build a larger set of allies to do this important inclusion work, and we wanted you to have some of these insights and some of the data that's been available. The new piece of data I want to share with you is the losing of a foothold that immigrants of color are experiencing in this region. So there are two slides related to this. The first one -- these are -- we are just looking at those that have been in the states for less than 10 years. And we were able to look, go back in the dataset about eight years ago. So close to a decade ago our newcomers of color were able to make \$14,500 per year. Today those newcomer whose have been here for about 10 years are only able to make \$9,000 a year. A huge loss in economic capacity. At the same time as our white immigrants have actually doubled the level of eight years ago, they have increased their foothold economically to just shy of \$50,000 a year. There's a really deeply racialized dimension of what it means to be a newcomer economically today. At the same time this is where this bipolar piece comes. I'm not talking about mental health issue, I'm talking about distribution of the population. It is a much more highly educated group. So this same group in terms of immigrants of color, over that same time period, the same population group, has significantly improved to now 26% of that group has a bachelors or higher level of degree compared to only 16%. So despite much higher incomes, losing an economic foothold, that's really dramatic. Quickly this is a community, I wanted to she just show you this region has 28% folks of color amongst our immigrant community, it is 72% people of color. Our immigrant community is much more likely to be folks of color. Now to some of the encouraging pieces. We've tracked in one of the chapters the policy history to some degree promises made, promises broken. We wanted to launch this with a real affirmation of the leadership of tom potter and the kinds of imprinting he has done for the newcomer community. His initiatives to build community policing agreements, allowed for the emergence of culturally specific law enforcement units. Done in deep partnership with communities, communities very much want to see these initiatives rebuilt. He also launched the diversity and civic leadership program, created the mayor's office of immigrant and refugees and opened city hall to democracy in very practical ways. The community talks about a real sense of silence, erosion and diminishment of those initiatives and others, until a real surge of enthusiasm today with a lot of affirmation from mayor Hales and Commissioner Fritz's contributions. Mayor Hales, the way you have shown up has been deeply regarded, deeply appreciated. The resolution to stand in solidarity with the Muslim community as being a legitimate important part of Portland's fabric has been -- is noted and valued very much so. And the support you've shown in moving this work into becoming a commission. And Commissioner Fritz, the alkaloids are very significant. Your focus on the inclusion of immigrants and refugees and equity policy and equity practice is deeply affirmed. And another highlight is the extension of the parks for new Portlanders program. That is going to make a big difference in the lives of many newcomers. Finding six is a bit of a glimpse into myths and myth-busting. In terms of immigrants and refugees being a terrorist threat, this is group of the most highly vetted newcomers in the usa or anybody coming to the usa. If you have any negative intentions around behavior in the u.s., the way to get in is not in claiming refugee status, that being a refugee means you typically go through a two-year validation process of your acceptability into the region. And no refugees, and almost no immigrants have been charged with terrorism since 9/11. This is a group that is not a drain on public services. While these issue resource dealt with more fully incident report, I just pulled out a couple of pieces to share today. Amongst undocumented workers 50% of them pay payroll taxes and maybe contributions to services they can never claim. You do not bring

May 26, 2016

down the economy. If undocumented workers were removed from Oregon we would lose activity on the level of \$3.4 billion a year and more than 19,000 jobs would be lost. These are job creators as opposed to job takers, with immigrants being much more likely to start a new business than native-born Americans.

The newcomer assets are palpable in so many ways. This is a group that has deep international experiences, different ways to live, different ways to organize, different ways to think about how to be and how to support each other. Out of necessity often some of our most insightful innovators come from this community. The economic growth potential I talked about already, and the importance for tapping into that optimism is a real opportunity for us. We've done a literature review around settlement and resettlement priorities. And I won't read these through, they are very basic things such as learning English and getting health care supports. But it's also drawing our attention to the importance of the welcome of the community, to include and validate their role in civic life, in neighborhood life, and institutional life. So what we need is a welcoming and inclusive environment alongside supports for adaptation and approved supports for basic human needs. We also want to draw your attention to an emerging international practice referred to as the migrant integration policy index. And we may -- this would be a piece to have dialogue with the commission about -- establish a standard set of metrics to see how we're doing. And the metrics here include everything from how are kids doing in education to political participation levels. But also in terms of what's the degree of racial harassment, ethnic harassment that exists. If we could set a baseline and look at our progress in those, not all of these are readily available. We may need to think about either replacements or improvements in some of our data collection practices. But we do need a more nuanced agreed-upon set of metrics to gauge progress over time. Shifting to recommendations: The poor recommendation -- and it's an emotional one -- is that this community is asking for our political leaders to stand with them when the going gets tough. They want to know that they can rely on your defense of the community, of parts of the community, and want to know that you assert publicly that you will assert publicly to their legitimacy in the fabric that is Portland. When indignities are loaded onto the community, when wars and turmoil besiege newcomer families from their home community. When community member resource spoken of in derogatory ways, the community wants and needs to know that you are reliable in terms of that stance. While there have been these wonderful examples over the past few years, the community would like the newcomer community very much wants to see that commitment, perhaps in policy and perhaps as well in an assured practice.

Number two is to tackle the issue of how immigrants and refugees are seen more broadly. And so there's a vision for an awareness campaign around the assets that these communities bring to the -- bring to Portland so. There might be some myth-busting more publicly that might emphasize the capacity, that might share leaders' commitments that identity of benefits for all. There's a vision of sort of a more public version of the private commitments we make at individual levels. We need culturally responsive services. So while cultural competency and racial equity are important pieces that are palpably moving in city services we now need to figure out how to make sure that our services are the highest quality they can be for immigrants and refugees. We know through best practices that those services work in partnership, deep partnership with those that have experience with our communities of color, with our immigrants and refugee communities. We also need to ensure that organizations are accessible to and inclusive of those being served. And that we're building the evidence base to be sure that these services and resources are working. We continue to need workforce supports. You've heard us speak before about recognizing foreign credentials. We're suggesting creation of a task force to work across jurisdictions in partnership with communities, to make sure that international experience

May 26, 2016

and credentials are recognized and validated here. Our survey we did back when we released the African report, we had close to half of Africans experienced that their foreign credentials were not recognized in employment here. And final slide, and then a highlight to finish with is around housing access. The work that's moving on affordable housing is absolutely essential for this community. We also have an idea and suggest another task force which would be to work with the housing code and the residency laws. There are many communities, many families are large in this community. And the occupancy challenges are a big issue. And we have heard numerous stories of people trying to hide how many children they have, and not have them go out and play. Because the landlord might be aware of how many kids they have and that would then risk eviction. So we're wondering and thinking that there are cultural norms embedded in some of the occupancy pieces that might be important to revisit, that might have a parallel more immediate piece around stability that would be valued by our newcomers.

The final slide I have for you today is a pretty interesting, very new study that's come out of amnesty international, which has that -- which finds ultimately in the u.s. -- and this is contrary to public opinion and how much media attention anti-immigrants, anti-refugee sentiment exists, 63% of Americans want their governments to do more to help refugees. I'll draw your attention to the pie chart on the right. A subsequent question was asked of how would you want to welcome. What are the lengths you would go to, to welcome newcomers and refugees into your community? 15% of Americans said they would welcome refugees into their home. Further 27% into their neighborhood. 11% into your city. 18% into your country. Only 22% of Americans said we would not welcome them into our country. That's actually a very encouraging note, to know we've got public opinion on our side to be more assertive, inclusive, creative and strategic. Thank you for your time.

Hales: Thank you. I was struck by a couple of things in your findings, the dichotomy between the educational credentials that a lot of new Portlanders bring with them and that fading economic situation. And on the other hand a couple of your slides, you mentioned this in passing and so did Commissioner Fritz, about the engagement in civic life and political affairs. We keep citing these stories because thanks to the advisory council and folks like Paula we've been getting folks from immigrant refugee communities involved in the budget process and other ways in city government over the last two years. It's been really striking, they get organized, come and make excellent presentations and then they are influential. This cycle is cycle there was a really great grass roots effort about the world cup soccer program, a lot of young people that participated in the program. Each of us in the community are telling these stories about how the political power and legitimate participation of all of these new Portlanders is actually helping to steer city policy so. What a contrast between these folks getting here, in many cases well qualified for all kinds of jobs, unemployment below 4%, booming economy. And thousands more jobs than there were a year ago or a year before that. Yet these two challenges particularly of credentials and housing really being forces that are dragging people down when they have every reason to be rising. They are more influential. Your survey shows I bet Portlanders may even exceed that chart. It would be hard to find that 22% in Portland. Most would say this is great, we will go out of our way personally to help do that. And yet. And yet, economically, because of housing prices and because of in some cases a credentials problem people aren't getting that hand on the ladder. So this is really useful. I think this document's going to be very influential for us as policy make resource and for a lot of other people. Thank you.

Moreno: Thank you. Professor Ann curry Stevens for affirming with tremendous clarity both the dignity and the value of our communities. We're going shift with your permission,

May 26, 2016

to inviting two additional guests who are going to talk us to about that newcomer experience in Portland. So it is my pleasure to invite toc soneoulay-gillespie and abdi musse to come up and join me here, Toc soneoulay-gillespie is with catholic charities. And abdi musse is the Somali educational initiative manager with Portland public schools I believe, welcome.

Hales: Welcome, good afternoon.

Abdi Musse: Good afternoon.

Toc Soneoulay- Gillespie: Good afternoon.

Hales: Who's going to start?

Musse: Ladies first.

Moreno: Smart man.

Toc Soneoulay- Gillespie: Thank you so much, commissioner Fritz, mayor Hales, and commissioner Fish. I apologize, I all of a sudden got really intimidated.

Hales: Don't be. I've never seen you be intimidated. [laughter]

*******:** I'm here. And there are licensed therapists. [laughter]

Soneoulay- Gillespie: Again, my name is toc soneoulay-gillespie, I have the privilege of being the director of refugee resettlement at catholic charities. As we talk today about immigrants and refugees I'd like to talk a little bit about the refugee piece. Often times this is a population that is invisible. Every week refugee resettlement programs are welcoming refugees to the city of Portland. I'd like to thank mayor Hales for being with us at the airport at one of the arrivals. That was really, really important, not only to us but to the family and to the city. Our newest community member resource arriving us to from countries -- oh, my goodness -- coming us to from Afghanistan and yeamar and iraq, somalia and other war-torn countries. As refugees they arrived with the rights and responsibilities and you and I have except for the right to vote. Refugees are expected to immediately integrate into our very complex society and bureaucracy. Even having experienced trauma, losing homes, losing families, many of them come wounded. On a national level with congress increasing refugee ceiling to 85,000 we are being asked to increase our numbers in welcoming refugees. That's going to impact our city. As a former refugee I know far too well what happens when a city and a community sees you, believes in you, and take as chance on you and gives you those opportunities. I am the product of a city and a community that has elevated me to be in the position that i'm in now. My story, my journey involved uncertainty, doubt, even as I sit here in front of you and get so intimidated because you have so much power and privilege and access -- sacrifices are what's part of my journey. Resilience and triumph. This is a journey that resonates with the faces of many of these people standing behind me and next to me and who continue to lift me up. Us a make decisions, whether it's about this ordinance or not, I ask that you remember our faces and our contributions that we've made to this city. So thank you.

Hales: Toc, i'm sorry you felt intimidated. You shouldn't be intimidated but you're actually inspiring. One of my young staff members who's an attorney was talking to you the other day and he got so inspired by the story about the one day event with lawyers to help people get through the paperwork that he wanted to volunteer for that. So you inspired him on the spot.

Fritz: Thank you for being here today. Could you tell folks at home how much assistance refugees get? You said they were required to integrate from day one. How long is it that the federal government provides assistance?

Soneoulay- Gillespie: Our wonderful federal state, so for the initial department of state portion it is 90 days. And then here in Oregon we provide services to our refugees for a period of eight months.

May 26, 2016

Fritz: That's just 90 days from the federal government and then the citizen was Oregon provide up to eight months of housing assistance and after that folks are pretty much on their own?

Soneoulay- Gillespie: Eight months is really what our resettlement offices do here in Oregon.

Fritz: Yeah.

Soneoulay- Gillespie: Yeah.

Fritz: I think people think it's an ongoing for years that people are getting assistance. When I think about how challenging it was for me to come here and I have the skin that i'm in and I speak English which is very similar to American -- [laughter] -- for folks to come here who don't speak any words of English, and in eight months to be expected to be by themselves, that is astonishing. I don't think most people recognize that. Thank you for the work you do in helping to provide that community and that helping hand to just get started in this country.

Soneoulay- Gillespie: May I add to what you said, Commissioner Fritz? While we as resettlement agencies are doing the work, it is really the community. There's no way, i'm not just saying this because i'm sitting in city hall. Refugee resettlement is a public-private partnership. That's why it was designed. We have to integrate not only our newest community members to the services but to the people. And that's how we know that if the community itself can walk alongside our newest community members, that's what triumph comes from. It's not from the resettlement agencies. So thank you for mentioning that.

Fritz: And if somebody wants to get involved dr. Curry Stevens showed us that 15% of Americans would welcome somebody into their home. How could they contact you or other services to say i'd like to help?

Soneoulay- Gillespie: They could go to our website.

Hales: And that is.

Hales: Catholic charities.org?

Soneoulay- Gillespie: Catholicoregon.org But also our brothers and sisters at Lutheran community services northwest, and soar, those are the three resettlement services here in Oregon. I didn't think it was appropriate to mention names. I didn't think we should name drop here.

Hales: That's okay, we do it all the time.

Fritz: And there are people out there who just want to help. I appreciate, you name-dropped three that are some of the less prominent partners, there are others too.

Hales: People who want to volunteer as translators to work at the next one-day refugee adjustment day, I knew it had a title, I just call it wonderful -- and do you remember the date?

Soneoulay- Gillespie: I guess I will publicly announce it, it's July 30th, Saturday.

Hales: If they are interested in being available July 30th go, to the same website and get in touch with you and volunteer, right?

******:** Yes.

Soneoulay- Gillespie: Yes.

Hales: It's okay. We get to promote good causes here.

Soneoulay- Gillespie: Thank you so much.

Hales: Thank you, toc.

Abdi Musse: My name is abdi musse. What she just said, piggybacking about the communities and refugee agents conversation going on over here, it just remind me in 2001 when the city hired basically a full time or part time liaison person, I recall vividly when all of a sudden the city for some reason, there was a bunch of cutting and they decided to let go that person, it was 2001. We just felt like, wow, it's high time we need

May 26, 2016

immigrants to support some kind of solidarity. That was 2001 basically. Fast-forward 2016, I think it's a huge success. Where we were, where we're at right now, what's about to happen basically in terms of establishing a new commission, specifically how to help this populations, really appreciate your hard work in making this happen. Back to the Somali community in general, by the way, i've been working with all kinds of populations for about 16 years here in Portland, Oregon. In the Somali community particularly, lately we have land, there's a report that's within released under the initiative of the community for the first time, after the community has been asking a lot about the public schools and performance of their children. Pointing out for example only 7% of Somalis were passing the state math test, 7%. 17% were only passing the state reading test. We had basically the attendance rate, about 93% of all Somalis being there. Students are motivated being there, but at the same time the system somehow failed them. I'm glad to point out the public schools are working with us. Basically this has been working for the community. The immigrant refugee population from diverse -- coming from diverse walks of life in different parts of the world, and they have had a challenge and they are working with us. But this should have been highlighted. This is what basically has galvanized the community and put them together under one roof. They have formed the Somali task force working with the Portland public schools and in other jurisdictions as well as the state, looking forward to remedy some of those issues. That is only the education piece of it. When you look at unemployment it's just high because the community, I don't know if you know, according to "Oregonian," the Somalis in Oregon are estimated between, 10 to 12,000, primary living in the tri-county areas. Most of them multilingual folks and they speak multiple languages. They really have gotten entrepreneurial experience. They are all for starting a new business but the system has been extremely difficult and challenging for them to start because of lack of opportunity. It's institutionalized if you would like, I could give you a case in point. A month ago a family that we were helping wanted to rent a house. We called the apartment manager and he said, well, we have three bedrooms over there ready for you, come over and take a look at it. We asked the family to pay a visit to the house. They went there and told the house was not available. Asked why because of the way I looked, dressed, spoke to them, probably that's what basically happened. We were not successful in getting the house. On another note we know a lot of members of our community have tried multiple times to get a thrown start businesses. They have not been successful unfortunately. So we're experiencing a triple constraint lately, Somali, blacks, immigrants, another added layer of challenge, faced with being a Muslim as well. We happen to be the largest Black Muslim community in Oregon. We're the largest black community of Muslim Americans living in Oregon. So far if you go any direction within the city you won't find three, four, five thriving ambitions, it's been extremely challenging, very difficult. Hopefully the commission will address some of those challenges and find some kind of a solution. It reminds me I think, a couple of years ago when sam was here, he invited us over, community leaders when he was hosting the other mayors, cities, visiting over here. And I think one of the mayors came from the twin cities, Minnesota. He said, this gentleman has been overseeing a lot of Somalis who have moved to that part of the world. Let's pick his brain, how they thrived and succeeded so we can replicate some of those programs. They shared a very fascinating story. The story goes that when the Somalis started going Minnesota in late 1990s a lot of business owners and the public, just as you pointed out, it's about publicly working together. They put in an interesting program for the community. They have realized those folks have a lot of potential in terms of bilingual, starting new businesses, in terms of basically investment of now. And now Somali communities in Minnesota contribute to the local economy an economy of half a billion dollars a year. They pay \$75 million taxes to the coffers of the state basically. I was

May 26, 2016

wondering basically how we replicate that over here. Thank you very much for affording me this opportunity to talk in front of you, I appreciate it.

Hales: Thank you. I wanted you to know that collaboration with other cities continues. I was meeting with mayor hostages from Minneapolis two nights ago. We have tried to learn from what they have done well and vice versa. Another good thing that's happening on that level is that along with mayor Kinney from Philadelphia and Mayor Stanton from phoenix, I'm cosponsoring a resolution at the next u.s. Conference of mayors meeting next month urging comprehensive immigration reform. The cities of the country believe that's what our communities need. The mayors are continuing to learn from each other and try to support good public policy at the national level. Again, inspired by and encouraged by the people in our cities.

Hales: Thank you.

Musse: Thank you both.

Moreno: Next we're going to invite some of our partners who exemplify I think some best practices of how we partner together with living out that idea of equity and collective partnership arrangements. I want to invite Jennifer Devlin, Esmeralda Sanchez and article Arlene Kimuta up here. Please share with us more of your wonderful work and I look forward to hearing.

*****: Alberto, thank you.

Hales: Good afternoon, welcome.

Jennifer Devlin, Bureau of Environmental Services: Thank you, good afternoon. Mayor Hales and commissioner Fish and Commissioner Fritz, thank you so much for moving this work along. We do have a little PowerPoint in there somewhere. My name is Jennifer Devlin. You all know that, i'm staff with the bureau of environmental services. My job is to -- thank you -- to work on city projects to do environmental restoration, also to do agreement for structure projects in neighborhoods. The other part of my work is to run a grants program to encourage all Portlanders to do watershed projects in their neighborhoods. Because best watershed management includes having everyone prevent pollution and to do restoration projects, reaching out to each and every Portlander is an important part of the success of our watershed projects.

Marla Snachez: Hello, everyone, my name is Marla Sanchez. I'm with the community watershed stewardship program. My role is the grant coordinator. It has been by far the best experience i've had working with creative, dresser residents in Portland, it's been great.

Devlin: So the 2011 bes staff and internals sought input and advice from the city's new Portlanders program. Let's see here. Together we developed promising practices for our program, and we also developed an assessment tool to track our progress in reaching different members of Portland. To better understand the needs of the immigrant community and to build on previous efforts to correct tee in our grants we met with polo catlani. His program to improve service to immigrant and refugee populations was leaders hadn't been aware of the grants and hadn't made underserved community leaders aware of how the grants could serve their specific community needs such as production activities, building a sense of place, and familiarizing immigrant communities with Portland's natural areas. Our follow-up actions included cross education between the Portland newcomers program staff and our staff, to learn about what are watershed projects? And what are the needs of the immigrant community? We also met with community leaders from irco and other venues to initiate discussions on how our grants my benefit their communities. And program staff that we could really institutionalize a presence for projects that were the most inclusive. And we have ongoing meetings with community leaders.

May 26, 2016

Sanchez: The program has learned much from collaboration with the new Portlanders program through these grant projects. St. Mary's Orthodox Church parking lot [indiscernible], Russian speaking networks of Oregon, creating a better environment program, youth gardens and watershed projects, African youth community organization watershed team, Oregon Bhutanese community station, community gardens and Johnson creek cleanup. [indiscernible] community of Oregon -- mental -- excuse me for mispronouncing this maybe -- Mesopotamians, we have a lot to learn from the Iraqi society. On the banks of the Willamette. The community watershed program looks forward to continue with bes and partnership with the new Portlanders program and the policy commission.

Devlin: Thank you everybody has really enriched our work and made our program better.

Hales: Thank you.

Arlene Kimuta: Thank you, everybody. Mayor Hales, commissioner Fish, Commissioner Fritz, thank you. I have a little piece of work I do in east Portland called mobile playgrounds. Our children do not normally have developed parks to play in. So about four years ago, five years ago now we said, how can we do this better? And it turned out the parks bureau has for 105 years been a mobile playground but they have never come out to east Portland. We worked with them diligently and they were a little bit stunned at the amount of energy that went into it but they finally agreed, you can have mobile playgrounds but you have to raise money. I agreed on raising money for a little bit of time but you have to institutionalize it. The other thing we did was say hire our kids. Your playground staff needs to look like our children. We worked with them on changing hiring practices for seasonal help. You don't need a recreational together toss a ball around. You do need some ability and maturity to drive a van and magazine lot of kids. As a result of working with them over the years last year there were 197 seasonal applications for the playground program and 71 of those applicants spoke another language. And they hired 28%. We are very excited about that changing demographic. We moved a couple of our playground programs to full-time five days a week with lunches. We continue to work with them on alternative sites where there are children gathering that need the services that parks bureau provides. And the offshoot has been Som Sobedi parks for new Portlanders. And that's a collaboration between other segments of the community and bureau that was pretty entrenched in doing things the same old way until we came along. They said maybe we ought to do things a little differently. Thank you.

Hales: Thank you, thank you all.

Fritz: And thanks to Ann from David Douglas high school who's here with us today, thank you for your partnership in the world cup soccer, this is Ann Downing, one of our great partners. Thank you.

Moreno: Thank you so much. As you can see the fabric of this is not only broad but deep. We are working across communities but also across generations. It was lovely to see the most recent panel exemplify that. I now want to take this opportunity to invite Som Sobedi, Ms. Janice McDonald and Alexis Gabriel to join us, please.

Som Subedi, Portland parks and Recreation: Hello, mayor, commissioners Fish and Fritz. My name is som subedi, I am the program coordinator of Portland parks and Recreation, in 2008 I became a new Portlander. I am a former refugee for almost two decades and I am a city employee now. City and committee can partner to design our Portland way. Thank you commissioner Fritz, city council members, and Parks director Mike Abbate. It used to be ever second half welcome to America, new discovery. But it's a week now. Every week I know a new thing. For the past six years I can personally attest to the challenge working with and for government. I imagined that every day in your role as a city commissioner and mayor, you feel enormous pressure for the safety, well-

May 26, 2016

being and lives of the city of Portland. I do feel that pressure to make sure that our communities find their way in a place where the language, customs and access to resources are different. I am a committee person and I have a government job at the same time. In some ways our new home is better, much better. In other ways unfortunately, we have failed, we are not welcomed. Since working for the city I am impressed by the dedication and commitment from the staff. Yet the one area that I think some -- they lack the firsthand experience understanding our unique challenge. New Portlanders through this commission get an opportunity to envision to build welcoming committees and better system, and to help redefine the government system. It will help build a bridge between the dominant culture and our communities and provide needed guidance on policy and how to make equity a reality. Lastly, it's a historic moment so that my daughter and new Portlanders families won't have to worry in future. So that we can be more stronger and richer Portland. Thank you.

Hales: Thank you.

Janice McDonald, Portland Bureau of transportation: Thank you. Hello, mayor Hales, commissioners, thank you. My name is Janice McDonald and I work for pbot in the active transportation and safety division. I'm also a cochair of deep. I want to briefly tell but two examples of my work with the new Portlanders community. Back in 2009 I was working on Portland Sunday parkways and in charge of community engagement. Two people from irco came from our team and asked us how they could be part of our great event. We all decided our greatest need was for intersection volunteers. We agreed but they came up with a much cooler name for the youth, which is junior cops. The volunteer gig was part of a larger plan to teach the youth about civic engagement. The youths and parents attended a conversation with the east Portland police precinct, which is a beautiful thing, because the youth's parents and police go to the break down stereotypes. The girls even go to the witness that women could be police officers, too. After that there was a training for the youth as to their responsibilities at Sunday parkways. On the day of north's Sunday parkways, five cars rolled up and the youth piled out. They had never been to this part of Portland and were so excited. All day they waved to passing participants and escorted drivers around the routes. Their smiles were infectious. It was hard not to notice the block after block of youth volunteering. People expressed delight in having youth and youth of color being part of the large community event. The next month the youth returned as junior cops. Since then we have developed a few ways to use this can tokes Portland Sunday parkways. Volunteers to leading games from their homelands, organizing bike rides to, more recently parks for new Portlanders, Portland world cup, soccer, youth playing games and introducing their families and friends to Sunday parkways. Until a few weeks ago the collaboration of som and the new Portlanders cultural celebration of park for new Portlanders as a highlight of the east Portland Sunday parkways which I believe all of you attended. In 2013 I moved from Sunday parkways to safe walks to school. I had the honor of shuttling kids from Harrison park school to city council so they could talk to you about the j journal. There were many issues such as bad tasting cafeteria food. Unhealthy food choices in neighborhood market and transportation concerns regarding lack of sidewalks and speeding cars. I was so impressed with the students and the authenticity of their presentations. I offered to come and talk to them about their transportation concerns since one of the main goals is to have safe ways to get to school by walking and biking. A few police officers joined me in their classroom. What I didn't know I would be the one that would be educated. When people tell me it is unsafe to walk or bike their kids to school, I instantly think of unsafe neighborhood, streets, fast cars, no sidewalks, intersections that are hard to cross. What I heard -- and I did hear that from the youth. But even louder was that students were being bullied on the way to school, passing

May 26, 2016

by gang activity or needles on sidewalks. Those were new issues for us to here, but not new issues for these youth. Since then I've met with a teacher Kim Schultz who came with the students and also their principals. Our whole goal is coming together and making it safer for the kids to walk and bike to school, and around their neighborhood. So why do I tell you these two stories? Because we are all very busy in our jobs. And it is easy to ignore or push aside the harder work such as working with communities who may not speak English or may not understand the ways of our government but it is exactly that reason that we as civil servants need to take the time to look at practices and policies. We need to be inclusive and intentional in our work. The guidance from community elders has been invaluable, not only to open my eyes to the concerns and barriers of new Portlanders, but to help me craft a program in order to better serve all Portlanders. I look forward to working with the new Portlanders policy commission.

Alexis Gabriel: My name is Alexis Gabriel, I work with miss Janice and som. We can with programs that connect all of our communities to the city. We are building bridges to connect and support these communities and feeling comfortable, feeling safe, feeling a part of this city. So they have kind of said everything that I wanted to say. From there, thank you guys for having us all.

Hales: Thank you.

Fritz: Thank you for being here.

Moreno: Thank you for your participation and your comments. Next we want to invite some of our city elders, some of our mentors, some of those leaders who have come before us and who remain and who have their own experiences and their own wisdom to share with us. I want to invite to the podium Ms. June Arima Schumann, if she would join us. I also want to invite Mr. Sho dozono who needs no introduction but is a business leader in our community and has been so for many years. And Mr. Tom potter, mayor tom potter, who I would like to invite also to the podium to provide some perspective about why we need this august body, why we need as a city a new Portlanders commission. If you would join us up here, thank you so much.

Hales: Good afternoon. Who would like to go first? June?

June Arima Schumann: Mr. Mayor and commissioners thank you for inviting us to be here. My name is June Arima Schumann, I'm a volunteer for apano serving on the new Portlanders policy council. Leaders across much of America spoke against allowing Syrian refugees to their cities and state, fear of terrorism overshadows our country's long tradition of refuge and opportunity. Mayor Hales went against that tide of fear. He opened our city to Syrian refugees with these words. As Syrians flee terror in their home state, Portland will welcome with open arms the individuals and families that the federal government places here. We as Portlanders, Oregonians, Americans and human beings need to remember that refugees are fleeing the senseless violence that has taken so many lives recently. I will be greeting Portland's first Syrian refugee family at the airport and I expect the community will help make our city their new home. It's the Portland way.

Establishing the new Portlanders policy commission will be one step to formalize our city's actions such as this. Beyond one mayor and beyond one event. And for these reasons. World events are generating new groups of immigrants and refugees in increasing numbers and in greater diversity. This trend is likely to continue as economic globalization and political unrest in different parts of the world generate newly displaced people. Portland needs to be prepared to welcome and integrate these new Portlanders with their diverse backgrounds and circumstances that are similar to but also very different from past immigrants and refugees. Successful integration of new cultures, perspectives and world views into the city's life would enrich us all. Thank you.

Hales: Thank you. Who's next?

May 26, 2016

Sho Dozono: Good afternoon, mayor and commissioner, my name is sho dozono. I may want to fill in a couple blanks maybe some of you don't know about my background. I ran for mayor a few years back and what I did was when I ran for mayor people wanted to know who I was, where I came from. The only thing I said to people who gathered there, I would say my grandparents came to Oregon in 1898. My mother was born and raised in Portland. I would go on to my business background. I never spoke about my immigrant background, not because I was ashamed of it. When I came in 1955 I was a 10-year-old. I never spoke about my immigrant background until about two years ago I was recognized as immigrant of the year. People knew I had further success with my business, my personal life, having been welcomed by the city 62 years ago. I'm an old new Portlanders. 30 years longer than you, Amanda. I also served on the human rights economy, the very first human rights commission established for the city of Portland, and Multnomah County. I want to congratulate mayor potter for reestablishing the human rights commission during his term. There were I think about 10 years we didn't talk about human rights because we think things are going very well. During the time I was on the commission it was the first instance I recall, an immigrant was killed by a group of skinheads, a gentleman from Ethiopia. We passed the first hate crime law in the city of Portland, Oregon. Things have changed today with many, many more immigrants from North Africa, Middle East, and so on, many, many communities of color coming. I'm here to really support the notion that new Portlanders is a tremendous program that supports the new communities here. I want to thank you for -- i'm sure you'll pass it unanimously. I can't imagine any commission that would be opposed to this, so i'll thank you in advance. It's the right thing to do and the right time to do it.

Hales: Thank you.

Tom Potter: Good afternoon, mayor Hales, Commissioner Fritz, commissioner Fish, appreciate the opportunity to be here. I'm very proud to be here with the new Portlanders, with the people who make Portland what it is. And I think that bypassing this ordinance that you're going to move the democracy dial another step forward in Portland. It needs to move forward. It needs to because there are still problems. You heard from our Portland state authority, you've heard from other people the problems that exist because people coming here do not have the same access to services that others do. So I am pleased that you will be supporting this. I assume that you're all for it because it's such a good idea. Good ideas are hard to pass up. I want to say that our communities, our new communities, our new Portlanders are really good, decent, people. They work hard. And unlike some other people, they really look forward to the prospects of engaging with their public leaders. And the issues that affect them on a daily basis. So we're very fortunate to be in Portland, all the good work you folks do every day. I know you tend to be criticized a lot but i'm here to tell you thank you for all the work do you to make this city a better place. And today we have the opportunity to push this dial a little bit further down the road. Over the years i've been involved with these different communities and currently i'm working with those on the workers project down on mlk to see that they can have a home for their workers, a place they can thrive and grow and become the Portlanders that we want them to be. So thank you for your patience today, listening, and for your commitment to equity, your commitment to making Portland the kind of place that we all want. Thank you.

Fish: Mayor, since we don't often have the privilege of having mayor potter join us, could I just make one comment? I had the great honor of serving with tom potter for six months. And i've served with a number of mayors. It was a singular honor to serve with you, tom. One thing that you taught me was you sincerely believe and continue to believe that we can be one city. And you welcome people into this building and I saw it. And you welcomed people that had a lot of apprehension about coming into this building or maybe

May 26, 2016

testifying or raising their voice. I think we all have an obligation to continue what you did into the future. I think what you did was important, sir. So thank you.

Potter: Thank you, commissioner.

Hales: Thank you all.

Potter: I want to thank the current mayor and commissioner Fritz for also been welcoming to new Portlanders, so thank you.

Hales: Thank you.

Moreno: Thank you to that distinguished panel. We're almost done. We want to thank you for your patience and for continuing to be part of this conversation. We now will invite closing statements from Lee Po Cha and Linda Castillo if they would come up.

Castillo: I don't know about all of you but I'm feeling pretty inspired. This is again I think the feeling and experience we have from our communities. They are so resilient, so creative, so hardworking and so present every day in our lives one way or another. So I just feel so honored with the stories we heard today and your responses to those stories and the work that you've been doing. I really feel we have a great opportunity to just continue to move our city to the next place as we prepare for the waves of folks that come into our communities, continue to be diverse and very different. But I think as those individuals come into our community and they are struggling with the challenges of inspiration, I think for us as civil and public servants we struggle with the issues of integration, we have an opportunity to make use of the wonderful knowledge, skills and experiences this community brings and that our public servants and public officials also are gaining in this process. I look forward to your support for supporting this commission, and the opportunities for us to continue to build and grow as a great city. Thank you for your time and attention.

Hales: Thank you.

Po Cha: I think after all this time I don't have much to add. The only one thing that I wanted to express, my gratitude and appreciation toward you again, commissioners, Fritz and mayor Hales, Commissioner Fritz, my gratitude toward you for appointing me originally as the first group of folks who are serving the new Portlanders council. And I'm so excited and looking forward to your leadership to push this conference to a full commission. I am a proud Portlander. I am a proud former refugee and I'm very sure that out of city leaders you're going to continue as proud and you're going to make us continue to be very, very happy citizens of this town and this city. So I'm just hoping that we'll open the door to infrastructure to help encourage in welcoming the next refugees to our town to be productive, just like all of us. Thank you so, so very much, thank you.

Hales: Thank you, thank you all. We'll see if there's anyone that wasn't part of this wonderful presentation that wants to speak this afternoon. There's anyone else who would like to speak about this ordinance sign up. We've got a whole bunch of people signed up, right off the sheet. Come on up.

Parsons: The first three please come up. I apologize if I'm mispronouncing your name or reading your name incorrectly. [names being read]

Hales: I hope you can each take about two minutes and try to make your points, please. [talking at once]

Imam Najreb: In the name of God, beneficent and merciful, Mayor Hales, Commissioner Fritz, Commissioner Fish, it's indeed a privilege and honor for me to come and be a part of this initiative, this group that has come forward. And for your insight, too, Amanda, for moving something forward like this. But I'd like to say something briefly. I read something when I came into the chambers, it said you'll be speaking with the city council, so you have three minutes to speak, they will ring a bell. Sometimes we listen, sometimes we don't. Sometimes you win and sometimes you won't. I thought that was very nice. [laughter]

May 26, 2016

It lightened the mood. I know that you have more to deal with than just listening and saying no and yes to things. Because the city of Portland is quite a city. And in taking that I'd like to say, I had an opportunity to come to Portland in 1975. I can always remember crossing the Fremont Bridge, and it said 325,000 people in the safety Portland. Wow, my wife were coming out of San Francisco, places like Chicago where it's always a hustle and bustle, this was completely a breath of fresh air for us. And in supporting something like this, I'm able to look back and see how Portland has progressed over the years, and how Portland has really been able to maintain its competitive edge. I believe a lot of it has to do with the type of people and the individuals that you've had in terms of leadership from the mayor's office to the state, county, et cetera. It's brought Portland to this arena where we are. I think this is a natural, natural progression. I'm certainly in favor of the diversity of, I'm in favor of establishing the job market, I'm in favor of including the immigrants, many of these immigrant brothers and sisters. I call them my brothers and sisters because I'm a Muslim and I practice the Muslim faith. They are my brothers and sisters because we believe in certain principles of belief. They don't come to America to be other than good Americans good citizens. Many of them you know, some of them work in the mayor's office, they work in the city government. They have contributed to not only the development of Portland but to this great nation. I would encourage you, mayor Hales and commissioners, to support this type of an initiative. I believe this will help Portland remain competitive. And like it says now Portland is the most livable city in the country, maybe in the world, because we have all of the elements in place. Thank you very much for your time and your attention and allowing me to have this opportunity to speak to you. Thank you.

Fritz: Thank you, imam, we always listen. Sometimes we agree and sometimes we don't but we always listen.

Fish: That's a handout that was unauthorized.

Fritz: And we will find out who wrote it.

Hales: Clever, but -- [laughter]

John Calhoun: Hello, mayor Hales, commissioners Fish and Fritz. My name is John Calhoun, I live in the Hillsboro neighborhood. On 9/11 I had a Saudi student in my house and we watched the towers come down together. As a result I was pretty sensitive to the potential for a flashback. I was also at the time president of neighbor house. We had as we always had a lot of clients who were immigrants and a number of them were Muslims. I asked them to put together a neighborhood group to see what we could do to protect them. Out of those meetings, I met many people, including these at this table who became friends. I became aware of the contributions of this community. The engineers, and I worked at Intel for 20 years myself, Intel couldn't function without immigrants from especially Asia. The doctors, I'm not sure our hospital could stay open without the immigrants that we have there. They have become my friends. Today the U.S. is suffering from an immigrant backlash. We have a candidate for president who has made the backlash part of his -- central to his platform. And this is led to some immigrants, especially Muslims, afraid to go out in public. Some of them are harassed, as you know. There are some bad headlines. There was an article in foreign policy magazine, I don't know if you remember reading this. Portland is the most livable stint country unless you're a Muslim. The value of this approach here is to be an answer to that backlash and say, no, that's not Portland. It also opens door for the nonimmigrant community like myself to be able to connect and be able to assure immigrants that there are people on their side here. Thank you.

Wajdi Said: Respected mayor and respected commissioners I came here today to speak on behalf of 400 Muslim engineers in Intel as well as hp. I speak on behalf of the 25

May 26, 2016

Muslim doctors that treat Portland hospitals. I speak on behalf of the 30 Muslim dentist and Imams and teachers that are in public schools. Mayor and commissioners our beautiful city of roses the city of Portland, Oregon has been names and recognized as an American gateway city. We are a gateway to global movements of family's ideas and the great community leaders. Such leadership has been a driving force since the turn of our 19th century. As civilians landed to Portland, Oregon the parents were peddlers or traders. The American city narrative along with many others was being written. American citizens thrived in American society and people such as the great republican governor the late victor atiyeh or produced. This narrative also produced a great world class leader in an urban planning that created what's called the PSU or the urban university in the city. The late [inaudible] and now without----further respect of our great commissioner the chair of Multnomah County of that city and immigrant Deborah Kafoury my dear respected brothers and sisters let me say the American community today stands of beautiful colors. Today I stand before you as a proud American, Muslim and as an Arab American in support of the proposed funding of a permanent commission for the new Portland council. As our colleagues have said in their testimony earlier this commission will institutionalize the city of Portland commitment to positive integration, of our new families, whatever they may come from. As to the life and fabric of our city, the city of rose, this commission will assist in adopting policies, on recommending practices that assist the bureaus in consistent expectations and processes for the inclusion of our new images that came here. Some of them, by not a choice. Other than as a result of our international crisis. Our foreign policy. We have to remember that we have an ethical and moral before we have a political responsibility. We have an ethical and moral responsibility as human beings that transcended the boundaries created by practitioners and the likes of people. In 2017, the word [inaudible], one that divided us, a treaty that created the boundaries, that created all the human crisis that we are suffering today, with the expected elected officers, it is very important to become successful through a partnership rather than conflict that will come through the vision. I hope and I ask each one of you to take this into consideration and also to talk to other fellow Commissioners who are not here, that this is the way Portland has to lead, better than Minnesota and other cities because we are the best, and we can be great for partnership. Thank you very much for allowing us to speak on behalf of so many individuals that work for our successes in memory of [inaudible]. We urge you to engage in [inaudible]. Mayor Hales, Commissioner Fritz and Fish, people will remember you that you are a great healer, a great dignifier of the human family, and thank you very much.

Fritz: Thank you for your beautiful words, could you put your name in the record, please.

Parsons: Could you give us your name?

Said: Wajdi, last name, said. First name is love and last name is happy. Love and happy.

Fritz: Thank you very much.

Hales: Thank you.

Parsons: The next three please come up. [reading names]

Hales: Good afternoon. Welcome.

Margarita Vejo: Mr. Mayor and commissioners, thank you for inviting me, and at first I would like to say -

Hales: Just tell us your name.

Vejo: Margarita, and I am Russian. I usually say, I am Russian-American. Because I am here 19 years, and before you, it took two minutes to get from the street to the second floor, and for me 19 years. I came to this country, with my phd degree, and talking about the education, people, we came to The lands of milk and honey, and we were not

May 26, 2016

welcome. And unfortunately I don't want to upset you, but the reality, I was not able to find a job until I hide my diploma and say I have a high school diploma. And my first job I was a hostess, and once I was asked to wash dishes, and the person, he tell me, you are a dishes doc tonight, and I continued to smile and I say yes, I do, but today, forgive me, not only for myself but for my community, and thank you for everybody who invited us because if you know, we are part of the coalition colors, and Russian community, they are really diverse, and when you say Russian it does not mean nationality but they speak a Russian language, a common language but about 160 different nationalities. We have white skin but there is diversity and we belong to the communities of colors. Thank you, professor, from the university because if you look at the file you will see our needs. Many came and must not be ever allowed to do jobs, so as you know we have a good degree and as was mentioned, intel and Microsoft, 30% engineers and, of the Russian speaking people, people born here, our children, they still experience discrimination and hide their -- nationality. 70% of our community, they are born here, our children, our grandchildren, who is ashamed to say who they are. When I was a student at Lewis & Clark college, I was one student in a group of schools that, a foreign person, and who is not mainstream, and every day I Experienced I am not welcome, and I was thinking, if I am an adult person and I have a hard time, how hard is it for our students in the school because we don't have enough Russian speaking stuff in the school and 25% of our children drop out of school, and it's a very dramatic in number. I am thankful to Mr. Lee po cha here from irco because I was fortunate to work for them for 15 years. When I calculate how many I serve, I serve 8,000 families, not only 8,000 individuals. 8,000 families from 26 countries, and I know the immigrants and how hard this life is, and I only come as a war, if you survive war you became strong but it's better not to be in the war because if you look at the death of cancer as a result of stress, that's how it is, and I have to admit, you don't receive the same respect. And sometimes we don't have the same opportunities. And not only for myself, but for the entire community. And I love my brother and sister because my best friend is from Ethiopia, from Nigeria, not so many from mainstream, unfortunately, and we have the immigrant and refugee organization, and an Asian family center, and we don't have a place for Russian people to come. We have a small department which I am working right now. Few people, limited services. We don't have a wide variety of social services, and we all dream to have a Russian house. If you look, you can see the families, the Slavic and Russian People, they dream to have a place that they can come and surf and share our heritage and not to be ashamed of our heritage. Thank you.

Hales: Thank you very much. Welcome.

Ibrihim Turki: I am Ibrahim Turki. Good afternoon, I am senior engineer at Washington County. I am also a member of the Muslim medication trust board of directors. I am here - - I have a few comments based on the personal stories. I came to Oregon in 1979 to go to college. The circumstances had changed and the political environment of high home country made it through for me, safer for me to go home. There was a change of my status. It changed from a student on a student visa to an immigrant looking for a safe home. The country, the state of Oregon, and the metropolitan area became a safe home for myself. As most immigrants work hard to create opportunities for myself to have a slice of that American dream. Contribute to this great country. As most immigrants pay millions in taxes in property and state personal taxes that is substantially for our economy, and other government services. When Washington County gave me my current job, I felt the need. I did not take someone else's job. Most immigrants bring skills, skill sets, for our domestic workplace needs additional skills that immigrants bring, new immigrants and their children will pay, will be a vital source for labor power, skills and talent to fill the community and the employment and increasing labor needs. Our shared prosperity is by the sources

May 26, 2016

and labor of people who have arrived here generation after generation. To become a part of the American story. A community that fails to reap the benefit of that power, or loses it to the detriment of our own partners. As most immigrants, both documented and undocumented, have social diversity and economic vitality of our community. New Portland is hire American workers. In Portland, approve on the financial stability of neighborhoods in the community, and you arrive first, spend money, on American goods, and services when help businesses grow. It brings customs and cultures with our own society and public discourse.

Fritz: I am going to interrupt you. I see you have your testimony written, if you would like to give us the rest that would be helpful.

Turki: I am done just one second. My message today is simple. All people should be treated with compassion and dignity, and our fellow Americans, take that to heart. Establishing this commission will take us a long way. Thank you.

Hales: Thank you very much.

Kolini Fustivr: Mayor Hales. My name is Kolini Fustivr. I am from the island of Tonga, and my parents moved here in 1975, so we came here solely for economic reasons. There was three of us, and I happened to be one, one of two that graduated from Portland state university. I am here from the tonga community in support of the new Portlander policy commission. We're here in Portland since mentioned. We are all over the place, just not being noticed, I work for the Asian family center. Mayor Hales, when you were running for mayor you stopped by our office, the Asian family center. I brought some members from my community to listen to your campaign. Across the street from the community room of the Asian family center you can see an apartment complex with a retaining wall. One old one and one new one, the old one was built by a Tonga contractor in the 1980s. The new one was built by another Tongan contractor a few years ago. Here in Portland, we're not going anywhere. We are here to stay, but I hear from the, I am here from the community to support the new program. Thank you.

Hales: Thank you very much.

Parsons: Next three. [reading names]

Hales: Are you still here?

Hales: Ok. Go ahead, rick. While they are getting settled.

Rick Nitti: It's good to see you in a more civil environment than the last time I saw you.

Hales: Yes, it is.

Nititi: Thank you, mayor Hales and Commissioner Fritz and nick saw me running up so he ran. I am rick, the executive director of the neighborhood house, and I am here to speak positively and ask for your support for the new Portlander is commission. Why am I here? The neighborhood house was founded 111 years ago to serve the needs the immigrant population I was arriving in Portland at that point in time. Those immigrants were coming from southern and Eastern Europe. Today we continue to serve the needs of immigrant and refugee populations. One of the people we served was a commander of a soviet naval ship. One of our employees was the daughter of the mayor of mogadishu. All of our people have experiences and experience and struggle, and we feel this commission is a way of taking a giant step forward. I just would like to say that to show how strongly the neighborhood house is in support of this, John Calhoun was here and left but we have three other board members here.

Hales: Thank you for coming. Yeah. We are here in numbers, and they are my leaders, so thank you for the time, you know what I have to say.

Hales: Thank you very much. Good afternoon.

Baher Butti: Thank you, mayor, and good to see you again. Actually, this reminded me of saying this again, and I am proud to be an Iraqi American, and it comes to a democracy

May 26, 2016

I am proud of the American part so far. This building, that's where I met democracy when I heard the mayor Tom Potter talking about people in decision-making and I am seeing another inspirational moment with the transition of power. That's good news. I am going to talk about why we need to be included in the decision-making process, the Iraqi student wants the boarded of an airplane three months ago. A friend of mine, half American and Egyptian, sent them a letter protesting, and that's their response to her. Dear Sarah, thank you for sharing your thoughts with us, and we welcome more than 100 million customers a year. Safety is always first, and the employees are trained to make decisions to safeguard the security of our crews and customers. On every flight. We would not remove a passenger from a flight without a decision rooted in established procedures. We neither condones nor tolerates this of any kind. Whether it comes to decision-making, the employees are trained. Guess who was included in that process. To discriminate against someone who said a couple of words in Arabic and someone felt up comfortable with that so I urge you to move forward with democracy and include us to the city. Thank you.

Hales: Thank you. Welcome, good afternoon.

Brashir: Good afternoon, mayor Hales and Commissioner Fritz. Commissioner Fish and the rest who are not here. My community members, I am honored to be here today to join you today. I come from Somalia, and I --

Hales: Put your name back in the record.

Brashir: I am Brashir, I work for the center for African-American immigrants and it was newly formed. I have lived in a refugee camp myself, I have been a refugee for 20 years. Over two-thirds of my life. I lived in the city, in this great city for the last, almost 10 years now. I speak to the challenges, to the assets, to the sense that I've been brought here by Dr. Ann who I am working with from the Somali community. To tell you one story of the challenges we face, I graduated from Washington State University in 2012. With business administration and management. Those were the years when the economy was rough and there was not so many opportunities. We were doing group interviews, so I would go and go to the enemies, and two or three a day, or a week, and we would come out of the meeting, out of the interview and everybody would be congratulating me saying you have got this job. You have done a marvelous job but I would not get an email back telling me, let alone getting the job, and today I own three businesses. That speaks to the challenge but also the strength within the diverse communities of color. I am here as a proud immigrant and Muslim, and a proud African, a proud citizen, too, a citizen of this country and here to stay. I fully support, speaking from the largest Muslim community, I support this with one caveat. I have been following this council, even though I have not been part of the meetings, I tend to follow national stories, and in every city across the United States we have immigrants and refugees commissioned and all these people were talking about immigrants and refugees but the name is New Portland. Why can we not be brave enough to say that this is the refugee and affairs commission? Not just correct but the right thing. We should have sided with the name. We have people moving all across America, the number one destination for Americans all over the United States for the last three or four years now. We have our unique challenges, we are immigrants, and we need this to be named in honor and in strength of our diversity that we bring to this community, and not just me but the communities, for the first commission, that's my own humble suggestions for, and I think that that would go farther than saying New Portlanders. Thank you very much.

Fritz: We could have a long discussion about that at some point. I prefer the term, New Portlander because, and maybe it's Old Portlander, as they said, New Portlanders, but we are now Portlanders. Portlanders are home, and we are no longer immigrants. We have emigrated from our previous places, but this is my home. Somebody said to me in the

May 26, 2016

campaign I just did that I should go back to England, and I was like, this is my home. I have lived here. I am a Portlander now. And so that is, obviously, a conversation that is for a different time, but that's my belief that it is inclusionary, and it helps other people who are not immigrants and refugees to understand that it is more inclusive and welcoming. We really can't --

Bashir: My personal opinion --

Hales: Thank you.

Hales: Good debate, thank you very much.

Fritz: That has a conversation that we have had over the years so thank you for bringing it up. It's important to voice that because there is many people with that question so thank you for raising it. The last folks signed up?

Hales: Anyone else that would like to speak today? We will have comments on this. It will be voted on next week?

Fritz: Voted on in two weeks. But I would invite commissioner Fish --

Fish: Give me the honor of beginning and I want to thank Commissioner Fritz for bringing forward the ordinance, and I want to thank mayor Hales for being consistently supportive of the values and the agenda that we have discussed today, including the budget where it really matters. And he has placed the money to fund these deeds so I thank my colleagues. I will be very brief because I think that I don't -- I don't think that I could add much to the testimonials that we have had today. I want to observe this. Many of us here today love the game of soccer. And last night a young man born in Liberia who became a United States citizen in the year 2015 who plays for the timbers and lives in Portland scored the winning goal for the u.s. National team in a friendly ramp up to an important tournament. Darlington. Librarian immigrant. Dr. Fishmar, a Syrian immigrant, who if some would have their way would have been barred from this country. Who is a prominent doctor in our community but travels to the border of Syria on a regular basis to treat the victims of war. Liam frost, who works for me, born in wales, who took the oath and became a United States citizen. And is filled with the joy and pride that comes from having the opportunity to say he's an American citizen. I will tell you he knows more about civics than anyone I know.

Fritz: We had to take a test.

Fish: What unites us here today is our deep understanding that refugees and immigrants enrich our country. It is not something that we dispute, and frankly the handful of elected officials disagree with us, at the federal level, and have done more to unify us than anyone else, and I give them the credit for unifying us as we have bigotry and islamophobia, but I want to close with a brief personal story. I consider one of the privileges of our work in that we go to spend time in the community with people at galas and gatherings. And we get to hear the stories of people. A few years ago I was invited to go to an elementary school in centennial by a young woman who was an AmeriCorps volunteer, and she wanted me to do a civics class with her third graders. There were 10 kids around a table, and they had never met a city commissioner. And I had never been in this elementary school. The stories they told me were of living in apartment complexes where they feared for their life and they talked about concerns about a nutritious meal on the table, and they talked about the anxieties that they felt. These are third graders. But what I learned is that everybody around the table spoke at least three languages. And what they may not have fully appreciated but what we understand is that many of these children, immigrants, refugees, with all these languages are the future of the community. We don't just say that because it's a cliché. We say that because as Ann pointed out, this is the asset base. If we nurture and treat like they are a value will lead us forward. And this wealth of talent around the table of third graders, each who spoke at least three languages, and by the way they were

May 26, 2016

mostly Cambodians and Russians and Mexican, Mexican Americans, blew me away. When people say what's the future of our city I say go out to 82nd street and look east. As that part becomes rich in diversity and culture and tradition and history, it will benefit our city if we are smart and know how to leverage that, and what my colleagues are doing today is saying we are going to institutionalize a place where voices are heard that will continue beyond our service. It's unthinkable to think that the three of us may not be here forever, but beyond our service, it will, there will be other people who sit here to whom a commission comes and gives wisdom and advice. That's the beauty of what you are doing. Again, colleagues, thank you for what you have done, this is a proud day. And I am proud to be here today, and in two weeks I will be proud to cast a vote of aye.

Hales: Commissioner Fritz thank you, and what a wonderful proceeding this afternoon. So thank you all. First there is, of course, and that's why you advocated for it, a difference between a council or an advisory committee and a commission. The commission model here in the city, speaks directly to us as Policy-makers. Whether it's the planning or historic landmark commission, they have policy-making power. That's an important distinction. Not just a difference of a word or the nameplate on the top of the letterhead it, has a difference in the power structure. And of course, you know that. And that's why we're here because that's appropriate to the importance of new Portlanders in our immigrant refugee communities and fellow citizens here in Portland, to be at the table that way with real power, and that's why I was teasing, talk about being shy here. This is your building. You own this place, and you have power and you should exercise it, and we have seen that if wonderful ways in the budget process, and elsewhere. We have had an example of the power that should be exercised by the commission speaking to us and saying we need to do more of this or do that differently, and Portlanders coming forward to say to us as their elected officials or the departments that answer to us, we have a problem here and we have an opportunity here to help us deal with it. When we had people come to the hearings and talk about sidewalks in east Portland, the commission will have the opportunity to hold us accountable. Are we making progress in east Portland? That was a specific issue that got brought up by more than one of our refugee communities. So this is an opportunity to make it real. And make it real in the budget and in ways like our program that is institutionalized, and I appreciated my colleagues support for this, we started something innovative, and now it's in our program of making summer recreation and after-school recreation free for teenagers in our city. Because we want them to have positive opportunities. So now the montavilla community center is a team center, and the centers I am so proud to have built in east Portland and Mt. Scott and southwest will have programs for the young people that they won't have to worry about \$3 or \$5 to participate, and watch us and make sure that those efforts don't falter. Real power, and I hope and expect it will be exercised but not just in how we spend money. But what we do in other ways. Who are we hiring? We had a discussion about our new policy that I am proud our city has led ban the box. They should not be stopped by a box that says, have you ever committed a crime because they will never get to work again and guess what will happen? They will be back in the justice system so Portland has led the way on that issue. We need to lead the way in hiring people of color and in people of color's companies to do work for the city. Watch that progress, as well. And help us not just -- don't just lobby us but help us to advance that agenda. I am proud that we have Ibrahim, our first Somali-born police Officer. He needs company. We need more police officers and police officers from the Somali community and from every other community in the city. Then we will have a police bureau that properly works for and understands who we serve. There are lots of ways where you can make it real that way, as well. And then help us put appropriate pressure on the private sector and the foundation nonprofit sector

May 26, 2016

to be good partners for what city government does. I was in mayor ed lee's office not long ago talking about homelessness because we were down there visiting a facility that they have done better than what we have done, and he just mentioned in passing something that sort of made me crazy, which is that they wanted to light up one of the bridges so he made a few phone calls and had gotten \$25 million contributed to light it up. I was happy for him but i'm not sure if my first request would be for lighting up a bridge as pretty as that might be. The pointed is there are sources of wealth and community investment beyond the city's budget. Which perhaps you can help us to secure in partnership to do good things. Whether it's hiring or building facilities or in serving our community. I expect this commission will be powerful in all kinds of ways. Finally, a little bit of a flippant comment but i'm not sure if this is an accurate quote but when the office of Neighborhood associations was created by a 3-2 vote at the city council over the objection of the mayor at the time, that mayor apparently blurted out something to the effect of well, we're funding the opposition: I guess in his case that was possibly true. What we're doing here is we're institutionalizing the new leadership. I don't think that's threatening at all, I think that's wonderful.

Fritz: Thank you, colleagues. Gretchen Kafoury used to say we pay people to disagree with us, and that's a similar way of saying we are funding the opposition and she celebrated it as do I. Thank you to mayor tom potter for being that father of the first, new wave of how we do things, and in some ways like jimmy carter enough is for one term and establish so many things that have continued to prosper so thank you very much for that. Thanks to Maria Johnson, the director of the office of human relations that first housed the immigrant refugee program. And Dante James first director of the office of equity and human rights, which then took it on. And to Amalia, the director of the office of neighborhood involvement where it now sits. It is sits or is housed or is staffed. You may notice if you read the ordinance closely I did not say which entity will continue to staff the commission, just that it will have staff appropriated by the counselor in the budget process. That's something that I want to talk with the mayor's elect about as to whether -- where is it most appropriately staffed, whether it's in the neighborhood involvement or in the mayor's office or equity or somewhere else. The important thing is we are establishing this commission for the reasons that the mayor set that it becomes important and gives advice to every member of the council. The council is agreeing to put staff and have all of us participating with the council as non-voting members, and I have just become reelected, which I am very happy and grateful to the Portland voters for doing so, so entering my third term I can no longer say that I am not a professional politician because obviously, I am tip, so I have learned to count to three over the course of the last seven years, I want you to know that after -- the community brought there to me, and I said that sounds good, I checked with the mayor, and he said that sounds good, the next person who said that sounds good was commissioner Fish, and he was the one in the budget process who said we are going to fund this and establish this. And he's the one here rejoicing with us today so thank you for your partnership. [applause] thank you to Linda Castillo and Lee Po Cha and the people who have led this as co-chairs at the council and have guided this process. It has taken a while, and I was asked at the gathering that we had before this hearing, why is democracy taking so long. And it's because so many people need to be heard and how we have to consider everybody's viewpoint and try to come to something, which is our best guess at this time. It's probably not perfect, and a future commission, or council may decide there is something better, that this is our best summary right now of what we think is going to work. Thank you to dr. Stevens for your diligent data gathering and explaining of why things need to be, how things are and looking at how they need to be. Thanks to Clare on my staff and as well as Andrea Valderama novick's office and Dan in the mayor's

May 26, 2016

office offers for their help, and the staff in every one of the council offices who cares about this and has been involved and I appreciate that. Also our staff in the office of the neighborhood involvement, polo catalani, brain hoop and lisha shrestha. And most importantly to you, the community. You demanded this, and we have done it in response to what you have asked us to do. We need you. You are part of who we are and what makes us great. One of the nicest compliments I ever got during a campaign was the first time that I ran when I was -- when I had done a lot of land use work. Somebody involved in the statewide land use planning system set up 30 years before, wrote to me from Corvallis and said you are the kind of person that we were hoping for when we envisioned this, so now we are looking for who are the next People that we were hoping for. Who are the children of our Russian speaking ph.d. Who had such struggles because that's what you did to get by. And now has become a leader in our community. How are things going to be different for your children and grandchildren and my grandchildren and all our children and for each of us today? There are real struggles being faced today and that's why this commission will be so helpful in helping us to figure out how do we do things better so thank you very much to our colleagues and thank you as somebody who came here by choice, and who had to take the test to become an American citizen rather than having it by right. It's very meaningful to me to be part of this work that we are doing together.

Hales: Thank you, thank you, commissioner. [applause]

Hales: Thank you very much for coming and we will take this up for a final vote two weeks from today and take a five-minute break and get ready for the next item, which is a completely different subject. Thank you all.

At 4:12 council recessed

At 4:20 council reconvened

Item 566.

Hales: Ok so this is a land use proceeding, it is a legislative one so it doesn't require all of the usual warnings and demonstrations, I don't think we have to worry about ex parte contacts.

Kathryn Beaumont, City Attorney's Office: Not on the legislative matter.

Hales: So we'll just turn this over to our team, our staff, and our guests, and take it away.

Troy Doss, Bureau of Planning and Sustainability: thank you, mayor, this is troy Doss with the bureau of planning and sustainability. I'm project manager for the zone change which is pretty minor but I think the project is important enough that we want to make sure that the chair could come and introduce to you, and we have the project manager from the county, as well, j.d., so I will turn it over to the chair first.

Hales: Welcome.

Hales: Good afternoon.

Deborah Kafoury: Thank you.

Fish: Lebanese American.

*****: You were just praised.

*****: In abstentia, you were praised.

Kafoury: And I heard another kafoury mentioned, as well, so thank you for that, I am Deborah kafoury. Chair of Multnomah County. I want to commend you on your foresight into this new Portlanders' commission, I think it sounds wonderful and I believe it will benefit not just the city but the county and all our residents, and I want to thank you for that.

Fritz: I am really glad you said that. There was a request to put into the ordinance that it would going to advise the other jurisdictions, and we thought that we should ask first. As the capacity allows we would be happy to partner with you on that.

May 26, 2016

Kafoury: I know our department has a smaller version but a similar commission that helps guide their efforts and just recently started but has been really amazing and translated into our budget we just passed this morning, some of the members on that commission on that are on The budget advisory committee, and they revamped the way that they offered advice to us this year, and was really instrumental in getting new policies and programs in our budget reflecting the needs of the refugee community as well as the communities of color. I think that there is a lot that can come from this group but today I am here to talk about an exciting topic, the downtown courthouse. As you know i've been a proponent of this during my time as the county commissioner and now as county chair, and we are so close, farther along than now than we have ever been in the 40 years since we have acknowledged the need to replace the courthouse. We completed our site selection process, facility programming and we retained a design team, and a commitment of millions of dollars of funding from the city, the county and from the state of Oregon. And in the division of labor in the county and city, the county provides justice services. Therefore we look to the city to be a real strong partner with us on this important endeavor, and in order to break ground on the new courthouse on Madison and 1st in september of this year, which we plan to do, we need the city to approve the increased height on our site to 325 feet before the central city update is implemented. It was included in the comprehensive plan approved by the city council in 2015, but the new height limit is not written into the city code. The increased height will allow our new courthouse to house all the functions in the current courthouse, including the district attorney and for high volume courts and traffic that you utilize. We plan to have 17 floors with 44 court rooms the programming follows the recommendations of a planning and space report prepared for us in 2014 by the national center for state courts. On April 26 the Portland planning and sustainability commission voted 7-0 in favor of the increase, and I am here today to ask you to approve the zoning amendment.

Hales: Thank you very much.

Fish: I want to ask you given this team is like a crucial change to allow you to vote for it under a crushing deadline, is there anything in the relationship between the city and the county that's unresolved that we can think about before we cast a vote?

Kafoury: I don't think I need to remind you the high volume courtrooms in the new courthouse are lucrative for city coffers.

Fish: I will tell you that recently I was in the courthouse in a jury room meeting with the judge on something unrelated, and I was reminded how dated the facilities are. And how in need of an upgrade that we are for our courthouse, so it was eye opening.

Kafoury: It will be a beauty, and functional. Thank you.

Hales: Thank you.

J.D Daishaw: I am j.d. Daishaw, the project manager for Multnomah county for the facilities and property management, and just like you said, the existing courthouse is Functionally obsolete, and I am here just to answer any questions and I emigrated from canada.

Hales: Ok. Questions? Issues to raise.

Fish: Can I get a clarification.

Fritz: Is there a presentation?

Fish: We approved this as part of the west quad, right?

Hales: A plan that contains it, did I get that right?

Fish: So what we're doing now is moving the process forward more quickly to codify what we said.

Doss: I will give you a brief presentation and walk you through that, if you like. The site is there at 1st and Madison, the Hawthorne bridgehead, most people know it. And the site is

May 26, 2016

known as block 8 in the Portland addition. It has a height of 200 feet. The planning commission and the sustainability commission and the council approved a concept to increase the height of the bridge head at 325. Going forward the current plan district, before the adoption would be adopted just for that block to allow a height of 325. In the next phase, of 2035, which should be coming to council next year, we would be doing the rest of the increases and this is what that would look like so this is in the middle of the block that would be 325 at the Hawthorne bridgehead. The -- as noted the structure will be 17 stories, and usually that could be accommodated in less than 325 feet but it's unusual for a courthouse because while the program that goes into it you have floor to ceiling heights on average and my understanding is that the other average of 18 feet, that's what's being proposed here, so it's the virtue of the courtroom space itself, driving the height in this case. We have done some shadow analysis, it shows our typical analysis in the city of Portland for downtown would be 3:00p.m. On April 21. It would have deep ridge head itself, we took it two months forward to see what it would look like, and it was similar but not quite as impactful but either way the impact was low on the park itself. With that the planning commission is asking that the council recommend that we go ahead and update the map of 5103 of the Portland zoning code district to allow for that height in advance of the central city 35 plan coming forward.

Fritz: Could you go back to the height map please? So when you come back, I will be asking why we're not increasing the heights on the lots between this site. We have got the 350 lots back, I am very fond of the policy that says we step down to the river so because we have got that, this is why I supported this increase as part of the west quadrant even though I didn't support the others, that it does step down from the 350. I am not -- this is not under discussion today but just putting the marker down, will want to know why would we not be the ones behind it to 350 or -- well, 350, in fact?

Fish: Can I ask a policy question? I remember talking to John Russell about this, and I would be interested in the staff level explanation as to why as part of the planning we think we can accommodate more height in the bridge heads.

Doss: Why should we or can't we?

Fish: Should we because we are doing it in the planning and we made a judgment that it is consonant with the good planning and remind us why?

Doss: Well, I will call in Joe for that one because he was more engaged in the west quadrant plan than I was.

Fish: Ok. He had the debate, and we agreed to do this. I just, since we're taking it up again and we have a complete record Joe would you remind us why we believe that with the bridge heads there is a good policy argument for more height than we would otherwise have?

Joe Zehnder, Bureau of Planning and Sustainability: Joe from the bureau of planning and sustainability. Several reasons. One is even from the 1980s plan there was a notion of marking the bridgeheads as a signifier as coming in, their importance there, so height is a move that does that. But also, since the 1980s plan, we've been trying to find a way to bring the activity to the waterfront, and into waterfront park so the bridgeheads when you combine the land available, there for redevelopment, and the urban design potential as a good location for the height and the marker and the ability to bring development down to natio and the waterfront here while preserving the rest because a lot of the waterfront is in the historic districts. And that's what we focused on, both on the east side and the west side.

Fish: Here there is this additional public benefit of getting a courthouse that's fully integrated with all the services under one roof. Sounds compelling to me.

Hales: Thank you, anything else you want to add?

May 26, 2016

Doss: That's it.

Hales: Any other questions for the team? Thank you very much. Let's see who else wants to testify on this item please.

Parsons: Mr. Russell would like to testify.

Hales: Ok. Anyone else feel free to join him.

John Russell: Good afternoon, mr. Mayor and members of the council, as one of the few people remaining in the city, in the advance of the unit I would like to testify in favor of the county's height increase. I did serve as a member of the west quadrant plan, and as you've been told this was something that we recommended a long time ago and ratified by the planning commission itself, so the issue, I think, is just one of timing. Not whether, whether the particular site will get the height increase but when. I understand the compelling reasons for the timing.

Hales: You may be one of the few people remaining in the city but let the record note that there are some elected officials, judges and other public employees still around.

Fish: What do you think of the design?

Russell: I think it's gorgeous. I sat in --

Fish: You have a particular interest in that district.

Russell: Yeah, I own property close by but I also was a member of the committee that looked at revamping the existing courthouse. And the courthouses are extraordinarily complex because none of the three entities, the jury, the members of the public, and the judges can ever mix, so you have got this extraordinarily complex circulation system with the elevators, and they are very, very complex buildings, and I understand that, you know, the extra height helps that. But tough to do.

Hales: Yeah, good point. Thank you very much.

Hales: Judge waller is not going to resist.

Judge Nan Waller: I can't because I want to simply say-- nan waller presiding judge in Multnomah county--Thank you for consideration of the height increase that will allow us to build a new courthouse we've been trying to build after 28 reports and lots of angst over whether or not the earth would hold to build a new courthouse, and it is now more of a glimmer, we are looking forward to the ground-breaking. The plans are beautiful. And they are functional. They will be inviting to the public. We see this building really standing as a monument to the principles and procedural justice that the court has [inaudible]. It will be transparent on the outside, which is important for a justice system. It will be accessible, which is important to our public. There will be people who understand the building when they come in because there will be good way finding throughout the building. The courtrooms are being designed so that people can not only hear and understand but be not feeling like they are too closed in and too close in these emotional dramas that play out in the courthouses. And it will be -- we will have all of the amenities that we need so that the public will feel safe. We are building the legal resource center to help self-represented people which is an enormous issue for the courts. Many cannot afford lawyers and they are lost in the courthouse right now. And we want them to have the tools if we cannot provide lawyers, we will provide the tools, facilitators and mediators and electronic forums so that they can have a fair shake in making their way through the courthouse so the city is a good partner to the court and we are appreciative and I want to say thank you to all of you for what you have done. We are your municipal court, and we need a safe place to conduct the business of the community and city and county in the state. Thank you.

Hales: Thank you very much.

Hales: Anyone else? If not, this will simply move forward for a vote next week, correct?

Parsons: The 8th.

May 26, 2016

Hales: So this will be carried forward to the second reading and a vote no further testimony on the 8th so we'll close the hearing and schedule it for a vote then and thank you very much, and we are adjourned until next week.

At 4:35 p.m. council adjourned.