

<p style="text-align: center;"><b>PORTLAND CITY COUNCIL AGENDA</b>  <b>City Hall - 1221 SW Fourth Avenue</b>  <b><u>WEDNESDAY, 9:30 AM, FEBRUARY 22, 2017</u></b></p> <p>THOSE PRESENT WERE: Commissioner Eudaly, Presiding; Commissioners Fish, Fritz and Saltzman, 4.</p>	<p style="text-align: center;"><b>Disposition:</b></p>
<p style="text-align: center;"><b>COMMUNICATIONS</b></p> <p><b>161</b> Request of Justen Harn to address Council regarding introduce Open Signal's new brand and services provided to the community (Communication)</p>	<p style="text-align: center;"><b>PLACED ON FILE</b></p>
<p><b>162</b> Request of Rebecca Burrell to address Council regarding Open Signal a media arts center (Communication)</p>	<p style="text-align: center;"><b>PLACED ON FILE</b></p>
<p><b>163</b> Request of Lisa Faust to address Council regarding Open Signal's recent growth and history with the Mt. Hood Cable Regulatory Commission (Communication)</p>	<p style="text-align: center;"><b>PLACED ON FILE</b></p>
<p><b>164</b> Request of Laura Lo Forti to address Council regarding partnership and growth opportunities with Open Signal in the community (Communication)</p>	<p style="text-align: center;"><b>PLACED ON FILE</b></p>
<p><b>165</b> Request of Kalimah Abioto to address Council regarding Open Signal (Communication)</p>	<p style="text-align: center;"><b>PLACED ON FILE</b></p>
<p style="text-align: center;"><b>TIMES CERTAIN</b></p> <p><b>166</b> <b>TIME CERTAIN: 9:45 AM</b> – Portland Streetcar Annual Report for 2016 (Report introduced by Commissioner Saltzman) 30 minutes requested   <b>Motion to accept report:</b> Moved by Fritz and seconded by Fish.           (Y-4)</p>	<p style="text-align: center;"><b>ACCEPTED</b></p>
<p><b>167</b> <b>TIME CERTAIN: 10:15 AM</b> – Assess benefited properties for mast arm traffic signal and utility undergrounding improvements in the N Vancouver Ave and Cook St Local Improvement District (Hearing introduced by Commissioner Saltzman; Ordinance; C-10047) 15 minutes requested</p>	<p style="text-align: center;"><b>PASSED TO          SECOND READING          MARCH 1, 2017          AT 9:30 AM</b></p>
<p><b>168</b> <b>TIME CERTAIN: 10:30 AM</b> – Reappoint Adam Green, Kate von Ter Stegge and Steve Yarosh to a pool of community volunteers to be available to serve on the Police Review Board for terms to end February 21, 2020 (Report introduced by Auditor Hull Caballero) 30 minutes requested   <b>Motion to accept report:</b> Moved by Fish and seconded by Fritz.           (Y-4)</p>	<p style="text-align: center;"><b>CONFIRMED</b></p>

<p><b>169 TIME CERTAIN: 11:00 AM</b> – Improve land use and other City regulations through the Regulatory Improvement Code Amendment Package 8 – Technical Amendments (Previous Agenda 158; Ordinance introduced by Mayor Wheeler; amend Title 17, Title 24 and Title 33) 30 minutes requested for items 169 and 170</p> <p><b>Motions for items 169 and 170 were moved and seconded on February 15, 2017 for vote on February 22<sup>nd</sup>.</b></p> <p><b>Mayor Wheeler was present February 15<sup>th</sup> and absent February 22<sup>nd</sup>. Commissioner Eudaly was absent February 15<sup>th</sup> and present February 22<sup>nd</sup>. Commissioners Fish, Fritz and Saltzman were present both meetings.</b></p> <p><b>The motions are numbered in the order they were made and votes were taken.</b></p> <ol style="list-style-type: none"> <li><b>1. Motion to adopt amendment to Item 3, Regular Lot lines to remove the requirement that the adjusted property lines to be at a right angle to the street; as stated in Wheeler 2/9/2017 memo:</b> Moved by Wheeler and seconded by Fritz. (Y-4)</li> <li><b>2. Motion to adopt amendment to Item 33, Definitions – Seep or Spring to remove the amendments to the stream definition; as stated in Wheeler 2/9/2017 memo:</b> Moved by Wheeler and seconded by Fritz. (Y-4)</li> <li><b>4. Motion to add Inclusionary Housing Minimum Parking Requirements as stated in Wheeler 2/9/2017 memo:</b> Moved by Wheeler and seconded by Fritz. (Y-4)</li> <li><b>5. Motion to amend 33.930.025 Measuring Development Standards as stated in Saltzman 2/14/2017 memo:</b> Moved by Saltzman and seconded by Fritz. (Y-4)</li> <li><b>6. Motion to correct Title 33 Table 825-1 as stated in Eudaly 2/15/2017 memo:</b> Moved by Wheeler and seconded by Fritz. (Y-4)</li> <li><b>7. Motion to accept Fritz amendment to 33.710.030 Commissioner, Committees, and Boards Generally as stated in 2/15/2017 handout:</b> Moved by Fritz and seconded by Wheeler. Motion withdrawn on February 22, 2017.</li> </ol> <p><b>February 22, 2017</b></p> <ol style="list-style-type: none"> <li><b>8. Motion to delete Planning and Sustainability Commission amendment 15, Commission Term Limits, 33.710.030:</b> Moved by Fritz and seconded by Fish. (Y-4)</li> </ol>	<p style="text-align: center;"><b>PASSED TO SECOND READING AS AMENDED MARCH 1, 2017 AT 9:30 AM</b></p>
<p><b>170</b> Improve City tree regulations through the Regulatory Improvement Code Amendment Package 8–Technical Amendments (Previous Agenda 159; Ordinance introduced by Mayor Wheeler; amend Title 11)</p> <p><b>3. Motion to correct several minor typos and/or errors identified by City Auditor; as stated in Wheeler 2/9/2017 memo:</b> Moved by Wheeler and seconded by Fritz. (Y-4)</p>	<p style="text-align: center;"><b>PASSED TO SECOND READING AS AMENDED MARCH 1, 2017 AT 9:30 AM</b></p>
<p style="text-align: center;"><b>CONSENT AGENDA – NO DISCUSSION</b></p> <p><b>171</b> Appoint 25 members to the New Portlander Policy Commission for two and three year terms (Report introduced by Mayor Wheeler and Commissioner Eudaly)</p> <p><b>Motion to accept report:</b> Moved by Fritz and seconded by Saltzman. (Y-4)</p>	<p style="text-align: center;"><b>CONFIRMED</b></p>

**Mayor Ted Wheeler**

**\*172** Authorize a grant agreement with Resolutions Northwest, Inc. for \$28,000 for the Restorative Justice Program for the reduction of suspensions and expulsions, keeping students connected and engaged in school (Ordinance)  
(Y-4)

**188240**

**Office of Management and Finance**

**173** Grant a franchise to Level 3 Communications, LLC, for telecommunications services for a period of 10 years (Ordinance)

**PASSED TO  
SECOND READING  
MARCH 29, 2017  
AT 9:30 AM**

**174** Extend term of franchise granted to Qwest Communications Company, LLC n/k/a CenturyLink Communications, LLC to build and operate telecommunications facilities within City Streets (Ordinance; amend Ordinance No. 171914)

**PASSED TO  
SECOND READING  
MARCH 1, 2017  
AT 9:30 AM**

**175** Extend term of OnFiber Communications, Inc. franchise to use designated City streets to provide telecommunications services (Ordinance; amend Ordinance No. 175793)

**PASSED TO  
SECOND READING  
MARCH 1, 2017  
AT 9:30 AM**

**176** Extend term of franchise granted to Sprint Communications Company, LP to build and operate telecommunications facilities in City streets (Second Reading Agenda 139; amend Ordinance No. 172141)  
(Y-4)

**188241**

**Commissioner Dan Saltzman**

**Bureau of Transportation**

**\*177** Authorize the Bureau of Transportation to execute a trail easement with Sullivan's Gulch Group LLC (Ordinance)  
(Y-4)

**188242**

**REGULAR AGENDA**

**Mayor Ted Wheeler**

**Bureau of Police**

**\*178** Apply for and accept a grant in the amount of \$45,000 and appropriate \$22,500 for FY 2016-17 from the Oregon Department of Transportation Traffic Safety Division FY 2017 Safety Belt Grant program for sworn personnel overtime reimbursement (Ordinance) 10 minutes requested  
(Y-4)

**188243**

**Office of Management and Finance**

<p><b>179</b> Accept bid of Raimore Construction, LLC for the Lents Park Playground Improvement project for \$843,821 (Procurement Report - Bid No. 00000489)</p> <p><b>Motion to accept report:</b> Moved by Fritz and seconded by Fish.</p> <p>(Y-4)</p>	<p><b>ACCEPTED PREPARE CONTRACT</b></p>
<p><b>Commissioner Amanda Fritz</b> <b>Portland Parks &amp; Recreation</b></p>	
<p><b>180</b> Approve the designation of seven trees as City of Portland Heritage Trees and remove the Heritage Tree designation from five trees (Second Reading Agenda 151)</p> <p>(Y-4)</p>	<p><b>188244</b></p>
<p><b>Commissioner Nick Fish</b> <b>Bureau of Environmental Services</b></p>	
<p><b>181</b> Authorize a contract with Parametrix, Inc. for professional services for the Broadway &amp; 94th Pump Station Upgrade Project No. E10783 in the amount of \$423,629 (Second Reading Agenda 141)</p> <p>(Y-4)</p>	<p><b>188245</b> AS AMENDED</p>
<p><b>182</b> Authorize a contract with the lowest responsible bidder for construction of the Woodlawn-King Streets Sewer Rehabilitation Project No. E10331 for \$4,700,000 (Second Reading Agenda 153)</p> <p>(Y-4)</p>	<p><b>188246</b></p>
<p><b>183</b> Authorize a contract with CH2M HILL Engineers, Inc. for professional services for the Columbia Boulevard Wastewater Treatment Plant Outfall 3 Improvements for \$674,612 Project No. E06923 (Second Reading Agenda 154)</p> <p>(Y-4)</p>	<p><b>188247</b></p>
<p><b>184</b> Authorize a contract with the lowest responsible bidder for the construction of the Middle Hillsdale Rainfall Derived Inflow and Infiltration Pilot Project Laterals, Project No. E10617 for an estimated cost of \$3,400,000 (Second Reading Agenda 155)</p> <p>(Y-4)</p>	<p><b>188248</b></p>
<p><b>185</b> Authorize a contract with Brown and Caldwell for professional services in development of the Bureau of Environmental Services Resiliency Master Plan for an estimated cost of \$499,299 (Second Reading Agenda 156)</p> <p>(Y-4)</p>	<p><b>188249</b></p>
<p><b>Commissioner Dan Saltzman</b> <b>Bureau of Transportation</b></p>	
<p><b>186</b> Vacate a portion of Multnomah County public road known as the Hawthorne Bridge West Approach ramp pursuant to ORS 368.361 (3) (Resolution) 10 minutes requested</p> <p>(Y-4)</p>	<p><b>37269</b></p>

<p style="text-align: center;"><b>FOUR-FIFTHS AGENDA</b> <b>Mayor Ted Wheeler</b> <b>City Attorney</b></p> <p><b>186-1</b> Authorize the City Attorney to appear as <i>Amicus Curiae</i> supporting gender equality on behalf of City of Portland and Portland Police Chief (Resolution)  (Y-4)</p>	<p><b>37270</b></p>
<p><b><u>WEDNESDAY, 2:00 PM, FEBRUARY 22, 2017</u></b></p> <p>THOSE PRESENT WERE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fish, Fritz and Saltzman, 5.</p>	
<p><b>187</b> <b>TIME CERTAIN: 2:00 PM</b> – Appeal of the Citizen Review Committee against Portland Police Bureau’s finding regarding Independent Police Review/Internal Affairs Case No. 2015-C-0104/Appeal No. 2015-X-0002 (Report introduced by Auditor Hull Caballero) 2 hours requested</p> <ol style="list-style-type: none"> <li><b>1. Motion to uphold Police Chief’s finding to exonerate with debriefing:</b> Moved by Saltzman seconded by Wheeler. (Y-2, Saltzman, Wheeler. N-3, Fritz, Fish, Eudaly) <b>MOTION FAILED.</b></li> <li><b>2. Motion for a finding of Not Sustained:</b> Moved by Fish seconded by Eudaly. (Y-2, Fish, Eudaly. N-3, Fritz, Saltzman, Wheeler) <b>MOTION FAILED.</b></li> <li><b>3. Motion to reconsider motion #2:</b> Moved by Fritz seconded by Fish. (Y-3, Fritz, Fish, Eudaly. N-2, Saltzman, Wheeler).</li> <li><b>4. Motion for a finding of Not Sustained:</b> Moved by Fritz seconded by Fish. (Y-3, Fritz, Fish, Eudaly. N-2, Saltzman, Wheeler)</li> </ol>	<p><b>APPEAL NOT SUSTAINED</b></p>

**NOTE:** “Time Certain” indicates that an item will not be heard by Council **prior** to the time specified.

Communications items are three minutes each. Regular Agenda items taking longer than five minutes have the time estimate noted next to the item.

The \* indicates an emergency ordinance, which takes effect immediately if passed. Non-emergency ordinances require two readings and a 30-day waiting period before taking effect. Resolutions, reports, etc., adopted by Council are effective after adjournment.

The above summary is published by the City Auditor as provided by Section 2-113 of the Charter and Ordinance No. 130672.

Council Chambers is equipped with a sound system for the hearing impaired. Assisted listening devices are available from the Clerk.

The City of Portland will gladly accommodate requests for an interpreter or make other accommodations that further inclusivity. Please make your request at least 48 hours before the meeting to the Council Clerk 503-823-4086. (TTY 503-823-6868).

City Council meetings can be viewed at <http://www.portlandoregon.gov/video>.  
The meetings are also cablecast on CityNet 30, Portland Community Media television.

Mary Hull Caballero  
Auditor of the City of Portland

=====

Testimony is taken on Reports, Resolutions and Ordinances (first reading). To testify, sign up on a testimony sheet as you enter Council Chambers on the day of the meeting. Individuals have 3 minutes to testify, unless otherwise stated at the meeting. Testimony is not taken on Communications, Second Readings, Proclamations or Presentations in accordance with Code 3.02.040 F. and G.

Written testimony may be emailed or mailed to the Council Clerk prior to the meeting.

To schedule a Communication, email or mail your request to the Council Clerk. Include your name, address, phone number and a brief description of the subject you will be addressing. For full details, see Testimony Policies and procedures. <http://www.portlandonline.com/auditor/index.cfm?&a=63123&c=34447>

Clerk Email: [karla.moore-love@portlandoregon.gov](mailto:karla.moore-love@portlandoregon.gov)  
Council Clerk Testimony: [cctestimony@portlandoregon.gov](mailto:cctestimony@portlandoregon.gov)  
US Mail: Council Clerk, 1221 SW Fourth Ave., Room 130, Portland OR 97204

=====

Declaration Required by Lobbyists. Portland City Code 2.12.060 states: Prior to offering public testimony before City officials, at the beginning of any meetings or phone calls with City officials, or in emails and letters to City officials, a lobbyist must declare which lobbying entity he or she is authorized to represent for that communication.

=====

*“Be a part of the picture...get involved with your City...volunteer for a City of Portland Board or Commission. For more information, a brochure, or a volunteer application, stop by the Office of Neighborhood Involvement in City Hall or call 503-823-4519.”*

**OFFICERS OF PORTLAND CITY GOVERNMENT**

**TED WHEELER, MAYOR**

Commissioner of Finance and Administration  
 1221 SW 4th Ave, Room 340, 97204  
 (503) 823-4120  
 website: [www.portlandonline.com/mayor/](http://www.portlandonline.com/mayor/)  
 e-mail: [mayorwheeler@portlandoregon.gov](mailto:mayorwheeler@portlandoregon.gov)

<b>Bureau Portfolio</b>	<b>Liaison Responsibilities</b>
Bureau of Planning and Sustainability City Attorney City Budget Office Government Relations Office of Equity and Human Rights Office of Management & Finance Portland Bureau of Emergency Management Portland Development Commission Portland Housing Bureau Portland Police Bureau	Travel Portland Regional Disaster Preparedness Organization – Policy Committee Home Forward A Home For Everyone (with Commissioner Eudaly) Local Public Safety Coordinating Council Mt. Hood Cable Regulatory Commission Portland Community Media Human Rights Commission

**CHLOE EUDALY**

Commissioner of Public Safety  
 Position Number 4  
 1221 SW 4th Ave, Room 210, 97204  
 (503) 823-4682  
 website: [www.portlandoregon.gov/eudaly](http://www.portlandoregon.gov/eudaly)  
 e-mail: [Chloe@portlandoregon.gov](mailto:Chloe@portlandoregon.gov)

<b>Bureau Portfolio</b>	<b>Liaison Responsibilities</b>
Office of Neighborhood Involvement Bureau of Development Services	A Home For Everyone (with Mayor Wheeler) Public Involvement Advisory Committee New Portlanders Policy Council Metro Policy Advisory Committee (MPAC) Multnomah County Animal Control Portland Commission on Disability

**NICK FISH**

Commissioner of Public Works  
 Position Number 2  
 1221 SW 4th Ave, Room 240, 97204  
 (503) 823-3589  
 website: [www.portlandonline.com/fish](http://www.portlandonline.com/fish)  
 e-mail: [Nick@portlandoregon.gov](mailto:Nick@portlandoregon.gov)

<b>Bureau Portfolio</b>	<b>Liaison Responsibilities</b>
Bureau of Environmental Services Bureau of Hydroelectric Power Water Bureau	Regional Arts & Culture Council Rose Festival Foundation Royal Rosarians Venture Portland Portland'5 Centers for the Arts Metropolitan Exposition and Recreation Commission (MERC) Visitor Development Fund Board (VDF Board) Elders in Action Portland Utility Board (PUB)

**AMANDA FRITZ**

Commissioner of Public Utilities

Position Number 1

1221 SW 4th Ave, Room 220, 97204

(503) 823-3008

website: [www.portlandonline.com/fritz/](http://www.portlandonline.com/fritz/)e-mail: [amanda@portlandoregon.gov](mailto:amanda@portlandoregon.gov)

<b>Bureau Portfolio</b>	<b>Liaison Responsibilities</b>
Bureau of Parks & Recreation Bureau of Emergency Communications	League of Oregon Cities (with Mayor Wheeler) Metro Policy Advisory Committee (MPAC) Visitor Development Fund Board (VDF Board) Portland Parks Foundation BOEC User Board

**DAN SALTZMAN**

Commissioner of Public Affairs

Position Number 3

1221 SW 4th Ave, Room 230, 97204

(503) 823-4151

website: [www.portlandonline.com/saltzman](http://www.portlandonline.com/saltzman)e-mail: [dan@portlandoregon.gov](mailto:dan@portlandoregon.gov)

<b>Bureau Portfolio</b>	<b>Liaison Responsibilities</b>
Portland Fire & Rescue Portland Bureau of Transportation Fire & Police Disability & Retirement  <u>Oversight Responsibilities</u> Portland Children's Levy The Gateway Center	Multnomah Youth Commission Portland Streetcar, Inc. Portland Mall Management, Inc. Portland Aerial Tram Board Joint Policy Advisory Committee on Transportation (JPACT)



**MARY HULL CABALLERO**

Auditor of the City of Portland  
 1221 SW 4th Ave, Room 140, 97204  
 (503) 823-4078  
 website: [www.portlandonline.com/auditor/](http://www.portlandonline.com/auditor/)  
 e-mail: [AuditorHullCaballero@portlandoregon.gov](mailto:AuditorHullCaballero@portlandoregon.gov)

<b>Portfolio</b>
Assessments, Finance & Foreclosure Audit Services City Elections City Recorder -Archives -Council Clerk / Contracts Division -Records Management Hearings Office IPR - Independent Police Review Ombudsman Portland Multnomah Progress Board

**BUREAU DIRECTORS**

Bureau of Development Services	Paul Scarlett
Bureau of Emergency Communications	Lisa Turley
Bureau of Emergency Management	Carmen Merlo
Bureau of Environmental Services	Michael Jordan
Bureau of Human Resources	Anna Kanwit
Bureau of Internal Business Services	Bryant Enge
Bureau of Planning & Sustainability	Susan Anderson
Bureau of Police	Michael Marshman
Bureau of Revenue & Financial Services	Ken Rust
Bureau of Technology Services	Jeff Baer
Bureau of Transportation	Leah Treat
City Attorney	Tracy Reeve
City Budget Office	Andrew Scott
Fire & Police Disability and Retirement	Samuel Hutchison
Office of Equity and Human Rights	Dante James
Office of Government Relations	Martha Pellegrino
Office of Mgmt & Finance –Chief Admin Officer	Fred Miller
Office of Neighborhood Involvement	Amalia Alarcón de Morris
Portland Development Commission	Kimberly Branam
Portland Fire & Rescue	Mike Myers
Portland Housing Bureau	Kurt Creager
Portland Parks & Recreation	Mike Abbaté
Revenue Director	Thomas Lannom
Water Bureau	Michael Stuhr

Updated 01-04-2017