



CITY OF  
**PORTLAND, OREGON**

**OFFICIAL  
MINUTES**

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **1<sup>ST</sup> DAY OF APRIL, 2020** AT 9:30 A.M.

THOSE PRESENT VIA TELECONFERENCE: Mayor Wheeler, Presiding; Commissioners Eudaly, Fritz and Hardesty, 4.

Under Portland City Code and state law, the City Council is holding this meeting electronically. All members of council are attending remotely by phone and the City has made several avenues available for the public to listen to the audio broadcast of this meeting. The meeting is available to the public on the City's YouTube Channel, eGov PDX, [www.portlandoregon.gov/video](http://www.portlandoregon.gov/video) and Channel 30. The public can also provide written testimony to Council by emailing the Council Clerk at [cctestimony@portlandoregon.gov](mailto:cctestimony@portlandoregon.gov).

The Council is taking these steps as a result of the COVID-19 pandemic and the need to limit in-person contact and promote social distancing. The pandemic is an emergency that threatens the public health, safety and welfare which requires us to meet remotely by electronic communications. Thank you all for your patience, flexibility and understanding as we manage through this difficult situation to do the City's business.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Linly Rees, Chief Deputy City Attorney.

Item Nos. 250, 251, 253 and 254 were pulled for discussion and on a Y-4 roll call, the balance of the Consent Agenda was adopted.

<b>TIMES CERTAIN</b>		
<b>246</b>	<b>TIME CERTAIN: 9:30 AM</b> – Accept the draft Southwest Corridor Light Rail Project Conceptual Design Report and approve the draft Conceptual Design Report Work Program (Resolution introduced by Commissioner Eudaly) 1 hour requested	<b>RESCHEDULED TO DATE TO BE DETERMINED</b>
<b>247</b>	<b>TIME CERTAIN: 9:30 AM</b> – Appoint Adam Green, Megan Bigelow, Carol Johnson, Taylor Snell, Shaina Pomerantz and reappoint Andrea Chiller to the Citizen Review Committee, an advisory board to the City Auditor's Independent Police Review and the Police Bureau's Internal Affairs (Resolution introduced by Auditor Hull Caballero) 15 minutes requested  (Y-4)	<b>37484</b>
<b>CONSENT AGENDA – NO DISCUSSION</b>		

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**Mayor Ted Wheeler**

**Bureau of Environmental Services**

**248** Authorize payment of \$40,200 to the Oregon Department of Environmental Quality for Civil Penalty Assessment and Order No. WQ/M-NWR-2019-123 relating to discharge of partially treated sewage and stormwater to the Columbia Slough from the Columbia Boulevard Wastewater Treatment Plant (Ordinance)

**PASSED TO  
SECOND READING  
APRIL 8, 2020  
AT 9:30 AM**

**Bureau of Planning & Sustainability**

**\*249** Authorize \$180,000 total in grant funds awarded to the Portland African American Leadership Forum as part of Bureau of Planning and Sustainability's support of community organizing and capacity-building to support the creation of the Anti- Displacement Action Plan (Ordinance)  
(Y-4)

**189905**

**Office of Management and Finance**

**250** Authorize a two-year lease extension with Three Nineteen Washington, LLC for office space at The Spalding Building, 319 SW Washington St, through June 30, 2022 at an estimated cost of \$75,000 for the Office of the Portland Children's Levy (Ordinance; amend Contract No. 30000628)

**PASSED TO  
SECOND READING  
APRIL 8, 2020  
AT 9:30 AM**

**251** Authorize an 18-month lease extension with GVI-LC Harrison Square Owner, LP for office space at Harrison Square, 1800 SW First Ave, through April 30, 2022 at an estimated cost of \$345,729 for the Fire & Police Disability & Retirement Board (Ordinance; amend Contract No.30006217)

**PASSED TO  
SECOND READING  
APRIL 8, 2020  
AT 9:30 AM**

**Commissioner Chloe Eudaly**

**Bureau of Transportation**

**\*252** Accept a grant up to \$160,000 from TriMet and authorize an Intergovernmental Agreement for design and construction of capital improvements to improve transit speed and reliability (Ordinance)  
(Y-4)

**189906**

**\*253** Authorize a contract with the lowest responsible bidder for the Naito and Davis SmartPark Commercial Space Modernization Project for an estimated \$4,031,250 (Ordinance)

**REFERRED TO  
COMMISSIONER OF  
PUBLIC SAFETY**

**\*254** Authorize an Intergovernmental Agreement with TriMet for Design and Construction Services on the Southwest Corridor Light Rail Project in the amount of \$1,795,338 (Ordinance)  
(Y-4)

**189912**

**\*255** Authorize the Transportation Director to sign an agreement with the Union Pacific Railroad Company for construction services for the NE Columbia Blvd: Cully Blvd & Alderwood Rd Project (Ordinance)  
(Y-4)

**189907**

<p><b>REGULAR AGENDA</b></p> <p><b>Mayor Ted Wheeler</b></p> <p><b>Bureau of Environmental Services</b></p>		
<p><b>*256</b> Authorize a competitive solicitation and contract with the lowest responsible bidder and provide payment for construction of the Downtown Old -Town Urgent Sewer Pipe Rehabilitation Project No. E11212 for an estimated amount of \$3,286,000 (Ordinance) 10 minutes requested (Y-4)</p>		<p><b>189908</b></p>
<p><b>Bureau of Police</b></p>		
<p><b>*257</b> Execute an agreement with Multnomah County to address individuals who have become victims of commercial sex trafficking (Ordinance) 20 minutes requested (Y-4)</p>		<p><b>189909</b></p>
<p><b>Office of Management and Finance</b></p>		
<p><b>*258</b> Authorize contract with Walker Parking Consultants/Engineers Inc for architecture and engineering services for SmartPark Garage Maintenance for \$1,322,960 (Ordinance; contract No. 30007225) 10 minutes requested (Y-4)</p>		<p><b>189910</b></p>
<p><b>Commissioner Chloe Eudaly</b></p>		
<p><b>*259</b> Authorize \$136,870 total in grant funds for the East Portland Action Plan 2020 Special Appropriations Grant Program to improve livability and increase civic engagement in East Portland (Ordinance) 30 minutes requested (Y-4)</p>		<p><b>189911</b></p>
<p><b>Commissioner Amanda Fritz</b></p> <p><b>Water Bureau</b></p>		
<p><b>260</b> Authorize the Portland Water Bureau to record capital interest as a regulated asset per Governmental Accounting Standards Board Statement No. 62 starting July 1, 2020 (Ordinance)</p>		<p><b>PASSED TO SECOND READING APRIL 8, 2020 AT 9:30 AM</b></p>

At 11:28 a.m., Council adjourned.

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**2:00 PM WEDNESDAY/THURSDAY APRIL 1 – 2, 2020**

**DUE TO LACK OF AGENDA THERE WERE NO  
WEDNESDAY OR THURSDAY 2:00 PM MEETINGS**

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**MARY HULL CABALLERO**  
Auditor of the City of Portland

Karla  
Moore-Love

Digitally signed by  
Karla Moore-Love  
Date: 2020.07.14  
11:39:22 -07'00'

By Karla Moore-Love  
Clerk of the Council

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

**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.**

**APRIL 1, 2020 9:30 A.M.**

**Wheeler:** This is wednesday april 1, 2020 morning session. Karla, good morning, call the roll.

**Moore-Love:** Good morning. [roll taken]

**Hardesty:** Here. **Eudaly:** Here. **Fritz:** Here. **Wheeler:** Here.

**Linly Rees, Chief Deputy City Attorney:** under Portland city code and state law the city council is holding this meeting electronically. All members of the council are attending remotely by phone, and the city has made several avenues available for the public to listen to the audio broadcast of this meeting. The public can also provide written testimony to council by emailing the council -- at [cctestimony@Portlandoregon.gov](mailto:cctestimony@Portlandoregon.gov). This is the result of the covid-19 paramedic, and to limit contact and promote social distancing. The pandemic is an emergency that threatens the public, health, safety and welfare which require us to meet remotely by electronic communications. I would like to thank everyone for your patience, flexibility, and understanding as we manage through this difficult situation to do the city's business. Karla, I understand the first item will be pulled, but I would like you to read 246, please.

**Item 246.**

**Wheeler:** Commissioner eudaly, it's my understanding you are pulling this back, is that correct?

**Eudaly:** Yes, mayor. Due to the inability for us to accommodate the public testimony, I am pulling it and we will work with pbot and tri-met to schedule a new date when the public can weigh in.

**Wheeler:** Great, thank you very much for that. Item 427, Karla. Very good. I understand that we have irene from the auditor's office to give us a presentation on this?

**Moore-Love:** Actually, it's dana, a deputy director of independent police review.

**Wheeler:** Great, thank you. Appreciate it.

**Dana Walton-Macaulay, Deputy Director Independent Police Review:** Yeah, no worries. I just have a very brief introduction to this resolution which is the citizen review committee, 11 citizens of Portland who volunteered to promote accountability for the Portland police bureau, the committee serves as an advisory body to the independent police review and also to the police bureau's internal affairs division. They serve as a voice for the community by providing policy recommendations, on police services and conduct. In addition to their work on policy work groups, they also hear appeals proposed findings and misconduct cases. We are delighted today to present six candidates who have been selected to represent the community for three-year terms. Five of these candidates are new and one is a returning member. And at this point I can do a brief introduction or you all have their materials, so would you like for me to go through them or how do you want to proceed?

**Wheeler:** Why don't you go ahead and just give us a brief thumbnail for each of the new appointee, we are familiar with the returning appointees. Before we do that, commissioner hardesty, did you have a question?

**Hardesty:** Yes, thank you, mayor, and thank you. My question is more about the viability of the citizen review committee. My last encounter was with the former chair, who we know resigned, and I know that there are some structural problems that have been identified

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over and over again. I am concerned about adding new people to a process that is ineffective and doesn't currently work the way it was intended. What changes have been made so that we are not just adding other people who will be frustrated and then also resign?

**Walton-Macaulay:** That's a very good question, commissioner. I think that one of the big changes that I can speak to from a personal perspective is the idea that we are now training the citizen review committee. As you may know, I am new to the office of independent police review, and one of my specific tasks has been to develop and implement training for the volunteers on the citizen review committee. For the new cohort coming in, I have executed that training in a way to help frame their work for them that I think will help to reduce the level of frustration that they feel based on the conversations that I have had with them. The other thing that I think, though, is, you know, is there is talk about a structural problem with how the committee is structured, and I think that probably is reflecting on their standard of review. The standard of review is something that I understand has been a problem or a sticking point for a long time, and I think that if the, you know, if the city wants to change what the standard of review is, that is something that, from our perspective internal to the office of independent police review, we will work with whatever the standard is, but the standard is spelled out in the city code, so I don't know that is the changes that former chair alone and Dana Schwartz were asking for is something in our purview to change, so I would say that if you want to change the review, it is within the city's power to do that.

**Hardesty:** Well --

**Walton-Macaulay:** I think that's part of the conversation I am having with the new members to frame for them that we understand that sometimes, this is the least of the frustration, here's how it is supposed to work, and if you want to change it, this is how you could go about doing that. Does that answer your question?

**Hardesty:** Thank you. That's very helpful, but I would say that the city council can only change it if you asked us to change it. We will need to -- I am not quite sure what that was. My second question is the OIR group has given us a road map to how we make the citizen review committee more productive and more useful. Have you had an opportunity in your short time there to review the OIR recommendations and implement some of those recommendations?

**Walton-Macaulay:** I think that.

**Hardesty:** They outvoice the community member on those. Is that very problematic, and it's been problematic for a long time. I am curious -- whether any of the OIR reports, they say the same thing over the last four years, and so maybe there is an opportunity to really fundamentally change how the citizen review committee operates and whether or not they have the support that they need to do that vital job. Thank you.

**Walton-Macaulay:** In terms of helping to facilitate the participation of citizen review committee members police review boards, there are two things that the new director and myself have been working on with internal affairs, and one of those is the structural issue that the bureau holds in terms of how the volunteers review their cases. They are required to go to the police bureau to physically review those files, and so for example, right now, this is -- most of our volunteers are not willing to go to the central precinct to review a file in order to serve on a police review board so we are asking them to come up with a technological fix for that, and something that will enable the volunteers to be able to view the files remotely. That has been a sticking point, I think, for a long time and something that we are having ongoing conversations about but finding a remedy for that issue that also satisfies the police bureau's concerns about safety and security has been a long, uphill battle. The people on the citizen review committee who are also able to serve on the police review board is limited. The citizen review committee members have to go through

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an additional background check in order to serve on a police review board, and in the all of them pass that background check that we don't have information on why that is. Neither did the volunteers, so there could be issues that we are sending people through to be vetted for the police review board service who are not able to serve but we don't know why, so that lack of information kind of hampers us from being able to tailor our candidates and offering people forward who could possibly serve in that role.

**Irene Konev, Independent Police Review:** Commissioners and dana, can I just jump in here?

**Wheeler:** Yeah.

**Konev:** Just say a few words about the level of outreach we do and the latest recruitment for the police review board has been the most diverse group of candidates, and all of them -- there are 15 to 16 people, depending on people's terms, turning out right away, that are coming from immigrant backgrounds. Some are working more than one job. And this requirement to attend and read the cases in person at the police bureau puts that much more of a burden on our volunteers, and so those are some of the things that we are trying to address, and I also wanted to say that the work that dana is doing right now to train volunteers is truly transformational, and I have great hope for the new team that we have.

**Hardesty:** Thank you, irene, for that. I want to say that it feels kind of premature to be having a full citizen review committee without changing problems that created all of the resignations in the first place. We are just putting people back into a system that does not work for the community members. So I am concerned that we have 15 people that we'll appoint, yet they will resign within six months because they get frustrated.

**Walton-Macaulay:** I don't think so. One of the things I did with the new cohort and the returning members is to point out the, to them that the appeals, which is where a large source of the frustration lies. The appeals are the tiniest portion of the work that they are supposed to be doing. The brunt of their work lies in the work groups and outreaching with the community and interacting with the community to find out what the community's experiences are with the police. So the piece about the standard of review and hearing those appeals, that should really be 5% of their work. They kind of dedicated and focused their energy in the time that i've been here on that being a source of frustration to being able to do their work. But the work groups where again, from my perspective, 95% of the power and their influence lies in making recommendations, policy recommendations and doing policy reviews for internal affairs and for us. Those groups haven't met in the time that i've been here, and maybe it could have been as long as a year since those work groups have met. So again, I think that kind of pointing that out to the new members and also refocusing the returning members when we get them all together will help focus their work and help them see a path moving forward that does not end in a brick wall and a huge source of frustration.

**Hardesty:** Dana, I am very glad that you are there. Thank you.

**Walton-Macaulay:** Thank you.

**Wheeler:** Very good. Let's see, I see commissioner Fritz has her hand up. Commissioner Fritz.

**Fritz:** Thank you, dana and irene. I think you have responded very well to commissioner hardesty's questions. I do want to get to hearing from those, the new folks for people at home who haven't been able to review their full biographies. I just have -- I think that we should respect when people are volunteering to serve on a committee. You get new energy. We have got new leadership as well as experienced leadership with irene and the work that you have done over many years. It is paying off. It's the most diverse group that you've been able to recruit, and that does not just happen overnight. So I just have one additional question. I appreciated the input from dan handleman and Portland cop watch. He knows the order of the attorney no longer attends the meetings of this board. And you

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know, the council allocated money specifically so that the, so that they could have their own attorney. On something where you need qualified legal input, it seems -- I am wondering why the attorney doesn't attend and wondering whether that's something that will change as you look to supporting the committee in a different way.

**Walton-Macaulay:** Sure. I think -- as far as I understand the auditor's attorney is rather new, and did not have a history of attending those meetings. I think that it's fair to say that the auditor did stop attending the meetings because there was a pattern of, you know, answering the question about standard of review and they kept asking her the same question over and over again. So the auditor is intending to meet with the new group once we get everyone sworn in and training is complete with everyone, and the old group together, again, I am envisioning a fresh start for the citizen review committee. So -- and the other thing, in terms of having the auditor's attorney attend those meetings, both ross and I are licensed attorneys and have practiced law, so I think that what we are trying to have them do is to see us as the point of contact, and if they need to have the auditor's attorney come to a meeting, that certainly is something that we will absolutely make available to them, but as a matter of pattern, I don't know that jennifer has ever attended those meetings, and sees that as a fundamental part of her work with having to, what we see, as qualified people already there in the room regularly attending those meetings. Does that answer your question.

**Fritz:** Thank you. That's a good answer. So if a committee member had a legal question, you or your colleague would answer it as attorneys?

**Walton-Macaulay:** Either that or if we needed to consult with jennifer, we would absolutely do that to make jennifer available to the committee as needed, yes.

**Fritz:** Okay. Thank you.

**Walton-Macaulay:** Sure. Okay. I will start with the thumbnail sketches, and if there are more questions I am happy to answer those, as well.

**Wheeler:** Thanks, dana.

**Walton-Macaulay:** Sure. Adam green joins us after serving two terms on the police review board and adam represents the area of southeast Portland. Megan bigelow leads a team of engineers and is the founder of pdx wit, which encourages women, non-binary and underrepresented people to work and stay in technological fields. Carol johnson is a new Oregonian and serve this is Oregon labor and industries as the director of civil rights. Taylor snell has a firm foundation in public service and public interest here in Oregon. He is a public defender in hillsboro and holds his home in southeast Portland. Shaina pomerantz has a background in multiple state legislatures and education and looks forward to working on the citizen review committee to advocate for vulnerable communities. And andrea chiller has graciously volunteered to serve a second term, and we are grateful for her contribution, especially as it represents continuity for the committee. Thank you.

**Wheeler:** All right, thank you. Any particular questions, colleagues, before I call the roll? All right, Karla, please call the roll. This is a resolution.

**Hardesty:** I want to thank dana so much for her hard work and the new vision that goes into the citizen review committee. And I hope that there is an opportunity to review our group reports that really lay out a road map to make the citizen review committee an effective body to review misconduct by police officers in our community. This committee has struggled for a lot of years, and there is not any one reason why, but I believe that this is a, an excellent group, and maybe people who are not speaking could put their phone on mute so we can avoid background noise. Thank you. As I was saying, I really appreciate the work that has been done, but I don't think that we have done enough. I look forward to working with the citizen review committee to make sure that if we need to change protocol



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or we need to change how they conduct their business, that we are presented at the city council with the option to do that. I vote aye.

**Eudaly:** Well, I just want to thank everyone for their willingness to serve. I vote aye.

**Fritz:** Thank you for the presentation, dana and irene. It's good to have fresh folks coming on. It's also good to have people who have been on for a while to provide perspective, and as you are looking at ways to support this committee, I hope you will look at the work, the recommendations done by the working groups back when randy leonard looked into it, and under charlie hales, as well. There is still some items on that list that I think that there would be support on the council for, if they were furthered. Let's also respect the work that has been done. The appeal that came to council, that the council upheld, and also, the department settlement agreement, and so as we -- as that draws to a close, that will give us more authority to be able to look at some of the changes that have been suggested, and I hope that we can get that done before the end of the year because it's been on my list for 11 years now. Thank you very much to kristin malone and daniel schwartz to having served so honorably and so well, and for all of the liaisons over the years who have been giving me their advice and perspective. This is a very important committee, and I very much appreciate everybody who is being willing to serve, and maybe one of the outcomes of this public health challenge is that we will finally figure out the technological way for the committee members to be able to review the police records and in a secure environment, which again, has been something that has been on the list for a decade, and maybe now it will happen. So thanks to everybody. Aye.

**Wheeler:** I would like to thank dana. Great presentation. And commissioner hardesty. Thank you. That clarified a lot of issues in my mind, as well, so that was, I think, very helpful. Irene, thank you for your long-standing leadership on this, and I especially want to thank all these great residents who stepped forward to serve. I appreciate it, and I am very happy to vote aye. The resolution is adopted. And with that we will go to the consent agenda. I am requested that items 250 and 251 be pulled. Are there any other items pulled, Karla?

**Moore-Love:** Yes. We also have 253 and 254.

**Wheeler:** 253 and 254. Why don't we do this, why don't we go to the regular agenda first, and then we will come back to the consent agenda, and that way we will make sure that we have staff present for those items that have been pulled. In the meanwhile, please call the roll on the consent agenda.

**Hardesty:** Aye. **Eudaly:** Aye. **Fritz:** Aye.

**Wheeler:** Aye. The consent agenda is adopted. Next item from the regular agenda is item 256, an emergency ordinance.

**Item 256.**

**Wheeler:** Colleagues, I am pleased in the midst of this crisis our city employees are working hard to keep critical services moving forward, and I believe that this project is really a good example of that. This ordinance will authorize environmental services to rehabilitate aging sewer pipes that are high risk of failure in downtown and old town, and some of you may recall last year in northeast Portland, we have one of those water pipes explode. Improvements to the public sewer system will not protect the water quality, public health, and the willamette river watershed and will help prevent sewage releases to buildings and streets. We have a brief presentation on this. Susan horman, and john -- I hope I am pronouncing your name correctly, they are both from bes, and just to be clear the example I just gave was a water main, the same holds true with regard to sewage, as well. Susan and john, take it away.

**Susan Hjorten, Project Manager Bureau of Environmental Services:** Thank you. I am an engineer 3 with the bureau of environmental services. The program manager for the downtown, old town, sewer rehabilitation program. Today we are here asking for

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authorization to advertise the downtown, old town, urgent sewer pipe 3.3 million rehabilitation contract. Next slide. This project -- there is work at various locations in the downtown area. These pipes are at high risk of failure and need to be rehabilitated and done in a timely manner. Currently these pipes can be rehabilitated with a cured in place pipe. At that time we are also going to rehabilitate all the active laterals with the same method, cured in place pipe that, way there is less disturbance to the property owners and the general public, and we would not have to come back and try to get access to the buildings or what we need to do to bypass the laterals. The manholes will wait to be completed at a later date. The work to design and rehabilitate the manholes is kind of extensive, and that would add too much time for the project that's, that needs to be done in a timely manner. Next slide. Our community outreach has been great. The public involvement team has done a great job. The pipes cover a fairly large portion of downtown and the outreach list was 10,000 addresses. And this team has done a lot of engagement through many outlets, you know, mailers, the web page, and emails, and even door-to-door canvassing are a few examples. Next slide. As mentioned, the cost is over \$3 million. We want to advertise immediately so we can have the work done this summer and fall during the dry season. That's all. Any questions?

**Wheeler:** Colleagues, any questions? And in this view I cannot see whether people have their hands raised or not -- wait, here we go. Commissioner Hardesty.

**Hardesty:** Thank you, mayor. And thank you for that presentation, Susan. My question really has to do with -- I understand totally the need for this. This project. It is a vital project. Knowing what we know today about the devastation of the employment for folks, how are we going to ensure that the contractors who get these, that we actually meet our aspirational goals that we could set and don't meet.

**Hjorten:** It requires a procurement process of reaching those goals, so when they submit on the proposal, they list the amount of subcontractors goals, that they can meet.

**Hardesty:** I guess my question is, what are the goals and what are we doing to ensure that those contractors, actually, have an opportunity? This is going to be a rushed project because of the urgency, but I do not want us to rush through the process of making sure that contractors of color and women are able to take advantage of this opportunity.

**Hjorten:** Correct. The advertisement phase will still be the same amount of time that our projects, you know, normally go out to bid for. And like I say, for this size of a project, I believe it's 20% is our aspirational goal. And we have kind of this typical contractor's business project, and forbes I am not aware of them having -- of not meeting the goals.

**Hardesty:** That would be an important thing for the city council to know as this project moves forward, especially based on our current economic situation. So thank you.

**Hjorten:** You are welcome.

**Wheeler:** All right. Very good. Any further questions from anybody on this item? I don't see anything. Does that complete your presentation?

**Hjorten:** Yes.

**Wheeler:** Thanks, Susan. I appreciate it. This is an emergency ordinance. Karla, please call the roll.

**Hardesty:** I thank you very much, Susan, and thank you, mayor, for this important project. I want to make sure that we don't just go to 20% in this project, but we exceed our 20% goal because, of course, there are many, many communities who could benefit from this project. I vote aye.

**Eudaly:** Aye.

**Fritz:** Thank you for the presentation. I just want to clarify the cured in place, the last picture that we saw, was the sleeve being lowered into the pipe that is about to fail, and then they would load it up there and cure it in place, which I think is very, very interesting

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and innovative and saves a lot of excavation as well as being cost effective, so thank you very much for doing this project in time, that can be done. Aye.

**Wheeler:** I appreciate the presentation, and thank you for bringing this. I am very comfortable voting aye on this. The ordinance is adopted. Next item is item 257, please.

**Item 257.**

**Wheeler:** This ordinance authorizes an intergovernmental agreement between both the Portland police bureau and the Multnomah county domestic and sexual violence coordination office to enhance support services for young people, youth impacted by sex trafficking in Multnomah county. The police bureau participates in a collaborative with Multnomah county to provide services to individuals subjected to the cycle of violence and victimization associated with commercial sex trafficking. The goal of this particular agreement is to provide funding that supports the programming of the new day collaborative. The new day collaborative will provide 24-7 crisis response prevention, education, long-term case management, and housing, and other basic needs for youth who are age 12-26 who have experienced sex trafficking. The value of the agreement shall approximately 310,000 for -- per year for the fiscal year 2019-20, and 2020-21, and 110,000 for fiscal year 2021-2022. The intention is the agreement will be valid through June 30 of 2022. This is, of course, an emergency ordinance. It's in the interest of the public and the mutual benefit of the city in Multnomah county that these agreements be executed without delay. We have with us Portland police lieutenant Leo Besner and Alex Sanchez from Multnomah county here to describe this in a little more detail. Good morning.

**Leo Besner, Lieutenant Portland Police Bureau:** Good morning, mayor, and thank you. City council members, good morning. My name is Leo Besner, a lieutenant with the Portland police bureau. My -- one of my assignments is supervision of the human trafficking unit, which has worked closely and partnered with Multnomah county's domestic and sexual violence coordination office in the past, and the ordinance that we're asking for your support on will enable us to further enhance that partnership by providing additional funding in support of the new-day collaborative. The new day program serves youth impacted by sex trafficking in Multnomah county, and the increased funding as the mayor pointed out will be in place through the fiscal year 2021 and 2022. I would like to turn this over to Alex, who will be able to describe it in more detail the work of the new day collaborative, and thank you in advance. Alex?

**Alix Sanchez, Senior Manager Multnomah County:** Good morning, mayor. Good morning, commissioners. I am Alex Sanchez, I use they, them pronouns and the senior manager of Multnomah county's domestic coordination office which funds the new-day collaborative. The collaborative is a pretty innovative collaboration between the homeless youth continuum and the domestic and sexual violence continuum, and it really leverages the unique strengths of both of those service provider communities to support this population, which is typically very hard to reach, very hard to engage in services, and we are really excited by the amount of success that new day has had with youth impacted by sex trafficking. The collaborative made up of new avenues for youth a back bone organization and includes call to safety, formerly known as the Portland crisis line, and Rafael House of Portland, who provide the 24-7 crisis response and prevention and education portions of the services. New avenues for youth is engaging folks in intensive case management, long-term goal planning, housing navigation, and providing substantial housing subsidy to the youth engaged in this program. The additional funding from PPB will allow the program to add an additional 3.5 FTE, confidential advocacy, and additional housing navigator, which can provide up to 12 months of a subsidy for youth on the caseload, and an outreach specialist, which will allow them to do ongoing engagement and management of their wait list. Currently the wait list has been closed due to capacity I noticed since late 2019. There is 132 youth on the wait list for this program. This funding

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will allow folks to come off the wait list and allow some additional engagement of kiddos waiting for this service. One of the things that I do want to mention about this program, and the successes is that the majority of the young people who are in this program have self referred to this programming, which is a huge testament to the way new day is going about providing these services. These are young people coming forward and saying, you know, I want to get out of the life, which is a huge step for these young people and amazing that new day has been there for them, and can kind of continue to engage and stay in connection with these folks. The dscco is really excited about continuing our partnership with pbb. They have been a great partner thus far, and we are really looking forward to deepening that connection and working with these partners around sex trafficking in the years to come. Thank you.

**Wheeler:** Sorry, guess who was on mute. I assume that completes your presentation. Thank you very much. Colleagues, questions on this item? Karla, please call the roll.

**Hardesty:** I am very appreciative that this is on the agenda today. With my role with the gateway domestic violence center, I understand how important it is to have a solid police officer working directly with the community members who have experienced domestic violence and sexual trafficking. This is a vital investment and making sure that we can keep our community whole. I vote aye.

**Eudaly:** Thank you for the presentation. Thank you for the work. I am happy to support this. I vote aye.

**Fritz:** This is really important work, and it's really hard work, so thank you so much both for coming to tell us about it and for continuing to support the survivors. Aye.

**Wheeler:** Well, I look forward to a day when this is not necessary, and I have always thought it was one of the true dichotomies of this community that we have a serious commercial sex trafficking problem in the first place. I know this is an issue up and down the i-5 corridor. I appreciate the joint efforts taking place here between Multnomah county and Portland police bureau and other service providers in the community to get arms around this issue. And solve it, and as I mentioned in the opening remarks, this program is set up for people who are as young as preteen. That should give us a sense of urgency to address this issue, and this is just one way that we can work together to do it, so I am very pleased with this partnership. I vote aye. The ordinance is adopted. Thank you both for your remarks today. Item 258, please, Karla.

#### **Item 258.**

**Wheeler:** Thank you. And we have kathleen from the procurement services office and grant morehead here from pbot to tell us more about this.

**Kathleen Brenes-Morua, Procurement Services:** Good morning, mayor and commissioners, I am kathleen, procurement manager for design and construction services. With me is grant, the capital project manager with the Portland bureau of transportation. We are here to recommend authorization to enter into a contract with walker, parking consultants, and engineers incorporated for architecture, engineering, and construction support services for maintenance of our smart park garages. In the amount of \$1,322,960, I will cover the procurement process, and then grant will talk about the project scope. So we issued a request for proposals on october 14, 2019 and received three proposals, an evaluation committee scored the proposals, in accordance with chapter 5.68 of city code and deemed walker consultants, a national leader in parking and garage design and construction, the most responsive and qualified proposer for this project. The aspirational 20% subcontracting equity goal applies. And walker consultants has committed to subcontract 17.9% to consultants certified by the state's certification office for business inclusion and diversity as follows -- 8. 3% to male, hispanic owned disadvantaged minority business enterprises, 4.7%, or 61,800, to male asian pacific owned disadvantaged is minority business enterprise. And 4.9%, or 64,460 to female caucasian disadvantaged

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woman-owned emerging small business. Additionally, walker consultants has committed to increasing their utilization to a minimum of the 20% participation goal when the final scope for restoring o'bryant square is determined. They have committed to utilizing morgan holman and associates for arborist services and mary ann zarkin landscape architects for landscape architecture services. Both caucasian, women owned business enterprises. Walker consultants is in full compliance with all city contracting requirements, and I recommend you authorize this contract. Unless you have any questions for me, I will hand it over to grant to talk about the scope of the project, itself.

**Wheeler:** I don't see any questions. Thank you very much for that, kathleen. Grant, go ahead.

**Grant Morehead, Bureau of Transportation:** Thank you, mayor. My name is grant, and I am with the pbot's parking operation division, I will outline the scope and goals of the contract before we open it up to questions. Next slide, please. I am sorry, back. You were on the right one. Thank you. This contract will provide design, engineering, and construction support services for the smart park maintenance program. The consultant will serve as the architect and engineer of record to develop the construction documents for future construction contracts. Each project will be bid separately through procurement services construction bidding process. We anticipate the contract we valid at 1.3 million over five years. The goal is to complete the deferred maintenance and building support system, upgrades within that time period. Next slide, please. This slide shows the areas of work to be performed under the contract. One of the first projects will be upgrading the electrical infrastructure at the 1st and jefferson garage. This allows smartpark to support the city vehicle fleets with electronic vehicles to expand the number of electric vehicle charging stations at the garage. This will give us the capacity to install a backup generator which will allow it to be fully functional in the case of a power outage and provide several ada upgrades, better and more efficient lighting, upgrade building signage and address concrete repair needs throughout the garage system. In addition we anticipate the contract developing construction drawings for demolition of o'bryant square. Next slide, please. I am happy to answer any questions that council members may have. Thank you.

**Wheeler:** Colleagues, any questions on this item? Commissioner hardesty has a question.

**Hardesty:** Thank you, mayor, and thank you for the presentation. So what I heard was that each of the smartpark locations, there would be a separate contract for the deferred maintenance that will be done? Was that accurate?

**Morehead:** That's correct. There will be projects developed, some of which will involve multiple garages under one contract, but there will be a separate contract for each project that is developed under this contract.

**Hardesty:** And so how many contracts do you anticipate that we are going to be asked to vote on over the next six months having to do with the smartpark deferred maintenance?

**Morehead:** Under this contract, there won't be any in the next six months. We are looking probably a minimum of nine months before we have the first one ready to go.

**Hardesty:** And so my other question will be, is this a vital thing that we must do now considering where we are with all the uncertainty that we have in the future? I understand why we are on track to do this, but I don't understand why we would make the investment today based on what we don't know.

**Michael Jacobs, General Manager SmartPark:** Commissioner hardesty, this is michael jacobs, the general manager for smartpark. Can you hear me okay?

**Hardesty:** I can hear you fine, yes.

**Jacobs:** Okay. Thank you for that question. We have been thinking about that question a lot given the circumstances. This project is -- this particular contract is for the preconstruction work, the engineering and the architectural work. Any of the construction contracts would come before council. I have a number of -- let me back up. Given this

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current circumstances, we understand that the impacts that is coming our way, we are monitoring the finances in the smartpark program very carefully working with our finance folks and pbot and with our management. What we want to do is looking towards the future, we, we know that at some point the parking revenues will come back. We anticipate that projects that were identified when this contract was initiated, or this contract process was initiated might be different than the projects that move forward, or at least the timing of the projects may be different. The number of readings that, the meetings I have scheduled over the next week, we will be talking about these projects and the urgency of these projects. The fact that we can't -- we want to be ready to move forward with this project as soon as this recovery starts to come around. Smartpark wants to play a role in that recovery and create jobs through these projects. We can't be ready for that unless we have some of the preconstruction, the architectural engineering work accomplished. What we want to do is to focus more on the projects that are -- would have an impact on public safety and really maintaining our city assets so that they are in good shape for the public.

**Hardesty:** Thank you. I appreciate that explanation, michael, but I guess that I am still concerned that we have not done a holistic approach about what our priorities will be when we are on the other side of this crisis. Yes, clearly, this will create some construction jobs, but I am not -- I am concerned that we are -- that we are just moving forward with projects because they were in the pipeline, and they are not particularly focused on our recovery and what our priorities are moving forward.

**Jacobs:** I understand your concern, and what I can offer right now is that in working with management and finance folks and pbot, we are going to be prioritizing those projects that are centered around public safety.

**Hardesty:** Thank you.

**Wheeler:** Commissioner Fritz.

**Fritz:** I would just add to that explanation that we should be preparing for projects, particularly, infrastructure, maintenance, and repair, when we got the stimulus package from the federal government and obama administration. It was a 500 million request. That was throughout the recession, or the recovery from the recession with a lot of the people who were, actually, employed, were in the public works projects, so I think that this is absolutely the best thing to do is to be preparing as many projects as possible so that we know that the congress is interested and has been interested in infrastructure maintenance package, and that would be likely something that would be in the end of the crisis stimulus package, response. So I think this is the right thing to do.

**Wheeler:** Commissioner eudaly.

**Eudaly:** Thank you, mayor. And thank you, commissioner Fritz, for those -- for those comments. We are looking carefully and closely at all projects and expenditures moving forward. Pbot, in particular, is going to take a very hard financial hit during this crisis. All of our revenue streams are down significantly. The money that is funding this particular project comes from smart park funds, and if I am not mistaken, I don't believe -- well, no, I am not going to say that. I need to follow up on that. Anyhow, as commissioner Fritz said, we need to have shovel-ready projects. That's what this is about. It's about setting us up to roll out the project as soon as we can, and provide as many jobs as we can.

**Wheeler:** Thank you, commissioner. Any further questions or discussion on this item? Seeing none, this is an emergency ordinance. Karla, please call the roll.

**Hardesty:** I am really -- I believe that we have to be intentional about how we come out of the recovery. I am not interested in us continuing the status quo. I am very interested in us being very thoughtful about who will benefit from these contracts. Right now I will say that 20% set aside is insufficient for the recovery that will need to happen, and so I am not interested in us doing what we have always done. I will be looking for anybody who comes to the city council with a multi-million-dollar project to tell me how it will be beneficial to the

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broader community. If people are unable to do that, they can be assured that they will not have my support. I will vote yes for this today, but I will be looking at more -- I will be expecting more details to let me know how we're going to prioritize those who have been most impacted by this crisis and that this is not a status quo, same old, same old. I vote aye.

**Eudaly:** Well, thank you, staff, for being there to answer questions. Thank you, colleagues, hopefully for your support. I am pretty proud of my bureau's success and in the utilization of women and minority contractors in general. That will continue to be a priority for me, as well. I vote aye.

**Fritz:** I particularly appreciated seeing the attention to electric charging stations in the smartparks. It's important to remember that this is a public -- we are in a public health crisis, but we are also in a climate disruption climate crisis so we need to move forward with projects to address the second as we climb over the first. Thank you for your work, staff. Aye.

**Wheeler:** I vote aye. The ordinance is adopted. Thank you, colleagues, and thank you, Kathleen and Grant, for your presentation. Next item is item 259, also an emergency ordinance.

**Item 259.**

**Wheeler:** Commissioner Eudaly. You are on mute, commissioner. Commissioner Eudaly?

**Eudaly:** Sorry, yeah. Just standby for a moment.

**Wheeler:** Yep.

**Eudaly:** Okay, colleagues. I am excited to bring forward the east Portland action plan general and civic engagement grants for approval today. The members have suggested is 22 projects for funding, projects that mean a small language school in east Portland can pay its rents, but immigrants in east Portland have the resources to become more politically and civically involved, and that children who live far from parks and nature can access green space, among other things. Before turning it over I want to underscore that these projects represent the kinds of organizations and programs that are struggling to survive in the wake of this crisis, and they are critical. I am happy that with already allocated dollars we can provide support to these vital efforts. Now I will turn it over to the representatives from epap to tell us more. Hopefully they are here.

**Bobbi Yambasu, Co-Chair East Portland Action Plan Grant Committee:** Yes.

**Eudaly:** Okay. [laughter]

**Yambasu:** Commissioner Eudaly. Good morning, Mayor and Commissioners, and thank you for making time for us on your agenda today. My name is Bobby, I am a resident of east Portland and co-chair of the epap grant committee. Today we will be asking for your approval of the 2020 grants which will fund 22 projects in east Portland. The east Portland action plan, commonly known as epap has three grant programs, the general grant, the civic engagement grant, and the municipal partnership grant. You should have received a summary, and the descriptions of those grants are on that summary so I won't go through there. This year, epap allocated \$150,000, nearly half our annual budget for these grant programs. Initially we slotted \$65,000 for the general grant. \$65,000 for the civic engagement grant, and \$20,000 towards the municipal partnership grant. When we did this, we knew that in the recent past we have not gotten very many municipal partnership grant applicants, so we, prior to receiving the completed applications, we decided that if we did not allocate those funds to municipal grants, we would divide them equally between the other two, and that is what we did. This year there have been a few updates because of change of location with epap in the city of Portland, and those are also listed on the summary sheet that you have. In addition we made a conscious decision this year to change the limits of the grant so we limited our grants to no more than 10,000 in an effort to broaden the -- the recipient base. Portland is diverse. We have a lot of communities,

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and we wanted to make sure that we spread out the money in the most effective way possible. The epap committee currently consists of eight members, and I want to give a shout out to those people. They are myself, robert schultz, the other co-chair, sabina, larry, laila, michael, travis, adriana. These were the people who not only got together prior to the release of the grant application to update the grant application, but also spent numerous hours evaluating each grant according to the criteria ask the scoring guides that we have developed. They map together to decide the amount that we would allocate to each grant, and that takes a lot of time. The selection criteria and the supports we give are listed on the summary sheet. And I will point out that we have -- two of the things that I think are important is that we give individual grant support sessions because many of our applicants have never applied for a grant and have no idea about what the process is, so we do that. And we provide language accommodation, which is very important in east Portland with so many language groups. I believe that we have 75 plus language groups. So we take responsibility for translation and allow applicants to apply for the grants in any language that they desire. If you have any questions, I am happy to answer them. If not, I will turn this over to my co-chair, robert schultz.

**Wheeler:** Commissioner hardesty has a question.

**Hardesty:** Thank you, mayor. Thank you, bobby. Excellent presentation. You are underselling the work of the epap grants committee. As a former chair I know how strenuous the effort is when people want ten times the amount of money that you actually have. So thank you for volunteering your time to help with this process. My question is really, what's different, as I reviewed the grants, there are folks that were planning to do festivals. There were folks planning to do organizing and schools. Our universe has changed radically since then. What is going to change with the outcomes that you will be expecting from these grantees in our new world?

**Yambasu:** Well, j.r. Lily actually has contacted -- he's our advocate. He's contacted each of the groups and asked them whether or not they believe that they will be able to still do their projects. I think that he's heard that from most of them and can respond to that more precisely than I can at this point. I do know that he's heard back from over half of them, and most of them are planning to go forward. We still haven't gotten from them a -- any idea of how that will change their budget. So, we are still waiting for those, but j.r., if you want to pop in here, I would be happy to.

**Hardesty:** Thank you. Before j.r. Comes on, let me say that I believe that the entire city council would be willing to work to revise outcomes because we understand that many of these organizations are extremely small. Where they are at the moment may be radically different than where we were when they wrote the grant. So look forward to hearing from j.r., but I just want to send the message, bobby, that we are with these small, grassroots building organizations, and we want to help you to figure out how to support them.

**Yambasu:** Thank you.

**JR Lily:** Thank you, commissioner hardesty and bobby. This is j.r. Lily, the advocate. I just want to mention that we have four people presenting. Bobby, robert schultz, sabina, and myself. And when we arrive to my portion of the presentation, I will be able to answer that. So I think it will be best to move forward with robert and sabina, and then I can answer that in my portion.

**Wheeler:** Very good. Go ahead, please.

**Robert Schultz:** Thank you for that. This is robert. Can you hear me all right?

**Wheeler:** Yep.

**Schultz:** Well, I am robert schultz. My pronounces are sir. I am a father of three, co-chair of the epap grant committee, amongst other things in my community. We operated by consensus, and I also wanted to bring to light that epap was kind of crafted in a 2009 resolution 36682 and has a couple of basic missions about east Portland. The one that I



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kind of, that resonates with me is building community building and increasing interaction amongst cultural communities and geographic neighbors. With that I will share a bit about myself. I think that it's a reflection of how I came to this and where my view of these grants and where my advocacy for them comes from. I started with my son's cancer. He had cancer from age 5-9, and he won his fight with cancer. In that we found community in candlelighters, leukemia lymphoma society, and as we face this fight and had such amazing support from that community, I thought how can I bring that sense of community to my neighbors and to offer that without this, you know, disease that's kind of overshadowing that and let them feel supported, as well. I found a part of that in epap and advocating for the community events we see, and I suggest that's reflected in some of these grants and the fact that our participants on the grant committee often share the diverse backgrounds that lead us to this place of wanting to see more for and from our community. As co-chair I put hours and hours into learning, into meetings, days into reviewing the grant applications, and as a former inspector, I am very comfortable with applying a standard, developing these standards has been a challenge. I am a white male from a rather middle income kind of background. Currently am not a very wealthy person, so how do I say to the iraqi immigrants, what is good for their community? What I endeavored, and several of the committee members have endeavored to do is ask them and say, offer a place that they can come to participate, and we see that with folks coming in with translators and such to be involved. I think that there is much more work to be done there, and I think that we are on a good path to do that as bobby mentioned, and we lowered the grant amount to \$10,000, and if we look at the current package, you will see grant requests for \$6,000, \$5,000, \$874, and I think that these are reflective of the dramatic impact a small investment can have, and the fact that our community is one of the best positions to really realize that kind of investment. We presented to you this package of grantees, and as commissioner hardesty points out we are faced with challenges, as I was reflecting on coming to this very appearance, if you will, I was challenged because I was like wow, you know, normally it's easy for me to put my heart into this and point out great things like the -- and I would like to draw your attention to this, but the youth soccer training for arabic community. These guys have devised a grant that includes the purchase of shoes, and as a single father of three, the diverse activities my children do, shoes are a big component that oftentimes get left out of planning for low-income communities. Shoes can cost you \$50. And the uniform, etc., is also provided, and I think that this demonstrates how this small community can holistically see how they can bring the youth together and support them with this small amount of money relatively and have great impact. They are looking at 40 kids that they want to bring together. Additionally, as I pointed out there is the east Portland collective, and they are doing a sliding scale clothing pop-up for under \$1,000. And now, can they have these today? No, they can't, but can they have these when the pandemic and the restrictions we face lessen? I believe that they can. When and where and what's the best method? Well, I believe as I have mentioned that asking them is the key. And j.r. Can speak a bit about his interactions at the end here with those communities to see what they have reflected as their answers to some of these, and I submit that this is the best time to invest in these smaller communities because this is when they are also struggling severely, and the need for coming together, the need for activities like the slavic festival, and the [inaudible] festival, which are both cultural celebrations is probably most wanted now, but unavailable. So why not support them as we look to the future when we come out of the recovery, and I just wanted to tack onto the commissioner sentiment that has to be our focus. Yes, today is important. But tomorrow and what our future is, is also important, and I think that's going to be realized with the grantees, and again, I will let our amazing epap co-chair, sabina, and j.r. Speak more to that. Thank you guys for listening.

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**Wheeler:** Thanks, robert.

**Sabina Urdes, EPAP Co-Chair:** Thank you, can you hear me okay?

**Wheeler:** Loud and clear.

**Urdes:** Good morning, mr. Mayor and commissioners, thank you for making time for us today. My name is sabina, pronounced she or they, I am a resident of east Portland, an immigrant, a single mom, and I am one of the epap co-chairs and served on the grants committee this year for the epap civic engagement portion. The projects that we are recommending to you for funding will have a positive impact on the most vulnerable and marginalized community groups in the city. They will address the needs like language and cultural connection, amongst our communities, and legal services for our immigrant and refugee families, and will provide healthy, artistic experiences for our youth. To understand why, I think it's important to look at who east Portland is. According to 2017 census data, we know that one in three youth under 19, age 19 live in east Portland. About two in five foreign born individuals live in east Portland, half of all families in poverty live in east Portland, and we are the only district where poverty has increased since 2010 and we have the largest increase in the transit riders. Additionally, given east Portland's markup we know that the pandemic and the shutdown will impact the community members disproportionately and we know that black indigenous, hispanic people of color and other minorities, including lgbtq folks live at the intersection of racism, classicism, homophobia and trans-phobia and face a number of critical issues even before the coronavirus pandemic, including economic insecurity, violence, harassment, and religious intolerance. It's been less than three weeks since our mayor declared a state of emergency, and already we are seeing families here unsure how to pay bills after losing their jobs abruptly, barriers for undocumented folks and accessing funds. And general confusion, more isolation than usual due to cultural gatherings canceled, and mixed information about paying rent, to name a few of the challenges that folks in east Portland are going to be facing. So I wanted to tell you about another positive impact that these will potentially have during this pandemic. If staying home is the solution to this dire problem that we have, which we all agree it is, and it's critical to practice social distancing right now in the strictest terms, it seems to me our city hasn't done enough to ask the most vulnerable people around us, what do you need to be able to stay home safely right now? So we at epap have begun a process of reaching out and talking to the grantees and other community partners here directly, including doing a survey that includes, that will include the people's demographics data. To start a conversation about how we can help the people who are already in a disadvantaged socioeconomic condition stay home and follow the social distancing guidelines while also staying connected and getting the support that they need. The groups that we are supporting through these grants are leaders in their communities of identity and helping us hear directly from people and not assume for them, sorry, so that these projects adapt to respond to their needs. We are actively working to ensure that we hear from immigrants, refugees, black indigenous, people, color, disabled people and lgbtq people are going to be translating the survey in several languages, and to find out what kind of cultural specific support that we can provide to the people at home. Do they have a home where they feel safe? It's possible that the victims of domestic abuse feel more isolated than ever, so through these conversations and through the partnership that we are forming through the grants, epap hopes to help folks to fulfill their most basic needs so we can make it easier for all to follow social distancing right now. We are having these conversations now and we will continue to have them for a while, and we hope that you, mayor and commissioners and anyone else listening will have them with us so that together we can help east Portlanders stay home in, and help them in the ways that they want to be helped. Last but not least I want to thank you for the impact you are all playing today. Hopefully approving these funds and continuing to include us in your conversations

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about creating equity in east Portland. Our buildings might be closed but we can still build the community and need the critical now when people are feeling more isolated than ever, and these funds do just that. So thank you for supporting our african youth, our arabic culture school, our iraqi women, native arts, slaviv community, our association, our ledge lgbtq community, youth entrepreneurs and the rest of the awardees. Thank you for helping us to strengthen our civic power. Unless you have any questions I will turn it over to my colleague, j.r.

**Wheeler:** Thank you.

**Lilly:** Mr. Mayor and commissioners. Thank you for this time and allowing us to be on the agendas. I am , he, him, his and I have the pleasure of serving as your epap advocate. I will share how our plan will continue supporting these projection and considering the health and the safety measures during this pandemic. We are living in uncertain times given the coronavirus, and we are [inaudible] with the next steps. We have checked in with all our applicants. As mentioned before, over half have responded saying that they are updating their programs as needed. The big thing is that we are in an unknown state. We are working with the best information that we have. As we are predicting, all applicants that have spoken to us said that they are able to deal with adjustments, either the program to later date, or moving to a virtual platform. Those who have not been able to respond to us, or those communities that english is not their first language, our assumption that they are trying to coordinate given everything and learn how to best respond with their projects. We want to make sure that we are taking all the steps necessary to make sure that they are able to take the appropriate measures to adjust their work and their projects. We are confident in continuing with these grant recommendations. We understand they may need adjusting to the details or the health and safety of the participants. Each year we do fund projects that have a high risk, and we work with them in the best way possible. If any of the projects are unable to fulfill their commitment, and with the grant agreements, we will be asking for them to return the funds accordingly. The next step for us once the ordinance is passed is that the response goes on to the grant manager, myself, and to assess each project on a case-by-case basis and work with them to make sure that they can continue with their grant program as stated in the agreement. Thank you for your consideration. The recommendations. We are sorry that we are only able to present our 2020 grant recommendations this time, and we look forward to next time that we are able to join you all and give our annual epap update. Thank you.

**Wheeler:** Thank you, j.r., and we have a question from commissioner hardesty.

**Hardesty:** Thank you, mayor. Thank you, j.r. My question -- your presentation made me think of this question. Do you know what the rate of the folks in east Portland who are not connected to the internet, do you know what percentage of the community members don't have access to the internet at this time?

**Lilly:** I do not have that demographic in front of me. A lot of our communication strategies also involve word of mouth conversations. In addition to spreading the word about all of our program and resources, social media, emails is one avenue, but a lot of it is -- we pick up the phone and call people.

**Hardesty:** Right.

**Lilly:** Rely on these networks to pass on the information.

**Hardesty:** Thank you. That was my question.

**Wheeler:** Very good, and robert, you had a comment?

**Schultz:** Yeah, I just wanted to point out that that's where sabina's efforts have been so incredibly valuable. She identified this very issue early on and has started that effort. Yes, using social media but then encouraging folks to branch out from that. I certainly believe that she could speak better to this than i. But I wanted to point out that we have had robust conversations about, and many meetings about this whole process, is this time appropriate

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for the outdoor events and funding them. I believe overwhelmingly our committee has come up with this anticipates. This is the best way to support the communities, so I very much appreciate your question, commissioner, and I think that there is a reflection in the efforts of sabina. I see that she has her hand up. I will leave it to her.

**Wheeler:** Sabina.

**Urdes:** Thank you for asking that question, commissioner hardesty. I don't know the exact percentage. I know that it is high enough to where we absolutely need to be reaching out to people in ways other than, you know, via the internet. I know folks a high percentage of folks don't have the computers at home. So this is why, I think, the partnerships with the people who are leaders in the community can help us to get the word farther out because we are relying on them to connect us to the people who maybe don't check email or social media or, you know, who are maybe in survival mode from working several jobs to keep up with the latest posts on social media or surveys, but yeah, we are not going to rely just on digitally reaching out to people.

**Hardesty:** Thank you.

**Wheeler:** Commissioner eudaly.

**Eudaly:** Thank you, mayor. I just wanted to pop in on this conversation quickly. It's a really important one. I think a lot of our failures and shortcomings are on full display right now. Digital equity is one. Commissioner hardesty, the percentage of east Portlanders without internet is at least 15%. It's probably higher. I do want to note that comcast internet essentials is available to support low-income households during this crisis. So, if you know anyone who doesn't have internet please google comcast internet essentials. You can get the information there. And then, of course, there is the issue of people not having devices. I am also concerned about consistency of communications and language access and accommodations for people with disabilities. So I really appreciate that everyone is aware of and addressing those issues and looking forward to working together to make progress on them. That's it.

**Wheeler:** Very good. And it looks like robert had a response, and then sabina.

**Schultz:** Thank you. And I won't take up more of the central spot, but you know, I also serve on the neighborhood association with sabina. She's our chair. So I have had these conversations and these different reflection with epap and the grants and the neighborhood association. I believe very much in our chair, in sabina. She offers amazing reflections of community in part because she is an immigrant and in part because of her advocacy for the lgbtq community and several other communities, and from that something that came to light was the concern from non-english speakers that they are not getting information in a timely fashion, and I think that one of the -- and I will let her speak to this, one of the motivations of the survey is to get those people to -- to get their pulse. I just wanted to note these have been robust conversations with us, and we would love avenues to present that to council members because I think it's the overwhelming opinion that there is a lot of underserved communities, and as the commissioner just pointed out, like there is an awareness, but I think the question that always kind of is plaguing the cities is how do we engage them. I think epap is one important piece, and I think these grants are important pieces of that, but I think that supporting the community members like sabina that can speak from a place and from a want to speak for, with, to those folks is an excellent way to answer these questions. If in the council's view these are important things, I would strongly urge you guys to be using folks like sabina and asking for their participation, and also recognizing that we are all volunteers. Some of us are single parents, and that has a financial burden for just how much, and I would suggest if you guys want to find positions to enable people, perhaps finding a way to compensated someone like sabina, not that she is asking for that, but find ways to compensate them to get their

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participation is a way to cross this hurdle into these communities you are not hearing from, and with that I will give it to sabina.

**Urdes:** Thank you. My comment will be brief. I wanted to make an observation about the comcast internet essentials. There are significant barriers to accessing that program. As someone who has tried to access it in the past, so I don't know if they changed anything now in light of what's going on, but yeah. If you guys have any power in kind of supporting them to do that more for our communities, knowing that there is a great need here for it, and knowing that a lot of people are left out of the conversations that, you know, are meant to cover their most basic needs right now. That would be really great.

**Eudaly:** I mentioned the program because they have, in fact, instituted multiple changes to the program in light of the covid-19 crisis. It includes speed increases. 60 days of internet service for free. No credit check. No installation fee. No equipment rental fee. No term contract, in-home wi-fi, included. And the host of other things. So again, it may not -- I encourage everyone to look into it for people who do not currently have internet access. It might not work for everyone. It sounds like a fairly dramatic improvement on the former program.

**Wheeler:** Very good. Thank you. Any other questions for our panel today? This is an emergency ordinance. With that, Karla, please call the roll.

**Hardesty:** Thank you for all the presenters from epap. Epap is near and dear to my heart. I know how difficult it is to reach consensus when there is money on the table to support small community-based efforts. I applaud all of you. I applaud the work that you have done up to this point. I am proud to support this -- your recommendations, and I want to make sure that we keep the lines of communication open. I have heard several of you challenge us to be more innovative, to be more thoughtful, to reach out to more communities who didn't have access before covid, and certainly have a lot less access now. I am willing and able to take you up on that challenge and look forward to seeing where we go from here. I vote aye.

**Eudaly:** Well, I want to thank bobbi, robert, sabina, and j.r. For joining us today for the presentation and for their work on behalf of epap. A great conversation. As I mentioned in my opening remarks, I believe all these projects and community services are vital, and under normal circumstances, and all the more important that we find ways to support and preserve this work in light of what's happening now. I want to thank epap for being nimble in response to our current public health crisis and for working with omf to identify a flexible path forward for grantees. I absolutely support flexibility in the use of these grants, and amending the outcomes as needed so that the money can be put to its best use possible for these organizations. There are 22 worthy projects on this list. I am happy to support their funding. I vote aye.

**Fritz:** Well, east Portland action plan presentation is always one of my favorite items on the council agenda every year. I know if commissioner Fish were here he would be noting the vote in 2009 with one of his finest achievements, and I count that amongst mine, too. Also recognizing that throughout the great recession, the neighborhood associations prioritized, maintaining the funding for east Portland action plan, recognizing the different ways of engagement and the importance of it, and so it's really great that we are in the middle of this new challenge, also prioritizing getting this money out, and it's great timing that came today, thank you for putting it on the regular agenda, commissioner eudaly, and to the presenters for the good work you are doing, and I am happy to vote aye.

**Wheeler:** This was a great presentation. I want to thank bobbi and robert and sabina and j.r. For bringing this forward with us, and I want to thank commissioner eudaly for her continued support of the east Portland action plan and bringing this forward to the council. You know, it's fortunate enough to participate in the very first organization meeting of epap along with then mayor tom potter and then house speaker jeff merkley, now u.s. Senator

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jeff merkley. I wish that I could remember who said this at that first meeting. I remember as people were going around the table and expressing their hopes and aspirations and potential fears related to the creation of epap, somebody said quite clearly that the whole thing wouldn't matter if there weren't financial resources attached to the effort. And even back then there was the conversation about letting the east Portland community designate where resources could best be used in the east Portland community to make a difference. And that model is not only held true over the years. I think it's become strengthened and more sophisticated and more targeted over the years, and this is just one more example where it is fun just to see where it has gone. And I really applaud all of you who gave a presentation today and all of the folks who are on the grant committee. Some of whom could not be here today. And everybody who volunteers, it is a really great effort. I am happy to support it. I vote aye. The ordinance is adopted. Thank you all for a great presentation. Next up is item 260.

**Item 260.**

**Wheeler:** Commissioner Fritz.

**Fritz:** All right, folks, I am going to give what I have gotten written down to explain this, and cecilia from the water bureau is going to actually explain it. So beginning in july, july 1st, 2020, the city will be changing how the city records interest costs to be compliant with the governmental accounting standards board, or gasb issued statement number 89. So yes, there is such a thing, and yes, they have got statements off 1-88 and presumably some -- oh, we have another one, and the gasb, 62, and allows organizations like the water bureau, which sets rates based on revenue requirements to defer the cost that cannot be recovered in current rates, and so the expenses are covered in rates. Allowing the water bureau to continue to allocate these costs to customers for cost recovery is in the best interests of the rate payer, and I am betting you would like a better explanation so I will ask cecilia to weigh in and give a bit more context.

**Cecelia Huynh, Finance Director Portland Water Bureau:** Thank you, commissioner. This is cecilia huynh, Portland water bureau finance director. The water bureau as an enterprise fund prepares statements in accordance with generally accepted accounting principles. In june of 2018 gasb issued statement number 89, accounting for interest costs incurred before the end of the construction period. It requires that by july 1 of 2020 interest costs be recognized as an expense in the period in which the cost is incurred. This is a change from the current practice for enterprise funds like the water bureau which is to include interest costs with assets for capitalization. This would result in a lower asset book value, so cost of the asset would not include the interest that we are incurring as we build the asset. That's what the new rule essentially would do. The water bureau wholesale rate setting includes cost of assets used to service wholesale customers so gasb 89 change would result for the water bureau to lose its ability to include capitalized interest in water development for cost recovery for wholesale rates. That's substantial and consequently that would impact our retail rates to make up for that lost wholesale. What i'm here before you today with this ordinance is to request for your authorization so that the water bureau can record interest costs and regulated assets which is allowed under statement 62 as commissioner Fritz pointed out so that we can include in our cost allocation to wholesale customers. So essentially this ordinance allows the water bureau to record interest costs such as the bureau can continue to allocate the costs to wholesale customers so wholesale revenues would not be impacted. Essentially we're just trying to continue to do what we have always done with this authorization. I want to thank michelle kirby, the city cfo, and her staff for helping on this item. They are also both here to help with the technical questions that you might have related to accounting rule changes. So with that i'm happy to help answer questions that you have.

**Wheeler:** Colleagues, any questions? Commissioner hardesty has a question.

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**Hardesty:** How does this change the financial outlook for the water bureau?

**Huynh:** This allows us to maintain the outlook that we have. If we don't do this, then we're looking at a reduction in wholesale revenue and that will impact retail rates.

**Hardesty:** Thank you.

**Wheeler:** Any further questions on this item? Very good. This is a first reading of a nonemergency ordinance. It moves to second reading. Thank you for the presentation.

That completes the regular agenda, we'll go back to the items pulled off the consent agenda. Could we please start with item number 250, Karla.

**Item 250.**

**Wheeler:** I pulled 251 for the same reason. Could you also read that?

**Moore-Love:** Certainly.

**Wheeler:** The Portland children's levy was formally created in 2003 to make focused investments improvement programs to support children and families. The children's levy staff has occupied office space at the spalding building since 2005. They wish to extend the lease to june 20, 2022. Omf-- office of management and finance and the bureau of development services have both assessed bds's space needs against the availability of space in existing city owned facilities. There's no viable options within city owned facilities to provide sufficient space to accommodate the needs of the children's levy. Uninterrupted occupancy allows the children's levy to assure continuing operations without disruptions for levy grantees and applicants for the new small grants fund which has been started this year. With regard to 251 under chapter 5 of the charter of the city of Portland the fire and police disability and retirement board, fpdr, provides disability and retirement benefits to sworn active and retired employees of the bureau of fire and bureau of police, their surviving spouses and dependent minor children. Fpdr has occupied space at 1800 southwest 1st avenue since 1994. They wish to extend their lease to 2022. They are strategical. there are no viable options within city owned facilities to provide sufficient space to accommodate fpdr's needs according to those bureaus. Uninterrupted occupancy of the harrison square building ensures fpdr will continue to be able to provide disability and pension benefit services to our employees of the bureau of police and their surviving spouses and dependent minor children. That's the thumbnail. The reason I have pulled these is last night I received a copy of a letter -- I did not actually get it until this morning -- it's dated april 1, from the good folks at seiu. I believe you have all received a copy of these letters. The concern that they raised is one regarding who works in the buildings. Seiu is a union that represents health care and property service workers. That includes janitors and security officers including right here at Portland city hall. They have expressed concern that the building that we are leasing space in do not provide their employees with appropriate protections, wages and benefits so that they are asking that the city direct procurement officers to request that owners and property managers of the spalding building and harrison square put their contracts out to bid and commit to contracting with responsible bidders. I have been told this morning that they understand given the lateness of the request and given the relatively small number of employees that we're talking about, that they would not object to us moving forward on this particular item but they have a significant concern with the larger question of whether or not we are adequately seeking to locate city employees who cannot be housed in city properties in buildings where we guarantee that all workers in those buildings are provided adequate protections, wages, and benefits. So I hope I have done a good job of clarifying that. Before I call on commissioner hardesty is there anyone from staff who wanted to testify on either 250 or 251? Looks like jon kelley is here on 250. Commissioner hardesty, before you ask a question would you mind if I give john the floor?

**Hardesty:** No, I don't mind, mayor.

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**Wheeler:** Sam hutchinson is here for 251. John, why don't you go first then we'll get to sam. Commissioner hardesty.

**John Kelly:** Good morning, commissioners. Jon kelley here. I am just available to answer questions so I will defer. Pauline goble from facilities is available. She has a lot of detail on this as well.

**Wheeler:** Good. Sam?

**Sam Hutchinson, Director Fire and Police Disability and Retirement:** Just give you a little background on our lease. As you noted --

**Wheeler:** Can you identify yourself for the record?

**Hutchinson:** I'm sorry, sam hutchison, bureau director fpdr. Background, mayor, we have been in the harrison square building since 1994 and up until january of this year we have had the building has been owned by the same group. That group had been hiring union janitorial services. The new owner took over in january and effective march 2, so just a month ago, they changed out the janitorial service to a new service that was nonunion. So we were not aware that they are doing that and that was not part -- that had not been an issue up until then. There's really no time to react to it in order because we need this extension signed by the end of this month. We will be next year on 2021 doing an extensive review of all our office needs and be going out and looking for new options in 2021, first part of 2022.

**Wheeler:** Sam, if I could before I turn this over to commissioner hardesty, we have obviously been very happy with both our janitorial and our security services here, which are seu employees. It's my understanding we would like to continue that same trend for our employees regardless of which buildings they are or at least ensure that the people that we are leasing space from do provide those protections, wages and benefits for all employees. Is that correct?

**Hutchinson:** I understand the city's position. Again up until four weeks ago that was not an issue. As we look at our new building needs we will definitely take that into account so that work will begin next year.

**Wheeler:** Thank you, sam. Commissioner hardesty.

**Hardesty:** Thank you, mayor. Thank you, sam. I just wanted to say that I think this caught all of us by surprise, especially after last week's vote. We made a commitment that we would in fact value having safe working conditions, living wages and protections for workers. So mayor, I think you did an excellent job of articulating how I feel about the fact that this change has happened so quickly. I want to encourage -- I just want to encourage that as we sign this extension that we make it very clear that we will be looking for new accommodations if those values are not incorporated into our contract moving forward. Sam, I appreciate the fact that you are committed to making sure that we live up to the city's values around workplace safety and making sure that employees are protected. Thanks again, mayor. Thank you all. That's all I have to say.

**Wheeler:** Thanks, commissioner. Any further questions on either 250 or 251? Seeing none, Karla, could you please call the roll on item 250.

**Moore-Love:** They are both nonemergencies.

**Wheeler:** That's correct. 250 moves to second reading. 251 is also a nonemergency ordinance, it moves to second reading. Thank you. Sam, thanks for your testimony on this as well. Next up are items -- well, let's do these separately. 253 next, an emergency ordinance.

**Item 253.**

**Wheeler:** I understand, grant, you can talk to us about item 253. Is that correct? Grant moorhead?

**Morehead:** That's correct.



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**Wheeler:** Great. Maybe it would be helpful -- I believe commissioner hardesty pulled this item. Maybe she could ask her questions and you can do your level best to answer them, please.

**Hardesty:** Thank you, mayor. My questions are really around whether or not our budget office has had a chance to analyze these multimillion-dollar contracts to make sure that we are thinking intentionally about moving forward contracts that have been in the works prior to the crisis we find ourselves in. This is a project that looks like it is not an emergency and so my question is why would we be voting for it today without having an analysis from the budget office about where we are and where we're headed.

**Morehead:** Commissioner, first thing I would highlight is this ordinance, what it does is authorizes pbot to engage with procurement services to put out a bid for construction. It doesn't authorize a contract or appropriate any money. Having said that, on the earlier agenda item we are going to be taking a look at all of our expenses all of our potential projects and prioritizing those which are centered around public safety and critical issues such as that. I can't say right now I don't think I'm frankly authorized to say whether or not this falls into that category of something that would be high priority, but again we're only moving the ball forward to get us into a process where we could have a construction contract. We're not even at the point where we would ask you to approve that at this point.

**Eudaly:** Thank you, mayor. I would like to pull this item back to my office. I think these are legitimate questions, and I want to dig in more with bureau staff.

**Wheeler:** Very good. That's your prerogative. Item 254, Karla, if you could read that, please.

#### **Item 254.**

**Wheeler:** We have the always amazing eric engstrom on to answer questions about this issue. Commissioner hardesty, I believe you pulled this one as well. I may be wrong about that.

**Hardesty:** You are correct, mayor. Thank you. I have the exact same question for this project that I had for the last one. Whether or not the budget office has done some analysis about whether this is a priority for us to move forward at this time.

**Teresa Boyle, Project Manager:** So not as amazing as eric engstrom teresa boyle is going to jump in here. I'm the project manager for the light-rail project. I guess first I thank all of you for your leadership during this crisis. As a three-year city employee I couldn't be more proud of what you guys are doing to keep Portlanders safe and our city continuing to provide them with services. Having said that in this particular case this intergovernmental agreement is essentially a contract where trimet is hiring city staff to work on the light-rail project in its first phase, the 1.79 million represents the project development phase where we are completing the environmental work and developing 30% plans. We're actually about halfway into the program, which started in february of 2019, and as such when we execute this we will be reimbursed for almost \$1 million of our services with another approximately 800,000 to go. So that's a good thing in these times, right?

**Wheeler:** Thank you for your kind words. Commissioner eudaly.

**Eudaly:** Teresa has pretty much covered what I had to say. I'll add it's absolutely vital that pbot receive this money for work that's already been done and that we receive funding to keep employing as many people as we can.

**Wheeler:** Thank you, commissioner. Commissioner hardesty?

**Hardesty:** Thank you, mayor. Thank you both commissioner eudaly and I think andrea was the one who spoke. Yes. We absolutely should get our money back from trimet as soon as we possibly can. But I still think the bigger question is whether or not we should be reimbursed what the work we have done. The question is should we take on more work based on current reality especially for a project that may or may not move forward in the near future.

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**Boyle:** Oh, my gosh, i'm so glad you asked this question. I am ready for it. The funds that we are using, trimet and metro are using to pay us is money that in part they have contracted with the federal government for through a grant. They are under a two-year contract deadline to complete all work, which would land them into february of 2021, and if we were to stop the remainder of the work now, the completion of the final environmental impact statement, the completion of the 30% plans we would not be meeting that requirement, but also to reflect what completion of this phase of the project does is it makes this particular project ready and available and poised to be part of stimulus effort. That ends up focusing on infrastructure. It was our experience in the great recession that we needed projects like this to provide jobs and put Portlanders to work. The green line was built with the help of stimulus funds and the city also received the very first tiger grant award of \$25 million to build moody avenue, a project that actually streamlined the orange line light-rail project to move forward. It would be really unfortunate if we were to stop now and not complete this piece of work because this makes the project ready. We need that environmental clearance to be able to spend any further federal money if it's going to come to us.

**Wheeler:** Thank you, teresa. Commissioner hardesty.

**Hardesty:** Thank you so much. That was an excellent response to my question. I guess it appears that you're operating under the assumption that this line will be built. And I am not operating under that assumption. It makes sense to me that you would complete this focus of work, but I am very concerned that the assumption is that this is going to happen, and i'm not feeling that this rail line is going to happen and I have had no communications that have led me to believe otherwise.

**Boyle:** Right. I can see how the iga, which speaks to it being for a lifetime of a project from planning through construction, makes that really confusing. That structure is actually one that is just -- the city to continue to amend it as we are approved for future phases.

**Hardesty:** You are fading in and out.

**Boyle:** I'm so sorry. Is this any better?

**Hardesty:** Much better.

**Boyle:** Oh, thank you. The structure of the iga being one that encompasses the entirety of the life of the project is really a form that is convenient for trimet and the city and allows us to amend it specifically at each point when we move into further phases. Regarding the bigger question of project funding obviously there's even more uncertainty now than we were facing given the unprecedented crisis we're in. Really in the days and weeks ahead there are going to be a lot of conversations among partners about this. There's a lot for everyone to consider. However, we never say stop until we are actually stopped, and so I don't -- I don't think the form of the agreement should give you pause. We really are contracted for work from february of 19 through february of 2021, and every future step when city staff will be working on this or should the city be investing through local match, it all comes to you. Every bit of it will. Yeah, that's my response.

**Hardesty:** Thank you.

**Wheeler:** Any further other questions on this item? I don't see any. Karla, please call the roll on 254.

**Hardesty:** Is this an emergency item?

**Wheeler:** It is.

**Hardesty:** I think we had a good conversation about this particular issue. We definitely should be reimbursed for work that we have done. We certainly should be in line in case there's an opportunity to attract some federal funding for a transportation project. I want to be clear that my vote today is because this is an emergency measure but I think we need a lot more conversation. We need a lot more certainty and we certainly need to get out of

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this crisis before we start thinking about really how we're going to invest dollars for our recovery. I vote aye.

**Eudaly:** Thank you, teresa, for joining us to explain the project. We are simply accepting funds, the majority of which are for work already done, not accepting these funds would effectively kill this project, which while the future may be uncertain, I would hate to see city council make that decision for all of our regional partners today. It puts us in a good position for receiving stimulus dollars and i'm happy to support it. I vote aye.

**Fritz:** Aye.

**Wheeler:** I vote aye. Thank you all. Great presentation. I vote aye. The ordinance is adopted and unless I have missed anything we are adjourned. Thank you, everyone.

**Hardesty:** Thank you.

**Council adjourned at 11:28 a.m.**