



**CITY OF  
Portland, Oregon**

**Official  
Minutes**

**March 10, 2021**

**Date and time**

March 10, 2021 at 9:31 a.m.

Council recessed at 10:36 a.m.

**Officers in attendance**

Keelan McClymont, Clerk of the Council; Karen Moynahan, Chief Deputy City Attorney

**Consent Agenda**

On a Y-5 roll call, the Consent Agenda was adopted.

**Date and time**

March 10, 2021 at 2:00 p.m.

Council adjourned at 2:54 p.m.

**Officers in attendance**

Keelan McClymont, Clerk of the Council; Matt Farley, Deputy City Attorney

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

By Keelan McClymont  
Clerk of the Council

**PORTLAND CITY COUNCIL AGENDA  
City Hall - 1221 SW Fourth Avenue  
WEDNESDAY, 9:30 AM, MARCH 10, 2021**

Those present by videoconference were: Mayor Wheeler, Presiding; Commissioners Hardesty, Mapps, Rubio and Ryan, 5.

**Disposition:**

**City Hall is closed to the public due to the COVID-19 Pandemic.**

Under Portland City Code and state law, the City Council is holding this meeting electronically. All members of council are attending remotely by video and teleconference, 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.

**Provide Public Testimony:** City Council will hear public testimony on resolutions and ordinances (first readings only). Testimony is not taken on communications, reports, second readings, proclamations or presentations in accordance with Code 3.02.040 F. and G. Public testimony will be heard by electronic communication (internet connection or telephone). Please identify the agenda item(s) you want to testify on, and then visit the Council Clerk's agenda webpage to register, [www.PortlandOregon.gov/auditor/councilagenda](http://www.PortlandOregon.gov/auditor/councilagenda). Provide your name, agenda item number(s), zip code, phone number and email address. Individuals have three minutes to testify unless otherwise stated at the meeting.

**The deadline to sign up for the March 10, 2021 Council meetings is March 9, 2021 at 4:00 p.m.**

**Email the Council Clerk at [councilclerk@PortlandOregon.gov](mailto:councilclerk@PortlandOregon.gov) with any questions.**

**COMMUNICATIONS**

**141** Request of Scott Weber to address Council regarding Hazelnut Grove tiny cabin community as a benefit to the Overlook Neighborhood (Communication)

**PLACED ON FILE**

**142** Request of Casey Boggs to address Council regarding Hazelnut Grove camp on N Greeley update (Communication)

**PLACED ON FILE**

<b>TIMES CERTAIN</b>		
<b>143</b>	<p><b>TIME CERTAIN: 9:45 AM</b> – Appoint members to Planning and Sustainability Commission for terms to expire May 31, 2025 (Report introduced by Mayor Wheeler) 30 minutes requested</p> <p><b>Motion to accept the report:</b> Moved by Hardesty and seconded by Rubio.</p> <p>(Y-5)</p>	<b>CONFIRMED</b>
<b>CONSENT AGENDA – NO DISCUSSION</b>		
<p><b>Mayor Ted Wheeler</b></p> <p><b>Office of Management and Finance</b></p>		
<b>*144</b>	<p>Authorize the Chief Human Resources Officer to extend the duration of benefits covered under the Families First Coronavirus Act and to enter into Letters of Agreement with all City Unions (Ordinance)</p> <p>(Y-5)</p>	<b>190316</b>
<p><b>Commissioner Carmen Rubio</b></p> <p><b>Bureau of Planning and Sustainability</b></p>		
<b>*145</b>	<p>Authorize the Director of the Bureau of Planning and Sustainability to execute a grant agreement in the amount of \$50,000 with Parkrose NPI (Ordinance)</p> <p>(Y-5)</p>	<b>190317</b>
<b>REGULAR AGENDA</b>		
<b>146</b>	<p>Appoint Angela Jones to the Charter Commission (Resolution introduced by Mayor Wheeler and Commissioner Rubio)</p> <p>(Y-5)</p>	<b>37533</b>
<b>147</b>	<p>Amend Portland Tourism Improvement District to add Tourism and Hospitality Recovery Surcharge and revise the periodic sunset review requirement (Second Reading Agenda 121; Ordinance introduced by Mayor Wheeler and Commissioner Mapps; amend Code Chapter 6.05)</p> <p>(Y-5)</p>	<b>190318</b>

<p style="text-align: center;"><b>Mayor Ted Wheeler</b></p> <p style="text-align: center;"><b>Office of Management and Finance</b></p> <p><b>148</b>      Accept bid of Brown Contracting, Inc. for the Downtown I-405 Pedestrian Safety and Operational Improvements Project for \$2,088,823 (Procurement Report - Bid No. 00001557) 15 minutes requested</p> <p><b>Motion to accept the report:</b> Moved by Hardesty and seconded by Mapps.</p> <p>(Y-5)</p>	<p><b>ACCEPTED PREPARE CONTRACT</b></p>
<p style="text-align: center;"><b>Commissioner Carmen Rubio</b></p> <p style="text-align: center;"><b>Bureau of Planning and Sustainability</b></p> <p><b>*149</b>      Amend the Comprehensive Plan Map and the Zoning Map to implement the Expanding Opportunities for Affordable Housing – Package B (Second Reading Agenda 136)</p> <p><b>Motion to add an emergency clause because it is in the public interest and any delay would adversely affect opportunities to seek funding for future affordable housing:</b> Moved by Rubio and seconded by Hardesty. (Y-5)</p> <p>(Y-5)</p>	<p><b>190319</b> <b>As Amended</b></p>
<p style="text-align: center;"><b>Commissioner Jo Ann Hardesty</b></p> <p style="text-align: center;"><b>Bureau of Transportation</b></p> <p><b>150</b>      Assess benefited property for street and mast arm traffic signal improvements from NW 9th Ave to north of NW 19th Ave in the NW Front Ave – Naito Pkwy Local Improvement District (Second Reading Agenda 124; C-10056)</p> <p>(Y-5)</p>	<p><b>190320</b></p>
<p style="text-align: center;"><b>Office of Community and Civic Life</b></p> <p><b>151</b>      Authorize the addition of two coordinator positions in the Office of Community and Civic Life and authorize a grant agreement with a nonprofit organization to provide liability insurance coverage for neighborhood associations and place-based community groups in Southwest Portland (Second Reading Agenda 135)</p> <p>(Y-4 Rubio, Ryan, Hardesty, Wheeler; N-1 Mapps)</p>	<p><b>190321</b></p>

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<p style="text-align: center;"><b>Commissioner Mingus Mapps</b></p> <p style="text-align: center;"><b>Water Bureau</b></p> <p><b>152</b> Authorize the purchase of 2.00 acres of real property at 35227 SE Carpenter Lane in the amount of \$875,000 to be used for the Bull Run Filtration Project (Second Reading Agenda 140)</p> <p>(Y-5)</p>	<p style="text-align: center;"><b>190322</b></p>
<p style="text-align: center;"><b><u>WEDNESDAY, 2:00 PM, MARCH 10, 2021</u></b></p> <p>Those present by videoconference were: Mayor Wheeler, Presiding; Commissioners Hardesty, Mapps, Rubio and Ryan, 5.</p>	
<p><b>*153</b> <b>TIME CERTAIN: 2:00 PM</b> – Pay settlement of Estate of Quanice Hayes wrongful death lawsuit in the sum of \$1,500,000 plus costs of \$595,081 involving the Portland Police Bureau (Ordinance introduced by Mayor Wheeler) 1 hour requested</p> <p>(Y-5)</p>	<p style="text-align: center;"><b>190323</b></p>
<p style="text-align: center;"><b><u>THURSDAY, 2:00 PM, MARCH 11, 2021</u></b></p> <p style="text-align: center;"><b>DUE TO LACK OF AGENDA THERE WAS NO THURSDAY 2:00 PM MEETING</b></p>	

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**Closed caption file of Portland City Council meeting**

This file was produced through the closed captioning process for the televised city council broadcast and should not be considered a verbatim transcript. The official vote counts for Council action are provided in the Official Minutes.

Key: \*\*\*\*\* means unidentified speaker.

March 10, 2021                      9:31 a.m.

**Wheeler:** It is Wednesday, March 10. Welcome to our comedy show. [laughter] Keelan, please call the roll.

**Clerk:** Good morning. Rubio?

**Rubio:** Here.

**Clerk:** Ryan?

**Ryan:** Here.

**Clerk:** Hardesty?

**Hardesty:** Here.

**Clerk:** Mapps?

**Mapps:** Here.

**Clerk:** Wheeler?

**Wheeler:** Here. Under Portland city code and state law, the city council is holding this meeting electronically. All members of the council are attending remotely by video s and teleconference. The city has made several avenues available for the public to listen to the audio broadcast of this meeting. The meeting is available for 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 the council by e-mailing 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, the need to limit in-person contact and promote physical 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 as always for your patience, your flexibility and your understanding as we work through this ever-challenging situation. With that, we will hear from legal counsel on the rules of order and decorum. Good morning.

**Karen Moynahan:** Good morning. To participate in council meetings, you may sign up in

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advance with the council clerk's office for communications to briefly speak about any subject. You may also sign up for public testimony on resolutions or the first reading of ordinances. The published council agenda at [PortlandOregon.gov/auditor](http://PortlandOregon.gov/auditor) contains information about how and when you may sign up for testimony while the city council is holding electronic meetings. Your testimony should address the matter being considered at the time. When testifying, please state your name for the record. Your address is not necessary. Please disclose if you are a lobbyist. If you are representing an organization, please identify it. The presiding officer determines the length of testimony. Individuals generally have three minutes to testify unless otherwise stated. When your time is up, the presiding officer will ask you to conclude. Disruptive conduct; such as, shouting, refusing to conclude your testimony when your time is up or interrupting other's testimony or council deliberations will not be allowed. If there are disruptions, a warning will be given that further disruptions may result in the person being placed on hold or ejected from the remainder of the electronic meeting. Please be aware that all council meetings are recorded.

Thank you.

**Wheeler:** First up is communications. Keelan, the first individual please. Item 141.

**Clerk:** Request of Scott Weber to address council regarding hazelnut grove tiny cabin community as a benefit to the overlook neighborhood. And I don't believe Scott has joined the meeting yet.

**Wheeler:** Oh, okay. Well if he shows up by the end of communications we'll plug him in at the end. 142, please.

**Clerk:** Request of Casey Boggs to address council regarding hazelnut grove camp on north Greeley update.

**Wheeler:** Good morning.

**Casey Boggs:** Good morning. Can y'all hear me okay?

**Wheeler:** Loud and clear.

**Boggs:** Great. I'm here on behalf of the overlook neighborhood association board and I lead the homeless update committee. Everyone is well aware that the homelessness issues in the city and that we as a society are failing miserably in how we address the homelessness situation, the overlook neighborhood requested that the unsafe, self-sanked and ungoverned on govern count be transferred to St. Johns village as promised by the city to preside services to the residents. In January of 2021, the city notified of all the residents of overlook neighborhood through a mailer that hazelnut grove would be transitioned to the St. Johns alternate shelter managed by do good Multnomah. On February 23, we learn not from the city, but from the

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report on the o.p.b. Radio that this transition is not taking place. Your decision is an about-face of what you noticed the entire neighborhood less than a month earlier. Over the past six years of hazelnut grove's existence. Why and how did the city make the conclusion without consulting or contacting the overlook neighborhood association and residents that are adversely affected by the unsafe camp? Yes, the camp is still unsafe as proclaimed by the city of bureau of environmental services, Portland fire and rescue and the Portland bureau of transportation. What is more, there are two recent fires on KOIN and katu tv on if hills adjacent caused by the camps. It's time to do better, frankly. The city and the joint office of the homeless services demonstrated that there are viable models like St. John's village for connected homeless residents to the services and providing shelter in ways that do not require the camping illegally in the public spaces where the basic sanitation and assistance are unavailable. Please keep your word to safely help the homeless population. With sanctioned shelter and services and keep the neighborhood safe. Thank you.

**Wheeler:** Thank you. Next individual, please, Keelan. 143.

**Clerk:** Actually that concludes the communications also Scott has joined but I don't think he has.

**Wheeler:** Oh, you are right. Scott, are you there? Going once. Going twice. All right. Thank you.

Thank you, Casey, for your comments. Consent agenda. Have any items pulled from the consent?

**Clerk:** No requests.

**Wheeler:** Call the roll.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** [no audible response]

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. It's adopted. We'll move to the regular agenda. 146, please.

**Clerk:** Appoint Angela Jones to the charter commission.

**Wheeler:** The charter review commission consists of 20 members appointed by the city council who serve two-year terms. The city charter is a written grant of authority by the people of Portland to the city of Portland. The periodic charter review process is an opportunity to engage



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Portlanders on how the government functions and to offer amendments to reflect our community's evolving needs. There is a vacancy on the charter commission. Commissioner Rubio bringing forth an appointment to fill the vacancy. Commissioner Rubio, please take it from here.

**Rubio:** Thank you, mayor. I'm pleased to introduce Angela Jones to the charter commission. She is filling a vacancy, as the mayor mentioned. She grew up in Corbett and also currently lives in Portland, obviously, but has also lived abroad and is now back in east Portland. She is also a small business owner. She is excited about joining the commission to help the city to thrive in the future. And for the good of all the people in Portland. Those are direct words from Angela. So, we want to thank Angela for her willingness to serve the city on the important commission. This is a really critical undertaking that has very important items on the agenda. And will work to review and improve the city government for future generations of Portlanders so we owe her a lot of appreciation. I'm not sure if Angela is here but I will turn it back over to you, mayor.

**Angela Jones:** I'm here.

**Rubio:** Oh, Angela. Please. We'd love to hear from you.

**Jones:** Yeah. Thank you. I'm really excited about this. We moved back to Portland in 2013 and were so happily surprised by the vibrant city it had become. But I think we all know that the pandemic and the very important fight for social justice has really taken the veneer right off. And it has exposed some serious systemic problems. I'm so excited to be part of figuring out how we fix those things instead of just complaining about them. So I'm honored and I'm excited to dig in. I thank you so much.

**Wheeler:** Angela, thank you. We are really pleased to have you step forward. Colleagues, I don't know if anybody has any specific questions for Angela or comments. If not, we'll move right to the -- oh, commissioner Mapps. You have your hand raised.

**Mapps:** Actually, I'll pull it down and save my comment for later.

**Wheeler:** Very good. Please call the roll.

**Clerk:** Mayor, did we get a motion to accept the report?

**Wheeler:** No, it's not a report. This is a resolution. I should have asked if there is public testimony. I assume not.

**Clerk:** No. No testimony.

**Wheeler:** Very good. Please call the roll on the resolution.

**Clerk:** Rubio?

**Rubio:** I want to say again thank you for your willingness to serve. I vote aye.

**Clerk:** Ryan?

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**Ryan:** Hello, Angela. Welcome to this important role. Thank you, again, for service. I'm delighted to know you are a small business owner. I vote aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** I had my hand raised earlier because I wanted to thank miss Jones for her service on this important committee. I vote aye.

**Clerk:** Wheeler?

**Wheeler:** Angela, you are a great appointment and we are thrilled that you have an interest in stepping forward and serving. There will be a lot of interesting issues in the course of the next year. You will be in the thick of it. You are certainly up to it. You bring a broad perspective to the table. I couldn't be happier than to vote aye. And approve the appointment. Thank you for your service. Next item, 147, please.

**Clerk:** Amend Portland tourism improvement district to add tourism and hospitality recovery surcharge and revise the periodic sunset review requirement.

**Wheeler:** This is a second reading. We have already heard public testimony on this item and a presentation nil. Further business? Commissioner Mapps, I think you have your hand raised?

**Mapps:** Yes. Before we vote on this, I wanted to do a couple of things. First, I want to thank everyone who testified on this issue last week. This is an unknov vated strategy to help deeply wounded industry recover. Based on the communication and the conversation we had in council last week one thing I would like to do is ask travel Portland is come before council in about six months and testify on how funds for the project are being spent and the impact they have had on the community. There are five specific questions you hope that travel Portland will address. First, you know, what outreach strategy has been used to reach diverse convention interest and what have been the results of that outreach. Two, how have the businesses of color been supported in bringing tourism back to the city? Three, who benefits from the 1% fees that we are about to adopt? Or I hope we are about to adopt. Is it mostly central city hotels or are we also benefiting less centrally located hotels in other venues throughout the city? Fourth, majority of the staff that have been laid off over in the tourism industry and travel Portland. We'd like to see who has been hired. Specifically a racial breakdown of who has been hired. Finally I would, I hope that travel Portland can address what businesses are being supported and highlight how they have been supported through area marketing efforts. Those are some of the things I'd like to see travel Portland do in six months. I've talked to travel Portland about this and I believe they

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are happy to fulfill this request. I don't think I need to make it a formal amendment or motion or anything. I just want to put it out on the table. Thank you, Mr. Mayor.

**Wheeler:** Thank you, commissioner Mapps. Commissioner Hardesty?

**Hardesty:** Thank you. I also just want to thank commissioner Mapps because when we had this conversation last week, there was concern about who small hotels would be detrimentally impacted by the additional tax. One thing I think commissioner Mapps and I did not discuss is as the federal dollars come down, how are they going to have an impact on travel Portland and the industry? So it will be really important for us to know whether they are able to get new either loans or grants that come in to support the industry. Because if so, we'll know that in six months if they have been able to acquire that. If so, it may lead us to actually reduce the 1% increase because they have been able to get those resources elsewhere. And take that burden off the back of very small hotels who honestly, I don't know what economic forecast they are looking at but I don't see tourism coming back as fast as travel Portland's optimistic presentation reflected. So I appreciate commissioner Mapps bringing the question. I said to him I didn't need an amendments either but it's important on the public record and we have an agreement we'll have the particular conversation about who benefited and who didn't with us increasing this tax by 1%. So, thank you very much. It's always wonderful when we hear each other and we adjust based on what we hear. So, I appreciate the partnership, commissioner Mapps.

**Wheeler:** Excellent. Any further discussion? Please call the roll.

**Clerk:** Rubio?

**Rubio:** I want to thank the team at travel Portland given they will have a large task ahead of them in this challenging environment. I, too, just want to support and echo the comments of my colleagues. I'm interested in hearing more about how this initiative impacts van Bockel hotel owners and the owners on the eastside moving forward and -- impacts the bipoc hotel owners and the owners on the eastside moving forward and outreach to immigrant businesses as well. I vote aye.

**Clerk:** Ryan?

**Ryan:** Yes, good morning. Thank you for your team at travel Portland. That was an awesome presentation last week. I think the dialogue we had last week, the conversations we are having at this moment are all show consensus around concerns. I know my questions were also targeted toward the 1% for the smaller hospitality motels, hotels outside the central core. So I appreciate commissioner Mapps. You formalizing it a bit. I know we are not doing an amendment but it is on the record. Everyone's head is nodding like we are all bobbleheads at this moment. There is

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consensus. We are all rooting for you. It's really important. It's hard to know what the optimism is but we are just rooting for you. It seems like you are being as creative as possible to sustain your industry and get your employees back to work. So, I am delighted to support this amendment. I look forward to being partner with everyone on city council. As your industry comes back to life in a way we appreciate it in the city. I look forward to the conversation about six months from now so we can see the progress made. I vote aye.

**Clerk:** Hardesty?

**Hardesty:** I also want to thank travel Portland for that very in-depth presentation. Clearly travel, the travel industry has a huge impact on the city of Portland and the revenue base. And our ability to do many of the things that we care about. But we also know this pandemic showed us that when the travel industry closes down, oh, my gosh, it really, really, really closes down. It will be a slow, painful recovery. I have absolutely no doubt. All the economic understood kateors say that the travel industry will be the very last that comes back. While I appreciate the optimism of travel Portland, I think in six months we will have a better sense on whether or not the optimistic presentation is going to be realized. It will take a while for people to be comfortable on airplanes and hotel rooms. And in conference meeting rooms. We look forward to continuing the partnership with travel Portland to make sure that when it is safe, we are actually embracing the visitors back in to our city. I'm very happy to vote aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Wheeler?

**Wheeler:** It's hard to believe it was actually just over a year ago and the travel and tourism industry in Portland was on fire. Same with the convention business. We were trending in the right direction. Things were thriving. It was becoming a more significant component of our local economy. Of course all of that hit the skids once covid reared itself. So, here we are planning for the recovery phase. I think all of us have question marks about how that is going to come down. But I'm pleased that the industry through travel Portland is being proactive. And they are thinking about what it is going to take to put firm foundation under the growth of the travel and tourism industry as it comes back at whatever pace it comes back. It's a rare day when the city council votes on either a tax or a fee increase that is proposed by the industry that would actually pay that fee or tax. So I also want to acknowledge and applaud their willingness to put skin in the game to support their own industry. I, of course, wish them the best of luck. In their recovery. It's important to all of us in the community. Travel and tourism recovers as quickly and

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safely as possible. I want to commend commissioner Mapps for the specific questions. And bench marks that you have put on the table. They make a tremendous amount of sense. I can't see any reason travel Portland would look forward to come back and share where they are with us in six months or whatever time frame you and the council believe is appropriate. It's a great suggestion. I support it as well. Happy to vote aye. The ordinance is adopted. With that, Keelan, let's go back to the time certain item. We are now in the correct time frame. Item 143.

**Clerk:** Appoint members to the planning and sustainability commission for terms to expire May 31, 2025.

**Wheeler:** Today we are going to appoint and welcome four new members to the planning and sustainability commission. This is a key commission in the city that addresses our future growth and the land use plans and advises the city council on land use planning, zoning and other issues. As the commissioner and commission of finance and administration, I request your confirmation to appoint four new members to the planning and sustainability commission. Valeria McWilliams will fill a currently open position effective immediately with three additional appointees, Jonell bell, Gabe Sheoships and Erica Thompson for positions that will be vacant as of June 1, 2021. All of these are four-year terms running through may 31, 2025. They will bring a wealth of expertise, diverse experience and perspective to the planning and the sustainability commission. I'm pleased to be offering them up for appointment today. Thank you for your consideration. I'll turn it over to commissioner rubio to share her thoughts on the work of the planning and sustainability commission. Commissioner rubio?

**Rubio:** Thank you, mayor. I just wanted to share a few comments about the planning and the sustainability commission and the goals working with the commission. As many of you know, the planning and sustainability commission was formed by mayor Adams to combine both the planning commission and the sustainable development commission 12 years ago. The p.s.c. Lose 11 volunteer members with expertise in a range of areas from land use and planning, architecture and design, conservation and natural resources and the community development. We are excited to welcome the four new commissioners. One now and then three in June as the mayor noted. But first, some background on the planning and sustainability commission. The major role is advise us city council on the Portland long-range goals and plans, land use and planning policies and ensure sustainability practices are integrated in to the plans. The p.s.c. Has a specific charge and statutory requirements due to the state land use law to steward and maintain the city comprehensive plan. And the zoning code while ensuring there is a public input in the process. It's an important advisory commission that helps shape future of Portland.

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As we look ahead, I hope the p.s.c. Will be a continued partner in the work as a city. Particularly related to the integration of the land use policy and the climate goals. I'll ask director Durbin to give us background about the four appointees.

**Andrea Durbin:** Thank you, commissioner rubio and mayor. Good morning, everyone. I'm director of the bureau of planning and sustainability. With your approval we are excited to welcome four new leaders to planning and the sustainability commission. I'll share a little background on them and ask them to introduce themselves to you. First, Valeria McWilliams. She will be our first appointee. She emigrated from Peru to the united states when she was 15 years old. Her family's lived experience of navigating the united states as English as a second language learner, the impact of the unaffordable and unstable housing and how the built environment was not inclusive for her family including her sister who has a disability led her to pursue masters in city planning from m.i.t. Where she worked on the urban development client-based projects around the world. Her contribution and the commitment to advancing racial equity for the lay tinx community in Massachusetts received recognition from the Boston mayor's office in 2013. Valeria was the city of Milwaukee housing coordinator before the current position as the regional housing analyst at metro to work on implementation of the first regional affordable housing bond. She sits on the b.p.s. Community involvement community and served on the b.p.s. Budget advisory committee for two years. We are excited to see her step in the role on the p.s.c. Johnell bell served director of diversity and transit equity at trimet. He has a strong history to create equitable outcome of community of color and knows the environment must reflect the values of diversity and equity. He is cofounder of a non-profit to increase educational attainment for the black community members and served on the city auditor committee on the benchmark analysis. And mayor potter's task force that created the human relations committee. Gabe Sheoships is a scientist, educator and a community leader working as an executive director for the friends of Tryon creek. An organization focused on the inspiring and nurturing relationships with the world. He is from the Walla Walla nation from northeast Oregon. Born in Portland, Gabe spent time between northeast Oregon and Willamette valley and graduated from Cleveland high. He spent 20-plus year to focus on protecting the habitats with fish and wildlife and restoring the function to environmental landscape and implementing teaching to inspire the future generations as to why these things are essential for the future. Gabe has a master's in fishery science from Oregon state university and brings the experience building coalition grounded in the racial equity framework. Lastly we have Erica Thompson. Erica is an architect and her perspective is shaped by experiences beyond architecture and that is a commitment to

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environmental stewardship and belief to build equitable and just communities. She has a Master of Architecture from the university of Oregon and dedicated to fostering a collaborative process based on listening and engagement, which is exactly what the p.s.c. Aims to do. I'm really excited to welcome these four to the p.s.c. And I will ask appointees to briefly introduce themselves. Starting with Valeria.

**Valeria McWilliams:** Thank you. I'm Valeria McWilliams. I use she/her pronouns and I want to thank the mayor and the commissioners for welcoming and recommending me for the position. I'm honored and I'm excited to apply my lived experiences, education and work experience to all the work that the p.s.c. Is doing. I have been lucky to work with the p.s.c. Staff. In a couple of the committees. I'm looking forward to that. I will get to work starting march 23. So, thank you.

**Johnell Bell:** Thank you. I'm deeply honored to be nominated for this really important role as you all have led and our city continues to push to us be more equitable as we create an environment and a community that all of our community can thrive. So look forward to helping to support those efforts. Again, thank you for the nomination. And I would be thrilled to serve. Thank you.

**Durbin:** Thank you, Johnell. Gabe?

**Gabe Sheoships:** Good morning, everybody. Thank you for having me. It's good to see you all. I'm excited to get to work and to work with the new appointees. I have deep roots in Portland. The surrounding areas. Deep connections to both communities and the landscape. I'm looking to move forward as a voice. And someone who has connections with the indigenous communities but also other bipoc communities as I have laid strong roots throughout my life. Primarily in Portland, an area I care a lot about. I'm really passionate about protecting the intact natural resources that we have left and the important cultural sites nearby. So, thank you again. I look forward to getting started.

**Durbin:** Thank you, Gabe. Erica?

**Erica Thompson:** Good morning, everyone. Thank you for inviting me here today. I'm Erica Thompson. I'm a resident of Portland. And I am very excited to volunteer on the city's planning and sustainability commission. I became an architect because I believe in the power of the built environment to create positive change and contribute to the healthier, more sustainable and the just communities. These are values that I advocate for on the individual projects I get to touch. But too often, the decisions about the structure and form of the city rest with the privileged few and fail to achieve the progress we desperately need in the issues ranging from the climate to resiliency and the access to housing to just name a few. To make progress, we need to advance

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policies that meaningfully incorporate perspective of the broader community. And set ambitious baseline for all projects citywide. I am really energized by the work and I look forward to collaborating with the council, b.p.s. And my fellow commissioners. Thank you.

**Durbin:** Thank you all. I hope mayor and council, commissioners, I hope that the leaders here who will bring diverse work and lived experience to the planning and sustainability commission. It's really the key commission that charts out the future of the city. We are excited to present them today. Mayor, pass it back to you.

**Wheeler:** Very good. Thanks. At this point, I will entertain any comments or questions from the council. Either to or about our nominees.

**Hardesty:** I'll just say I think they are all fabulous. I continue to be amazed at the incredible level of people who are willing to volunteer their time to make the city of Portland better. Great job director Durbin and commissioner Rubio. Fabulous job. Great appointees. I'm happy to make a motion to accept the report as presented.

**Wheeler:** Can I get a second, please.

**Rubio:** Second.

**Wheeler:** Motion from commissioner Hardesty to accept the report. Second from commissioner Rubio. Any further discussion? Please call the roll.

**Clerk:** Rubio?

**Rubio:** I want to again echo the wonderful comments. I'm so impressed by this group, by the qualifications and the perspectives that they are going to bring to the city of Portland. We couldn't have picked a better combination of skills and lived experience. I'm really excited to see, to see their work and their contribution moving forward. So also just want to appreciate Valeria, Johnell, Gabe and Erica for the willingness to take on the important work to meet the city's goals and you look forward to meeting you in person one day and working with each of you. Congratulations. I vote aye.

**Clerk:** Ryan?

**Ryan:** Yes. Good morning. Valeria, Johnell, Gabe, Erica. Thank you so much. Great to get to know you better. So happy all four of you were here. I don't know we have the appointments and people show up and give a little bit more of their story it's one of the better moments of a meeting. Johnell, I have to ask one thing to your bio. You were a student rep on the Portland public school board. I want to get that in there. Yes. Thank you for coming back on camera to acknowledge that. I just want to make one comment that your talent sets are so rich. And I know really getting close to a bureau that receives the good work if you will and the implementation



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phase. I really ask that you think about your decisions in terms of the implementation as well. There is so many different factors, state, federal, city, and it all comes together. Sometimes we receive things that are difficult to implement. We need to, you know, keep make progress for all the people that we want to from a justice standpoint serve. I thought I would share it with all of you. I'm inspired by your service and I vote aye.

**Clerk:** Hardesty?

**Hardesty:** I'm going to say over the last two years as I have watched appointments come and go from city council chambers, I am so humbled to see the intentionality that we are using to ensure the real diversity of voices and lived experience and whether it's racial, geographic, disabilities, the city has moved head and shoulders above where it was just a few short years ago. The appointments today really reflects intentionality. We don't get boards that are diverse in the city of Portland. Also someone is intentional about making it happen. I have seen processes where at the end of the day people say no one applied that looked like you. To me that is never a good reason not to have a diverse board. So it makes me proud today to support this -- you four nominees because what I know is that director Durbin and commissioner rubio didn't just pull you out of a hat. They had to actually go out and search and talk to people. And use their relationships to find out all the stellar people out there with the lived experiences and the great background. You hope this becomes the norm at city hall and not the exception. I can say the last few times I have had this community; it's looked like the city of Portland. So, thank you director Durbin. Thank you, commissioner rubio. Thank you all of the new appointees who are willing to serve and put your heart and soul in to making Portland a city that is more equitable, fairer and more just. I vote aye.

**Clerk:** Mapps?

**Mapps:** I, like everyone else, I would like to thank the nominees for their willingness to serve our city. I look forward to implementing the ideas that you develop. I vote aye.

**Clerk:** Wheeler?

**Wheeler:** Well, I want to echo my colleagues thanks to everybody for stepping forward. And being willing to serve on the planning and the sustainability commission. I also just want to give you a sense of how hard this decision was. Amanda Watson from my staff and I sat in on seven of the finalist interviews. We interviewed all seven thoroughly. I can tell you that at the end of the day, there were seven people qualified as exceptional candidates to do this work. We all hope that if we have four slots and seven finalists that there are four really good ones and three not so good ones to make the job easy. Unfortunately, it could not have been more challenging. We

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truly had I believe seven outstanding candidates. So as commissioner Hardesty indicated we started to look at where were the specific gaps and what were the specific needs on the planning and the sustainability commission. We looked at a whole array of important aspects that we felt would make the planning and the sustainability commission fully functional. The four individuals rose to the top in terms of the experience, the lived experience, their desires and what they saw as being the future for the planning and the sustainability commission. I want to acknowledge the work of Sam Diaz who worked very closely with the planning and sustainability bureau. And director Durbin. Thank you all for your hard work on this. This is what I would call a successful recruitment of outstanding Portlanders to help us on the city council do difficult work we need to do going forward. So for me this is a very easy aye vote. Again, thank you for your service. We look forward to it. The report is accepted. The appointments are approved. We will move back to the regular agenda. Please, Keelan, go to item 148, please. Procurement record.

**Clerk:** Accept bid of brown contracting, inc., for the downtown i-405 pedestrian safety and operational improvements project for \$2,088,823.

**Wheeler:** Sorry. Muted. Off video. This is a procurement report from the Portland bureau of transportation, construction project. The downtown i-405 pedestrian safety and the operational improvements project. Federal aid project under the odot highway program. The project will make improvements to the pedestrian crossings. And bike lanes to make crossing i-405 by foot or by bike on west burn pseudo-and northwest safer, easier and more accessible. Chief procurement officer Kathleen Brenes-Morua is here to present the report. Good morning.

**Kathleen Brenes-Morua:** Good morning. Good morning, mayor, commissioners. I'm Kathleen Brenes-Morua. Chief procurement officer. I am here to recommend authorization to enter in to a contract with brown contracting incorporated for construction of the downtown i-405 pedestrian safety and operational improvements project. On May 6 of last year, council authorized procurement services to solicit and award a contract with engineer's estimated cost range of \$1 million to \$2 million. We issued invitation to bid on December 4 of 2020. And we received seven responsive bids on January 7. The responsive low bid from brown contracting in the amount of \$2,088,823. This project was funded by the federal highway administration. Under an agreement with the Oregon department of transportation. It was approved by council in 2017. The agreement allows the city to follow its own procurement rules to deliver federally funded projects except in the application of the social equity and the contracting policies. All projects that fall under this agreement must comply with the Oregon department of transportation disadvantaged business enterprise policy. Which is administered by the office of

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civil rights. The disadvantaged business enterprise policy subject to finding of routine disparity studies and therefore establish hard target goals for the utilization of the disadvantaged contractors. The hard target goals are generally lower than the city aspirational goal. For this project, the office of civil rights assigned to disadvantage business enterprise goal of the 16% and brown contracting exceeded the goal with 32.18% participation. The state based certifications other than disadvantaged business enterprises are not recognized in the federal policy. So for this particular contract, brown contracting is subcontracting with the affordable electric for the electrical work. Affordable electric is an African American male-owned firm. Brown contracting is in full compliance with the contracting requirements and I recommend you authorize the contract.

**Wheeler:** Colleagues, commissioner Hardesty. Go ahead.

**Hardesty:** Thank you. I'm going to say I'm sure the mayor would say "go ahead, commissioner Hardesty." let me say, Kathleen, this is impressive. When there is a 16% goal. We hear at this council regularly where there is nothing we can do because it's a federal contract and federal transportation dollars, et cetera, et cetera. Can you tell me how we were so successful to actually double participation and the contract where traditionally we say there is nothing we can do because the feds set the standard? Here you are presenting us with a contract where you doubled the expectation that the federal government put on the contract? How did that happen? How do we make sure it happens over and over and over again?

**Brenes-Morua:** So procurement services and the office of transportation, bureau of transportation are continuing to have conversations with the office of civil rights in regard to the goals that are signed on the Portland projects. Really stressing the point that we expect that there be higher goals. We will continue to have the conversations. For this particular project, you know, another big piece that is considered is the scope of work. And what the availability of the d.b. Contractors there is in the different subcontracting opportunities. So we will continue to have those conversations. And push for the greater goals. Also working with the contractors as well in stressing the importance that they not only meet the goals but exceed those.

**Hardesty:** I just want you to know that I notice when you double the goals that were set, even if they are aspirational or set by the feds. I just want you to know also I'm working with a congressional delegation because clearly we need the change at the federal level. Working with them to make sure that we are not being penalized because of a lack of focus at the federal level. You do your part here and I'll do my part at the federal level and we'll see where we get. Thank you.

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**Brenes-Morua:** I appreciate that support. Thank you.

**Hardesty:** Thank you.

**Wheeler:** Very good. Colleagues, any other questions or comments? If not I'll entertain a motion.

**Hardesty:** I move we accept the report as presented.

**Mapps:** Second.

**Wheeler:** Motion from commissioner Hardesty to accept the report. Second from commissioner Mapps. Any further discussion? [no audible response] Keelan, please call the roll.

**Clerk:** Rubio?

**Rubio:** Thank you, mayor wheeler and pbob for bringing this forward. Great example of what we want to see. I'm pleased to support. Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. Report is accepted. Approved. Thank you very much. Again, Kathleen, thank you for your presentation. Next up we have it looks like one, two, three, four second readings starting with item 149, please.

**Clerk:** Amend the comprehensive plan map and the zoning happen to implement the expanding opportunities for affordable housing -- package b.

**Wheeler:** Colleagues this is a second reading. We have heard a presentation. There has been opportunity for public testimony. Any further discussion? [no audible response] please call the roll. Sorry, commissioner Mapps? Commissioner rubio, it looks like -- no, commissioner Mapps. You go. Then commissioner rubio.

**Mapps:** I'll defer to commissioner rubio.

**Wheeler:** Commissioner rubio, then commissioner Mapps.

**Mapps:** Thank you.

**Rubio:** Thank you. I would like to add an emergency clause for the purpose of this, bringing this in to the public interest and any delay would adversely affect opportunity to seek funding for future affordable housing. Did I state that correctly?

**Hardesty:** Second.

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**Wheeler:** Motion from commissioner rubio and a second from commissioner Hardesty.

Commissioner Mapps, was your hand raised to the amendment?

**Mapps:** I'm all set.

**Wheeler:** Okay. Very good. Any further discussion on the amendment? [no audible response]

Keelan, call the roll.

**Clerk:** Rubio?

**Rubio:** Aye.

**Wheeler:** This is a vote on the amendment.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. The amendment is passed. To the main motion as amended. Any further discussion? [no audible response] please call the roll, Keelan, on the main motion as amended.

**Clerk:** Rubio?

**Rubio:** I want to thank all of our partners for making the projects move forward and pleased to support it. Aye.

**Clerk:** Ryan?

**Ryan:** Yes, thank you, commissioner rubio and the bureau of planning and sustainability for your due diligence in reviewing the properties in question. And giving us recommendations. It's exciting to see the projects move forward. I'm glad we have the emergency amendment to move as quickly as possible. I vote aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Wheeler:** Mapps?

**Mapps:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Eye. Ordinance adopted as amended. Thank you. Next 150, second reading.

**Clerk:** Assess benefited property for street and mast arm traffic signal improvements from northwest 9th avenue to north of northwest 19th avenue in the northwest front avenue-Naito

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parkway local improvement district.

**Wheeler:** Colleagues, any further discussion on this second reading? [no audible response]  
seeing none, please call the roll.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. Ordinance is adopted. Next item, 151, also a second reading.

**Clerk:** Authorize the addition of two coordinator positions in the office of community & civic life and authorize a grant agreement with a non-profit organization to provide liability insurance coverage for neighborhood associations and place-based community groups in southwest Portland.

**Wheeler:** Commissioner Mapps, I see you have your hand raised?

**Mapps:** I have a comment I want to make on this. I want to give my colleague a heads up I plan to vote no on this proposal. There is several reasons why. But today I want to focus on just one issue. If there is any lesson to be learned from the recent history of civic life it's that audits matter. Now today, we are being asked to grow the office of civic life. But in a few days we will receive a new audit of the office of civic life sponsored by the city attorney's office and conducted by the consulting firm setup. So before we vote to expand the office of civic life I think it would be prudent of us to see the audit. Here is why. I believe there are reasons to be concerned of the content of the audit. For example, since the last time we discussed this issue a week ago, Oregon public radio has released a disturbing expose of civic life. The title if you haven't seen it is "a culture of fear, staffers for Portland civic life office -- staffers say Portland civic life is anything but civil." so here is my position. Out of the due diligence before we decide to grow this office of civic life in a cut year, it would be prudent of to us wait to see the aceda audit which I expect to be out in five days. I would encourage us to table the issue for a week until we have a chance to see what the next audit says. Thank you, Mr. Mayor. Those are my comments.

**Wheeler:** Thank you, commissioner Mapps. Commissioner Hardesty?

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**Hardesty:** Thank you, mayor. Thank you, commissioner Mapps. Let me say one has nothing to do with the other. What we are asking you to do today is to assist us in providing some basic level of support for community members in southwest neighborhoods. The authorization that I'm asking for today will allow us to hire two individuals in partnership with southwest neighbors that will be their liaisons for the work that was traditionally done by SWNI. The audit that you are referring to is an audit of the entire civic life operation. There was a sense of urgency when I was assigned the bureau of civic and community life around the SWNI situation because there had been an audit. There had been a thorough investigation. It was tabled. That happened in November of last year. It does not serve the neighbors of southwest Portland well for me to just not take action on SWNI as I wait to have an impact on the entire bureau. I am not asking you today anything to do with the entire bureau. This was a situation that I inherited. I'm asking you to vote on my solution to the situation that I inherited. We will know nothing more about what my plans are to fundamentally transform civic life five days from now or ten days from now. That audit is one piece. But the bigger piece is my conversation with Karen and former staff. My conversation with neighborhood associations. And by the way, I had over 450 people on a zoom call last night. All from neighborhoods all across the city of Portland. And so, again, the ask today is for us to be able to provide services to neighbors who have not been able to have those services since last year. When the funding was pulled from SWNI. I think we would do the southwest community a disservice by continuing to pipe this issue down the road. I have reviewed it. I have made what I think is a sound decision. I will respect my colleagues to decide to either vote for or against it. But I want to be clear there can be no more delay. So, if people want to vote no, that is fine with me. But I need to move this now because this is the one piece of a bigger issue that I will need to be resolving. So thank you.

**Wheeler:** Thank you, commissioner Hardesty. Any further comments before we call the roll? Seeing none, Keelan, please call the roll.

**Clerk:** Rubio?

**Rubio:** I want to thank commissioner Hardesty and also give much appreciation to your staff member Kristin Johnson. And civic life for their work to ensure that these services will continue for the southwest neighborhoods. Many people reached out to my office with concerns like I'm sure to all of our offices, all of my colleagues as well. I want you to know we hear you. We hear the concerns about this change. We have reviewed all the pertinent information. And I have communicated a lot with the commissioner in charge and I support this ordinance to continue service as outlined. This is about the services that is before us today. Separate from this. I also

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acknowledge the challenges within the office of community & civic life on multiple levels and multiple experiences. And the experiences are real and deeply felt. But what I also know that civic life has so many people invested in the work. This is a true affect. As the community of participant expands and grows and changes in the community, you know, develops its own priority, priorities over time, this work also requires relationship, respect and trust to hold the hard conversations that will move us forward and that truly build a civic health of the city. So I'm staying engaged. This is about services today. The work is continuing. We are all invested in this work. So, moving forward I'll stay engaged and I'm committed to support commissioner Hardesty, as she navigates the issues that are in her charge with the community and with the bureau. I look forward to more conversation. That moves us in a productive direction. So I vote aye.

**Clerk:** Ryan?

**Ryan:** Yes. First I want to say I really appreciate the comments before we took a vote from commissioner Hardesty and commissioner Mapps. That was healthy tension. You know, our 95 neighborhood associations are a symbol of Portland's strength. It's something that is really looked upon across the country as a great model. And many cities wish they had neighborhood associations that were so active in their government. So it's a strength. Again, creative tension is the reality in this kind of work. But not toxic tension. So when there is a sense of community and resiliency in the neighborhood we are all going to need to win. And let's just say in this pandemic with so many challenges, it's really been the block-by-block resiliency of the neighborhoods that has really held the city together. So, I just really appreciate commissioner Hardesty's commitment to what with will be soon to be work session on the bigger picture. The neighborhood and the coalition system. Clearly there is like everything much to improve upon. This one is urgent. I'm not the commissioner charge that is overseeing that but support a change agent that is willing to lean in. And really get to the truth. And improve something that is a jewel of the city. Today is about the continuity of the services for the southwest neighbors. That is the most important item. When I tried to follow this in my on boarding, that became my concern. Helping the multiple neighborhood associations in southwest Portland. So, I do hope that we repurpose the staff or get the two f.t.e. In as soon as possible. It's been a long time coming since that part of Portland has had adequate service. They deserve that. So, on this case, and renewal of the investment for the southwest neighborhood system, at this moment, it's needed and I vote aye.

**Clerk:** Hardesty?



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**Hardesty:** I want to say thank you. Thank you to the southwest neighbors. Thank you to the neighborhood association folks and to the office of civic and community life. Change is never easy. Where you are making change in the midst of a pandemic and other crisis it's even more challenging. As I told the 450-plus neighborhood association members last night, what I have seen and what inspires me has been as commissioner Ryan just said, how the neighbors have come together. Most of the time they are not affiliated with a neighborhood association or a non-profit organization. It's just a neighbor knocking on a neighbor's door saying I am making sandwiches for a houseless community members. Do you want to help? I'm delivering soup to this shelter. Do you want to help? We have seen that play out all over the city over and over and over again. To me, that is what heartens my soul. Today, I am making, I am closing a loop on a community that has been left out there wondering does the city hear us? Are they going to actually make sure that we get a basic level of services. As I did, once I made a position to pull the grant from swni I went directly to their board to let the board the decision I made and the reasons why it was the appropriate decision to make. I will be very intentional like I have been with swni on looking at the office of civic and community life. Once I'm on a path I think is a good path we'll have a work session. Five brains are better than one. I look forward to having each of you actually challenge and question and help make whatever I'm proposing better. But today we have a narrow focus and I'm happy to vote aye. I will be keeping my commitment to neighborhoods in southwest Portland. Thank you.

**Clerk:** Mapps?

**Mapps:** I want to express my appreciation to my colleagues for the healthy discussion. I think commissioner Ryan described it as "healthy tension." I'm probably in the minority in this one. That is okay. I look forward to working with the commissioner in charge to help reinvent the neighborhood association for the 21st century. On this particular issue out of the due diligence I feel like I need to take a look at the audit before I can vote yes so right now today, right now I am noting no.

**Clerk:** Wheeler?

**Wheeler:** First of all, I want to thank my colleagues. This has been a much better discussion than I thought it might be. Commissioner Mapps, thanks to you for setting up this conversation. I disagree with you but I highly respect where you are coming from and your opinion on this matter. Thanks to you we have had a much richer conversation which I think is highlighted some core issues that we need to talk about more. Commissioner Hardesty, you are correct. When I assigned you the office of community & civic life, I also had instructed that I wanted you to

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resolve this issue. You and your team have put in the requisite due diligence to come back to the council with a good faith solution. This is a stopgap measure, as you have described it. This is a smaller question about the continuity of services to the southwest neighborhoods. I think that is critically important that we continue to provide the services that would ordinarily be provided. Commissioner Mapps, you are also correct that we have a larger conversation that needs to take place here around the bureau, itself. As well as the neighborhood association. Let's take note of the fact that all of us are in firm agreement that Portland is a city of neighborhoods. Unique neighborhoods. We want to preserve the uniqueness of the 95 neighborhoods. We also want to make sure that there is a baseline of equitable services that provided to the neighborhoods so they can in turn support the people who live in the smaller community, smaller neighborhoods. There has clearly been a problem in the way that the city has been interacting with both the neighborhood coalitions and the neighborhood organizations. All of us agree that it's time for a reset. All of us agree that there needs to be an improved and a healthier path going forward so the city can provide the support. And I think all of us agree that it's not necessarily going to be a top-down solution. We need to hear from the neighborhoods about what they need from us as the city council in order for their neighborhoods to thrive. That is the conversation I'm really excited to have. And I'll have that conversation once the full findings of the audit are released to the public. But today, the question is right now, who is delivering services in the absence of swni? The answer has to be we need to close that gap. For that reason I'm voting aye. And the ordinance is adopted by the majority of the council. Thank you. Next item is 152. Also a second reading, please.

**Clerk:** Authorize the purchase of 2.0 acres of real property at 35227 southeast carpenter lane in the amount of \$875,000 to be used for the bull run filtration project.

**Wheeler:** Any further discussion on this second reading item? [no audible response] all right. Please call the roll.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** You look disappointed, mayor, we weren't going to discuss this one. [laughter] aye.

**Clerk:** Mapps?

**Mapps:** Aye.

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**Clerk:** Wheeler?

**Wheeler:** Commissioner Hardesty, you are exactly right. I thought this -- we were on to something here. And these meetings were getting very interesting. But alas, we are all in complete agreement on this matter. I want to thank the bureau for bringing it forward and doing some terrific work. Commissioner Mapps, thank you for your excellent stewardship of this proposal as well. I vote aye. The ordinance is adopted. Believe it or not, nearly record time, we are adjourned. See you at 2: 00. [meeting adjourned]

**At 10:36 a.m., Council recessed.**

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## Closed caption file of Portland city council meeting

This file was produced through the closed captioning process for the televised city council broadcast and should not be considered a verbatim transcript. The official vote counts for council action are provided in the official minutes.

Key: \*\*\*\*\* means unidentified speaker.

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2:00 p.m.

**Wheeler:** Wednesday March 10th, of the Portland city council. Please call the roll. [roll called].

**Wheeler:** The city council is holding this meeting length electronically. The city has made several avenues available for the public to listen to the audio broadcast of this meeting. This meeting is available to the public on the city's YouTube channel, [ww.PortlandOregon.gov/video](http://ww.PortlandOregon.gov/video) and channel 30. The public can also provide written testimony to the council clerk by e-mailing the clerk at [cc\\_testimony at Portland, Oregon.gov](mailto:cc_testimony@Portland,Oregon.gov). The council is taking these steps as a result of the covid-19 pandemic and the need to limit in person contact. This is something that threatens the public health and safety and welfare which allows us to meet by electronic communication. Thank you for your flexibility and understanding as we work through these challenges to conduct the city's business. With that, we'll do the rule of order and decorum. Thank you.

**Matt Farley:** Good afternoon. To participate in council meetings, you may sign up in advance with the council clerk's office to briefly speak about any subject. You may also sign up for public testimony on resolutions or the first readings of ordinances. The public's council agenda at [Portland, Oregon.gov/auditor](http://Portland,Oregon.gov/auditor) contains information about how and when to have testimony during meetings. It should be concerning the matter considered at the time. When testifying, state your name and your address is not necessary. Disclose in you're a lobbyist. The presiding officer decides the length of testimony. Individuals generally have three minutes to testify, however, the presiding officer ill with dictate the amount of time. When your time is up, the presiding officer will ask you to conclude. Disruptive conduct, such as shouting and refusing to conclude your testimony when your time is up or interrupting other's testimony and council deliberations will not be allowed. There will be a warning given. Please be aware that council meetings are are recorded. Thank you.

**Wheeler:** Thank you, Keelan, our one item this afternoon is 153.

**Clerk:** Settle of estate of Quanice Hayes wrongful death lawsuit in the sum of 1 million 500,000

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dollars plus costs of 595,081 dollars involving the Portland police bureau.

**Wheeler:** His name was Quanice Hayes. We know we reached a settlement. But this cannot replace a lost son or relative. I understand for the Hayes family this case was about framing answers. For me the fundamental lesson from the death of Quanice Hayes is this, every shooting creates waves of trauma that begin with those directly involved and ripple outward until the entire community is impacted. Families, doctors, neighbors, first responders. All of us. Today is an opportunity to ask ourselves, what will each of us do to improve the public structures and the systems and too often enable to prevent the circumstances that cause us to be here today. When other systems and interventions have failed, young men, particularly black and brown men, too often are failed by education, employment and other systems. It is clear there's immense trauma that precedes every law enforcement action. And the trauma doesn't end there. Whatever we acknowledge, we all suffer. The trauma doesn't end and it only evolves with time. It is up to each of us to guide that evolution towards upstream solutions towards reconciliation and peaceful resolutions has build community instead of harm it. I find myself asking which upstream systems failed? Has are we doing to create wrap around services with different choices and better outcomes. We're a part of it. We perpetuate it. We operate within it. A family and so many others are now suffering as a result. Simple litigation is always uncertain, but it allows all parties to begin the healing process. I urge my colleagues to support this effort today. I turn it over to the legal counsel and it my understanding that representation for the Hayes family have asked for permission to speak today whicher will grant during the invited testimony. I believe there are a few members of the Hayes family here as well who would like to speak.

**Robert Taylor:** That's correct, mayor, this is Robert Taylor the city attorney. I believe I see -- I see Mr. Steven Hayes signed up and the attorney who with handled this. Others who are here for invited testimony?

**Ashlee Albies:** I believe just Steven Hayes and Mr. Jesse Matthew is present who is my co-counsel on the case.

**Taylor:** We would turn it over to you Ashley and your client.

**Ashlee Albies:** Steven, would you like to go first?

**Steven Hayes:** Thank you for seeing us today. I appreciate this. I don't have much to say. I do -- I do welcome are the opportunity. I just want to -- to give my feelings out and make sure you understand where I'm coming from. We're -- we're in this neighborhood, we're in this community. I love it. I run a business here. We're going to be here and we love it here. Just that

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simple. I have some problems with this case. You know, the -- the financial compensation and all of that good stuff. I'm appreciative. It will help my sister dramatically but I just -- I still don't feel that's accountability. He shot -- he shot somebody before and both -- both cases, it is -- it is -- he was wrong in both cases. I set through every deposition with all of the officers. And officer Harris didn't have any remorse in the deposition. I sat across from the room from him. That was a rough -- a rough -- one of the worst things I've been through in my life. Aye been a couple. I was deployed to Iraq a couple of times. That was one of the worst things I had to endure with this man not showing remorse and killing one of my family members. I just -- it is my personal belief that after something like had it, the second time something like this happens, my belief is he should not be carrying a gun at all. I believe he shouldn't have a job. If he does, he shouldn't carry a gun. You're not going to be accountable, you shouldn't be allowed to carry the gun. This whole four-year process, the bigger issue for me is you know, I wanted some change in policies and practices and things like that. That falls on the city. You know. You have the officer who has done this -- this more than once. And it is -- we -- something is missing. Something is wrong in our policy. This is something that is incorrect in our opinion. He's still working. We still don't have body cameras. That's something that I think after so many of these cases happening in the city, that's one step that we should go to. That's what I believe. I don't have much to say, but my biggest thing is that I don't believe officer Hirsch should be still carrying a weapon. For my opinion, once this happened, he was given a promotion and in a different area of the police force and he seems to like it. There was no accountability. That's all I have.

**Wheeler:** Thank you. We appreciate it. Thank you.

**J. Ashlee Albies:** Thank you. So -- so good afternoon, council members, mayor wheeler. I'm Ashley Albies. We represented the family. We filed the case because the family wasn't getting information about what happened. And -- if you go back and look at our notice, we just wanted to understand and we wanted to understand what happened to the loved one. We know now more facts about this case than when -- when the grand jury was convened and issued an in true bill for officer Hirsch. I think it is important to know there are a number of facts in this case that were uncontested. He could have been taken into custody for his conduct that morning. When they cornered him at the location, he was surrounded by at he's ten police officers. There was no law enforcement witnesses. No law enforcement witnesses that were there. There's no dispute that Quanice was largely compliant with officer commands to crawl out and put his hands up and he was given a command to get on his face. It is important to note that it is not disputed in police officer at any time saw him with a gun. He was reported to be armed. No officer saw him

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with a gun. He did not threaten officers. He did not threaten a weapon at any officers. He was largely compliant when surrounded by law enforcement. Officer Hirst testified in both the grand jury and at his deposition that he was absolutely certain that Quanice was reaching for a gun. We know that is not true because Quanice Hayes after he was killed did not have a gun. It was found a few feet away from him. Officer Hirst testified with absolute certainty that he knew his life was in jeopardy. My issue and the issue the family has with this and many community members is officer Hirst was wrong. The biomechanical experts that -- that both are the move's council hired and the city hired show that -- the physical evidence shows that Quanice was leaning forward to get on the ground at the time officer Hirst fired his first gunshot and shot him three times, twice in the torso and three times in the head. Quanice was on the ground and following the path of bullets. That tells us that officer Hirst was wrong. Quanice was not reaching for his waistband, he was getting on the ground. I know many people in the community have got on the ground without putting your hand down. It is impossible but it is consistent with what he had been doing. The oir group that the city paid quite a bit of money to has conducted reviews of officer involved shootings and in particular with the Hayes case gave recommendations about how it could have gone differently. The officers have not reviewed the report with any command staff. I think that's critical. That's very important because officers on the ground are the ones that are going to be implementing any recommendations or changes to policy. He have not reviewed that report to see whether they could self-reflect on anything they could have or should have done differently. In addition it became cheer that the city condoned officer Hirst's conduct. The city police department testified one of witnesses that Hirst was acting with training and policy and practices. The question I have is killing a surrendering young black man is an acceptable list for the city and that's okay as consistent with the way the city trains its police department. I think that we need to be transparent about that with the community that that's acceptable risk. It is not acceptable to me and the Hayes family and large members of the community. What is the city going to do differently or going to do moving forward to insure something like this does not happen to anybody else? Thank you.

**Wheler:** Robert, I'm leaving it to you to facilitate. I think you're muted.

**Taylor:** Thank you. I appreciate that. Mr. Hayes, thank you for your testimony and miss Albies thank you for your testimony as well. We have the litigator in our office who handled the case and Jessica Berg from risk management is here. If there's any questions from council on the settlement, at this point I'm in the sure -- not sure if there's anybody signed up for testimony.

**Wheeler:** There is. I do know we have open testimony. Let's leave that until after we heard the

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full presentation. Commissioner Hardesty.

**Hardesty:** Thank you. Robert, I was trying to get the sense of what the protocol was going to be today. I don't believe any of us, maybe the mayor has participated in a forum as of this. I understand has the Hayes family is here. There's other invited testimony. This is an opportunity, what would you like from council? I certainly have a statement I want for put on the record. But I would just like to know what the process will be. I don't want to interrupt the family or the folks been invited. Just want to get a sense for how this afternoon is going to go.

**Taylor:** The Hayes family asked for testimony it and I believe that presentation has concluded. I don't know that we have other -- other invited testimony from the family. Right now I think it would be -- I think you could hear from the -- from anybody who is signed up to testify and then provide council's statements at the conclusion of that.

**Wheeler:** Robert, if I may, it sounds like you also have a presentation. Is that correct?

**Taylor:** We have Jessica berg from risk management and bill, the litigator that handled the case who are here to answer any questions.

**Wheeler:** No presentation, they're just here to answer questions.

**Taylor:** That's right.

**Wheeler:** Colleagues do you like questions and states now or prefer to hear public testimony first? He tell go with public testimony. Keelan, how many folks?

**Clerk:** Mayor we have five people.

**Wheeler:** Very good, three minutes each, please and name for the record.

**Clerk:** First up we have Dan Handleman.

**Dan Handleman:** Good afternoon, this is Dan Handleman. Are you able to hear me?

**Wheeler:** Yes.

**Handleman:** So I start by saying, that we're not in any way shape or form opposed to the settlement that has been agreed to. We want to support their decision. Do that. I appreciate the mayor opened up about talking about the broader implications and the family was allowed to testify. I've not seen that in many years. I appreciate that after that it was put into that and however, want to make it really clear that when the city starts talking about -- that this -- that the young person who was killed by the police is deflecting from the fact that the police are the ones too took the young man's life. His uncle I think was talking about, you know, it was the shot by an officer who has a previous history of shooting people in mental health crisis and that officer was cleared of wrongdoing by internal investigation and because there's in jury making a decision about this case, there's not going to be a new investigation to hold the officer



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accountable. So that is problematic. We hope that maybe the city will undertake a secondary investigation based on the facts that have come out during the lawsuit. We're concerned about the use of force, and 20 percent is used against black people with 6 percent population and we're concerned the compliance officer talked about these as anomalies and they only happen from time to time and they're not a pattern. If you look over the years, there's definitely participated, especially an uptick in force against mental health crisis since oj came to town. The first African American shot and killed by Portland police after Keith notice was killed in 2010, the anniversary of his death is coming up at the end of the week and another individual. There's a long sequence, no African Americans killed by Portland police and then there was four or five shootings in a row and in the all killed. But was it -- it was very strange. Officer as we know, sergeant made off color remark at roll call and he turned deliberately, for which he was almost disciplined and then he agreed to resign in lieu of being punished. There's implications from this case. Again, we urge you to continue with the settlement. And as you preferred from the other testifiers you'll take other offers independent of the settlement and make sure this never happens about again. This should show remorse and outreach that they want to have with the community of Portland.

**Wheeler:** Thank you. Appreciate it. Keelan, next individual.

**Clerk:** Next up, Edith Gillis.

**Edith Gillis:** Can you hear me?

**Wheeler:** Yes. You're good to go.

**Gillis:** I support the Hayes family and their wishes. Show true care and respect and social duty to the victims of these violent and ongoing crimes to the family and community. Honor their wishes and diverse ways of grieving and healing. Stop hurting and retraumatizing them. Protect them from further harm. Stop slandering and victim blaming and harassing them. Let them get on with the healing and lives. Do your job. Prevent further violent crimes. Beyond the settlement which I want you to promptly give them, each of you give them a personal apology today. Acknowledge a wrong and harm done. Sincerely and deeply express their unmet needs and feelings and prevent others from being victims and other crime victims of Portland police. Prove -- prove prevention of crime. For counseling and rehousing as they need and request. I love him dearly and deserve far better.

**Wheeler:** Thank you, Edith.

**Clerk:** Next up, we have Fiona Burgess.

**Fiona Burgess:** I'm Fiona Burgess. I live in the Hayhurst neighborhood in southwest. I can't

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speak for the Hayes family or the black community, but I do not think it takes anything to speak out against violence. That's what this is. Systematic violence, month isolated incidents. While the Hayes family has a right to compensation and the wrap around services has have been mentioned, I want to join them in saying that this money will never be able to replace Quanice's life or fix the system that murdered him. Patrick Timon, Andre' Gladen and Terrell and others who I have not been given the time to name today, I'm personally of the mind that we with need something better than in the community than the police. I'm not speaking for the Hayes family when I say that. Fire officer Hirst for this despicable act and then qualified immunity for the Portland police bureau. I don't know if there's a place for justice for Quanice Hayes in the placer call united states. I wish all the best in the departure and I hope she finds some place better for her family than Portland. I yield my time. Thank you.

**Wheeler:** Thank you.

**Clerk:** We have the space foundation.

**Wheeler:** Welcome.

**Clerk:** Are you able to unmute?

**Wheeler:** Why don't we go to the next individual and see if we can get them later.

**Clerk:** Next up we have Terence Hayes.

**Wheeler:** Welcome.

**Terrence Hayes:** Thank you. First off, I want to say clearly that -- that the -- the fact thatting in has changed in Portland police practices concerning these matters, four years later is astounding but not surprising. The fact has -- has -- that Andrew Hirst works for the Portland police bureau and me and my family have to navigate these items every day is astounding. And the fact that we still have a mayor who has changed nothing and done nothing concerning these things is not surprising. Let's be clear about that. I didn't expect anything from you. You've not impressed me or surprised me with your behavior since my cousin was murdered. Concerning this situation, I have no vested interest in it. I don't think there's anything that -- that -- that Portland can offer my cousin financially that will ever make -- make up for our loss and specifically hers as a mother. My family, I see people and they sympathetic looks but their lives haven't changed. They don't fight for change. They don't do the work necessary for change. At the end of the day that of our is still involved in this community and still are putting people at risk that live in Portland. But again, I'm not surprised by all of this. I will say that -- that my cousin had -- had -- had decided to settle in whatever capacity. I think that -- that even but don't agree with it that you should do your best to support her decision to do what is necessary for her and

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her babies to move forward. I appreciate anybody that even scoffs at this -- at had city's response to that loss. I would still ask you support her and her decision for her babies. I got to look at my kids every day. And they will never know Quanice and never have an understanding of that loss. That's our family's pain and on that -- and no matter what you attempt to do, that's a fact for us. I just pray that among all of this, about this is what is necessary from my cousin to move forward, her babies and do something better, no one contest had it or use this as an opportunity to act like they care when they haven't. And when you look at what they've done, they don't care. For everybody that do care. I know your heart and we see what you're doing. We appreciate you. Our family talks about you. We're grateful for the things you've done. We're grateful. If anybody ever chooses to do different, then keep Quanice in mind on this matter.

**Clerk:** Heyman speaks foundation. Are you able to unmute? Okay. We can go to the next person, then, donna Hayes.

**Wheeler:** Well, hello, we can hear you loud and clear, donna.

**Donna Hayes:** Thank you for your time. Mine is quick. You know, I think about Quanice. People say, all you getting is money. You getting that money. There's no amount of money to bring him back. I will always have this pain in my heart but -- you think -- I think about Quanice and when he was young and he got his first job. The first thing he did was take and go by his sibling something. He took them and got them ice cream and went down the street and got a taco. This would have been this boy still, if he was alive today, still -- still purchasing things for his siblings, giving his mother money to help her out. Whatever was needed in the house. And -- and -- and with him gone, this is missing. Like I say, this is for -- there's no amount of money that can bring him back. We're in the trying to pay for his life. My daughter needs to move on. Like my nephew said, need to move on. This settlement may help her move on. We'll always have that hole in our heart, missing Quanice. If you hear me say move, y'all know why. We -- we -- I love that little child. Everyone loved him. He was a great young man. We just asking you all to do the right thing. We're not asking if a great sum. She's taking a settlement because she's tired of her name being drug through the mud. Help her out. It is in your hands. And I just -- I just thank you for your time.

**Wheeler:** Thank you.

**Clerk:** Try one more time, hayland space foundation. Doesn't look like they're unmuting. That concludes public testimony.

**Wheeler:** Thank you. So colleagues at this point, I would ask you if you have any questions for the questions of legal counsel. Seeing none, Keelan, please call the roll. [roll called].

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**Rubio:** Thank you mayor, I want to thank the Hayes family for your truth today. Today we say your name Quanice Hayes. His life was cut way too short. Our institution failed him and they keep him safe and his family too. I'm grateful and honored to had not to your testimony today. It has been an important moment for us to speak and had not to this. To you the family, I can't solve the pain, the exhaustion and the anger that you feel with this loss. And knowing that his premature death occurred at the hands of the police and a system that encouraging safety and justice. I feel compelled to apologize for the mischaracterization of Quanice's mother that were included in the city's initial response to this tragedy last year. All of this is horrifying and wrong. It is part of the story why thousands of people in Portland and around the world called for justice for black lives. No mother or parent or family member or friend or community should have to endure this trauma. I vote for the settlement. We need to make clear this could never replace, just as the family said, with justice or -- or with Quanice and will never fill the hole in the hearts of the family. It is routing out racism in order to prevent one more death. And just as we heard from Mr. Hayes, settling this case without accountability from the officer and no assurances for the black community members. This ugly history, we can continue to say the values we believe in, like engaging with community to reimagine safety and working with our partners and make long overdue and substantive and visual changes to our public safety system. I know my colleagues will agree we want this a case where we come together for these reasons. Let's finish what -- what Portlanders and the family has asked us to do and develop community centered responsive ways to make our community safe. That's how we honor clients and -- and George Floyd and Breonna Taylor. I vote aye.

**Clerk:** Ryan?

**Ryan:** Thank you, good afternoon, I want to start by thanking the family that testified. Thank you Terence Hayes, thank you miss donna Hayes and steven Hayes. Thank you for your service to our country as well. Hayes, his life matters. Black lives matter and we Portland must to more to support the lives of young black men. I'm sorry this tragedy happened. We must do better. And thinking of Quanice and thinking of the Hayes family and we will do better by -- by -- by -- I vote aye.

**Clerk:** Hardesty?

**Hardesty:** First I want to thank steven Hayes and Terence Hayes and Ashley Albies for their testimony today. Ashley I want to give you a thank you because I know what it is like looking for a lawyer that would be willing to sue the police when you believe the police has harmed or killed your loved one. And I know that you are one of those justice fighters that will do -- what it takes

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for people that are desperate for representation. Steven Hayes, body cams how many times have we seen people brutally killed on body cams without conviction and accountability. I'm exhausted by all of the body cam footage I've seen that never led to justice. In fact, community members filming police doing their job has worked much more often than body cameras to hold police accountable. When I came to city hall, I made it my commitment to kill what was going to be a pilot project on body cams. That's why Portland police don't have body cams. For the millions we have to invest, the police would own the data, the police would decide when it became public and the police would decide what became public. There's more accountability in a system that actually allows the police to own the data. I wanted to make sure you have an answer to that question before you left today. Miss Hayes, I hope you're okay with me starting with your words. I couldn't say I'm better. I'm reading a piece from a letter that donna Hayes grandmother has shared with northwest family services website. As many of you know the pacific northwest family circle is an all volunteer community group that supports Oregon and Washington families who -- whose loved ones were killed and injured by police. Miss Hayes wrote, as moose's grand four, I miss the times we had to be alone. I could talk to him about anything. We talked about the latest music because at my age and mine too, miss Hayes, I was behind the times. Pretty much stuck on music from the 80s. He introduced me to Jeffery McCartney. Beautiful show, he was sure I would love the song. I i play it and it breaks my heart because he had a beautiful soul. Quanice was a talented young man and dancing and sports were his greatest achievements. All you had had to do was ask him to do it and he would show you how it was done. He was great at traditional sports. He played basketball and football and baseball. But he also played northern traditional sports like lacrosse. Not only did he play these different sports, moose was a natural athlete and a hero to his siblings-, his sister has to step in a role. They would play practical jokes with her. His little brothers looked up to him. When they had a problem they ran straight to moose. When they thought their mother was wrong they went to him and he in turn went to his mother to hash out the problem. He now has a brother who will not know him and how moose cared about him. He loved his siblings and now they lost their hero. One of the hardest things was to tell them that moose was not coming back. Every once in a while they inquire on when moose is coming back. His siblings feel his loss terribly as we all do. Just as we cannot understand why, they have it worse. They don't understand the idea of death. Hearing us talk about police, they've grown a very unhealthy fear of law enforcement. Quanice was a teenager, 17 years old. This should not have happened. Quanice Hayes should still be alive today. Instead, officers at the scene play, judge, jury and executioner that day and they

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killed a 17-year-old boy on his knees. I want to apologize to the family of Quanice Hayes while dealing with this unimaginable hardship and grief and trauma, you have written us an attempted character assassination of Quanice and his mother and other members of the Hayes family. I am so sorry you have to deal with this. I genuinely hope, this settle provides some level of relief after all of the trauma and hardship that the Hayes family has had to endure. But let me be clear, what is happening today is not justice. It is not accountability. This decision does nothing to fix our broken system. Which brings me to a very important point that I want Portlanders to understand. As you know earlier this week, the trial began for the murder of George Floyd and coming up on the anniversary of Breonna Taylor at the hands of law enforcement. The Portland police bureau is not an exception to a deeply systematic racist, toxic culture with brutality that we see in police departments all across the country. In fact by the numbers, we -- we have one of the most brutal police forces with some of the highest racially disparities, racial disparities and outcomes in the entire country. According to the Oregonian, Portland police reported 6,283 uses of force during protests between may and the end of September last year. The Oregonian noted it is likely much higher due to data gaps. For example, according to police, the use of police batons to -- to -- and I quote, given an individual who demonstrates no resistance, unquote was not considered use of force. As recently reported by opd, black people in Portland are arrested at a rate, 4.5 times higher than white Portlanders. Portland police kill black people at a rate of 3.9 times higher than white people in Portland. These are the fifth worst racially disparate outcomes in the country. The city of Portland has a significant amount of taxpayer dollars. We left it to settlement agreements over the years. Every time this happens we know we're not seeing justice. This is harming our community and making it difficult for Portlanders to trust their police bureau, especially among black, brown and indigenous and black and immigrant and other communities of color. What happened to George Floyd, what happened to Taylor happened here. It is Tony Stephenson killed by a choke hold in 1985 when Portland police bureau officers responded by creating and selling t-shirts, smoke them don't choke them. It is 2003, the killing of Kendra James during a traffic stop. It is 2010, with the killing of Aaron Campbell and Keith notice. One, because he looked like he might be a gang member and the other because of a welfare check. It is the 40th fatal incident at the hands of Portland police that occurred since Kendra James lost her life and now it is the killing of a teenager, Quanice Hayes. Despite the spin out this, I'm not anti-police and cop hater. I've said over and over again, police have a role in our society but we need a different kind of policing that doesn't view Portlanders as their enemy. That doesn't racially profile our black and brown

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communities. Has doesn't coddle white supremacist and right-wing extremist and doesn't brutalize our press and peaceful demonstrators and doesn't use chemical weapons on the people of Portland. And ultimately a police bureau has is held accountable when there's misconduct. We are already in the process of rethinking our first responders to 911. The Portland street response is about sending help, not handcuffs. It is about leading with compassion and thought my resolving issues they encounter. I hope Portlanders will join me in continuing to advocate for a robustly funded Portland street response so we can bring this pilot project and citywide next year. I want to end with a call to action. If we want it truly hold the police bureau accountable in these incidents, we need a strong and empowered system of independent, committed police oversight. We need a system has Portlanders can trust when there's allegations of misconduct, sustain or not. Portland voters approved and provided a mandated demand, police demanding police accountability when overwhelming 82 percent of voters passed measure 26-217 to allow the formation of this new police oversight. Steven Hayes, help is on its way. Right now Portlanders had can head to rethink Portland.com to apply to help but the final pieces are more together, the application is open for five more days until march 15th. In order for our news oversight board to be fully empowered, I'm asking those listens today to write your state legislature and support senate bill 621 offered by Lou Frederick. We need senate bill 621 to pass and in order to fully empower this new oversight board. 2021 is the year that we must unequivocally prove that black lives matter, not just by repeating a slogan by action. Please stay peaceful, but be loud, be disruptive, and don't be afraid to get into good trouble to keep up the pressure so we can have a system of community safety all of Portland will trust. Thank you. I vote aye.

**Mapps:** Mr. Mayor, colleagues, I like to take a moment to thank the Hayes family for their testimony today. As member of city council, I feel compelled to apologize for the Hayes family for the pain and suffering that the city has caused you. We're brought together today by a tragedy. A family has lost a beloved son. His name was Quanice Hayes. The death of a child from police contact is ultimate nightmare of every black parent. As a black dad, I know this deep in my bones. I also know that no amount of money will heal the pain caused by the death of a child. While this council can't undo the tragedy, we can and must take steps to make sure that tragedies like this never happen again. That's why I'm offering three solutions that I'm urging the council to look into which I believe will make our public safety system more just. First, I'm pushing for a new form of citizen led independent police review. Second, I have heard has the Hayes family's pleas the Portland police bureau adopt body cams and I urge had this council to

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look into the question. And third, I'm pushing for a new approach to public safety. One which rejects militarized approach to keeping the public safe. I push approach which emphasizes prevention and rehabilitation. And finally, I am pushing for a new approach to public safety, one -- one which -- one which places this value front and center. Black lives matter. With that, Mr. Mayor and my colleagues, I vote aye.

**Clerk:** Wheeler?

**Wheeler:** Colleagues, I made my statement up front. I appreciate the word of my colleagues. I appreciate the Hayes family being here. We have been challenged and I believe this council is uniformly in favor of taking up the challenge. We will. Vote aye ordinance approved. We are adjourned.

**At 2:54 p.m., Council adjourned.**