



August 24, 2022 Council Agenda

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City Hall - 1221 SW Fourth Avenue, Portland, OR 97204

In accordance with Portland City Code and state law, City Council will hold hybrid public meetings, which provides for both virtual and limited in-person attendance. Members of council will elect to attend remotely by video and teleconference, or in-person. The City has made several avenues available for the public to listen to the audio broadcast of this meeting, including the City's YouTube Channel, [eGov PDX](#), the [Open Signal website](#), and Xfinity Channel 30 and 330.

Questions may be directed to councilclerk@portlandoregon.gov

Wednesday, August 24, 2022 9:30 am

Session Status: Recessed

Council in Attendance: Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Commissioner Mingus Mapps

Mayor Wheeler presided.

Officers in attendance: Naomi Sheffield, Senior Deputy City Attorney; Keelan McClymont, Council Clerk

The Consent Agenda was adopted on a Y-4 (Hardesty absent) roll call.

Council recessed at 10:22 a.m. and reconvened at 10:32 a.m.

Council recessed at 11:08 a.m.

Communications

702

[Request of Donna Cohen to address Council regarding earthquake threat to North Portland Peninsula](#)
(Communication)

Document number: 702-2022

Disposition: Placed on File

703

[Request of Sabina Blizzard to address Council regarding earthquake emergency route for North Portland Peninsula](#) (Communication)

Document number: 703-2022

Disposition: Placed on File

704

[Request of Caitlin Kelly to address Council regarding a ban on the sale of foie gras](#) (Communication)

Document number: 704-2022

Disposition: Placed on File

705

[Request of Chris Braidwood-Reid to address Council regarding policies that affect Hillsdale businesses](#) (Communication)

Document number: 705-2022

Disposition: Placed on File

706

[Request of Rick Seifert to address Council regarding Bureau of Transportation proposed Rose Lane Project in Hillsdale community](#) (Communication)

Document number: 706-2022

Disposition: Placed on File

Time Certain

707

[Amend the Comprehensive Plan Map and Zoning Map for properties at 5505-5525 SE Milwaukie Avenue and the northeast corner of SE Ellis St and SE Milwaukie at the request of Renee France, Radler White Parks & Alexander LLP \(LU 21-094203 CP ZC\)](#) (Ordinance)

Document number: 190982

Introduced by: Commissioner Dan Ryan

Bureau: Development Services (BDS)

Time certain: 9:45 am

Time requested: 10 minutes

Previous agenda item 610.

Disposition: Passed to second reading as amended

Motion to amend the findings as proposed: Moved by Ryan and seconded by Rubio. (Y-4)

Passed to second reading August 31, 2022 at 10:15 a.m. Time Certain as amended

708

[Adopt the Climate Emergency Workplan 2022-2025 as Portland's Climate Action Plan](#) (Resolution)

Document number: 37585

Introduced by: Commissioner Carmen Rubio

Bureau: Planning and Sustainability

Time certain: 9:55 am

Time requested: 30 minutes

Previous agenda item 656.

Disposition: Adopted

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

709

[*Authorize the City Attorney to enter a Consent Decree in U.S. Federal Court to settle natural resource damage claims and pay settlement process costs](#) (Emergency Ordinance)

Document number: 190971

Introduced by: Mayor Ted Wheeler; Commissioner Mingus Mapps

Bureau: City Attorney; Environmental Services

Time certain: 10:25 am

Time requested: 10 minutes

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

Consent Agenda

710

[Reappoint Sean Green to the Development Review Advisory Committee for a term to expire March 5, 2025](#)

(Report)

Document number: 710-2022

Introduced by: Mayor Ted Wheeler; Commissioner Dan Ryan

Bureau: Development Services (BDS)

Disposition: Confirmed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

711

[*Pay property damage claim of Yameta Philipsen for the sum of \\$6,796 involving the Portland Water Bureau](#)

(Emergency Ordinance)

Document number: 190963

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services; Risk Management

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

712

[*Pay settlement of Roy Clay bodily injury lawsuit for the sum of \\$7,000 resulting from a motor vehicle collision involving the Portland Police Bureau](#) (Emergency Ordinance)

Document number: 190964

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services; Risk Management

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

713

[*Pay settlement of Steven Voigt bodily injury claim for the sum of \\$25,000 involving the Portland Bureau of Transportation](#) (Emergency Ordinance)

Document number: 190965

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services; Risk Management

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

714

[*Pay settlement of Matthew Williams bodily injury lawsuit for the sum of \\$17,000 involving the Portland Bureau of Transportation](#) (Emergency Ordinance)

Document number: 190966

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services; Risk Management

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

715

[*Authorize contract with Moore Excavation, Inc. for construction of the NE 33rd Ave and NE Knott St Emergency Sewer Repair Project for an estimated amount of \\$960,000](#) (Emergency Ordinance)

Document number: 190967

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

716

[*Authorize the Director of the Office for Community Technology to execute Digital Inclusion Fund grant agreement with Free Geek in amount not to exceed \\$87,500 for FY 2022-23](#) (Emergency Ordinance)

Document number: 190968

Introduced by: Commissioner Carmen Rubio

Bureau: Office for Community Technology

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

717

[Authorize two-year grant agreement with Portland Parks Foundation in partnership with Portland Parks & Recreation to support Small Grants Program not to exceed \\$30,000 each year](#) (Ordinance)

Document number: 190969

Introduced by: Commissioner Carmen Rubio

Bureau: Parks & Recreation

Second reading agenda item 691.

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

718

[*Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Glisan Tower located at 9919 NE Glisan St](#) (Emergency Ordinance)

Document number: 190970

Introduced by: Commissioner Dan Ryan

Bureau: Housing Bureau

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

Regular Agenda

719

[Accept bid of Landis & Landis Construction, LLC for the Stark and Buckman East Reconstruction and Green Streets Project for \\$25,873,710 \(Procurement Report - Bid No. 00001864\)](#) (Report)

Document number: 719-2022

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services

Time requested: 10 minutes

Disposition: Accepted - Prepare Contract

Motion to accept the report: Moved by Mapps and seconded by Rubio.

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

720

[Accept bid of ORR, Inc. for the Sullivan Pump Station Safety Improvements Project for \\$1,464,697 \(Procurement Report - Bid No. 00001878\)](#) (Report)

Document number: 720-2022

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services

Time requested: 10 minutes

Disposition: Accepted - Prepare Contract

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

721

[*Authorize contract with Kodiak Pacific Construction for the OR99W/SW Barbur Blvd Area: Sidewalk Infill Project for \\$1,019,180](#) (Emergency Ordinance)

Document number: 190972

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services

Time requested: 10 minutes

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

722

[*Authorize a Letter of Agreement between the City and Local Laborers' 483 to pay Recreation Support Staff employees appropriately with time in class](#) (Emergency Ordinance)

Document number: 190973

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance

Time requested: 10 minutes

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

723

[*Pay settlement of Jacob York bodily injury lawsuit for the sum of \\$75,000 involving the Portland Bureau of Transportation](#) (Emergency Ordinance)

Document number: 190974

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services; Risk Management

Time requested: 15 minutes

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

724

[Amend the Fire and Police Disability, Retirement, and Death Benefit Plan to expand additional cancer presumptions](#) (Ordinance)

Document number: 190975

Introduced by: Commissioner Jo Ann Hardesty

Bureau: Fire and Police Disability and Retirement

Second reading agenda item 698.

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

725

[Authorize contract with WSP USA, Inc. to provide professional engineering and design services for the Carolina Work Zones 01 & 03 Rehabilitation Project, No. E11004, in the amount of \\$4,950,303](#) (Ordinance)

Document number: 190976

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Second reading agenda item 699.

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

Four-Fifths Agenda

725 - 1

[*Authorize a Letter of Agreement between the Portland Police Association and the Portland Police Bureau to allow the rehire of retired members](#) (Emergency Ordinance)

Document number: 190977

Introduced by: Mayor Ted Wheeler

Bureau: Human Resources; Management and Finance; Police

Time requested: 20 minutes

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

Wednesday, August 24, 2022 2:00 pm

Session Status: Adjourned

Council in Attendance: Mayor Ted Wheeler
Commissioner Carmen Rubio
Commissioner Dan Ryan
Commissioner Mingus Mapps

Mayor Wheeler presided.

Officers in attendance: Lauren King, Deputy City Attorney; Keelan McClymont, Council Clerk

Council recessed at 2:13 p.m. and reconvened at 3:01 p.m.

Council adjourned at 3:57 p.m.

Time Certain

726

[*Readopt remanded Ordinance No. 189807 to restrict bulk fossil fuel terminals \(amend Title 33\)](#) (Emergency Ordinance)

Document number: 190978

Introduced by: Commissioner Carmen Rubio

Bureau: Planning and Sustainability

Time certain: 2:00 pm

Time requested: 1 hour

Previous agenda item 657.

Information found at <https://www.portland.gov/bps/planning/fossil-fuel-zoning/about-fossil-fuel-terminal-project>.

Oral record closed June 30, 2022. Written record closed July 7, 2022.

Disposition: Passed As Amended

Motion to adopt the Bureau of Planning & Sustainability clarifying amendments as shown in Exhibit B: Moved by Rubio and seconded by Wheeler. (Y-4)

Motion to amend the Ordinance and Exhibit A: Moved by Rubio and seconded by Wheeler. (Y-4)

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

727

[*Amend contract with Kiewit Infrastructure West Co. to finalize construction of the Secondary Treatment Expansion Program project for a total amount not to exceed \\$515 million \(amend contract No. 30007489\)](#)
(Emergency Ordinance)

Document number: 190979

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Time certain: 3:00 pm

Time requested: 45 minutes

Disposition: Passed

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

Suspension of the Rules

728

[*Authorize the emergency purchase of police patrol vehicles with Gresham Ford for a total not to exceed amount of \\$3,680,658](#) (Emergency Ordinance)

Document number: 190980

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance

Time requested: 15 minutes

Disposition: Passed

Motion to suspend the rules for the purpose of considering the emergency ordinance for the purchase of police patrol vehicles: Moved by Wheeler and seconded by Mapps. (Y-4)

Votes: Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Mayor Ted Wheeler Yea

Thursday, August 25, 2022 2:00 pm

Session Status: No session scheduled