



## April 13-14, 2022 Council Agenda

5656

**Please note, 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.

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Disposition Agenda

Audio Recordings

### Wednesday, April 13, 2022 9:30 am

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**Session Status:** Recessed

**Council in Attendance:** Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Former Commissioner Jo Ann Hardesty

Commissioner Mingus Mapps

Mayor Wheeler presided.

Officers in attendance: Karen Moynahan, Chief Deputy City Attorney; Keelan McClymont, Council Clerk

The Consent Agenda was adopted on a Y-5 roll call.

Council recessed at 10:22 a.m. and reconvened at 10:25 a.m.

Council recessed at 12:52 p.m. and reconvened at 1:02 p.m.

Council recessed at 1:30 p.m.

## Communications

256

[Request of Claire Coleman-Evans to address Council regarding additional investigation in defunding Southwest Neighborhood, Inc.](#) (Communication)

**Document number:** 256-2022

**Disposition:** Placed on File

257

[Request of Diana Gutman to address Council regarding egregious selectivity by Portland Police](#) (Communication)

**Document number:** 257-2022

**Disposition:** Placed on File

258

[Request of Glenn Gutman to address Council regarding egregious selectivity by Portland Police](#) (Communication)

**Document number:** 258-2022

**Disposition:** Placed on File

259

[Request of Lauren Everett to address Council regarding Portland Tenants United's proposed Tenant Protection Ordinance to address the urgent issue of landlord harassment](#) (Communication)

**Document number:** 259-2022

**Disposition:** Placed on File

260

[Request of Leeor Schweitzer to address Council regarding landlord harassment of tenants](#) (Communication)

**Document number:** 260-2022

**Disposition:** Placed on File

## Time Certain

261

[Recognize 2021 Green Street Steward award winners](#) (Presentation)

**Document number:** 261-2022

**Introduced by:** Commissioner Mingus Mapps

**Bureau:** Environmental Services

**Time certain:** 9:45 am

**Time requested:** 20 minutes

**Disposition:** Placed on File

262

[Appoint Bruce Broussard, Kelly Holtz, and Tim Larson to the River Community Advisory Committee for terms to expire April 12, 2025](#) (Report)

**Document number:** 262-2022

**Introduced by:** Mayor Ted Wheeler; Commissioner Dan Ryan

**Bureau:** Development Services (BDS)

**Time certain:** 10:05 am

**Time requested:** 20 minutes

**Disposition:** Confirmed

Motion to accept the report: Moved by Ryan and seconded by Wheeler.

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Absent

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

263

[Authorize the Portland Bureau of Transportation to implement an Event Parking District in Lloyd](#) (Ordinance)

**Document number:** 190785

**Introduced by:** Former Commissioner Jo Ann Hardesty

**Bureau:** Transportation

**Time certain:** 10:25 am

**Time requested:** 15 minutes

**Disposition:** Passed to second reading

Passed to second reading April 20, 2022 at 9:30 a.m.

264

[Authorize agreement with Clean and Safe, Inc. to provide policing services for the Clean and Safe Program](#)  
(Ordinance)

**Document number:** 190767

**Introduced by:** Mayor Ted Wheeler

**Bureau:** Management and Finance; Police

**Time certain:** 10:40 am

**Time requested:** 30 minutes

Previous agenda item 215.

**Disposition:** Passed As Amended

Motion to amend Directive A to ordinance: Moved by Rubio and seconded by Hardesty. (Y-3 Ryan, Hardesty, Rubio; N-2 Mapps, Wheeler)

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Nay

Commissioner Mingus Mapps Nay

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

## Consent Agenda

265

[\\*Pay settlement of Sharon Goldsworthy property damage claim for the sum of \\$9,634 resulting from a motor vehicle collision involving the Portland Police Bureau](#) (Emergency Ordinance)

**Document number:** 190765

**Introduced by:** Mayor Ted Wheeler

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

**Disposition:** Passed

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

266

[Authorize a 65-month lease extension with Three Nineteen Washington, LLC for office space at The Spalding Building at 319 SW Washington St for the Office of the Portland Children's Levy \(amend CLM Contract No. 10022 formerly MM No. 30000628\)](#) (Ordinance)

**Document number:** 190776

**Introduced by:** Mayor Ted Wheeler

**Bureau:** Management and Finance

**Disposition:** Passed to second reading

Passed to second reading April 20, 2022 at 9:30 a.m.

267

[Authorize contract with FacilityForce, Inc. for professional implementation, licensing, and maintenance of an Enterprise Asset Management System for a total not to exceed amount of \\$1,900,000](#) (Ordinance)

**Document number:** 190766

**Introduced by:** Mayor Ted Wheeler

**Bureau:** Facilities; Management and Finance

Second reading agenda item 241.

**Disposition:** Passed

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

268

[Authorize Bureau of Environmental Services Director to execute certain real property agreements to allow the Bureau to carry out its functions and business more efficiently](#) (Ordinance)

**Document number:** 190777

**Introduced by:** Commissioner Mingus Mapps

**Bureau:** Environmental Services

**Disposition:** Passed to second reading

Passed to second reading April 20, 2022 at 9:30 a.m.

269

[Authorize grant agreement in support of Westside Watershed Outreach through Neighborhoods West Northwest Review Board for two years beginning FY 2022-23 for total cost not to exceed \\$153,200](#) (Ordinance)

**Document number:** 190778

**Introduced by:** Commissioner Mingus Mapps

**Bureau:** Environmental Services

**Disposition:** Passed to second reading

Passed to second reading April 20, 2022 at 9:30 a.m.

## Regular Agenda

270

[Proclaim April 10-16, 2022 to be Public Safety Telecommunicators Appreciation Week](#) (Proclamation)

**Document number:** 270-2022

**Introduced by:** Mayor Ted Wheeler; Commissioner Mingus Mapps

**Time requested:** 15 minutes

**Disposition:** Placed on File

271

[Appoint and reappoint members to the Urban Forestry Commission for terms to expire April 21, 2026](#) (Report)

**Document number:** 271-2022

**Introduced by:** Mayor Ted Wheeler; Commissioner Carmen Rubio

**Bureau:** Parks & Recreation

**Time requested:** 10 minutes

**Disposition:** Confirmed

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

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

272

[Nominate David Martinez to the Metropolitan Exposition and Recreation Commission to fill a City of Portland position](#) (Resolution)

**Document number:** 37570

**Introduced by:** Mayor Ted Wheeler; Commissioner Carmen Rubio

**Bureau:** Management and Finance

**Time requested:** 10 minutes

**Disposition:** Adopted

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

273

[Accept bid from Moore Excavation, Inc. for the Cedar Crossing Restoration Project for \\$1,720,290 \(Procurement Report - ITB No. 00001805\)](#) (Report)

**Document number:** 273-2022

**Introduced by:** Mayor Ted Wheeler

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

**Time requested:** 15 minutes

**Disposition:** Accepted - Prepare Contract

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

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Nay

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

274

[Accept bid of T Edge Construction, Inc. for the Columbia Children's Arboretum Improvement Project for \\$1,676,000 \(Procurement Report 00001814\)](#) (Report)

**Document number:** 274-2022

**Introduced by:** Mayor Ted Wheeler

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

**Time requested:** 15 minutes

**Disposition:** Accepted - Prepare Contract

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

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Nay

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

275

[Authorize Chief Procurement Officer to conduct a competitive solicitation process for a disparity study and award a contract not to exceed \\$1 million over five years](#) (Ordinance)

**Document number:** 190781

**Introduced by:** Mayor Ted Wheeler

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

**Time requested:** 35 minutes (1 of 3)

**Disposition:** Passed to second reading

Passed to second reading April 20, 2022 at 9:30 a.m.

276

[Authorize Chief Procurement Officer to pilot inclusive contracting policies designed to attract firms owned by Black, Indigenous, and people of color, and Women-owned firms to increase eligibility for contract opportunities, expand opportunities for business development, and foster wealth creation through inclusive contracting practices and equitable economic opportunities](#) (Ordinance)

**Document number:** 190782

**Introduced by:** Mayor Ted Wheeler

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

**Time requested:** 35 minutes (2 of 3)

**Disposition:** Passed to second reading

Passed to second reading April 20, 2022 at 9:30 a.m.

277

[Adopt a Regional Workforce Equity Agreement and Equity Contracting Program for alternative public improvement contracts with Engineer's estimate valued over \\$5 million and direct Chief Procurement Officer to implement Agreement requirements](#) (Ordinance)

**Document number:** 190783

**Introduced by:** Mayor Ted Wheeler

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

**Time requested:** 35 minutes (3 of 3)

**Disposition:** Passed to second reading

Passed to second reading April 20, 2022 at 9:30 a.m.

278

[Authorize grant application in amount up to \\$2 million to the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance to assist the Police Bureau to implement a Body-Worn Camera Program](#) (Ordinance)

**Document number:** 190768

**Introduced by:** Mayor Ted Wheeler

**Bureau:** Police

Second reading agenda item 249.

**Disposition:** Passed

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea



279

[\\*Remove 1983 deed restriction imposed by Ordinance No. 150106 that requires Lots 1, 2, 3, 4, and 5, Block 3, Dekum Court to remain as recreational open space for the life of the Dekum Court housing project](#) (Emergency Ordinance)

**Document number:** 190769

**Introduced by:** Commissioner Dan Ryan

**Bureau:** Housing Bureau

**Time requested:** 10 minutes

**Disposition:** Passed

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

280

[\\*Amend Joint Office of Homeless Services Intergovernmental Agreement with Multnomah County to extend the term of agreement \(amend Contract No. 30005335\)](#) (Emergency Ordinance)

**Document number:** 190770

**Introduced by:** Commissioner Dan Ryan

**Bureau:** Housing Bureau

Second reading agenda item 252.

**Disposition:** Passed As Amended

Motion to add an emergency clause because a delay in passage of the Ordinance would cause a lapse in services provided by the Joint Office of Homeless Services: Moved by Wheeler and seconded by Ryan. (Y-5)

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

281

[\\*Reassign operation and management of SW Main St right-of-way between SW Naito Pkwy and SW 1st Ave to the Bureau of Transportation and authorize a reduced lease rate to Multnomah County for a 10-year period \(Emergency Ordinance\)](#)

**Document number:** 190771

**Introduced by:** Former Commissioner Jo Ann Hardesty

**Bureau:** Transportation

**Time requested:** 10 minutes

Previous agenda item 73.

**Disposition:** Passed

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

282

[Authorize bid solicitation and contracting with the lowest responsive and responsible bidder for construction of the Penridge Mains Water Mains Project for an estimated cost of \\$1,400,000 \(Ordinance\)](#)

**Document number:** 190772

**Introduced by:** Commissioner Mingus Mapps

**Bureau:** Water

Second reading agenda item 254.

**Disposition:** Passed

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

**Wednesday, April 13, 2022 2:00 pm**

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**Session Status:** Recessed

**Council in Attendance:** Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Former Commissioner Jo Ann Hardesty

Commissioner Mingus Mapps

Mayor Wheeler presided.

Officers in attendance: Adrienne DelCotto, Deputy City Attorney; Keelan McClymont, Council Clerk

Council recessed at 5:13 p.m.

## Time Certain

283

[\\*Adopt the FY 2021-22 Spring Supplemental Budget and make other budget-related changes](#) (Emergency Ordinance)

**Document number:** 190773

**Introduced by:** Mayor Ted Wheeler

**Bureau:** City Budget

**Time certain:** 2:00 pm

**Time requested:** 2 hours

**Disposition:** Passed As Amended

Motion to make the following adjustments to the supplemental budget as proposed to include carryover funds for the Hearings Office: Moved by Wheeler and seconded by Hardesty. (Y-5)

Motion to make the following adjustments to the supplemental budget as proposed to include additional funds for summer events: Moved by Hardesty and seconded by Wheeler. (Y-5)

Motion to make the following adjustments to the supplemental budget as proposed in order to maximize the 2020 Parks Local Option Levy to meet voter approved goals and make full use of the General Fund currently allocated to the bureau: Moved by Rubio and seconded by Hardesty. (Y-4 Ryan, Hardesty, Mapps, Rubio; N-1 Wheeler)

Motion to make the following adjustments to the supplemental budget as proposed to fund the acquisition of land to preserve affordable housing: Moved by Ryan and seconded by Hardesty. (Y-5)

Motion to make the following adjustments to the supplemental budget as proposed to restore development services workforce levels: Moved by Ryan and seconded by Hardesty. (Y-3 Ryan, Mapps, Rubio; N-2 Hardesty, Wheeler)

Motion to make the following adjustments to the supplemental budget as proposed to begin hiring staff for multi-bureau process improvement efforts: Moved by Ryan and seconded by Hardesty. (Y-4 Ryan, Mapps, Rubio, Wheeler; N-1 Hardesty)

Motion to make the following adjustments to the supplemental budget as proposed in order to align the Office of Community and Civic Life's carryover request as originally requested for planned Strategic Planning needs: Moved by Hardesty and seconded by Rubio. (Y-3 Ryan, Hardesty, Rubio; N-2 Mapps, Wheeler)

Motion to make the following adjustments to the supplemental budget as proposed in order to carryover unspent funds received in Portland Fire and Rescue for Portland Street Response's public relations campaign received in the FY 2021-22 Fall Supplemental Budget. Moved by Hardesty and seconded by Ryan. (Y-5)

Motion to make the following adjustments to the supplemental budget as proposed in order to fund community engagement in Office of Community and Civic Life Director Hiring Process: Moved by Hardesty and seconded by Rubio. (Y-5)

Motion to make the following adjustments to the supplemental budget as proposed in order to seed a

foundation to grow funds to be given to small community organizations working to reduce gun violence in our community: Moved by Hardesty and seconded by Ryan. (Y-4 Ryan, Hardesty, Mapps, Rubio; N-1 Wheeler)

Motion to make the following adjustments to the supplemental budget as proposed to adjust the funding for costs related to the mitigation of excess groundwater in the right-of-way near Providence Park Stadium from BES and BDS resources to creating a General Fund policy set aside (co-sponsored by Commissioner Ryan): Moved by Mapps and seconded by Ryan. (Y-5)

Motion to make the following adjustments to the supplemental budget as proposed in order to cover Water Bureau one-time payment of \$3,000 to 320 DCTU employees and for targeted classification increases: Moved by Mapps and seconded by Wheeler. (Y-1 Mapps; N-4 Ryan, Hardesty, Rubio, Wheeler). Motion failed to pass.

Motion to make the following adjustments to the supplemental budget as proposed in order to set aside funding to be granted to the Friends of Frog Ferry for transit-oriented development impact study and operational support: Moved by Mapps and seconded by Wheeler. (Y-2 Mapps, Wheeler; N-3 Ryan, Hardesty, Rubio). Motion failed to pass.

**Votes:** Commissioner Dan Ryan Yea

Former Commissioner Jo Ann Hardesty Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea

## **Thursday, April 14, 2022 2:00 pm**

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**Session Status:** Adjourned

**Council in Attendance:** Commissioner Carmen Rubio

Commissioner Dan Ryan

Former Commissioner Jo Ann Hardesty

Commissioner Mingus Mapps

Commissioner Rubio presided.

Officers in attendance: Lauren King, Deputy City Attorney; Megan Lehman, Acting Council Clerk

Council adjourned at 2:45 p.m.

## Time Certain

284

[Adopt the Environmental Overlay Zone Map Correction Project, amend Title 33, Zoning Maps, Natural Resource Inventory, and supersede and replace specified natural resource protection plans \(amend Ordinance Nos. 164472, 163770, 164517, 165002, 167293, 166572, 168154, 168699, 171740, and 172421\)](#) (Ordinance)

**Document number:** 190834

**Introduced by:** Commissioner Carmen Rubio

**Bureau:** Planning and Sustainability

Previous agenda item 114.

**Disposition:** Continued As Amended

Continued to May 18, 2022 at 2:00 p.m. Time Certain As Amended.

Oral and written record are closed. Information found at <https://www.portland.gov/bps/ezones>.

Motion to amend the Septic Standard: Moved by Ryan and seconded by Rubio. (Y-4)

Motion to make technical amendments to Natural Resource Inventory Special Habitat Area Criteria: Moved by Rubio and seconded by Mapps. (Y-4)

Motion to make minor and Technical Zoning Code Amendments: Moved Mapps by and seconded by Hardesty. (Y-4)

Motion to make minor and Technical Amendments to Comp Plan and Comp Plan supporting documents: Moved by Hardesty and seconded by Mapps. (Y-4)

Motion to make edits to Natural Resource Data and Manual Conversions from p zone to c zone, including addendum with edits to vegetation mapping on 9 Water Bureau sites: Moved by Hardesty and seconded by Mapps. (Y-4)

## 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.

April 13, 2022

9:30 a.m.

**Wheeler:** Keelan. You have started record something.

**Clerk:** Yes. Correct.

**Wheeler:** We have one important Pregavel item. I'd like to turn it over to Commissioner Mapps.

**Mapps:** Thank you, Mr. Mayor. Colleagues, thank you, for creating a moment for a very important moment. Thank you for taking time to mourn and remember the life of a long time employee, passing away on March 23rd. She was a lifelong Oregonian, born in Salem, and went on to attend Oregon state university she had four sons and four grandchildren. She worked at El Programa Hispana, and for 18 years worked at the city of Portland answering calls recently on our 311 team. Many of us who work at city hall remember Teresa taking calls from community members, helping people with problems and those of us who remember Teresa remember her laughter, we will remember her kindness. Those of us who remember her will miss her fun loving spirit and the love and joy she shared with us and we'll miss the song she brought to our work place. This weekend her friends and family came together to celebrate her life and at a memorial in Hillsborough and this Friday, April 15th Teresa's work family will gather to celebrate her life and in the Portland building's lizzie weeks room. I'd like to close by thanking Teresa's

family for being here, my thoughts are with Teresa's work family. And I want to acknowledge many city staffers watching today to honor your friend, I know you're in pain and mourning and I want to encourage to you take care of yourselves and each other. Fondly, I'd like to close by thanking Teresa Ann Solano-Diaz for her service to our city. Over the course of her 18 year career at the city of Portland she helped tens of thousands of Portlanders. I'd like to commemorate Teresa's 18 years of service by taking 18 seconds of silence to remember our friend and colleague, Teresa Ann Solano-Diaz. Colleagues please join me in 18 seconds of silence.

**Mapps:** Thank you for making space for this moment. Mr. Mayor I will hand the floor back to you.

**Wheeler:** Your message is a very, very important one. The work we do here is important, but taking care of ourselves and each other and looking out for each other, having each other's backs is critically important so my heart goes out to co-workers and family members impacted by this loss and I appreciate you being here to remind us what is truly important. Thank you, for that and colleagues I'm sorry. I can't see the hand raise function at the moment if anyone else had comments, please, jump in. Very good. Thank you. This is the morning session of the Portland city council. Today's date April 13, 2022. Keelan, please call roll.

**Clerk:** Ryan?

**Ryan:** Here.

**Clerk:** Hardesty?

**Hardesty:** Here.

**Clerk:** Mapps?

**Mapps:** Here.

**Clerk:** Rubio?

**Rubio:** Here.

**Clerk:** Wheeler?



**Wheeler:** Here.

**Wheeler:** Under Portland city code and law, the city council is holding this meeting electrically. And all members of the council are attending remotely and the city made several avenues to participate in the audio broadcast of the meeting. The meeting available to the public on the city you tube channel port land.gov and channel 30. Public may e-mail the council clerk at cc testimony at Portland Oregon.gov.

**Karen Moynahan:** Good morning mayor and council. To participate in council meetings you may sign up in advance with the office for communications to briefly speak about any subject and you may sign up for public testimony on resolutions, reports, or the first readings of ordinances. The published council agenda at [www.Portland.gov](http://www.Portland.gov) contains information about how and when you may sign up for testimony while the city council is holding meetings. Your testimony should address the matter being considered at the time. When testifying state your name for the record. Your address not necessary. Please disclose if you're a lobbyist, representing an organization, please identify it. Presiding officer determines the length of the testimony. Rids are three minutes to testify unless otherwise stated. When time is up, presiding officer will ask you to conclude. Disruptive conduct such as shouting and refusing to conclude testimony or interrupting other testimony or deliberations will not be allowed. If there are disruptions a warning will be given further disruption may result on the person being placed on hold or ejected from the remainder of the meeting. Be aware all council meetings are recorded. Thank you.

**Wheeler:** Thank you, first up communications. Item 256 please, Keelan.

**Clerk:** Request of Claire Coleman-Evans to address council regarding additional investigation in defunding southwest neighborhood, inc.

**Wheeler:** Good morning.

**Clerk:** Claire, are you able to unmute?

**Coleman-Evans:** Can you hear me now?

**Wheeler:** Yes. Loud and clear.

**Coleman-Evans:** Sorry. I have had computer problems and I wasn't able to send in documents needed.

**Wheeler:** Welcome to the club if you're having computer problems you're not the first person today to do that.

**Coleman-Evans:** Something is amiss. Good morning mayor and city commissioners my name is Claire Coleman-Evans member of the bna land use since 2005. I'd like to thank you for giving me this opportunity to share concerns with how defunding sweeney and your vote on March 10th which should read former executive director has affected 20% of Portland residents who have been disenfranchised without their knowledge. It was very unfortunate that the council didn't listen to Mapps who worked at civic life and moat voted no, asking the council to postpone the vote until after the aisle was done. Would it have saved the city a great deal of money? The I delivered the audit March 19th. The da was nine days after the vote and refusal to make the audit public for two months was extremely troubling. The city refusal to release the audit until the da ordered the city to release it on May 11th. The audit had comparison to sweeney marsh audit victimized sweeney, targeted by civic life w regards to money and cost since we're doing budge writs to quote the interim director Michael Montoya he stated for example, southwest neighborhood district office coalitions cost more than the grant amounts we had given to the former not for profit coalition, council defunded after an audit found many improprieties. There is a significant lack of services. Civic life duplicating services by starting a land use and transportation might meeting on the night sweeney held it for years, why is this happen something why is civic life competing with sweeney? It does not make sense. And I had to file a grievance and civic life was unable to provide mediation services to us and help with communications. It was failure to help us resolve our communication and formal grievance. We filed our grievance September 28th, appealed to sweeney, standards I was supposed to file the standards. And yet, then, on

February 8th I was told that was not correct. Michael Montoya sent a letter out which I will give you. And explaining council districted him to run city run offices like they do there no city contractor serving for southwest. The city does not recognize sweeney having any-.

**Wheeler:** Claire you've made really good points and we'll look forward to your subsequent letter as well. We appreciate it. Thank you for being here.

**Coleman-Evans:** Okay. Thank you.

**Wheeler:** Next individual, item 257.

**Clerk:** Request of Diana Gutman to address council regarding egregious selectivity by Portland police.

**Wheeler:** Good morning.

**Diana Gutman:** About morning. I'm just going to start into my testimony. My name is Diana Gutman. While recovering interest invasive surgery, my husband and I drove four days across the country to Portland, Oregon to look for a friend who had gone missing. He had been last seen January 27th and officials first missing person's report filed on [ inaudible ]. Case 22-901. His mother was unable to get assistance from law enforcement even for determining whether her son was still alive and reach out to us for help. We contacted the phone company to see if they can give us some one else on his account, any information as whether his phone was active just trying find out if, just trying to find evidence he might be alive. The representative was very understanding of our plight and commiserated with us and saying they had the purpose but could not work with us unless law enforcement was involved which, they won't confirm whether or not her son was alive, being they learned he was alive. And another friend who was searching who was, spear heading the search reached out to 29 to see if they can search camera footage. To find an officer willing to post a hissing persons flyer but could only assist further with law enforcement involvement. We didn't know our friend's state of mind so we visited locations we thought he might go in to pursue safety. We stopped by a place

we had lived and learned only one week earlier, one of the current residents was preventing from entering her home because of a man against whom she had a restraining order was parked outside of the building to intercept her. Management called the police and recall in officer would drive by because they didn't want to intimidate the man against whom a judge and court of law signed a restraining orders. This reopened a personal wound in November, 2018 a tended Portland awards in possession of a restraining order against the man had raped me and took me on a networking of trips in Canada. The coordinator of the event told me I had to believe I was making the man uncomfortable. I showed me my protective order she took to the directors of the event and said the police had been call and under the circumstances I would be the one that needed to leave or I would be escorted from the property by law enforcement. Three and a half years later the experience of a resident in court had appealed for and granted a protection order suggests this is no longer the case. We are not asking for a corrective apologies for responses and lack of assistance to their distressed mother we're not asking her relinquished to the pat on the back for a job well done. When that job was done by someone else entirely. We're not asking that they apologize for not enforcing a protective order. We're not even asking for a pay reduction. We're only asking that they fulfill their function and that the does I of Portland does a thorough investigation on all open cases at the Portland police bureau and monitor their work and effort and selectivity of cases that are addressed. Public safety is a community effort and the city of Portland deserves better.

**Wheeler:** Thank you for your testimony. I appreciate it. As the police commissioner I hear you. I will acknowledge that our investigative unit was inadequately staffed. We have added an entirely new investigative unit in the last year, we're trying to staff up other parts of the criminal investigative unit so nobody falls through the cracks. I agree with you 100%. Every case deserves full attention. I'm sorry this case did not get the attention that you and others believed it deserved and I just want to you know I'm not

to do any things you don't want me to do except to acknowledge very heard you. We see the problem and we're taking steps to rectify it.

**Gutman:** Thank you, Mr. Mayor.

**Wheeler:** I appreciate your being here today and your partner, friend as well.

**Gutman:** My husband.

**Wheeler:** Thank you. And he has very good taste in ties I note. Appreciate your time here today. Next individual, 258 please.

**Clerk:** Request of Glenn Gutman regarding egregious selectivity by Portland police.

**Wheeler:** All right. Your moment.

**Gutman:** Are you able to hear me?

**Wheeler:** Loud and clear and you look good.

**Gutman:** My name Glenn Gutman and I heard everything you said to my wife. Thank you. I also enjoy this tie and just some other events that went on during our visit back to the city. So we went to visit Portland to help find a friend of ours that had gone missing. His mother received a missing person's report. Verizon said there is a team but they can only work with law enforcement. We went to visit a place we'd live and learned a restraining order had been met with a refusal to enforce because they didn't want to intimidate the man. But that same week, while there, the my wife was visiting a friend living in the pearl district and our friend received a text message saying police had been called because there was an unknown person of color stowing his belongings on a porch. Within an hour the police arrived to chase the man off the property. We don't know what became of his belongings but the contrast between those two is very alarming. Refusal to enforce an order by an Oregon state judge and rev preference for chasing helpless minorities off of wealthy properties just, it's so egregiously selective. Ecclesiastes 4: One. I returned and behold tears such as were oppressed and have no comforter. On the side of oppressors there was power but had no comforter. Exodus 23-6 do I not deny anyone injustice because he was poor. Our friend was located by

police, they gave him shoes and a tent and a ride to a hope center. They didn't realize he was considered a missing person. A stranger saw our flyers contacted us and we were reunited with our friend. While bringing him to live with us he and his mother were called and scolded for not reporting he had been found. Our friend didn't realize he was missing and it boggles my mind anyone would think his mother would call to update the report after how it was communicated to her the report existence serve no purpose at all. And Deuteronomy 16-9 you're not to show justice or accept a bribe for a gift blinds the eyes of the wise and twists words of the upright. Ecclesiastes I said wisdom is better than strength but no one thinks of the poor as wise or pays attention to what they say. It's better to listen to the quiet words of someone wise than shouts in a ruler and proverbs 22-2 the rich and poor have this in common. The lord made them both. Thank you for your time. I appreciate your attentiveness.

**Wheeler:** Thank you. I think commissioner Hardesty has a comment as well.

**Hardesty:** Thank you, mayor. And thank you, Diana and Glenn. It's good to see you both again after two years of living in this box, it's nice to see you happy and healthy. I want to acknowledge that it is not okay when you call the police and say have you a restraining order and they tell you they don't want to make the person the restraining order is against uncomfortable. That not a legal by defensible response when someone calls. When a judge issues a restraining order it is a hard thing to get. And if a judge issues it, I expect our police to actually be very responsive. And not have the excuses you continue to hear. I am sorry. I know your own experience, Diana was horrific. And here you are, back, trying to help a friend. And you are getting the same interaction. It not okay. It not acceptable. And I look forward to a day where no one comes and testifies here that is the experience they have had with our police force, thank you for being here. And thank you, for taking care of each other. And you look good. Tie notwithstanding. Nice to see you yes.

**Gutman:** Thank you.

**Wheeler:** Next individual please 259.

**Clerk:** Request of Lauren Everett to address council regarding Portland tenants united proposed tenant protection ordinance to address urgent issue of landlord harassment.

**Lauren Everett:** Hi. Good morning commissioners and mayor, thank you for the time. My name Lauren Everett and I'm a volunteer organizer with Portland tenants united. I'm here today to advocate for introduction and passage of the tenant protection ordinance. To address harassment and constructive evictions. This is modelled on antiharassment ordinances found in a number of California cities, including San Francisco, Berkeley, Oakland, Santa Monica, and as of just last summer, Los Angeles. It addresses bad faith landlord behavior intended to persuade a tenant to leave their home or to exploit the power imbalance in a conflict situation so that the landlord prevails. Having heard hundreds of stories over seven years I know this is unfortunately an all too common recourse when the law is on their side and it tends to increase in tandem with protective policies like relocation ordinance and eviction moratoriums. In our survey which had almost 200 respondents, 65% experienced at least one of the housing issues outlined in the proposed policy. Of those, nearly one half felt they're being harassed. Already a number of avenues including contacting rental services office, the rate of resolution was low and only 4% were able to respond and 46% issues not resolved. And additionally over half of all respondents experienced a direct threat to their housing stability in 2021 and 1 third of those individuals listed harassment as a cause of this precarity. Lastly, respondents indicated having a rental services office which compresses and investigates complaints is one of the top three policy priorities for 2022 and I present the finding because they illustrate an urgent need for support. These so called self-evictions result from harassment are an invisible part of the eviction crisis and just as urgent and consequential as those that appear on the court docket. Our current available resources are inadequate. PtU has been advocating over two years and have met with offices of the point and are with commissioners directly and our understanding

is that they're supportive of the policy moving forward. They've been advised by all commissioners as housing commissioner is expected commissioner Ryan bring this to council and we've been informed staff is reviewing it. It is a positive development and we're concerned that after two years of advocacy, this is not receiving the response it so needed. And we call on all commissioners and mayor to prioritize review, ordinance drafting and introduction for a vote as soon as possible. And to evaluate options for expanding the rental services office to make a proactive role in supporting tenants in Portland. Thank you.

**Wheeler:** Thank you. Appreciate your being here. Commissioner Ryan has a comment.

**Ryan:** Yes. Thank you, mayor Wheeler and will you for the remarks. I just want to highlight rental services commission will be taking this up in their annual park plan this year and commissioners are city council appointed community representatives with expertise in a variety of housing issues and topics and I look forward to their work and recommendations, thanks.

**Wheeler:** Thank you, commissioner Ryan. Next individual please. Item 260.

**Clerk:** Request of Leor Schweitzer to address council regarding landlord harassment tenants.

**Wheeler:** Good morning.

**Leor Schweitzer:** Good morning my name Leor Schweitzer a volunteer organizer and here to talk about the tenant protection ordinance which gives more information on top of what Lauren just shared. First thing I want to do, one of the things I bet to do as an organizer is respond to e-mails to for support. Many of those are addressing harass many. I want to give you examples of the types of harassment we hear tenants talk about. Many of these are bad faith evictions for things like spitting on the floor, having pet waste in yard or having leaves this the yard. And also, cutoff or turned off electricity, cutoff access to water, and took away or removed parking places, blasted music into the tenant's apartment into the middle of the night did repeated inspections or violating



right of entry. Refused to receive payments for required use of nonfunctioning web portals, changed the loss locks are from moving out, delayed access to hot water, water leaks, problems where there wasn't heat or leaking oil heaters, yelling at tenants, belittling tenants and hitting them misogynistic or racist comments and with little regard for behavior, these are the things we hear from tenants on a regular basis. And I want to talk about why this, and also, these different pieces are dispersed throughout the legal code, city, state, federal, and different spaces which make it difficult to talk about a general behavior the landlord is thank you playing towards tenants and this list not original. It's not an edge like Lauren mentioned we're late to the fame. There are other cities instituted tenant protections and issues and have what this would provide tenants on the sense of resource. And to result in outside of court. And what we've seen with relocation ordinance in general owe tenants are more empowered to address issues coming up, which is what we're hoping to create. Thank you.

**Wheeler:** Thank you. Appreciate your being here this morning. Why don't we go to consent agenda. Keelan. Have items been pulled off?

**Clerk:** No. We receive nod requests.

**Wheeler:** All right. Please call roll on consent.

**Clerk:** Ryan.

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye.

**Wheeler:** Consent agenda is adopted we'll go to first time certain item please. Number 261.

**Clerk:** Recognize 2021 green street steward award winners.

**Wheeler:** Commissioner Mapps.

**Mapps:** Thank you, Mr. Mayor. Colleagues, the green street steward program encourages volunteers to help maintain environmental services, pre storm water infrastructure tour, we're talking about our green streets and bio swells, and back in 2017, this program developed awards for volunteers that go above and beyond in categories like total hours volunteered, debris collected, litter collected and most valuable partner. The green streets stew wards team is grateful for the work of the community members who helped maintain our green streets and there more work being done we don't know about. And we're here to recognize three businesses and two community members who went above and beyond in 2021 and now, I'll head it off to Svetlana to address this year's award winner, welcome.

**Svetlana Hedin:** Thank you, commissioner, I'm trying to share my screen just a moment. Here we go. Can you see that?

**Mapps:** Excellent.

**Hedin:** My notes. Sorry. Well, good morning commissioner and mayor. Thank you for having me. My name is Svetlana Hedin. I work in the community engagement group and today, I would like to recognize our 2021 green streets steward award winners. The program was established in 2010, a six month pilot project in north Columbia neighborhood due to concentrated name of green streets in that area. The community members reached out to us, asking how they can get involved, in helping. Green treat landscaped areas are located between road and sidewalk and capture slow and filter storm water runoff and they help keep storm water and pollution out of our water ways and reduce risk of sewer backups into streets an basements. The program created a simple maintenance guide at the time from that moment we decide it was a good idea

to develop a city wide program and in 2012 that is what we did. At present moment it's still a citywide program. And we are 590 green streets adopted by 2038 volume will you be tears and businesses were adopted by sustainability at work one of the programs from the bureau of planning and Tuesday sustainability as a volunteer, green streets stewards are helping the city performing simple activities that include removing trash, debris from inlet so water can enter, the facility. And sometimes, we encourage people to weed and water in the summer as well. And, here are some resources that we developed. And we have a maintenance guide and activity log and where he are a very interactive video that we've created how to do maintenance activities for people that would like to spruce up their green street and plant vegetation in there. Here our shining stars for year 2021 businesses what went beyond norm is ha fuller investment real estate with picking up trash most dedicated stew wards for the business was Harper House Peterson Inc. with 21 and a quarter hours and debris champion is pbs engineering and environmental. \$315. Some community members are championed for both trash champion and dedicated Stewart and 70 hours logged in. And they build relationships with houseless communities that live in the wells and helping them to be stew wards of the sides just like commissioner maps mentioned these are just some of the work we do get logged in. There so much work done beyond that. That people do not report. And that we just don't know the exact numbers for those. I'd like to invite our community member and Kate Merrill, executive director of central east side industrial council provide testimonies. Thank you for being here.

**Kate Merrill:** I'll go first. The community and our invaluable partners and are what made this work possible. We started this program, it put up our bridge and there was regular dumping in the area and trash would flow into the drains going into our river and we less to work with the community on a more holistic solution. Through ideas of businesses, such ground score leaders we developed a peer led ram working with people living in the bio swales and engages people living there in the rebuilding and

maintaining these green assets while offering fair wages for work. 50 replanting later here we are proud to be here for your leadership on had project. Thank you, so much.

**Marti Yoder:** Good morning I'm Marti Yoder, we moved to Portland 50 years ago, I entered with the idea that every neighborhood is my neighborhood and that continued since moving to the south water front six years ago. One of the first people I contacted was Svetlana had ha and our relationship has gone well beyond bio swales since then. He's become my person for information and resources and I would like to say every city program she's referred me to or department performed in a very efficient and helpful way. I comment the city for that and if you have family with the neighborhood you know two special accessories are ease Lizbeth Caruthers Park and Willamette green way. And they're both used by residents, by visitors, by neighborhood Montessori school, and even provide a healing garden for cancer patients across the street who view Caruthers Park during treatments. Now, this takes a lot of upkeep so I noticed Josh Kennisston alone in Caruthers Park and asked him if he'd like volunteers. We now have 24 volunteers that adopted sections in areas they manage them and supervise them and their own schedule and degree of interest. This a very supportive part of the commune and we get expressions of gratitude for the way the area being maintained. I really clearly, we're not unusual in Portland. I think Portland is loaded with volunteers looking to for ways to be involved. I think to adapt the motto of clean and safe Portland I'd like to add clean, safe, beautiful Portland and I think that requires the efforts of the city and volunteers alike and I'm pleased to be one of those, thank you.

**Hedin:** Thank you. Does anyone are questions for us?

**Mapps:** No. But I want to thank volunteers for helping keep our environment and rivers clean.

**Wheeler:** Very good. That is a terrific presentation. Congratulations everybody, great work. And I appreciate the call to community action. That is great. And I recognize many of you from civic efforts in the past and we appreciate everything you do as engaged

citizens here and thank you. Thank you for bringing this presentation forward. Next up is item 262, please.

**Clerk:** Appoint Bruce Broussard, Kelly Holtz, and Tim Larson to the river community advisory committee for terms to expire April 12, 2025.

**Ryan:** Hello, everyone, thank you for being here this morning. It's my honor to turn the river community advisory committee formed as a result of city title 28 the purpose so partner with the city to help develop guidelines and apply them and providing community input to the director regarding river community including contractors and club members. Members are appointed by the city council to a possibility of serving a second three year term and I'm pleased to present candidates by RCAC members and will hand this off to David Tebeau.

**David Tebeau:** Thank you. We appreciate the opportunity to bring these qualify citizens before council. And with the intent of them serving on RCAC. My name Dave Tebeau liaison to the RCAC. And just background, these candidates chosen from six applicants through a thorough review process. And with these we'll have a pull compliment and be able conduct business at that point. And to he may be experiencing technology problems but Bruce is an African American who is lived at the Jansen beach for 26 years and served 26 years on the board as well as non-profits. We have Kelly Holtz, here with us, and she resides at Oregon yacht club on lower Willamette and served six years on the board at Oregon yacht club from secretary to commodore of the board and served on various river related non-profits over the years as well. And we have Tim Larson, recently come plated a three-year appointment as a council member on 20 year review of the charter and Tim is also very involved in advocating for residents on many fronts for the folks that live on the river. And with that if there is any question we'll be glad to take them if you have any. That is what we have.

**Ryan:** Thank you, David.

**Tebeau:** Tim and Kelly you're here and I have not seen Bruce.

**Ryan:** Right. Would you like to say a couple words on your desire to serve with this capacity?

**Kelly Holtz:** Hi. I'm Kelly Holtz I'm a resident, floating homeowner here at Oregon yacht club. A floating homage of 29 homes here in the lower Willamette and served on the board and was commodore for three years and very worked hard to meet everybody I can. And I have become a full blown dredge nerd. I love dredging. Anyway. My husband says claims I know everybody here, anyway. I'm excited to serve on the committee. Like I said as a homeowner, I look forward to serving everyone.

**Ryan:** This is the first time I have heard dredge nerd and I think it's great. Thank you. Tim?

**Tim Larson:** Thank you very much. I have been privileged to serve and met several hundred folks that live on the river and we've push hard to get the city of building codes for floating residences because the county had lax codes before and in regards to electrical wiring and sanitation, I'm happy to advocate for wonderful folks that live on the river. Probably in of the greatest ecological soldiers and people in contact with nature and I appreciate your trust in me.

**Ryan:** I'll turn it back to you.

**Wheeler:** This is a repot, I'll entertain a motion.

**Ryan:** So moved.

**Wheeler:** I'll second. Please call role.

**Clerk:** Ryan?

**Ryan:** Thank you for being here, I appreciate it and it was great to get to know you better in that moment. Portland is a river city. And having people with your expert ease and passion is a group that exists I have the pleasure of knowing people that live on the water and your words rang true so thank you for lifting this up.

**Clerk:** Hardesty.

**Wheeler:** She had to step away.

**Clerk:** Mapps?

**Mapps:** I want to thank Bruce, Kelly and Tim for the service on the committee and I vote aye.

**Clerk:** Rubio?

**Rubio:** I want to thank these dedicated volunteers for keeping our city health aye, safe, and green and clean. And I appreciate your willingness to serve and I vote aye.

**Clerk:** Wheeler?

**Wheeler:** I learned a new term today. Dredge nerd. I'll add that to the list of new terms, this experience is one I enjoy. And I also understand there is a lot of complexity that comes with living on the water. And so, I really appreciate that people are so thank you, all. I vote aye. We're three minutes early for next time certain and rather than wait, go to the regular agenda why don't we take a three-minute-ish break and come back. At where did it go? Here we are. At 10: 25. It's 10: 22. Three minute recess and we're in recess. Item 263 time certain first reading.

**Clerk:** Authorize Portland bureau of transportation to implement an event parking district in Lloyd.

**Wheeler:** Commissioner Hardesty?

**Hardesty:** Thank you, mayor. We have an ordinance before us today to start an event parking district in Lloyd neighborhood to help manage parking and transportation during large events at the motor center, coliseum and convention center and this is a operate opportunity to put our pricing options into action. And I are here with me Kristan from parking operations here to introduce the ordinance.

**Kristan Alldrin:** Thank you commissioner, good morning, my name is Kristan Alldrin in division of p got. Ordinance we bring today is to implement Lloyd center rose quarter that will function similar to the district around providence park, and in applying parking management tools and our manager will explain these approaches, goals, and benefits and can answer questions you may have? Kathryn?

**Kathryn Doherty-Chapman:** Hello and good morning. Thank you. I was introduced my name is Kathryn Doherty-Chapman here to tell but the Lloyd event parking district. So we're talk the current employed meter district here shown on the map. Next slide please. What is the purpose? The primary goal is to use price as a tool to encourage attendees to carpool tow. Vents rather than drive, or park on the street. This more expensive than it is to drive, or park on the street. So what is the problem? The parking can lead to traffic congestion and can lead to distracted driving to create unsafe streets and inconsistent travel time and reliability for everyone. And because it is free or only a dollar, there is a reduced demand to drive and park on street and Lloyd they can park free and walk a few blocks to the event. So we make decisions based on data and did a study on nonevent day and event day to determine when and where and what the issue was with event parking. So we saw in 136% increase on event day, on street parking occupancy rate. This means many blocks are full, so people are having to circle and drive around and very difficult if you're living or working or trying to deliver something so to address this, it will be in effect during days where there are events for 10,000 people. The event meter rate would be in effect from 5: 00 p.m. To 10: 00 p.m. Only on those large events in the evening and then, all day in the handful of events we have during the day and we estimate 90 events per year which most of this are in the evening. And there are a handful of weekends like car show and Comicon. And most events start at 7 and 7: 30s and end at 10: 00 so this makes sense to target the problem and we look at heater transaction data an saw most people were buying parking about 90 minutes before the start of the event. We're going to do adjust the rates up or down to get the desired performance. Where would the event parking district be in effect? This is the current Lloyd meter district. And we elect this area paced on parking study and conversations with our stake holders, next lied please. We've conducted representatives are Elliott neighborhood association, Lloyd community association and apartment building managers. And we've conducted door to door business outreach an attended business



association meet beings and had a survey with over 230 responses. People were informed of this and survey through direct mail and we have heard parking and traffic were issues and concerns of residents and businesses and most people thought the parking direct was headed in the right direction to address these issues and we heard there is a concern about residents in buildings that don't have off street parking and we're looking at addressing concerns threw partnering with our transportation ballot team and working on exactly what type of area would suit their needs and lee facilities offer discounts to people offering subsidized housing so p got staff will make sure residents know about the off street parking options as well. So with that we're asking to you follow the parking management just adopted and use increased meter rates and extend hours until 10: 00 p.m. And with that, I'll take questions or do we have invited testimony? Not sure. Thank you.

**Hardesty:** Mayor, what would you like to take our invited testimony first?

**Wheeler:** Why don't we hear the whole presentation up front probably prompting questions and it's your show.

**Hardesty:** Perfectly makes sense to me. So, we have invited testimony from executive director that will go first then we'll have Keith Jones, board chair of the Lloyd community association and have letters of support so we'll have those people speak and open it up for questions. Owen, take it away.

**Owen Ronchelli:** Thank you, commissioners and mayor, hello. We're located in the Lloyd neighborhood and very pleased after it was identified during the creation of the parking management to see the district moving forward and Lloyd and I use transportation based strategies reducing reliance on vehicle trips. And strategies are far more effective if paired with parking management. Between 8: 00 a.m. And 6: 00 p.m. We have good parking management, however, most blazer glams and concerts that happen fall outside of those hours and implementing the district will extend hours on collect days when peak level vehicle demand highest. And so having that in place is

going to be a strategic advantage to what we have, today. We believe it will encourage a percentage of folks, discourage a percentage of folks from driving to Lloyd's no these event venues and will decrease the number of people circling to find parking and we'll use revenues from on street parking and we're excited about the important opportunity to offer low income residents in Lloyd a program like affordable housing transportation wallet which has been successful this helping people use new transportation options and reducing household costs to them. We're excited about this and it's been a long time coming and when we need it most we don't have many tools available Tuesday, thank you, again.

**Keith Jones:** Good morning and thank you for bringing this forward. Kathryn has been fantastic to work with on this, my name is Keith Jones a resident of the Lloyd neighborhood and I'm also the president of the Lloyd community association. The Lloyd neighborhood is a special place for a number of reasons. It has a growing residential population which I'm part of helping to make the Lloyd an active community. And it's home to many offices and businesses. Which we look forward to welcoming back as a city reopens and is a gateway through the city and is a sports and entertainment district. Pre-covid I heard the rose quarter brought over 2 million visitors annually but importantly, the Lloyd has the left active transportation infrastructure tour in the city and I'm going to show this quickly if that is okay. This is where we have three lines of max, red, yellow green and blue line and five max stations traversing the district and you can come from Beaverton and northeast Portland. We have 22 lines of street cars making this successful anywhere in the city and not to mention bus routes throughout the area and we are a great biking infrastructure tour and our many green ways and that is about to get better with addition of the future green loop travelling along northeast 7th and 8th the bridge this summer, creating a better pedestrian connection between southeast and northeast Portland. If Portland is serious about reducing our emissions this is a fantastic way to do so. If you give people incentives to use it they will. And.

**Hardesty:** That concludes our public testimony.

**Wheeler:** Colleagues any questions at this point? Do we have public testimony?

**Clerk:** No, mayor.

**Wheeler:** All right. Very good. I appreciate the presentation and I was glad to hear there was a consensus reached on this committee. My concern is what happens when we have planners on one side and businesses it appear there is a good overlay that the goals under alignment here and I'm pleased to see that. Thank you for bringing it to us in that form. So, this is a first reading of a noon emergency ordinance moves to second reading thank you. Everybody for a great presentation. Next is another time certain. 264, please.

**Clerk:** Authorize agreement with clean and safe inc to provide policing services for clean and safe program.

**Wheeler:** Colleagues this is the second reading of this ordinance. Commissioner Rubio? Sorry. Go ahead.

**Rubio:** Do I make an amendment now? Or do I wait?

**Wheeler:** Let me finish the talking points just to get us sort of on, get everybody on the same page and so colleagues this is the second reading. And this is a second section and community member feedback shared with each of your offices as you know this, item extends for two years and ceases financial relationship between the clean this extension allows for continuation of funding for four ppb officers in clean and safe district. I want to thank you representatives from the office of management and finance, and from clean and safe enhanced service district for being what, with us this morning in support of the item to put into this. Commissioner Rubio I wanted to have you introduce an amendment.

**Rubio:** Taking into consideration feedback from the public hearing, I move to amended ordinance as follows. Now, therefore, the council districts that the mayor be authorized to execute a new transitional agreement with clean and safe in longer than three years

in term in substantially the form attached to this ordinance exhibit a, except for reduction of the term mentioned in section 424 to 12 months. And upon approval of set form.

**Wheeler:** Commissioner Rubio put a motion forward is there a second?

**Hardesty:** Second.

**Wheeler:** Commissioner Hardesty, seconds. Why don't we go ahead and leave that open for just a moment? Commissioner Mapps?

**Mapps:** I have questions about the amendment.

**Wheeler:** I think so, and I think that is the main issue at the moment. So I understand we have representatives here from omf as well as Portland police bureau and clean and safe on this particular item as well.

**Mapps:** Sure this is the first time I'm hearing about this amendment and I'd just like to hear more about the intuition behind this proposal and impact on public safety. And as we take a look at the infrastructure tour, one thing top of mind is that last year we have had 31 people shot in old town and we have had 229 people assaulted. And I'd be curious to have a better understanding of whether or not this makes old town safer.

**Rubio:** I invite staff together to respond.

**Ricardo Lujan-Valerio:** Good evening, council I'm commissioner Rubio's policy director. Commissioner Mapps, thank you for the question. The important part to take into consideration here is that all parties, we understand that needs to be in a reasonable way and based on the community forum we heard from large portion of Portlanders that they do think police services should be seen as citywide services and we also recognize that for those shifts to April we had a chance to try to figure out what is a good sensible place to land on. And I believe people are in agreement of the motion.

**Mapps:** Is this your plan to make old town safer?

**Lujan-Valerio:** Moving forward to the shift all party as agree with and making sure the steps taken to finish this relationship between the district and ppb would disrupt the services in general so I don't believe that it would create an unsafe space in downtown.

**Shawn Campbell:** The way the contract designed it's not dissolving bike patrol unit but removing clean and safe financing rather moving it back into the city's per view so if data shows bike unit needs to remain within downtown district to maintain current level of safety is up to ppb to do that.

**Mapps:** Has this been brought through? What degree have we mapped this out? Feels a little bit improvised to me.

**Campbell:** We allow that to collect the data and that should be enough to get a good sense of what type of resources need to be westbound downtown so we tried not to have an immediate cutoff that with put at risk old town area safety without proper data making those decisions.

**Mapps:** Alright.

**Wheeler:** I just want to be clear, and true from my team participated in the conversations and he was in there to either support or oppose this effort. I just want to be clear on that. And commissioner Hardesty?

**Hardesty:** Thank you, mayor. And thank you, commissioner Rubio for putting in this amendment. I share concern that four years way too long to wait for a resolution to this matter. Reality is that we are police assigned downtown. Whether or not clean and safe pays to for bicycle cops irrelevant vent to how the bureau will deploy police officers as needed and I think three years is so long and can anyone tell me how many firms are operating today because my biggest concern is that we have a lot of people run be around had armed he can city uniforms with no control. Can you tell me how many are operating downtown? Shawn. Do you know?

**Campbell:** I don't know the number individual guards are required to be licensed there is no licensing of companies so it's hard to different investigate what exists. I know there is well over 150 security companies operating.

**Hardesty:** Many are gmail companies created overnight with no oversight and in accountability. I'm hoping my colleagues will join me had adding to our legislative agenda next year regulation around private security so we'll know who is running around with weapons supposedly protecting people and I'm concerned about this that we have no control of. The question, clean and safe has been operating this year for a bazillion years and is downtown safer? Probably not. And so it not a 0 sum game to assume it the answer for security downtown. Thank you.

**Wheeler:** So my 2 cents here as well, and again, I appreciate and think it's a great thing we don't agree on issues all the time. I view this differently. The way I view it is that there is a proliferation of private security in old down and downtown, in direct pro portion to the public believe we're not providing public security through the police. The funding of adequate police officers. And as you know from my perspective, we're under staffed and what is not being overtly addressed here is there is in guarantee those officers will be funded. The funding would shift from green and safe to the city of Portland. And we've struggled as a city and they're willing to step forward and fund bike police officers regulated as any other, I see that as a welcome partnership. And so I am and thank you for putting it on the table. Steve, it looks like you are your hand raised.

**Steve Wytcherley:** Good morning. I'm the operations director for downtown clean and safe and just have a quick clarifying question about the amendment. Because the current transition plan looks at to years of continuing that funding and then, two years of a agreed upon goal to maintain service levels. Is the amendment looking at continuing the two years and then, one year?

**Lujan-Valerio:** 2 to 3 rather than 2 to 4.

**Hardesty:** In a year you'll have data so I would think that in three years we'll be transitioning away from this purchase of police officers. What is the magic of four years verses through?

**Wytcherley:** My understanding is that a two year funding allows time to collaborate data and get a better understanding for cause of service in the ESD. I think it's an evolving process paced on a number of variables that provide services and it does state that if personnel shortages with ppb dictate then they remain the right to maintain the right to reduce those officers.

**Hardesty:** So I'm confused. Supposedly we have an officer shortage now. If we have an officer shortage now, why won't be committing ourselves four years of a project which when today, we have officer shortages and possibly, those four cops will be deployed where needed.

**Campbell:** They have the right to move them and for clean and safe for specific officers after that time. The two years after being proposed to be reduced is just a goal set out, not something binding where ppb has to keep officers there. If they say they need personnel somewhere else.

**Hardesty:** I hear they're under staffed and having four more people on the street patrolling all over, what is the criteria you're going to use? The police will use? Captain Simon what is the criteria used? When you allude to the fact have you a sieve staffing shortage now?

**Captain Simon:** Thank you. One of the things is the need for call for service in other parts of the area. And this makes sure officers dedicate downtown area and call load now is higher on average than most of the city. Two years gives us time to get back into the trend to put more officers on the street and.

**Hardesty:** Thank you said after the two years? So you're assumption is two years those four bicycle officers will ride around downtown and after that you will see if they should be deployed elsewhere?

**Simon:** Without that, it will be last two years at least.

**Hardesty:** Thank you that helps me a lot.

**Wheeler:** Commissioner Rubio, thank you for your patience.

**Rubio:** Thank you. This was an amendment, a friendly amendment to sort of bring us together and I vote for the contract and I wanted to make sure the community feels their voices are heard as they move forward and so this is a good faith effort to continue to transition responsibly. As it was planning to do anyway. So I wanted you to know it was in that spirit that we're moving forward.

**Mapps:** Thank you for that clarification. I don't know how many firms are downtown. I do know that 32 people were shot in old town and 239 people were assaulted in old town last year, I don't see how the amendment helps with any of that and.

**Wheeler:** Thank you, commissioner Mapps. Any further discussion?

**Ryan:** It sounds like people did come together and yet, when I am in live experiencing this I can't tell. Is this a collaboration with people? From police bureau?

**Lujan-Valerio:** Thank you. We'll again, this is coming are the input that we heard from the community forum about and there are numbers, 19 people showing up. And rate payers are concerned and we did have communications with Shawn and Shawn is able to shepherd communication with mayor's office and clean and safe so listening to the time frame concern are community. Sean. There anything you want to add to that?

**Campbell:** I'll say this was discussed with clean and safe and pdb. And I'll let them speak to that.

**Wytcherley:** You would like to say we're aware of the amendment and with the one year goal to maintain levels is helpful.

**Ryan:** Simon you're included as well?

**Simon:** I apologize, there is a smoking alarms going off behind me now.

**Ryan:** Do you need to go?

**Simon:** I hope I don't have to, but the fire alarm is going off outside of my office door.



**Wheeler:** You should go.

**Ryan:** That happened.

**Wheeler:** Let's set a good example. Did you get questions answered? Why don't we go on to commissioner Mapps and maybe someone else will be inspired to answer that question.

**Mapps:** I appreciate the public input and I am curious if you have done any analysis on the impact you have think this will have on public safety and after doing this should I expect more or fewer shootings?.

**Campbell:** Expectation is this will keep status quo for the next two years and it currently isn't available it's a big, confusing mess. That is the districts being booked at because of the lack of oversight and so I would say status quo for two years is based upon the data of what is the best course of action.

**Ryan:** There is no concern this will disrupt services as we see it, today in, old town?

**Campbell:** Not in the near term no.

**Ryan:** Thank you. That is what I needed to hear, thank you.

**Wheeler:** Thank you. You did get that answered.

**Hardesty:** He's still on.

**Ryan:** Safety is more important.

**Wheeler:** Captain Simon. Commissioner Ryan. Can you restate your question?

**Ryan:** Hello, I'm so glad you're fine. Were you included in this dialogue? And commissioner Mapps brought up points we don't want to do anything to lessen services is this amount threatening that? What I am hearing is that it does not.

**Simon:** We're supportive of bike units downtown. Two years is the number that we came up with for the paid for. The next two years gives us options and that was both statistical part and staffing levels hopefully we'll get back to where we can staff those without this contract. It's just we don't know what it look like 2 years downed road for us. The reason we went to two years is for that. To staffing as well as statistical analysis.

We're supportive of having bikes downtown. Citizens and businesses love seeing bikes downtown. So we'd like to have them it's just challenging to say yes, for sure we'll are bikes out that fourth year or not. At this point.

**Wheeler:** This is continued and a second reading if there is no further discussion, Keelan, please call roll on commissioner Rubio's amendment.

**Clerk:** Ryan?

**Ryan:** Based on what I have heard this morning, I will vote aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Based on what I heard today, I vote no. One thing clear is this introduces uncertainty even if pour years out given the fact we have dozens of shootings and hundreds of assaults downtown I think people who live and work downtown deserve more reassurance and support from the city on public safety issues.

**Clerk:** Rubio?

**Rubio:** This effort was really collaborative with the parties today and effort to be responsive to community that does not disrupt our harm the program. This also is a shifting of responsibility back to the city. We should be viewing this and where I will support it continuing. And I want to thank Shawn for his work with us, and everybody that was collaborative captain Simon. And we go for your work on this and other offices that gave feedback. I vote aye.

**Clerk:** Wheeler?

**Wheeler:** I am not going to support the amount I want to thank commissioner Rubio who took into account testimony heard last Thursday. That being said, I just don't support the core assumptions behind this amendment. I think our city is struggling to reopen in part because of a critical shortage of public safety assets in our community. Our criminal justice system is on the verge of lapse. And we are too few prosecutors in

the district attorney's office and you are too few public defenders and we're seeing problems around public safety and that is having a negative impact on our ability to reopen our city. And I support the original ordinance but I believe this will be a detriment and I vote no. The amount does pass and with that I'll call the motion as amendments.

**Clerk:** Ryan?

**Ryan:** Thank you, mayor and commissioner Rubio. And this is confusing. And I think it was important that we have some real transparent dialogue. I think there is a lot of nuance in this and I want to thank Shawn and others who joined to add insight. Captain Simon in particular. The work to ensure transparency and accountability is disappointed there are mistakes and I want to acknowledge you covered it and figured it out. And have had community engagement. That is live. You learn from it and we've got great input. We've heard there are no disruptions and there will be more data in how to move forward and I was pleased to hear that. So what we have in front of us isn't perfect. And in our first responders which everyone is rooting for. Things aren't always perfect they can be a step in the right direction and I vote aye.

**Clerk:** Hardesty?

**Hardesty:** I voted no. Because we did not keep our commitment about how we'll change these es ds. I supported commissioner Rubio's amendment because it was clear the community wants to us do what we've promised to do. And we did not. I will vote no.

**Clerk:** Mapps?

**Mapps:** I joined commissioner Hardesty. Voting no on this. And I believe bike cops make old town safer. And when by have shootings and assaults in old town I don't understand we'd move in this direction.

**Clerk:** Ruiob?

**Rubio:** I want to thank everyone for working on this and their willingness to postpone this item until outreach occurred. I support it and a good opportunity to meet the community and move forward and I believe two years of data, looking at data sooner is better for the program as well, so we can recalibrate downtown. I vote aye.

**Clerk:** Wheeler?

**Wheeler:** As you know, based on the previous testimony, last Thursday, the office of management and finance held a listening session to ensure greater transparency as well as public engagement on this issue and while some community members voiced concern that this agreement with the Portland police bureau should be terminated more quickly, others raised concerns that doing so could jeopardize needed lease coverage for the neighborhoods downtown. I agree with that sentiment completely this, is a compromise reflecting both concerns. After two years, by June 30th, 2024, it does end ppb and clean and safe financial relationship in place since 1997. As you know, future counsel over next two years and ppb will gather additional quantitative data on activities to facilitate a safe and orderly transition of these patrols. As know current bike patrol officers continue to remain under command and authority and may be outside as needed and that is a important point to keep in mind. And I believe it meets goals of both Portland police bureau as well as clean and safe district. And therefore, I will vote aye. Thank you, everybody for a great discussion. We'll move to regular agenda 270.

**Clerk:** Proclaim April 10th to 16th to be public safety telecommunication appreciate week.

**Wheeler:** Colleagues before I read the proclamation, I want to thank members for helping to draft this proclamation. I'd like to turn it over to commissioner Mapps who led this effort.

**Mapps:** Thank you. Let's just give me a moment to pull up my notes. I have the honor of serving as commissioner and in charge of the bureau of emergency communications and our emergency communications rater play a role for those of us who live, work and

play in the county. Portland's emergency communication dispatchers and call takers are crucial and over looked members of the public safety system. Our teams worked 24 hours a day, seven days a week, 365 days a year and they every day, they save lives in fair view and Maywood park. Our call takers had added responsibility of serving through a global pandemic historic wildfires and I want them to know this council sees the work they do. And we're grateful for communications dispatchers and joining us Bob Cozzie.

**Bob Cozzie:** Good morning directors I am Bob Cozzie thank you for being here to appreciate the 911 telecommunicators that serve our community. The national public safety telecommunicators week is held to honor public safety personnel this is a time to thank the community and our professionals are dedicated, caring and compassionate and trained to handle virtually every emergencies situation. And they love their jobs and demonstrate commitment every day. And thank you to our bureau 911 professionals and thank you, mayor, and commissioners for the opportunity.

**Mapps:** Thank you. Back to you for just a second.

**Wheeler:** Very good. Thank you. Before I read proclamation, I want to get to comments from colleagues. Commissioner Hardesty and then, commissioner Ryan.

**Hardesty:** Thank you. Mayor, I just wanted to take a moment to appreciate Bob Cozzie. I had the privilege of having him in my portfolio and we'd have not created Portland police department without the dedication of bob and his team. It's been a team effort and I just want to say I wanted to take I moment to appreciate your leadership and since you've been there you've done an enormous job and you are a visionary. And thank you for being here, I know you don't do this yourself you have a bunch of great people working with you. I just wanted to take a moment to appreciate you.

**Ryan:** Thank you commissioner Mapps. It's timely recognizing our front line and I want to especially thank those who serve our city and acknowledge challenges over the last years and those that you continue to face as we speak. We know the number of calls have increased the first responder system. And is a evolving and a change that is

welcome. Community frustrations are high. You receive your professionalism and response does not receive enough attention you're a true first contact with the community to help them guide to help Portlanders connected. Thank you for all you do.

**Rubio:** Thank you. And I want to thank director and team for the great work they're doing and our employees not only Portlanders rely on 911 but police, fire, and the amount of detail is amazing and commendable. And so I want to thank everyone of you for the work that you do and I hope my time at council will be one to recognize the work you're doing. So, thank you.

**Wheeler:** Thank you commissioner Rubio. Now, I will read the proclamation.

Emergencies require police, fire or medical services which occur at any time and prompt response is critical to the protection of and preservation of property and public safety are the first contract for our communities calls, for help or emergency services, or concerns about life, and boac public safety telecommunicators are professionals with expert ease in police, fire, medical and dispatch protocols and whereas, they provide vital information and telecommunicators experience an historic 22% increase in call calls in just one year and answering 66,000 calls. And calls continue to increase during 2022. And have shown education, commitment and professionalism throughout the covid-19 pandemic. And we're grateful for the work accomplish and now, I, ted Wheeler mayor of the city of Portland, Oregon city of roses do proclaim the week of April 10th to 16th to be public safety telecommunication week and encourage residents to observe this week. Next, item 71, please.

**Clerk:** Appoint and reappoint members to the urban forestry commission for terms to expire April 21, 2026.

**Rubio:** Thank you, mayor the advising parks and recreation and city council on these are ought to value and reflect diversity of the Portland community. The folks we're going to meat have been selected to be appointed to the commission. Megan van de mark is being submitted to a second term. And staff are available to answer questions.

Before we take comments and questions, director Long would like to share words about each of them. .

**Adina Long:** Thank you. I am Adina Long sitting in for the city forester as she and the team continues emergency response to the 600 plus tree incidents occurred as a result of Monday's snow storm. And I'm pleased to bring this report to appoint three new members and reappoint a current member. As noted their biographies are noted but I'd like to note some accomplishments and credentials. Ivory is an experienced occupational health and safety professional an academic background in environmental management and public health, being awarded the chair's excellence award for public service and aimed at helping apply an equity lens to covid-19 work place respond. Melinda McMillan a landscape architect and works as an urban designer for Portland based architecture firm and she trained as a special educator prioritized access to public space and parks in volunteer and professional capacity. Roberta Jordanov has 30 years professional experience in field of natural resources, policy and planning, working with state and local agencies in Oregon, Wisconsin and California. Including managing citywide tree policy project which is establishing the first comprehensive tree code, title 11 trees. Megan Vandermark works for Portland awed upon as backyard certification program manager came after years at friends of trees and coordinated tree care efforts and in order to build all of the stories of our forest. And we appreciate the work of the urban forestry commission working with the had you and current members and I just wanted to say you are questions I'm welcome to answering them. And thank you for your support.

**Wheeler:** Thank you, any questions? Commissioner Rubio does that complete the presentation?

**Rubio:** That does.

**Wheeler:** Very good. Keelan any public testimony on this report?

**Clerk:** Yes. One person signed up.

**Wheeler:** Very good. Three minutes name for the record, please.

**Clerk:** Walter Weyler.

**Wheeler:** Good morning, Walter.

**Clerk:** Walter, are you able to unmute? Walter, you're still muted. Walter may be having technical issues. We can reach out and see if they're available. By e-mail.

**Wheeler:** All right. The wheels of progress unfortunately Walter continue to spin. And colleagues I don't know if anyone has a question for director long if not we'll entertain a motion this, is a report.

**Hardesty:** So moved and accepted.

**Wheeler:** Commissioner Hardesty moves. Can I get a second, this.

**Rubio:** Second.

**Wheeler:** Commissioner Rubio seconds. Further discussion? Please call roll.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Thank you commissioner Rubio for bringing forward he's nominees I vote aye.

**Clerk:** Mapps?

**Mapps:** I want to thank the volunteers who have agreed to serve on this important committee. I vote aye.

**Clerk:** Rubio?

**Rubio:** I again would like to appreciate parks and urban forestry staff and thank current commissioners for their work in persevering and expanding Portland's urban forest. City could not do this work without their expert ease and I vote aye.

**Clerk:** Wheeler?



**Wheeler:** I want to thank commissioner Rubio and urban forestry commission. This is important work. I vote aye and appointments are proved and report accepted. Thank you. Next item 272, please.

**Clerk:** Nominate David Martinez to the metropolitan exposition and recreation commission to fill a city of Portland position.

**Wheeler:** Colleagues, this is a resolution I'm pleased to jointly introduce had item with commissioner Rubio of course city liaison to Merck and Portland five center centers for performing arts to appoint David Martinez to fill remainder of a term that is vacated. Mr. Martinez's term will begin with May 4th Merck meeting and end on September 25, 2024. Merck is a metro commission with oversight of operations and planning three key regional visitor venues. Metro owned convention center and city own owned centers for performing arts theaters. He's critical in supporting travel, tourism and convention industry contributing billions in visitor spending in our city every year and supports 30,000 jobs hire. To give you an idea in 201, the figure was 5.6 billion dollars in economic contribution. And I look forward to hearing from Mr. Martinez this evening. With that, I'll turn it over to commissioner Rubio who took the lead and did a great job.

**Rubio:** Thank you. I want to thank you, mayor. And recreation commission for bringing this appointment forward and to Oregon convention center, Portland expo center and five centers for the arts. Now, I'd like to introduce David Martinez. Mr. Martinez brings years of experience in working in the community and David born to his parents and farmer workers and they came to go to college and his experiences compelled to enter a life in public service and education. A long time Portlander worked for several higher education institutions such as Portland community college, western Oregon university, Willamette university and ohsu as well as non-profits and government Oregon education investment board for commissioner deseppie and will be joining a role as deputy administrator for Washington county and was a founding member of the q center and Portland center of gay pride and founding member of the Cesar Chavez

leadership conference going 32 years strong. David has extensive event management and instrumental in a response for the huge community need that arose during the pandemic. And if this weren't enough continues to give back through mentorship and volunteerism bringing a critical perspective to the work of Merck. I look forward to seeing his impact on the important commission. For these reasons and more, and I can go on, believe me, Mr. Martinez has professional qualifications and experience necessary to assist in overseeing interests as a voting member of Merck and we're honored to have them represent us. I'd like to invite Mr. Martinez to share words.

**David Martinez:** I want to appreciate what you do and how your role makes an impact every day. And I'm an Oregonian born and raised. What brought me out is opportunity and also, a sense of responsibility. And my role had to do with access and so what I bring to whatever I do is thinking of individuals, communities and impact that happened when people come together. I see this Merck commission as critical. And there is the opportunity to broaden a person's experience. I think of my daily six, not daily but my regular 6-hour drive to eastern Oregon where my family resides that keeps things in perspective for me. I'm looking at impacts happening Portland and that are happening will you tell the state I am aware of the different experiences that people will bring. The Oregon convention center in particular is an opportunity to celebrate, highlight and connect so I am excited to bring in insight not just before event planning and management piece but looking at how we can make a greater impact in the lives of those visitors who will stay or more importantly, take experience back to communities and encourages others to participate and contribute. I'll stop there. And just, a lot of appreciation and willingness to serve. Which is critical in these times so I'll stop. Thank you.

**Rubio:** That concludes our portion.

**Wheeler:** Very good. Colleagues any questions at this time? And Keelan do we have testimony on this resolution?

**Clerk:** No one signed up.

**Wheeler:** Any further comments? Keelan please call roll on the resolution.

**Clerk:** Ryan?

**Ryan:** Thank you, commissioner Rubio. It's good to see you. Mr. David Martinez I had good fortune to know you over two decades and the city is fortunate and I know the city is fortunate to have you say yes to more service. You are a humble servant leader and I'm pleased to vote aye.

**Clerk:** Hardesty?

**Hardesty:** Thank you for bringing forward this fabulous candidate for the seat. Mr. Martinez I expect to you do fabulous things as part of the Merck commission and thank you for your willingness to serve. I vote aye.

**Clerk:** Mapps?

**Mapps:** I want to thank David for agreeing to serve on this committee and I vote aye.

**Clerk:** Rubio?

**Rubio:** David, I'm thrilled to have someone of your experience and capability in this role and I know you'll represent us well and make a charge. I look forward to seeing your perspective and thank you for your willingness to serve our city. I vote aye.

**Clerk:** Wheeler.

**Wheeler:** I want to thank Mr. Martinez for taking this on. It's a really important role in particularly so in the current environment of continuing recovery and from covid-19 and challenges we're facing visitor venues prior to the pandemic. And I'll send a letter to metro president Lynn Peterson asking her about the action and informing her about the city council's action and asking to confirm the appointment to Merck at earliest convenience so he can get to work and pull up his sleeves and represent the city in this important capacity. Thank you for stepping up as you have done in the past on behalf of the city of Portland and we're grateful to you. I vote aye. Resolution is adopted. Thank you. Next up 273, please.

**Clerk:** Next up bid for the cedar crossing restoration crossing for \$1,720,290.

**Wheeler:** This part of the restoration project bureau of environmental services identified a need to conduct stream and flood plain work that authorizes work that will help restore natural stream function and add habitat features to help slow down the speed of the creek and reduce flooding and erosion problems. Biko Taylor here to present the report. Welcome.

**Biko Taylor:** Mayor Wheeler good morning can everyone hear me?

**Wheeler:** Yes.

**Biko Taylor:** Excellent.

**Wheeler:** Loud and clear.

**Taylor:** City council approved an ordinance on January 19th that was ordinance 190679 the estimate was 1.76 million. And services published a bid on February 7th. And more excavation was the low bidder for that project and with award date of March 1, 2022. They did win the award. So let's just get down to what we all wanted to discuss on this project. More did meet the aspirational goal for the project but we know from mbe perspective they fell short of signing up viable candidates on this project and we fell short bringing them viable candidates owe we are minimal mbe participation on the project and at the letter of the law they did meet covid and I see your hand up commissioner Hardesty.

**Hardesty:** Thank you, mayor and director Taylor. I appreciate you coming prepared this one and next one, ways going to be having questions about and you are absolutely right. When you say a 1.7 million crime track that less than 30,000 gets into the hands of the people of color contractors is a pail your to live up to what we say we want to do in these I find it inexcusable we continue to contract with major contractors who refuse to make opportunity available for minority and women owned firms and is a another example of us not walking our talk. We talk about equity and diversity and I get tired of seeing these contracts to get a generous amount of money going to minority owned

firms and women owned firms. A contract that gives \$30,000 to people of color I see as a huge failure to the city of Portland and what our vision is around procurement. Thank you.

**Taylor:** Thank you for your remarks commissioner Hardesty.

**Wheeler:** Thank you, commissioner. And Keelan do we have public testimony on this report?

**Clerk:** No one signed up.

**Wheeler:** Very well I'll entertain a motion.

**Mapps:** So moved.

**Wheeler:** Commissioner Mapps moves, I'll second. Any further discussion. Keelan please call roll.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** No.

**Clerk:** Mapps?

**Mapps:** I want to thank director Taylor for his work on this contract and I share the disappointment in how dollars are distributed. And our owe think we'll learn about projects and later today and for these reasons and.

**Clerk:** Rubio?

**Rubio:** Thank you for this bringing this forward. I share sentiments of colleagues and disappointed this falls short of what we're hoping for and in the effort of moving it order, I will vote aye.

**Clerk:** Wheeler?

**Wheeler:** I appreciate this being brought forward and I vote aye. Thank you. Report accepted. Item 274 please.

**Clerk:** Accept bid of T Edge Construction ink for Columbia children's arboretum improvement projects.

**Wheeler:** Part of the Columbia children's arboretum improvement project, this report authorizes to address 15 of the 28 barriers and amongst improvements, parks will create an ada accessible linear trail through the park, bus drop off and turn around. Ada parking and site amenities and drinking fountains and benches as well as nature exploration spots. And director Taylor is here to present the ordinance.

**Taylor:** Thank you, mayor Wheeler. Again, city council approved ordinance for this project January 12th bureau estimate is \$2.25 million. And issued a bid on February 2, 2022, and due date, March 1, 2022. And we received five bids. T edge construction was the low bidder and recommended awardee buy the bureau. And their proposal came in at \$1.676 million. Which was 34.25% under budget. Again, to the letter of the law, t edge to meet the co-bid goal with 33% and again this, particular contract fell short of our goals with only a \$6,000 award to rock and road construction project on this project. And so again, I'm taking responsibility for this project. We intend to bring initiatives to council. To hold firms like t edge accountable for this participation not only today which we'll get started on some of those initiatives, but also, in the future bring more aggressive solutions to council so we can advocate in the future, commissioner Hardesty?

**Hardesty:** Thank you. Here we have a \$2 million contract with \$6,000, to a minority owned firm. How can anyone say this reaches our goals of making opportunities available. And I'm appalled this contractor has 33% covid certificate bid firms that could find one person of color an African American for \$6,000. \$2 million, \$6,000 subcontract out of the contract is woe fully inadequate and director I hope what we're going to hear later is going to make sure that nothing like this ever comes back to this council again. I hope what you're going to present to us is make sure I don't are to look at contracts like this on paper that meet our goals. And I don't see that in these contracts coming up and

I've to the to tell you. I don't blame you yet. Director Taylor because you're must but I would not let this go by without putting this on the record this not acceptable. And should not be to anyone on this council. Thank you, director Taylor.

**Taylor:** Thank you for your remarks commissioner Hardesty. We'll present items to council that we hope will get us closer to our goal of not only preparing companies with viable policies but holding them accountable when they fall short this, is the beginning of what going to be a long evolution and transformation and I appreciate your remarks commissioner Hardesty.

**Hardesty:** And I appreciate you. From day one, you are taken responsibility for a system did you in the build. You and.

**Wheeler:** Thank you, colleagues any further discussion? Keelan, I can't remember if I asked if there was public testimony?

**Clerk:** No one signed up.

**Wheeler:** Very good, I'll entertain a motion.

**Rubio:** So moved.

**Wheeler:** Can I have a second please?

**Mapps:** Second.

**Wheeler:** Commissioner Mapps seconds.

**Clerk:** Ryan?

**Ryan:** Thank you, director Taylor first of all it's good to see you. And just want to emphasize I share sentiments that are been shared with you from colleagues. And I look forward to items where we can take action and I vote aye.

**Clerk:** Hardesty.

**Hardesty:** No.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Thank you, director day already for bringing this forward. I'm eager for the work to happen, I'm, too, as pointed this falls short of goals and I appreciate your comments and we'll work better together to make sure that this moves forward for our bureau. I look forward to seeing stronger representation of bipoc covid certified firms and we're taking steps to ensure we do more moving forward and appreciative of dr. Taylor's upcoming recommended changes that will challenge us and push us to move into that direction. So because this needs to happen and I vote aye.

**Clerk:** Wheeler?

**Wheeler:** I vote aye. Report is accepted. Thank you. Keelan. Could you read items 275, 276, and 277 together. Please.

**Clerk:** 275, Authorize a competitive solicitation process for a disparity study an contract not to exceed \$1 million over five years, 276 authorize chief procurement officer to pilot inclusive contracting poll says designed to attract firms owned by black, indigenous and people of color and women owned firms to increase eligibility for contract opportunities and expand opportunities for business development and foster wealth creation for practices and equitable economic opportunities and 277, adopt a regional work force agreement and contracting program for alternative public improvement contracts with engineers estimate valued over \$5 million and direct chief procurement officer to implement agreement requirements.

**Wheeler:** Thank you. Keelan. That is a mouthful. I'd like to provide introductory remarks on these before handing this back to take through his presentation. So 275, authorizes procurement services to conduct a request for proposals to do a disparity study. The last disparity study published back in June of 2011. The Portland metropolitan area has grown and changed over the last ten years and have needs of so called disadvantaged firms. And this study will allow current market data to tailor social equity programs to better serve bipoc firms as well as the community. And item 276 to improve it's approach to certifying bipoc firms and increasing utilization on contracts. The ability to



allow bipoc firms to apply to agencies provide alternatives so covid certification. In doing so, they're able to take advantage of member benefits and networking events. And in the last item, 277, offers strong protections for bipoc and women owned firms and includes antiharassment protections to ensure they feel safe and welcome on any job site. This is of note it features one of the first in the county and I will pass this off to our chief procurement officer bito day already to provide greater context. Welcome, again.

**Taylor:** Thank you. Today veal a brief overview and as mayor Wheeler summarized and we'll go through quick facts and outline how they align with our core values here at the city. Owe agenda today is that we'll look at the strategic plan. I want to reiterate one point. The plan happened way back in 2021 another input was a city audit and we utilized voice of the community over the last eight months to day already our strategic plans well. So. It rim brought before you today are part and parcel of inputs, audit, work session and Royce of the community and so lee ordinances we've gone through but I just want to add in context to each. The ordinance for piloting an expanded program will provide expanded certification options for businesses and second to prove publishing of a study simply to build on mayor Wheeler's remarks we want to show the city of Portland changed last ten years and we want updated data and that can allow to us to tailor our social equity programs to advocate on behalf of the community. And we're going to talk about an ordinance to adopt a regional work force equity agreement that centers work force development in strategy and helps revise safe and antiracist work spaces for women and people of color and one challenge we've gathered from the community is that we're having trouble with women and people of color being retained and that is an issue we hope rwea will address and lastly, we'll hear community testimony from partners that I have collaborated with and also, on these ordinances, and we'll open it up for q and a and to address questions around in ordinances that we presented here and we'll give opportunities foreclosing remarks. When developing a

procurement plan we want to value a community and audit and identified nine items and those will help us become antiracist procurement organization and that provides equitable opportunities in contracting and that a few of the ordinances thinks this audit and community input are, we'd like to become an organization that maximizes payments and contracts on bipoc businesses by providing opportunities and reducing barriers to contracting and improving our social he can witness yeah programs and another item is that there is a crowded landscape and provide opportunities for more truncate add approach to social equity and more resourced in the program. The mbe certification program. We want to provide more certification options to supplement covid certification and I rye it trait, supplement this, not a replacement. Merely a supplement for partners. We feel this does align with our city core values, equity, communication. And firms of color receiving certification may be counted towards utilization on ifs and services contracts and we peel those will provide wealth building in the city of Portland and to build on and by true edge and more, and to fund one of the contracts we fell short this, is a pilot. Let's reiterate that. During that pilot phase from april 2022-24 we'll address social distancing program data looking at number of bipoc businesses we're able to partner with as a result of this and look at number of businesses that bid on ifs and services contracts and also leverage community to ensure that this is effective. One key point during part of the process we'll pilot with organizations, one is a northwest minority development counsel, another is enlist and have access to an additional 33,000 across the region and that will expand our preach with our goods and services portfolio. So we feel this will help us reach our goals had the goods and ofses area. An ordinance to improve publishing of disparity study. City of Portland has a responsibility and I am in the an economist but we've grown and we know many of the firms changed in ten plus years but how has it changed? We can't confidently answer. It's imperative in deciding which will be employed during this study. We know the studies was conducted in a different manner and want to ensure the

community council that ceo and experts will guide the process and we want to ensure accuracy in how that conducted. We want to know where we are. A study supporting possible goals and we immediate that data to understand how to continue to tail lower our programs to the needs of our minority business community and presenting an ordinance to adopt regional work force agreement that centers work force development and creates safe work places for women and people of color. We know if women and people of color don't feel comfortable on job sites we are to ensure our work force driving and growing and benefiting from those opportunities. I want to highlight 16 other agencies collaborated on this agreement and from these efforts the c2p26789 framework was established to establish common goals and values in 2020 my staff recommend the city that negotiated with Columbia pacific raids counsel and trades to ensure there oversight we just went over failures around mbe. And we're bringing a regional approach that going to help not only holding us accountable but we know we're reading from the same sheet of music and come in as a united front and so rwea is a true beacon of collaboration in our region. Quick facts about the equity agreement we need to keep women and minorities on this these jobs and shall have no tolerance for that and we know our core values of antiracism and equity leads here but we want to ensure after this is signed, we will hold you accountable. Key measures, published united stating contracting methods. How to pro rid better opportunities for better wealth building opportunities for firms? The percentage of women in Florida in city projects we are to hold ourselves accountable for and percentage of women that are retained on projects, key point data we want to make sure we're measuring who retained and lastly, percentage of mbes at journey from apprenticeships. Commissioner Hardesty. I see you have your hand up and very colleagues on board to answer questions.

**Hardesty:** Thank you. Can we go back one slide, please?

**Taylor:** Yes. This one?

**Hardesty:** Yes. Perfect and I know what makes regional he can witness yes work is there is ongoing evaluation of who on the job right? So how do you see this process working in Realtime?

**Taylor:** We'll onboard and assess candidacy at the pre-bid phase and we're lucky to on board our half yield fellow owe work on a construct going to allow us to utilize data to hold contractors available in a what meaningful and efficient and program costs and how it affects the ewa in the long term, currently using framework of rwea to tailor our processes to measure continuously--. Sorry about that. Commissioner Hardesty?

**Hardesty:** That wasn't me.

**Taylor:** That in the background there.

**Ryan:** Thank you. Good to see you. Okay. Resource assessment I love seeing measurements. Have you considered our population data? So my point is what is the denominator out there we're grow something looking at covid data in terms of apprenticeship rams so we know that there is more hope for this to continue to improve and I know we've focused on, there is a big stigma in education culture that prevents students from considering jobs in trades and construction and it's snag we were working on because it was unnecessary and unnoticeable. It's important to have a bigger picture population data about the upstream and two, are you considered having educators to work on had? The city can't do this alone. Just within our sphere of influence we work in an ecosystem that has been not helpful for many years. So.

**Taylor:** We've been fortunate to research out of the university of Oregon to set the table on opportunities that rwea will provide. We know we're falling behind on not providing opportunities in the labor market so we have leveraged research data, from partners like university of Oregon and Portland state. But again, that with realizing we're having a discussion to develop an mou on how this can help to us provide opportunities for students at Portland public schools using city of Portland jobs to impact work force to do our small part there and also, we're going to partner with maui, bpd and we are

strong partners in the region going allow to us build upon this rwea and work there for there. That doesn't answer your question in a comprehensive manner. I wanted to legality you know we've been collaborating with institutions of higher education as well.

**Ryan:** I appreciate that. And I want to be --.

**Taylor:** Looking forward to it.

**Ryan:** Because of my work in this area there is a lot of challenges and head winds and I will offer there are many school districts in the city of Portland and many of them offer more hope with curriculum. We haven't been here that long and the fact you're diving in this manner is very exciting. And I'd like to give you experience on the complications of the bigger picture ecosystem and then it's going to be difficult for the city to see numbers go up. It's complicated that you're part of and I know you know that. I'm aware of that as well. And would love to partner with you.

**Wheeler:** Commissioner Mapps?

**Mapps:** Thank you for that presentation and for this very important work. Very a series of technical questions I hope we can tick through quickly here. A lot of these are rooted in bureau specific concerns. The first I just wanted to get a sense of the degree to which city bureaus were engaged with and what concerns did you hear?

**Taylor:** We have agents and through that means we've presented and received feedback. And have received feedback on certifications so we have had valuable feedback from bureaus. I think Kathleen can probably speak more to bureau collaboration, being and rwea was in play many years before I got here right? So bring more context in how bureau partners working and were leveraged here.

**Cathleen Massier:** I'm Cathleen Massier with procurement services. And I'm compliance services manager I've been working on rwea. Regional work force equity agreement for last year and a half. And that was primarily those negotiations are closed and in early beginnings of the framework we did have several meetings with staff in review progress on goals, developing work force agreement. And implementing work

site antiharassment strategies, everything that involves this full idea of big picture cpp2 framework and we have had, you know conversations as part of the pair contracting forum. I think have had conversations in terms of had you this might impact projects. Right? Moving forward. So, those are still kind of ongoing conversations. I don't know if that addresses the full extent of the conversation but, or question. But.

**Mapps:** Do you know if you met with the bureau heads over our organizations on this?

**Taylor:** I don't have knowledge of meeting with chief engineers specifically. I think moving forward, with the construct, implementation, it won't be a heavy lift to incorporate them into this plan.

**Mapps:** That would be great. And bureau heads and water and chief engineers over there will be collaborative or what not. Just to come float the conversation. And I'm asking for folks working on projects and maybe just started a community benefits agreement and equity and inclusion plan and might be interested in pursuing the dark art of ea.

**Taylor:** That is a great question. Kathleen. Can you talk to us about how bureaus can partner with us in the short term to assess the candidacy of the upcoming projects? And how they fit into rwea?

**Kathleen Brenes-Morua:** Absolutely. Mayor and commissioners. For the record I am Kathleen Brenes-Morua, procurement manager and we anticipate we'll be ready to roll out the regional work force agreement sometime in May. There are conversations waiting to be had included them of how to best roll out this agreement. And there are projects that will continue to operate and where it has not been awarded we'll work to implement the work force equity agreement for those projects.

**Mapps:** Thank you. What happens to low bid?

**Brenes-Morua:** We have a process requirement where threshold had within at 10 million curing their planning phases of projects. We lower to 5 million to require

contractors to require bureaus to look at projects they have planned and where alternative delivery will best meet needs for the project.

**Mapps:** It's my understanding rwea will be figuring out how funds will to rwba and other projects?

**Brenes-Morua:** Those are conversations we're currently engaging in and will be pulling in representatives to determine as you move forward that community opportunities funding will be used towards supportive services and there have been no determinations made on how funding will be distributed at this time. It's more bringing in a conversation of what that looks like in the coming year. So it's been having those conversations with and will be bringing other stake holders together to determine how to move forward.

**Mapps:** Great. And I just have one last question. This is specific crick to ratepayer bureaus. If we take funds that come from back to you from utility bureaus, have they participated in this project? Does water or sewer services change in that system?

**Brenes-Morua:** Yes and no and I'm going to ask if Mac is on the call to step in to talk about the ruling.

**Mac Mahoney:** I'm going to bounce this question to Karen if I can. She lit investigated this matter. So he's on the call. So I did luck out.

**Karen Moynahan:** We got a report saying ten year rubric has been determined to be allowable so funds that are used for water bureau will be allow affordable for training disadvantaged workers and providing support to businesses that are certified and we have had examples of child care and bus passes and the court warned us, stick to those examples and now, we're thinking that is not in accordance, we're founding that two other categories we've lit investigated were for trades expenditures on trades used by the water bureau. In of you might remember we had a lengthy hearing on trades such as making this up, pipe fitters. So if water bureau needs pipe fitters but can't employ those people on the staff and every now and then needs to reach in the community

there will be more people in that particular industry to reach out. So commissioner Hardesty, time and again, I have heard new council say we need more workers so that is a very positive development when received that hearing and so if have you questions I can be excited to answer them.

**Mapps:** I'll ask staff and Mr. Mayor, colleagues, that is the end of my questions.

**Wheeler:** Colleagues we'll be taking a break after this. And apologize, I have had a request sometime ago and forgot and I just want to express closed captioning for several hours in a row is a very, very difficult thing to do. So I want to thank our closed captioners today. And thank you, for your patience. And commissioner Hardesty?  
Muted.

**Hardesty:** Oops. I was on a roll. See, you can't hear it. Thank you and for your work and time you've been here. And really had a question about this coep program started with \$10 million and we're asking to drop that to 5 million. I want to know what outcomes have been since prosper has been taking on this effort?

**Taylor:** I will lobby for meeting with staff in tandem with partners to present that data and that I believe Kathleen and team can compete an alternative contract without a dollar of coep fund. So I don't want to co-mingle and make it seem like a program that has to be funded by a particular bucket of money. To your question, I will not speak for my colleagues today on this call but would love an opportunity to present that to you.

**Hardesty:** I remember this was in front of the council to create that program and I know minority contractors were concerned that is a huge contract to get an opportunity to invest into their workers. To build these businesses so I thought it's a work to not do work and put threshold at 10 million. I'm interested because we had a lot of public testimony so we're going change it to 5 million but I want to get that question answered before I will say because of you I will support the disparity study. I have been around too long and have seen last two disparity studies done and placed on a shelf so I've been pushing back against a study but because of the work you have done, I have confidence



you're going to get the right contractor to get us the right information and women owned firms that don't get an opportunity to get any type of resources from the city of Portland and so it's not that we have to grow our own. It's not that we are to built businesses, we have to make opportunities available for those businesses that exist. And I know minority back after these are the best businesses to train them and we is a failed at the city to achieve those goals. I think had this gives us a road map to start down this path to make sure we're in the just talking about equity but making it available for firms that have not had an opportunity in the past. Very another question nothing related to three proposals in front of us. Are there contractors we'd like to highlight as being responsible contractors inclusive in minority and women owned firms and if they are i'd like to highlight them and reward them for doing this work and I think we have had a white majority contractor that received \$30 million to \$50 million from the city and they're in the able to find minority and women. I question why we continue to contract with them? We keep saying we have values but until recently in, one held anyone accountable for those values statements and how do we highlight contractors and eliminate opportunities for those that aren't? I'm tired of seeing contracts come through. You know? That we just can't find people of color. I don't know where they look. Thank you. That is all I have.

**Wheeler:** Do we have public testimony?

**Clerk:** Yes.

**Wheeler:** How many people?

**Clerk:** Looks like two people signed up.

**Wheeler:** Why don't we do that, and then move these to second. Go ahead. Each individual three minutes name for the record please.

**Clerk:** We have Connie Ashbrook.

**Wheeler:** Good morning. Afternoon, actually. Looks like you're still muted.

**Connie Ashbrook:** Am I up now? Yes. Thank you for your service to the city. My name Connie Ashbrook in southeast Portland. I'm here to speak in support of the agreement representing members of the community, equity an inclusion committee convened to monitor the goals of construction projects under community equity and inclusion plan. And besides myself Faye birch, Kelly Hanes, tom Pearson and Maurice Romiz many of you know me but for those that don't I'm the founder and former executive director of Oregon trains system, now retired and replaced by talented Kelly Cupchick. Very followed the work of the city in efforts to bring fairness to wealth created through city construction contracts since appointed in 1996. We recommend approval of the regional work force equity agreement. This agreement is aligned with the city core values of antiracism and equity is aligned with the city of Portland plan and important efforts. As we are seen on the ceic as monitoring he those projects contractors that don't want to follow city goals can take advantage of loopholes. Having a stronger program will fill gaps leading to increased development of the work force development. And will result on minority women projects completing apprentice ships and build a pipeline for the minority and women owned firms. Main reasons they drop out of apprenticeship and don't complete is lack of sufficient work hours. Thank you very much.

**Clerk:** Nex up, Twauna Hennessee.

**Twauna Hennessee:** Good afternoon, thank you, mayor, commissioner Hardesty, Mapps, Rubio, Ryan. Thank you for allowing me to join you this afternoon. And to provide testimony I represent metropolitan alliance for work force equity. I recommend approval of the work force equity agreement which you heard referenced as the rwea. It is a meaningful, powerful tool that can revitalize economic development and address educational gaps and historically disinvested communication happen to be communities of color, those with low income, diverse workers and in this agreement requires everyone on the site participate in antiharassment training and asks for protections in

bipoc firms who have a diverse force, levels the playing field giving everyone an opportunity to build wealth for families for generations still to come. At the table public owners, trades, and unions, sometimes, agreeing other times working through disagreements to arrive at a consensus and provides an opportunity for groups to serve on a oversight committee where the collaboration will continue. Through labor union apprenticeship and organizations, logistical issues will be minimized and projects completed on time and under budget. The work force agreement allows for us to work in a more inclusive and community centered way. And it the best tool not only for the city but for our region. And on behalf of the pacific northwest regional council of carpenters and work force equity I recommend approval of the agreement. Thank you for listening.

**Clerk:** That completes testimony.

**Wheeler:** All right. Colleagues anything else? Good conversation people asked great questions. Commissioner Rubio?

**Rubio:** Mayor, I see Nate McCoy on. Is it possible for him to speak?

**Wheeler:** If he'd like, Nate, are you there?

**Nate McCoy:** Yes, mayor, we are here. Would make one modification request if okay. If we can have four minutes since I'm joined by our coo. Many of you know her. If that is okay, mayor.

**Wheeler:** Always asking for an exception to make my job difficult. You know what? I will allow it. Because you guys always have something interesting to say. So go for it.

**McCoy:** Appreciate that. This is important today. Today for good of the order I am Nate McCoy executive director of the national association of minor league contractors, namac Oregon joined with molly Washington our coo knowing we're short on time I want to say I applaud the city for hiring Biko Taylor, he's been phenomenal to work with already and bringing a lot of innovation and I thank commissioner Hardesty echoed comments already. And we've been on this journey 0 years plus and found through some of my

efforts as well as organization's efforts have been a part of the study in the last 12 years and all have filled in many ways and what we've noticed is that on some of these studies we don't even use antiracism model that we are all talking about today. And we've seen they talk to a handful of people. Many working on city projects. More not working on them. Don't know these people calling them. And not answering the questions and some and they're working to tease out these traits we've seen that seem like we're rubber stamping processes and not talking to those most effective. And we'll have recommendations is that we start with the data what data points are asking about? We need to know who is out there. And namac could like to help out on that and we see ourselves working as one organization that should be part of the procurement right. Many of these consultants had friends in the state or somehow just continued to do the work and do it lackluster. Second. Certification process. Sorry. Let me allow molly.

**Molly Washington:** I saw that time ticking down there. I had to kick him in the shin. So Molly Washington. Chief operating officer for Oregon. And I have had the pleasure of working on this, these different initiatives and coming to see how this impacts you're community. And you know, one of the common themes very seen is that we're trying to get there and answer questions around work force diversity and ensuring equitable opportunities for contracts of color. An important thing no-to-note is the arc of ewea helps answer questions about work force diversity but doesn't answer the question around contracting so there some inconsistency there. We're going to have different way to approach utilizing contractors of color on the project. One thing we need to recognize is that our members our contractors are going to ask what is your definition of suck sis? But they say to us is that their definition is health and wellbeing of the community. So when they're looking for the work force they're on the corner of mlk holding up a sign their vision and value and goal is the people. So disparity study the city is lacking at doing and have been an alternative certification process those initiatives are going to help for the city to target who, who it is, as far as contracting

companies they're trying to up lift here. And to see that those companies may be exempt these initiatives are not opposing adversarial whites. They work together in unison. Thank you for allowing me to go over there.

**Wheeler:** Yes. I did notice that. But thank you. It's good insight we appreciate it. Commissioner Hardesty.

**Hardesty:** Thank you. I know we're about to break but I just wanted to appreciate Nate McCoy. Nate McCoy on the other side of the table for decades, having this conversation. And first words out of his mouth how happy he was to hire director Taylor I know we're on the right track. And that is not the norm. Did I hear you say you used to work or city attorney? Now, for namco?

**Washington:** That is correct.

**Hardesty:** You're real fine and I know Nate McCoy is grateful to have someone with your expertise working with namco. It's a great team. I look forward to what comes next. As we know, what is fundamentally broken in our system, will start us on a path towards more accountability, more transparency. And hopefully, more work opportunities. So thank you for being here today. And I got to say, thank you, again, director Taylor.

**Wheeler:** All right. Thank you. Everyone. I am 275. This is the first reading moves to second reading item 276 moves to second reading. 277 is a nonemergency ordinance. It, too, moves to second reading. Colleagues we have 1, 2, 3, 4, 5 more items what I'm going to try to do when we come back from break, assuming our closed captioner chooses to come back and able council clerk staff comes back I'm going to attempt to move this relatively quickly so we don't run into the 2: 00 p.m. Council session which could happen. A number of these are second readings, three are second readings. So I would just ask those who are making presentations in the final item to be judicious in terms of your use of time. With that, we're in recess. It's 12: 52. Let's come back just minutes after 1: 00 p.m. Ear in recess.

**Clerk:** Item 278 this is a second reading and we have already heard a presentation there has been opportunity for public testimony is there anymore business on this item?

Seeing none.

**Clerk:** Mayor may I read the title?

**Wheeler:** Yes. Please do.

**Clerk:** Authorize grant application for US Department of justice program bureau of justice assistance to assist police bureau to implement a body worn camera program.

**Wheeler:** Thank you.

**Clerk:** Ryan?

**Ryan:** Thank you, mayor. Colleagues I'm excited and seeing we're in legal proceedings with doj stemming from 2014 use of force settlement agreement one implementation of bod yeah worn camera policy, I believe we're uniquely positioned to be competitive for this grant funding and this grant application is timely and again negotiations body worn camera policy and should be located this all of the assistance we can get and I vote aye.

**Clerk:** Hardesty?

**Hardesty:** I am pleased we're applying for funding for body worn camera program. I want the public to be assured we'll not purchase one body cam before we have a body worn camera policy in place and it doesn't matter to have police officers with body cams are the footage not being used in the way intended and as doj has recommended this can an accountability tool to have help us have a better lease force one that the public will have confidence in. I'm happy to vote aye for this.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio

**Rubio:** I want to thank the city team for work on this and we're working to ensure contracts alignment with process we're engaging in foreign policy. These additional

dollars will be a lift of stress on our job funds and I'm excited for this opportunity. I vote aye.

**Clerk:** Wheeler?

**Wheeler:** In short there is no down side to approval of the item. We are required to implement a program. Submission will have phone shall funding to ease burden on the city. I want to thank the mayor and team for identifying this I significant opportunity and bringing it forward. I vote aye. Adopted. Next item, please. 279. Emergency ordinance.

**Clerk:** Remove 1983 date redirection impose by ordinance 158106 requires lots 1, 2, 3, 4, 5 block three Dekum court to remain as reek creational open space for the life of the Dekum court housing project.

**Ryan:** Colleagues there are 40 units build into 187 units of affordable units with this bond fund. With this project contributing towards the metro bonds goals and to prevent displacement and meet housing needs. We thank the developer of home forward for increasing housing opportunities for low income families and having spaces for residents to access service and lay. I want to pass the mic to housing director to talk about the project. Please take it away.

**Jill Chen:** Hi, thank you commissioner Ryan. Thank you. For the record, I am Jill Chen, housing investments and portfolio manager at Portland housing bureau and I adjusted to give the commissioners and mayor an opportunity to skip the presentation and touch on highlights given timing that we have. This is one of the 14 projects under the phb metro bond projects. It is a critical component of obligations to meet 1475 units creating almost 0% of the units and we're seeking city council approval to remove the deed restriction since city council approved this in the 198 #s. The project has a community board and reached out to conk corda as well as Kentwood neighborhood associations and no objections are been received regarding open space restrictions. This project has and there are multiple units for permanent supportive housing to address the homeless households and will meet all of php equity and contracting requirements

and with me is Jonathan Truitt, home forward director of development and community revitalization. And we're here to answer any questions that you might have.

**wheeler:** Thank you, any questions? Good presentation, any public testimony?

**Clerk:** No one.

**Wheeler:** Please call roll.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio.

**Rubio:** aye

**Clerk:** Wheeler?

**Hardesty:** I didn't hear my name. Aye.

**Clerk:** Thank you.

**Clerk:** Wheeler?

**Wheeler:** I vote aye. Item 280. This is a second reading but before we get that, I would like to make a motion to add an emergency clause to this item because of delay in passage would cause a lapse this services provided by the joint office Keelan. To you can read it.

**Clerk:** Amended joint office of homeless service intergovernmental agreement of Multnomah county to extend term of agreement.

**Wheeler:** Can I get a second

**Ryan:** Second. Aye.

**Wheeler:** Second from Commissioner Ryan. Please call the roll on the amendment.

**Clerk:** Ryan?

**Ryan:** Aye.



**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. Amendment is adopted any further discussion? Seeing none, please call roll.

**Clerk:** Ryan?

**Ryan:** Yes. Here we are, back. Thank you, mayor. And colleagues as I stated last week already many factors at play around the joint office of homeless services that require a one year extension, since last summer, staff from the city, including from my office, I want to thank chief of staff for the many meetings she was involved in and are being involved in amendments and I have had the pleasure of updating my colleagues about that. And the city has been and city dating for increased oversight, improved data and reporting practices and the city has been working hard improving our partnership to respond to homeless crisis. I have spent hours on this partnership and it's been obvious, joining that it needed to keep being repaired. And I've enjoyed conversations, with the chair and we don't agree all the time we continue to work together to try to build a better partnership that shows more alignment, clarity about roles and we do have a lot of know momentum going into what will be a important negotiation that will be in June looking at longer term. And 38 million in coordinated services the city and county made during the process is a great example and a glimpse of what is possible when we do work together. Joint office negotiations are still under way. And there are elections mapping this fall and we know the composite looked different and we feel it's wise to include these colleagues and I am grateful about the concerns around the joint office.

And you know I share concerns there no question we immediate improve the services it my hope to do just that homelessness continues to be a number one crisis and we owe it to keep digging deep and I lack forward to engaging you all as a path forward serving our city and our county, well, I vote aye.

**Clerk:** Hardesty?

**Hardesty:** Thank you for your work on creating a better agreement between the city and the county. And I know how difficult this work is. I know the pressure that you have been under to fix a program broken long before you have arrived at city hall. We're in the middle of election season and the next chair will be vital to holding accountable to show what city responsible are and what the county responsibilities are without us pointing fingers at each other but because we are having a contractual arrangement that is transparent and clear to the public and city and county employees. This is not an easy task you've been given but this is the right thing to do because by the end of the year we'll know who the chair will be and I are every confidence you'll start the conversation after election and we'll be in a better position when we approach. Thank you for the incredible work and thank you to county. For coming and staying on the table. I look forward to partnering with you, commissioner Ryan to get this right. I vote aye.

**Clerk:** Mapps?

**Mapps:** I want to thank commissioner Ryan for the work he and his office have done on this iga. I will vote yes for extending one year but I hope council does not wait another year before beginning discussions about deeper change has may be made to this agreements, first they extend and second, clarify process for hiring director of joint office and third, deal with a handful of technical issues I'm glad to support those changes. At the same time, over the past six years, this program changed a lot this, is the 13th time council amended joint office iga and elevated joint office from a program to department and I believe it's time to reevaluate the city's relationship to the joint

office. Here is what I hope to see in the next iteration of the iga. First we need greater clarity about the parts that are a county responsibility and that parts of the crisis which are a shared responsibility. We need greater clarity about how the houseless service system going to respond to issues like rise of houselessness on Portland sidewalks. And new generation of street drugs ravaging the community and epidemic of gun violence on these streets. And we need better data on services delivered by the joint office and cost of those and I look forward to having those conversations and had the meantime, I'll vote aye.

**Clerk:** Rubio?

**Rubio:** Commissioner Ryan, thank you for your commitment to this work. And your tireless hours and staff as well. And also, to chair and county for continuing dialogue. We need to be in partnership with one another to address our challenges of today. And I am glad to support this. This 13th amendment will ensure we're able to continue these conversations and work, also continues for the next year. City of Portland is invested to the work and I look forward to our continued dialogue and shared goals. I vote aye.

**Clerk:** Wheeler?

**Wheeler:** I want to extend thanks to commissioner and team that did theory best job possible at getting had you items put into this iga and that is an important step forward and I want to acknowledge the number of hours put into this. I'm grateful for the service. And that said I'm voting yes to approve the one year renewal despite reservations that I have as this stands today. Homelessness is my top priority to do more for those living outside, unsheltered had the elements and on our streets in squalid and dangerous conditions we need move pokes into shelter and ensure they're connected with whatever services or help and I keep reading about this being either or. It's shelter or housing and as long as we continue to bifurcate these critical components of a spectrum of services, we'll be doing this community a grave injustice. It must be a both and proposition. Interim director singleton and I met yesterday and shared our thoughts

and recognizing status quo not acceptable to me and colleagues as well. Commissioner Mapps did a good job of laying out questions I still have that are unanswered and there are conversations we need to have in terms of the priority of the office. I'm concerned the decision to make the joint office a county department having served as chair, I know that the county chair the chief executive officer for the county and chief human resources officer. For the county. And if this is a joint office why don't we have a full say in who leads this office and make decisions around leadership? That is just one issue. Agree with colleagues that there needs to be clarity on who responsible for what. I would like to know to what degree unsheltered beds are a priority for the joint office going forward and that conversation needs to happen and I will agree with commissioner Hardesty this, is an odd negotiation. Have you an assembly which is when we're negotiating with a point of contact and that individual will change in the next couple months around as those of you know who are polling the county chair race there some widely differing views of what our approach to homelessness should be. So I do believe it's appropriate to extend this for one year until that election is resolved and we know who is in leadership position at the county. I do believe we should commence the negotiations quickly. Already things we can start discussing today with director singleton and she expressed an interest in working with us and hearing our concerns and my reluctant favorable report is what I believe we need to do better to serve all of the people in the city. The people living on streets in inhumane circumstances as well as the broader community, unquestionable impacted by homelessness. I look forward to reconstituting this partnership and making necessary changes and I want to close where I've started. Commissioner Ryan, thank you for hearing the concerns of the council and carrying those into the negotiation. I vote aye. Ordinance approved. Next up. Item 281, please. Emergency ordinance.

**Clerk:** Reassign operation of southeast right of way between southwest nato parkway and first avenue to bureau of transportation and authorize a reduced lease rate to a ten year period

**Wheeler:** Commissioner Hardesty.

**Hardesty:** Thank you, mayor. Very David McEldowney here to speak on this matter.

**David McEldowney:** Good afternoon, mayor, and commissioners. I am David McEldowney, right of way management and permitting division manager. And I'm here to present an ordinance that the result of work between the county, Portland parks and recreation and bureau of transportation. I'm going to share screen with you here and try to make this super-fast.

**Hardesty:** If you need help we have the fabulous Keelan can help you with the -  
- you've got it?

**McEldowney:** We're getting close. So. Okay. What I wanted to do is I need one more thing and I'll be ready to go. Okay. What I wanted to cover today, what this ordinance does is two things. We want to reassign one block segment of southwest main street to p got and to approve a blee low market lease rate for Multnomah County for a portion that have right of way. You might ask yourself why p got is not in control of the right of way. So, I will explain that. But I'm going to show you a picture first this, is an overhead view. This is just immediately south of the world trade center properties and north of the west end the Hawthorne bridge ramps. What happened is that in 1987 the city of Portland entered into a lease with Multnomah County for a triangular portion of land that sat bee will he the highlighted portion north of the ramp from the bridge and west of naito parkway. A few days later, city council passed an ordinance to close that block of main street. At construct a parking lot and to city council assigned this right of way to parks and recreation to manage as a parking lot. Three points are covered the first three bullet points there. So past forward 30 years. City of Portland approved a block from the south to here and Multnomah County reached into the city wanting to terminate the

portion of the lease for their portion of the parking lot and approached the I about leasing the remainder of the parking lot from the city for use for the court house marking lot and security escorts for judges. So. I will show you the parking lot there today. You might recognize that. Just across from water front park. City's right of way is from the trees you see on the righthand side of the photo to the trees that you see on the left-hand side of the photo. And here an overhead view. This area is what we'd be leasing to Multnomah County for that parking lot. So what I'm asking for is once again, reassign this to p got so we'd manage this and then, so lease this to county at below market rate of p bot's rate of 2750. So what is in this for the city other than being a good partner to Multnomah County we have a few things. The county will pay us that minimum lease rate but in lieu of paying market rate for first ten years, they're going to construct a multi-use path that will take cyclists from northwest, excuse me, southwest naito parkway up to first. And this will be the parking lot when it is done. That dark gray swath you can see going from naito on the right to first on the left is the path the county will construct for us. Ask the county will compensate parks and recreation for future improvements to parking lot on the other side of naito parkway and construct approximately 500 linear feet of conduit for p bot and lastly, county will execute a quitclaim deed reversing interests in multiple properties that are owned by the city under control of p bot and parks. And so, with that, I will stop sharing. And, answer questions that you might have.

**Hardesty:** So I have a question. What is revisionary quitclaim? What does that mean?

**McEldowney:** Well, we have certain properties that we get from the county, occasionally or from o dot that contain a reversionary clause that says if we don't use them for public purpose they'll take them back from us. And so what we are hoping is that we'll get those removed, and then, it will be up to the city to decide what we want to corks sell the property, develop the housing, something different we can do that.

**Hardesty:** Thank you, that helps a lot. That was the only thing that stumped me in your presentation. Very concise, specific an to the point. Mayor, back to you.

**Wheeler:** Awesome. Thank you very much. Colleagues any further questions? Keelan?  
Do we are public testimony on this item?

**Clerk:** No one signed up.

**Wheeler:** very good. Please call roll.

**Clerk:** Ryan?

**Ryan:** Thank you, David for that presentation. That I vote aye.

**Clerk:** Hardesty?

**Hardesty:** Well done, David, aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Thank you, David for the presentation, thank you, commissioner Hardesty for bringing it forward, I vote aye.

**Clerk:** Wheeler?

**Wheeler:** Thank you to the bureau as well as commissioner Hardesty and her team. Great work. I vote aye, the ordinance is adopted. Last item, second reading. 282.

**Clerk:** Authorize bid solicitation and contracting with the lowest responsive and responsible bidder for construction of the pen ridge mains water mains project for an estimated cost of \$1,400,000.

**Wheeler:** Colleagues, any further discussion on this item? Seeing none, please call the role.

**Clerk:** Ryan.

**Ryan:** Aye.

**Clerk:** Rubio.

**Rubio:** Aye.

**Clerk:** Hardesty.

**Hardesty:** Aye.

**Clerk:** Mapps.

**Mapps:** Aye.

**Wheeler:** Aye. The ordinance is adopted and that completes our business for the morning session. I will see you all in 29 minutes for the afternoon session. We are adjourned.

**At 1:30 p.m., Council recessed.**



## 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.

April 13, 2022

2:00 p.m.

**Wheeler:** April 13th, 2022, afternoon session of the Portland city council. Keelan, good afternoon. Please call the roll.

**Clerk:** Good afternoon. Ryan.

**Ryan:** Here.

**Clerk:** Hardesty.

**Hardesty:** Here.

**Clerk:** Mapps.

**Mapps:** Here.

**Clerk:** Rubio?

**Rubio:** Here.

**Clerk:** Wheeler?

**Wheeler:** We have one item for this afternoon. Actually, why don't we hear from legal counsel for the rules of decorum.

**Adrienne DelCotto:** Good afternoon. To participate in council meetings, you may sign up in advance for communications. To briefly speak about any subject. You may also sign up for public testimony on resolutions, reports or the first readings of ordinances. The published council agenda at [www.Portland.Oregon.council/](http://www.Portland.Oregon.council/) agenda contains

information about how and when you may sign up for testimony. 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 others' 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.

**Wheeler:** Very good. Thank you. Colleagues, again, I apologize. You cannot see me today. There's something wrong with the camera. It's not responding. But at least you can hear me. That's the important thing. We have one item this afternoon. Keelan, item number 284, please.

Adrienne DelCotto: I think we're --

**Wheeler:** Sorry, 283.

Adrienne DelCotto: Yes, okay, thank you, mayor. Adopt the fy 2021/'22 spring supplemental budget and make other changes.

**Wheeler:** Good afternoon. Council will vote on our spring 2022 budget monitoring package, also known as the spring bump or sometimes just our spring budgeting process. As a reminder, this spring bump is one of three major budgeting pros that the city undergoes each year and it's historically compromised of true-ups and relatively small programmatic changes. These funds must be spent or encumbered by the end of the fiscal year, which is June 30th of this year. Any funds not spent or encumbered by June 30th, will fall into the ending fund balance. During last Wednesday's council work session, as you'll recall, we went line by line with the city budget office to review my

spring bump package, which included programs and projects put forward by each of the bureaus. After reviewing bureau budget requests a little over \$5 million in unrestricted contingent and about \$4.4 million in policy set aside reallocations remained for a grand total of about \$9.4 million. Last week's review also included a handful of new appropriations that I brought forward to meet urgent recovery needs with focus on the upcoming summer months, in particular. I want to express my thanks once more to my colleagues for their thoughtful engagement and collaboration on several of the items within my proposed budget. The proposed budget allows us to meet immediate recovery needs, while staying in alignment with our shared priorities of addressing homelessness, improving community safety and supporting shared economic recovery and prosperity. We will continue to thoughtfully engage today as each commissioner proposes amendments to the bump package that would tap into the remaining \$9.4 million of resource. I want to be clear, though, that city budget officer -- budget office director Jessica Kinard, has recommended that we reserve \$4 million of the \$9.4 million for personal contingent and current year labor costs, leaving about \$5.4 million remaining. I want to be clear that I agree with this recommendation. It's important to note that what we choose to carry over today rather than fund with the available \$5.4 million provides us with crucial resources later as we go into the annual budget process in the days ahead. I'm working to develop my proposed budget for fiscal year '22/'23, which is comprised primarily of one-time general funds, as well as requests. How we spend resources today will directly impact if and how we're able to invest in more robust packages within the coming fiscal year budget. We received requests for two to four times over the forecasted available resources for multiple revenue streams. For example, we received \$210.7 million in requests, whereas we only have \$104 million to allocate. Similarly, we received about \$30 million in requests for capital set-aside, but we only have half that much, \$15 million, available. We received almost \$39 million in requests from bureaus for one-time-only funds but were

forecasting that we'll have less than \$14 million to allocate. And finally, we received a little bit over \$27.8 million in requests from bureaus for ongoing general funds, \$27.8 million, for ongoing. But we only have \$200,000 available. As such, the available resources today will be critical in balancing our upcoming fiscal budget. We have far more requests than -- than what we can fulfill, and all available resources are critical. We need to ensure that all bump amendments focus on funding our most immediate needs within this limited time frame. That said, I look forward to hearing from each commissioner as we work together to pass this package. Before I turn this over to director Kinard, I want to quickly review the events. So director Kinard will review the spring supplemental budget ordinance. And then council will introduce and second amendments for consideration after which time we will hear public testimony. We have about 18 people signed up to testify today, as I understand it. Once public testimony is complete, council will then deliberate and vote on the amendments that have been put forth. Director Kinard, please go ahead and take us through the spring supplemental budget ordinance, as well as the amendments from council. Good afternoon.

**Jessica Kinard:** Good afternoon and thank you, mayor. Good afternoon, members of the council. For the record, my name is Jessica Kinard, I am the city's budget director, and I'm here with Robert Cheney from the city budget office to coordinate our supplemental budget process. Robert, if you could please advance the slide. So the mayor just provided an overview of the agenda for today. I will provide a high-level overview of the spring bump. I will then walk through the general fund contingent balances and include a high-level summary of the ordinance. We talked through what is included in the ordinance filed last week during the spring bump work session. So I won't spend a lot of time on it, but I will be available to answer questions if there are any. And as the mayor mentioned I we will put amendments on the table and have them seconded for testimony and discussion. And if it's all right with the council, it's been suggested I be the one that run through those amendments and enter them into the

record. If any commissioner would like to be the one that puts them on the record themselves, please just raise your hand when we get to that point in the agenda, and I'll be sure to turn it over to you. We will take public testimony, hold discussion, and finally have voting on amendments in the overall package. Next slide, please. So as the mayor alluded to, the spring bump, also known as the supplemental budget process, is primarily mentality to be a technical process that is focusing on ending the year in balance. So we have a fiscal year from runs from July 1 to June 30th. At this point, we're just looking towards that June 30th end date, making sure that we're ending in the year in balance, due to a number of technical true-ups, bureaus may request carryovers for funds, particularly in the general fund to make sure they can retain resources into next fiscal year to complete projects that were approved in prior budget processes. Peers are also able to ask for set-aside to cover current year personnel costs. They may recognize unbudgeted revenue, and then additionally, general fund contingent resources may be allocated to address urgent needs and/or prevent year-end overspending. Next slide, please. This is a high-level overview of the time line that we have gone through over the past several weeks. The spring bump is a very condensed time line and it happens at the aim same as we're developing the annual budget and so there is a lot going on. The thing to focus on, again, is that we are talking right now about the current year budget. Whereas an annual budget development we're talking about the budget that's going to be starting in -- on July 1st. For this particular process, bureaus submitted, they requested changes to the current-year budget on March 17th. Our office reviewed all of those requested changes, we made sure they were technically accurate, we reviewed the general fund contingent and issued analysis and recommendations on April 4th. We have a council work session on April 5th, and the mayor also filed his proposed bump ordinance on that same date. In the last week, we have been working with council offices to identify and construct amendments that we will discuss today, and then, of course, here we are on 13th at our spring bump hearing. Next slide, please. So prior to

the spring bump, before embarking on this process, we had some available general fund contingent resource that we had set aside for our anticipated need in the current year. And that includes our compensation set-aside account. This is funding that is meant to support the cost of living -- cost of living adjustments for general fund supported employees. Every year, we set this money aside in a central account, and if bureaus are fully satisfied, it is likely they will need this resource in order to end the year on budget. I have a light going on and off. And so -- and so when bureaus -- there is an amount set aside for each bureau, and they may request the funds and the funds will be allocated as part of the spring supplemental budget. Additionally, this year, because we had a number of personnel-related anticipated costs due to labor bargaining conversations, as well as a late sort of addition in last year's adopted budget with respect to cobra and merit increases, we set aside a little over \$12 million in the fall to make sure we had sufficient resources to cover these anticipated labor costs. And we made those resources available to bureaus, if they required them to stay in budget throughout the course of this fiscal year. We also started this process with \$3 million in unrestricted contingent, and \$12.4 million in policy set-aside. Policy set-aside are funds earmarked by the council for specific purposes. So there is a number of different purposes that are part of that group. But they all total to \$12.4 million. Before the spring bump was filed. Next slide, please. So at a high level, the mayor's proposed supplemental budget, as filed, the ordinance that you are considering today, includes the following allocations of general fund contingents. So it includes about \$3.85 million of new general fund allocations, as well as an allocation of current year contingent of federal arpa resources. The line item detail for those -- for that 3.85 and that 2.9 is listed below. And I'm not going to walk through each of those and talk about each of them. But just for transparency's sake, I've included each of those items below. The items with asterisks are the contingent, the items part of the contingent. In addition to these items that have been funded and what has been filed, there was also \$9.86 million of labor costs, funding for labor costs that

have been allocated and filed by the mayor. And then finally, there was about \$650,000 of funding taken from the earmarked policy set-aside accounts and allocated to bureaus to fund those specific things that have been -- the funding had been set aside for. Next slide, please. Another large category of changes that we discussed and walked through line by line last week were general fund program carryovers. And as I mentioned last week, this year we had a number of carryovers, more carryovers than we typically do. Largely because there was a large amount of one-time general fund resource that was allocated either in the adopted budget or in the fall bump, which was only passed four months ago. And so viewers are just simply needing more time to finish the projects that they have -- that have been approved for and they have in many cases began work for but will not finish before June 30th. So you will see that \$10.9 million has been filed to be carried over for those existing approved projects. And in addition, bureaus have taken the opportunity to identify fund they don't anticipate needing throughout the end of the year fiscal year and are asking to have those funds carried over for the items that they would like to see funded in next year's budget process. So those are new things in next year's budget process that we funded through underspending and \$5.1 million of those types of packages are currently included in what the mayor has proposed and what you all are considering today. Next slide, please. So with the changes included in the ordinance in front of you, this is where we stand with our contingent balances. So the mayor referenced this in his opening remarks. I think we looked closely at the digits. We ended up with a little bit of a rounding change in terms of the overall available resource is \$9.5 million in both personnel contingent and unrestricted contingent balances. As the mayor mentioned, our office has recommended we hold some of that back. Specifically, I would like to recommend holding \$2.5 million of contingent for current year costs. Mainly keeping an eye on some of our potential overtime costs that we may incur throughout the end of the year and other sort of unforeseen expenses. In addition, as we talked about at the work session, there is an opportunity we are

currently in bargaining with some of our labor partners, and there could be an opportunity to set aside some money to proactively plan for some of those costs, which would be fiscally prudent if possible. Then we have our policy set-aside. \$16 million for program carryover. This is simply just reflecting the amount of funding being taken out of the credibility year's budget that will be put into next year's budget to support those program carryovers I discussed on the prior slide. And finally, we are left with about \$12.6 of million in other policy set-aside accounts. Next slide, please. All right. And so if there are -- if there are any questions on the ordinance that you are considering before going through the proposed amendments. No questions at this time. I will begin putting the amendments on the table. So as I understand it, I will reads an amendment, and I will listen for -- let's see. Do I listen for a second?

**Hardesty:** I was just going to ask that. Are you expecting us to vote to have the amendment on a table and we're not going to discuss them until after public testimony? Is that accurate?

**Wheeler:** That's correct, commissioner Hardesty. So if I could suggest the following. Why don't you introduce each of the amendments, and upon completion of the introduction, ask if there is a -- well, I'll ask if there's a motion and a second. And then we'll leave them open for discussion, as well as public testimony. So we'll just introduce the amendments one by one, and if commissioners would like to chime in on any of them, they're certainly welcome to do so. And then we'll seek a motion and a second.

**Kinard:** Thank you, mayor. That sounds great. All right. So we will begin with the mayor's office. So mayor one, is a motion to make the following adjustments to supplemental budget as proposed to include carryover funds for the hearing's office. So this amendment would decrease bureau program expenses and the office of management and finance general fund by \$50,000 to be carried over into fiscal year '22/'23 to address a projected funding gap in the hearings office to reduce revenue from title vi appeal hearings and would increase set aside and balances changed, and



updates exhibits 1 through 5 as needed to reflect this change. And this does not affect general fund contingent. It is a carryover of currently available resources into next year.

**Wheeler:** And director, if I could just add a little color commentary here, as well. This was originally submitted and as unused revenue they can carry over for this purpose. And that's the purpose of this amendment. So I move the amendment, as you described it.

**Hardesty:** I second.

**Wheeler:** Commissioner Hardesty seconds.

**Kinard:** Great. Then we have mayor two, which is a motion to make the following adjustments to the supplemental budget as proposed to include additional funds for summer events. This would increase bureau program expenses in Portland's general fund by \$200,000 to venture Portland to distribute to community events citywide. It would reduce general fund restricted contingent by \$200,000 to support this request. This would bring the total allocation -- the total allocated to summer events to \$635,000. This includes approximate sponsorship promotions for the following organizations. Blues festival, \$100,000. Rose festival, \$90,000. Juneteenth, \$10,000, the brewer festival, \$75,000. Pride, \$100,000. Palooza, \$50,000. And venture Portland, up to \$200,000 for events outside of city. We will update exhibits 1 through 5 as needed to reflect the change.

**Wheeler:** And I want to thank commissioner Hardesty for encouraging us during last week's work session to consider how we can ensure we're providing events for events outside of the central city. Of course, we had already agreed to some of the larger ones in the package that are some of the stalwarts. For example, the rose festival, the blues festival, and what not. But I want to thank commissioner Hardesty for working with community and businesses to ensure that these funds are provided to events citywide. Commissioner Hardesty, did you want to stay anything on this one?

**Hardesty:** I was just going to move, mayor.

**Wheeler:** I'll second. Commissioner Hardesty moves, I'll second. Commissioner Ryan has a question. Commissioner Ryan?

**Ryan:** Yeah. I apologize. For asking. I might be embarrassed. I was tracking the numbers. And what I'm seeing is \$200,000 total. Is that correct?

**Hardesty:** No.

**Ryan:** I have an old document. Sorry. What did you say? Director Kinard, what's the number on that?

**Kinard:** The total value is \$635,000.

**Ryan:** Oh, okay. I was going to say, it was totally way north of the number I had. Thank you very much. I appreciate it.

**Wheeler:** Commissioner Ryan, the confusion here is this -- this is in addition to the package that was originally proposed, so this adds the \$200,000 to venture Portland for events citywide. So --

**Ryan:** Thank you for making sense of my confusion.

**Wheeler:** You have every reason to be confused by that. So we have a motion from commissioner Hardesty. Second from mayor.

**Kinard:** All right. We are going to move to amendments that are offered by commissioner Rubio. Commissioner Rubio one is motion to make the following adjustments to the supplemental budget as proposed in order to maximize the 2021 local option levy to meet voter-approved and make full use of the general fund currently allocated to the bureau. This will increase bureau program expenses in Portland parks and recreation general fund by 917, 233 -- 917, \$233 to support costs. We will reduce the general fund compensation from the change and will update as needed to reflect the change.

**Ryan:** I'll make a motion.

**Rubio:** Are we saying something about it now, each person, or --

**Wheeler:** You can. Or if there's a motion, I'll accept the motion. It's your time.

**Rubio:** Okay. I'll say something now, just for the sake of it. Mayor, I offered this amendment to ensure this council keeps its promise to voters. We ask voters to provide funding for our parks and recreation services above and beyond what the general fund supports. This amendment does that. It allows parks to spend general fund already allocated to the bureau, and it is not additional general fund resources. I'm simply asking that to meet the intent of the voter so that we should fully utilize the currently allocated general fund, including set-asides to avoid substituting general fund with levy funds. And because of the levy, parks is working to ramp up services at the exact time that our community and economy continues to open up. Parks and the recreation services are important part of a strong economy. And we have Claudia from parks to answer any follow-up questions. Thank you.

**Hardesty:** So commissioner Rubio, would you like to move and I'll second?

**Rubio:** Yes. Thank you. I move to support this -- or to -- I move this amendment.

**Hardesty:** I second.

**Wheeler:** Commissioner Rubio moves. Commissioner Hardesty seconds.

**Kinard:** Thank you. Moving on to amendments offered by commissioner Ryan. Commissioner Ryan one, is a motion to make the following adjustments to the supplemental budget as proposed to fund the acquisition of land to preserve affordable housing. This would increase bureau program expenditure in the Portland housing bureau housing investment fund by \$3.5 million to fund land acquisition for affordable housing purposes. It would reduce the general fund policy set-aside by \$600,000 to restore carryover from the Portland housing bureau to help fund this request, and increase general fund unrestricted contingent to make these resources available for expenditure in the current year, increase cash transfer expenses from the general fund to the housing investment fund by 3.5 million and reduce general fund unrestricted contingent to fund this change and updates exhibits 1 through 5 as needed to reflect this change. So commissioners, I will just share with you there's a lot of technical

language. What we're doing here is the request is for \$3.5 million. However, we already had \$600,000. That was budgeted in the fall bump. That is being proposed to partially fund this change. So what is happening is we're removing a program carryover that has been included in the filing, and that will partially offset the draw on contingent, and so the draw on contingent contingency is \$2.9 million even though the project is funded at \$3.5 million.

**Ryan:** Thank you, director Kinard. Just to add, the city -- on this amendment, the city must use all the tools we have in our tool box to prevent displacement. And we if this request passes, we will reduce our request. We have a very narrow window to move forward with this land acquisition in the next few months, which is why we're presenting this as today. We're currently in dialogue and partnership negotiations, and we appreciate the full council support in these efforts. I move this amendment forward.

**Hardesty:** Second.

**Wheeler:** We have a motion from commissioner Ryan and a second from commissioner Hardesty.

**Kinard:** All right. Moving along to Ryan two. To the motion to make the following adjustments to the supplemental budget as proposed to restore development services work force levels. This would increase bureau program expenses in the bureau of development services in the development services fund by \$2.3 million to hire additional staff. It would increase limited position authority in the bureau development services by 12fte. It would then increase cash transfer expenses from the general fund to development services fund by \$2.3 million and would reduce general fund unrestricted contingent by \$2.3 million to fund this change, and we would update exhibits 1 through 5 as needed to appoint the change.

**Ryan:** Thank you, director Kinard. In March 2021, the bureau development services reduced its work force by 12 full time fte employees as a result of financial impacts related to covid-19 pandemic and reduced revenue in its work load outlook projected at

that time. It's important we receive this money now so that Portland is better positioned to serve our customers today. Thank goodness they're coming back. We know that economic recovery is one of the city's top three priorities and this allows us to not business a beat. What we learned in the process is we have to improve services on the ground and it does take 12 to 18 months to train people in these very specialized positions. And so I move this amendment forward.

**Hardesty:** Okay. I have a question. I'll second it. I have a question, commissioner Ryan. My understanding was that the developmental services was held harmless when other bureaus had budget cuts. So it's going to be really hard for me to support 12 positions in a bureau that actually since 2020 when other bureaus were facing severe financial crisis that we held this bureau harmless. I don't know where their 12 staff -- I don't know where that came from. So that's going to be a longer conversation. But I am very concerned that we would overload staff in that bureau, knowing that there are other bureaus that equally need staff. Thank you.

**Ryan:** You're welcome. I know that when we -- we're going to get into that dialogue now --

**Wheeler:** It sounds --

**Hardesty:** We'll do it later

**Wheeler:** Yeah, it sounds like commissioner Hardesty seconded this for purposes of discussion

**Ryan:** Okay

**Wheeler:** So we'll discuss all of these after public testimony.

**Ryan:** Sounds good. Got it.

**Wheeler:** We would certainly like to hear those thoughts, as well. Go ahead, director Kinard. Next one.

**Kinard:** All right. Moving on to Ryan three. The motion to make the following adjustments to the supplemental budget as proposed to begin hiring staff for

multibureau process improvement efforts. This would increase bureau program expenses and special appropriations by \$175,000 for additional personnel costs. It would increase limited term position authority in special appropriations by 3fte and reduce general fund unrestricted contingent by \$175,000 to fund this change, and we will update exhibits 1 through 5 as needed to reflect this change.

**Ryan:** Thank you. Director Kinard. For some background, in March 2021, the bas audit revealed the building permit process in Portland is frustratingly slow. The report matches feedback from residents. The low income housing providers and developers. Customers expect and deserve timeliness, predictability, consistency and ease and access and summer responsiveness. The absence of such deficient escrow-related center processes, resident and developers either wait or angrily complain or find ways to work around or processes, impacting livability, the economy and damaging our city's reputation. Historically, the mission of bds and the mission of other interagency permitting bureaus has not been aligned, and there is no centralized authority or accountability. And the number one impact is customer service. Thankfully, last spring commissioner Mapps and I joined forces to establish permit improvement task force, which includes bureaus involved in the building permitting processes that includes many, including development services of environmental services, fire and rescue, transportation, urban forest and water. And the overall goal is to reduce permit turn-around times from intake to approval and to increase the efficiency of the process of Portland. In April 2021, the permit task force was assembled, which included the two of us, two commissioners, Mr. Mapps and I, six committee directors, 15 staff from bureaus, 14 members of the development community, and thankfully, eight members from the -- all five council offices. Last May, I worked with my colleagues to allocate budget to staff one person to manage this work. In August of 2021, Terry Tyson was hired to serve as improvement strategies manager, she supports the permit improvement task force and is in this work to improve the delivery, be efficient and streamline development and

review services for the multiple stakeholders and homeowners, making repairs, businesses making tentative improvements and to new construction of affordable housing. The hiring of a permit improvement manager was phase one of this project. Now we are honored to support the permit improvement process. The few outcomes include the consolidation of efforts, increase deficiencies of technology, human resources and communication, supplementation and contact customer with clear decision-making or equitable access for customers, sharing technology across the bureaus, the ability to adapt to shifts and volume and staffing with the holistic process policy and co development. Implementation and assessment of impact and clear assignment of responsibility and authority. The final outcome is to move the conceptual structure as agreed upon and recommended by the task force to the development of a strategic business plan. Ready for implementation. I encourage my colleagues to support this process as we work together to provide the momentum of the work we worked together this past year over the permit improvements task force. And that's the motion I bring forward.

**Hardesty:** I second.

**Wheeler:** Commissioner Hardesty seconds. Commissioner Ryan's amendment.

**Kinard:** Great. So there is -- there is one more item that is co-sponsored, I believe, by commissioner Ryan and commissioner Mapps, and it's on the Mapps list. So I don't want you to think I'm forgetting that, commissioner Ryan. We're going to move along to amendments from commissioner Hardesty's office. So we have commissioner Hardesty one, a motion to make the following adjustments to the supplemental budget as proposed in order to align the office of community carryover requests as originally requested for planned strategic planning needs. This would -- I'm sorry. It's the spring supplemental budget as filed includes \$400,000 in carryover for two years planning and \$248,459 for neighborhood small grant in community and specific life general ops plan. This indicates the funding for neighborhood small grants to august mentality the two-

year strategic planning project costs for a total of \$648,459 to support the success of that initiative. This amendment has a net zero budget proposition impact within the office of community and life, and would update exhibits 1 through 5 as needed to reflect this change.

**Hardesty:** And I will speak to this measure. I'm so excited about the strategic planning process that we're beginning. In the office of community and civic life. And this small grant are the lifeblood of our neighborhood groups that continue to do incredible work and engaging community members and cleaning up our community with almost no resources. So I move that we adopt this amendment.

**Rubio:** Second.

**Wheeler:** Commissioner Rubio seconds commissioner Hardesty number one.

**Kinard:** All right. We will move along to commissioner Hardesty amendment number two. And that is a motion to make the following adjustments to the supplemental budgets proposed in order to carry over unspent funds received in Portland fire and rescue for Portland Street responses public relations campaign received in the fiscal year 201, 2022 supplemental budget. Decrease bureau expenses in Portland fire and rescue's general fund by \$200,000 to carry over resources to fiscal year 2022, 2023 to continue the work of the public relations campaign with an increased general fund policy set-aside by \$200,000 for resources to be carried over and reappropriated in next year's budget. And we would update exhibits 1 through 5 as needed to reflect this change. So this has no impact on contingency. It is carrying over to next year.

**Hardesty:** And colleagues, just so -- just to add a little bit more detail. I realize that our 311 system is doing a community education campaign. Our 911 system needs to do a communication campaign. And so our goal is really to make sure that we're speaking with one voice about what the right number is to call at the right time for the right first responder. And so I just want you to know that I -- this is not just about Portland Street response. But it's also about making sure that people are -- 50% of our 911 calls do not



continue to be for unwanted people, but that people call 911 because there's an emergency happening. And we need to send one of our first responders. And so I move this amendment.

**Ryan:** Second.

**Wheeler:** We have a motion and a second for Hardesty two.

**Kinard:** Moving along to Hardesty three. A motion to make the following adjustments to the supplemental budget as proposed. In order to fund community engagement in the office of community and civic life's director hiring process. We would decrease bureau program expenses in the office of community and civic life general fund by \$30,000 to carry over resources for community engagement efforts related to the hiring process of the director of community and civic life. With an increased general fund policy set-aside by \$30,000 for resources to be carried over and reappropriated in next year's budget and we would update exhibits 1 through 5 as needed to reflect this change, so just as the prior motion, this item does not affect general fund contingency. It takes projected underspending from the current year and carries it to next year. Commissioner, you are muted.

**Hardesty:** Thank you. Appreciate that. To this motion, I just want to say that I am really excited about having a community engaged and helping us find the next director of the office of community and civic life. Because that bureau is so -- is so critical, that they have a community face that they're -- they're facing a community on a regular basis. It's important to me that we have a community process to pick that director. So that's why we want to carry this over, and that's why we're -- we're starting this process. So I move this amendment.

**Wheeler:** Is there a second?

**Rubio:** Second.

**Wheeler:** Commissioner Rubio seconds. Hardesty three.

**Kinard:** All right. Moving along to Hardesty four. This is a motion to make the following adjustments to the supplemental budget as proposed in order to seed a foundation to grow funds be given to small community organizations working to reduce gun violence in our community. We would unallocat \$1 million that's currently in the general fund policy set-aside accounts intended for budget piloting with the houseless community and then allocate this funding within the general fund policy set-aside for program carryover. In the fiscal year '22/'23 budget, these funds will be budgeted in special appropriations general fund bureau program suspensions for a competitive process. We would update exhibits 1 through 5 as needed to reflect this change. And so this is a draw upon one of those policy set-aside accounts that I described in one of my earlier slides.

**Hardesty:** Thank you, director Kinard. This particular request is really to work with very small community-based organization who are actually mitigating gun violence in our community. And I'm really excited about seeing how this seed grant -- how foundations will use this seed grant to help -- what's the word I'm looking for? To help broaden our reach in these dollars. I move this amendment.

**Wheeler:** Is there a second?

**Ryan:** Second.

**Wheeler:** Second from commissioner Ryan. For Hardesty four.

**Kinard:** All right. Moving along to our amendments introduced by commissioner Mapps. We have commissioner Mapps one, which is an item that is co-sponsored by commissioner Ryan. It's a motion to make the following adjustments to the supplemental budget as proposed to adjust the funding for costs related to the mitigation of excess ground water near the stadium from the bureau of environmental services and the bureau of development resources to the general fund unrestricted contingency. So what we would do is reduce bureau program expenses in the bureau of environmental services sewer system operating fund by \$374,482 and then increase

contingency in that same fund to offset the change. We would reduce bureau program expenses in the bureau of development services development services fund by \$374,482 and increase contingency in that same fund to offset that change. We would then increase cash transfer expenses from the general fund to the spectator venues and visitor activities fund by a combined \$748,964, and reduce the general fund unrestricted contingency by that \$748,964 to fund that change. Council would then authorize the chief administrative officer to execute these fund and we would update exhibits 1 through 5 as needed to reflect this change. So it's a draw on the general fund and contingency of \$748,964.

**Mapps:** Let me place this in context for you. Commissioner Ryan and I are offering this amendment, because since it was first drafted, we have -- we have received communications from the city attorney's office that advises us that rate payer dollars cannot be spent on this project. Therefore, we're recommending that sending this funding through environmental services. We switched this over to the general fund. And I so move that we do so.

**Ryan:** So do you want me to add more, commissioner Mapps?

**Mapps:** If you want to, or we'll probably discuss it later.

**Ryan:** Okay. I second this.

**Wheeler:** That is Mapps number one, second. By commissioner Ryan.

**Kinard:** All right. Moving on to Mapps two. It's a motion to make the following adjustments to the supplemental budget as proposed in order to cover water bureau 110 for \$300,000 to two employees and for targeted classification increases. So we would increase bureau program expenses in the water operating fund and the water bureau by \$1,227,000 to offset one-time payment of the \$3,000 to 320 employees and for targeted classification increases. We would then reduce the general fund compensation set-aside by \$1,227,000 to fund this change and update exhibits 1 through 5 as needed to reflect this change.

**Mapps:** Thank you. If I could place this into context for my colleagues. We're bringing this forward because of the unique position the water bureau finds itself in relationship to dctu. Of course, you'll all remember that we recently renegotiated the contract with the dctu. Water is in a special position, because about a third of the city's dctu employees work for water. Water is also in a unique position in that we are a rate payer bureau. We have several other constraints here that matter a lot. The mayor has given us a directive to not increase rates beyond current projections. At the same time, due to the pandemic and -- and inflation, the water bureau is facing large and unpredictable cost increases. Frankly, if the water bureau is forced to pay for these payouts, we will eliminate the last of our financial cushion before we find ourselves in a position where we have to consider raising water rates or making some engineering compromises, which I believe would be unwise. And that is why I am moving this amendment.

**Wheeler:** I'll second it for discussion purposes.

**Mapps:** Thank you.

**Wheeler:** Mapps number two?

**Kinard:** And then finally, this is the final amendment that I have on my list. Is Mapps three. It is a motion to make the following adjustments to the supplemental budget as proposed in order to set aside funding to be granted to the friends for transit-oriented development and study and operational support. So we would increase bureau program expenses and special appropriations general fund by \$225,000. And then the commissioner in charge of the bureau of environmental services will authorize the release of grant funds to friends of frog ferry upon determination that the organization is viable. Friends of frog ferry will provide a report assessing the opportunity for transit-oriented development along with Portland river front and how passenger ferry service might facility such development. We would then reduce general fund unrestricted contingency by \$225,000 to fund this change and update exhibits 1 through 5 as needed to reflect this change.

**Mapps:** Commissioner Hardesty, your hand is up.

**Hardesty:** Yes, but do what you are going to do.

**Mapps:** Colleagues, I'm bringing forward this item, because I support the frog ferry. Portland is unique. There are is a location on the river for us not to have a ferry service. Frankly, I believe that someday, and I hope it's soon, the city will have a ferry service. This would make sense, because it is an environmentally friendly move. It would contribute to the resiliency of our city in the face of an earthquake, and it would help to decrease transit congestion. And for these reasons, I move that we consider this amendment.

**Hardesty:** Mayor, I move we reject this amendment.

**Wheeler:** So there's already a motion on the table. There's a motion to accept the amendment, and why don't we do this, commissioner Hardesty. Since we're going to discuss all of these, why don't I go ahead and second this for the purposes of discussion, noting that you have objections. We'll make sure we have a thorough discussion about this.

**Mapps:** Thank you, mayor.

**Wheeler:** Yeah, thank you. Appreciate it. So that's Mapps three.

**Kinard:** And that concludes the list of amendments that I am aware of at this time. Are there any other amendments that any commissioner or mayor would like to put forward? Okay. Hearing none, I think we are ready to transition to taking testimony.

**Wheeler:** All right. Very good. We have 18 people signed up, is that right, Keelan?

**Clerk:** Yes, that's right.

**Wheeler:** Very good. And we want to make sure that we hear from everyone that is signed up, which means we will be strictly enforcing the two-minute speaking limit for each. So please, make your points succinctly and up front. If you haven't already taken a moment to switch to fall review on your settings, that way you'll be able to see yourself, as well as the timer. This will allow those testifying to see that timer. It will notify you

when 30 seconds remain. It's kind of funny. It's sort of like "the gong show." if you remember that. So in 30 seconds, you'll hear a gong, and then again with 15 seconds remaining, the end of the two minutes, the council clerk's office will mute you, and then we'll move on to the next speaker. Sorry to be rigorous about that, but we really do want to make sure that everybody gets their say before we have to adjourn today. Keelan, I'll turn it over to you.

**Clerk:** Thank you, mayor. First up, we have Alicia Chapman followed by John Sainsbury and Susan Blacko. Go ahead, Alicia, whenever you're ready.

**Alicia Chapman:** Thank you. My name is Alicia Chapman, owner and ceo of electrical fabricators. I've had the chance to speak with many of you as part of the waterfront commission. Our company is a woman and minority-owned business for transportation and clean energy infrastructure. Our primary facility is located on the west side of the St. John's bridge, directly across from cathedral park, which you can see behind me. Frog ferry is the budget item I would like to talk about today. There are many reasons we support a passenger ferry in Portland, but I want to specifically highlight how this project could provide an excellent opportunity to create high-skill, high-wage and high-demand manufacturing jobs for the city. Due to our strategic location, we intend to partner with frog ferry to build a home port where the ferries will initially refuel with our 99 renewable clean diesel and eventually recharge their battery electric motors. We would also provide ongoing maintenance and repairing overhaul services for the fleet and shared office space for the engineers and operators. So in collaboration with the owner of continuous solutions, another Portland-based woman and minority owned small business that specializes in electric motors and electric propulsion systems for military craft, we develop job creation estimates based on the initial vessel designs and our experience performing similar scopes of work for government agencies and private river-based partners. We estimate 100fte or 20 full-time employees a year for five years, fully dedicated to this project for welding and machining fabrication. 10 for mechanical

engineering, electrical engineering and quality control and 12 for management, purchasing and operations. So anything's no that 120fte needed to complete the construction of the fleet, the docks and home port, we estimate an additional 10 needed each year for ongoing maintenance, as well as piloting and concession jobs. And these are primarily manufacturing jobs that average \$75,000 a year, working closely with Oregon women and constructing hope and at least 50 percent of those jobs will go to low-income and people of color. Thank you for your support.

**Clerk:** Next up, we have John Sainsbury.

**John Sainsbury:** Greetings, Mayor Wheeler and commissioners. Thank you for the opportunity to speak to you today on behalf of Frog Ferry. My name is John Sainsbury. I'm the founding and managing partner of Maritime Consulting Partners out of Seattle. We're a consulting firm that aids our clients in developing business strategies for growth and startup in the maritime industry. Our primary focus is on the ferry industry. We have been involved in design and startup of dozens of ferry systems around the country. And overseas, we've worked with both public and private entities, as well as three private design systems that would be both feasible and sustainable for the long-term. We've worked for several years with Frog Ferry to analyze the operational feasibility of a ferry system on the river. Developed a financial model for phased implementation and the planning efforts for the first phase of that rollout. The Frog Ferry approach has been very measured and diligent, working closely with the communities to build support in developing a strategy to finance the capital with capital and operating expenses. There are federal funds that are designed specifically for assisting ferry projects to acquire and construct capital assets. Such as vessels and docks. Frog Ferry is a good candidate for these funds, as it will serve disadvantaged areas and inspires to implement new zero emission technologies being developed for use of the maritime industry. We worked with Frog Ferry in the development of a detailed operational feasibility study. The study identified the challenges and barriers of a ferry system on the river would face and

proposed operational and technological solutions that would overcome those challenges. If implemented properly, it is my opinion that a ferry system in Portland is feasible. Much of our work is performed under stiff grants, our experience in the past working under similar arrangements with numerous public agencies from around the countries. In advance that reporting and documentation requirements. Unfortunately, this is not our experience with trimet. This experience has --

**Hardesty:** All right. Sir, your time is up.

**Sainsbury:** Thank you?

**Hardesty:** The dong has dung.

**Clerk:** Next -- sorry. Just a moment. Next up, we have Susan Bladholm

**Susan Bladholm:** Hello. My name is Susan Bladholm, and I'm the founder of frog ferry. Before you today is a request for \$225,000. As you have been made aware, the \$500,000 dot grant has not been paid in full by trimet, and we find ourselves in severe financial straits. Odot is happy with the work we have provided over the course of the two grants we have received and continues to be supportive of our mission. If I were in your position, I know I would tentatively think a large transit agency's point of view over that of a small nonprofit. Trimet not paying us for this grant is part of an ongoing effort to shut down our work. Unlike many other river cities that have many transit agencies, we have a monopoly of one and our history with trimet has been very rocky with their gms refusing to meet with us for the past three years. We put in more than 20 requests it their leadership and they repeatedly tried to shut down our previous grant awards after odot awarded them to us. I know that sounds ludicrous, but that's a fact. If you take them at their word for which I don't believe they have provided any concrete evidence, you will shut down our amazing grass roots effort. Frog ferry applies a community based project to bring a passenger ferry service to Portland and I wish you could have joined house are the national ferry service last fall in New York when we heard one passenger ferry service after another talk about their growth, especially with



the federal funding coming on. We have spent five years conducting the necessary feasibility studies while building engagement and partnerships with citizens in the region, and now trimet has put us in a no-win position. If you choose to read their inflammatory memo without reading ours, you are giving us no due process. They have a \$1.8 billion budget. Financially, we cannot pursue this issue legally with them. We acknowledge absolutely no financial misdoings and consider such accusations slanderous. You have the opportunity -- to move forward. We believe in approximate Portland -- and hope you will help us stay afloat. Thank you.

**Wheeler:** Thank you.

**Clerk:** Next up with we have Naureen Khan, Capt. Peter Wilcox, and Laura Feldman.

**Naureen Khan:** Thank you. Thank you all today. I'm Naureen and I would like to talk about frog ferry, as well. I have am in Portland state with a focus on regional development and supporting local initiatives. I'm a born and raised Oregonian and so I'm supporting tourism and supporting feasibility. I was able to further my education and go to Japan and learn about emergency preparedness and learned a lot about preparing for the big one. And so I felt that the ferry would be a really great addition for helping getting people across the rivers, especially when the bridges go down, and just for overall tourism. I've been loving living in the city for the last seven years from going to school here and now living here as a professional. And I think it would be a great opportunity to bring in tourism, promote local businesses, as well as just like native cultures, as well as just get people something excited about. And every time I bring it up in circles or groups, people seem to be excite about it. And as an advisory board member of global pdx, it's really cool to see how many people are globally-minded are coming to the city and bringing these ideas. And I feel a ferry can bring in so many different ideas, also how ferries are used in other locations. So I am super excited for it and I just wanted to share that. So thank you for your time and have a good day.

**Clerk:** Next up, we have Captain Peter Wilcox.

**Capt. Peter Wilcox:** Greetings. My name is Peter Wilcox, and I am director of the inside passage decarbonization project which has worked to detoxify the inside passageway eco system. Before that, I was president of the river keeper. For the last four years, I've been serving as an environmental engineer, consultant to frog ferry and contributing my time to frog ferry because a green ferry system on our two iconic rivers would release fewer emissions than credible. Over 6 tons lower, over frog ferries two-year pilot ferry, and many times more than that when the vessel for electric system is deployed. It would bring an attractive green transportation mode and add shoppers. Third, we would be following the example of many other cities wisely adding or expanding the highly popular and only mode of public transportation that does not require purchasing or redeveloping an expensive right-of-way. Now that comes with its own dedicated federal funding with a beneficial 80/20 percent federal/local match ratio. When fully completed, the frog ferry system would reduce congestion on many highways and roads and especially on the region's most congested route, the northern portions of i-5 and the bridge. In fact, it's often said that Portland is a bridge city, but mostly it's a car city. Primary, a single occupancy car city. With a clean low carbon electric system, and with your vote today, you can start turning our car city into a ferry city. Let's work together to get hundreds and eventually thousands of commuters and visitors out of their single occupancy cars and on to quicker, cleaner and more peaceful passenger ferries. Thank you very much.

**Clerk:** Next up, we have Laura Feldman. Laura, you're muted.

**Laura Feldman:** Good afternoon, everyone. Thanks for being here. I was born and raised in north Portland, and currently live in the Portland neighborhood. The frog ferry pilot project is one of the most amazing things I heard of in the nine years since I began working as a volunteer on the Portland harbor superfund site cleanup, which has been going since the year 2000. In short, it made me happy. It made me believe we might just be able as a city to respond rationally, swiftly and efficiently to the global community

crisis in a way that made the city enjoyable to live in again. On April 4th, 2022, the United Nations warned that humanity has less than three years to slash greenhouse gas emissions nearly in half in order to prevent the most catastrophic in the climate crisis. That's been rolling around in my head. The northern peninsula has some of the worst in the country. Diesel emissions from trucking, trains, shipping, industry and leaking tanks. Traffic keeps expanding on the peninsula of the St. John's bridge, functioning as a commuter route, making it difficult to go anywhere at certain hours of the day. The frog ferry would help alleviate some of this transportation strain, while providing a business boost to the neighborhood on the peninsula. It would help reclaim Portland's green, be clean and sustainable identity, and in the long run, make it -- make -- maybe make it livable again. Other port cities have benefited from approximate having a ferry, and I believe Portland can too. I urge you, the ferries -- I urge you to honor the ferry's request for this money as a tangible investment for a livable future. Thank you.

**Clerk:** Next up, we have Jennifer Vitello, David Barcos and Dan Handelman. Jennifer, are you able to unmute? Why don't we move on to --

**Jennifer Vitello:** Can you hear me?

**Clerk:** Yes.

**Vitello:** Okay, thank you. I apologize for that. Good afternoon. My name is Jennifer Vitello. I'm a resident of the cathedral park enabled. I want you to know -- this is a grass roots effort. I reached out to Susan Baldholm several years ago as the chair of the neighborhood association to say, this is something -- that's in our neighborhood and out on the peninsula. And there are several reasons and because we're short on time, I'm going to give you the quick and the dirty. One, this is critical infrastructure for north Portland. Two, this is disaster planning at its best. Three, this meets all of the local city and state environmental goals. And four, equity demands it. Going back to the first. This is critical infrastructure. At the present time, the cathedral park in St. John's neighborhood alone have over 25,000 people. Those people are stranded out here on a

peninsula and we can only get off the peninsula via two bridges. That means that we as neighborhoods disproportionately travel by single occupancy vehicles on a regular basis, which only adds to our environmental and traffic woes. Further, in the event of the big one, we are stranded out here, and we as neighborhood associations have discussed this and are aware of it. These bridges will crack, and we're stuck here with no means of transportation. The frog ferry helps us address that issue. In terms of environmental, I believe Laura Feldman addressed the issue but neurologist Portland has some of the worst quality in the country, air quality. And this meets our goals of helping people in north Portlanders who are disproportionately people of color, and people of color income to have the opportunity to have clean air and good transportation. Lastly, we do have some of the largest low-income housing projects in our neighborhoods, including a new project going in at 8614 north Crawford with 110 thank you low-income units. These people would all be served by frog ferry. Thank you.

**Clerk:** Next up, we have Dan Handelman. Oh, sorry, David Barcos. My mistake.

**David Barcos:** Thank you, mayor. Council members. I did not prepare as eloquently as so many others, but I am in support of the frog ferry. I have a nonprofit in southwest Washington, and we support entrepreneurship and startup founders. I -- to get started. And it's been one of the most phenomenal ground swell movements I've seen. Being part of southwest Washington, one of the things you would know as well is the commute from southwest Washington down into Portland is approximately 900,000 people pre-pandemic. That's a 300% increase over the three-year period. Where that was tracked. We are woefully lacking in transportation options. This would be a vital, vital piece of what we could do to start connecting our two cities in really meaningful ways. You've also seen over the past five years, you've seen the waterfront, Vancouver waterfront absolutely explode. Terminal one is slotted for a dock where the frog ferry could actually work. A dock and bring up people in a public market that's going to be put in place. So the tourism -- the vital -- way to experience the city and the tourism is

just -- there's nothing else that I have seen that's starting to really acknowledge the needs of our communities. Like I have seen in this initiative. So I urge you to look ahead at what this can be. This can connect bridgefield. This could absolutely expand and be a vital piece in a web that connects our region and in a really meaningful way. So I urge you to move this and help stop some of the things that are stalling it.

**Clerk:** Next up, we have Dan Handleman.

**Dan Handleman:** Good afternoon, mayor and commissioners. I'm Dan Handelman. I'm speaking today as a member of Portland cop watch. It's very hard for civilians to understand this budget bump. From what I saw, it looks like there's \$1.2 million being cut from the Portland police budget, which is something we appreciate. In fact, they have to return the money that there was -- half the money they were supposed to use to hire 30 police officers. And this morning's discussion about clean and safe and how the police are understaffed. It's amazing to me they weren't able to use that money to hire more officers. There's also the program for -- to retire program, which no officer has decided to take part in or maybe two out of 41 eligible. So the problem is not throwing more money at the police. The problem is finding ways to make our community safe by giving everybody what they need. And so I just want to make sure that that's understood, as you're adopting this budget. There's also an item about adding \$500,000 to the office of management finance to move people's belongings away, people living on the streets. It's not clear to me that that's the best way to help the people living on the streets with half a million dollars. And there's -- there's definitely got to be more strict policies around the private agencies that are being involved in quote, unquote moving people's things, which often involves throwing them out. Lastly, I am a member of the police accountability commission. This is a tricky thing for me to talk about, because I asked the staff person there is there is money in the budget to support that staff of 20 commissioners. I didn't get a response. So I called the budget office, and said help me walk through this. Is there something in the budget in

the office of administrative finance to add more staff to the police accountability commission and neither of us could find a reference at all. So I would like the council to state whether or not there is going to be more staff afforded to the accountability commission which as I said has a very short time line and only one staff person. And thank you for your time.

**Clerk:** Next up we have Willie Levenson, Sarah Taylor and Dave Singh.

**Willie Levenson:** Greetings, city council. I hope you guys are having a good day. I am maybe one of the rare people in Portland that is appreciating this cold weather to keep our rivers cold and hopefully cut down our chance of wife, smoke in the summertime. Our snow pack is now above 100 percent in mt. Hood, which is pretty awesome. So there is some silver lining for everybody who is cold weather haters out there. I'm calling -- I'm in today for support of the frog ferry. Susan Bladholm has become a personal friend, as close as we have worked on river-related issues. And this is, you know -- our rivers, right-of-way, it's clean transportation. The subsidy per rider is lower than trimet. And I just have to say, as an activist myself, Susan's acting in an activist role to be able to get this idea off the ground. You know, when you're looking to start a frog ferry service, there's not a -- how to start a ferry service for dummies. What you do is, you just go in and you hustle and you grit and you try to do something that most cities with navigable waterways have and the reason we do, it's a much higher quality transportation option. It's a right-of-way. When we're talking about emergency situations, when our bridges collapse and when our roads are undrivable, this is going to start an infrastructure to allow this to happen. At this point, what's -- frog ferry needs to keep it alive is more time. And, you know, from the beginning, this very ambitious thing, the time is of the essence. And so this is an opportunity to leverage the hard work and brain power of Susan and her team to make this happen. Many thanks.

**Clerk:** Next up, we have Sarah Taylor.

**Sarah Taylor:** Hi, everyone. I'm Sarah Taylor. I'm calling from the litten neighborhood, representing them. And everything that everybody has said has been wonderful. I just want to say that from the litten and St. John's point of view, that in the case of a forest fire or an earthquake or a ci hub event, I think that water evacuation would be the only way to get people out of the area. We can't go up through forest park and be very difficult. We know right now all the roads all around us are shut down because of the storm. So we can see that -- how easy it would be to be blocked by evacuating people from the road. And I think that the ferry system would be the perfect way to evacuate people. So I hope that unless you've come up with another plan for how to get people off the peninsula or off of the area along highway 30, that you will give the support to what appears to be the only concrete plan for getting people out in the case of an event or forest fire. Thank you very much. Bye.

**Clerk:** Next up, we have Dave Singh.

**Dave Singh:** Good afternoon, mayor, commissioners. Thanks for allowing me to speak today. I am a restaurant owner in central inner southeast Portland. We obviously have been through some pretty tough times over the last two, going on three years here. I'm proud to say that we've survived that, we have taken advantage of programs as they have come along. Certainly, one of the biggest life lines we've had is the caps on the delivery service, and I think I have this body to thank for that. I have to say, though, that going forward, that's not going to be enough. That's been enough to sort of keep the fires in my kitchens burning, but it's not going to be sufficient to keep us in business and keep our team working and keep our neighborhood enjoying the service that we have. One of the programs that we have -- we saw, especially good, sort of benefit from was the here for Portland activity that the folks put in place last year. We worked closely with one of our -- one of the partners we worked closely with is the Kudo payment app. Without the Kudo payment app, if you come into our restaurant, you see we have kudo plastered all over the restaurant. It allows us to actually get the customers, get new

customers into our store. They have retention programs so that we have repeat customers coming back, and customers don't get this part, but the side benefit for us is that we save on credit card fees. So anything we can do to help get more -- excuse my language, butts in seats in our restaurant and reduce fees while we're at it, we truly appreciate it. Thank you.

**Clerk:** Next up, we have Andy Fraser, followed by Andrea Doles and Ashley Henry.

**Andy Fraser:** Thanks. My name is Andy Fraser. I'm a native Portlander and a local business owner and I'm here to advocate for the frog ferry. When I was a kid grog up in Portland, we were forced to have a ground breaking, innovative mass transit system that was the envy of the country. Trimet was an award-winning system that reflected the forward thinking of our region. They were successful in taking thousands of cars off the roads, and did so in a way that added quality of life to everyone who lived here. Well, I suggest it's been a long time since we as a region have had the opportunity to lean into a new way of thinking. At least new to us. That would take hundreds, if not eventually thousands of cars off the roads. And to add to the quality of life for those who utilize the frog ferry. The regional waterways of the Columbia rivers are unutilized for moving commuter passengers. When I first heard about the frog ferry, I had the same reaction as almost everyone else I have since explained it to. And that is, you know, this is a no-brainer. Why haven't we done this before? Passenger ferry systems have proven valuable in dozens of American cities, and I believe Susan Bladholm has put together a thoughtful, innovative program that is ready to walk. Suggesting in secretary and access will prove to be the crown jewel in Portland's transit system. Susan has had hundreds of meetings and listening sessions with civic groups, environmental teams, governmental leaders and neighborhood advocates. Prepared to step into a pilot program that would prove to be a huge value to the region at a time where our city government spends 99% of its time reacting to the difficulties that surround us these days. I believe frog ferry is a sort of positive idea which would prove extremely valuable to the region for generations



and lessen our dependence on fossil fuel. And we have made some good news. For the people who have been freed up from their commutes and perhaps for the citizens of the region. To really believe in. So I stand in support of frog ferry as presented by commissioner Mapps. I hope you will too.

**Clerk:** Next up, we have Andrea Doles.

**Andrew Doles:** Hello, mayor and other members of the council. I am also speaking today in support of the frog ferry. I moved to the St. John's neighborhood a little over a year ago now, and really realized just how difficult it is to get to downtown. I am a navy veteran, and current senior in accounting and finance at Portland state university, and to get downtown, it takes me approximately an hour, hour and fifteen minutes, you know, with the frog ferry, I would be able to do that same commute in, you know, 30 minutes. As well as not having to drive a vehicle. There are already enough vehicles, you know, in Portland, and there are enough people in Portland and coming to Portland that are going to be bringing their vehicles. And we don't really want any more of those vehicles on the road, like everyone else has been talking about, how we have a lot of single, you know, people who only -- are only in the vehicles. And we just really need frog ferry to be able to move around. I don't think it's very equitable for people who live in this area to pretty much be forced to either be on a bus for well over an hour or to have to drive in a vehicle and then pay for parking and all of that, as well. So I just really think that it really behooves Portland for now and in our future if we really consider the frog ferry and other initiatives like the frog ferry. Thank you.

**Clerk:** Next up, we have Ashley Henry.

**Wheeler:** Ashley, you're muted.

**Ashley Henry:** Oh, I'm sorry. I thought you called on another name before me. I apologize. I'm in an airport right now. My flight got delayed. I'm calling from Dallas, Texas, to say how pleased I'm to hear from Mr. Singh a moment ago about the benefit of using the app. For those of you who haven't used it yet, it is really ingenious solution

that was developed by a local tech company, and thanks to mayor Wheeler and the action table, there was a pilot effort back in the fall when psu students were returning to campus, and we were able to get this -- work with the -- excuse me -- people on campus to ensure that students received credits that then led to a lot of consumer behavior in the south part of downtown. That was beneficial to the businesses down there that had been suffering so much. And it was one of the things that was very inspiring for reopening their downtown location. And they reported having a very good experience as a result of Kudo. So I'm incredibly hopeful about this allocation. Thank you, mayor Wheeler, for that. It's really promising that we'll be able to spread it to other parts of the city. And as the gentleman mentioned, it saves an enormous amount in credit card fees for the retailer or the restaurant owner, and so that money stays in our economy locally rather than going out to a -- an anonymous tech company of some sort, but gives a benefit in our economy. So with that, I would just like to also express my admiration for Susan Bladholm and her innovative work with the frog ferry. You know, it's -- I know all too well, it's difficult to go against the status quo. Incumbents don't really like being challenged. And it can be really difficult to make necessary innovations, and I would encourage you to think about that as you're considering. Thank you. Bye-bye.

**Clerk:** Next up, we have Bee Feuleless and Mike Elliott.

**Bee Feuleless:** Hi, this is Bee. I hope you can hear me. Can you hear me?

**Wheeler:** We can hear you.

**Feuleless:** Oh, good. Thank you. So I'm here to ask you to vote in favor of the funding for frog ferry to rescue a project that I and many community members have volunteered our time into and would like to see succeed. What I want to point out is that with the coming tolls that will be on i205 and i-5 by 2024 to '25, and with our goals to reduce carbon footprint by 45% in '23 and 80% in 2050, we all are looking at solutions that are pushing more and more people toward public transit. But the fact is, those people who

are being pushed there are going to be usually amongst our most marginalized communities. Making equity a great concern in terms of how we approach those changes. The fact is, I ridden the bus back and forth, because I'm legally blind. I have a lot of experience with it. I'm going to tell you, the experience we have today is at best gray, bland and gritty. And forcing marginalized communities to use solutions that are that sort of solution is inherently marginalizing them further. Frog ferry, on the other hand, offers nature, our beautiful -- and fresh air. I'll close by saying as far as covid is concerned, outdoor air promotes virus transmission. 18.9% less than indoor recirculation. And frog ferry would be inherently a more health safety solution than buses and transit. Thank you.

**Clerk:** And our last individual today is Mike Elliott.

**Mike Elliott:** Good afternoon. My name is Mike Elliott. I serve on the parks board and chair of financial sustainability working group. Today I'm appearing on my own behalf as a community member and not representing the board or the working group. I'm here in support commissioner Rubio's amendment that would give back to parks. The Portland city council referred the parks levy in 2020 in order to preserve and enhance parks and recreation services. The levy was intended to be an incremental resource for incremental service over the five-year life. During the referral process, many stakeholders were concerned about the risk of using the levy as a back door to fund other general fund gaps. In response to those concerns, we heard that it was council's intention to continue to treat the general fund component for parks on par with other general fund bureaus. This was a key commitment to getting voters to support the measure. I would like to talk about how parks request for compensation set-aside relates to that commitment. It's my understanding that the comp. Set aside is a holdback for general fund bureaus that isn't really a contingency so much as it is a figure calculated by the city's budget office based off of cost increases to the bureau in the current year. Since its -- since it is set aside for bureaus, it is further my understanding that this is usually a pretty standard

allocation. As somebody who is concerned about the possible use of the levy to backfill, it's very disturbing that besides parks, all but \$27,000 of the other \$2.8 million that was requested by the general fund bureaus have been included in the mayor's filing. I would hope that the mayor and council would make sure that every dollar of funding that was intended for parks goes to parks, because every dollar that is held back is a dollar of levy that needs to be spent to cover these costs. I want to thank commissioner robe Rubio for putting this memo up to city council, and I hope that the council keeps the commitment that was made to voters. Thanks for your time and for the opportunity for me to testify.

**Clerk:** Mayor, I'm sorry to interrupt. We had one other testifier show up.

**Wheeler:** Well, they made the effort. Let's let them speak.

**Clerk:** Judy Todd.

**Wheeler:** Hi, Judy.

**Judy Todd:** Hi. Can you hear me okay?

**Wheeler:** Yeah, you sound great.

**Todd:** Okay, thank you so much. I'm a lifelong resident of Oregon and about a 40-year resident of the Portland area. And I'm just calling in really to encourage deep and thoughtful consideration of the frog ferry proposal as another avenue for both thinking outside the box in regards to transportation and the opportunity for really creative solutions to problematic situations, particularly in north Portland, but also ways to get to the river, given so much of it is not truly accessible to the general citizenry. So much of our waterways in the Portland region are industrial. So much of them are private that it really leaves us limited access. I think the frog ferry has the capacity to do a number of things, and it's going to be a learning curve. It's going to be a learning process. But we know that the times we're in require us to learn new ways of thinking and new ways of living in this region together. So I encourage your consideration and I appreciate that

it's made it this far and is now in front of the Portland city council. Thank you for your service, and thank you for your time.

**Clerk:** And that completes testimony.

**Wheeler:** All right. Thank you, everybody who testified and, again, thank you for all of you who are participating. And those of you who stayed on time in particular. Thank you for that. So now, colleagues, what I would propose, unless somebody has a different idea, I would propose we go back through the amendment list and use that as the basis for asking questions of staff, if that makes sense to people. Seeing head-nods. Good. So why don't we go back to the -- I'll do -- the order in which director Kinard presented them. We'll start with mayor number one. This was the motion to include carryover funds for the hearings office. And, again, this was originally submitted. They haven't used revenue that they could carry over. Are there any further questions about this item before I call the roll on it? Seeing none, Keelan, can you go ahead and call the roll, please, on mayor number one.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler.

**Wheeler:** Aye. The amendment passes. Mayor number two, this is a motion to include additional funding in the amount of \$200,000 for summer events. Are there any further questions? Commissioner Hardesty.

**Hardesty:** Hi, mayor. Thank you for -- thank you for making this change to your second amendment. I am curious if the expectation is that venture Portland is going to work with east side organizations and other culturally specific organizations to make decisions about how that \$200,000 is spent. Or is venture Portland going to make those decisions?

**Wheeler:** Maybe we can get somebody from my staff to -- talk about both.

**Bobby Lee:** Let's defer to Sam?

**Wheeler:** All right. Please, Sam.

**Sam Adams:** Mayor, commissioner, thanks for the question, an important one. They are serving as the fiscal agent. So they're not the decider on the events. And you -- you, city council, have funded them already for -- in the last annual budget for their business district events. So that's been funded. They have just agreed how to be the fiscal agents of that -- these resources can get out the door quickly, and they don't charge us overhead for them.

**Hardesty:** And how will community-based organizations that are not downtown focused know these funds are available, and how will they get access to these funds, especially if they don't have a relationship with venture Portland?

**Adams:** Yeah. Thanks to the leadership of the events and activation action table, which has representation from a bunch of groups from around the city outside the central city is an opportunity. But they also regularly engage based on resources that you and other members of the Council have given them on the past. They have a grants program, solicitation for grants. And so we'll shall doing outreach, happen to involve your staff in that, as well, to make sure we're not missing anybody. And then quickly get the awards out the door, based on requests from event organizers

**Hardesty:** Thank you for that clarification, Sam. I'm still waiting for my briefing on the action tables that we talked about a couple of years back. So I'm really -- I guess I don't know, and I'm a city councilmember -- where those tables are, how people get access to

those tables. I'm not quite sure that we're having the reach that we hoped that we would have. So I'm happy to talk to you about this offline. About whether or not -- again, I'd love to be briefed on the action tables, because I still have not been. But having said that, this money is critical to get out the door this summer for community activities and I'm happy to work with you and have someone on my staff work with you to figure out how we get the most broad support and opportunities. Because I just -- I don't want people to come to us and say, well, how do we get the money and we don't know. Thank you.

**Adams:** Happy to work with your staff. I'll get that briefing.

**Hardesty:** Thank you.

**Wheeler:** Very good. And just for the general public, there's also a web page on the city of Portland web page that is dedicated to the action tables. There's some good general information. Thank you, commissioner Hardesty. Any other questions on this item? Keelan, please call the roll on mayor two.

**Clerk:** Ryan?

**Ryan:** Yes. On the coldest April week ever, it's kind of exciting to think about any investment towards summer.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. The amendment is approved. Now to Rubio number one. This is the motion to maximize the 2020 parks option to approve goals and make full use of the general fund currently allocated to the bureau. Comments or questions on this item,

colleague? Colleagues? Sorry, plural. I actually do have a couple of questions. And maybe director Kinard, this is maybe focused more towards you. And that is just about what is the policy? Do you feel that cbo and bureaus have a clear policy to guide how we deal with unspent general funds?

**Kinard:** So we do. We have a practice, I should say. And a policy that is -- I don't believe in trying to -- a financial policy, but it's practice. And that is the decision is to put our annual compensation set-aside, which is -- if accurate, these are costs that are predicted to be needed as part of an annual budget in each individual bureau. But we have put the additional funding for cola in a compensation set-aside account in just -- in the -- in the event of -- essentially, additional flexibility for the council, because in most years, the number of bureaus do not require all of that resource. And so it's -- it's something that bureaus -- it is essentially a technical, bureaus require that resource in the spring, is allocated to them. And what it means is that the -- our office essentially looks at projections and sees if that resource is truly needed. If it's not needed at the end of the year, it ends up coming back. If it's general fund, it ends up coming back to the general fund anyway. And so that's why that money isn't typically allocated to our bureau. If they're not projected to use that resource or leave that resource for their personnel salaries, then -- then that money ends up at the end of the fiscal year coming back to the general fund. So that is a practice that we deploy. It is a choice that the council and the mayor have made to put in practice. It could be changed. But that -- the overarching decision to change that practice would be a larger discussion for sure. As would any discussion around sort of what happens at the end of the year. It's a sort of a larger issue. And I believe that that -- what the commissioner is asking for right now is just essentially the allocation of the compensation set-aside as it is -- as it was presumed to be, as it was budgeted at the beginning of the year.



**Wheeler:** So does this set -- well, maybe I won't lead with a leading question. I'll just ask. Does -- does supporting this proposal set a precedent amongst other bureaus that the council will then have to reconcile?

**Kinard:** Supporting this proposal does not. It only sets a precedent insofar as it is assumed that -- well, it depends on what happens at the end of the year. So -- so that is the bigger discussion, is what happens at the end of the year. Because as we had projected currently, the bureau does not require these resources to end their year in balance. But that is in part because of the merging of both levy resources and general fund resources in the general fund account. And so it's a much larger discussion that could be had, and that it pertains to what happens at the end of the year.

**Wheeler:** And thank you for that. And the -- budgeted personnel costs, which are being funded by this proposed amendment, can you describe what those personnel costs are?

**Kinard:** It would be salaries. The costs of supporting employees in the parks bureau that are providing activities that are jointly supported by general fund and levy resources, salary costs.

**Wheeler:** So is this related to labor agreements? I'm trying to figure out what's driving the increase.

**Kinard:** It is -- so it's related to the bureaus as they sort of -- their budget, but their full staffed budget. So, again, we would allocate this resource. These are costs of living adjustment resources, not labor increases, but cost of living adjustment increases. We're the bureau to be fully staffed throughout the course of the year. They would require this resource to end the year on budget. And so it's the cost of sort of their annual budgeted salaries. And I will -- I will send it over to commissioner Rubio, who has her hand raised.

**Wheeler:** Commissioner Rubio. Help me here.

**Rubio:** Thank you. And I want to -- the mayor I think Claudio be helpful with more detail to answer your question. Claudio?

**Claudio Campuzano:** Yeah, sure. It is a great question. So really, what this covers is costs within the parks bureau. We've got currently a little over \$70 million in general fund, and including the -- the levy support expenses we're going to have about \$110 million in expenses. And so really what this is, is it's moving -- it's moving the allocation that was calculated by cbo and set aside for parks into our budget so that we fully utilize the general fund that was allocated to us. The consequence of not getting it would be utilizing \$917,000 more levy this year than we would otherwise. And so the goal here is to make sure that parks is getting all of the general fund that was -- that's been designated for it, and -- and maximize the levy over the course of the five years. So it's not specifically associated -- we don't have a need right now. The levy could cover it. But if the levy were to cover it, it would be utilizing the levy where otherwise we have general fund that was dedicated to parks. And as just said, you know, the calculation that cbo made to determine the \$917,000 is based off of the cost of living adjustments for our general fund staff this year and for health benefits for our general funded staff this year.

**Wheeler:** And thank you for that. That's actually very helpful description. I will be honest. I have some concerns about this. There's a balancing act that I'm contemplating. On one hand, I hear the argument with regard to the levy. And protecting the accountability of the levy. And that is a very important argument to make. And it's important value to uphold. On the other hand, these are predictable employee costs. The cost of delivering the services to our parks. And i, you know -- I guess I have more of a question mark than a specific concern. But the question mark is, other bureaus have returned unused general fund allocations to the budget. And this is what we rely on as the starting point for our next fiscal year budget, as you just heard. We have about \$200,000 in ongoing for the upcoming budget for council priority. So I -- you know, I hear what people are saying with regard to the levy, but I'm also just concerned about the fiscal aspects of this. And some of the potential unintended consequences for other

bureaus. And I feel like we need to have a deeper, more thoughtful conversation about this at some point. And maybe director Kinard, I'm looking to you to help us lead that conversation, but I'm not sure today I'm in a position where I'm ready to support this. And with that, I will ask Keelan to call the roll.

**Hardesty:** If I may --

**Wheeler:** Oh, yeah, commissioner Hardesty. Sorry.

**Hardesty:** Yeah, no worry. If I may ask the question, maybe just as a -- or director Kinard. So we did not do this today. I'm hearing from Claudio that we would not -- it's not that we're going to spend the money. But we -- we want it transferred to parks so that we -- it becomes part of the overall budget for parks as it relates to the general fund side. So that the commitment to voters on the other dollars are kept. But the question is, how much more voter dollars are you spending in this fiscal year, and is that what we're matching, or are we matching the whole -- the whole levy as compared to the ongoing general fund? So I -- the mayor confused me. I was right there with commissioner Rubio until you started asking those questions. Can you help -- can either you -- or director Kinard or Claudio help me understand that piece?

**Campuzano:** Yeah. I'm happy to jump in. So really, I think it comes down to the basic concept, and I think that commissioner Rubio in her memo to council really tried to clarify this, and I'll say this. The principle of using the general fund first, the general fund that's been allocated to parks, is the -- is the -- is the resource to -- that has been funding-based services for, you know -- for the longest time. But maybe the levy is there for -- as the incremental -- incremental resource for incremental services. And so we expect to fully spend down the entirety of the general fund allocation this year.

**Hardesty:** By June 1st?

**Campuzano:** Absolutely, yeah?

**Hardesty:** Okay. I'm sorry, I didn't mean to interrupt. But that's what I was trying to get to. So with this allocation, it will be spent by June 1st, and there won't be a carryover general fund from this spring bump.

**Campuzano:** No, that's correct. So we would be -- we would be spending all of the general fund that's been allocated to parks, levy would fill the gap between that and our -- and the remainder of our expenses. And that -- that would preserve levy going forward. So it's really a principle of general fund first, levy filling the gap and providing those incremental services.

**Hardesty:** Thank you. That helpful.

**Wheeler:** Very good. Any further questions on this side? Seeing none, please call the roll, Keelan.

**Clerk:** Ryan?

**Ryan:** Thank you, commissioner Rubio, for bringing this forward. I appreciate the meeting I had with you, Todd, and Claudio last week. It was kind of dense, and you really stayed with me as I tried to understand what was quite technical. Reflecting on it, it's the Portlanders overwhelmingly love their parks and they supported this levy, and they said to see us improve the services. And this is an incremental step along the way to do that. So I just want to first of all thank you for your transparency. How intentional and strategic this is. Commissioner Rubio, to turn the ship, if you will, be on your funding model. And I appreciate that you brought this to the die as. I vote aye.

**Clerk:** Hardesty?

**Hardesty:** Yes. Thank you so much commissioner Rubio. For bringing this amendment forward. And thank you so much, Claudio for your clarification. I was -- I was there like 90% and then the mayor confused me like he does sometimes. But I am very happy to support this. I do want voters to know that when the city says that they are going to add value that they really mean they're going to add value. And I feel better knowing that this is the cost of living increases that we are paying for, and not -- not additional staff

that should be covered by levy expenses. So I'm very happy to vote aye on this amendment.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** I want to thank the voters -- bureau and this council for supporting parks and recreation for community members. And I vote aye.

**Clerk:** Wheeler?

**Wheeler:** I appreciate this conversation. This is actually helpful. And I appreciate commissioner Rubio's recognition of our need of a broader policy conversation as a council about how to deal with unspent general funds. However, as I indicated, I think it's premature to approve this request before having a conversation as it would set a precedent for different form of budgeting for this one bureau. And for that reason, I vote no. But the amendment does pass. Let's see. Ryan. Amendment number one, any further questions on the motion to fund the acquisition of land preserve affordable housing? It looks like we're clear to go. Please call the roll, Keelan.

**Clerk:** Ryan?

**Ryan:** Aye

**Clerk:** Hardesty?

**Hardesty:** Aye

**Clerk:** Mapps?

**Mapps:** I want to thank commissioner Ryan for bringing this item forward. I'm going to vote yes on this today. I think it's feeling a little bit like a black box, and I really would have preferred to see it go through a separate process. However, commissioner Ryan and I have talked about this. I trust him. So I'll vote aye.

**Clerk:** Rubio.

**Rubio:** Aye.

**Clerk:** Wheeler.

**Wheeler:** I support this. Housing obviously continues to be a critical need in the Portland area. This amendment will allow for affordable housing work to continue, and I commend commissioner Ryan for bringing this forward. I vote aye. The amendment is approved. Ryan number two, motion to restore the development services work force levels. Any further discussion on this item?

**Hardesty:** Yes, mayor.

**Wheeler:** Commissioner Hardesty.

**Hardesty:** I was starting to ask commissioner Ryan some questions about the fact that this is one bureau that has been protected throughout covid and everything else. So I'm very concerned about adding 15 staff at a time when every single bureau in the city of Portland is stretched for additional staff. And there's a lot of development happening. So I don't think the bottleneck is actually slowing down development from happening at the moment. So I just really want to have more information about -- 12 staff seem to be -- 12 staff seem to be an awful lot of staff to be attempting to bring on at one time, and especially through a spring budget bump process.

**Ryan:** Thank you, commissioner Hardesty. Just a couple of facts. Yes, there were 12 -- were laid off in march 2021. Pds has drawn down their reserves by \$30.2 million to date, and forecasting additional \$11.5 drawing reserves for easy 22 and '23. I do have Kyle -- Kyle, are you here? I'm looking at the gallery. There you are. Kyle Brian from bds. Could you add any additional comments? You can fact-check me if -- I can't remember my numbers correctly.

**Kyle O'Brien:** Those numbers are correct. Just to respond to Hardesty's comment about the bss resources. Bds has actually been impacted quite heavily by the pandemic and seeing a huge drop in revenues. So it's not quite accurate that we haven't been impacted. We did, in fact, reduce our work force by 12 fte in March of 2021, and this would restore our staffing level that we had before then.

**Hardesty:** I think we've learned a lot over the last three years since March of 2020 when the pandemic started, and I appreciate the work that commissioner Ryan and commissioner Mapps have been doing to try to streamline the committee process. I am aware in this is the fourth mayor that I'm aware of that's actually tackled at the city of Portland. And I think it's really safe to say that it continues to be a challenge, whether you're just trying to do a repair your house or trying to build multifamily units. I am concerned that 12 employees seem like an awful lot of employees to be bringing on at one time. Again, when we are balancing limited resources and I've got to tell you, I could use staff in every one of my -- one of my bureaus. In each of my bureaus also have a role in helping the city come back from this economic devastation that covid created. So, again, it's not personal to bds, but I am concerned when we continue to carve out special bureaus that -- for special consideration when, in fact, the entire city is impacted by these financial decisions. I would like to have this -- I wish we had the conversation through -- as part of the regular budget process, because I just feel like the spring bump is not the appropriate time to be adding significant staff in that manner without some reason why that would be so. Thank you.

**Wheeler:** I have a similar concern. Number one, I didn't know about this one until yesterday. And I was little surprised to see it come up as part of the spring bump. This is also submitted by bds as part of the upcoming fiscal budget that will take up in a matter of days. And like commissioner Hardesty, I have questions about whether or not these resources can, in fact, be deployed by the end of this fiscal year. Hiring 12 people -- I mean, it is now mid-April, and these funds must be expended by the end or committed by the end of this fiscal year. So I personally at this point would like to see this continue to be submitted as part of the fiscal budget. I would opt to preserve our contingency and evaluate this as part of the overall fiscal package. That would be my preference.

**Ryan:** Allow me to just continue this conversation for a minute. When we had our conversation about this, both with bds and when I was bringing along to all of my

colleagues, I kept asking the question over and over again, how we could get people up and running in time and spend the money, if you will, in time. And I was assured by bds staff that was the case, and also they just reminded me over and over again that it takes 12 to 18 months to get people trained for these positions. And so Kyle or whoever is here from bds to add more to that, that would be helpful at this moment in time.

**Elshad Hajiyev:** And I can jump in, commissioner Ryan. We did lose a lot of staff during the pandemic, in addition to what Kyle just read, \$30 million withdrawn from our reserves. 12 employees were laid off in March of 2021. We instituted a hiring freeze at the beginning of the pandemic, so -- and then we also utilized a safety net ordinance that allowed us to separate a lot of employees by using that ordinance. And 12 employees left. So, actually, the impact to our bureau is more than just 12 that were laid off. It's actually double that, 24. And right now we are still drawing on our reserves pretty heavily at the rate of \$1.2 million on average. So that's -- that's a pretty heavy draw on our reserves. Like commissioner Ryan mentioned, for us to bring people in, the recruitment process itself can take up to three months. And then in addition to that, we have the time when we train employees and then they get up to speed and actually can produce quality work. So that -- that could take from 12 to 18 months, depending on the classification. The sooner we get those funds, the sooner we can address that uptick in economy and specifically in construction activity that we're expecting to happen. So, again, it's all about the timing. The sooner we get those funds, the sooner we start the equipment, the sooner we fill those positions, we will be in a better position to serve Portland. So the other thing is that the employment market is extremely competitive right now. A lot of our classifications such as inspectors, examiners, front line classifications that provide that service to our customers, are very difficult to sell, whether competing with a multitude of other jurisdictions and also with the construction industry itself. And we are not in a very good position there. So a lot of our recruitments are actually ongoing recruitments. When we keep having those



recruitments open so we can have quality candidates. Again, the timing is -- is of essence for us to be able to address that uptick and economic activity and construction activity that we are expecting to happen in a couple of years.

**Wheeler:** Commissioner Hardesty, did you have your hand raised again? Thanks.

**Hardesty:** Thank you, mayor. How many current vacancies do you have? You've had about 27 ftes that are vacant right now. Is that accurate?

**Hajiyev:** We have quite a number of vacancies at this point, and we are actively recruiting for approximately 40 of them right now. So we are -- again, we are planning to bring staff as soon as we can, train them as soon as we can. So we are in a better position to manage the increased work load that we're expecting to happen once the construction activity recovers from the pandemic and we can see more projects coming in.

**Hardesty:** Thank you so much for that. So this would be one-time funding, but the expectation would be that it would be ongoing with already 40 -- over -- almost 40 fte vacant. I see no reason -- no way that I would support this in a spring bump.

**Ryan:** I just want to add that in the meeting, our staff had this morning, these development forecasts from bds aligned with the economic analysis we received in your office, mayor. So this is being as agile as possible to be ready to really advocacy on economic recovery, and these are the front line highly skilled positions that are right now, we're in a deficit. And so that's exactly why this was moved to the urgency of the spring bump.

**Wheeler:** Well, I sort of have a question for the bureau folks. You're making this sound like a very good, thoughtful, strategic decision, but the fact of the matter is, you did not submit this as part of your fall bump request. This showed up yesterday. What changed?

**Hajiyev:** Thank you, mayor. We became aware of the additional funds that are available in a spring bump quite late in the process. So that's why we changed our strategy to, again -- in -- to be more agile. And to get the funding sooner and be prepared sooner.

That's why we are asking for those funds in the spring bump. That's the reason why we kind of late.

**Wheeler:** I appreciate that. But I want to make it crystal clear. This is not a candy shop, that any dollar we spend here out of contingency for an ongoing operation is going to fall to the beginning balance of our budget process, and as director Kinard said up front, we have exactly \$200,000 in ongoing forecast at this particular moment. So we would be starting off with a deficit.

**Ryan:** As a revenue bureau, you're well, you oversaw this bureau. It's chicken and egg. And so you have to have the people in place with these skills who can help generate the revenue to get the city out of the ditch.

**Wheeler:** Well, I agree with commissioner Hardesty on this one. We disagree a lot. But from my perspective on this one, between now and the end of the fiscal year, which is a matter of weeks away at this point, use the vacancies, do your recruiting, and then let's have this conversation -- I'm prepared to support this as part of the proposed budget in the spring. I'm just not sure why we need to do it today. The risk to the underlying fiscal structure of the city, I think, is greater at this point than your likelihood to be able to fill these positions. That's just my opinion. But enough of my blabbering. Keelan, call the roll.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** No

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** First of all, I appreciate commissioner Ryan for the conversation we had the other day. You answered my questions about this. So I vote aye.

**Clerk:** Wheeler.

**Wheeler:** I vote no for all the reasons that I indicated, but the amendment is adopted. Let's see, where was I? Ryan number three. A motion to hire staff for multibureau process, improvement efforts. Improvement efforts. Any further discussion? Please call the roll

**Clerk:** Ryan?

**Ryan:** Colleagues, thank you for entertaining in amendment. It's really about expediting the work of the permit task force, and we really had a lot of momentum going right now. So it's about moving forward to build that team, so that we can stay objective and clear and do the necessary surgery that will finally really do some transformation to how we build -- how we operate the system. I vote aye.

**Clerk:** Hardesty?

**Hardesty:** With 40 current vacancies, 12 just approved for hire, I cannot in good conscience add another fte to this buried budget. This will become another ongoing expense with no resources to pay for. I vote no.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler?

**Wheeler:** So this is what the bureau had asked for. And this was the thoughtful, strategic plan going forward to lead into the conversation you were going to have about staffing related to the ongoing budget in a couple of weeks. So this was to begin hiring staff for multibureau process improvement effort around permitting. And --

**Ryan:** And also, just for the record, this is Owen Mapps, so it's not --

**Wheeler:** It all gets to the same thing, which is speeding up our process and making sure we're being responsive to the needs of people in the community. And I still think

this piece is the most important part, and so I'm going to support it. But you're going to have to -- in my opinion, in order for this to be well-utilized resource, you're going to have to fast track the implementation of this program, given that we are now in the process of doing the hiring, as well. So I vote aye, and the amendment passes with those reservations now expressed. Commissioner Hardesty, amendment number 1, this is a motion to align the office of community and civic life carryover request as originally requested for plans, strategic planning needs. Any further discussion? I have a couple of comments on this one. Remember commissioner Hardesty, I'm with you. So here's my question. So originally, what I have included in the file was \$400,000 to civic life for their strategic plan. And then to continue to provide about \$250,000 in funding for neighborhood grants. And if I understand what has been done here, the neighborhood grant program has been eliminated.

**Hardesty:** No, mayor.

**Wheeler:** Explain what this does.

**Hardesty:** Yeah, I am happy to, mayor. So \$400,000 is being carried over for the strategic planning. \$248,000, \$459 is being carried over for neighborhood small grants for a total, \$648,459 being carried over.

**Wheeler:** Okay. So this -- so help me understand this. And I think I've got it now. So this reallocates \$248,459 for grants will now be going to the strategic planning process, is that correct?

**Hardesty:** No, mayor. It is still going to small grants. I had Michael Montoya here, if you would like to ask director Montoya directly.

**Wheeler:** Before we get to director matoya, can I ask director Kinard, because I'm confused. Can you explain? If I don't understand, I'll go to Michael.

**Kinard:** Okay. Yeah, so I believe commissioner, that the amendment, as I understand it, does actually reallocate the 248 that is going to neighborhood small grants in the

amended -- in the ordinance. It would take that 248 and reallocate it to the strategic planning process. So the strategic planning process would have \$648,000.

**Wheeler:** Michael Montoya --

**Hardesty:** My apologies -- excuse me, mayor, yes, Michael is here. My apologies. Yes. That is correct. We have decided to take that money and put it -- use it as part of the strategic planning process.

**Wheeler:** Okay. Thanks, commissioner, and we're muddling through this together, so no worries. Director Montoya, that raises the question for me, then. Which is \$650,000 for strategic planning process seems very expensive. Why do you need so much for a strategic planning process?

**Michael Montoya:** Thank you, mayor, for that important, fair question. Before I explain and answer that, I want to ensure that as part of our regular budget proposal, that is where we originally included the \$248,000 for small grants for our neighborhood associations and the community-based organizations that rely upon those. So that was our original strategy. Was to keep those grants as part of our budget ask, which we will be talking about in a few weeks. Then in our spring bump, we added up the amount that we were going to need for two years' worth of a strategic plan, not just for our bureau, but to systematically and thoughtfully strengthen our engagement infrastructure for the entire city. So as you know, the bureau has had a bumpy year, and that strategic planning process will entail a couple of things that are really important. One is an internal listening process so that we take the incredible talent of equitable engagement that exists in all bureaus in the city and use them to help us think smartly about that engagement infrastructure. Two, we will also do a robust listening of all the incredible talent in our neighborhoods, and in our community to -- for their ideas to be added to the strategic plan. And three, there isn't a common vocabulary or a common, sort of theory of engagement. And so I participated with psus, hatfield school of government, one, to create a really robust data profile of every neighborhood so that we understood

what the city is like in 2020, as compared to 2010, because what this is all about is ensuring that the comprehensive plan, which fills us what we need to do, this is -- enables us to help figure out how we get there for 2035. The other thing that we're doing to create a common language for the entire city, staff and residents, is having a convening of local and national experts sometime in the fall or winter to help think through and discuss and deliberate aspects of the ideas that surface in the strategic planning process. But also not reinvent the wheel. There are ideas about equitable engagement infrastructures that have been stood up throughout the country, and we would like to learn from those and have us all participate in a conversation, a deep conversation, about what the best way to engage with all residents in bringing solutions forward to all excellent work that is being done across the city. Does that answer your question?

**Wheeler:** Sort of. Let me -- thank you. Let me refine this further. So you said it's 648, 459 for a strategic planning process that then you suggested there might be something else that these dollars are going to. What else is it going to be on a strategic planning process?

**Hardesty:** I think what -- if I may, Michael, director -- Montoya. I think what director Montoya said was, the other part is the robust community engagement process, because at the end, the goal would be to have the city have one voice around civic engagement and how we engage people from different communities, and in an equitable, fair way. You might remember -- remember, was it last budget year or the year before. I feel like I've been here 100 years now, when there were 14 separate efforts to engage with black community members, and are we as a council talked about -- that's going to make people -- it's going to annoy people a little bit. If they're constantly getting different calls from different city bureaus about wanting to hear their voice.

**Wheeler:** Stipulated. And I'm 100% agreement with you, commissioner. I'm just trying to figure out why it went from 400 to 650. Director Montoya, can you explain to me why

we're three quarters of the year way through the fiscal year, why is there still \$250,000 in neighborhood grants unexpended?

**Montoya:** Thank you for that clarifying question. This funding would be carried forward as proposed for next year. In our proposed budget, this is for next year's small grant. So we have already distributed the small grants that were allocated in this fiscal year. What this amendment does is, keep this as part of our proposed budget year over year that we initiated last year. I think it was commissioner Mapps who proposed it. So we want to continue that 248,000 for small grants in our proposed budget. What this amendment does is add to our \$400,000 in strategic planning another \$248,000, which was pulled out by the city budget office so that we can fully fund our work with Portland state and our work with the internal listening and the external listening and design of the strategic planning process, which we believe would take two years. So you really have to cut that in half and say is \$320,000 a year for all of those important efforts. At the end of two years, we will have our strategic plan, which will include an implementation phase that will be -- everyone will be invited to participate in the coming 12 months. There will be reconciliation between what the city government and employees have to say, and the ideas that come from community experts and engagement practitioners, as well. So that's how to breaks down, basically. Internal, external, and the psu collaboration.

**Wheeler:** Okay. Thank you. I appreciate your response. Any further questions from anybody else on this? I just want to compare this to the community safety division. That's Portland police bureau, 911. They're only asking for 300 for strategic plan. So I'm honestly -- I'm just going to say, I'm still confused as to what this strategic plan would include. But I'll take you at your word. You're an honest man. Any further discussion? Please call the roll.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Thank you, director Montoya. And thank you, mayor, for those questions. And I can assure you that if we don't spend it all, we will be returning it back to the general fund. But we have a solid plan on how to use it. I vote aye.

**Clerk:** Mapps?

**Mapps:** I'm uncomfortable diverting dollars that directly benefit the community to a planning process and spending \$648,000 in our strategic plan, even if it takes two years, also does strike me as just being a lot. For those reasons, I vote no.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler?

**Wheeler:** I am supportive of what I included in the original filing, which was to provide \$400,000 to civic life for their strategic plan. And then continue to provide the \$248,459,000 funding for neighborhood grants. Therefore, I vote no. But the amendment passes. Hardesty, number two. Motion to carry over unspent funds received in pfr for Portland Street responses public relations campaign, received in the fiscal year '21/'22 fall bump. Any questions on this one? Call the roll.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Yes. I support this, and I thank commissioner Hardesty for bringing it forward. I vote aye. Sorry, I lost my place there. The amendment is adopted. Hardesty number



three. Motion to fund community engagement in the office of community and civic life director hiring process. Any further discussion on this item? Seeing none, please call the roll.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. The amendment is adopted. Hardesty four, motion to see a foundation to grow funds to be given to small community organizations working to reduce violence in our community. Is there any further discussion on this item? I have a comment. I'm obviously supportive of community-based would, to reduce gun violence. I joined my council colleagues in supporting several million dollars going towards similar efforts. But I am not prepared to allocate this amount of a very limited ongoing funds from the general fund policy set-aside without a better understanding of how funds would specifically be used. I would, however, be interested in reevaluating this package within the fiscal year '22/'23 budget, understanding how this work supports or works in alignment with the office of violence prevention in the community safety divisions programming. If there's no further discussion, please call the roll.

**Clerk:** Ryan?

**Ryan:** I am very supportive of our community-based solutions around gun violence. And I think that it's very important that we're a little more nimble about how we innovate, and I vote aye.

**Clerk:** Hardesty?

**Hardesty:** We need to be able to get money out the door, enter the hands of community-based organizations much sooner than we have been able to do in the past. And we have not, as of yet, created the right vehicle to get those dollars out in a way that actually will have a huge impact on this summer. I'm committed to making that happen, and I vote aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler?

**Wheeler:** No. The amendment passes. Mapps, number one. A motion to adjust the funding costs related to the mitigation of excess ground water, providing a way near providence parks stadium from bds and bes to general fund unrestricted contingency. Is there any further discussion on this one?

**Hardesty:** I have a question, mayor.

**Wheeler:** Commissioner Hardesty.

**Hardesty:** Thank you. Commissioner Mapps, can you explain to me why this would not be a rate payer thing to pay for?

**Mapps:** This has nothing to do with bds -- or environmental services.

**Hardesty:** Oh, I'm sorry.

**Mapps:** No, I mean, as in the problem that is being fixed is not a sewer problem.

**Hardesty:** What is the problem? Because the last time I think we talked, nobody knew who was responsible for what was happening. And so if somebody has figured out who is responsible for it now and the general fund is paying for it?

**Mapps:** It might be helpful to have a lawyer in the room or somebody from environmental services.

**Hardesty:** Anybody?

**Wheeler:** I used to watch perry mason.

**Hardesty:** I used to play a lawyer in Salem, but I don't think that counts.

**Adrienne DelCotto:** I'm here, but I can reach out to the attorney that advises on this, if you would like, and see if they're available.

**Hardesty:** Well, it just seems like this is an issue that should already have resources. I'm just concerned that we're just coming to the general fund without a fuller conversation, and a spring bump, to fix a problem at the last -- again, the last information I had was it was either -- it was between three entities, and nobody knew who was at fault, and people were pointing fingers. I don't think the general fund should be getting the fault when people don't know who is at fault.

**Wheeler:** So I can help a little bit on this one, because I asked some questions around sort of what the legal construct as I understood it. Again, you don't want to take legal advice from me. But what I heard and what I understood was that this type of issue that's being discussed here is not, in fact, covered by rate payer funds. This relates potentially to some construction issues. The bureaus involved have agreed, as I understand it, correct me, director Kinard, if I'm wrong, to split the cost associated with the remediation of this. Is that fair?

**Kinard:** So I don't know that the bureaus have agreed to split the cost. There has been disagreement around both the cause and the potential remediation strategy. Spectator venues -- the spectator venues program has commissioned a report that did find that there was likely -- that a likely cause of the issue was related to a sewer relining project and to the permitting of some nearby development. And so the ceo recommendation was for those two bureaus to split the cost now. There is still sort of this agreement at I think the staff level around the eligible use of the resources, and the -- and as well as sort of the proposed remediation process. Now, what I just share is that I think everybody is in agreement that remediation needs to happen very quickly.

**Wheeler:** And director Kinard, it's my understanding that the lawyers have quite definitively said that we could not use rate payer funds for this purpose.

**Kinard:** So I think there are differing opinions. The attorney that I spoke to said that they -- based upon the report that we saw that said it was related to a sewer relining project, said that it's possible. But I do believe that there was another attorney that also felt uncomfortable with the presumption that the environmental services engineers did not -- did not agree with the assessment.

**Wheeler:** All right. Commissioner Hardesty, then commissioner Ryan.

**Hardesty:** Yeah, thank you so much. I did remember correctly that there was -- there was an assumption that there was some shared responsibility, and is this the entire cost of repair that you're asking the general fund to pay for?

**Kinard:** I believe that this is the entire cost of remediation as it's been -- as it's been proposed, yes.

**Ryan:** Mitigation plan. The mitigation plan is the responsibility of the building owners and not bes or bds. That's where we're at.

**Hardesty:** What does that mean, as -- I don't understand what that means, commissioner.

**Ryan:** I want to be careful, because, as you know, there's some very --

**Hardesty:** A lot of lawyers involved.

**Ryan:** Yeah.

**Hardesty:** Yeah. I just want to make sure that we are not passing on the costs to general fund when we have bureaus with resources that should pay for sewer and other things. That's the only thing I'm trying to figure out. If we're just -- if we're just saying it's easier to do the general fund, I would disagree. So I just want to make sure that we're making a decision based on facts.

**Ryan:** Right.

**Hardesty:** Just based on trying to get rid of a problem.

**Ryan:** Elshad, are you still with us from bds?

**Hajiyev:** I am, commission, Ryan. If I could speak to that. You're absolutely correct. The mitigation plans are the responsibility of the building owner, and I believe omf owns the building. As far as bds goes, our revenues are protected by the state law. And to be used for activities associated with the permit -- building permit -- electrical plumbing that the applicant paid for. So -- is in this case, my understanding is that there's no causal relationship between what's happening on that building and that property, and any kind of a permit that bds issued. So therefore, our -- the funds that bds funds are not an appropriate resource to fund that mitigation. So that's where the bureau stands. And I understand, Jessica, you know, you probably consulted attorneys on that, because it's a state law. We cannot just use those funds from something that is not related to the permit in which the applicant paid for. As far as these general fund appropriate source, that's a different question. But the issue is that bds funds are not the appropriate source to fund that.

**Mapps:** And colleagues, I would just add that Eric Shaffner, I believe his name is, with the city's attorney's office has voiced our office that we should not spend rate payer dollars on this project. And, frankly, if this council directs me to spend dollars on this project, at the same time the city attorney is telling me not to do that, I've never been in that situation before. It certainly would represent a paradox, and would require, I think, significant further discussions amongst council and the city attorney's office.

**Wheeler:** Could I possibly suggest a strategy here? Because there's obviously disputes about the causes and disputes about who is responsible and what the strategy is going to be, and, you know, personally, I like to make sure there's a consensus amongst the bureaus on any engineering solutions that are ultimately implemented. Director Kinard, is there some way we could put this in a set-aside until those issues are resolved? At some level, we are going to be responsible for paying for this remediation, and I'm hearing from both commissioners Mapps and Ryan that there's an agree of urgency to

the problem here. It's a problem getting under foundations and everything else. So that -- we've all seen that end badly in other communities, and we would like to get to it. But obviously there's some unanswered questions that this council really isn't in a position to be able to evaluate or at least I'm not -- can we put this aside until our engineers work out a solution and have them come back to us with an agreed upon consensus strategy?

**Kinard:** Yes, mayor. So there are two options. One is if council wanted to set the money aside and in sort of a fund -- a set-aside fund. What that would require is that that would require the allocation to be brought back to the council before it could be spent or allocated. Which is -- which would provide sort of the ultimate level of sort of security for those funds. But on the down side, it would mean that -- it would likely delay remediation, because you would be required to come back to council for that allocation. Now -- the other option --

**Wheeler:** We are a four-fifths amendment. If somebody tells us on Friday we want to hear it on a Wednesday, we can do that. If they tell us on a Monday, we want to hear it on a Wednesday, we can do it. But that's right, mayor. And then the other option is the way that the amendment language is currently structured, essentially delegates authority to the chief administrative officer to sign off on the -- it all although indicate the general fund, but it designates the chief administrative officer to sign off on it. So it allocates the general fund.

**Wheeler:** That, too. I'll go with the will of my colleagues. But I feel like there needs to be at least an engineering consensus on this before the funds are deployed. And I'm seeing head-nods. Does that work?

**Hardesty:** Mayor, I would just say, I would prefer it come back to council before the dollars are released, because we need to know as council what the consensus is.

**Wheeler:** Okay. And you have heard the imperative that when they're ready to come to council, we're going to make space for them to be able to come super quickly, even if it

means a four-fifths amendment to bring it to council. Can I get four head nods that at least four of us agree to that? Good, I see that. So I don't know how quite to put that in language, but director Kinard, can you put that in the appropriate language, please? As an amendment?

**Ryan:** Can I just ask -- do we have a general consensus?

**Hajiyev:** I am -- I'm not sure about that. I think that the -- the issue at hand is who pays for it. And right? So it's -- the amendment is about the bds and bds not paying it and funds coming from the general fund. I think that's the gist of what you are -- folks looking to.

**Ryan:** We are definitely in a place we need to pull this and I appreciate the conversation. It is an urgent matter, and so this will be coming back soon.

**Wheeler:** Commissioner Ryan, why don't we -- we can go ahead and set the funds aside today. We can do that as part of the bump process. But I --

**Ryan:** Okay.

**Wheeler:** But we don't spend it until we hear back on the engineering solution, if that works for you.

**Ryan:** Yeah, that will work for me.

**Wheeler:** Okay. Commissioner Mapps?

**Mapps:** That sounds like a -- a great strategy, mr. Mayor.

**Wheeler:** Okay. Director Kinard, do you want to put -- looks like you're typing. So --

**Kinard:** Yeah. I'm trying to find the amendment language here, and I can propose some alternative language here. So right now, what we have in the amendment, we have three bullet -- I'm sorry, five bullet points. One of those bullet points, the fourth one, says council authorizes -- you know what? Give me a moment. Let's move to the next one, and I will construct some language for this after we talk about the next item.

**wheeler:** All right. Very good. So Mapps number two. This is a motion to water bureau one-time payment of \$3,000 to 320dctu employees for targeted classification.

Commissioner Hardesty?

**Hardesty:** Thank you, mayor. Two -- I want to speak to this motion. I am very concerned that you talked about setting precedent before. If we approve this, a rate-paying -- as you know, we set aside the target for general fund bureaus for a cost of living increases that are anticipated. I as commissioner in charge of pbot have incurred over \$787,000 in increase because of colas. And I have not asked for the general fund to bail us out. Because I did not think that would be appropriate. And we are not a general fund bureau either. As much as we would probably not want to be. So I think that this request should be covered within the budget of the office that submitted this request. And I cannot support this if I hope am not doing the same thing for a bureau that has a \$4 billion maintenance backlog and no rate payer resources to address those issues.

Thank you.

**Wheeler:** Thank you, commissioner Hardesty. And similarly, while I support the spirit behind this, I understand that the agreement reached with the dctu negotiations impacts the water bureau's bottom line. But I'm also told at this time, and if there's somebody from the bureau who wants to counter me, I'll certainly hear the argument. But I'm told that there is no impact to customer rates if this is funded internally by the bureau. And, you know, I also want to acknowledge that the impacts will occur over time. And we should obviously monitor and reconsider support down the road if it turns out that it does start over time to have an impact on utility rates. But I'm told at least in the near and medium term, it does not. The modeling does not support the idea that it has an impact on rates. And I do see employee costs, again, I'm going to be consistent with what I said last time. I see this as an ongoing cost of operations. For the delivery of this service. So I do think it's appropriate for it to be rate payer funded. Any further discussion on this? Seeing none. Keelan, please call the roll on Mapps number two.



**Clerk:** Ryan?

**Ryan:** No.

**Clerk:** Hardesty?

**Hardesty:** No.

**Clerk:** Mapps?

**Mapps:** Well, colleagues, because of the nature of this contract, it has a particular impact on the water bureau. If this amendment fails to pass, we will be undermining the fiscal stability of the water bureau. It is true, we could absorb these costs without increasing rates. However, if we have been also limited to whatever financial condition we have. So should we continue to have a problem with inflation or we have an unexpected expensive project, the water bureau is in dicey fiscal territory. Which is why I vote aye.

**Clerk:** Rubio?

**Rubio:** I support the spirit of this. And at first I was leaning toward support. But like the mayor has articulated, for those same reasons, it's my understanding that the bureau can meet those obligations and I am very much ready to -- to revisit, should it become an issue that we need to revisit to address. So I vote no.

**Clerk:** Wheeler.

**Wheeler:** No. The amendment does not pass. Are you ready, director Kinard, to go back to amendment one? Approximate with language?

**Kinard:** Yes. Just a moment.

**Hardesty:** Stop confusing director Kinard.

**Wheeler:** She's doing well. We have had a long day, and she's holding it together. I appreciate it.

**Kinard:** Okay. And so this is the -- this one was -- remind me, this was Mapps one. It's a motion to make the following adjustments to the supplemental budget as proposed to adjust the funding for costs related to the mitigation of excess ground water and the

right-of-way near providence park stadium from bds and bds resources to creating a general fund policy set-aside. And what we will do is we will reduce bureau program expenses in the bureau of environmental services through excessive operating fund by \$374,482. We will increase contingency in that same fund to offset this change. We will then reduce bureau program expenses in the bureau of development services development services fund by \$374,482. We will increase contingency in the development services fund to offset this change. And then we will allocate \$748,964 of general fund unrestricted contingency to the general fund policy set-aside, pending agreement on the appropriate sense of funding for the providence park ground water remediation. And update -- one through five as needed to reflect the change.

**Wheeler:** Excellent. Commissioner Mapps, did you have a comment?

**Mapps:** So this is being paid for out of the general fund?

**Kinard:** So, yes. So what we're doing is, we are essentially amending the funding structure so it's not assumed that it will be funded out of bds and bes. We have allocated general fund unrestricted contingency, but it is set aside in the policy set-aside, which means that council -- would need to come back to council before it can be -- before it can be allocated.

**Mapps:** Okay. That sounds fine to me. Colleagues, I will say, I think we have Mike Jordan over at environmental services on the line, if you would like to hear from him. But I'm comfortable with the language in this. The revised amendment.

**Wheeler:** Yeah, sure, if Michael is -- director Jordan is around. Does that work, director Jordan?

**Mapps:** He's under Michelle Rodriguez. There you go.

**Mike Jordan:** It's an incredible insult to Michelle. But here we are.

**Mapps:** Hey, Mike, I don't know -- did you hear? Are you caught up with what's going on?

**Jordan:** Well, a little bit, Mr. Mayor and members of the council. Just very briefly. We have advice from city attorney's office that if, in fact, the bureau of environmental services is not a cause of this seepage that needs to be alleviated at providence park, it's highly unlikely under the Anderson case that an expenditure for this by the bureau of environmental services would be justifiable under Anderson. Justifiable under Anderson. The Anderson lawsuit case, for those who aren't familiar. This is disagreement between the engineering firm that has been hired to look at this by omf and the engineers at the bureau of environmental services about whether the work that the environmental services has done is actually a cause of this. And there is no conclusive opinion by any engineers that we are. So that was the apprehension that environmental services had about contributing to this solution at providence park. And we're very willing, with the set-aside, to work with omf and the engineers to try and get to a conclusion about this, and then have the appropriate financing at that time. But happy to come back to council when we have an answer, also.

**Wheeler:** Okay, thank you. Commissioner Mapps?

**Mapps:** Oh no.

**Wheeler:** Okay. Thank you, director jordan, for that. El shon, anything else?

**Hajiyev:** No, thank you. Thank you, mayor.

**Wheeler:** Okay. Why don't we take up Mapps amendment number one as very wonderfully sketched out by director Kinard. Any further discussion? Seeing none. Please call the roll, Keelan.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler?

**Wheeler:** Aye. The amendment passes. We did not -- did we take the vote on amendment number two?

**Clerk:** Yes, mayor.

**Wheeler:** We did. Okay. So we're on number three, correct? I'll assume that's a yes. So this is Mapps three. The motion to set aside funding to be granted to the funds of frog ferry for transit authority development impact study and operational support. Any further discussion?

**Mapps:** Mr. Mayor, I would just like to add a couple of closing thoughts. Every member of this council is familiar with this project. And based upon the public testimony we heard today, I think that its benefits are clear. This is an environmentally friendly move that will get cars off the road, and carbon out of the air. It will contribute to our city's resiliency in the event of an earthquake or a fire. It will reduce traffic congestion. It will bring high-wage, high-skilled jobs to our city. It will promote tourism. We have seen that it has broad-based, enthusiastic grass roots support. This project will also promote economic development along our waterfront. It will expand our public transportation system. These are all good reasons to vote for this project, and there's one other reason, which I just sort of want to highlight before I turn the floor over to commissioner Hardesty. I would say this. The final reason why we should -- or I hope you will consider voting for this is that if this amendment fails today, that that is likely to be the end of the frog ferry project for the foreseeable future. And I think that would be a shame. Thank you, Mr. Mayor and colleagues.

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

**Hardesty:** Thank you, mayor. Today we are talking about how we best utilize resources, very limited resources, in an effective and responsible way. First let me say that a

regional ferry system is exciting. I've been excited about it for a long time. And my office has been involved in numerous efforts to push this vision forward. I was supportive of the first city allocation of funding in 2019. My team worked with pbot to support a federal transit authority grant. We have had numerous discussions with metro about the best path forward for getting the frog ferry or the regional transportation plan. And most recently, we had started working on the possibility of having pbot sponsor frog ferry for another grant request for money specifically earmarked in the infrastructure bill for ferry services. I'm sorry, for ferry systems. But then we pause as we begin to hear about the conflict between trimet and frog ferry surrounding their state grant. Both trimet and frog ferry are telling my office directly conflicting things. And leveling very serious accusations at one another. I cannot in good conscience support this budget allocation when both trimet and frog ferry are leveling such serious accusations against each other. Until we have clarity on this situation, this would be an irresponsible use of taxpayer dollars. Overall, I have three concerns regarding this budget amendment. Number one, my top concern is making this allocation before we have clarity on the very serious allegations being made by trimet and friends at frog query. To provide an understanding of these accusations, I want to read an email my office recently received into the public record. This email was a summary of a letter trimet sent to friends of frog ferry on april 7th. These are bullet points summarizing trimet's concerns. As my colleagues know, the fuller was sent to all council offices for review prior to this budget amendment being brought forward. The email from trimet reads as -- reimbursement requests submitted by friends of frog ferry contain voices that don't add up and keep changing. Ineligible expenses submitted by friends of frog ferry for reimbursement. Trimet can only reimburse for management costs that are reasonable and necessary. Miss Bladholm changed her status as a salaried employee to a contractor as an employee trimet reimbursed her salary as she had agreed to with friends of frog ferry of an hourly rate of \$74.52. The board then retroactively changed her status from

employee to contractor and Bladholm sought reimbursement from trimet at an hourly rate of \$200. Not the \$100 an hour, as stated in her recent memo. And asked for compensation at the new rate of \$200 an hour for what trimet had already reimbursed her at the salaried rate. In addition, matching funds irregularities. There is a serious concern that because it involves using private foundation moneys in ways that do not conform to accounting standards. This has been extraordinary difficult, because the billing invoicing has shifted and changed frequently. And I do have the whole file that trimet made available to me, by the way. Another baffling example to trimet is the recent memo from friends of frog ferry to trimet, and many elected officials that ms. Vlad hom said she billed at \$100 an hour when she should have billed at \$200. To us, this is another example of how this whole situation does not add up. End of email. So that's concern number one. Concern number two, the next challenge is capacity of pbot. This is a transportation project and developing it will require commitment of resources from pbot. For example, metro has commented that pbot would need to be involved in getting the project on to the regional transportation plan and many grants will look to see if the project is on a local transportation project priority list. And receiving staff support from pbot. I realize there's an interest in seeing pbot tackle transformative transportation projects and challenges they're already tackling numerous transformative transportation projects at second avenue, the i-5 bridge replacement, the rose quarter congestion pricing, numerous safety and road improvements in east Portland, and a pilot review recently completed around community-driven safety developments. Adding to the challenge of pushing another project is not only one of capacity, but also one of priority. Frog ferry will offer services to some areas that are currently low service for when analyzing the frog ferry with the bureau's equity let's. They are doubtful that it will rise to the level of the projects just highlighted. My final concern is a lack of multijurisdictional support. As it stands now, trimet is actively antagonistic to the project. The state is grappling with a multi-departmental headache caused by the trimet

and frog ferry de spin. And my office has received no real signs of interest to be involved by the county or metro. And concerned the city will devote resources to a project that will ultimately require multijurisdictional support only to find it lacking as we move forward. I know there are a lot of passionate people at frog ferry working on this, and I also know that there are a lot of people passionately passionate about improving transit services at trimet. And a lot of people in the city want to see an exciting new transit option provided. I am one of those people. But as this project stands now, I cannot support staff or money allocations to a project facing these challenges and accusations. And at the very least, I think it would be responsible for this city council to wait until the trimet and frog ferry conflict is resolved to a level of clarity that ensures we do not take a vote we could end up regretting. Longer-term, there needs to be a serious analysis of resources available, both money and staff time, to support this project. Especially if no jurisdictional partners indicate interest. For all of these reasons, I will be voting no on this budget amendment. Thank you.

**Wheeler:** Thank you, commissioner Hardesty. And I would ask commissioner Mapps, you know, I -- I share the concerns that commissioner Hardesty has around the legal and financial disputes. And we have run into this problem before, where we have supported organizations and it turns out they have substantial legal or financial issues, and we get drawn into it. Is there a way that you would accept a condition that the parties resolve their legal and financial disputes prior to funds being allocated?

**Mapps:** Yes, Mr. Mayor, I would accept that compromise.

**Wheeler:** Commissioner Hardesty?

**Hardesty:** Mayor, that only addresses one of my concerns. I have three. Regardless of who we say runs this, frog ferry cannot do anything without support from pbot staff or me, because I'm their city's representative on the -- or on the policy boards or jpac and any other policy boards that will make decisions about whether this project moves

forward. Again, this is premature. And it is not an appropriate time for us to be putting money aside for this purpose. Thank you.

**Wheeler:** Thank you, Hardesty. Commissioner Mapps, I heard you at least on the issue of legal and financial issues. You would be willing to accept a friendly amendment to the amendment which puts it aside until those issues are resolved?

**Mapps:** Yes, Mr. Mayor, I would.

**Wheeler:** How do you respond to commissioner Hardesty's comments with regard to the needs of city resources being deployed and the bureaus to support this program?

**Mapps:** Well, I believe this -- we have had votes and discussions about the frog ferry before. I've talked to each and every one of you about this. I believe that each -- I believe you when you tell me and tell the people of Portland that you support bringing a ferry to town. And I would -- I would be happy to work with you to make sure that the city walks its walk and supports this priority.

**Hardesty:** Again, it is not on any transportation agenda at this moment. And it would require a huge effort to get it on any fast track. So unless you're talking about a grant to get the money from the federal government and managing that grant, there is no pathway forward. And pbot at this moment. Until these issues are resolved. So, again, I mean, giving money to -- I'll just stop there.

**Mapps:** Sure. And commissioner Hardesty, it's my understanding that one of the things that this funding that's on the table would provide is an opportunity for the frog ferry group to continue to pursue federal grants, and there are federal grants that specifically focus on ferries. And Portland is unique, given our footprint that we don't have a ferry.

**Hardesty:** I appreciate that, commissioner Mapps. This is not for you. This is for the listening audience. I appreciate your comments. But it doesn't just magically get funded by the federal government. There must be a local partner. There is no local partner at this moment. And so how do you suggest they get money from the federal government? What's your plan on that?



**Mapps:** Well, I do think that we've had some discussions on this council about omf or the city serving as a fiscal agent, should we get to that point.

**Hardesty:** So I think there's a lack of understanding that this is a transportation project. And no matter how you frame it, no matter how you -- put bows on it, if this project is to move forward, it can only move forward as a transportation project. And I see no path forward until these legal issues have been resolved. Thank you.

**Mapps:** Well, commissioner Hardesty, I think the mayor put forward a friendly amendment that said maybe we could put these dollars in a set-aside until we get these -- this conflict between trimet and the frog ferry resolved. You are the commissioner in charge of transportation. So if you're saying that there's no conditions under which you'll support this, but you have to support this in order for this to move forward, I accept that. I'm disappointed in that choice, but I will accept it.

**Hardesty:** I am saying, you or no one else has had any conversations with me about moving forward a new transportation project based on all the transportation projects I currently have on my plate. Had you come and talked to me, we would have had this conversation a long time ago. But you chose not to do that, and move forward. So that's why we're having this conversation now on the public record. Regardless of how you frame this, this is a transportation project, and you're asking us to give a nonprofit money to save them, as compared to do some work that actually leads to a transportation project that can be supported. And that's a different kind of aspect in my mind than what this council traditionally puts our limited resources behind.

**Wheeler:** All right. I think we have heard all sides. And just to confirm, commissioner Mapps, you have accepted the friendly amendment that we will put this in a lockbox until the legal and financial issues are resolved.

**Mapps:** Yes, Mr. Mayor.

**Wheeler:** I have heard commissioner Hardesty's concerns, as well. I just want to acknowledge those as being important to any future discussions about this project.

Director Kinard, what is the best way to put those funds in a lockbox until those legal and financial issues are resolved?

**Kinard:** So, I think we would pursue a similar strategy to what we just proposed for the providence park issue. So I have some language that would amend the allocation from being appropriated directly to special appropriations, but to a policy set-aside account. So that it would return to the council for a vote. Does that -- is does that align with what you were thinking, or did you want to go the route of --

**Wheeler:** That's fine. I would like it to come back to council. I think we have made that decision. I don't want to -- I don't want to allocate that decision.

**Kinard:** Okay. So here's the language. Motion to make the following adjustments to the supplemental budget as proposed in order to set aside funding in a policy set-aside account to be granted at a future time to the friends of the frog ferry for transit-oriented development in operational support. So what we would be doing is increasing general fund policy set-aside by \$225,000 for friends of the frog ferry, funding will be released upon approval by the council following the provision of additional information and financial and legal assurances to the council around the viability of the, who would then reduce general fund unrestricted contingency by \$225,000 to fund this change and update exhibits 1 through 5 as needed to reflect this change.

**Wheeler:** Works for me. Any further discussion? Please call the roll.

**Ryan:** Actually, I -- I --

**Wheeler:** Go ahead.

**Ryan:** Well, my question is this. So my experience in the world of building things in the community sector is that you have to hit a certain threshold before you can leverage a match. And it -- the way that was proposed, there were a lot of legal issues, but we're also talking about making -- you know, helping them be whole, and they need more partners. So in dialogue as we move this forward, I just want to put on public record that for me, it would be important to see that the good people in the frog ferry network hit a

certain threshold of private funds that they have raised. And so I'm a little bit lost on what we're voting on right now, is what I'm really saying. And I wanted to get a little bit more to the operational side of what would be the threshold that would release that money of \$225,000. Is it just around legal? Is that what I'm hearing from you, mayor Wheeler?

**Wheeler:** No. There's a financial issue, as well. I want to see what their plan is going forward. Commissioner Hard see made some points around if you're going to be a fiscal sponsor, I want to know what else is in the offering. And if they're going to apply for grants, I want to know where their source of match is going to be, as commissioner Hardesty indicated. Basically, I would like to see a full game plan. I presume they have that. But the ask right now is slightly narrower than that. When I say -- I expanded this beyond legal issues to include financial issues. Commissioner Rubio?

**Rubio:** So my question is then, what would preclude us from just asking them to come back once they resolve it instead of -- why do we need action right now? I just feel like I don't have enough information to really -- I would need a day or something to think about what you're proposing, and I -- and I I'm a former nonprofit director, and this is very unusual. And that's what gives me a little bit of -- not feeling good in terms of, you know, creating a double standard that we hope other nonprofits that we do work with the city to. And I fully support frog ferry, and I love the vision. And I really respect Susan. This is just something that right now doesn't seem quite ready, given what we just learned a couple days ago. And so I want to give them that chance to make that case, and then for us to have a conversation and then -- and then, you know, entertain an idea to support them. I just -- feel like it's very quickly -- I'm not tracking all -- like, I don't know that I'm going to make a good decision, like, just doing it on the fly like this. But that's just me

**Ryan:** The root problem here is solving fiscal insolvency, right? And the last thing we want to do is -- anyway. This is -- complex. And it's also been quite a long day.

**Wheeler:** No question. Commissioner Rubio and then Hardesty.

**Hardesty:** You didn't put your hand up. Mayor, I'm just going to recommend that -- that we just vote this measure up or down, and not try to fix a broken proposal. Because honestly, I think once we get the information that you've asked for, this is not a lot of money to come back to the city council at any time and ask for these dollars. And we don't have a special allocation set aside for that. I think that these questions are way too big for us to be kind of just saying, okay, we'll see what comes up later. But, again, I, like commissioner Rubio, I support the vision of frog ferry. But I also know, again, as the transportation commissioner, I was not -- I was not -- we didn't work together to come up with a plan. In fact, I -- it didn't happen. And so I will be a no on this, no matter how we pretty it up. I just think that it's not -- it -- it sets a bad precedent for council if we move forward and allocate this money in any way shape or form at this time.

**Wheeler:** Thank you, commissioner Hardesty. Commissioner Mapps, I guess I turn it to you. If I'm reading the body language here, there's a decision that you need to make with regard to whether we move forward with the vote or whether you withdraw it and go back and work with the frog ferry folks. But I'll leave that to your discretion.

**Mapps:** Let's take a vote.

**Wheeler:** Keelan, please call the roll.

**Clerk:** Ryan?

**Ryan:** First of all, I just want to say that I see the vision to move this successfully to implementation. I think we all want this. I don't -- I don't think there is one colleague that's not enthusiastically supportive of the frog ferry. I do think we're talking a pause for that cause at the moment so we can reassess this project, and, of course, we're going to build on the shoulders of the great work that Susan has done. I'm a great supporter of the work that you and your team have done. Having a background of working as an executive director in the nonprofit world, the challenges of fund-raising, the challenges of doing a build, bold, necessary project like this is complex. And I believe that there is

merit behind this idea but I would be in favor of the resolution to support frog ferry as previously -- as it was previously proposed. But I'm just confident that the organization of the friends of frog ferry should be able to utilize their base, keep them engaged, keep them involved in this kind of moving forward, and we have a lot of dots to connect. But I'm really clear that we can bring this back. And I actually appreciated dialogue between the transportation commissioner and commissioner Mapps, whose bring this forward today. We want this. Portlanders want this. But we would regret, based on the information that was presented to us in emails and was read some of those comments were read by commissioner Hardesty today. We would regret being -- we would regret that if we supported it at this moment, at this time. So at this moment, on this particular moment in time, I vote no and look forward to coming back.

**Clerk:** Hardesty?

**Hardesty:** Since 2019, I've been a strong supporter of frog ferry. I cannot in good conscience give public dollars to an organization that is facing a kind of issues that they are facing right now with trimet. So I vote no.

**Clerk:** Mapps

**Mapps:** Colleagues, if this vote goes the way I expect it to go, this is a very sad day for Portland. If we fail to pass this amendment, I expect the frog ferry project to die, which will be a setback for our environmental goals and be a setback for our resiliency efforts. It will be a setback for our efforts to solve traffic congestion. We will be taking a pass on bringing high-skill, hi-wage jobs to the city. We have a great opportunity here to promote and support tourism, and that will also go away. I think we'll also support many Portlanders who are excited about this project. We will take a pass. And this is an opportunity to develop our waterfront. And we will lose an opportunity to support the expansion of our public transportation system. I think that's a shame. On the other hand, I am confident that one day there will be a ferry here in Portland. I want to thank the hundreds of Portlanders who have worked on the frog ferry project over many years to

make this happen. You guys did great. And I wish I could have done better for you today. But it is what it is. And for these reasons I vote aye.

**Clerk:** Rubio?

**Rubio:** Again, I just want to start again by saying that I really truly support frog ferry project. I -- you know, I support the vision since I met and talked to Susan two years ago. And I do believe that this project would be -- will be good for Portland. And I -- I just have to reconcile what I am also here to do, which is to ensure that we meet certain obligations to make -- ensure good stewardship of public resources, and given the timing of information we don't have the time to sit down and unpack this directly, as we probably would in normal times to echo what commissioner Ryan said, at this moment, right now it doesn't get us there. But I want to be clear, for me it's about equitable application of a standard and not about the projects. And I remain supportive of this growing organization, and I'm open again to considering in the future and maybe the near future a budget -- critical budget juncture with these things ready to move forward and welcome the conversation. And I also just want to say that as a former nonprofit director, there are a lot of stressful times when you're managing a growing organization. And capacity and learning the ropes and learning how to manage carrying forward that vision at the same time while having to do all of the backup house, that's a lot of work. And so there is a lot of recognition at least by a lot of us on this council about what that means to do. And so I just want to say that to you. Because we see you and we see that. So just want you to know, you know, in the meantime, my office and parks stand ready to help the policing of the docks when the time comes, and I hope that I see this project back again soon. I vote no.

**Clerk:** Wheeler.

**Wheeler:** Well, I, first of all, want to thank Susan Bladholm for being here for her tireless leadership for this project. She's really done a fantastic job. And Susan, I have a tremendous amount of respect for you and your vision and your leadership.

Commissioner Mapps, thank you for bringing this forward. You made an enormous effort. I absolutely was prepared to support this with the -- with a lockbox, with the assumption that the legal and financial issues would be resolved prior to any taxpayer funds going into this project to a greater degree. Obviously, that will not happen. I'm voting aye, but the nays have it today. That being said, I would invite Susan and frog ferry to come back to the city council at a later date. I believe these issues will be resolved with trimet, and I would look forward to hearing more from the folks at frog ferry, should they choose to come back to the city council on a different day. And I just want to extend that invitation personally to you, Susan, and express my desire to have that opportunity, should it arise. I vote aye. But the amendment does not pass. Does that complete all of the amendments, or did I miss some?

**Kinard:** That completes the amendments, mayor.

**Wheeler:** All right. Very good. So we have made it to the end of the amendments. Now we must vote on the main motion, as amended. This is, of course, an emergency ordinance. Is there any further discussion to the main motion? Seeing none, please call the roll on the main motion, as amended.

**Clerk:** Ryan?

**Ryan:** Aye.

**Clerk:** Hardesty?

**Hardesty:** Aye.

**Clerk:** Mapps?

**Mapps:** Aye.

**Clerk:** Rubio?

**Rubio:** Aye.

**Clerk:** Wheeler.

**Wheeler:** Colleagues, this was a long day. We started earlier today, and we had no shortage of complex and difficult issues. And I just want to reflect on the day for a

moment. We had some really good debate. Something that, unfortunately, you don't always see in a democracy. This city council, as much crap as we take from everybody about everything, we debated the issues today. We had legitimate and even forceful differences of opinion on any number of issues, not just this afternoon, but during this morning's session, as well. And I feel at the end of this day to be very proud to be a member of this city council, where we can have really fact-based, tough debates, be really honest with each other, throw different ideas back and forth, have disagreements and split votes. And we had plenty of those today on a whole bunch of different issues this morning, as well as this afternoon. And yet here we are. Colleagues who still respect each other, even though we have different ideas, perspectives and backgrounds. We bring different things to the table. And so I just wanted to reflect, as I take this vote in favor of the main motion as amended that today was really a good day for local democracy. And I have you and your staffs to thank for that. Director Kinard, as always, thank you for your stalwart leadership, and your drafting skills, as well as your financial skills. I hate to press you one more time, but could you sort of give us the summary of where we are right now with regard to the expenditures in the spring bump, and could you tell us a little bit about carryover --

**Hardesty:** Mayor, we didn't vote on the whole package yet. Are we going to do that today?

**Wheeler:** Did I actually forget to call the roll?

**Hardesty:** Yes.

**Wheeler:** Well, that isn't that interesting? So I gave this great speech. I gave up the wrong day to give up coffee. So why don't we call the roll first on the main motion as amended. I thought we did.

**Clerk:** Mayor, I think we did. I would -- I would ask legal to confirm. I thought we did vote on the package as amended.

**Wheeler:** Yeah, I did too.



**Hardesty:** My bad. So it's not you. It's me.

**DelCotto:** My count shows that we're still waiting for the mayor's vote.

**Wheeler:** Oh, I thought I said I support it. I vote aye.

**DelCotto:** Oh. I may have lost it in your speech. I apologize. Now we're done.

**Wheeler:** So, yeah, absolutely. I vote aye on the package. I support the package as amended. I vote aye. And, yes vote. And the main motions pas, as amended. And the ordinance is adopted. Thank you. So back to director Kinard. Can you sort of give us a summary of where we are at the end of spring bump and what that pore tends for carryover into the budget process, please?

**Kinard:** Yes, so in terms of general fund carryover, there were a couple small changes there. We started with about \$16 million of general fund carryover, and I believe we landed at around \$16.23, I will have to double-check that, but that has no impact on our contingency accounts. We just added a couple other carryovers to that, be and then in terms of our overall contingency accounts, we started around 9.5 million for our sort of unrestricted and personnel contingency. Where we stand right now, after the amendments, is about \$2.26 million. Available in unrestricted contingency or personnel contingency. And then we have in addition of let's see -- in addition of \$748,964, the policy set aside for providence park. That was offset in our policy set aside by a draw on policy set-aside of \$1 million for the -- was drawn from the house participatory budgeting set-aside per commissioner Hardesty's amendment.

**Wheeler:** Okay. Very good. Thank you for being on the ball. Colleagues, thank you. Appreciate it. Have a fantastic evening. We are adjourned.

**At 5:13 p.m., Council recessed.**

## 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.

April 14, 2022                      2:00 p.m.

**Rubio:** Today is April 14 and this is the afternoon session of the Portland city council meeting. Keelan, can you please call the roll.

**Clerk:** Ryan.

**Ryan:** Here. [Roll call]

**Rubio:** Thank you and Megan I meant to say. And please note city hall is closed to the public all members of the council are attending remotely by video 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 to the public on the city's YouTube channel [egovpdx](https://www.youtube.com/channel/UCg0vpxdX), [www.PortlandOregon.gov](http://www.PortlandOregon.gov) and channel 30. The public testimony about this proposal on the Mapp App and clicking on the Read Public Testimony link. The written record is at the Ezone website. The council is taking these steps as the covid-19 pandemic -- thank you, all, for your patience, your flexibility and understanding as we manage through this difficult situation to conduct the city's business. The written and oral record will be closed at the conclusion of today's hearing. With that, we'll hear from legal counsel.

**Lauren King:** Good afternoon. To participate in council meetings you may sign up in 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, reports, or first

readings of ordinances. The published council agenda at [www.Portland.gov/council/agenda](http://www.Portland.gov/council/agenda) containing 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 be considered at that 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 use 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 disruption may result in the person being placed on hold or being ejected from the remainder of the electronic meeting. Please be aware all council meetings are recorded.

**Rubio:** Thank you.

**Rubio:** Thank you Lauren. Colleagues today we're holding a hearing on potential amendment to the overlay zone map project. It is known as the e zone project for short. This is a continuation from the hearing old on -- I'm now going to turn it over to the planning staff Daniel and who will describe how we'll spend today's meeting.

**Clerk:** Madam president may I please read the agenda item.

**Rubio:** Of course.

**Clerk:** Thank you. Item 284. Adopt the environmental overlay zone map correction project, amend title 33, zoning maps, natural resource inventory, and supersede and replace noted watershed, conservation and protection plans.

**Rubio:** Thank so very much. So now I will turn it over to Daniel.

**Daniel Soebbing:** Thank you very much commissioner Rubio. All right. And I'm going to start sharing my screen -- good afternoon. My name is Daniel and I'm with the Portland bureau of planning and sustainability and I'm here to talk to you about the e

zone project. Which took place on February 16. I'm going to start with a brief reverb fresher on what the e disowns are and what their about. This will be a recap of the term that I presented to you two months ago and then I've move on to discuss the proposed amendments. Environment over lays is part of Portland zoning code. They protect important natural resources. The conservation is applied to forest vegetation and allows to for some private development. The protection zone is applied to streams and wet land, and it prohibits most new private development. E zones were created to the adoption of natural resource protection plans in the early 90s and 2000s. And state land use goal five require Portland and other Oregon jurisdiction to inventory and protect natural resources. The comp plan has directives to the direct us to update the e zones as well. In 2012 Portland adopts new technologies to map the fort and wet land and a lot of resource that were supposed to be protected were missed when the e zones were originally applied. This is an example of the stream system in southwest Portland that is only partially protects. The idea was to apply protection around the stream, but it was only applied to the central stream channel because the tributaries weren't mapped well. If the e zone project is adapted the protection zone will be applied to all of the mainstream channels. The primary output there are also some code clarifications and minor code amendments, but this is not intended to be a policy project. E zone project staff has conducted extensive outreach lieu mailing and public meets over two and a half years. At least three separate mailers have been sent to properties. A significant part of the engagement that we've conducted so far -- so before moving on to discuss the amendments I'd like to remind you to the proposed amendment to the e zone project was posted on the e zone project website on April 7th. And addendum to those amendments was posted -- and 13th. The written record is located on the port lapped website which is -- and it can be accessed to the e zone map app. Which is a list of the five potential amendments that will be considered today. I will go through and describe each amendment one by one. After describing each amendment I will ask if there is a

motion to adopt the amendment and if there is a second. Public testimony will be taken on the testimony that is moved and seconded. If any amendment is not moved and seconded that will not be included as part of today's discussion. And finally after the conclusion of public testimony city council will discuss and vote on each of the amendments time permitting. Amendment one was introduced by commissioner Ryan's office. This will a septic system also part of this amendment is technical change to the zoning code to assign and environmental review process and environmental review criteria for septic system that's don't meet standards is there a motion for this amendment.

**Ryan:** So moved.

**Soebbing:** Is there a second.

**Rubio:** Seconded.

**Soebbing:** All right. The motion has been moved and seconded. Thank you very much. We'll move on to the next. Amendment two is introduced by commissioner Rubio's. It will add a list of grass land associated species to the criteria, and it would fix a mislabeled table header. Is there a motion for this amendment?

**Mapps:** So moved.

**Rubio:** Sorry.

**Mapps:** I'll second that.

**Soebbing:** Thank you very much. Amendment three was introduced my commissioner Rubio's office. And this amendment would update the index and symbol and description of e zone to align with the new zoning map and align with the pleasant valley map area is there and amendment for this area.

**Mapps:** So moved.

**Rubio:** Seconded.

**Soebbing:** Thank you very much. Amendment four was introduced by commissioner Rubio's office. And it would update supporting map was now projects is there a motion for this project.

**Ryan:** So moved.

**Mapps:** Seconded.

**Soebbing:** And finally we have amendment five and this was introduced by commissioner Rubio's office. The amendment package that the e zone file staff filed week on 52 sites these edits were made as a result of site visits that staff had conducted in September months. Since the council hearing on the e zone project they have conducted 22 site visits and they have completed five wet land field verifications. Before my commissions make a motion on this amendment, I would like you to consider and addendum. After project staff filed the amendment package, we were contacted by staff in the water bureau who asked to review the zones on 15 decides where water infrastructure is located, we went through and reviewed those 15 sites and found nine that would be appropriate to make amendment to the mapping. The edits consist of the deletions and -- of vegetation patches that the vegetation is not ever covering a structure or that there is a clear cap in the map vegetation patch. The proposed edits that we made are consistent with the types of edits that we have made regularly throughout visits throughout the area. We're not giving -- so I am requesting that this a denned up be included as part of amendment five.

**Hardesty:** So moved.

**Mapps:** Seconded.

**Soebbing:** All right. So thank you very much. This is the summary of five amendments. Each has received a motion to adopt and a second. I'd like to thank you and I would like to let you know that I and Eric Engstrom are here to answer any questions and we're going to turn it back to commissioner Rubio.

**Rubio:** Thank you Daniel.

**King:** Just quick for the record and for Megan and I want to make sure that it's clear that amendment five was moved and seconded with the motion that that was the motion.

**Rubio:** Yes. Thank you for that clarification and thank you Daniel for the clarification and to my colleagues for approving these amendments. I just want to be clear since our first hearing of this item how many additional individuals have you done site visits for.

**Soebbing:** Thank you, commissioner Rubio. We've done 22 site visits and our colleagues at the bureau of environmental service -- have done five field verifications. And anyone that requested a site visit in the week after that last hearing project staff made sheer that we had a chance to go out and visit their site so the everyone that's been visited by us.

**Rubio:** Great and just for the record were there any site visits that were offers that were refused.

**Soebbing:** Yes. We had conversation was the property owners and they have questioned for us to not go on their site. I can specify the site is 1701 southwest avenue and this is a site that we're proposing vegetation edits on after consulting with the property owns. We found areas that could we immediate -- these are the types of edit that we did for the water bureau and their sites and those are included in the packet that we provided the city council.

**Rubio:** Great. Thank you, Daniel. Counsel do we have any questions for them. We will now begin public testimony. Each individual has three minutes to testify. So Megan will you kick us off.

**Clerk:** Yes. Thank you. We have seven individuals on the call as of now. We'll start with James Harries, Gary Schoenberg and Charles Gunn. James are you unable to mute yourself.

**James Harries:** I'm here if you can hear me.

**Clerk:** Yes, we can hear you.

**Harries:** Great. I submitted testimony to the effect that I think Daniel and his company are doing a good job however their criteria need to be adjusted for farming activities. I can explain and how my property was developed. In 1911 it was clear cut and sometime after that it was developed as agriculture and then now, they come along with a conservation zone that will prohibit my agriculture activities. What I have left after they [indiscernible] left opt property is 58 fruit trees and probably twice that many holly trees. Someone thought they were getting rich on fruit and holly. But I'm going to maintain those. But after reading the standards I'm going to be a criminal. Because if have a tree that's over 6 inches in diameter I'm in violation of the ordinance. This doesn't make sense the fruit trees and holly trees are -- but it really is no justification for keeping them in a conservation zone. So I would like the council to consider ordering agriculture to be excepted from conservation zone and that's basically my testimony.

**Clerk:** Next we have Gary Schoenberg.

**Gary Schoenberg:** Hello. Is there any way that I can add a video, I mean see myself?

**Clerk:** Gary, you should now have an option to start your video at the bottom of your screen.

**Schoenberg:** At the bottom of any screen. What do I press on?

**Clerk:** There should be a start video with a red x in it if you click on that. It will enable four videos.

**Schoenberg:** There is no -- oh, maybe I --

**Mapps:** Maybe bottom left. There you go.

**Schoenberg:** It was upper right. High, I'm Gary Schoenberg and as you know by -- now I'm a rabbi. And the re-enactment of that journey from slavery to freedom. That is a drama that we live every year and it's in that context that I'd like to talk about the last few years of our journey vis a vis the city of Portland. I'd like to clear the air. There are times when I felt not being treated fairly, but in the end, I know I'm blessed. I'm blessed to be a citizen of the city of Portland. I'm blessed by a home that I truly love. That we



truly love. And will continue to celebrate as a resource to the community. It wasn't what we had planned for and certainly there were times when I gave pretty heated arguments to the contrary. It's in that context that I'd like to ask your forgiveness. And understanding. It felt like the city was knocking at our door and take away a substantial part of our property's value. But sincerely, I love being a part of the citizens of Portland. I love living in Portland. So it's, kind of, like let's make a deal. Door number three is to stay in our home. If that's the outcome there is a sign on our door that says we are blessed, and we will live well. I also forgive each of you for the actions that you're about to take. Thank you.

**Clerk:** Next, we have Charles Gunn.

**Hardesty:** You're still muted.

**Charles Gunn:** Okay. Good afternoon. I'm here to make a -- to recommend the amendment that would change the status of sewage development because I think I have the same feeling that the previous witness or testimony giver had that it's been a difficult period for me to see the land that I've owned for 25 years without developing it change so dramatically its status to be completely covered by special zoning that the development is going to have a very different feel to it when it happens, and I'm willing to take the hit because I appreciate the need to have this -- something for the common good. There has to be some sacrifice on the part of the individual. But I think that anything that can be done to sort of share that load and to -- this amendment that would allow the special treatment of the sewage because there is no sewage up where my property is, and it would have to be specially allowed. That would be a way of sharing or blunting some of the effect of this zoning change that I can understand the motivation for it, but I have so many trees on that property that I've been preserving for the common good to have the rest of them somehow not taken away exactly but I think maybe in the future we'll look back and see this preserving trees at all cost as a bit of a red herring. That's not what I want to say. I'm not an expert. I'm not judging it. I'm

trying to come to terms with this change in the status of my property. And I hope that will you consider this amendment. So thank you for listening.

**Clerk:** Next three individuals that we have are Lynne Chao. Joseph Angel and John Gibbon.

**Lynne Chao:** 32 of us have submitted testimony. Protect the head waters of the entire water system. Once you damage the source your entire system is weakened. Staff have stated a policy that they have manually alter zoning to protect p zones and in repairing area. This is a reduction of up to 87 percent. If you approve this project, you are in effect changing policy. You are proving using outdated lidar mapping eight to 18 years old with natural resource data missing from 2,005 to 22. You are approving to apply a manual change policy and reduce p zones up to 200 feet currently protected to 25 to 50 feet. You are approving to not adopt the existing plan metro title three and -- and replacing it with the incomplete outdated mapping data that does not have slope allocation and 3d capability to map land that is obviously 3d. Which means it can be protected streams only 1 foot away horizontally in length. This is not rezoning vulnerable population area. By approving this policy and replacing p zones in had the head waters you create a greater economic dif I had since streams flow to neighborhoods below. The effects are greater to neighborhoods downstream not to neighborhoods in the hills. Thank you.

**Clerk:** Next, we have Joseph Angel.

**Joseph Angel:** Thank you. I'm here to testify about the proposal. And I want to thank Daniel for I am one of the sites that he tromped around in the rain. So I appreciate his effort to do that. The mapping was adjusted to the reality that the lied is didn't show and the issue about septic system has been discussed with staff at length and with the commissioner offices to try to come to a conclusion that was both protective of the environment and protective of the people who live along skyline. So I'm here to support

the amendments and to support the staff work and to ask for approval. Thank you for your time and effort. I appreciate what you've done.

**Clerk:** Next up is John Gibbon.

**Hardesty:** Still muted, John. You're on mute. John you're still on mute and now we can't see you either.

**John Gibbon:** Okay. Now am I unmuted. Thank you. Apologize for that and thank you for your help. My only concern today is just I'm glad to see Portland water bureau got in and finally got some of their impacts on their properties dealt with and I think that you should give those addendums approval my biggest issue at this point, Daniel's answered a lot of questions about our side channels I'm not satisfied with them but I do believe that he's give me enough information to see that we can do some of the important work of protecting some of our home owners here in quail park inside the parameters of the new ordinance. So I'm not completely concerned about side channels. I think there will be someone happy neighbors in quail park who have used side channels or close to side channels as their backyards in the future. But that's our problem. The one issue that I am concerned about, and I hope there is some way to deal with it is commissioner Hardesty and commissioner Ryan were on the board when in fall of 2020 we put together and lid system for quail park and we've done a lot of it. We've connected completely on one end of the park to the city of Portland water system but one of the essential ingredients of the lid was the fact that we could use area what was just a c zone to access the water line on Lancaster Avenue. And that is going to be new development and it's going to have to go through the heart of the e zone because our lower access road runs right through it. And I'm concerned that that part of the project will be put in jeopardy that the part of the standard that talks it's the only reason place for the development to occur and in that particular case there is an alternative right of way that could be used but was considered in the lid process and rejected. And I'm hoping that somehow our location of the water line in quail post road that goes directly

through the e zone can be considered vested because of the fact that we're that far into the lid projects and the project is well under way with a lot of satisfaction thank you.

**Clerk:** The next three speakers are Christopher Peskin, Karen Rafnel, and Bob Sallinger.

**Christopher Peskin:** The latitude necessary to manage defensible space within wildfire hazard zones that are also in e zone as a tool for protecting life and property from while fire. So the title 33 map correction project proposed amendments allow for pruning trees within 30 feet of structures if within a wildfire hazard zone. So that's part of this project that we're talking about today but there is also, and 14th draft page 40 relaxes putting allowances in wildfire hazard zones. That's great but it doesn't talk about each zone or connect back to this e zone code and then also Portland parks and rec has been granted a city nature programmatic permit to allow for pruning within 200 feet of the structures for the purpose of breaking the continuity of ladder fuels. So we have -- while the inconsistencies and what's the science behind the choices there and why did the parks and rec get special treatment but private properties adjacent to the park are much stricter regulations. -- in a wildfire hazard zone and in conjunction with the e zones. Homeowners within wildfire hazard zones should be afforded the same allowance that Portland parks and rec have obtains for managing forest park. 200 feet and if I teen feet pruning of tree regardless of the tree species. And there shut be permits required for this u. It should be easy for home owns to manage this stuff. Look at all the trees down skyline. It's not being managed and you're making it more difficult to do so.

**Clerk:** Next Karen Rafnel.

**Karen Rafnel:** Okay. Hello, can you hear me. Can you hear me.

**Clerk:** Yes, we can hear you.

**Rafnel:** Okay. Good. I have no video. I'm Karen Rafnel. And I'm representing our family in Multnomah county. Our is a unique property. We use private septic systems and provide our own storm water management because of these characteristics we have zone residential farm and have a go acre minimum per home site. Our property today

has zero environment over lays. However an e and p zone over lay has been enacted over the heart of our property. The p zone would jeopardize two southern unbuilt tax lot. It would over lay a section of our lots of plaque road and the entire of our truck turn around easement and our entire record easement. To two key points here. The area that dps identified as a wet land it not a wet land at all whether it is a private drainage easement which carries paves street storm water and roof walkway and run off for multiple properties as it was designed to do. It also carries pond water through a buried pipe that sits within the drainage easement. Now this goods pack to the point made about our uniqueness of our neighborhood. Our properties are different than those that are looked at today. It is a bigamy takes to measure this neighborhood using the same yardstick as is used for neighborhoods with public sewage and storm water management. For identifying natural resources such as wetlands there are many more facts on the ground to be considered on this particular property to get to the truth of the matter. Many of these facts have been discussed in prior written testimonies but were not responded to directly. Second point. We thank Daniel Soebbing and his staff for amending part of the proposed p zone changing the p zone over our plaque road and fire truck turn around easement is certainly a step in the right direction however this stud be taken a step further so that our truck turns around easement which are not wet land are fully removed from any environmental over lay. Our flag lot is not developed any type of environmental over lay on the flag road and fire truck easement means that any, kind of, single family home anywhere on the lot will be stymie by and environmental review cost and delay.

**Rubio:** Ma'am, you're over time. We need to stop.

**Rafnel:** Okay.

**Clerk:** Our final testifier is Bob Sallinger.

**Bob Sallinger:** Not here today to either oppose or support the proposed amendments.

We do have concerns that there are this, kind of, this number of amendments come

anything this late in the game and also with such a short turnaround time they were only published last week. So it's been short. But that and our concern really is that from our perspective this work should have been done much earlier in the process. It was at the planning commission for almost a year. There were ample opportunities repeated opportunities for people to bring in changes or have site visits the number of site visits that have been done for this process is absolutely unprecedented. But it's impossible to really -- from on a paper level or on a computer to really assess the validity of those changes that are being made now. With you do have confidence in staff and so I'm here today to urge you to move forward. To close out this process and enact a new code or enact the map corrections update these maps that's what this is all about -- from the get-go just to make sure that our maps are as accurate as possible and we've spent and extraordinary amount of time for these unprecedented number of site visits and from our point of view it's time to move forward and close this process out. People have had, again, unprecedented opportunity to come in and challenge it and at this point, again, we're not supporting or opposing but with you do urge you to close out the process and move forward. There is a lot more environmental issue that's important in the city -- I just want to express any appreciate to staff but we don't always agree on things, but you have outstanding staff at the department of resources. A really conscientious staff.

**Clerk:** And that concludes testimony.

**Rubio:** Thank you Megan. So we've heard from everyone who has signed up to testify. So the oral testimony is now closed. And the written testimony is also closed too. And thank you everyone who testifies. So at this time we will begin to vote on the amendments in order. So amendment number one. Megan, do I read these or do you.

**Clerk:** Lauren is that what you would like to do.

**King:** So the amendments were already posts they were move and second. I think what happens next is a roll call vote. Megan you could just call the role it's already been move and seconds and Megan can call the roll.

**Rubio:** So amendment number one amendment to the subject standards and environment review code. So Megan can you call the roll please.

**Clerk:** Ryan.

**Ryan:** Thank you commissioner Rubio and council president for your time on this. I want to thank the bps staffer for bringing forward a very pragmatic amendment -- this amendment is proposing that septic standard would be allowable to use within new septic systems not just for the relays of an existing system. This amendment is proposed to response to testimony that was raise dollars verbally and in writing at the first city council hearing on the e zone project. I want to thank community members who highlighted this much needed change to the code. I vote aye.

**Clerk:** Hardesty.

**Hardesty:** Aye.

**Clerk:** Mapps

**Mapps:** Aye.

**Rubio:** Let's move on to number two. Is there any discussion. Okay. Megan, would you please call the vote.

**Clerk:** [roll call vote. All vote aye]

**Rubio:** So the amendment passes. Let's move on to number three. Technical change to the code. Any discussions. Seeing no let's move on to the vote.

**Clerk:** [calling roll. All vote aye]

**Rubio:** Let's move on to item four. Any further discussion. Seeing none will you please call the roll.

**Clerk:** [calling roll. All vote ayes.

**Rubio:** The amendment processes. We'll move on to number five. Is there any discussion on this onement I'll just add that the amendments will help make them more ac set and the addendum are consistent with other edits that staff have made throughout the project? So Megan will you please call the roll.

**Clerk:** [calling roll. All vote aye]

**Rubio:** So amendment number five passes. So we voted on all the amendments. The next step is for staff to return to council for us to vote and the recommended draft document. Written record is posted on the e zone project website, and it can be reviewed on the map app. The written and oral record is now closed. So this item is continued to May 18, 2022 at 2 pm. So I just want to say thank you to my colleagues and this concludes today's hearing and thank you for your work, Daniel.

**Hardesty:** Thank you for your great work council President Rubio.

**At 2:45 p.m., Council adjourned.**