



October 18, 2023 Council Agenda

5735

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

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Questions may be directed to councilclerk@portlandoregon.gov

Wednesday, October 18, 2023 9:30 am

Session Status: Adjourned

Council in Attendance: Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Commissioner Rene Gonzalez

Commissioner Mingus Mapps

Mayor Wheeler presided.

Commissioner Ryan left at 11:09 a.m.

Officers in attendance: Anne Milligan, Senior Deputy City Attorney; Keelan McClymont, Council Clerk

Items 875, 879, and 882 were pulled from the Consent Agenda and on a Y-5 roll call the balance of the Consent Agenda was adopted.

Council adjourned at 11:39 a.m.

Communications

867

[Request of Josh Wheeler to address Council regarding vehicle removal at parks](#) (Communication)

Document number: 867-2023

Disposition: Placed on File

868

[Request of Kathleen Brennan to address Council regarding treatment of community members in housing programs](#) (Communication)

Document number: 868-2023

Disposition: Placed on File

869

[Request of Xavier Stickler to address Council regarding transportation and resiliency](#) (Communication)

Document number: 869-2023

Disposition: Placed on File

870

[Request of Alex Wick to address Council regarding Frog Ferry and the urban canopy](#) (Communication)

Document number: 870-2023

Disposition: Placed on File

871

[Request of Shedrick Wilkins to address Council regarding magnetic fusion](#) (Communication)

Document number: 871-2023

Disposition: Placed on File

Time Certain

872

[*Authorize Intergovernmental Agreement with Multnomah Education Service District for \\$185,000 to Fund School Liaison Officers](#) (Emergency Ordinance)

Document number: 191490

Introduced by: Mayor Ted Wheeler

Bureau: Police

Time certain: 9:45 am

Time requested: 30 minutes

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

Consent Agenda

873

[Appoint members to the Open Signal Board of Directors](#) (Report)

Document number: 873-2023

Introduced by: Mayor Ted Wheeler; Commissioner Carmen Rubio

Bureau: Planning and Sustainability (BPS)

Disposition: Confirmed

Votes: Commissioner Mingus Mapps Yea
Commissioner Carmen Rubio Yea
Commissioner Dan Ryan Yea
Commissioner Rene Gonzalez Yea
Mayor Ted Wheeler Yea

874

[*Authorize the Risk Manager and City Attorney to tender, negotiate, and settle claims with insurers for environmental investigation and cleanup costs](#) (Emergency Ordinance)

Document number: 191484

Introduced by: Mayor Ted Wheeler

Bureau: City Attorney

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea
Commissioner Carmen Rubio Yea
Commissioner Dan Ryan Yea
Commissioner Rene Gonzalez Yea
Mayor Ted Wheeler Yea

875

[*Pay settlement of Philipp Hoffmann bodily injury lawsuit for \\$46,000 involving the Portland Police Bureau](#) (Emergency Ordinance)

Document number: 191494

Introduced by: Mayor Ted Wheeler

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

Disposition: Passed

Agenda item 875 was pulled from the Consent Agenda for discussion.

Votes: Commissioner Mingus Mapps Yea
Commissioner Carmen Rubio Yea
Commissioner Dan Ryan Absent
Commissioner Rene Gonzalez Yea
Mayor Ted Wheeler Yea

876

[*Pay settlement of Joshua Sisco bodily injury lawsuit for \\$25,000 involving Portland Parks & Recreation](#)
(Emergency Ordinance)

Document number: 191485

Introduced by: Mayor Ted Wheeler

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

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea
Commissioner Carmen Rubio Yea
Commissioner Dan Ryan Yea
Commissioner Rene Gonzalez Yea
Mayor Ted Wheeler Yea

877

[Amend Business License Law Code to provide clarity for businesses required to pay the Clean Energy Surcharge \(amend Code Sections 7.02.100 and 7.02.500\)](#) (Ordinance)

Document number: 191486

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue Division

Second reading agenda item 851.

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea
Commissioner Carmen Rubio Yea
Commissioner Dan Ryan Yea
Commissioner Rene Gonzalez Yea
Mayor Ted Wheeler Yea

878

[Authorize competitive solicitation and contract with lowest responsible bidder and provide payment for construction of the Downtown Old Town Market Madison Sewer Rehabilitation Project E11000 for an estimated cost of \\$9,076,000](#) (Ordinance)

Document number: 191487

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Second reading agenda item 854.

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea
Commissioner Carmen Rubio Yea
Commissioner Dan Ryan Yea
Commissioner Rene Gonzalez Yea
Mayor Ted Wheeler Yea

879

[*Amend legal services agreement with Radler White Parks & Alexander, LLP, for outside legal counsel \(amend Agreement No. 30006992\)](#) (Emergency Ordinance)

Document number: 191495

Introduced by: Commissioner Mingus Mapps

Bureau: Water

Disposition: Passed

Agenda item 879 was pulled from the Consent Agenda for discussion.

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Absent

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

880

[*Approve application under the Multiple-Unit Limited Tax Exemption Program under the Inclusionary Housing Program for Jade Lofts located at 2470 SE 83rd Avenue](#) (Emergency Ordinance)

Document number: 191488

Introduced by: Commissioner Carmen Rubio

Bureau: Housing Bureau

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

881

[*Accept donation of 5000 square feet of real property adjacent to Marquam Nature Park to be used for park purposes](#) (Emergency Ordinance)

Document number: 191489

Introduced by: Commissioner Dan Ryan

Bureau: Parks & Recreation

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

882

[*Issue payment to Rose City Furnishings not to exceed \\$161,536 for the purchase of office furniture](#) (Emergency Ordinance)

Document number: 191496

Introduced by: Commissioner Rene Gonzalez

Bureau: Portland Fire & Rescue

Disposition: Passed

Agenda item 882 was pulled from the Consent Agenda for discussion.

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Absent

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

Regular Agenda

883

[Authorize legal services agreement with Law TMR PLLC for outside counsel related to Portland Harbor](#) (Ordinance)

Document number: 191491

Introduced by: Mayor Ted Wheeler

Bureau: City Attorney

Second reading agenda item 845.

Disposition: Passed As Amended

Motion to amend Directive A to change the term to two years for amount not to exceed \$400,000 per year: Moved by Gonzalez and seconded by Mapps. (Y-Gonzalez; N-Mapps, Rubio, Ryan, Wheeler). Motion failed to pass.

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

884

[*Pay settlement of Barbara Semenza bodily injury lawsuit for \\$155,000 involving the Portland Bureau of Transportation](#) (Emergency Ordinance)

Document number: 191492

Introduced by: Mayor Ted Wheeler

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

Time requested: 15 minutes

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

885

[Amend Contract with IES Communications, LLC to increase the amount by an additional \\$500,000 for low voltage structured wiring services \(amend Contract 31002283\)](#) (Ordinance)

Document number: 191499

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance

Time requested: 10 minutes

Disposition: Passed to second reading

Passed to second reading October 25, 2023 at 9:30 a.m.

886

[Authorize contract with Jacobs Engineering Group, Inc. for professional, technical and engineering services for the Columbia Boulevard Wastewater Treatment Plant Wet Weather Clarifiers and Hypochlorite System Modification Project for amount up to \\$15,800,000](#) (Ordinance)

Document number: 191500

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Time requested: 10 minutes

Disposition: Passed to second reading as amended

Motion to substitute Exhibit A: Moved by Mapps and seconded by Wheeler. (Y-5)

Passed to second reading as amended October 25, 2023 at 9:30 a.m.

887

[*Accept and appropriate American Rescue Plan funds from Multnomah County in the amount of \\$371,447 to assist City Expanded Partner Network organizations to improve and expand their outreach and overcome barriers to access for communities in need of rent assistance](#) (Emergency Ordinance)

Document number: 191493

Introduced by: Commissioner Carmen Rubio

Bureau: Housing Bureau

Time requested: 15 minutes

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

888

[Accept Progress Report on the Natural Hazard Mitigation Plan for 2023](#) (Report)

Document number: 888-2023

Introduced by: Commissioner Rene Gonzalez

Bureau: Emergency Management

Time requested: 15 minutes

Disposition: Accepted

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

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Absent

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

Wednesday, October 18, 2023 2:00 pm

Session Status: No session scheduled

Thursday, October 19, 2023 2:00 pm

Session Status: No session scheduled

Portland City Council Meeting Speaker List
October 18, 2023 - 9:30 a.m.

Name	Agenda Item
Mayor Ted Wheeler	
Keelan McClymont	
Commissioner Mingus Mapps	
Commissioner Carmen Rubio	
Commissioner Dan Ryan	
Commissioner Rene Gonzalez	
Anne Milligan	
Josh Wheeler	867
Kathleen Brennan	868
Xavier Stickler	869
Alex Wick	870
Shedrick Wilkins	871
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Chuck Lovell	872
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Antoinette Pietka	887
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Rachit Nerwal	888
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Mallory Beebe	875
Dan Handelman	875
Jodie Inman	879
Linh Vu	879
Ryan Gillespie	882

Portland City Council Meeting Closed Caption File

October 18, 2023 – 9:30 a.m.

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, motions, and names of speakers are included in the official minutes.

Speaker: 18th, 20, 23 morning session of the Portland City Council. Good morning, Keelan. Please call the roll.

Speaker: Good morning, Mapps. Here, Rubio. Here. Ryan here. Gonzales. Here. Wheeler here.

Speaker: Now we'll hear from legal counsel on the rules of order and decorum. Good morning. Are you are you on there?

Speaker: That's my camera. Oh, my god.

Speaker: Welcome to the Portland City Council to testify before council in person or virtually. You must sign up in advance on the council agenda at Portland. Dot gov slash council slash agenda for information on engaging with City Council can be found on the council clerk's web page. The presiding officer preserves order and decorum during City Council meetings. The presiding officer determines the length of testimony. Individuals generally have three minutes to testify unless otherwise stated. A timer will indicate when your time is done. 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 you cause a disruption, a warning will be given further disruption will result in ejection from the meeting. Anyone who fails to leave once ejected is subject to arrest for trespass. S. Additionally, council may take a short recess and reconvene virtually. Your

testimony today should address the matter being considered when testifying. State your name for the record. Your address is not necessary. Disclose if you are a lobbyist. If you are representing an organization, please identify it for testifiers. Joining virtually. Please unmute yourself. Once the council clerk calls your name. Thank you.

Speaker: All right. Thank you. Well done. Good calisthenics as well to start the morning off, I like to see that teamwork over there. All right. First up is communications. Eight, six, seven, please. Keelan first individual request of Josh Wheeler to address council regarding vehicle removal at parks.

Speaker: Good morning, Josh. Josh was going to join us online. Let's see. Yeah, there we go.

Speaker: Morning, Josh. Good morning.

Speaker: All right, so hello, my name is Josh Wheeler. I live in the Brentwood neighborhood. I'm here to talk to you about homeless impacts to my neighborhood as well as the lack of service and deficiencies within PBOT and other right of way infrastructure related projects concerning homeless impacts. I walk my dog in Brentwood Park and Harney Park, and I use the Springwater Corridor Trail. Since 2019, I've been reporting illegal camping in tents and RV and car camping. I work with Clackamas County and the City for the Springwater Corridor, with many campers leaving trash and debris near the food carts near Harney and Springwater. And this has been cleaned and planned with trees to prevent campers then have been reporting RV camping at Harney and Brentwood Parks. I've used PDX Reporter emails to Roads PDX Reporter 311 and it's unclear which items I'm supposed to use, but there's a lot of different options to use. These reports do not result in any type of public facing website to show a site has been requested. Staff who monitor the email addresses provide a link to a public facing site that only shows when a

cleaning occurs, the public facing site needs to show when a site has been reported and when the site is scheduled for review and cleanup. This will prevent citizens like myself from reporting over and over. It also helps us understand the effort the city is doing right now. I only see one cleanup at harney park in March in 2023. On that gis the expectation is that more than one cleanup should occur in a 4 to 5 year period. And it would be good to know what the expectation the public should have is ultimately, brightwood park was cleaned last week and harney park illegally parked vehicles remain with blockages of sidewalk and access, etcetera. Secondly, as a public works official in another jurisdiction, I'm disheartened by the lack of maintenance, quality and work in the city streets. I've made various requests. I've had potholes go on fixed for over six months, in many cases, issues with graffiti clear this this coordination, lack of coordination between departments or private development and inspections. I know that it's recently been reported that pbot has a funding shortfall and as revenue like gas tax and parking fees, it isn't enough. Um, I would expect that the city would go for something like a pavement maintenance fee. That's something that other jurisdictions have done and I believe does not require a vote of the people. So hoping we can do that to put more money into pbot, we need fixes in the roads really badly. Um, we also have other issues of just lack of attention to those things. And so I would ask that that occurs. And lastly, there seems to be a partnership lacking between the city and Multnomah County that deals with some of these funding issues as well as the homeless issues and I ask that more regular meetings happen with the two entities there so that we can be much more coordinated in the future. Thank you very much.

Speaker: Thanks, josh, we have a couple of comments here, uh, starting with commissioner Mapps. Sure

Speaker: Josh number one, I want to thank you for testifying today. I largely agree with all the feedback you provided to us. The commissioner in charge of pbot part of that responsibility includes, um, helping manage large rvs in the public right of way. I think we've made tremendous progress in that space, but I recognize there is more to be done here. Your feedback specifically on our dashboard and making sure that that is clear. So folks are not kind of hitting the same button over and over. That's really good feedback. I'll ask Jackson on my team to reach out to the team, to the teams that manage that that dashboard, to see if we can make some progress in that space. Um I also very much appreciate your plea for better road maintenance as the commissioner in charge of pbot. That's one of my top priorities to again, as you know, we have a funding problem in this space. We're literally putting together our budget for next year. Um, and that budget right now requires us to cut \$34 million, um, from um, pbot basic operating budget that represents about a third of the discretionary funds that the bureau has. Um, that is not tenable. And frankly, until we find a new funding source and find new efficiencies in the bureau, we are going to be in this downward spiral for many years. I'm working hard with my colleagues and the transportation community to try to find additional solutions, which will include, uh, renewing our fixing our streets initiative, which is essentially the gas tax and although there's more analysis that needs to be done here, I am of the opinion that one of the problems that we face in our transportation space is the fact that, you know, pbot relies on parking meter revenues, which works in a different way. Covid when so many people are working from home. And we also rely on gas taxes, which also is a dwindling resource at a time when cars become more energy efficient and many cars don't rely on fossil fuels at all. So there's much more work to be done in that space, and that is a large part of what pbot is doing at this moment, or at least what our planners at pbot are

doing. And our leadership is doing at the bureau. And the final thing that I want to touch on is your observation that the city and the county need to cooperate more effectively. I couldn't agree with you more as you no doubt know, the main coordinating mechanism before for the city and the county around houselessness issues has been the joint office. Uh, while that joint office is well-intentioned, I have come to the conclusion that it is a flawed mechanism for coordinating basic services to treat and support our most houseless or most vulnerable neighbors. Specifically the houseless which means that as we head into the winter and try to decide whether or not we are going to renew the contract with the joint office, I will be arguing to my colleagues both on this body and my friends over at the county that we need to try a different approach. Specifically, I support standing up individual ipas or igas for the different projects that we're working on. So, you know, we just I think last week signed an iga, which created a mechanism between the city and the county to support what I think of as our safe rest campuses. These are our large, safe rest villages. I think that we could and should do something similar around around other houseless projects. So stay tuned, very much, appreciate your feedback and your engagement in helping make Portland a better place. Thank you, mr. Mayor. I will hand it back to you.

Speaker: Thanks. And josh, I first of all, just want to apologize for undoubtedly the amount of people who come up to you and ask if you are related to me and scowl at you or or whatever. So first of all, thanks for your forbearance and your resilience. Um, on a serious note, I really appreciate your comments. I agree with you. We don't actually hear too often about the reporter or the feedback that goes back to the public after people have put information into that. Reporter I agree with you. People need to see what the results of that complaint or that notification were and I assure you that our chief administrative officer is looking into that as part of

the overall government reset that we are doing at the request of the voters, the overhaul of our government. We're also looking at how we can improve customer service through our aligned web based tools and the public facing component isn't really very good. And we I just want to be really clear. We see it, we acknowledge it, we agree with you. It needs to be improved. The public deserves to have it improved. And that's something that we're looking at. There's nothing more frustrating than taking the time to report something and then wondering whether or not anybody even received the report. So I just want to acknowledge that as as spot on, ditto. What what commissioner Mapps said about pbot. That's that's something we all are wrestling with and we must come up with a solution to that. And any thoughts or ideas you have is that discussion unfolds would obviously be greatly appreciated. And last but not least, on the issue that you mentioned, I want you to know that this council added \$2 million to our regular budget for additional removed. All that allowed us to greatly ramp up the removal of rvs in the past year, particularly since we created what's called the street services coordination center, which gets us more information from the neighborhood level to our collective bureaus more quickly and efficiently. We our next task site, commissioner Mapps mentioned, are large scale task sites. The next one is actually going to be rv based. And so that'll also give us an opportunity to remove some of the rvs that are currently in the neighborhoods on neighborhood streets and have them go elsewhere and in a quick follow up, I saw that the title of your public testimony today I did a quick check in with the police bureau there was actually a two day period last week where we removed 28, abandoned or derelict rvs from the streets of Portland. It's expensive because once we take them, we have to remediate them. And a lot of them require significant environmental remediation for obvious reasons. So I just want you to know that we see that problem too. We're not sitting

on our hands and we agree with you that it needs to be resolved. And frankly, I just appreciate you being here. So thanks. Thanks for taking the time to show up today. Thank you. Next individual, please. Eight, six, eight. Request of kathleen brennan to address council regarding treatment of community members in housing programs.

Speaker: Good morning.

Speaker: Come on up. You're right here. Absolutely. Just. One. Okay.

Speaker: Hello. Good morning.

Speaker: Good morning. My name is kathleen brennan. I'm here to ask you to help me to become part of the solution to the houseless problem here in Portland. And I have a solution, at least part of it. It's underneath this clause. But first, let me tell you a little bit about myself. I'm a native Portland Oregonian. I'm a graduate of jesuit high school, class of 85, Portland state university bachelor's degree in history, 1991 and a master's degree in business from the university of Portland, 94. I worked ten years at coliseum ford while going to psu and university of Portland. I started a company called metro courier and ran that for ten years. I then got into the ship repair and learned how to weld and became a boilermaker for a little for a little bit. And then I was in reclaimed wood. But most recently I was homeless in the city and I was homeless for five years. I i moved into permanent supportive housing about a year and a half ago. And I've been off the streets since at and I have for that whole time wished to start an operation called the sunshine up cycle company, which would help my homeless friends have some type of a work place. It's based sort of on a junior achievement model where we will be making a product and we'll be selling it to the public, but we'll be making it from reclaimed. Well, this first product will be reclaimed. Wood but any type of industrial waste we can be reclaimed. Our first product is going to be a sandwich board sign. And here's how I would ask the city to help me. It benefits the city. We, with our first product actually

being a sandwich board sign, let me show you this real quick. It can be made of sandwich board sign or an a-frame sign, as you know, has an ordinance for a permit. And if anybody has ever walked down the street, I don't know if anyone has noticed, but there's very few of those sandwich board signs have permits posted on them. My idea is to set up a workshop where we come in. We have a reclaim. Every 32 seconds we reclaim pallets. We break them apart into a raw material. We create an inventory of raw materials from those raw materials. We make a product. Our first product is a sandwich board sign. We'll have a whole inventory of wood. We will then go in and sell it to the public and the outset of it. So we'll be making selling and I'll be helping those of us by teaching them how skills, by getting them off the streets for a few hours to work and maybe there it is. Can I ask. I have more to say. Well let me ask a couple questions and maybe it'll get to some of you your your testimony.

Speaker: So the sandwich boards would be for small businesses, so it wouldn't necessarily say that it would. No, it could be anything.

Speaker: All sign makers is when a when a business comes in and says, you know, we need a sandwich board signs. They say, well, they open the catalog and here is a variety of signs. Why don't we put the sign? You know, we'll make the media, the sign maker will put the signs on for them.

Speaker: Okay. So I could be like a sandwich shop owner downtown and I could hire you guys to make.

Speaker: We could make the sign custom, make it for you. Okay. We could make just a we could make a blank slate. We can talk to sign makers. Say, what is the most common media that you put your signs on or your print and make 100 of those because companies like nike and adidas and things even for events need signs that just have arrows on them. It's not just businesses alone that would have

to in front of their business, but they could be used to direct traffic. They could be used to make you know, any type of an event. There are many sign companies in town that I would think do business with larger companies like Nike or Adidas or on and on and on that will order, you know, 50 signs for a specific event. And lo and behold, they have to get them from somewhere so they can come in on a container ship made of plastic, or they can be made right here in Portland by those who are trying to make their lives better.

Speaker: Let me cut to the chase and do this for you. And we also would complete the complete the application for these businesses to have their signs.

Speaker: We'll bring you the we'll bring you the applications to the city.

Speaker: Here's what I'm going to suggest to you. We actually have a grant program that this may be applicable for. And so I'm going to have you left your contact information with us. I assume when you signed up to testify? Yes. Good. I will have somebody from my office reach out to you. We've got a couple of grant programs in this. This may I'm not guaranteeing it, but this may be appropriate for that kind of a grant. So let's see what we can do.

Speaker: Good. Because one more thing, if I might say, even if I don't get any help from the city, regardless, I'm going to the county next. But I can run this. I designed this before I hit the streets. This was supposed to be my own private, my I've run businesses. This was supposed to be my last one. And circumstances sort of turned me the other way. But now that I look at it as a nonprofit, it certainly can be run in the black. It would not be necessary for me to rely on public funds to keep this running.

Speaker: Okay, good. So we'll be in touch. Thank you. Thanks for being here. We appreciate it. I'm sorry to be winded. Not at all. No thank you. Next individual, please. Keelan eight, seven, five, five. Oh, I'm sorry. No, sorry. I'm on the wrong

thing here. Um eight, six, nine. Thank you. Request of xavier stickler to address council regarding transportation and resiliency.

Speaker: Welcome.

Speaker: Thanks for being here.

Speaker: Dear mr. Mayor and city commissioners. My name is xavier de stickler and I'm a student of architecture and urban planning at psu.

Speaker: Additionally, I'm the chair of the land use and transportation committee of the downtown neighborhood association, on behalf of which I speak today, I would like to voice the unwavered support for frog ferry. I must confess, when my committee first took up the issue of frog ferry, I was a skeptic. If not an opponent. Most of the transportation innovations of recent years are in fact infeasible gifts that serve to undermine existing underfunded and underbuilt transit systems. However, upon further investigation, I reached an unavoidable conclusion. Frog ferry works. It is not only a solid proposal, but one I believe Portland urgently needs. Two weeks ago, representatives from frog ferry, as well as the saint johns, testified to ask for the city's support of this grassroots efforts by voting to include it on metro's constrained, constrained project list of its rtp. The feedback we received was that this seemingly simple administrative action would not be possible at this time. Respectfully I would like to provide you with additional content and corrected information that may help your assessment of frog ferry's viability evolve to start, there was the issue of a possible limit to the number of projects on the constrained list. And the last two weeks I have spoken to city and metro staff intimately familiar with the rtp, who have assured me that frog ferry can indeed be included on the list and that no technical hurdles exist to that conclusion. There's also the issue of impacts to transit. I will now read back a quote verbatim quote trimet feels as though they would be asked to cut bus service to certain neighborhoods, end

quote. This doesn't mention by whom trimet would be asked. I can assure you it would certainly not be the resident of saint johns, who have long been asking for any of the current bus service that terminates in downtown saint johns to be extended to cathedral park. It also certainly wasn't by frog ferry, who would obviously only support this trimet extension. So as to provide a direct connection with the ferry. Let me be quite clear. This is not about money. Frog ferry is not looking for city funds. The entirety of the capital funds for this project would come from a water taxi exclusive federal transit administration grant. It's not competing with any other transit project in Portland. This is not about supposed negative effects to other forms of transit. The research in current proposal only calls for enhancements to our existing bus system. This is not about technical viability. It's frog ferry has been vetted thoroughly and demonstrated its eminent feasibility, which is backed up by the endorsements of leaders of other us water taxi systems. The crux we face now is merely one of local bureaucracy of city leadership, which you may recognize me from my appearance here. Three weeks ago when I spoke about the need to renovate keller auditorium at that time, I asked if you were merely interested in climate sustainability and the reactivation of downtown or you were committed. I again invoke that paradigm. Which is it? Thank you very much.

Speaker: Thank you. Appreciate it. Next, individual, please.

Speaker: 870 request of alex wick to address council regarding frog ferry and the urban canopy.

Speaker: Good morning, alex. Good

Speaker: Good morning, commissioner. Hear me? Yep.

Speaker: We can hear you and see you as well. Awesome. Thank you.

Speaker: Good to see you, mr. Mayor. Really I want to commend you for stepping aside for reelection. I think that was an amazing thing to do. Um I guess ostensibly

you could continue to run the city government. Um, my name is alex. I'm a master forester. I've been living in the Portland, Oregon area for the past ten plus years. Um, I'm a fan of a climate tech startup called cascadia carbon, and we are we tokenized carbon negative assets. Um it's a sort of complex process, but essentially we include previous excluded individuals. So socioeconomically disadvantaged first nations as bipoc homeowners into the voluntary carbon market. Um, we have been speaking at the urban forestry about including street trees into our database. We're creating essentially a gamified pokemon go for climate change where young people, individuals can report at tree health issues as the tree needs water during the summer, for example. You know, if there's a pathogen infestation. Ian and are also able to upload tree photos to determine a growth rate and they're therefore more accurately determine the carbon offset capacity of these street trees. Um, we're, I was speaking with Portland urban forestry, some sort of a contract to allow us to share our citizen science gathered data with the city in order to better allocate limited city resources to trees which may be in danger of underwatering over watering. Uh other, other potential defects. Um, I'm here just to sort of get on your guys's radar, let you guys know we're going to be applying to a rfp for, to work with the city to improve our database and to share our data with you guys. And I'm also here on behalf of frog ferry. I think xavier did an excellent job, better than I can do at explaining why it's a great idea. But I'd also like to point out that the ferries are 100% electric, which in addition to allowing us to get federal funds for them, it really changes the cost equation. You're not paying for diesel by the gallon. It's much quieter and it's a horse draw. There's hundreds of thousands of num tots. New urbanist means for transit oriented teens, as well as other tourists who would come to Portland specifically to ride this electric ferry. About 30s left, um, but yeah, that's that's all I have today. Thank you very much for listening to me.

Speaker: Thank you, alex. Appreciate it. Next individual, please.

Speaker: 871 request of shedrick wilkins to address council regarding magnetic fusion.

Speaker: Good morning. Good morning. I'm cedric wilkins.

Speaker: You spell it's h e d rick. I just created the cheapest website I could find on on the topic of magnetic fusion energy and you have to put google to get this thing you have to do a google search. Just put shedrick. Shedrick magnetic fusion. Okay and it usually comes up in the top ten, at least on my computer. But anyway, um, the I have my address on my website. If if you email me a christmas card or mail me a christmas card, i'll send you back one with santa claus because fusion energy reminds you of santa claus. It's far less toxic or even not at all than it's hot. But powers is up. Can you make a machine that can do that? It's far more nontoxic than fusion and i. I emailed intel computer chip company out of hillsboro if they would help me make a website. They did not. So I just made my own and, um. So, see, that's all I'm supposed to say. So uh, my address is on there. You mail me a card, a fusion energy reminds me of santa claus. It just. It's like christmas, you know, with christmas, all the. All the presents under the tree. So I have my address. So if you send me a christmas card with a cost, you first stamp, i'll send you one back with santa claus on it. And then I know it kind of works. So that's a good one. I've kind of be tricky here. Last topic is I'm 66 years old and I may see a small scale fusion power plant that makes electric city, but not nothing large. And so I'm not looking for followers. I'm looking for a leader to replace me and maybe if I can't live long enough to get a fusion power plant in Oregon, that person will. I'm looking for a leader. Thanks cedric. Appreciate it.

Speaker: Keelan. Have any items been pulled off of the consent agenda?

Speaker: Three items have been pulled. Eight, seven, five, eight, seven, nine and 8828, seven, nine and. 8822.

Speaker: All right. Please call the roll on the remainder of the consent agenda maps a Rubio.

Speaker: I Ryan Gonzalez.

Speaker: Hi Wheeler. Hi.

Speaker: Consent agenda is adopted the first time certain item please. Item number 872 authorize intergovernmental agreement with Multnomah education service district. For \$185,000 to fund school liaison officers. Colleagues, I am certain that I'm not alone in the strong belief that the safety of our children is one of our city's most critical priorities, fulfilling our duty to protect our youth requires significant coordination and collaboration amongst all who bear responsibility for their safety. To that end, my staff and the Portland police bureau have been working in partnership with our school districts to strengthen our ability to provide that support. This item seeks council approval to enter into an agreement to expand an existing arrangement by which ppb provides a school liaison officer to work with our school districts here today to tell us more about the agreement are my director of community safety, stephanie howard, from ppb. Former chief chuck lavelle, and from the msd, stacy michaelson, and from the Portland public schools, jonathan garcia. Welcome

Speaker: Thank you, mayor. Good morning. For the record, my name is stephanie howard and as the mayor noted, I am his director of community safety. I'm here today with stacy michaelson and former chief, now assistant chief chuck lovell. As well as the mayor noted, jonathan garcia, who is here from Portland public schools. In the event there are questions, as the mayor noted, we have been working in partnership with our school districts, continue to discuss and make sure that we are

focused on the safety of our kids and what the city can do to help support school districts in providing that safety, as well as accounting for their wellness. So this agreement, it would seek to expand and a program that has been in place and I think has been providing really great results with that, I think i'll turn it over to assistant chief lavelle first to maybe outline what a school liaison officer is and then perhaps stacy can say a few words.

Speaker: Thank you, stephanie. This assistant chief, chuck lavelle, for the record, good to see you, mayor. Council members. Thank you. This program is something that we have been working on for a long time. We provide a school liaison officer to msd and they work with their partner districts to provide information, do threat assessments, keep school leaders informed of things going on around their school, and respond to school specific issues that have a police nexus? This program has been working very well. It's not a replacement for the school resource officer program we had, but it's a great way for us to still be partners in keeping our school aged children safe in the city. The one challenge that we've come across is that it's a lot of work for one person. So with this iga, we seek to accept funding from msd to double the program and add another officer to. This would help us cover times when an officer is away for training or vacation, and it will also give them the ability to split the workload. And I think for us it also provides a great platform for us to stay connected with msd and their partner districts. Around what role we can play as ppb in school safety. Great. Thank you.

Speaker: Great. Thank you, mayor Wheeler. Commissioners. Stacy michaelson here representing Multnomah education service district. Today I just want to thank you for your time and consideration, ann and stephanie and assistant chief chief lovell for all the partnership on this. As has been mentioned, this is an existing partnership. We actually began in the 2122 school year, and that came about

because we had school districts saying, hey, as we've we've transitioned away from our old model, the thing that we find really missing is communication. When it used to be that we would hear if a student was injured or impacted by gun violence or killed in a car accident, for example, we were getting a call and there's no one calling us anymore. We're not. We learn on the news the same time as other folks. And so that really put districts at a disadvantage in terms of providing the wraparound levels of support to students impacted by traumatic events that we like to get in front of. So I can offer just a few examples of the types of communication that this agreement has really helped facilitate and allow our districts to take a more proactive approach to gun violence or other types of violence has been kind of a fairly frequent option, not option, but experience students being impacted by that in the community. Also hearing about students who may be assaulted or experience harassment often, if that is perpetrated by other students, our districts are able to get in front of that, put in place any safety measures that may be needed on the school site so that we're not having that bleed back into the school community. Things that are happening outside of school hours. We've also had a number of a handful of instances where there's been concern about a student who may be a threat to themselves or others have been able to work to ensure whether or not the student may have access to a firearm. If that's the case, make sure that that's secured and that students are not at risk. And really, one of the biggest things that has come up that I think was not necessarily expected for those of us who worked on this at the outset, was doing threat assessments. Both individual student threat assessments and having engagement from our police partners. There but also social media threats. As I talk with the person on our end who receives a lot of the communication, both from districts and ppb, they say on average there are about 3 to 4 social media threats in a week, and that's across our

district. Some of those may be targeted to individual students. Some of those may be to a school district in general. But one of the really big benefits we hear from our districts is we have someone to call pbem can help assess if this is a viable threat. Do we need to take safety measures? Is this not realistic? In one instance, it happened to be someone in texas was just posting on social media, but it was real enough in the moment that the district was considering. Do we need to close school today? So having someone who can help us in a timely fashion figure out, nope, that's not that's not viable, we'll continue on with school as normal has just been a really, really big support to our districts. And as assistant chief lavelle mentioned, it's just expanded beyond the capacity of one person. So that's why we're here today to seek a second position. We have felt that it's worth that investment and really appreciate the partnership with the city on this front. Thank you. So does that complete the presentation?

Speaker: Yes, very good. And colleagues, any questions at this particular commissioner Gonzalez?

Speaker: Did you want to go first? No, you go first. So very helpful. Can you just take a step back? So we have a single liaison officer currently and this would expand it to what was the number that this would expand it to, to two and operational me this still sounds very different than the traditional resource officer that existed what that that program in in 2020 correct with has and maybe this is really a question for pbs but has there been any kind of deep dive on parents desires whether they want the return of resource officers. I mean, again, I'm fully supportive of what we're doing here. I just I certainly hear from some parents that are concerned about the absence given our or where we are as a city and I'm just sort of curious what data we have on on where parents are on that. Question yeah.

Speaker: Good morning, commissioners. Mayor thank you for having us.

Speaker: Great question. So this last spring, the superintendent named a task force on safety and security following some of the gun violence near our schools. And part of that conversation with community, including families, students, staff, was to identify why an array of upgrades on safety and security. And so those 13 recommendations that were brought forward included things like increasing our campus safety patrols. So we increased that staff by 20 this school year and so now every middle school and high school has a campus safety. Every middle school has one campus safety and every high school has four. That now extends to the evening the conversation about law enforcement and the partnership with law enforcement was definitely an area of interest for families and for students and for staff. And so we are continuing to have those conversations with, uh, with ppb about what the future looks like. Okay um, i'll leave it at that.

Speaker: Thank you.

Speaker: Very good. Commissioner Ryan.

Speaker: Yeah, I have the pleasure of attending Friday night lights. Sometimes they're on Thursday nights. Cleveland was last week been to roosevelt twice. So you kind of see this in action. So, jonathan, you helped clarify what the people on the campus there called campus safety staff. And are they contracted out with some nonprofits?

Speaker: No, they're staff.

Speaker: Well, hang with me because I did talk. You know, that's what I do when I'm there. I try to get in everyone's business so I could figure this stuff out and I did hear that some people were from some nonprofits playing that role as well. Got it. Do you have another name?

Speaker: Yeah, yeah, yeah.

Speaker: That's what I'm trying to get at is we're building some system that could be new and different and better. I'm just trying to figure it out like the rest of us. Yeah.

Speaker: And I think maybe stephanie can speak more to some of this, but we do partner with a nonprofit organizations who attend these, you know, evening events, who are just monitoring and supporting, you know, around issues of gun violence or issues. And they have relationships with someone from pbem.

Speaker: So both that roosevelt twice and then at cleveland, I noticed that they had rapport. Yeah, that's correct. So that was awesome to me because what I learned when I was in the schools community is that when you contract with some of the nonprofit communities, commissioner Rubio knows this so well also is that they have relationships with the communities that are often impacted by this. And so it's like it builds that bridge of true safety between community and our police. And so I just really enjoyed the dialog that was taking place. But then with so I just want to say I'm seeing this and I had no idea. There was only one Portland police officer, but they different police officers were each game that that probably had nothing to do with the one fte that you're talking about. They just happened to do the beat that night right? Correct.

Speaker: That is separate. We do have a contract to do security and things at games separate from this position.

Speaker: But isn't it great that they're doing dialog with the people that we're talking about here? Absolutely so I think what I'm trying to get at is that and then with you, you with me say hi to superintendent coakley, and that's where he is writing from centennial. Okay. And so is this a contract with all of the Portland and or all of your districts, including gresham barlow? Or is it just in Portland, which includes david douglas reynolds I want to show off right now parkrose and right?

Speaker: Correct. Yeah. We centennial is half very good show off.

Speaker: Yeah.

Speaker: So we have five districts that touch the city of Portland and we figure out the cost sharing mechanism sort of on the on the back end. But msd has felt that the investment on behalf of all of our districts has has been worth it. We also have relationships with gresham pd and working on mcso, recognizing we have students from gresham who may also come into the city of Portland and we have a game at centennial.

Speaker: You have both gresham pd and Portland pd there.

Speaker: Sorry, could you repeat that when you have a game like at centennial, since it's half and half, so in terms of the game specifically, that's all going to be handled outside of this agreement. This agreement is really specifically just around information sharing and that sort of back and forth partnership about communication.

Speaker: It's separate, but it's not because there's a lot of information sharing that I listen to at those games. Right.

Speaker: Okay. Sure. In terms of those partnerships and what the expectations are around attendance, that would all be outside of the scope of this agreement. But I could follow up with more detail for you on I'm just enjoying this.

Speaker: I'm just trying to see where we're going with this new system that we're building. All right. And you have a lot of history in this chief lovell so what's your thoughts on how this is evolving from what we used to do in terms of safety and relationship with the schools?

Speaker: Yeah, it's different in that we won't have an officer in schools like on a daily, regular basis. But I think this program that we have now does provide good communication and cross flow back and forth and it allows us to have partnerships

with security and the other districts. That's through this m-z-d relationship. And it gives us kind of a good platform to stay connected. We're going to continue the discussion around everything from sros to how we can expand this to what school safety needs to look like for our students in the city. And we want to be a good partner in that conversation. But I think for now, this system is working. And I think as time goes on, we can look to expand it. Maybe shift to something different, maybe go to a different model. But I think for now, this is this is a good platform that's working well for all parties. Well I hope that you just keep building it and then I hope you have a learning community.

Speaker: I also hope that you have some data metrics that you're looking at to see if it actually is working and then how it can keep improving. Yeah, thanks.

Speaker: Great. And commissioner Mapps, you didn't want to ask a question, that's all right. We can move on. We have public testimony.

Speaker: Yes, we have two people signed up.

Speaker: All right. Name for the record, please.

Speaker: First up, we have molly boykoff.

Speaker: Welcome, molly.

Speaker: Molly was going to join online. I don't see them as molly here. Okay, next we have mark paris. Yep

Speaker: Good morning. Can you hear me?

Speaker: Yeah. Good morning, mark.

Speaker: Great. Good morning, mayor. Commissioners my name is mark paris. You see him? Pronouns and I'm with the group Portland copwatch. Also an ordinary Portlander and a parent of students who attend Portland public schools. We understand that this agreement is not a request for physical police presence on school district campuses. However, it does double the number of school liaison

officers for the Multnomah education service district from 1 to 2 until this contract came up, we were unaware that Portland officers, other than those funded by the Portland business alliance's special districts, were being paid for by outside funding. The contract indicates that if physical police presence on school district campuses is desired in the city will have to do so with a separate agreement in writing. That's reassuring, since students of color have been very vocal about not wanting armed police in their schools. We also understand that the police chief is authorized to make any modifications to the agreement as long as they don't increase the city's financial obligation or risk modifications that increase the city's financial obligation or risk must be authorized by City Council. So the chief could, for example, unilaterally decide to remove the slos without getting authorization from council, since that would not increase the financial obligation which would be fine with us. However, what impact would that have on msd? We appreciate that there's nothing in this agreement saying that the slos will ever appear on a school campus. This is in alignment with Portland public schools, for example, which has maintained its desire to be free of armed police officers. As the school district has embraced the concept of campus safety associates. And with all of that said, we have to ask the question on why is the city willing to commit two sworn officers to do this administrative work when it could just as easily be done by non-sworn city employees or unarmed public safety support specialists who, for better or for worse, are also embedded in the police bureau. The scope of work states that the sla will participate in community forums and a number of identified safety and emergency response committees and advisories. Again, this is work that appears to be appropriate for public safety support specialists who have the added benefit of being able to appear at community events and meetings without packing heat. You are being asked today for your approval to commit two sworn officers to do work

that could instead be done by non-sworn city employees. So it's not helping the people who want there to be more police officers available to handle calls for service in the community. If two officers are being paid by msd for this purpose. Thank you. Thank you.

Speaker: We have one more person signed up. Jared essig.

Speaker: Welcome, jared. Oh good morning.

Speaker: Distinguished commissioners, former chief lovell and citizens of Portland. I come to you today as a man very distressed by the public safety degradation in not just in Portland and America, but throughout the world and brought on by the profiting of the incitement of violence that is systemic within our social media and within our popular culture, which endorses, promotes and profits from. Manichean martial dualism and a cult of endless war. This ideal school system needs to be taken apart in order to solve the public safety concerns that Portland public schools are facing and that citizens around the world face without addressing this issue. Adding more police officers runs the risk of making the problem worse for the very reasons that mark paurus mentioned, if that's his name in his previous testimony, which I endorse entirely. I also think the commission should should request a declarations from the from the school board and from other city activists who are concerned and knowledgeable about this issue because there is not enough public comment to make a decision on this at this point. And we've not had adequate testimony, in my opinion, from the promoters of this this program unarmed, unarmed city employees, non-sworn officers could be sufficient or teachers who are given the right to bear arms in their classrooms after receiving appropriate training in firearms use to protect against a mass casualty incident, which is really the matter at issue here. And the reason why you need to have armed officers. There's a deeper problem. You have students lying in wait in hallways for other

students lying in wait for filming an assault for the sheer purpose of posting it online. And profiting off of the likes that they're going to get. And these media platforms are profiting off that as well. It's written in the book of leiticus thou shall not stand idly by it. The shedding of your neighbor's blood. Thou shalt not profit off the shedding of your neighbor's blood. And we have a consumer capitalist society that profits this can be prosecuted. There are statutes against it. This needs to be prosecuted by the dea and by the city before we add more public safety officers. Thank you.

Speaker: That completes testimony very good.

Speaker: Colleagues, any further questions? This is an emergency ordinance. Please call the roll maps.

Speaker: Hi, Rubio. Hi, Ryan. Wow

Speaker: Well, I'm going to say a little something. Thank you, mayor, for bringing this forward. And school liaison officers are not just law enforcers. They are bridge builders. And they are bringing more peace and comfort to our schools and our communities. And I've really have been taken by the dialog I've had. I really do enjoy watching the game, but I have found that the conversations around this particular issue has been really fascinating because I wanted to understand it. And you brought it to life. I didn't realize it was the msd connection and partnership. It's where msd shines. As a convener, I hope as you go forward, you continue to have learning communities as you keep figuring out how to make this better. I look forward to what the dashboard is of data that you're tracking to see what your monitoring in terms of that. It's all about building trust. And what we know is that we have to keep building that trust between law enforcement and our community. And having this liaison type work is that bridge building of trust. So I

enthusiastically vote i. Gonzales I'm going to be fully supportive of this love that it's being done at the at your district level.

Speaker: I had a number of engagements with the various school boards since I've been elected, and particularly on policing and kind of fascinating to reengage at this point in 2023 on these core issues, how to how do we how do we coordinate with police ? How do we protect our children at and how do we identify issues ? And also how do we introduce children to a positive relationship with police is certainly this doesn't go back to restoring resource officers in schools. As I was at a parent when Portland police was uninvited from Portland schools, I was disappointed in that decision. When I am once again a parent and I would once again like to see resource officers really evaluated. But it's going to have to be invited from pbs. That's not something for Portland police or the city of Portland to say. So I look forward to the engagement with pbs on that going forward, but fully supportive of this lovely creativity. But I will school liaison officers was, from my perspective, are an important bridge between our schools and law enforcement and whether we like it or not, it's critically important today that we have that connection.

Speaker: They ensure timely information is provided to school districts when a critical incident is possible or has happened. They work with security staff to ensure that schools are able to provide services and support to students may who may have experienced a traumatic incident. And they help build stable connections. So that all partners who share the responsibility for safeguarding our kids can do so cohesively and with their best interests at the forefront. I greatly appreciate the work that has gone into strengthening these relationships, and I look forward to continuing to expand and this partnership. I think this is a very important and necessary step in the right direction. I vote I in the ordinance is adopted. Thank you.

Speaker: Let's see to the regular agenda, please.

Speaker: Uh, first item 883. This is a second reading of a non emergency ordinance, but I understand, commissioner gonzales, you have an amendment. Is that accurate?

Speaker: I do. Bear with me one second here.

Speaker: I'll go ahead and read that.

Speaker: Please go ahead. Yeah

Speaker: Authorize legal services agreement with law, pllc for outside counsel related to Portland harbor commissioner gonzales.

Speaker: So I move to amend directive a to change the term to two years for amount, not to exceed 400,000 per year. May I have a second?

Speaker: I'll second that.

Speaker: So we have a motion from commissioner gonzales, a second on the table from commissioner Mapps. I do believe robert taylor is here or at least online. And I'd just like to hear is there he is hiding behind the column. We were working on it.

Speaker: Let's go. I think good morning, robert.

Speaker: So the proposal, as I understand it, is to shorten the term of the contract from five years to two years. I'd just like to know, are there consequences to that or what was the logic for the five year contract?

Speaker: Thank you, mayor. For the record, robert taylor, city attorney and the amendment was. Can you restate the amendment, please? Yes. I haven't had a chance to see it. Is it two years and 40% of the total amount of two years and 400,000 per year, which was roughly 40.

Speaker: Okay.

Speaker: Um, I have annie von berg here from biz and she can speak to the there is some increased risk if we move from a five year term to a two year term and the risk is that we might lose these legal services after two years. And in two years,

we're going to be in a critical part of the process. Yes. So I just want council to understand that risk. That's out there. If we shorten it from five years to two years, is if we do want to move it to two years, then I think the amendment might be. Better framed as, as amend the existing ordinance as to, to strike and replace the figure of 2.2 million with the figure. Of \$786,620. Strike out the phrase five year term and replace it with two year term and strike the reference to 2028 and replace it with 2025. Those changes would be made everywhere in the ordinance so that this would be a two year contract act. And that's. 786,620 figure is the amount for those first two years is and then if council is okay with that, then perhaps we could add an emergency clause back to this and pass this today so we can secure these services.

Speaker: Okay. Commissioner Mapps commissioner gonzales.

Speaker: Sure. Mr. Mayor, officially this is your item on operationally. I have some an investment here because it's the Portland harbor superfund cleanup and that work largely lives at bts as the mayor, I think pointed out last week, the superfund is one of the most complicated environmental cleanup projects that's in the in north America, the one that we're taking on right now. Now, the stakes are very high. We have more than 100 partners. Let's say, on on this project. I think it's important that we do this work effectively. And legal counsel is more important here than perhaps in any particular situation. I've been in. I'm also a little bit uncomfortable while editing this contract on the fly on the dais. One of the things I might recommend and is maybe we have more discussion so I want this project to get done.

Commissioner gonzales has a lot of expertise around what legal contracts like this should look like. I hope we can move forward together, both embracing good government and moving this project forward. Not sure if we're going to do our best work at the dais today. I also recognize, mr. Mayor, this is your item too, so i'll kind

of follow your lead and robert's lead. And if we have annie somewhere on the line, I'd be interested in hearing her, I guess.

Speaker: Thank you. And I do have a question, and maybe it's of commissioner gonzales more than it is our legal team. My understanding from last week's session was that we can terminate this contract any time we want with 30 days notice. So I guess my question is, what's the advantage to shortening the contract given the risk that our legal counsel has identified?

Speaker: Well, so on the 30 days notice, this is a key piece. This goes either way, right? So the benefits of locking down a resource for five years in some respects is a luxury they can walk on 30 days notice at any time. If they find higher compensation, are you withdrawing their ability to terminate? No, just just putting that out there. That either party can terminate it on 30 days notice. So the I get the spirit and the concept of locking in a resource and a critically important resource. So nothing I'm saying here diminishes the importance of this role. But I don't if it's a mutual termination right, they can walk at any time. I just don't see that as getting as much of a benefit as I think we were hoping for with the five year term. My fundamental issue is that authorizing nearly 2.3 million with a single resource s is a substantial amount of money and that's again, not discount at all the importance role they'd be serving. It's one thing to authorize a law firm potentially where you have multiple people working on it over multiple years, but we're literally talking about someone who is making a little over 190,000 owed as a city employee and authorizing a pay going to 2.3 million, roughly speaking, over five years. That's that's the main concern. So I it may be that that's the right amount to spend over five years. I just would like some opportunity to check in how we're spending against it and for City Council or to be able to check in again on on total spend with the individual resource. That's the main thing. In fact, I think we have another item

on the agenda today where we are increasing the authorization for a legal engagement. I'm not going to have any objections to it. I just want to have the opportunity to be able to check in again at some point.

Speaker: So from my perspective, it seems reasonable given our obligations to oversee a contract, I would assume that it would be evaluated on a regular basis. Isn't that accurate? Yes and if there were problems with that contract, you would terminate it, correct? Correct. If they could not be resolved, correct. And if it was a city employee as opposed to a contractor, a city employees can quit any time they want.

Speaker: Also true.

Speaker: So I'm just not sure what we're getting out of this. I'm not sure what the advantage of the amendment is.

Speaker: It's primarily to have another look at once we get over a certain span, that's it. And it's not to reject a retainer or engagement of this resource. It's by entirely the reasons for it. But to me it's too big a dollar amount to be authorizing to spend on a single individual.

Speaker: I suspect we spend a lot more, but commissioner Mapps sure.

Speaker: I appreciate commissioner Gonzalez for raising these concerns. Is and I also really trust commissioner gonzales in this space. He has a specific expertise around legal contracts, which i, I don't. At the same time, I have operational responsibility for pulling together this project. It's a multi-billion dollar project. I can count about 150 ways this thing can go wrong. And one of the things I need to do as I'm managing this is to minimize these opportunities for this to go off the track. And one of the things I need to do is log in. Legal counsel. So, commissioner, I appreciate the dialog and we managed to kind of work together to actually bring this forward when push comes to shove, given the stakes for me, this is multi

billions of dollars, probably another 20 years of work. I'm probably going to vote no. I'm glad that I seconded it so we could have this conversation. I'm probably going to vote no on the amendment so we can move forward because we have some very complex discussions we have to have with our partners in the very, very near future.

Speaker: And just to be clear, the amendment doesn't delay the initiation. I would be fully supportive of an emergency clause as nothing in the short term is intended to disrupt the utilization of this resource or this engagement. The goal here is to have some logical i'll check in again, given the unique nature of an individual being procured this way, it's I'm looking at what we would have spent on a contractor. This would have been a \$300,000 spend. Sure. If we just turn around and gave their salary with fully loaded so that's again just not intending to disrupt the engagement. Getting started right away. I'm just not comfortable with the extent of the authorization.

Speaker: I hear you and I appreciate I appreciate that. Maybe i'll pivot to the staff here. Or is there another way we can accomplish commissioner Gonzalez goals without shortening? It seems like we're a little bit uncomfortable with shortening the length of the contract. Can we build in some sort of breaker where we do an evaluation of the contract on an annual basis or something, or do we have recommend a recommendation here from staff? I mean, I think you understand the tensions at the table.

Speaker: I do. Thank you, commissioner, and I do appreciate the conversation. It is it is very important to kind of understand the risks and the costs associated with this. And obviously, we will do what counsel asks us to do, as the mayor was talking about in any of these outside counsel contract. That's we do we do the regular invoicing. We do the regular review, especially given the nature of this work. Bhs

works closely with this lawyer on a on a just about a daily basis. I would say. So there's that ongoing monitoring as well as those regular check ins during the payment process. And certainly if we you know, if it comes to pass that there are we feel like we are not well served by this contract, then we can exercise our contract rights to terminate it. I don't expect that to happen. This is a very good professional. We're working with, but that is a possibility. So I think a lot of those sideboards are built into the agreement and the process.

Speaker: Do you have public testimony on the amendment? No call the roll on the amendment. Okay. Maps no.

Speaker: Rubio I'm a no because this is new to me. And so I'm not prepared to vote any any changes on this? No. Ryan no.

Speaker: Gonzales hi, Wheeler.

Speaker: I appreciate commissioner gonzales. Core reason for this, which is good, smart fiscal oversight. Right. And good contract management. And I support those things. I don't think this amendment improves our position. In fact, it may weaken it. And so I'm a no on the amendment. The amendment fails to the main motion. Any further discussion, call the roll maps.

Speaker: I, Rubio, i, Ryan yeah.

Speaker: Thanks for the good dialog. I vote I gonzales i.

Speaker: Wheeler all right. The motion carries the ordinance is adopted.

Speaker: Thank you. Thank you. Next item. 884, please. This is an emergency ordinance pay settlement of barbara semenza, bodily injury lawsuit for \$155,000 involving the Portland bureau of transportation. Colleagues, this ordinance resolves a lawsuit brought against the city of Portland in August of 2022. Deputy city attorney naomi sheffield and senior claims analyst rose radish are here to walk us through the ordinance. Welcome.

Speaker: Good morning. Commissioner.

Speaker: May just be you today, I think rose is online. Oh, there she is. I see her.

Okay

Speaker: Thank you. Um, good morning, commissioner and mayor.

Speaker: Commissioners and mayor. This case arose out of an incident on the Portland streetcar on August 29th, 2021. The city was sued and trimet and the driver of the streetcar were also sued. And pursuant to a contractual obligations that the city has in connection with the operation of the streetcar, the city was also indemnifying trimet and the driver in this lawsuit, ms. Semenza the plaintiff was entering the streetcar on on August 29th and had not yet sat down when the streetcar left the platform. Ms. Semenza as well as another passenger, fell when the streetcar started moving. Ms. Semenza alleges in the lawsuit that the driver failed to adequately evaluate whether people were situated before starting the streetcar and that the streetcar lurched forward when it initially started, which caused her fall. She sustained injuries in the fall and incurred significant medical expenses. Given the risk of an adverse verdict, the parties negotiated a settlement in September of 2023, just prior to trial, subject to City Council approval. The agreed upon settlement with was \$155,000. The city attorney's office and risk management recommends that the City Council approve the settlement. It. I'm happy to answer any questions and rose is also online and can answer questions.

Speaker: Thank you, colleagues. Any questions? I don't see any any public testimony on this item.

Speaker: No one signed up.

Speaker: Please call the roll maps.

Speaker: I. Rubio hi, Ryan.

Speaker: Hi. Gonzales hi.

Speaker: Wheeler thanks, naomi. And thank you. Rose I vote I the ordinance is adopted. Next item, please. 885.

Speaker: Amend contract with ihs communications llc to increase the amount by an additional \$500,000 for low voltage structured wiring services.

Speaker: Colleagues, this ordinance would facilitate the installation of access control and video software upgrades at the bureau of environmental services facilities. Security manager. Manager from the office of management and finance is here as well as security risk manager keith mohan from the bureau of environmental services to present this this ordinance. Welcome. Thanks for being here.

Speaker: Thank you so good morning, mayor and council. My name is manny guerra. I'm the omf security manager. As the contract holder of the genentech price agreements, we are requesting to raise the spending cap for the genetec. Genetec access control video software upgrade project in order to facilitate the bureau of environmental services seamless collaboration with their trusted integrator. Iis the ongoing partnership between the bureau and iis has proven to be highly effective in enhancing security measures and optimizing operational efficiency by increasing the spending cap, we ensure that the bureau can continue its vital work without any unnecessary hindrances, enabling them to leverage the expertise and capabilities of iis to their fullest potential. The investment that the bureau of environmental services is making will not only contribute to the bureau's mission of safeguarding their facilities, but also ensure the safety and well-being of both staff and the public. So we welcome any questions you may have. And as you know, keith mohan here, who can speak directly for the project, great colleagues.

Speaker: Any questions? Do we have public testimony? No one signed up. All right. You're off the hook. This is the first reading of an emergency ordinance. It moves to

second reading. All right. Thanks guys. Appreciate it. Thank you. Eight, eight, six, please. A non emergency ordinance authorized contract with jacobs engineering group, inc. For professional, personal, technical and engineering services for the columbia boulevard wastewater treatment plant.

Speaker: Wet weather clarifiers and hypo chloride system modification project for amount up to \$15,800,000.

Speaker: Commissioner Mapps colleagues.

Speaker: This item comes to us from the bureau of environmental mental services. This ordinance authorizes the city to enter into a contract with jacobs engineering services to provide professional technical and engineering services for important improvements at the columbia boulevard wastewater treatment plant. This ordinance comes to council because environmental services needs to rebuild state. The wet water clarifiers and the hypochlorite systems at the wastewater treatment plant. So now, colleagues, I think everyone here has been out to the water treatment plant. The clarifiers are those things that the treatment plant that look like giant outdoor swimming pools that are filled with very dirty water. These clarifiers hold wastewater for long enough for solids to settle out. Now once those solid settle out environmental services disinfects the water with our hypochlorite systems, both our clarifiers and our hypochlorite systems are old and need to be replaced. The cost of this project is not to exceed \$15,800,000 funds for this project are available in the sewer system operating fund for the fiscal year 2024. 35% of this contract will go to emerging small businesses or to businesses that are owned by minorities, women or disadvantaged groups. And construction on this project will begin in the winter of 2026. Here to tell us more about this project, we have muriel garza teufel, a division manager at environmental services. And I believe we also have tracy word, a project manager with bts. Thank you, commissioner.

Speaker: Yes. So this project is just a beyonce and it's a next largest project after the secondary expansion program we're doing at the treatment plant. So tracy is a manager. She'll talk about this design services contract. Thank you. Are there, everyone?

Speaker: Yes. Tracy word. She her pronouns is next. Slide please. So today I'm going to be providing a project overview objectives, requirements, budgets and budget. And next steps. Next so this is about \$100 million overall project at the columbia boulevard wastewater treatment plant. And it is, as our commissioners said, to improve aging systems for the wet weather. Clarifiers and the hypochlorite disinfection systems. And this is a pretty cool photo that shows those giant swimming pools here, kind of right behind the two. Clara fires. The rectangle tanks. So during the wet season in some of the city, stormwater is piped into the treatment plant and the clarifiers are a key part of the system, um, for treating those high flows during storm events and the disinfection system is the final step in the process that cleans water before discharging it into the columbia next slide please. So the wet weather clarifiers were built in the 1950s and 70s and as they age they become harder to maintain and the disinfection system is just inherently a highly corrosive system. So the parts of the system, the parts of the system also spread out throughout the plant. So, um, some of the objective, objective here are to reduce system risk, increase resilience and extend service lives and also very importantly to, to improve operations so that they're more simple and safer to maintain. Next slide. So this project improves the wet weather clarifiers mechanical, electrical and instrumentation systems and the repairs range from repairing concrete and joints. To paint tank washdown systems and inlet valves. And I'm happy to talk more about the technical details if that's helpful. But I can talk about that at the end. But just have a quick.

Speaker: Yeah, I have a quick question before we end this slide before we move on from this slide. On the bottom left, we have some very old looking technical equipment. I'd be interested just to know how old that is before we move on to the next slide. But i'll let you also finish your thought. I apologize for jumping in.

Speaker: Oh, no, that's great. I appreciate the questions. I believe that those were electrical panels that were installed in the 50 s, so it's you know, it's an opportunity to improve technology and keep these systems operating into the future as we need to maintain our permit compliance. So great.

Speaker: Thank you very much for that clarification.

Speaker: Okay. So the next slide. Um so the project also focuses on consolidating our hypochlorite disinfection system. So as i, as I mentioned earlier, the systems are kind of spread throughout the plant right now. And one of the key goals is to is to make it more consolidate it and to make it simpler to operate and maintain and also safer given how corrosive it is. Next slide, please. So in terms of the budget, we're focusing on professional technical services today and the ordinance is to not not to exceed 15.8 million. And a key element of this effort is to meaningfully increase rate inclusion and diversity into this contract. So we're we're building and expanding partnerships that are currently engaged on the secondary treatment expansion program. And focused on areas that are really important for the whole in every element of this project. And I've got I've got a lot of those areas listed here. So unless there are any other questions, we can move on.

Speaker: Nope, you're good. So in terms of next steps, we've got another ordinance coming up relatively soon for a low, low bid exemption on, um, given the complexity and safety issues and magnitude of this project.

Speaker: So be looking for that next month. Um and then the next steps beyond that are report to council for a guaranteed maximum price is anticipated in

summer of 26. And then we're targeting to have this this project be in shortly after the, the step program that I mentioned earlier that's currently in progress now. So around fall of 26. Yes. Commissioner Mapps. Um, my hands just up.

Speaker: I'm going to have I'm going to make a motion to amend this ordinance when you're done with your presentation, just i'll need to swap in, I think a new exhibit out, but continue. You all set?

Speaker: Yeah, that's all I've got.

Speaker: Okay. I want to thank staff for that presentation. I guess I am told, mr. Mayor, that I need to bring a motion to sub substitute the existing exhibit a for a new exhibit a, so I'm going to make that motion now, and it'd be great if I can get a second.

Speaker: I'll go ahead and second it. And that's that's from staff.

Speaker: Yeah, that's from staff. I should also say my phone is dead today. So I have jack who's coming up and telling me what to do in real time. So I apologize for staff to staff want to explain the difference between the original exhibit a and the exhibit a that we're swapping in ?

Speaker: Yes. The current exhibit a just contains the terms and conditions for the contract and the swapped exhibit a that will be updated contains the entire contract with all the terms. So. Got it. Scope of work and sounds, technical.

Speaker: Any testimony on the amendment? No call the roll on the amendment, please.

Speaker: Maps I Rubio, i. Ryan gonzales.

Speaker: Wheeler. All right.

Speaker: The amendments adopted and any further questions of staff folks any public testimony on the main motion if no one signed up. All right. Very good. This

is a first reading of an emergency ordinance. It moves to second reading. Let's see, 86.

Speaker: So it looks like we have eight, eight, seven.

Speaker: Then. And that is an emergency ordinance, except and appropriate American rescue plan funds from Multnomah County in the amount of \$371,447 to assist city expanded partner network organized to improve and expand their outreach and overcome barriers to access for communities in need of rent assistance. Commissioner Rubio.

Speaker: Thank you. Mayor colleagues, as we know, low income renters in Portland and Multnomah County continue to face eviction risks due to ongoing financial and health impacts of the pandemic and well-documented shortage of affordable housing. Our city is committed to ensuring that rent assistance resources continue to be available to prevent evictions and prevent individuals from experiencing homelessness. And we're committed to prioritizing these resources for those experiencing those, experiencing the greatest adverse impacts from covid 19, including but not limited to black, indigenous and other people of color and households with very low incomes. In June of this year, Multnomah County provided \$2.3 million for additional funding for emergency renaissance assistance and today we're accepting a small amount of that funding, which we will pass on to our community organizations and our expanded partner network to improve and expand their outreach to the communities in need of rent assistance and eviction prevention. Eviction prevention. I now will introduce fbh staff who will provide more information on the proposal. So welcome.

Speaker: Good morning. I'm antoinette pica from the Portland housing bureau. Data and systems team manager. And I'm joined by my colleague here.

Speaker: Good morning. My name is Bima Bhandari with Portland Housing Bureau. I'll just be presenting a few points actually, Commissioner Rubio has mentioned some of the points. I was going to mention, so I'll just bypass those points. Thank you very much. As you are all quite aware, as you have specified, the low-income renters in Portland and Multnomah County continue to face eviction risks and due to ongoing financial and health impacts of the pandemic and the well-documented surges like you mentioned, of affordable housing, the majority, 85% of eviction cases filed in Multnomah County in the last two years are caused by the nonpayment of rent. Evictions were climbing in 2022 with the end of the pandemic and safe harbor policy and rent assistance programs in April 2023, with important new laws protecting renters as an additional rent assistance availability. There was an immediate drop in nonpayment eviction filings, but the cases are rising again through June 2023. And we can follow up with monthly eviction data for the council later. So our city has been committed to ensuring that the rent assistance resources continue to be available to prevent evictions and prevent individuals from experiencing homelessness. Like you mentioned, in June of this year, Multnomah County approved 2.3 million of additional funding for emergency rent assistance. And today we are here to we would like to accept a small portion of that funding. The city, thereby the PSP has been awarded 371,447 by Multnomah County to assist the city's expanded partner network to improve and expand their outreach to the communities in need of rent assistance and eviction prevention and this funding will allow us to allow the city's expanded partner networks of 15 organized stations to conduct outreach and application assistance in order to provide rent assistance available through Home Forward to approximately 500 households over the next 12 months for the record, in total, the city's emergency rent assistance program has served nearly 32,000 households so far, and the PSP

manages the rent assistance contracts and psp will continue to monitor the applications submitted by the community based organizations to doing this work. And direct funds to the communities. Most in need. And this ordinance will permit us to continue this work and the program will also serve as a critical anti-displacement resource for low to moderate income families city wise and thank you for allowing us to continue this work. Thank you. And we will be more than happy to answer any questions as commissioner Mapps.

Speaker: This is not so much a question, it's actually a series of statements. First, I want to thank the county for finding these dollars for this important purpose. I also want to congratulate and express my appreciation for commissioner Rubio for bringing this item forward. I also want to praise the mechanism used to bring this item forward. I think this can be a, um, an example of how the city and the county can work together on many different projects. One of the things I like about this is that it's a clean project that's focused on a specific service that will deliver to the people we know how much it's cost and where the money comes from. There is a complete agreement between the city and the county on how these dollars will be allocated. I could contrast this with our efforts that happened over in the joint office, which, as we all know, tend to be much muddier and frankly rarely come to council and in such a form that we're actually ready to pull the trigger and actually execute it. So this is an example of great government. I hope that we use this model to deliver houseless services and the Portland metro area to in the coming new year. Thank you. That's all I got.

Speaker: Thank you, commissioner Ryan.

Speaker: Yeah, just a quick request. Good to see you both. When matthew shovel was here, I probably drove him nuts with looking at the weekly updates on this data. So if you could just send our office. That's why I have a better understanding

of. I knew it was starting to trend in a direction that wasn't surprising and I know that's why we fought hard to get money in the budget at the county for this specific purpose. So I'm fully on board. I just want to geek out and look at the numbers and see where the trends are. Thanks so much.

Speaker: Thank you. Do we have public testimony? No one signed up. All right. This is an emergency ordinance. Please call the roll. Mapps

Speaker: Um, again, I want to express my appreciation for the county for putting resources into this. I also want to congratulate commissioner Rubio for her leadership and help helping make rent assistance happen. And I also want to underscore that larger message that I shared with my colleagues on council. I really think this is a helpful model for how we can partner with the county to support vulnerable Portlanders. Thank you very much. Hi Rubio.

Speaker: I want to thank antoinette and fema and fb team for all your work on this and for presenting today. And also I'd like to additionally thank the county for setting aside this additional funding for this assistance and also to the community partners who work with residents day in and day out to connect them with these services. These are arpa resources and it's really the work of the partners that is making the difference when families experiencing crisis and in need of help. So very happy to vote. I

Speaker: Ryan yeah. Thank you, commissioner Rubio, for bringing this forward. This was quite a battle a couple of years ago to get this earmarked money. So I'm really happy to see that it's being sustained. And again, I look forward to looking at the upgraded data. And I would i.

Speaker: Gonzalez i.

Speaker: Wheeler well, commissioner Rubio has the magic touch when it comes to bringing resources in. I think this is about the third week in a row. So thanks to you

and your team for your leadership. Thanks to all of you on the staff for the hard work you're putting in and to our friends at Multnomah County for recognizing the importance of partnership in this important area. I vote I ordinances adopted. Next item. 888. Thank you. Which is a report except progress report on the natural hazard mitigation plan for 2023.

Speaker: Commissioner Gonzalez, bear with me one moment, please.

Speaker: Let's see. Good good morning. Good morning. So thank you, mayor. As a commissioner in charge of the bureau of emergency management, I would like to put before you the city's hazard mitigation action plan in this plan describes the natural hazards that pose a risk to the city and outlines the steps the city is taking to mitigate the harmful impacts of those hazards. The current plan is an ongoing five year plan spanning spanning from 21 to 26 and is the third comprehensive update to the city of Portland natural hazard mitigation plan, which was first developed in 2004. The update identifies resources, information and strategies for reducing risk from natural hazards and is updated every five years to report on any changes in the built environment. Since the plan was approved that would increase or decrease vulnerable city, especially in hazard prone areas. That's a lot of hazard. In one statement, the reason we are presenting it to the council is to meet our requirements for the federal community rating system program. The maintains the crs is a voluntary program under the national flood insurance program that rewards participant community and provides incentives for exceeding the minimum requirements of the national flood insurance program and completing activities to reduce flood hazard risks. I'd like to now turn it over to rashid wall. Did I pronounce that right? Yep okay. Interim planning manager in emergency management to present this report. Thank you.

Speaker: Thank you so much, commissioner. And thank you, everyone, mayor and the commissioners, for allowing me to speak on this. My name is richard natale. I'm interim planning and preparedness manager. I'll be looking at my screen a lot because the slides are very texty. I couldn't there was that's the best way to present some of the content that we'll be talking about today as commissioner talked about the mitigation plan is a citywide plan that describes natural hazards and hazards include natural hazards that we are talking about in this plan includes earthquake flooding, wildfire, wildfire, smoke, landslides, extreme heat, drought. Winter storms, volcanic activities and windstorms. So it's a long list. It's a five year plan. So a lot of progress items identified in this plan are long term action items. Some of them are, you know, just policy level items that can take a few weeks, but some of it requires a significant effort from the bureaus and the council offices to get them completed. So it's a five year plan. We are required to have this plan under the fema federal disaster mitigation act of 2000, 2000, two get to allow city to access some of the fundings under federal disaster grant assistance. And now states are introducing similar, similar requirements as well. How do we plan maintain this plan in the city? We maintain this plan using a city group called disaster recovery and resilience action group. It's a multi year group that includes representatives from several bureaus that have a mitigation related programs or projects to track progress on the items identified, the plan and update the plan. Next slide, please.

Speaker: Are there any slides? I'm sorry, slides. I don't see any slides.

Speaker: We never received the slides. If you want to send them to me, I can bring them to your presentation was good.

Speaker: You didn't really need the slides.

Speaker: I'll do if it's I can send it or I can just talk about it.

Speaker: Just talk about it.

Speaker: You're doing fine. Perfect.

Speaker: I actually have them. Do you need me to send them to you? Yeah, you can. Okay i'll get them to you.

Speaker: Sorry about that. Um, i. I'll pop. I'll pause. Or should I go until you take probably 30s.

Speaker: Here. Let's see. I don't want to open this. Almost there. Kelly almost there. Let's see.

Speaker: Well, it's a good thing I'm the last one on the agenda.

Speaker: Or not. We got more.

Speaker: You're not. We have three pulled items. Are you? Did you get it.

Speaker: She's got it. Good job. I got something right.

Speaker: Legal genius, technical genius. What else can you do?

Speaker: I can juggle a soccer ball. Really? A long time. As long as I used to. But. I don't have any skills anymore.

Speaker: I used to.

Speaker: There it comes. Thank you.

Speaker: We can move to the second slide. So why am I here today? I'm here to the city to qualify for or to meet the requirements for community rating system under flood insurance. National flood insurance program. We are required to present this this work annually to the council in a public setting community under community rating rating system. Communities are rated class 1 to 10. Portland is at Portland. Class is five currently that provides residents at 25% discount on discount on flood insurance over over a year. That provides roughly up to a communities are able to save \$300,000 in insurance premium and about 60% of those receiving those discounts are located in lower income neighborhoods in Portland. This program. So as part of this program, the presentation in the report kind of help us

meet that criteria, slide. Can we move to the next slide? So in mitigation planning, our every bureaus that have a role in mitigation identifies their project in four broad categories planning and regulation, structural, structural and infrastructure projects to make the built environment more resilient. A lot of our seismic resilience projects fall under this category. The national system protections that minimize harm to people and the built environment and restores function of the natural system. A lot of our flood mitigation work falls in this category and then education and awareness programs that inform the public and natural hazards and ways to mitigate their impact. Next slide, please. So overall, there are 117 projects and strategies identified under this plan. Again several bureaus out of which it's a five year plan. We started this edition in 2001, 2021. So we'll go on till 2026, 2026. April is when this plan expires. So we have five years to make progress on the action items identified in this in this plan, out of which 66 actions are in progress for four have been completed so far. We Portland bureau of emergency management maintains this plan. We collect updates twice a year, one time in June and one time in November, November, December. So we use Portland state university to help us work with on this plan. We engage with them and they have been collecting this data for us that we track down and then built into the next plan update through this plan, we also modify the risk and vulnerability data for the city. So for actions have been completed, 66 actions are in progress. 18 actions are not started yet due to several reasons, and six actions have been reported that they are stalled right now. And i'll get into details in just a second. Next slide, please.

Speaker: So the next few slides are in progress actions.

Speaker: I'm I'm just going to maybe pause for a second for folks to read through. These are projects that falls under those four categories that I just talked about. Yeah the next 2 or 3 slides kind of just talk about some of the key action items that

are in progress and what have we achieved in those, those action items. As you can see, bhs is working significantly on on reducing the flood risk and restoring natural watershed areas. Can we move on to the next slide back, back.

Speaker: Could you go back to the last slide, please? Yes yeah. What percentage of the trees planted survived after four years? Do we keep track of that? As a city, we have to improve those numbers. I not not as part of the plan.

Speaker: I would have to get back to you. Like if we has a track nice.

Speaker: This is like the gremlins from yesterday's Portland children's levy meeting. It took an hour to get the meeting. Drummer adams, like most patient kind and amazing it person over there. So I'm glad he's on it. Anyway just wanted to bring to our attention that we've had some challenges. We plant trees that they die if we don't take care of them for a few like 3 to 4 years. So I just want to make sure that coordination keeps improving. We've had some follow up on handoffs with with, as you know, with pbot and with some the private contractors. So we have to stay focused on that sounds good. And I have to go to another meeting. So I thought we'd be done by now. But very supportive. Nice to see you. Thanks

Speaker: Thank you. We'll i'll, i'll, i'll get back to your office. Commissioner Ryan, to see if we are tracking it and if not, what's the best way to track it. Thank you.

Thanks. So again, so then bureau of planning and sustainability has a couple of projects that are that they're working on. These projects include policy work and also working on long term strategies for heat islands and so on. So several projects in place. There's a detailed report that we track with person identified who's tracking this for their bureau. Can we move on to the next slide? I'll just highlight for so some of the work that that comes that is identified in these reports include work, work that has been I identified during our emergency response in past past events. So one of the action item that pbem has been audited in past was how do we

support accessibility work during emergency response. So as part of that, we are working with aim for access, which is a consulting group that support disability specific emergency preparedness. So there are several projects like this that that are in progress and beers are making really good progress on these items. Can we move on to the next slide, please? Some of so as part of our tracking progress on each items, we also ask bureaus to share more about what barriers they might be facing so that we can help resolve some of these barriers and support their progress. So here are some of the items that bureaus have identified and some have identified need for more training and improved improved awareness of natural hazards among the employees. Funding continues to come up for several items that we need sustained support for funding allocation for these items. Bureau capacity. Some time there are changes in bureau's roles and responsibilities that that puts pressure on existing staff to continue. Some of the projects delay in planning and design processes, coordination with other bureaus have been identified as some of the challenges and we try to resolve it at our at our level through through the group that I mentioned earlier, drag. But then certain action items require council level coordination or director level coordination that sometimes can delay the process. Lack of accurate and trusted information need to pursue expensive projects sometime to pursue an expensive project, you need to do a lot of background data research which which can be inaccurate. This has been reported again by several bureaus covid 19 was listed as one of the barriers to progress and several other emergencies that that have been part where we have we end up dedicating a lot of our resources next next slide, please. Seven seconds a second.

Speaker: Is that the next slide? Is that.

Speaker: Yes. Thank you. These are some of the completed items that I've included. So mitigate an impact from power loss to Portland water bureau facility design and build stormwater improvement along southwest capitol highway. This is bureau of environmental services. They have marked it as complete. Then again, mitigate it against dam failure in the bull run reservoir. So that's Portland water bureau and then bureau of development services worked on erosion and sediment control manual update. So that one is just a policy operational guideline update. But other projects were were significant. Again, great, great work done by bureaus under under this plan. Next slide, please. Here are some of the stalled actions that have been reported by us that they are unable to work on it. Reasons being staff capacity, staff. There is not enough staff time available to continue this work. Lack of funding to continue this, continue the work identified in the plan and delaying planning and sometime political processes so that can take up a lot of time for bureaus to continue some of this work. Can I jump in here just real quick?

Speaker: Um, number one, I want to thank commissioner gonzales and his team for pulling this together. There are a couple of water bureau items in the stalled category. I very much appreciate those being highlighted and I think there are some policy lessons as at least in my portfolio, that I'd like to share with my colleagues. So, for example, if you look at the second row here for, um, the, the water bureau basically needs to find a new staging area for emergency repairs and emergency operations. We had one of those, if I'm recalling the details here, we had one on the west side, but we had to clear out of that space to make room for essentially a safe rest village. So we made some policy choices there as a as a council, but have yet to fully resolve that set of trade offs. The other one, which is part of my portfolio, elio, you have the water bureau needing to make some seismic improvements, especially for pipes that go underneath rivers. Uh, I have some experience with this

too. For for example, we have the willamette river crossings, which frankly, we, we under my leadership, we had to delay partly because of resource challenges and partly because of literally the availability of contractors out there to do this work. Um, I hope as we move into this new form of government with a greater focus in on service integration and breaking down barriers between different bureaus, we can do a much better job at navigating, um, projects like these, especially ones that are in the stalled categories. I think this group in particular is a real lesson around project management, resource availability and other sort of operating issues that the city continues to struggle with. Thank you and I appreciate your letting me jump in here.

Speaker: Uh, no, I think with that, no, we I can end my presentation. Thank you.

This is this is exactly what we are trying to get to. Thank you, commissioner. Great

Speaker: Very good. Colleagues. Any further questions on this item? Do we have public testimony? No this is a report. I'll entertain a motion to accept the report.

Speaker: Can I confirm that we don't have public testimony? Did I see a hand? Go

Speaker: Robert, you wanted to testify on this? Yes all right.

Speaker: Do you want you're.

Speaker: You're welcome. Just saying. I can't imagine why you'd want. To good morning.

Speaker: Good morning, everybody.

Speaker: Almost everybody. I'm missing someone. Robert butler. I'm a Portland, Oregon, resident. I was actually here to testify on the next item and. And I'm out of procedure for that ability, which I've been just advised of. But since I'm here, i. I thought I'd mention trees and recently there's a short recently president Biden. Administratively has proved. Added \$1.55 billion for planting trees. \$1.5 billion for planting trees. The best available science for that whether or not how much that

changes the needle for global warming. The best available science is. Intelligible zero nothing. It will not even move the needle. So I suppose natural. Climate change and other natural disasters will not be affected by any one tree or any thousand trees or any million trees planted in Portland. It's kind of a zero sum game anyway, if you know what happens to a dead leaf turns to methane anyway, we enjoy the rest of your day. I hope it gets better. Thank you. Thank you, sir.

Speaker: I'll entertain a motion to accept the report.

Speaker: So moved.

Speaker: Second, commissioner Mapps moves second. Commissioner Gonzalez seconds. Any further discussion? Seeing none, please call the roll on the report.

Speaker: Mapps.

Speaker: I want to thank commissioner Gonzalez for bringing this package forward. Really appreciate the staff work done here. In addition to highlighting some of the important resiliency work that this council needs to take on, I think it also highlights some lessons in best practices that we could embrace. I think commissioner be heard. Commissioner Ryan, for example, and Robert talk about the importance of tree maintenance. So I highlighted some of the trade offs that we just made around. Do we have an emergency facility or do we have a houseless camp for our houseless folks? Again I think some of the infrared future projects that are installed here are stalled, at least in my portfolio, because of resource issues. So that that comes down to the choices we make around rates. So very rich, very rich report with lots of important lessons, which is why I vote i. Rubio I want to thank commissioner Gonzalez for his leadership on this work and also pbem staff for their leadership and their work on this important work.

Speaker: It's really important to hold us accountable to our projects. So I appreciate that. And also the community transparency that it brings. I also just want

to quickly flag a couple policies that were also adopted this year. I'm not sure that they made it into your list on time. Probably because of timing, but want to make sure that it still gets acknowledged first. Earlier this year, council passed the resolution creating the sdc exemption to help offset the cost of seismic upgrades for property owners that were interested in converting their their their office space into housing. And often the approach is you get greater safety when you, you know, adopt stronger regulation. But in this instance it's about offering financial tools to help get those upgrades happening at all. So just want to put that that one out there. And then the second one, just last week we voted to adopt stronger floodplain protections for the city and also wanted for the central city in particular. And one of the things that will require is that any new waterfront development well in the future require flood mitigation, mitigation practices in order to reduce the chances of flooding and other areas. So just wanted to highlight that important work of the city to make sure that the city gets credit for it as well. So again, just thank you for this helpful report and I look forward to seeing next year's work in our progress. Thanks I vote aye.

Speaker: Ryan Gonzalez I'd like to give a big thank you to the city staff.

Speaker: Pbem rochette, noel and mike phillips, as well as bhs staff amin wahab on their work to bring this to council and make sure we stay in compliance. Thank you. To psu specifically beth gilden and rebecca perez for their work in partnership with the steering group for this project, the disaster recovery and resiliency action group. With that vote, i.

Speaker: Wheeler me too. I also vote I thank you, commissioner. Thank you. Appreciate all the work at pbem. I voted I the reports accepted back to the consent agenda. Three items have been pulled. The first one is item 8.74, please pay settlement of philip kaufman bodily injury lawsuit for \$46,000 involving the

Portland police bureau. I'm sorry, 8.75. I apologize. Yes 8.75. And she read the correct one. So I started coming. She always corrects for me, which is exactly the right thing to do. Good morning.

Speaker: Good morning. Mayor and commissioners. My name is Mallory Beebe. I'm a deputy city attorney. This claim arises out of injury to Mr. Philip Hoffman as a result of use of force by officers of the Portland Police Bureau near the Portland Police Association building in North Portland in August of 2020. On the night of August 24th, overnight to the 25th, Mr. Hoffman was among a group of protesters who remained near the building after PPB had declared a riot and ordered the crowd to disperse. During the event, Mr. Hoffman was taken to the ground and arrested and Mr. Hoffman provided evidence of knee and shoulder injuries and treatment that he attributed to his arrest by the officers. After reviewing PPB reports, as well as video of the incident, the city attorney's office and risk management determined that it was in the best interest of the city and all parties to resolve this claim. The parties negotiated informally and agreed upon a settlement of \$46,000 inclusive of attorney's fees and outstanding outstanding liens to resolve the claim, I'm subject, of course, to City Council approval. I can answer any questions otherwise. That concludes my presentation.

Speaker: Thank you and thanks for your patience. I know you waited a long time. Any questions, colleagues? Do we have public testimony?

Speaker: We have two people signed up three minutes each name for the record. First up, Mark Paris. Hi Mark.

Speaker: Hello again, Mayor and Commissioners. My name is Mark Paris. Use he him pronouns. I'm with Portland Copwatch. We have no objection to the city paying this \$46,000 settlement for bodily injury done to Mr. Hoffman by PPB on August 24th, 2020. We understand the parties have come to an agreement and we hope

mr. Hoffman is able to move on from the harm caused to him by city employees. We appear here on police brutality settlements in an attempt to get you to discuss the policy decisions that continue to lead to the incidents behind these settlements. This particular settlement raises the total, according to our records, paid out by the city, for protests between 2018 and 2020 to at least \$2,402,316.22. It's a little surprising. Despite the settlement amount being below 50,000 by just \$4,000, that we had to pull this item from the consent agenda last month when you approved a \$25,000 payout to dexter pierce for having been shot with a less lethal munition. And that settlement was on the regular agenda. So it's hard to tell when there's consistency in how the decisions made about when to discuss these matters at council from court records. We understand mr. Hoffman was attending a protest outside the building. Their old building in north Portland, in support of black lives and against police brutality. On August 24th, 2020, the same court records show that as he was attempting to comply with officers orders to disperse, two cops tackled him and slammed him into a parking curb and the officers weight bore down on mr. Hoffman and crushed him. Court records show they arrested mr. Hoffman despite not having cause to do so. The records show that mr. Hoffman was in significant pain following his arrest, his scrapes and bruises eventually healed, but the pain in his right shoulder and knee persisted for months and doctors recommended that he have surgery to repair the torn labrum that he received from multiple media reports. We understand that mr. Hoffman was one of 25 people arrested at that protest. We've also appeared before you to testify on two other settlements for incidents on August 24th, 2020. The first was a \$7,000 bodily injury settlement that came to council on August 31st of last year. The second was a \$60,000 bodily injury settlement that came before you. In March of this year. The so the total for August 24th, 2020 settlements is now \$113,000. And

we expect to see more settlements for encounters with that occurred on that day. As you know, the rapid response team resigned en masse in 2021 after officer corey budworth was indicted for fourth degree assault of a member of the media, were skeptical that a new riot squad, which the independent monitor llc recommended be formed, will behave any differently than the one that has caused so much harm to Portlanders. We remain neutral on the creation of this new riot squad. However we agree wholeheartedly with lc's recommendation that if there is a new riot squad that it must be rigorously scrutinized by executives overseen by Portland's new oversight agency and transparently introduced to the public. So in closing, while we appreciate the opportunity to testify on these settlements, you would be better served. You'd be better serving the community by putting them on the regular agenda to avoid any possible accusations that you are covering up. The police bureau's alarming acts of misconduct. Thank you.

Speaker: Next up, we have dan handelmann.

Speaker: Good morning, mayor and commissioners.

Speaker: Can you hear me okay? Yep great.

Speaker: I'm dan handelmann. I use he him pronouns and I'm also a member of Portland copwatch.

Speaker: I'm here to give some more context to \$46,000 settlement that mr. Powers has already discussed with you. This settlement comes on the heels of two significant findings. First, Portland copwatch just last week released an update of its top 25 settlements web page. Newly arrived at number five is the judgment. And don't shoot Portland case, where five protesters, the organization and their attorneys were awarded over \$1 million. This was in part for the force used against protesters and partly for violations of their civil rights. Today the settlement only mentions bodily injury suffered by mr. Hofmann, which we assume was fairly

significant as other people injured by ppb have received much lower payouts. The other new information is that the grand jury, which inexplicably took nine months to deliberate on the police shooting of emanuel, clark johnson real not only that, mr. Clark johnson, a 30 year old black man, was unarmed when he was shot in the back by an ar 15 rifle, but also that he was not even the suspect being sought by the Portland police looking at the top 25 payments since 1993, the second highest is for quantus haze, a young black man the police thought was reaching for a gun when he most likely was trying to pull his pants up because they hadn't crawled toward him. Them on his knees is roughly \$2.1 million. Number four is aaron campbell, a young black man who was also reportedly suicidal and who was unarmed when he was shot in the back by an ar 15 rifle, \$1.2 million. Number eight is terrelle johnson, a young black man shot by an officer who tripped and fell, claiming johnson was going to attack him despite no evidence to prove that \$600,000. Number 14 is james perez, the young black man who was pulled over for having too fancy a car in the st. Johns neighborhood. The officers thought he was reaching for a gun rather than his cell phone, which was in the dashboard. And so what you're seeing here is a pattern of the shootings of the young black men while also calling attention to the pattern of the violence against protesters. Because every time we come before you and ask you to look at the policies that lead to these payoffs, you look the other way, say nothing, vote. I and approve the settlement and move on with your lives. These people have been harmed. Can't really move on with their lives, even with the compensation. On one other note, the \$2 million plus that mr. Parrish referred to for just protest actions since 2018 includes a number of \$5,000 settlements, which is the threshold under which these cases must come before you for a vote. There are also several cases like don't shoot Portland case, which were entered as judgments, including the two for \$5,001. The judgments mean City Council doesn't

even have to approve these payouts and the public has to dig to get information on them. A final note of context, which we mentioned in the release of the new settlements data, paragraph one, 75 of the DOJ agreement calls for an analysis to be published of payouts for police misconduct cases. The compliance officer has been making reports for eight years in these data have never been included and there's no pressure on them to do so, nor are there consequences for their failure. These data are supposed to be included in the new reports from the new oversight system that is going to be implemented. Hopefully next year. But as I noted, looking at the deadly force cases, the protest cases and likely other cases where officers damaged property and caused other harm to the community, it might just save taxpayer money. The bad press and loss of goodwill any further discussion, please call the roll.

Speaker: Matt Mapps.

Speaker: Hi Rubio. I

Speaker: Gonzales I'm going to vote I on this, but I hope at some point we quantify the damage to our city by the riots that occurred in 2020. Every time we discuss these settlements, we get a rehash what the city is paying out and in the interest of transparency, I understand the need, but we can't forget the immense damage done to our city by the riots in 2020. Many of our responses there and how difficult it's made to recruit and retain police officers in the city of Portland. The long lasting effects of those riots and a community that is under policed in 2023, I vote. I

Speaker: Wheeler all right.

Speaker: The ordinance is adopted. Eight, seven, nine, please. Also uh, off the consent agenda. An emergency ordinance amend legal services agreement with radler, white parks and alexander llp for outside legal counsel.

Speaker: Mr. Mayor, this one comes out of my shop and I pulled this off of consent myself. Uh, largely because of the similarities between this ordinance today, which basically adds\$ with contra fact that we have with lawyers to help us complete and important project and the earlier conversations we had today around add bss. The cost for hiring outside legal advice and whatnot. Although structurally there are some similarities here. One of the things I wanted to do is have time to have a full and transparent conversation. I think they're kind of different specifically on the item. I think the concern was the length of the contract. I think there are some different dynamics here. Um, but why don't we do a brief presentation to see what's going on? This item comes to us from the water bureau. Uh, here's the background on it. In 2019, the city of Portland entered into a contract with radler white parks and alexander llp for outside legal counsel to support the siting of the water bureau's new filtration plant. This ordinance before us today would add an additional \$750,000 to this contract. Those additional funds are needed as the water filtration plant projects navigates the cost relocated land use review process. Lessees in Multnomah and clackamas counties now here to tell us more about this item, we have jodi inman, who is the water bureau's chief engineer. And maya hayam. I'm sure I've just butchered your last name. I apologize. Who is a senior deputy city attorney from the city attorney's office. Um, welcome. Jodi and maya.

Speaker: Thank you, commissioner Mapps thank you for the introduction. I'm actually filling in for my colleague.

Speaker: All right.

Speaker: Written text. Wrong please tell us who you are. Can you, at some point during your presentation, please introduce yourself. Thank you.

Speaker: My name is lynn vu. I'm a chief deputy city attorney and I'm here to support jodi inman and to answer any questions you might have afterwards.

Speaker: Our apologies for not communicating who was going to exactly be here today. Good morning. I did check. It is still morning. I am Jody Inman. I'm the chief engineer of the Portland water bureau. Thank you, commissioner. Maps for that brief background. And as we mentioned, we also have Lynn Vu with the chief attorney's office here with us today as commissioner Mapps described, we are here today requesting approval for an amendment to the contract with Radler White's Parks and Alexander LLP, which is a woman owned business for outside legal counsel. The services of I'll call them Radler White for short have been critical to supporting the Bull Run filtration projects through the land use process. The filtration project is extremely complex and requires land use, as was mentioned in both Multnomah and Clackamas counties. And while the facility and pipelines are allowed uses, there are still many components to the project that are part of that land use process. The complexity of this required project requires highly specialized expertise in land use that are not typical for city projects. In addition, the amount of intense schedule driven work that is required as part of the land use process exceeds the capacity of the current city staff. And for this reason the services of Radler White are critical to retain to support the project, ensure the most certainty and efficacy of land use decisions and process. With that, we're here to answer any questions you have.

Speaker: I just have one comment. Commissioner Commissioner Mapps, I appreciate your team reaching out to mine, helping me get up to speed on this. I don't have any comments. I'll support this is great.

Speaker: Thank you very much, commissioner. Thank you to staff to for that presentation. Great.

Speaker: Do we have public testimony?

Speaker: No one signed up. Call the roll Mapps. Hi Rubio. Hi.

Speaker: Gonzalez.

Speaker: Hi, Wheeler. Hi

Speaker: The ordinance is adopted and I believe our last item for this morning is 882 issue payment to city furnishings, not to exceed. \$161,536 for the purchase of office furniture.

Speaker: A commissioner Gonzalez so I pulled this one from consent for a fire bureau. I didn't realize the meeting would be so long, so if I had known, I might have reconsidered that. But I just wanted to call out a couple of pieces here. It's really in the interest of highlighting, first of all, some transparency. We had some issues identified going back to 2022 in the community health division and procurement. Just wanted to put some a little bit of light on it and then second, want to commend the fire bureau for some of the administrative controls they have put in place since then as a result of what they identify. And so i'll keep it short, commissioner Ryan, to let you take it from there. Good morning, mayor Wheeler.

Speaker: City commissioners. My name is Ryan gillespie, fire chief for Portland fire and rescue. With me is ceci o'connor, our deputy director in 2022, our community health programs, Portland street response and chat experienced rapid expansion in to support that expansion in facilities, personnel, apparatus and equipment or being acquired to support the programs. As when I was assigned as division chief of community health in March of 2023, I learned about this furniture order and delivery that we were discussing today. I learned we were unable to pay the vendor because the process employed was outside of city procurement regulations is due to this furniture procurement concern and other procurement practices within the community health programs. I cease the use of picard's and we commenced an investigation through our professional standards office. The investigation was completed and no one person was found at fault. Instead, this was a symptom of

rapid program expansion with inadequate oversight, miscommunication among managers and a lack of training policies, resources and coordination. We are currently remedying these deficiencies by putting in place additional procurement policies and procedures and ensuring adequate training for all staff. I do want to thank omf and city procurement for assisting us with working through a cost and value assessment and ultimately bringing us to today where we bring this ordinance to you in order to pay to pay the local business which supplied the furniture months ago. Thank you for considering this ordinance and we would be happy to answer any questions for you. Thank you, colleagues.

Speaker: Any questions, any public testimony on this item?

Speaker: No one signed up. This is an emergency ordinance.

Speaker: Please call the roll maps.

Speaker: Um, I want to express my gratitude. And at narration for commissioner gonzales and the fire bureau being transparent about this one, it sounds like it has was a complicated, good story here. I'm glad it's back on track. I vote. I just want to appreciate the recognition of building the systems and happy to.

Speaker: Gonzalez I would want to thank again the fire department for their prompt response to this.

Speaker: When we vote to approve this as a local firm will finally get paid a long overdue so happy on a number of fronts. And again, thank you for your leadership, your oversight and transparency. I vote aye.

Speaker: Wheeler. I vote i. The ordinance is approved. We're adjourned. Thank you. Thank you. Thank you.