



November 15, 2023 Council Agenda

5739

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

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Questions may be directed to councilclerk@portlandoregon.gov

Wednesday, November 15, 2023 9:30 am

Session Status: Recessed

Council in Attendance: Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Commissioner Rene Gonzalez

Commissioner Mingus Mapps

Council convened at 9:52 a.m.

Mayor Wheeler presided.

Commissioner Rubio left at 10:35 a.m.

Mayor Wheeler left at 10:40 a.m.

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

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

Council recessed at 11:51 a.m.

Communications

949

[Request of Nancy Layne to address Council regarding the state of the city and airport](#) (Communication)

Document number: 949-2023

Disposition: Placed on File

950

[Request of Claire Coleman-Evans to address Council regarding construction notifications in neighborhoods](#)
(Communication)

Document number: 950-2023

Disposition: Placed on File

951

[Request of Keith Kueny to address Council regarding resurfacing Gabriel Park tennis courts for pickleball](#)
(Communication)

Document number: 951-2023

Disposition: Placed on File

952

[Request of Robert Butler to address Council regarding city policy](#) (Communication)

Document number: 952-2023

Disposition: Placed on File

953

[Request of Kristian Mogster to address Council regarding city concerns](#) (Communication)

Document number: 953-2023

Disposition: Placed on File

Time Certain

954

[Adopt changes to the FY 2024-25 and FY 2025-26 Current Appropriation Levels](#) (Ordinance)

Introduced by: Mayor Ted Wheeler

Bureau: City Budget Office

Time certain: 9:45 am

Time requested: 30 minutes

Disposition: Passed to second reading

Passed to second reading on November 29, 2023 at 9:30 a.m.

955

[Accept the FY 2022-23 Sport Oregon annual report on national and international sports marketing activities and event recruiting services](#) (Report)

Document number: 955-2023

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance

Time certain: 10:15 am

Time requested: 20 minutes

Disposition: Accepted

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

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Absent

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Absent

Consent Agenda

956

[Authorize City Attorney to opt the City out of DuPont and 3M class-action settlements related to drinking water contamination](#) (Resolution)

Document number: 37636

Introduced by: Mayor Ted Wheeler

Bureau: City Attorney

Disposition: Adopted

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

957

[Authorize lease extension with Multnomah County for family services space at 10225 NE Gateway Ave with an estimated annual cost of \\$175,246 \(amend CLM Contract 10064, formerly MM C52141\)](#) (Ordinance)

Introduced by: Mayor Ted Wheeler

Bureau: OMF Facilities; Management and Finance

Disposition: Passed to second reading

Passed to second reading on November 29, 2023 at 9:30 a.m.

958

[*Authorize application to the Environmental Protection Agency for an Innovative Water Infrastructure Workforce Development Grant not to exceed \\$1 million](#) (Emergency Ordinance)

Document number: 191520

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Disposition: Passed

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

959

[*Authorize Portland Housing Bureau Director to execute grant agreements up to \\$100,000 to further City housing policies, programs, or activities](#) (Emergency Ordinance)

Document number: 191521

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

Regular Agenda

960

[Accept bid of \\$2,628,323 from Westech Construction, Inc. for the first phase of construction of NE 46th Ave and Bryant St Local Improvement District Project \(Procurement Report - BID 00002187\)](#) (Report)

Document number: 960-2023

Introduced by: Mayor Ted Wheeler

Bureau: Management and Finance; Revenue and Financial Services

Time requested: 10 minutes

Disposition: Accepted - Prepare Contract

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

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Absent

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Absent

961

[Amend contract with Stantec Consulting Services, Inc. to extend term, increase compensation by up to \\$7,598,099, and make other changes for the Columbia Boulevard Wastewater Treatment Plant Secondary Treatment Expansion Program \(amend Contract 30006509\)](#) (Ordinance)

Introduced by: Commissioner Mingus Mapps

Bureau: Environmental Services

Time requested: 10 minutes

Disposition: Passed to second reading

Passed to second reading on November 29, 2023 at 9:30 a.m.

962

[*Authorize Bureau of Transportation to acquire certain temporary rights necessary for construction of the SW 45th Drive Landslide Abatement Project through exercise of the City's Eminent Domain Authority](#) (Emergency Ordinance)

Document number: 191522

Introduced by: Commissioner Mingus Mapps

Bureau: Transportation

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

963

[Grant residential solid waste collection franchises in the City of Portland](#) (Ordinance)

Introduced by: Commissioner Carmen Rubio

Bureau: Planning and Sustainability (BPS)

Second reading agenda item 863.

Disposition: Passed to second reading as amended

Motion to amend Ordinance and Exhibit A to reflect transfer of residential solid waste collection franchise from S&C Licensing, LLC to Recology Clackamas Inc.: Moved by Rubio and seconded by Wheeler. (Y-5)

Passed to second reading as amended on December 6, 2023 at 10:30 a.m. Time Certain

Wednesday, November 15, 2023 2:00 pm

Session Status: Adjourned

Council in Attendance: Mayor Ted Wheeler

Commissioner Carmen Rubio

Commissioner Dan Ryan

Commissioner Rene Gonzalez

Commissioner Mingus Mapps

Mayor Wheeler presided.

Officers in attendance: Mike Porter, Deputy City Attorney; Keelan McClymont, Council Clerk

Council recessed at 4:08 p.m. and reconvened at 4:18 p.m.

Council adjourned at 5:33 p.m.

Time Certain

964

[Direct the City Attorney's Office to seek required approvals from the United States Department of Justice and the United States District Court, and comply with any mandatory collective bargaining obligations, for amendments to the Department of Justice Settlement Agreement and to City Code related to the Community Police Oversight Board](#) (Resolution)

Document number: 37637

Introduced by: Mayor Ted Wheeler

Bureau: City Attorney

Time certain: 2:00 pm

Time requested: 2 hours

Submit comments related to the [proposed Code amendment](#) to doj-comments@portlandoregon.gov. Public comment closes December 15, 2023.

Disposition: Adopted As Amended

Motion to amend Subsection 35B.010 B.2. in Exhibit B: Moved by Rubio and seconded by Ryan. (Y-5)

Motion to amend Subsection 35B.010 D.6.c. in Exhibit B: Moved by Rubio and seconded by Gonzalez. (Y-5)

Votes: Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Mayor Ted Wheeler Yea

Thursday, November 16, 2023 2:00 pm

Session Status: No session scheduled

**Portland City Council Meeting Speaker List
November 15, 2023 - 9:30 a.m.**

Name	Agenda Item
Mayor Ted Wheeler	
Rob Nosse	pre-gavel
Willie Levenson	pre-gavel
Commissioner Mingus Mapps	
Keelan McClymont	
Commissioner Carmen Rubio	
Commissioner Dan Ryan	
Commissioner Rene Gonzalez	
Naomi Sheffield	
Nancy Layne	949
Claire Coleman-Evans	950
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Quintin Bauer	963
Christopher Carey	963
Dan Blue	963
Tim Grewe	954
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Jim Etzel	955
Nathan Nayman	955
Biko Taylor	960
Andrew Aebi	960
Muriel Gueissaz-Teufel	961
Jared Essig	961

**Portland City Council Meeting Speaker List
November 15, 2023 - 2:00 p.m.**

Name	Agenda Item
Mayor Ted Wheeler	
Keelan McClymont	
Commissioner Mingus Mapps	
Commissioner Carmen Rubio	
Commissioner Dan Ryan	
Commissioner Rene Gonzalez	
Mike Porter	
Stephanie Howard	964
Angela Rico	964
Darion Jones	964
Heidi Brown	964
Jackson Pahl	964
Nick Coffey	964
Lisa Rogers	964
Dan Handelman Portland Copwatch	964
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Marc Poris Portland Copwatch	964
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Charlie Michelle-Westley	964
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Angela Todd	964
Evelyn Macpherson	964
Meg Robinson	964
Theresa Griffin Kennedy	964
James Ofsink	964
Kenneth Lewis	964
Dr. LeRoy Haynes, Jr.	964

Seemab Hussaini	964
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Katherine McDowell	964
Je Amaechi	964
Reid Parham	964
Sandy Chung	964
Tiana Tozer	964
Amy Wood	964
Jason Kafoury	964
Jose Cienfuegos	964
Richard Perkins	964
Terrence Hayes	964
Richard Cheverton	964
patrick patterson	964
Rev. Dr. W. Mark Knutson	964
Babs Vanelli	964
Tim Larson	964
Faythe Aiken	964
Meredith Mathis	964
Sophia Glenn	964
Lovisa Lloyd	964
Olivia Wohrle	964
Orson Anderson	964
Christy McMurtry	964
Francesca Berrini	964
Sanga Mkbaklene	964
john jackson	964
Steve Herring	964
Jordan Lewis	964
John H	964
Kirk Foster	964
Wiley Barnett	964
Remember Watts	964
Joe Rowe	964
Robert Erickson	964
Heather Ryan	964
Jared Essig	964

Portland City Council Meeting Closed Caption File

November 15, 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: Begin our regular council session. I want to take a few minutes here just to honor one of Portland's truly great citizens. And and this is something all of us here at the dais agreed that we wanted to do. We want to take a few moments to honor willie levinson. He is the founder. And I would say the ringleader of the human access project here in the city of Portland through his grassroots activism and his tireless work, willie is truly changed Portlanders relationship with the willamette river. I believe more so than any other resident of the city of Portland. His unwavering spirit and his dedication to ensuring the willamette is an accessible recreational gem has been nothing short of remarkable. Beginning in 2016, I had the honor of participating in the annual mayoral swim, an event sponsored by the human access project to promote safe swimming in the river. This and many other events, including the big float, have been instrumental in changing our perceptions of the willamette and bringing many thousands upon thousands of people onto the river. Furthermore willie has dedicated countless hours to organizing and participated in important and successful cleanup events, removing dangerous debris from the riverfront so that Portlanders can enjoy safe accessibility to the willamette river. I can truly say that he represents the very best of Portland. In a few moments, i'll read a formal recognition, but now I'd like to welcome willie to come up to the rostrum to say a few words. And we don't mean to embarrass you, but

you know what? Actually, we sort of do. And willie willie is joined today. Willie is joined today by several dozen residents of Portland and close proximity who represent the diversity of this community. And it's just one more example, willie, of how you bring us all together at a time when, frankly, we need to come together. So we so appreciate you. We also have represent of. Rob knows. Rob thank you.

Speaker: Handler insisted I come out great thank you for being here.

Speaker: And you have your your formal awards willie take the mic and just riff for a minute or two.

Speaker: Thank you. Well, first, I'd like to present every all the councilors with a hat bandana and sticker. I've oh, I'm security. Can i? I'll get it. All right.

Speaker: Be careful with that. Yeah

Speaker: So I've had the pleasure of swimming in the willamette with a majority of City Council, which is kind of unique, but I'm just really honored to. To be here. Thank you. Have some prepared bullet points and maybe you got to sit down.

Speaker: Willie. I got to use the microphone. You got to sit down. I can project.

Speaker: I can project. I just want to be able to see council and everybody else. Can anybody hear me?

Speaker: Yes.

Speaker: So, you know, ted, you know, number one, it's it feels it's particularly special to be honored by ted. I mean, ted came in. He he said he was going to change the form of government, which has been tried several times before. He said he was going to be a two term mayor. Ted guided our city through. You know, I heard news reports about how rush is trying to destabilize our government by putting out bad information. I feel like ted guided us through basically a destabilized situation. We had half the city who felt red hot about certain issues, half the city felt red hot about other issues. It is extremely difficult to navigate

through that, particularly with this form of government we have because ted is a figurehead and it's only responsible for so much. Don't tell them that it's a secret, but secret, but still, yeah, it is. Got through it with good humor. Resilience I'm just I hope you write a book. I mean, I have a lot that I can learn from you. It's just amazing because just in my little piece of what we do at human axis project, I'm in, I'm in the on tv every now and then and whatever for every day. It's like there's somebody just criticizing about what isn't being done. So I'm just so impressed with your ability to lead. And Portland, you guided Portland through the hardest period. So I'd like to acknowledge ted, please. And beyond and beyond that, ted, for a period of time was in an optical jail. I mean, it wouldn't have been great to go to hawaii for a week in the midst of all of that crazy stuff that was going on. I just greatly appreciate your tour of duty that you gave to Portland. Thank you. It was an incredible sacrifice and you are so committed to our city. So first met ted. He was standing in front of the hollywood library campaigning, literally standing all by himself, just waiting for random interactions with people was kind of untraditional. So I went up to ted, and at that point I literally had no traction in city hall for anybody who's like, I'm basically a citizen activist that started an organization. It is dirty work to get a seat at the table. It is not easy. So I went up to ted and introduced myself, said, I have this organization, human access project. Ted was like, yeah, I've heard of you guys. I was just thinking, well, that's charming. That's a nice thing for a politician to say. Standing in front of hollywood. But sure enough, swam his ballot across the river for his first term at a time when, you know, ted was pretty much locked in at that time. I think a lot of people in Portland say, well, I was going to vote for this guy, but he's nuts.

Speaker: So many rooms.

Speaker: But he took that opportunity to elevate our organization and bring attention to what we were doing. From there, ted mentioned we did four mayoral swims in credit to tommy, my main collaborator with human access project, the river hugger swim team, twins revolution, etcetera. I don't, tommy, that ted's into doing a mayoral swim, he said, well, we got to have a name. What's the name? So how about first annual mayoral swim? I said, I don't know who's going to go for it. It says, we're in first annual, so we have four. Hopefully we'll have one more. Hopefully ted can join us for one more. And I hope all of City Council can help. I kind of feel like this is the beginning of the ted farewell tour and I'm so honored to be able to be a part of acknowledging ted. So a fifth merrol swim. Bobby lee you know, again, working for a seat at the table. Bobby was the first person at the time who saw value in what we were doing. He got his regional Portland solution team together. Don't like what I was doing was good. I gave the meeting. I felt like it was pretty much the glossed over died. Nobody got it but bobby stuck with me and there's been nobody who enjoys the big float more tom lofgren. He was working in mayor fischer's office at the time. I kind of went through my rundown. I mean, I had a really difficult time working with parks for probably my first seven years of work. Everything was an uphill battle. We were able to get stuff done, but it wasn't a lot of cooperation in and the work was hard. I sat down with tom, he for about an hour and listening very intently. He just said, I'm very sorry. I mean, I really felt hurt and that really meant a lot to me. And it just shows the power of just acknowledging somebody by simply saying I'm sorry and from there, of course, you moved on to be the director of parks. And once edina got into office, everything changed. You know, edina, I took a chance and offered some constructive criticism. When she first got into her role, I said, you know, it appears the policy of parks is pretending something isn't occurring. It's a thin line between negligence and irresponsible. City

Portland has a moral responsibility to direct people to the least risky places to get into the river and engineer them to be safer. And edina, very coolly just responded. It's not our policy. It's our practice. And again, we continue to move forward.

Mingus in 2021 came out. We were celebrating slavic empowerment team at the duckworth dock. We just brought the entire staff out, took a dip at duckworth dock, celebrate adding ladders to the duckworth dock. It took six years of work to add eight swim ladders there. That took less than four hours to install that is the grind of activism now we have new public swimming spot, human access project, added ladders to four different docks, now managed by four different bureaus. That is our form of governing. Each one was its own bureaucracy to tackle. The hardest approval was duckworth, because pbot those poor people. Grum grum resist and grum worked in salzman's office. We've got a ladder on the firehouse dock at and then I got a call when he moved to pbot said, hey, willie, guess who the new manager at the duckworth dock. And so all of a sudden so much of this stuff is waiting for things to align. But getting a pbot bridge engineer to approve a ladder is almost cruel. They had a very hard time proving allowing carmen in 2022, we came out, swam at poets beach and with in partnership with parks and recreation and 64 swimming various that that to me was reflection of 12 years of work that parks is officially in the business of swimming that was massive and really appreciate your leadership on that then working with shannon carney and mingus, we got \$300,000 of arpa funds approved to create access to the river and working with partners at parkville and paul. There's no more committed parks employee, in my opinion. The dillon we figured out that the best way to use those funds was to replace the cathedral park dock, and it's going to be done this summer and it's going to have swim ladders this past summer. Human access project with partnership of a handful of north Portland organizations, removed 120 tons of concrete and riprap

from the south side of that dock, two years before we removed 40 tons of concrete and riprap. When that dock goes in cathedral park is going to turn into a river. Recreation playground. That's going to happen next summer, and it's going to be the 100 year anniversary of when Portland shut down the willamette for swimming because of pollution in the river. So so, dan, you haven't had a chance to work together on any direct initiative yet. But there is something that I have in mind, and renee, we don't work together either, but it really miss chief boone and whalen is incredible. We collaborate all the time.

Speaker: So.

Speaker: So general shout outs, t-bone, tommy ostrander, you know, really just my principal collaborators that have and you guys have been here from start in and it's pretty hilarious to see that we've made it this far. It's been a lot of fun, but your friendship is just means so much to me and you know, in terms of this moment, it feels like climbing up halfway up a mountain, looking back, being able to reflect on things that have been done, looking ahead at the peak ahead. It's really a false peak because there's no end to this. Pete seeger said it well. We're all links in a chain and it's great to be able to contribute. So going ahead, the harmful cyanobacteria, the issue and ross island lagoon, we're committed to fixing that. We've been working on it since 2017. We have a great progress. We're now in a fundraising round of \$300,000 to do 30% cost engineering to put a channel in. This is a solvable problem. It is not an option not to solve it.

Speaker: It's a human health, ecological quality of life and social justice issue.

Speaker: It will happen. It will require some help. We're working on.

Speaker: They've got to get to a meeting.

Speaker: Yes, working on plans on a world class amphitheater in downtown Portland. We put together a team and got seed money from travel Oregon. That's

going to be something where we're talking about and I'm saying everything. Wrap it up. I just want to thank my wife, lulu, lulu's wife, who infectious my best friend lover. I mean, all the success or however far we've gone with human access project is a reflection of everybody in this room. And I'm so grateful for you guys taking the time to come out.

Speaker: But particularly luca.

Speaker: So. So, yeah. Thank you, everybody. Thank you. Grateful yeah. And rob.

Speaker: And then i'll get to you.

Speaker: I'll be less loquacious. It says six, eight inches away from the microphone. My name is rob noce. For the record, I'm the state representative just across the river here. And I'm delighted to be here to celebrate willie's work. And the human access project. And delighted to be able to work with all of you as the state figures out how to partner to preserve. Probably, I'm sure you all know, one of our best assets. There's a reason our city is located here on this river. There's a reason we tore down a massive highway in the 70s and built a park instead. And. And the things that we can do together for the state and the city and the county to support the work that willie and all of his fans and members of the human access project have done feels like a good thing to do. So I'm delighted to be here with him. I do not have pain and toenails, but I recommend it highly for many people. If you haven't done it, give it a try.

Speaker: Thank you. Robert commissioner Mapps. All right. Thank you very much.

Speaker: I just want to take a moment to thank willie and the human access project for their advocacy on on behalf of our rivers, as I think most people in this room know, part of my portfolio includes the bureau of environmental services. I would argue that bureau is largely misunderstood. Good in that our core mission, in addition to running your sewers and managing wastewater, is to keep the rivers

that surround our city clean. And as I have entered the space over the past three years, I guess it has been. I will tell you, I have I have not met a stronger advocate or a more visionary leader. And leader in the space of protecting our rivers than willie and the human access project. And it really has changed the world. I've been in Portland for a long, long time. Um, I remember what it was like to swim in the willamette river in the 70s and the 80s. It was not necessarily something that you wanted to do. I want every Portlander to know that, especially once the weather gets nice, the vast majority of the time 99.99% of the days here in Portland, you can swim safely in the willamette river. Willie's helped us build some infrastructure, so it's easy to do that. I'll tell you, one of my favorite places in Portland is the duckworth dock, and willie has transformed that into to a swimming oasis. So I urge all Portlanders to try to get out to a human access swimming project sometime over the next year.

Speaker: Thank you, commissioner. And now it's my honor on behalf of the City Council to read the formal recognition. Whereas willie levinson has been the major force behind revitalizing and promoting Portland's urban beaches along the willamette river for ensuring Portlanders have safe public access to swimming in their city's river. And. Whereas in 2010, willie levinson founded the volunteer driven grassroots advocacy group human access project with the stated mission of transforming Portland's relationship with the willamette river. And. Whereas as founder and ringleader of the human access project, willie has led the group in holding many prominent events to connect Portlanders with their river, including the big float, an event that ran from 2011 to 2022 and brought over 25,000 people out on the river, many for the first time and. Whereas, willie and the human access project have sponsored additional events like the mayoral swim, the valentine's dip river hugger swim team practices and countless clean up events to remove

concrete glass, rocks and other debris from beaches along the willamette river. And. Whereas through human access project, willie worked with Portland parks and recreation to establish Portland's first official beach poet's beach, along the west side of the willamette under the marquam bridge. And. Whereas his advocacy with Portland parks and recreation has ultimately led to the designation of six safe swimming sites along the willamette, including poet's beach, audrey mccall beach, tom mccall, bull beach, sellwood riverfront park cathedral park and the kevin duckworth dock. And. Whereas, because of willie's tireless efforts, Portlanders and visitors again embraced the willamette as a world class recreational amenity for the swimming, kayaking and other community. Rs and. Whereas willie continues to be a prime example of a Portlander who makes the community a better place through their advocacy t and their volunteerism. And. Whereas, today willie continues his work, most recently turning his attention and efforts towards the rise in toxic algae blooms at the ross island lagoon to preserve the willamette river's quality as safe for swimming. Now, therefore, i. Ted Wheeler, mayor of the city of Portland, Oregon. The city of roses, do hereby celebrate willie levinson's advocacy towards ensuring the willamette river is a place for Portlanders of all stripes and ages to enjoy. Congratulations and thank you.

Speaker: If i. If I could say one last one last thing really quick.

Speaker: I forgot to mention that it looks like the big float is going to come back next year. Wow. Yay human action project is partnering with vive northwest, a latinx nonprofit that looks to bring latinx community the outdoors perfect fit from a cultural perspective. And now we're fundraising. We do have a minimum fundraising goal. So if anybody on City Council is interested in helping ensure that it happens next year, reach out.

Speaker: That's awesome. Thank you. Appreciate it. Thank you, everybody, for being here.

Speaker: So, tina, next.

Speaker: All right. Good morning, everybody. This is the November 15th, 2023 morning session of the Portland City Council. Good morning, Keelan please call the roll.

Speaker: Good morning. Maps here. Rubio here. Ryan here. Gonzales here. Wheeler here.

Speaker: We'll hear from legal counsel on the rules of order and decorum. Good morning.

Speaker: Good morning. 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 www.Portland.gov/council/agenda 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. And 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. 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 and 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. Thank you.

Speaker: Before we get started, I want to share a quick update today, the Portland City Council will host its last meetings at city hall for a while in preparation for voter approved changes to Portland's elections and form of government. Upgrades will begin this fall to make room for all 12 councilors and increase expanded seating for people who wish to testify. The goal is to have council chambers ready by January 1st, 2025, as part of the voter approved transition starting with the November 29th council meeting, members of the council will participate virtually in council meetings and work sessions. Members of the public may choose to participate virtually or in person. The Lizzie Weeks room room 100 in the Portland building over there will be available for community members to watch the meeting as well as to provide public testimony. During this time. There in in January, council will begin meeting at an alternative site about half a mile south near Portland state university at the city's development services building, which is 1900 southwest fourth avenue room room 2500. Thank you. First up is communications item 949. The first individual, please request of Nancy Lane to address council regarding the state of the city and airport.

Speaker: Nancy is joining us online. Good morning. Good morning.

Speaker: My name is Nancy Lane and I'm from Globe Travel in North Bend, Oregon. Globe Travel operates a brick and mortar travel agency on the southern Oregon coast. We have been a member of the Bay Area's business community since 1978. Although I am a Coos Bay native, I personally was a resident of the Portland metro area from 1982 to 2009. Globe Travel has many business professional clients and their families have been patrons for decades. When our influential worldwide traveling patrons begin to bend our ear with complaints about their travel

experiences, you can be sure that we are paying full attention to their concerns while we are in Coos Bay, North Bend area and are justifiably proud of our new terminal and airport facilities with service to San Francisco and summer service direct to Denver, it is by nature of the business, more expensive to fly out of small regional airport to make connections and even more limiting. The factor is that our airport flies a once mid day daily service, making long connections next to impossible. Therefore many of our patrons drive to Portland to make the best connections and while there are for years they have been in the habit of frequenting Portland restaurants, hotels, symphony and excellent shopping opportunities that exist in the Portland metro area. Our travel agency has been inundated with complaints about the dangerous, filthy conditions they are encountering when visiting Portland, downtown and other areas, trying to enjoy themselves while beginning their journeys. The complaints follow these general trends. One where our patrons vehicles have been stolen or broken into while visiting Portland. Two where our patrons are now scared to go downtown or other commercial areas because of homeless presence defecating trash in trashing a beautiful city and worse, accosting and being verbally and physically threatened to our patrons. Three the incidents of carjacking is now a real concern to our patrons and it is becoming more prevalent. Especially concerning because the drivers are encountering in Portland have become extremely aggressive. Is the car that cuts them off and slams on the brake a carjacking or just more road rage? Fourth, the KGW report of Portland's homicidal rate by 207% from 2019 to 2011 or 2021. Sorry, when compared to the relative peer commissioned cities. Minneapolis Atlanta, Denver, San Francisco and Nashville just shameful to be number one in this category. Three. Guns don't kill people. People kill people, plain and simple. What is happening to Portland? The overall level of deterioration in the city is due to the

lawlessness hamstrung enforcement. It's impacting the business in the Portland area that our patrons are frequenting. These businesses trying to get to help Portland to recover. We think that it is time that the official stakeholders and government, business and civic organizations stop talking around the problems and look for ways to take care of the situation. I appreciate your time. Thank you, nancy.

Speaker: Thank you. And I want to give you a little bit of hope here. And I'm not brushing aside any of the criticism or any of the challenges that that your clients have indicated. But I do want you to know that despite what you hear and despite what you read and this council has taken action after action after action to address these issues, more police officers, more patrols. \$6.5 million going into private security around the hotel district outreach workers, support for business has increased litter and graffiti abatement through the newly created Portland environmental management office. We're really aware of what's going on in the hotel district, and we agree with you that the key to this city's successful recovery is making sure that we address these issues and that we continue to be a desirable place for the hospitality and hotel industry to operate. So I just want you to know that I'm not making any excuses here. I hear what you're saying. We are actively realigning our government, creating new programs, pursuing brand new strategies to focus on these issues with a sense of urgency. And I really hope you'll stay in tune and watch what we're doing. We're already seeing the tide turn in key areas of criminal activity and I expect that momentum to continue. But I do appreciate you being here and sharing directly what your clients are telling you so that we can hear it firsthand. So thank you, nancy, for being here today. Thank you, commissioner Mapps your time.

Speaker: Thank you, nancy. If you before you go, I just want to take a moment to thank you for your testimony today. And although I know my colleagues know this, I

also want to take a moment to underscore for the fact that what nancy is warning us about is true as we exit the pandemic era, many parts of our economy are emerging and recovering. One of the sad truths of this particular moment is that is not true for the tourism and hospitality industry. This is a space for which I follow closely. Up until very recently, I was this council's liaison to the tourism and hospitality industry. We what we see is that our recovery there has flatlined and in many spaces actually kind of started to go down a little bit. Tourism hospital we are a critical component of our region's economy and frankly, I think at this point it's very clear that that part of our economy is not going to recover to until we do a better job of addressing the public safety and livability and frankly, reputational, reputational issues that Portland is struggling with. And I also want to say I agree very much with the mayor. Everyone on this council is deeply committed to engaging with these problems. But but we clearly have much more work to do.

Speaker: Thank you, commissioner. Thank you, nancy. We appreciate you and hope you'll come back again in the future. Thank you. Next, individual item, relatives that live there. Thank thank you, nancy. 950, please. Next individual request of claire coleman evans to address council regarding construction notifications in neighborhoods.

Speaker: Claire is online. Hi claire.

Speaker: Hi. I'm sorry. I'm at the emergency vet with my dog. So what I had planned is not going to be the same. But I just wanted to let you know that what has happened as far as emergency construction and anything that was giving notice to neighborhoods is now being dismantled and it will not happen. The problem that we're having here is that the city keeps not notifying the neighborhoods about anything that's happening or they do notify us and they basically dot their i's, cross their t's and let us know that it's happening. We're not allowed to make

participation. We're not allowed to participate, meaning that when we do have an objection, our objection is not heard. This year's armory, Ryan knew that there was objections and he refused to put them into the record and let anyone speak that day. Also what happened to southwest sweeney during the whole pandemic was absolutely abhorrent, apparent to let the neighborhood association lose its district coalition during the time of the pandemic and none of you, none of you helped us. We were on our own. I literally have clients that I take care of, and I had to do paperwork work that had to do with stuff that we would have been able to do. We had to develop ourselves into a nonprofit organization. I'm here with my dog. It's dying and I take time to meet you guys and talk with you and you guys do not do the same for us. We're going to be going forward in into the new year, into the new government. You guys need to listen to the people that have elected you and give us time to speak because it is not fair. It doesn't do anybody any good. You leave us. We have to deal with the problems. And as far as transportation is concerned, we had a major transportation closure of a major street in bridlemile. I'm speaking on behalf of myself and brian and we got no notice whatsoever ever. I finally was able to contact someone that was in charge and then they let us know it was so dangerous that you guys don't care what you do. You just make it dangerous for people and that's all I have to say because I have to go back to the bed. But I really appreciate it. If you guys would at least give the public a chance. And when they do object, listen to us and present it. And Ryan, there's no excuse for you not presenting what was going on at the sears armory. And what you did was highly unethical and was politicking and it's not. Okay. Thank you for your time, claire.

Speaker: Thank you and wish you best of luck with your dog. Thank you for being here. Thank you. We appreciate it. Thank you. Next individual, please, item number. 951 request of keith cooney to address council regarding resurface.

Speaker: Gabriel park tennis courts for pickleball.

Speaker: Maybe it's just old.

Speaker: Good morning.

Speaker: Good morning. This is the second time I've been here. I'm Keith Cooney, a resident of southwest Portland. 3840 Cambie Street, right by Gabriel Park. Um, this is a second time I've come here because we've kind of run into a dead end. I had asked last time to work with a staff member to talk about resurfacing Gabriel Park and it's just kind of run into nowhere. We originally presented on May 3rd with Keith and we met with Commissioner Ryan's chief of staff, with Joey Fruto, Brett Horner, and to talk about converting to tennis courts, the lower courts are completely dilapidated. There's almost nobody that plays on them. The only people that do play on them are pickleball players, kind of trying to make do with what they have there. And we received assurances that the project was feasible, that we could have dual use courts, that they would only be lined for pickleball, but they could be used for tennis. So we wouldn't actually be taking any tennis courts off offline. We would just be adding the ability for pickleball players. You know, in July, our secretary who's here today spoke in person with Don. I don't want to say it wrong, but Julian's from the Parks Maintenance and Don advised Rick that after Sellwood was completed that pickleball lines would be put in at Gabriel Park at some point. Communication stop at that project was never seen through. We stopped getting email updates from Joey, Brett and Don altogether and we've left voicemails and later in September we got two random emails from Marc Ross, the public information officer, stating that there's eight courts there, that that's not true. There was a response after that saying there's four courts there. That isn't true. Uh, there just seems to be a lot of misinformation on from Parks and Rec staff altogether. There are two courts there that are tennis courts that you can play

pickleball on, even though it's not regulation. The net size is off. You can barely see the lines because again, it's so worn. You know, in Portland metro, there's we have a website that we sign on and you can play pickup games all over the city and there's 9000 active users in that. And so we're an active, connected community and there is obviously it's the fastest growing sport. Everybody kind of knows that. You've seen news articles on it and there's more active pickleball players than tennis players. So when we go into city staff, we hear, well, tennis has to prove this. You know, I think that's unfair that that tennis staff would be picking and choosing where pickleball courts would go. So we would like to see the city, you know, pick up with this and work with us and establish six permanent courts at gabriel park. So because, you know, there is this active community and we have nowhere to go right now. We have to go to tiger to walton outside the city and pay at an indoor places. So we would like a free access, you know, at a park just like all the other sports.

Speaker: Thank you. I think commissioner Ryan wanted to respond. Yeah.

Speaker: Thank you, keith. Thanks for being here. And I'm following up with you in person at a meeting after the time you met with my chief of staff. And we also have a couple of people from parks here. When I saw that you were on the agenda so we could keep moving this forward, they did give me some points that I wanted to read for the public record, the professional repair and maintenance services group that will be performing the work has many priorities. I'm sure you've heard that, including often emergency or scheduled annual maintenance work, such as for all community centers, all projects are viewed with an equity lens and overlay requests for pickleball would have scored very low when it comes to that. Parks and rec staff still completed some due diligence on this request and the location of the pickleball courts courts is 400ft, which is key from any resident. So we do not anticipate any noise related issues like we deal with in some of the locations that we're looking at.

Staff has met with internal recreation tennis program managers who are okay with striping the cabrio park courts, both for tennis and for pickleball for park staff, have this project on the work plan for 2024 to paint pickleball on two of the southeast courts at gabriel park. I'm sure you'd like to have more of a dialog on this and I'm delighted to say that both dylan paul and joey are back there. When you raise your hand, keith, see them? Yeah. You all talk amongst yourselves. That'd be great. Okay. Thank you. Thank you. Thank thank you.

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

Speaker: 952 request of robert butler to address council regarding city policy.

Robert butler I don't think they're here.

Speaker: It's not here today.

Speaker: 953.

Speaker: Please request of christian mogster to address council regarding city concerns. Christian mogster. I don't think they're here.

Speaker: Very good. Have any items been pulled off? Consent?

Speaker: No items call the roll on the consent maps review. Ryan hi, gonzales. Hi, Wheeler.

Speaker: Hi. Consents. Adopted colleagues, because two of us will have to leave in a few minutes. I'm going to move this. The agenda around just a little bit to make sure we get to the emergency items. 962, please authorize barrow of transportation to acquire certain temporary rights necessary for construction of the southwest 45th drive landslide abatement project through exercise of the city's eminent domain authority.

Speaker: Commissioner Mapps.

Speaker: Thank you very much. Call this item comes to us from pbot. This ordinance authorizes pbot to acquire certain temporary rights necessary for the

construction of the southwest 45th drive landscape. Slide abatement project here are some background on this project. In 2017, heavy rains and saturated soils caused a shallow landslide at southwest 45th avenue and orchid street in in order to stabilize that slope, new infrastructure needs to be built. Which brings us to the project before us today. The southwest 45th drive landscape or landslide abatement project will construct a new retaining wall at this location. In order to build this wall, the city will need temporary access to the properties described in the ordinance before us today. All affected property owners have been contacted by phone or mail about the city's access needs and were invited to participate and attend the reading of this council item here to tell us more about this ordinance, we have of ashley maclay, a pbot right of way agent. Thank you, commissioner. Ashley all right.

Speaker: Good morning, mayor and commissioners. My name for the record is ashley. Michael pbot right of way agent three and I'm joined by my colleagues to discuss this landslide abatement project. You and i'll hand it over to john to be able to little more about the property project background next slide, please.

Speaker: Good morning, commissioner. Good morning.

Speaker: Uh, mayor, just to give you a quick background, uh, we, we are currently at uh, a 95% design on this project.

Speaker: Uh, we are looking to move forward as soon as we get the funding for the full funding for it. We have completed projects just like this. Uh just last year on southwest college street and southwest upper hall street. Uh, just this, just this week we've completed the landslide repair, uh, on northwest thurman street. Uh, so this is a similar, similar project, 110ft long, 14 foot high structural. Retaining wall. Uh, we go to the next slide. Uh, this. That's the detail. This is right behind the two

properties located at 9104. And 9040. Southwest 49th avenue. Again, 14ft high, 110ft, 110ft long.

Speaker: Next agenda item 9.62 is pbot authority to compensate the two property owners for the needed temporary easements.

Speaker: These temporary easements will be used for construction support. Um, we've met with the property owners on site. We've also sent out mailings and had phone calls with them as well, and they were invited to this reading. Um, so they're very well aware of this project and favor of it. Um, next slide please. And that concludes our presentation. We're happy to answer any questions you may have.

Speaker: Uh, mr. Mayor, I'm not sure if we have any public testimony on this one, do we? No one signed up.

Speaker: All right. Any further discussion on. There's an emergency ordinance. Please call the roll.

Speaker: Mapps reveal. Ryan.

Speaker: Hi, gonzales. Hi, Wheeler. Hi

Speaker: The ordinance is adopted. 963, please.

Speaker: Grant residential solid waste collection franchises in the city of Portland.

Speaker: Commissioner Rubio.

Speaker: Thank you, mayor. I'm requesting that we adopt this technical amendment to true up the city's proposed franchise agreement with the recent franchise transfer from one of our garbage and recycling collection companies to a new service provider for which we previously approved in a separate decision. So on September 6th, we approved a transfer of collection franchise fees or franchise from sunset garbage to recology, which the two companies execute dated on November 1st. We did not intend that our that our hearings on the franchise agreements would straddle, uh, the transfer date of that. But between the

November 1st date, when recology and sunset executed the sale along with a rescheduled franchise agreement hearing, it became necessary to offer this to technical amendment. So this housekeeping amendment reflects our prior decision. Now that the transfer has occurred by replacing the two references to sunset garbage in the franchise agreement with references to recology, the new franchise c so there are no other changes in the proposed franchise agreement which we advanced on October 11th. So now i'll hand it off to quentin bauer for further comments and to introduce our new franchisee.

Speaker: But before we do that, i'll go ahead and second that. So commissioner Rubio moves the amendment, i'll second it. And colleagues, just as a reminder, this was to be a second reading, but it's been amended. So we'll see after the presentation if there's public testimony on the amendment and then we'll send it to second reading. Welcome. All right.

Speaker: Good morning, commissioners. And mayor Wheeler, we appreciate your consideration of this technical amendment to the city renewal of its solid waste and recycling franchise agreement. This technical amendment will allow us to recognize the recent transfer of a franchise from sunset to recology of clackamas. Sorry, I forgot to introduce myself. I'm quentin bauer. I'm the waste operations manager at the bureau of planning and sustainability and now I would like to turn it over to dan blue and chris carey from ecology of clackamas to say a few words. Thank you. Welcome thanks for being here.

Speaker: Yeah, thank you. I appreciate it. Mayor commissioners, my name is chris carey. I'm the general manager for recology here in Oregon. We operate 14 different sites in northern Oregon. That's a collection companies. We have four of them. We're that includes our new collection company here in Portland and clackamas, which we're very proud of and happy to be a part of. This will be our

first foray into the city franchises here in Portland, so we're pretty excited about that. And just to give you some quick understanding of how we already operate in Portland, we have an open market collection company. We operate both metro central and metro south for metro we have three compost facilities, two of which support the compost programs here in city of Portland and one in north plains, one in aumsville. You're welcome to take a tour any time we've just invested in some really great technology out in north plains. So I open invitation for you and then I'll turn it over to dan.

Speaker: Yeah, good morning, mayor Wheeler. Commissioners. My name is dan blue. I'm the government relations manager for recology, northern Oregon, former Portland resident, now resident of forest grove. Just to follow up on what Chris has said, I want to share with you that recology is the largest employee owned materials management company in the nation and the only one in Oregon. And what that means for us is that no single employee owns more than 1% of our company any. And so we employ owners each get a share of the business, and that keeps those funds local. So we're very proud of that. Almost 60% of our employee owners are represented. Women or people of color, and we're proud of that. And we're also focusing heavily on advancing job training and development and promotion opportunities. And so we're very pleased to be part of the Portland residential franchise and to continue to provide the excellent services that sunset garbage has provided for decades. So thank you. I'm happy to answer any questions that you have.

Speaker: Thank you, colleagues. Any questions? Commissioner Mapps sure.

Speaker: First, I want to thank our guest for participating in this program and addressing council today. I'm going to vote yes on the on the amendment. And the final item here. I just want to be sure, though, that I'm understanding the flow of

the legislation here. So we did first reading and then after first reading, I think we discovered kind of a technical problem that we needed to clean up. So we're introducing an amendment today that will clean up the problem that we notice in the first reading, and then it will come back for second reading the next time we come together. Is that what's happening roughly? Yeah. Yeah yeah.

Speaker: You'll vote on the amendment today. It'll come back for a second reading on December sixth at 10:30 a.m. Time. Certain okay.

Speaker: All right. And I got the rough flow of what's happened with this particular legislation. So when we first brought the franchise package to council, this transfer of ownership happened in straddled that.

Speaker: So we have to reflect that it has finished and that transfer has happened. We want it to all be updated.

Speaker: Thank you for repeating that for me twice. I think I get it now and thanks for coming in. We're glad to work with you.

Speaker: Thank you. Appreciate it. Do we have public testimony on this item?

Speaker: No one signed up.

Speaker: Please call the roll on the amendment.

Speaker: Mingus Mapps yea. Rubio. Hi, Ryan. Hi hi, Wheeler. Hi

Speaker: Amendments adopted. This is a first reading of a nonemergency ordinance. It moves to second reading is amended next item 954 time certain. Authorized changes to the fy 20 2425 and fy 20 2526.

Speaker: Current appropriate levels colleagues.

Speaker: The current appropriation level. Otherwise known as the cal ordinance, is an important starting point for the budget process as it sets the bureau's base budget so that they can begin their planning. I want to emphasize that it is a starting point. Council will continue to debate the details of the budget, including

issues related to organizational structure that are included in this ordinance. This ordinance is a step that allows us to provide clear guidance for the service areas on what will be included in their budgets. We heard in the budget work session on the city's fiscal state last week that having predictability is very important for our bureau's, particularly as we're entering a more constrained budget development year. So with that, I'll turn it over to the budget office to give us a bit more detail about what's in the ordinance. Welcome, director grew and deputy director levine. Thank you.

Speaker: Thank you, Mr. Mayor. Good morning, commissioners. For the record, I'm Tim Grew, the city budget director. For every year we adopt a Cal ordinance as part of the budget process, usually as part of the fall budget monitoring process. This year, the ordinance is a standalone because of the timing of the organizational structure resolution that we heard on November 1st. We which may have resulted in needed adjustments to the cows. The Cal ordinance typically makes changes to ongoing appropriate actions for bureau's budgets based on actions that the council has approved since the previous adopted budget. But this year the ordinance that is before you includes changes to Cal to OMF City Life and the Auditor's Office, which involve realignments and do not result in a financial impact. However, and consistent with a budget note in this year's budget, the ordinance before you today also includes changes related to the implementation of the charter reform. In particular, it includes elements of the organizational structure for that are required to be implemented on day one when we transition to the new form of government. This includes budgets for the Mayor, Council and City Administrator offices. Ruth will discuss more of the details of what is included in this ordinance. But before I pass it to her, I wanted to highlight what the Mayor said about creating more certainty and predictability or predictability in the budget process. As we have brought this

ordinance and its actions to you now, because this is the last opportune city that we will have to make changes to bureaus based budgets before they get out to the bureaus and then get uploaded into the into the budget system. If we do not include these changes in these base budgets. Now via the cal ordinance, it will be much more difficult and complicated to reflect. These required costs for every bureau as part of the budget development process. So by taking this action now, the bureaus will know the impact and can incorporate them into their budgets. I'll now turn this over to ruth, who will provide a more details of the ordinance. Ruth great.

Speaker: Good morning. Ruth levine, the assistant budget director. I'm going to share screen, so give me a quick second. Sorry okay. I'm just sharing the exhibit here. All right. So I'm just going to go through whoops, is that okay. Sorry um, the to get a little bit bigger, but struggling. Okay. Well hopefully you have the exhibits before you. Uh, I'm going to go through the details of the exhibit just before I jump in. A couple of technical notes there are, in some cases different amounts in here for 2024, 25 than 2025, 26. This just reflects the fact that many of these changes, these will take effect on January one, 2025, which is halfway through the fiscal year. But it varies a little bit depending on which item we're talking about based on whether something will be in place starting July 1st or January 1st. Another for technical note, on the there you'll see a line about commissioner offices and then council offices is that change in language is just because we the way we currently do this, we have each of your offices listed as commissioner of public works, etcetera, etcetera. We are changing to have a single line for council offices. So that's just kind of a technical change. So I'm now going to go through each line that's in here and try to explain what's going on and then we have time for questions after that. So the first item is the mayor's office. This is just a change in the net number

of staffing staff in the office for the new the new mayor. And this. Oh, sorry. One other note before I go through the individual items, all of these reflect the costs that we presented in the fiscal impact statement, with one exception, which is the council offices. And i'll talk about that as I when I get to it. So, so the mayor's office reduces by 15 staff. For the new for the new mayor. And so this reflects that change. The second is the change that I mentioned about the commissioner offices is just that's the technical change. The third bullet point is for the new council offices. Now, the this is actually a net reduction of a total. Of \$145,282, split over two years since they will take effect January 1st. This is different than what was in the fiscal impact statement that we presented with the November 1st ordinance. That's because this only reflects one staff per for each of the new council members. Um, that's just intended to be a starting point. This is that that all of this is subject to change for council. But this reflects the sort of the smallest number for, for the, for the starting point. Um then going into the city administrator's office, the first bullet point refers to the amount for the new council operations function. That's the for district staff. And then the six shared committee staff. The second bullet point is for the new city administrator and one administrative assistant. And then the third bullet point is for our business operations to support the city administrator's office. And then the for the office of management and finance, the auditor's office and civic life. Those all represent realignments. So there's no net change in the total funding there. It's just moving from one thing to another. So the first is a cleanup action from the fall bump where positions were moved from civic life to the office of management and finance council approved that in the fall bump. But only only a partial year amount was reflected. So this is just correcting that to be the full year amount. So that's the first bullet point. The second bullet point is moving the hearings office from omf to the auditor's office. That's reflected on the

organizational chart that you voted on on November 1st. And then the other the other sections are just the other sides of those. So the auditor's office is just receiving that amount. And then civic life is just sending the amount that ends up in in omf. So that's all we've got. I think we have time for questions, very good colleagues questions at this point.

Speaker: I have a couple commissioner Mapps um, is this revenue neutral or are we just moving money from one account to another, or does this imply that we're spending more dollars or fewer dollars?

Speaker: You want to?

Speaker: Sure. So the fiscal impact statement for this ordinance is about \$2.6 million. Is the net increase as a result of these changes. So this and you can think of that sort of the total net increase that we estimated as a result of the November 1st ordinance was \$13 million. Yeah this is a piece of that \$13 million. Does that make sense? So we're talking about about \$2.6 million of the 13,000,000 million net increase that if you decided on all of the things that we estimated at that time. Obviously we and again, this is just a starting point. So this this can change, too. But this is we're only addressing a kind of a portion of that larger total that's mainly business operations, correct?

Speaker: Not no.

Speaker: The net increase is mainly from it is from the council operations piece. Yes. The city administrator's office. And business operations for the city administrator. Yeah.

Speaker: Okay.

Speaker: I think I follow. But I confess probably after today's session. Well it would be a quick briefing or a memo. It might be helpful. So I'm still trying to track the

money and. And a little fuzzy still. Um okay, so we got 2.6 million in new expenses. Where do those get charged to? Who pays for that? Or

Speaker: Yeah, that'll be allocated to the bureaus. Okay.

Speaker: Um, do we know, for example, in public works, do we know how much bts water or pbot? Let's start with pbot is a good place to start because I'm \$32 million in the hole over there. Yeah.

Speaker: Once we run the overhead models, we'll be able to give you very detailed amounts.

Speaker: Okay? Okay.

Speaker: Now i'll come before you.

Speaker: So sorry.

Speaker: Yeah. As we presented on in the work session on the 31st, there was rough percentages for each dollar added to overhead, which these expenses would be added to overhead. Okay. For each dollar added to overhead. 43% is general fund, and about. 13% is pbot. Nine 9% is sorry. Uh, water. Sorry is sorry. Hold on a second. Um um, the financial impact.

Speaker: Uh, sorry.

Speaker: 13% is pbot. 13% is 9% is water. So um, that's the rough estimates. We'll have the total. We'll have the exact dollar figures after we run it through the overhead model.

Speaker: Okay.

Speaker: So I think this is very helpful. One of the things we're trying to do in the bureaus is to get a sense of where we're heading and what our overhead is likely to be. So we got \$2.6 million in new expenses as those will be charged out to the bureaus right now, it's your understanding that about 13% of that 2.6 million will go to will be charged to pbot about 13% will be charged to bts and about 9% to water.

Okay, great. So my people who are listening write down those numbers and we can update our spreadsheets on this. We one last question before I let my colleagues jump in here. Um, you know, I know I understand why we would want to cut. Let's take the transfer of dollars or the reduction in dollars for council offices. If we're doing a budget for a year, but we're only going to be around for about six months of that, at least under the current form of government. But we're also going to have a lot of transition at the on December 31st. You know, I assume there might be vacation payouts or whatever we want. Can you give us any advice on how to manage those costs or and maybe I don't understand my own office budget, but do you understand my question?

Speaker: The closeout of your office is and the dollars that go with it in terms of vacation pay out and that sort of thing, that most likely will come out of our compensation, set aside when that time comes. We have set asides to deal with that.

Speaker: Okay.

Speaker: Thank you. I'll lower my hand now.

Speaker: Commissioner Gonzalez. So looking at breaking this down into pieces, clearly the latter parts revenue neutral, right?

Speaker: The realignment of positions all makes sense. Where I'm wrestling a little bit. And frankly, this was on consent is that I think we spoke pretty clearly. We as a council about concerns about the proposed transition cost and the 13 million ongoing. And I don't know that we could have been any clearer. Um, and I don't mean to speak on behalf of my colleagues, but there was collective concern about 13 million new and ongoing and to so quickly have this come back for a portion of that. I'm just trying to reconcile those two. I realize you need guidance and you need guidance to provide to bureaus. Um, but i, I'm, I'm having a hard time right out

of the gate telling bureaus that you're going to have to absorb this bureaucracy that we haven't yet signed off on from at a high level. So just, you know, I'm not necessarily previewing the way I'm going to vote on this thing, but I'm just trying to reconcile the last couple of weeks here. We what we wanted to present to you today was what we believe is the true cost, including operations and support for the new council members, the new the mayor's office, the city administrator and what comes with that is, is funding for positions that are supporting them.

Speaker: And so we didn't want to just come to part of this with the office expenditures. We wanted to come. Now now with the full expense. So that when we send these out to the bureaus, they have those numbers and they can incorporate it into their budget and adjust it. Everything else that was on the list in the resolution of the charter thing, all the other positions, those will come forward to. You for consideration as we go through the budget process.

Speaker: Got it. I you know, I think we have some work to do over the next week. I just put it that way. I and it it there's serious trepidation on the level of the bureaucracy that was proposed. So just reiterating that concern and particularly in a brutal budget cycle and particularly with, you know, pbot bts and some of our public safety bureaus facing what they're facing and but but i'll leave it at that. Thank you, commissioner Mapps um, to kind of clarify, our thinking in this space, can you give us an estimate of how much of that 2.6 will be charged to the fire bureau?

Speaker: Well, 43% goes to the general fund, but that that there are not particular amounts sent out to bureaus as a result of that.

Speaker: It just flows into the mayor's budget guidance, if that makes sense. So it depends on how the mayor chooses to structure the guidance.

Speaker: Okay. So at this point, we can't say what the increased cost of fire are as a product of the ordinance before us, just that the general fund would bear 43% of the costs.

Speaker: Okay. Roughly for that exact amount will change once peter, once our economist runs the overhead model.

Speaker: But so. And just a reminder that the so the pieces that are included in this ordinance are just the council offices with the one staffer, the mayor or the city administrator themselves.

Speaker: And then and then just the business operations to support to stand that up. The there's still opportunity to find cost reductions and it can and the mayor can direct the city administrator's office to find cost reductions to offset this. That's sort of the part of the starting position, right? It's just trying to get the certainty in place for the starting point, if that makes sense.

Speaker: Mayor, may i?

Speaker: Well, and I appreciate commissioner Mapps question. My view here is, is actually attempting not to be parochial and not to just view it from the impact on a particular bureau in the aggregate. We're talking 13 million ongoing new overhead spend that will be a burden on our budgets going forward. In addition to substantial know uptime costs, upfront cost on this that far exceeds what voters were told when they approved charter reform. And so I appreciate commissioner Mapps line of thinking. I i continue to feel that we're being pulled in the direction that that is inconsistent with the stated priorities of the majority of council recently. We in far in excess of what voters were told when they approved this this line. But i'll leave it at that for now. Do we have public testimony?

Speaker: We have one person signed up.

Speaker: All right, let's hear it.

Speaker: Fern allen. Miss fern here. Okay. That's it.

Speaker: All right. This is a I'm hearing that people want to take the next week to ask some follow up questions, so I won't even consider an amendment here. This is a first reading of a nonemergency ordinance. It moves to second reading and I want to apologize to my friends at sports Oregon. I have to run off to do a press conference, but, you know, you have my support and commissioner Rubio will be with me. But these gentlemen will take care of you and they'll ask very, very tough question as and thanks him.

Speaker: I appreciate it. Thank you.

Speaker: Okay, Keelan please call the next item. You already did. No all right. Go ahead.

Speaker: Item 955. Accept the fy 20 2223 sport Oregon annual report on national and international sports marketing activities and event recruiting services. Good morning, gentlemen.

Speaker: The floor is yours. Great to see you. Good morning.

Speaker: Goodbye, mr. Mayor. Good morning, commissioners. Uh, thank you for the opportunity to present this overview of the sport Oregon activities for the period July 22nd through June 30, 23. While my staff and I have been in ongoing discussions on numerous activity days with you and your staffs, just remember that this presentation is about that period only. And we're very excited about this report. We're really looking forward to next year's report. We got a lot of great things in the hopper. Also want to give a call out to Carlisle we work with in the spectator facilities and development office who oversights are our agreement with you guys as well as Lauren Brody. Next slide please. The past fiscal year is leveraged. The momentum and successes that we've built and achieved over the past or the previous 2 to 3 years from this period. It's been a remarkable success at multiple

levels. It's important for me to acknowledge that sport Oregon's success is really predicated on the relationships with a host of local region and statewide organizations and associations. As you see here. Next slide, please. Also important to call out is the investment of travel Portland and the city approved tied assessment, which has been a key factor in our success over these past two years. The additional economic recovery surcharge was approved in March of 21 has been a game changer for us and our mission and we hope to see that extended upon in its next review. You can see here a few of the biggest areas of impact within our organization that the tied investment has provided us and empowered us to win for Portland. Also, I think it's important to call out the relationship with travel Portland with Jeff Miller, Megan Conway, James Jesse, Megan and James are here in the chambers right now. But the synergy and the alignment that we have with travel Portland is critical as well to that success. Our teams work on a daily basis together to win. Next slide, please. Our commitment to die in the Portland community has never been stronger. Our from our community board seats. We that we provide to local nonprofit and community leaders and our work with partners in diversity. These Portland social values are component of our efforts every day. And I'll talk more in specifics around specifics to that later in the presentation. But it's front and center with us as we work. Next slide, please. As you all are well aware, we talked about it a lot in the last 18 months, but our biggest accomplishment of this past fiscal year was becoming the host city for the 2030 NCAA Women's Final Four, which will bring a slew of cascading benefits that are already catapulting Portland as a sports destination city within the sports event community. The economic and social impact of that event in our future and what will happen between now and then are truly profound. Also, I'd like to call out that the NCAA basketball committee has been in town since Monday as we work towards the regional championships that we're

hosting in March and also some preliminary meetings already six years out, seven years out for the final four. Next slide, please. The next several slides will highlight the bids we've made to bring events to Portland in future years as well as events that were held during this period. Again I'd like to emphasize the relationships with travel Portland and the prosper Portland's events and film office, which is directed by burke nelson, who is also an essential partner in our success. Next slide. These were some of the key sporting events that we pursued in the past fiscal year. A key factor in these bids is the opportunity for multi year commitments or repeat business. This is a point of focus in our strategies as we pursue opportunities. We like things that have an opportunity to be repeatable or be annual. That's not always the case for a lot of opportunities, but we put a special emphasis on that. Next slide please. The this I think it's important to note, I don't I don't like spending a lot of time here, but the negative of Portland in the national media did have an effect on us this year. This this particular event we won over usa gymnast six and the regional gymnastics groups. But when it went to their national board of directors, the negative narrative on Portland, they were unilaterally against the recommended action of staff to come here. That was frustrating. We always try to get to overcome that. We like to bring the decision makers into the city and host them and show them why Portland would be a great city to hold your event in, but that it does exist out there. We don't. We are very again in alignment with travel Portland. We have the talking points that we have to our team speaks the same language as travel Portland on this so most of the time we're able to overcome the objections or the hesitancy. This was a case where we didn't. Next slide, please. These next three slides are going to highlight some of the events that were held along with the economic impacts of the event. When that date is available, I will call out that inaugural Juneteenth rodeo was a highlight for me. I think some of you

were there. It was a tremendous event. It's exciting to see that that's going to become an annual event as well. Next slide, please. We're particularly proud that the national veterans wheelchair games and the gay volleyball and basketball national championships were held in the city of roses during this period. Next slide. I cannot emphasize enough how Portland international raceway or prr, as many of us know, it has emerged as a nationally recognized world class motorsports facility. First with the return of indycar in 2018 and then nascar in 2022, and formula e's arrival in this past year in 23. Prr has been seen by racing fans on national broadcast on nbc, espn, fox, cbs network, as well as global audiences via the international broadcast. The great component in there are the keys for Portland is all the beauty shots, the in and out bumpers, the narrative from the broadcast teams about the city of Portland. And that's been a huge value for us. Pr is delivering significant regional, national and international visitors and significant economic impacts to our city. Next slide. These next three slides acknowledge the organizations that are significant partners and contributors to support Oregon's efforts to make Portland a premier sports destination again. Travel Portland and the Portland hotel community continue to partner with us in driving the sports related economic successes that Portland has experienced this past. This past fiscal sports continues to be a consistent driver of business and room nights in the city, and that that partnership is in constant motion looking for the next opportunity. Next slide. Portland events and film offices is developing into a formidable ally, partner and resource for Oregon as we pursue together a host of sporting event opportunities. The establishment of this office by you is a positive and has greatly resulted or has resulted in greater collaboration between the various bureaus that we need as we assess the ability to Portland to host a variety of events. And most of these require significant collaboration, coordination. So we're starting to see the

efficiencies gained and made by by this office and its creation and really look forward to how it's going to impact the future. And we encourage you to continue supporting this office and investing in it because it's showing results. Next slide, please. While not as city of Portland facility, but a metro facility, we really see the potential for expo as it transitions to a sports focused facility. The potential can't be overstated. The void that expo will fill as a multi sports complex for regional national and even international events in the pacific north northwest will make Portland the epicenter of the regional sports tourism economy. Also, the benefits at the community level, with its location in north Portland and its great access to areas and communities of need throughout north and northeast Portland is we see, is going to have tremendous community benefit for especially young people in our community. Our team and I meet regularly with the expo development staff and metro leadership and continue to build on the momentum that's been achieved to date around this initiative. It's also important to mention the affirmation of the historical, cultural and social significance of the site, and we maintain that through all our conversations in the process. Next slide. Over the past few years, sport Oregon has emerged as a critical convener that brings individuals and organizations together for conversations and outcomes that will deliver wins for our city, our region and our state. This past fiscal year, we have assembled a host of conversations around attempts to attract major league baseball, wnba, as well as many other key projects that will help stimulate our local and regional economy today, but well into the future. Next slide. As mentioned earlier, our commitment to the community and diversity has never been stronger. The sport of Oregon foundation established the chief lies initiative as its flagship initiative. We have great support from our board members and corporate entities to empower young girls and women, particularly in underserved and economically challenged

communities. We issued 23 grants this past year to local community nonprofit organizations, runs, and also held numerous events that elevate the core values of the initiative. Next slide. One example, our she flies festival held in may at overlook park, was free and had a significant and great community turnout at over 25 community partners. Nonprofits were highlighted there and were able to engage with with community members and promoting their organizations. We also had the mlk, mlk dream run. We held a live podcast and senator wyden, who's been a great supporter of this initiative alongside of you, was made opening remarks at the event. Next slide. Here are some of the other. She flies events that took place over the past fiscal year and next slide, please. As mentioned earlier, the grant program continues to grow. These are some of the organizations that were recipients of the sport. Oregon foundation grants all of these recipients have initiatives that are culturally competent for the communities they serve and are aligned with. One of the three chief lies pillars, which are keeping girls in the game, empowering women in coaching and promoting fitness for life. Next slide commissioners on behalf of our board of directors, which numbers over 100 community leaders, our membership and our staff. Thank you for your ongoing support. It is critical to our success and does not go unnoticed or taken for granted each day we come to work with one primary goal and that is to do all that we can to enhance the economic, the social vitality and the quality of life in our city through sports. While at the same time building the civic pride that is generated via sports and events in our community. Thank you.

Speaker: Thank you so much, jim. And it's good to see you as well. Nathan thank you. I will open this up to for questions and I want to mention that carlisle is here and if we have questions about the contract, you'll be able to come up to the table

and answer the questions. Thank you, carl commissioner Gonzalez, jim nathan, thanks so much for being here.

Speaker: Um, great report out as we look forward to the next year, maybe kind of highlight what you think are the best opportunities for support and from the city investment from the city that have real amplifying effect.

Speaker: So yes, I think obviously you guys have conversations that are outside of our realm, but with the future of the rose quarter, I think the biggest success factors are, you know, as we enter another major ncaa bid cycle that is a critical part of the conversation as we look forward, not just with the moda center, but the vmc and the status and that the continuing conversations going around that same district, which I you know, lloyd district with the convention center, that is another significant piece to the story. The proximity of those two facilities is just being blocks apart with the potential of the albina vision trust and what they're doing and also all the conversations going around lloyd's center for that district that could really evolve into something pretty spectacular for our community at every level. The other area is we talked a lot about the events office, but the biggest challenge to us to be able to jump into opportune cities and these things move fast is our ability to navigate across the bureaus to make things happen. Obviously, there are some challenges downtown with surface rail that makes certain events difficult, but i'll use an example. We have an opportunity to bring the usa triathlon championships, which would be 7500 competitors from around the country with another double that number with their family and support that come, they would be here for 3 to 5 years or 3 to 5 days in downtown Portland in the summer, where we have a huge need, especially with the hotel community, how we're able to work with the bureaus to get a little outside the box and figure out how we can win this for the community. Would be a significant point of emphasis for us. So and that

that counts for all the event producers in downtown. I know that you guys have continue to make events and sports part of the return of downtown Portland to its former vibrant self. But but the biggest obstacle are is working through the bureaus and to try to get alignment and understanding that exists up here. But sometimes we get clogged down there. Understandable. But I think these events are, as you guys have acknowledged over and over again, very important to the bounce back for downtown Portland. Commissioner, did I answer that?

Speaker: I think so. Nathan just to add one more thing.

Speaker: Nathan nayman with the sports Oregon sport Oregon, one of the things that we were able to identify through a poll that was taken or surveys that were taken, I think it was 48% of people said that they will continue to come downtown based upon sports and live entertainment. So we believe that in working in collaboration, certainly with the events and film office, that is achievable to boost that up, you know, to really embrace that number and bring people downtown, which in some instances in addition to what jim just pointed out, might look like some investment in infrastructure in the future, knowing that there are challenges with budgets and certainly with the transit and form of government, um, keeping that on the table as infrastructure development so that it's plug and play instead of going for permits over and over again for whatever we end up doing. Is something worth considering.

Speaker: Yeah. To that point, you know, the event producers are under the same budget pressures that you are with, you know, escalation of costs and it's not abnormal. But we build the same infrastructure and then tear it down and then build it again. A week later. And like what could be better for the community? What could make it to be able to jump into opportunities? The risks that event promoters take is significant. The community benefits when they're successful are great and so

that infrastructure, especially around waterfront park, it's a little bit out of our circle, but very connected because a lot of the run and bike opportunity is connect to that start and end. There that would be, you know, something we need to take a close look at and really lean into, because if we can make it easier, more economical, we can also increase frequency and impacts. Great

Speaker: Before we go any further, do we have any testimony?

Speaker: No one signed up.

Speaker: No one signed up. Okay. Carry on. Do another question.

Speaker: Yeah. Kind of building off of that. I mean, really, the two buckets, when we think about youth sports and a potential hub, you know, we've certainly in conversations, we've talked about delta park expo center, um, obviously delta parks under city parks expo center, a little bit different ownership arrangement, but what's your kind of current vision on that? I mean, you alluded to it a little bit, but I was just kind of curious with the thinking of the moment, is there well, you know, for being the epicenter of the global sports product market, we have a great park system, but inside the park system, the quality of our fields and courts and, you know, we've seen what nike's refurbishment of basketball courts and so forth.

Speaker: But if you took the playing fields and we call them diamond fields and rectangle fields, we're we're so far behind communities everywhere in the country. Our field infrastructure is anywhere from 60 to 80 years old. And some of the backstops are that old. Some of those things, the fields are only usable, well, maybe 4 or 5 months of the year because of weather. You know, how do we if there are natural surfaces, we can reinvest and re revitalize those and also think strategically how they can benefit our ability to draw regional events here. Delta park is a key opportunity. We see dylan sitting back here. We've had conversations with park bureau around that and those are things we need to start leaning into, especially as

the expo center and pier really emerge. We have an opportunity for a pretty impactful sports triangle for our community out there at and the we have a lot of thinking around it. I could go on and on. I won't, but that is critical to our ongoing conversations with with the park bureau and other partners and certainly our assets.

Speaker: There are are not at the level of even some of our suburban competition. An and there's a lot of history there. And let me be crystal clear what I'm talking about for kind of elite youth programing, not necessarily for recreational engagement, but that would attract visitors to track teams from elsewhere where we face challenges there, even against suburban competitions, but we're also city, right? So when we're talking about a lot of the destination tournaments nationwide, if you're talking soccer, lacrosse, they're often played in the suburbs anyways. So it's a it's a tough hump to get over no matter what for a city. I guess my last question here, though, relates to this and maybe go a little broad more broadly is where are you seeing public and private partners models nationwide that might be, you know, applicable here? You know, parks is an interesting set of assets, but just in general, what are we where could we be creative in in finding the capital for to get to that level of facilities for those type of programs adds to that point.

Speaker: Number one, in the city, in the park bureau's efforts in the last state legislative session to be able to create a park district that has to conform to the state laws and get into that that I thought that was a great thinking and fortunately it didn't pass. But it should stay on the front burner. When you're talking about or you're mentioning public private, that is where we're seeing the most success nationally and getting dynamic facilities that serve. You mentioned an elite and yes, elite competition or athlete at the youth level drives heads and beds and sports travel. But the key thing is it's the in between that it drives for total community

access, especially to underserved youth communities, that all of a sudden get to play, compete at and participate on a weekly basis. Es on in facilities that are equal to much more affluent community that may surround us. And what that does from a mental health standpoint, an equity standpoint and all that, I think is really important. So while there may be an elite benefit, but I think the community benefit in between. And so as you look at delta park, we like to call them massified sports facilities. So like in the case of delta park, if that that has the ability to be 14 soccer fields and be a phenomenal local asset first, but a regional and national asset for us to leverage into, then how do we create corridors finding diamond field complex, those would deliver week in and week out if built the right way and are usable 10 to 12 months of the year. But I think equity is a key factor in these things. And so when the private partnerships that are successful that we see and we see a lot of them out there, that's a key component.

Speaker: Yeah.

Speaker: And maybe for those listening at home, then i'll hand it over to my colleagues. I mean, the trade off on public facilities and the argument around and sort of the equity obligation as a community and the need for capital to bring fields up to a certain standard that can attract visitors. This is an ongoing tension in in in sports. And many other facilities. They can be mutually beneficial. You build a high quality field to your point that does become accessible outside of the tournaments for kind of this, you know, the sports tourism element that becomes accessible to the community the rest of the year. That's a net benefit, right? But we have sometimes struggled and this is true in both parks, it's true at Portland, who owns a lot of key assets in the city for sports that sometimes in the name of equity, we've shied away from welcoming public private partnerships. And I think sometimes we've you know, we haven't expanded the pie that could have benefited everyone

because some of that philosophy, I think it also helps the city, the ongoing and ever, you know, that happens over and over again is, you know, the deferred maintenance, you know, whether it's the grant bowl or whatever.

Speaker: If you're in these public private deals, those don't become they become non-issues because that that investor can choose to maintain the quality of those fields. And it doesn't fall on the city. Thank you, commissioner.

Speaker: As an example, if you take a look at per and the revenue that it's been generating to the city for its usage and the investment that was made from the private sector to bring it up to different, different higher level is a perfect example of how those types of public private partnerships where a where land or facility is elevated to a certain level by private investment, while the city ends up benefiting by the revenue that will be generated by the use of that venue is something to again, to pay closer attention to.

Speaker: Yes, mr. Mouse jim nathan number one, I want to start out by thanking you for being here today.

Speaker: I really appreciate the work that sports Oregon does. Um, and I don't think I have so much a question on, but I do have a hypothesis that I want to share, especially with my colleagues on council. Um, it is no secret that tourism, especially organized tourism like conventions, have, have kind of fallen off the cliff here in the Portland metro area. If you go back to the communication portion of this meeting, you know, we heard someone from the tourism industry who explained her experience of that. And, you know, it's livability issues and reputational issues and whatnot. As a person who spends a lot of time and cares a lot about that particular industry, um, from what I see, it's apparent that especially our convention business, you know, kind of fell off a cliff and we're not bouncing back or not bouncing back the way we'd like to. And I think we're in a new that's kind of our new normal or

we're into our next phase. Um, it'll take years to build that back up again. However, one of the things, one of the bright spots in our tourism and hospitality space seems to me is the sports sector. We seem to be relatively successful in attracting sporting events here to putting heads in beds. I think that's a really encouraging sign in the world. You know, as we went into the pandemic, the world changed and we're not going back to the world that we had in 2000, 19 or whatnot. As we kind of march into the 21st century, I think it makes sense to really lean into our strengths and the sporting sector is certainly appears to be a strength at this moment. And as we figure out how to allocate our resources and invest our mental work and making good policy, it seems like sports and the sporting industry is a really wise place for us to invest our energies and our resources.

Speaker: Thank you. No question.

Speaker: I have a quick question. Who are you working with directly at metro at metro center? Yeah.

Speaker: Marisa, the ceo. Okay. And then at that level. Yeah paul sleeman and steve faulstich, who runs the metro facilities, gm and metro facilities. So we have marisa and I convene a table every two weeks and also chair one of the committees. And then in sport, Oregon sits on two other committees around this whole conversation. So and we have weekly meetings as well.

Speaker: Okay. And is our collaboration with parks because delta parks not far away and we have an opportunity with columbia park as well.

Speaker: Well, I think what almost every I think a lot of people here in our community, but also what's very interesting is we get the outside experts, they come and immediately connect the dots. There you know that between expo, between delta and then pier and you can throw in heron lakes, but proximity to airport i-5 hotel community that is well positioned to serve the audience that come

their retail accessibility. You know basically ten minutes from downtown, there's no traffic. But this has so many things going for it that everybody says, you know, like, why aren't we kind of expanding this conversation to delta and pr? Because what's good for one is going to benefit the other? Yeah, yeah, yeah.

Speaker: Well said. We're in my fourth generation Oregonian hat. I noticed your name is sport Oregon. We obviously had a very Portland centric conversation. Can you tell me a little bit about what you're doing around the great state or is your scope mostly the Portland metropolitan area?

Speaker: Our name, as you recall, was originally the Portland sports authority when it was founded 32 years ago. And then it evolved to the Portland, Oregon, sports authority, then the Oregon sports authority and the sport Oregon. I've been just completing my sixth year in this position in our board and our team. It's very important that we were sport Portland to win here first, to have credibility and legitimacy around the state. But we're now we think we've established a good foothold. Our work still, we still got a lot of rungs on the ladder to climb to get to where we all want to be. But we're starting now to develop strategies and think broader about living into our name. Sport. Oregon we're working with you know, we've got this great relationship with travel, Portland that is demonstrated. You know, success and now in conversations with another one of our supporters, travel Oregon, but also we have more corporations that are based outside of Portland, you know, the lithia's, the dutch bros, the pop groups, tillamook cheese, they all want to engage us to start to do some work around the state. We do do work with the various regional visitor bureaus, whether it's travel, medford travel, lane county, visit, bend, etcetera. When we're present at the 5 to 6 national marketplace is where we used to have before travel Portland's investment, the budget to go to one of the five. Now we're able to be at all five and our are the regional dmo's. They

only have budget probably to be one, maybe two. So we're we're very cognizant of grabbing opportunities that fit those markets and don't fit here and pushing them their way and assisting them and kind of, you know, floating their, you know, a rising tide floats. Everybody's boat. So medford's success is our success as well and vice versa.

Speaker: I assume you'd have an answer. I'd appreciate. And now a final one before we go on to prove this. So explain the term critical convener. I think I like it, but that's a term you used. Well, explain.

Speaker: We kind of laugh that we're switzerland. There's you know, we're as far as in the corporate community, you see all the sports brands, nike, adidas, columbia sportswear on running. They all are on the sandbox together around our mission, which it's kind of hard to find that another organization like that same goes around the professional services corporations in our community. We have 5 or 6 banks involved. We got more in the wings. The accounting firms, you name it, law firms. So everybody's unified around our mission and how we make it stronger. Our community stronger through it. And so that critical convener role we're also seeing as a neutral party, a trusted party. And so whether it's, you know, convening meetings with you all or other organizations in the city or the state, oftentimes times we're the starting point and then we'll stay in that conversation as long as we're needed or asked. But if it's time to step aside, we'll step aside. If we got things seeded and started well, being that politically agnostic is quite takes a lot of political skills.

Speaker: So thank you, jim. Just to if I may, if I may add, commissioner, for one of the key things that I've learned in my years of working in policy is good data makes good policy.

Speaker: So we are collecting some formidable data around the country and in the region on the impact that sports have, particularly in youth. Besides the economic development side, on mental health, on drug abuse and other asset use that we think again, make sports more of an all encompassing issue for communities. And we're really drilling down on that and moving forward, you know, on a statewide basis on that.

Speaker: Appreciate it, colleagues. There's no more questions. This is a report. Can I get a motion in a second?

Speaker: So moved.

Speaker: So moved.

Speaker: I heard commissioner Mapps move and gonzales second Keelan. Please call the roll to accept the report.

Speaker: Thank you. Maps

Speaker: I'd like to start out by thanking jim and nathan and sports Oregon for this report of obviously there's a lot of encouraging news in this document. Most notably securing the women's and final four tournament for 2030. Thank you so much. That is an amazing achievement. This report also reminds us that sports is a big part of our region's economy. In fact, sports are a \$29 billion a year business here in Oregon and here in the Portland metro area. About 9% of jobs are connected to the sports economy. In some way. It's also worth noting, as I highlighted during our our questions and answer sessions, that while some parts of Portland's economy struggles, sports related tourism is relatively robust. So we have lots of people in institutions to think about. Thank for that. But sports Oregon is certainly our champion in this space. I think it's also important for us to recognize that this report contains some warnings too. Frankly, this council we saw that our reputational issues are holding back economic growth even in the sports sector,

which is a reminder that Portland will not be able to compete and thrive again until this council gets a handle on the public safety and livability issues that plague too many corners of our city. Um, colleagues, I will just note it is apparent from this report that sports Oregon is doing their work to help Portland thrive. And I think we as a council need to come together and support their good work by making sure that Portland is cleaner, safer and saner and those are just some of the few reasons why I am glad to vote to accept the report before us today. Thank you.

Speaker: Yea. Rubio Gonzalez jim, I just want to thank you again for the report, carl, for your work on this area.

Speaker: Um, obviously substantial, important part of our economy. Also, though, that it's worth emphasizing, it's a really important part of our culture and our identity and what connects us and, and I have been involved in particularly youth sports my entire adult life. And it is one of the glues of our community is what helps us connect with each other. So I agree with commissioner Mapps there are some warnings in this report that we have to protect one of our strengths. Um, it's related to the issues we struggle with every day in the city that we're looking to turn around. And at the end of the day, we've got to fix the fundamentals. And I think the reputation falls therefrom and so it's a reminder on how important that is. Um, I also think there are some long term trends as a city that predate our most recent challenges in how we approach deals. I think we have to be continue to be creative and adjust as we think about how do we attract the right kind of capital that can lead to greater amplification in the sports space. Apply some of the same logic to the music space as well, but but thoroughly appreciate the present motion. I vote. I thank Wheeler.

Speaker: Ryan. Yes it's great to see you both.

Speaker: Jim and nathan and carl. It's great to have you here. And we'll have to have further conversations about how we can help with. One of the biggest things you called out, which is the coordination within the city when it comes to permits and other items. And I know that I became involved in that when a formula series came. Sometimes it takes some nudging. I want to just say it's so great to see you everywhere, both of you. You're all over the city. I think there's more than one of you at. And every time I go to an event and I do a lot of sports ball events, it seems like you're there. So thank you. And also to your families for allowing you to have a 24 over seven job. It is a big economic driver. I'd say the two highlights that I had this past year that directly connected to your leadership was eight seconds rodeo. The Juneteenth rodeo at expo center, bravo. That was a wild success. So successful that it's moving to the veterans memorial coliseum, correct, next year. And we're working on that. And also the other big event was the formula e and I've never been to any event in terms of car racing before. And I just found it to be well, it was exciting because, one, it was so quiet and also the international all the international flights probably were the highest. We probably had more visitors from other countries. Our passport at looking at passports at the airport was probably the highest that we can leading up to it than I've ever seen in Portland in a long time. So thank you for pulling that off. That was a big deal. Like when they read off all the cities that they were stopping in, it was like, it was fascinating. It was like, you know, new york maybe was one of them. Buenos aires, london, you name a really big top ten city. And no offense Portland, but we're not that. But there you got us into that that league. So it was wonderful to be a part of the big leagues. I'd like our city to be more of a major league city and I mean that in every facet, from schools to parks to sports, destination. I also keep talking about the night and evening economy. That's what's going to bring back our city and between arts and sports, that's what does it.

So thank you for being a great partner. You have a great team. I can't believe you manage 100 board members. I know how challenging it is to have a large board and I know how you communicate with people and you do include them and bring them along. So thank you for your convening, your critical convening and your switzerland role. We need you. We appreciate you. I vote. I and that concludes our report. And the report passes. Thank you so much for being here.

Speaker: Thank you. Stay present to win.

Speaker: Thank you.

Speaker: Okay, Keelan. Please call the next item.

Speaker: Item 960. Accept bid. Of \$2,628,323 from west tech construction incorporate for the first phase of construction of northeast 46th avenue and bRyant street project. Well welcome.

Speaker: Good morning. Okay, we have biko taylor here, chief procurement officer.

Speaker: Take it away.

Speaker: Good morning, commissioners, for the record, my name is biko taylor. I am the chief procurement officer. I am accompanied by andrew eby. Do you like her for the record, yeah.

Speaker: Andrew abbey, local improvement district administrator on January 16th, 2019, City Council approved ordinance 189347.

Speaker: The engineering estimate at that time was 3.5 million and the confidence level was low for procurement services. Issue issued the invitation to bid on August 31st, 2023. The bid was due on August. On October 12th, 2023. In total, we received nine bids. For the record, this was a low bid project westech construction was the low bidder and the recommended award. The total bid was. \$2,628,323, which was a 25% below the engineering estimate. The city standard 20% aspirational goal did

apply. And here's a breakdown of the utilization action plan was submitted. They will perform 36.7% of the project, 11.7% will be performed by certified cobid subcontractors. And 51.6% will be performed by nine certified subcontractors. As before, my colleague gives a report. I would like to go on the record to talk about. The 11.7% certified cobid. Performance number here, which falls substantially below our aspirational goal. So on behalf of westech, I did review their outreach plan and it's common practice for our partners like westech to pull what we call a really substantial representation of minority msb esb contractors from our cobid database and based on the records provided, we provide it to me by westech. They did pull over 231 quality cobid certified contractors. The challenge was during the outreach plan, they they they received challenging feedback from minority contrac partners and some of the areas that we targeted here for the work. Some no bid, some did not have the capacity 80, some did not respond. So I do have the outreach plan. I can verify that substantial efforts were made to bring on minority partners and cobid firms one of those times where it just didn't happen for us. So I just want to go on record to explain why that percentage was substantially lower and if any of your officers want to have access to the outreach plan, i'll be happy to provide that information.

Speaker: Director taylor, on that note, let me just ask a question. What's the process look like? So thank you for that information. That was a question I had, but I want to know what that outreach is like. So you looked and you notice that they sent out emails. I assume. Is there dialog? Do we listen to why they're not applying or what are the there's dialog, the process is they reach out in many cases they have meetings.

Speaker: They call in what we've experienced is that some of our really tight painted and well regarded and minority women owned businesses and cobid

businesses can be inundated at times in the particular areas that we're targeting for the projects. And it's been a point of contention for some of them. If we're coming at them dozens of times for the same projects and they're saying no, sometimes that can be a challenge. So the process is not just an email, right? In many cases, partners like westech, they do have of what you would call informal or formal sessions, info sessions, etcetera, inviting some of these businesses in. And sometimes we're successful and sometimes we're not.

Speaker: Thank you for that answer.

Speaker: Andrew abby, I just want to provide a little bit of context for the project itself. If you will recall that council recently approved an amendment to the lid. We added some stormwater improvement ice most of that work is actually not part of this contract because we split up the lid into two phases of construction. The first phase includes the couple of very important items of work, one of which is the traffic signal at northeast 42nd and columbia and northeast columbia boulevard is the high crash corridor. I spoke yesterday with the constituent by the name of carla martinez, gallardo and she works in this area. She has a living wage job north of columbia boulevard. She gets off the bus every day. She takes transit to work and she runs across five lanes of traffic on a non signal intersection to try to get to work. And obviously, that's not a safe route of travel for her. So we are very anxious to have council award this contract. So that we can get that new traffic signal installed. I would also add that we have seen some pretty scary bad results the last few years on traffic signals. So we were extremely pleased that this bid came in almost a million dollars below the engineer's estimate and ultimately the beneficiaries of that low bid are the property owners, particularly the small businesses that are paying into this lead. And then lastly, I would also just like to remind council that we have a very strong partnership with trimet on this particular project, that they are

providing the largest percentage of funding for this particular lid and you have on file a nice letter of support from mark dawn encouraging council to award the contract. Among other things, this contract provides for the installation of backflow devices and water meters for the new columbia bus base and what we are trying to avoid is the ridiculous situation where trimet installed those. Then trimet made the right of way dedicate and then they had to tear them all out and move them 5 or 10ft back. I forget how much the right of way dedication was so this has been a well orchestrated project between the water bureau, transportation and trimet. So I would encourage council to award the contract. Great

Speaker: Thank you. Keelan. Are there is there any public testimony on this item? No one's signed up. Okay. So thank you, colleagues. Any more questions? If not, this is a report. Can I get a motion and a second?

Speaker: So moved second.

Speaker: Okay. Commissioner Mapps moves and commissioner Gonzalez seconds. The report Keelan. Please call the roll. Mapps

Speaker: I want to thank director taylor and andrew for their presentation today and their work on this project. I know this project well. It's one I'm really excited about, but I also want to note I really appreciate it. Director taylor's efforts and transparency around covid issues here. I've appreciate the dialog that your office and my office have had around that for these reasons and more, I vote. I Gonzalez hi, Ryan.

Speaker: Hi.

Speaker: Okay, this passes. Next item Keelan.

Speaker: Item 961 amend contract with stantec consulting services, inc. To extend term increase compensation by up to \$7,598,099 and make other changes for the

columbia boulevard wastewater treatment plant. Secondary treatment expansion program.

Speaker: Okay. Keelan do we have a presentation on this?

Speaker: Commissioner Ryan this one comes from my shop colleagues. This ordinance comes to us from the bureau of environmental services. This ordinance adds a little less than \$7.6 million to an existing contract. Bts has with stantec consulting services inc, which is currently contracts with stantec consulting for professional construction management and inspection services to support building new secondary clarifiers at the city's columbia boulevard wastewater treatment plant that that project is driven largely by regulatory mandates, yes, but will ultimately significantly increase the plant's operational capacity and resiliency, especially during large storms where the volume of water treated at the plant can increase six six fold compared to dry days. Bts has entered the final stages of construction on our new secondary clarifiers. And as we conclude this project, additional construction management and inspection services are needed to support this work. Which is why this ordinance is before us today. Here to tell us more about this project, we have muriel teufel, a division manager with environmental services, our project manager office. Well madam muriel, welcome.

Speaker: Thank you for having me this morning. It sounds like members of council are having a north Portland focused presentation or session this morning, so I will keep you in north Portland for this presentation. So for the record, I am muriel teufel, engineering manager in the project management office. Next slide, please. So the ordinance is related to a requesting an authorization to increase the contract amount by about 7.6 million as it relates to supporting construction activities at the columbia boulevard treatment plant on the slide you see a photo from last month. So construction is pretty heavy right now. And next slide, please. Before we dive

into deep, we like to bring back the fact that the treatment plant every resident business and visitor do rely on a treatment plant every single day, every hour of every year. Rain or shine. And the work that we do over there is critical to these assets. Next slide, please. So the treatment plant to the right, you see a picture of the original treatment plant. It was built in 1952, 1972 was the last major expansion of the treatment plant to add the first phase of secondary treatment plant. In 2011, we entered into a mutual agreement and order with Oregon department of environmental quality to expand also further expand secondary treatment. And it was largely driven by the fact that at that point Portland had completed the cso program, which brought a lot of stormwater to the treatment plant, which changed the dynamics and what we needed over there. So next slide, please. So the agreement had a number of conditions and the last we met, all of them, all the milestones and the deadlines. And the last one is the one we're working on right now, which is to complete the secondary clarifiers by December 31st, 2024. Next slide. And another one, please. And this is where we require your action to help us continue service associated with construction. So council's history on this particular contract dates back from June 2018. That's when we authorized the first contract with stantec. At that point, we didn't have an engineer of record on board. We hadn't gone through rfps and selection and therefore we also didn't have a design completed. So the contract was started at that point with with a lot of assumptions in August 2022 and a little more than a year ago, we came to council for a guaranteed maximum price agreement for the full construction and the full extent of the secondary treatment expansion program, and that really set the schedule and the construction activities for the entire project. Next slide, please. So at that point it allowed us to enter into negotiations with stantec. Now that we knew what the final scope and schedule activities would be next slide please. A key part of

stantec contract. They provide program support, so program controls. But a big part of their contract is construction management and inspection services. And what that means is that these support the construction activities from the contract by providing quality assurance, providing eyes on the on in the field, on the activities, helping the contractors and administering the construction contract. On the right you see the construction activities, they span a wide area of the plant above grade and below grade and as a result, now that we know exactly what the scope is, really, we could define that contract amendment that a big part of the assumptions when we entered into the contract in 2018. First of all, we didn't have construction activities, but we also thought we were a little optimistic and we thought that the staff and resource this project not totally appreciate knowing how this was a bit of an outlier project for us and therefore now we're relying entirely on stantec for construction management and inspection services. Next slide please. So based on the guaranteed maximum price schedule and activities we finalized the amendment which and inspection services averaging about 4% of the total construction, which is quite competitive. We also negotiated \$2 million in reductions in the other tasks for this project, allowing for the \$7.6 million amendment, a big part or big benefit of these large projects is that it gives us time to work with our cobid firms, our certified firms, both on professional services and on the construction side. This amendment is on professional services and the current contract has a 25% participation and with this authorization we would increase it. Cobid participation to 47. And that really speaks to our ability and the ability of the prime consultant to mentor and support their firms so they can grow into their role through the project.

Speaker: That's a first reading.

Speaker: And so finally, one last point. So it's 47% of the \$34 million contract. So which is significant. Next slide, please. So the next steps for the project would be December 20th, 24. Little over a little more than a year from now. To clarify\$ would be complete, which would meet the regulatory milestone in June 2026. Everything else related to construction would be complete, and we construction the team would be demobilized and out of the site. We also owe the council or the city administrator for a report because this project is being delivered through alternative delivery and little bit. So you will see us again. And that completes the presentation. Is that it?

Speaker: Commissioner Mapps yes.

Speaker: We could see if we have public testimony, which I don't think we do.

Speaker: I was going to do that. This is a first reading, so do we have any public testimony?

Speaker: We do have two people signed up. Great. First up is nancy lane. Is nancy here?

Speaker: Hi, nancy. You have three minutes. Are you there?

Speaker: I don't think nancy's here. Next up, we have jared essig. I'll i'll come to the table.

Speaker: You've been here before and you know, the routine. Three minutes. Yeah thank you, commissioner Ryan.

Speaker: Commissioners and citizens of Portland. The the miss nancy lane, who is about to speak before me but didn't show up, spoke in a communication at the beginning of this session about livability, public safety and sanitation concerns in Portland that are troubling her hotels and travel agents that she represents. And I know that's a very complicated issue on the minds of all of you now. And we've just awarded \$7 million, I think, to someone for wastewater treatment, which is as the

presenter mentioned, is something that we all take advantage of on a daily basis. So wastewater treatment is something very important to us all, even though most of us have probably never visited a plant and most of us never will. But I want to point out to you that in the plaza, just right across from the city hall in the bushes, in the amphitheater park, that's where most of the Portland community uses the bathroom on a regular basis. Since the public bathrooms in your plaza are closed and have been for over a year and there's really no excuse for that. You need to open the public bathrooms in the plaza. And until you do that, I want to inform people that there is a porta potty temporal porta potty two blocks south of here on clay street, just beyond clay street, where you can use a porta potty. And I discourage people from using the bushes over there across from city hall to urinate and defecate, not only because it benefits the City Council and their attempt to criminalize poverty and homelessness by making this problem as bad as possible and sabotage any occupied protest that might occur or sabotage the attempts of houseless people to gain human dignity. Not only for that reason, but also because it sabotages your own dignity. So I encourage you to use the porta potty instead, or else come to city hall and use the use the bathroom in here in city hall for as long as the City Council is going to keep those bathrooms in the plaza closed and to the City Council, i'll encourage you to spend \$96,000 times two and take that out of this award that's being given to the wastewater treatment program. Just amend this amend this motion, take \$192,000 out of that and assign \$96,000 to Portland loos in the city plaza. Just do that. And if you're not going to do that, you're in bad faith. Thank you.

Speaker: Thank testimony.

Speaker: Okay, colleagues, is the first reading any more questions ?

Speaker: Mayor, if I may? Commissioner Ryan, I have a quick question for staff. Um I'm really proud of the fact that the covid parties rate on this particular item is frankly extra ordinary. I believe 47, although I think it was touched on in the presentation in Muriel. Could you take a moment to remind us how we managed to achieve this? Nearly 50% of these dollars actually going to businesses owned by women or are people of color? Yes

Speaker: Thank you, Commissioner Mapps so this particular contract that the prime consultant partnered with one certified firm, that's something they decided to do early on. It was a new it was a new approach for us. We're used to having multiple subcontractors on a team and their approach was to really mentor and embed that firm and grow them into an area that they were not necessarily totally, that they hadn't practiced as much into it. And because this is a long term project over spanning over multiple years, they were they could plan. They worked with them to really make sure that they would have the resources and they could staff into this area. So it was really a one on one approach of mentoring through the contract, partnering in this in this case.

Speaker: Thank thank you for that explanation, colleagues and for folks watching at home, the success that we've had in this space contrasts with another project of mine that we just heard the pbot project, where we kind of struggled to achieve our goals in terms of covid participation. I think on the lid project, one of the things that we heard was there just wasn't enough capacity in the contractor community to support here. I'll wait a second. There wasn't enough capacity in the minority contracting community to participate in helping build that infrastructure. I think it's informative of that. On the on this particular project, by virtue of having a master contractor who really leaned in on professional development, we were able to achieve 4,747% covid participation. So thank you very much.

Speaker: Thank you, commissioner. I just have one brief question. I thought you explained everything so well. Muriel. I just need to know when we approve such an increase, what are the consequence? Aces. Yeah. I just want to know the consequences of that.

Speaker: Muriel, is this paid for?

Speaker: To put it more bluntly, more sharply.

Speaker: So in this case, we had already planned for an amendment into our baseline budget, and by waiting since we waited for the gmp, the price agreement with the contractor for the actual amendment is actually lower than what we had anticipated.

Speaker: And so from a cip overall cip perspective, it's lower than what we had budgeted for that particular project.

Speaker: Okay. So it's not a burden on ratepayers going forward, it's included in our cip. It already was included. Okay great. Just wanted to make sure that was on the record. Thanks so much. This moves on to second reading next week. Okay colleagues, bear with me. There's one announcement I need to make this just in before we end today's session, I will quickly reinstate what the mayor shared at the beginning of the meeting today. Portland City Council hosted its last meeting at city hall for a while in preparation for a voter approved changes to the Portland's elections and form of government upgrades will begin this fall to make room for 12 councilors and increase expanded seating for people tested fine. The goal is to have the council chambers ready by January 1st, 2025, as part of this voter approved transition. So starting with the November 29th council meeting, members of council will participate virtually in council meetings and work sessions as members of the public may choose to participate virtually or in person. That lizzie weeks room, room 100in the Portland building will be available for community members to

watch the meeting and provide public testimony in January. That's this coming January 2024. Council will begin meeting in an alternative site about a half mile up the street in Portland state university as city's development services building. That's at 1900 southwest fourth room 2500. We so thank you for your attendance today. Just wanted to make sure you are apprized of the changes over the next couple of months. We are adjourned for this morning sessions. We adjourned in chambers at 2 p.m. Before we gavel ourselves out, I'd like to take a moment to address to address the chamber issue.

Speaker: So I have my hand up. You didn't see it?

Speaker: Go ahead, commissioner mount.

Speaker: Sure. Thank you. I appreciate commissioner Ryan reminding us that this is the last time, um, um. That this council will meet in these chambers. That's going to be a big change for the members of this council. And frankly, it is also a big change for the people of Portland city government moved into this building in 1895, five and in. 1913 we adopted the form of government. The commission form of government that we all know today. So literally, for 110 years, colleagues, four members of council and a mayor have been meeting in these chambers. Um, it's a struggle with the great issues of our age, of our ages. You know, that goes all the way back to the spanish flu, world war one. The great depression, world war two, vietnam, the aids epidemic. Um the gulf wars, the covid pandemic in these chambers. This is really where democracy has happened. Um which for me makes this a very special place. I do think it's a significant moment in our city's history. Obviously democracy in Portland will continue and it will continue in this room. Um, but our future will look very different from our present. And I do want to take a moment to say it's been a real pleasure to serve with you guys in this chamber, which I think of as being a secular but sacred place. And for all the staff people who

work in this space with us, I want to thank them for their service to it's been a real honor to do this work with you in these chambers. Thank you.

Speaker: You're welcome. And again, we have an opportunity to meet in this chamber one last time this afternoon in the meetings adjourned until 2:00. Thanks thank you.

Portland City Council Meeting Closed Caption File

November 15, 2023 – 2:00 p.m.

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Speaker: This is the Wednesday, November 15th, 2023. Afternoon session of the Portland City Council. Keelan. Please call the roll.

Speaker: Good afternoon. Maps here. Rubio here. Ryan here. Gonzalez here. Wheeler here.

Speaker: We'll hear from legal counsel and the rules of order and decorum. Good afternoon.

Speaker: Good afternoon, mayor. Welcome to the Portland City Council to testify before council in person or virtually.

Speaker: You must sign up in advance on the council agenda at w-w-w dot Portland gov slash council slash agenda 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. 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. 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 to 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: Thank you. Before we get started, I just want to share the same update I shared this morning. Today, the Portland City Council will host its last meeting at Portland city hall for a while in preparation for the voter approved changes to Portland's elections and form of government. Upgrades will begin this fall to make room for all 12 councilors and increased expanded seating for people testifying. The goal is to have the council chambers ready by January first, 2025. As part of the voter approved transition starting with the November 29th council meeting, members of council will participate virtually in council meetings and work sessions. Members of the public may choose to participate virtually or alternate in person. The lizzie weeks room, which is room 100 in the Portland building next door, will be available for community members to watch the meeting and to provide public testimony in January. Then council will begin meeting at an alternative site in person, about half a mile south near Portland state university at the city's development services building. That's 1900 southwest fourth avenue, room 2500. Thank you. And that'll, of course, be on our website. But I just want people to be aware of that. With that Keelan, we have one item for this afternoon time, certain item number. 9644 direct the city attorney's office to seek required approvals from the united states department of justice and the united states district court and comply with any mandatory collective bargaining obligation motions for amendments to the department of justice settlement agreement and to city code related to the community police oversight board colleagues. This item asks council

to authorize the city attorney to engage in discussions with the department of justice and the court regarding a new system of police accountability as required by city charter. Before we begin the presentation, I understand there's two amendments from commissioner Rubio, so i'll hand it over to commissioner Rubio.

Speaker: Thank you, mayor. I'm introduced two amendments. The first amendment is to address concerns raised about the makeup of the nominating committee for the initial oversight board membership. My hope with this amendment is to remove the police review board community member slot and add an additional citizen review committee committee member in order to add an additional community voice that is not within pbb. The prb currently exists within pbb and therefore believe it is reasonable to instead add an additional member from the crc, which operates independent of the ppd. So I will read the amendment amending section 3035 b010, subsection b two to read a nominating committee comprised of members as listed below shall solicit applications for tpa and shall refer potential cvpa members to City Council based on a recommendation of a majority of nominating committee members. The initial nominating committee shall be as stated below, except in lieu of subparagraph a below. There shall be two members of the citizen review committee, and in lieu of subparagraph b below council shall each appoint one member.

Speaker: I'll second that commissioner Rubio proposes Rubio one commissioner Ryan seconds.

Speaker: We'll keep it open till after public testimony. You have a second? Yes. Thank you, mayor.

Speaker: I'm introducing the second amendment to address concerns surrounding the bias language within the cpa membership section with this amendment, I am seeking to align the language that currently exists in the us doj settlement

agreement. I'm also seeking alignment internally in the code as this language is also used in a subsequent section related to resignation and removal from cpa. Again both quote the terms of the settlement agreement and this is an important amendment to address concerns about where the bias language comes from as it is embedded in the settlement agreement itself.

Speaker: All right.

Speaker: Second, commissioner Rubio proposes Rubio to commissioner gonzales seconds. Colleagues, are there any further amendments we want to put on the table? Seeing none with that, we can move forward with the presentation of this item. I see we have many, many incredible representatives from council offices as well as the city attorney's office. So so why don't we begin? I think stephanie howard from my office. You're up first. Is that correct? That is correct. We'll let you take it from here. Thank you. Good afternoon.

Speaker: Good afternoon, mayor. Commissioners my name for the record is stephanie howard. I use she her pronouns and I serve as the mayor's director of community safety. I'm pleased to be here today with my colleagues from council offices and the city attorney's office to present this item for your consideration. As you know, in 2020, Portlanders voted to approve amendments to the cities charter and in doing so called for the creation of a new community led police oversight system. Later that year, City Council created the police accountability commission, or pac, to make recommendations for what that new system could look like. The pac, a group of volunteer peer community members, worked diligently for months to develop recommend actions to inform council's decision about the new system. I know we are all appreciative of their work on September 21st this year, council voted to accept the pacs report, which started the clock on a short deadline for the city's next steps. I'll take a moment to note here that the code package before you

today adopts the pacs recommended names for the volunteer board and its staff organization, the board would be called the community board for police accountability. And you'll hear it referred to throughout our presentation as the cba or the board, the staff to support that board would be called the office of community based police accountability. And you'll hear us refer to that as the cpa or the office under the settlement agreement with the department of justice, the city is required to present proposed amendments to the settlement agreement and proposed city code language within 60 days of receipt of the pacs recommendations. Which brings us together today. Importantly I want to make it clear that council is not voting today on whether to adopt and implement this code language. Today's resolution seeks authority for the city attorney's office to put forward this proposed code package for discussion with the department of justice and eventually a fairness hearing for amendments to the settlement agreement to meet the city's 60 day deadline. Council and legal staff conducted an in-depth review of the charter. The pacs recommendations and applicable law, all with the overarching goal of putting forward a proposed code package that would achieve two objectives. First, to fulfill the will of the voters and second, to create a system of employee discipline that can withstand legal challenge and would result in discipline imposed by the board being upheld. Today we'll review this proposed code package and discuss its alignment with these important mandates. We'll begin our presentation with an overview of how this proposed code package aims to fulfill the mission and budget requirements of the charter. We'll then review the charter requirements for board membership and how the proposed code package reflects those requirements. We will move to a discussion of the requirements for board. Director and staff followed by how the code package enshrines the board's exercise of independent judgment, powers and duties. Finally, we'll discuss the vote before

council today. Opportunity for additional community input and what procedural next steps may look like. And with that, I will hand it over to my colleague, angela rico.

Speaker: Angela, before you begin, I just want to give everybody a heads up we currently have about 65 people signed up for public testimony. That's about 2.5 hours of public testimony. I want to make sure we don't lose our quorum. So we will be keeping public testimony to two minutes each today. So please, if you need to amend your remarks, please take the time to do that while the presentation is going on. Thank you. Sorry to interrupt.

Speaker: Thank you, mayor. Thank you, stephanie. For the record, my name is angela rico. I use she her pronouns and I serve as commissioner. Carmen Rubio, senior policy advisor for. We want to begin by grounding us on the mission of the charter and the mission that grounded us in reviewing the code package pursuant to charter section two, dash 1001. The mission of the city of Portland community police oversight board is to independently investigate Portland police bureau's sworn employees and supervisors thereof, promptly and fairly impartially to impose discipline as determined, appropriate by the board and to make recommendations regarding police practices, policies and directives to the Portland police bureau. And with a primary focus on community concerns for future reference, we define the Portland police bureau. Sworn employees and supervisors thereof as covered employees. So as we go forward in this presentation, please keep in mind that when we say covered employees, that is encompassing of both sworn employees and their supervisors. This mission was what voters wanted the City Council to implement and are also embedded in the two overarching goals that stephanie mentioned to ensure fidelity to the charter amendment and to ensure that the decisions of discipline made by the board are upheld in implementing this

mission. We drafted a code language that was guided by those two principles and held in place the principle of community led investigations and the community led disciplinary decisions as the voters of Portland also supported that this board and the staff would have funding to carry out its mission by including the provision that the funding for this work shall be proportional to not less than 5% of the police bureau's annual operational budget. The charter language is embedded in this code. Section 35 b .030. I will now pass it to my colleague darian jones.

Speaker: Thank you, angela, and good afternoon. Council for the record, my name is jerry jones. I use he they pronouns and I serve the city as commissioner Ryan's senior policy director for arts, culture and equity. I'm honored to join my colleagues today, some of whom I've been working alongside for more than two years on public safety issues, including this one. My focus today is on the charter requirements for board membership and how our proposed code reflects those requirements. The charter, as endorsed by Portland voters, mandates that the community board for police accountability represents diverse communities, especially those impacted by systemic racism or those experiencing mental illness, addiction or alcoholism. The charter further stipulates that the cba restricts membership to current and former law enforcement employees and immediate family members of current and law enforcement employees. The proposed code today honors the voters directive and clarifies the term immediate family to reflect parents, spouses, domestic partners, children and siblings while excluding estranged family members as it also integrates language from the doj settlement to guarantee that members of the cba are impartial, unbiased and capable of objective decision making. It ensures membership is restricted from any individual who has an objective demonstration of bias for or against the police. The code package also guarantees that the cba retains its chartered authority to

independently execute all legal responsible duties and power. Furthermore the code package safeguards the cpa's autonomy by prohibiting any interference from the mayor City Council auditor, city administrator or their deputies, as well as city department and administrative agencies, and the board's independent decision making process. As next slide, please. The community board for police accountability will be composed of 21 appointed members. The number was determined by the review of the last 12 years of police discipline data and will be discussed later in the presentation. Then additionally, the cba will include six alternate appointees as that will be appointed by county council from a pool of qualified candidates. Selection of cba members will be conducted by community led nominating committee, consisting of two community members from each police representative and for each police representative. There will be two community representatives. The committee will include as commissioner Rubio proposed today, two members from the citizen review committee, one community member from each council district designated by their respective council members, one representative appointed by the chief of police, one representative from the Portland police association. One representative from Portland police command officers association. The nominating committee's recommendations for the cba members will be put forward for council approval. I will now pass the microphone to my colleagues, stephanie howard, to speak about the professional staff of the board. Stephanie, thanks.

Speaker: When reviewing the charter and proposed code structure for staff, it's important to be mindful of the difference between the board and the office. Again, the board is comprised of community members, volunteers appointed by council who review investigations, make disciplinary decisions and put forward policy recommendations. The office is comprised of professional staff, hired by the

director to conduct investigations for board review and provided administrative support for the board's operations charter requires that the board hire a director to manage professional administrative staff and investigators and make operational and administrative decisions is consistent with that mandate. The proposed code provides that the director is appointed by reports to and serves at the pleasure of the board. The cpa staff will be hired by and report to the director. The staff will conduct intakes, investigations and support the board in carrying out its duties and this proposed code also ensures that staff are hired as classified employees to ensure they enjoy appropriate employment protections. While the recommendation excluded law enforcement from eligible city as staff, the voter approved charter did not. This was an important distinction to make in the proposed code before you today. As a former public defender and law enforcement oversight monitor, I can personally attest to the value of law enforcement experience in conducting these types of administrative investigations. As an example, one of the best investigators I ever worked with at the public defender's office was a former police officer who ultimately determined that it was not the type of investigative work he wanted to do. He then specifically sought to become a public defender investigator, and he was hired, despite reservations about his prior career. As many of you may know, public defenders and police officers are not exactly known for being great friends. However, to my and other defenders, pleasant surprise, it didn't take long to see that his law enforcement expertise was a tremendous asset. He was able to provide insight and advice that strengthened defense investigations and served many, many clients in defending their constitutional rights. To be clear, our today's proposed code does not require the director to hire a former law enforcement as staff. It simply allows them the ability to do so if they believe it's appropriate. One additional note regarding professional

staff of the board is that the proposed code included one of the key recommendations from the pac regarding complaint navigators. This proposed code recognizes the tremendous value of complaint navigators to that the value they offer to complainants and to ocpa staff. Navigators can offer a single point of contact to support complainants in understanding the process and ensuring that they're apprized of the status of their complaint that this assistance can help provide a more positive experience for complainants and result in an environment that engenders greater understanding, facilitates sustained engagement and ultimately better outcomes for all stakeholders. Finally, the proposed code includes many of the pieces training recommendations for ocpa staff. If these training requirements are critical to ensure staff are prepared to conduct robust and durable investigations upon which the board will make disciplinary decisions. This code included important requirements for observational training, including ride alongs with ppb officers and completion of pbs's community academy. Not only is there value in learning from firsthand observation, but this engagement is also required by the doj settlement agreement for community members who participate in the disciplinary process in some, the proposed code aims to remain aligned with the voter approved charter without inhibiting the authority of the new board and office to staff itself and adapt as needed to be successful. Turning now to the board's exercise of independent judgment. I'll hand it over to heidi. Thank you, stephanie.

Speaker: Good afternoon, mayor. Commissioners, good to see you all today. As an important aspect. I'm sorry I use she her pronouns and I am the chief deputy, one of the chief deputies at the city attorney's office. So an important aspect of the voter approved charter language is the assurance that the kbpa will exercise independent judgment in in performing all of their legally assigned duties in

defining what independent judgment is. We started with a recommended language from the pac. We then added to it, making it clear that independent means is free from outside control. And that judgment means the ability to make considered decisions. Decisions we also added to the voter approved charter language that notes the that this exercise of independent judgment is free from interference. As darion mentioned earlier, interference by the mayor, City Council auditor and city departments, bureaus and other administrative agencies. But we also added to that the city administrator and the deputies of the city administrator. They were not in existence when this language went to the voters in 2020. The proposal before you codifies the essential elements of the oversight system as approved by the voters in the charter. Just to talk about the framework of this, the charter, you should think of it as the city's constitution in it provides for an overarching requirement arts and is the floor and ceiling of the oversight system. The charter is kind of the be all and the end all of authority underneath the underneath the charter is city code. So if we think of an upside down funnel, you start with the charter up at the top. And then from a legal perspective, the authority then flows downwards. So city code is next and it provides more detail about how the oversight system is structured and how it should operate. But underneath that are administrative rules in administrative rules, for example, we have our human resources, administrative rules, and we have a process of adopting those adopt those administrative rules under current code, either by the chief administrative officer or by City Council under the new framework, the new government administrative rules will be adopted by the city administrator and at the bottom of this sort of rule making authority are policies and procedures. And we often see those currently where you see bureaus and offices adopting the policies and procedures for the day to day operations within it.

So under this proposal before you today, the kbpa will develop their own administrator of rules to recommend for adoption by the city administrator and an end and excuse me and with this we wanted to ensure it allowed for a more nimble process. So there were things, a number of things we removed from the code recommendation from the pack and put it into a document that you all can refer to the board for their consideration for administrative rule. Just thinking it would be more appropriate for them and also granting them the authority and the nimbleness to create this brand new structure that we have never seen before. Next, want to start talking about the powers of the board, and again, this is enshrined in our charter where the powers under the board are delineated as the power to investigate, the power to subpoena the power to compel documents and to issue discipline. And that's up to and including termination. And I am now going to turn it over to Jackson to walk you through the investigative process. Good afternoon, Mayor Wheeler and members of council for the record, my name is Jackson Paul.

Speaker: I serve the city as a policy advisor for Commissioner Mingus Mapps in the areas of transportation and public safety. So this code defines an administrative investigator in the investigations conducted by the EPA as an employment investigation. That is an investigator, yea, Ryan. By an employer into the conduct of an employee for the purposes of determining if there have been any violations as to that employer's rules. This clarification was made in response to concerns raised by the city auditor, who indicated that the language in the PAC's initial draft was too broad in this area and would overlap with the jurisdictions of both the ombudsman's office as well as the elections office. These investigations will be initiated by and conducted by the CPA, which is the office that in part serves as the investigative body for this newly appointed board. And we strongly agree with the

recommendations of the pac as they pertain to the standards. These investigations should be held to this code package here today, states that all investigations must be undertaken in a manner that is ethical in dependent, thorough, timely and impartial. These standards are all in alignment with and even expand on what was passed by the voters. Under our current system, appeals are designed to inject community voices into the investigative process under the current system, crc is deferential to ppb's determination under this new process, community voices have been moved to the forefront of the decision making effort with the assistance of a complaint navigator, the complainant will have the opportunity to review how the allegations have was put forward and whether or not they were sustained or not sustained. Here the complainant is also provided with the opportunity to introduce any information into the investigative process that they feel is pertinent. This will be then shared directly with the board. I will now turn it over to nick from commissioner Gonzalez's office.

Speaker: Thank you. Jackson mayor, commissioners, for the record, I'm nick coffee. I'm a policy advisor in commissioner gonzales office. Continuing with board powers, we maintained from the police accountability commission recommendations that the board has the power to compel evidence, statements and access to all police records and data. For example, body worn cameras from city employees, including ppb. All city employees, including ppb, must answer all questions as completely and truthfully, and failure to do so may result in discipline up to and including termination. This deviates from our existing system where the independent police review is dependent on a police bureau employee to direct other police bureau employees to participate in investigate actions and truthfully and completely answer all questions on pain of discipline. In addition, the investigator will invest negate all uses of deadly force and in-custody deaths, and now will compel covered

employee statements within 48 hours of any use of deadly force or in-custody death. This was previously done by ppb. I will now turn it over to lisa. Thank you.

Speaker: Good afternoon, mayor and commissioners. My name is lisa rogers. I use she her pronouns and I am the deputy attorney in the city attorney's office. Once the investigation is submitted to the kbpa, a panel of the kbpa will review the investigation. This panel will determine if the covered employee engaged in misconduct and either find the allegations sustained and or not sustained. If the allegation is not sustained by the community panel, then the investigation is complete. If the allegation is sustained, the panel proposes discipline based on binding discipline rules ocpa staff. Then issue a letter that notifies the covered employee of the panel's findings and their proposed discipline. After the covered employee has had an opportunity to consider the information in the letter, the panel reconvenes and holds a due process review meeting. This is a chance for the covered employee to provide any additional information action they believe was not previously considered, such as further investigate information or any mitigating information they want to share with the panel. After this, the panel makes a final decision on discipline and the staff send out a final letter imposing that discipline. The proposed code provides for transparent anc in the community led oversight process by requiring the board to hold open public meetings and also adopting the pac's recommendation that the kbpa publish at least annually a written report that shall be presented during a public meeting consistent with state public meetings law. When considering employee discipline. Cba cebpa panels will deliberate in executive session unless a covered employee requests that deliberate action occur in an open session. However, the cba shall make all final decisions regarding employee discipline in an open public meeting until a final decision is made about whether or not to discipline a police officer. The state law on public records

prohibits disclosure of the investigation, except in rare circumstances. Read together these two laws. The public meetings law and the public records law limit the transparency that can occur to the broader public. But this is balanced by the voter approved charter amendments that ensure that a community board is making disciplinary decisions. I will now turn it back to heidi.

Speaker: Thank you, lisa. I'm going to discuss the appeal process. Yes. If the investigator administratively closes the matter. So doesn't perform a full investigation, does an intake and determines that the facts that are alleged by the complainant do not are not a policy violation, then they can administratively close it. We then added in in an appeal to the epa director by including this appeal, we're doing it earlier in the process than the pac's recommendation. And we did this to avoid certain legal issues further, the pac's appeal had a community panel of the cba reviewing the work of another community county panel of the cba, the concern with this is it really presents the likelihood of conflict between panel members and negatively that can negatively impact the cba's ability to act as one succinct body. It also further risks the likelihood of two panels coming to different conclusions, which increases the likelihood of the discipline being overturned in arbitration. So by putting it earlier in the process, we are helping us enforce any disciplinary decisions and uphold those as they are made for investigations that do move forward or upon completion of that investigation. The oca investigator will notify the complainant and they will tell the complainant how they've contextual ized or framed the allegations as and whether they're recommending to the board that the allegations are sustained or not sustained under the proposal before you today. The complainant can provide written input with a and they can have the support of the complaint navigator in in submitting that written input. And that will be part of the entire investigation file that gets sent to the board for the board's

determination, the written input can also include an impact statement if the complainant wishes to provide one. This proposed rule incorporates the process so that the board can hear from the complainant to hear their perspective about how the allegation was contextualized or framed and share whether they agree or disagree with that. It also allows them to provide input on the decision, the recommendation excuse me, by the investigator or to the board of whether to sustain the allegation or not sustain the allegation. And finally, if the if the complainant feels that there were questions that weren't asked during the investigation or if they weren't provided a sufficient opportunity to share what they wanted to share, this is another opportunity for them to include that information in this written input and all of that will be available to the board. So we provided this in lieu of the pac's recommendation for a hearing. Why. First of all, the hearing creates a due process issue which will present significant challenges to the city in upholding this discipline that the board imposes on officers. We want to allow for input at the appropriate time of the process. The decision makers need to understand the investigation. They need to provide due process for the covered employee, and they're required by the charter to make a decision that is prompt, fair, fair and impartial to stand true to these tenets of the charter of prompt, fair and impartial we, and to ensure that the discipline from the board is something we can uphold against a challenge. We removed the hearing record amended by the prc and instead included this written input that I've explained to you today. We think that this is the best way to ensure we meet the voters intent of having a community led board and also providing a disciplinary process that we can uphold later. I'm going to turn it back over to stephanie now.

Speaker: Charter provided the board with the authority to make policy and directive recommendations to the police bureau and City Council.

Speaker: The proposed code before you is identical to the language in the voter approved charter, with one additional requirement that the development of policy recommends actions, procedures or practices will incorporate equity and anti racist lenses consistent with the charter. This code package outlines the process of making and implementing. Board recommends action. Specifically, it requires the chief of police to respond in writing to the board no later than 60 days after a recommendation is made. If a recommendation is rejected or the chief does not respond within 60 days, this code ensures the board can bring its recommendation to City Council for a vote. Finally the code also ensures that the implementation of adopted or imposed recommendations is consistent with bargaining and training requirements in some, this proposed code protects the board's ability to make recommendation actions, and it ensures that it will receive timely responses. Back to heidi.

Speaker: I'm now going to go over the board's duty his and these are incorporated in our charter. What you see on the screen right now is the charter language where the board has the authority to investigate all in-custody deaths and all uses of deadly force, complaints of force resulting in injury, complaints of discrimination, complaints of violation of federal and state constitutional rights and delegates to the board. The authority to investigate other allegations of misconduct as they see fit or as mandated by city code. So how did we enunciate this in code? The proposal before you today actually expands on the charter to include the following. First, for the full board will review all in-custody deaths and all use of deadly force cases. Although the charter language says that all complaints of force resulting in injury shall be heard by the board, we actually expanded that to all complaints of excessive force, not just ones resulting in injury. In addition to other charter requirements. It adds allegations including negligent discharge of a firearm, bias

based policing officers, failure to identify themselves and in order to get allegations as the board deems fit before them, to set up a process so that people know where to go. We included that they will bring a code amendment to council, all which you will be required to do to accept, given the charter language, to add any other type of misconduct allegation that the board deems fit. So the next steps, if council approves the resolution today, the next steps are as follows. For the next 30 days, we have a public feedback period and on the screen you'll see an email address. And for any of you who cannot see it, it is d.o.j. Dash. Com that's c o m e n t. S at Portland, Oregon. Dot gov. So for the next 30 days, that's an opportunity for folks to provide additional feedback on the code recommendations. As we do recognize that there's 28 pages of code language following that will be a period of negotiation with the united states department of justice for the amendments to the settlement agreement that we have between the city and the united states, as well as this code language. Finally we will also comply with any bargaining obligations that may exist if, after all of this, there are no material changes to the amendments as authorized by council, all then we will request a fairness hearing before federal court. Judge simon if, on the other hand, there are material changes and what we end up with is not in a form substantially similar to what is authorized by you today, assuming you do authorize that, then we will return to council for you to consider any of those amendments to the to the code before we would move forward with any court proceeding. If the court approves the amendments, then council will have 21 days to adopt final code amendments and thereafter, under the doj settlement agreement, the city has one year to implement the new code language and for the oversight system to start taking new complaints. This concludes our presentation and we are all available to answer any questions that you may have for us. Thank you. For good.

Speaker: Great colleagues.

Speaker: At this point, do you have any questions that you'd like to ask? I have a couple. Well, first of all, the language sees fit as the board sees fit. How is that different from what currently exists around the disciplinary process? Yes. Or around the policy recommendation process.

Speaker: Do you mean how is it different from what currently exists with with our current our current system system?

Speaker: Correct.

Speaker: Under our current system, we have the police review board. When there's when there's a recommendation to sustain an an allegation that an officer violated a city rule or pbem directive, then there's a police review board that has one community member and four other vote yea members who are who are members of the police bureau except one other member who is a member of the independent police review from there, those recommendations that the police, the police review board makes a recommended vote on whether to sustain or not sustain the allegations and what level of discipline to impose if there is a sustained allegation, then that recommendation goes on to the chief's office and the chief makes the final decision within that. If a complaint aunt opts to appeal to the citizen review committee, they can go through that process and if the citizen review committee agrees with the chief's recommended decision in the case, then the case can meets with the chief's office. If, on the other hand, the citizen review committee recommends a different outcome, they send that recommendation to the chief of police, who makes a decision about whether to make changes or not to make changes is if at the conclusion of that, the crc is not happy with the outcome. They also have the ability to bring it before council for a final decision making authority under this new process. This is the cases that go to the community, the community

board for police accountability. All those cases will go through an entirely community led board. So the members of the board are all community members appointed by council, by City Council, and they will and then their their office staff, the director who they appoint and their staff perform the investigation rather than here, where sometimes independent police review forms and sometimes is internal affairs at ppb perform it. So that's one way it's significantly different. And then another real difference that exists in this in the charter and in the code is proposed is that the final decision about whether to sustain or not sustain the allegation that are made against an officer are done by the community board, a panel of them. We've we've we've we've divided into panels so that they can perform all the work that will be before them.

Speaker: And then in looking in the documents is when you say the resolution authorizes the city attorney to negotiate this in a form substantially similar to exhibit b? What do you mean by that? What are you referencing?

Speaker: That means that the proposed code language that's before you today too is if when we receive the public feedback over the 30 days, there's some idea in there that makes sense. And if it doesn't make a substantial change, if it's still substantially similar to what you've already authorized, then we can just make those minor changes. However, or when we talk to the department of justice or or if we negotiate to the extent we're bargaining with the union, if there's some additional changes that if they are not material changes, then we can make them so long as it remains in basically what you've authorized, then it's fine. But if we're making material changes, things that really change the intent of what you wanted to happen, we will come back to you. That you have to approve that this one in ages is a bit of an old home.

Speaker: Tang so I also had a question about what you described as the public process is it in charter that the final decision must be made in a public setting? Is that is that part of the charter?

Speaker: No, that's actually part of state law.

Speaker: So that currently exists, is that correct or is it because it's a public body?

Speaker: It's because it's a public body and a public body cannot make final decisions in executive session.

Speaker: Okay. So and therefore, the people on this committee, just full disclosure, they will be subject to public disclosure laws as well, correct?

Speaker: That is correct.

Speaker: Okay. And so obviously, training and information is going to be important. I know it rubs some people the wrong way to hear that this process is seems somewhat backward here. Here we are coming to City Council. We're obviously going to have the opportunity for testimony, but then there's 30 days for the public to comment. And I think people are maybe wondering why is this such a fast tracked, truncated process? Could you explain why that is the case?

Speaker: Yes. So under the settlement agreement with the united states, we made changes to it April of 2022. So about a year. And a half ago. And within that, we insure mind the community board for police accountable city, the charter language and set up a process because the doj wants to ensure that we do things in a timely manner. So what they said was, is the police accountability commission had 18 months to come up with a recommendation for the code language once that was received by council, which occurred on September 21st, the council then had 60 days to propose as both amendments to the settlement agreement because currently under the settlement agreement we have independent police review and other things enshrined in there and that will need to change to allow for the

community based community board for police accountability and then also the code amendments. So the council was required under the agreement to bring this forward within 60 days, 60 days ended next Tuesday. Okay. So and we had to file this last Tuesday. So that left us about about six weeks to get something together. And so we took the 96 pages from the police accountability commission and worked hard to condense that. Unfortunately it didn't leave a lot of time for that to be released to the public prior to last week. And therefore, I think there was a real interest among council staff to ensure that we provided some additional opportunity for community feedback. That's the purpose of the 30 day feedback period.

Speaker: Okay. Very, very good. Thank you. That's all my questions. I don't know if anybody else has any questions at this particular juncture. Very good. Okay yea. Rubio go ahead.

Speaker: I have a quick question. So, heidi, can you please discuss how much of the work informed and was integral into the final product that we see today?

Speaker: It was it was essential. We took their great work and used as much of it as we could. And the changes that we made were either one, as I described the charter up here in the code and the administrative rules was some of the things that they had in code we just felt were more appropriate for the board to be able to decide and not have them have to go through the process of amending city code, which is much more involved. So that was one way that we changed it and then the second way was just when there were significant legal issues involved with the recommendation. As I described the hearing and where it would put us in a position where we would either, a, be exceeding likely to violate state law or b or both, it would threaten the our ability to uphold the discipline, the likelihood of an

arbitrator overturning it in those instances was very high. And so we really wanted what the board decides and imposes as discipline on to be upheld.

Speaker: So a lot of those pieces or recommendations are not going away. They're just moving into a different arena to be considered. Yeah we actually have I think about 27 pages of recommendations from the police accountability commission for your consideration to pass on to the board once they're established.

Speaker: And they could look at putting those into administrative rules.

Speaker: Thanks. And I just have one more question. Um, so what was originally recommended was 33 members and now it's 21. Can you talk about how you arrived at that number? Yes we, we obtained 12 years worth of data from both independent police review and from internal affairs at pb on the number of total intakes they had in a year in each year over 12 years.

Speaker: And then the number of cases that were actually opened and the average over that 12 year period was approximately 70 cases per year. We felt like having a three person panel would enable this board to work and work efficiently. And so with 70 cases and three members, if each each panel had ten cases per year that would make seven panels of three. So we just multiplied seven by three and got to 21 members for the full board that way. So each panel will hear approximately ten cases per year per. I think that'll end up being, you know, an estimate of a couple of meetings per month. In addition to that will be the full board meetings where they'll talk about policies and administrative rules and community engagement that we've put into the code and things of that nature that are that are part of the mission of the oversight system.

Speaker: And if for some reason, if there was a need or additional need to expand, would the board have the flexibility to add members at a later date if they determine that's what they needed, they can certainly come back to council and

avenue that can and I think the language we included was not less than 21 members.

Speaker: Great.

Speaker: Thank you so good.

Speaker: Anything else? Colleagues how many folks do we have signed up? Keelan we have 66 people. 66 two minutes each name for the record. Thanks for the presentation. Thank you.

Speaker: First, first up, we have dan andelman. Portland copwatch, followed by philip chachka and mark paris. Portland copwatch.

Speaker: Hello. Mayor and commissioners, I'm dan handelman. I use he him pronouns. I'm speaking today as both a member of Portland copwatch and a former member of the pack. When I walked downtown last Friday on the same day, this watered down inadequate and frankly insulting version of the proposed code for the new oversight board was released. There were workers putting the finishing touches on glass outside pioneer place mall. These were the last windows that had been covered with george floyd graffiti. A fitting metaphor for a city where it appears black lives no longer matter. Someone said the city's proposal is based on what the pack proposed. That's like claiming a pile of pottery shards are based on a vase. Maybe little pieces look like they used to, but it no longer holds water. I do not agree with every decision by the pack, but I will stand by every word of its report which was accepted by consensus among the very different people sitting on the commission. My overall analysis the city attorney's plan guts many of the provisions for transparency, community empowerment and independence. The requirement for the board to get permission from City Council to expand the list of policies in their jurisdiction to investigate is in conflict with the charter. The new draft literally pulled out the word transparency from the pack plan and only uses it to say the

board members must commit to the city's value of transparency. The pack did its homework and realized most hearings will not be public, even though that's one of the best traits of the crc. Our plan used state laws to say officers can opt for an open meeting and they should because most findings go in their favor when they appear at hearings. We also wrote the board can decide when an open hearing is in the public interest and exception to the public records laws to be considered on a case by case basis. Yet the city attorney pulled out that ability to appeal. Hearings are part of a 40 year history. Portland's board, like crc, was limited to hearing appeals. The cac preserved that ability and proposed adding appeals for deadly force cases. Instead of honoring that long time concern, the city attorney pulled that out again. Moreover, the d.o.j. Agreement includes crc appeals and that just because you're dismissing that paragraph, it doesn't remove the city's obligation to follow those rules. As a former member of pack, I joined my colleagues in requesting a public meeting between the city attorney and the former members of the pack to walk through the changes and allow us to offer meaningful feedback to the city. Attorney should then revise the plan before council vote. Thank you.

Speaker: Philip chachka. Hi, my name is joshua.

Speaker: He him pronouns. I'm a member of Portland copwatch and a victim of police brutality. I attended many of the meetings of the pack and an extremely disappointed in the changes to the recommendations. The pack sought the city's input or the cac sought the city's input during their 20 month tenure. If the city waited until after the pack was disbanded to work behind closed doors to hack the recommendations to pieces. There's a 30 day comment period, but like mr. Hanneman already said, the resolution needs to require the city attorney to return to council for you to vote on the revised version, one that looks more like what the pack originally wrote for member for board membership, the city added language

to ban candidates who demonstrate bias for or against law enforcement. This restriction could be used as a to ban any individual who has ever written. I support police on social media or has criticized police misconduct. The pcc already considered the effect of bias. Their plan states, quote, members who are capable of making fair and impartial decisions based on evidence presented to them in an environment where controversy is common. Although colorado had a similar clause similar to the city's edition about board members not having a bias for or against police, that clause led to turmoil and litigation. Boulder eventually changed their charter to remove that section and replace it with very similar wording to what the pack proposed. The city seems to be trying to find ways around the clear intent of the city charter, which is to make sure the police do not continue to review other police. There is a restriction against officers sitting on the board, so the city created the loophole by allowing the police bureau and two police unions to each nominate members to the board. This undermines board independence. The city attorney cut out mention of homeless people on the board as people disproportionately affected by the police they deserve represents an accurate.

Speaker: Go ahead, mark, can you hear me?

Speaker: Yeah, loud and clear.

Speaker: Hello, mayor. Commissioners.

Speaker: My name is mark portis.

Speaker: Use he him pronouns have kids in Portland public schools and I'm a member of Portland copwatch. Before jumping back into specifics, the city attorney you're entrusting to write this code also supported a statement about a man pushed down by police multiple times, causing a broken arm and a \$300,000 police brutality settlement, claiming that the man fell the same city attorney's office okayed the cruel anti-camping ban that's been put on hold because a judge agreed

with the argument that on its face it might violate people's constitutional rights. Back to where mr. Tchotchke left off about board membership. The city is requiring people to go on a police ride along, the charter says, and parks plan supports that members of the board should include. But not exclusively, people who have experience, systemic racism and those who have experienced mental illness, addiction or alcoholism. Such persons are unlikely to want to spend any time at all locked in a police car. We remind you that during covid council lifted the requirement for crc and police review board members to go on ride alongs, and both groups continue to hear cases of alleged misconduct. This provision does not belong in code. It's also not clear why the city attorney wants to cut board size down from 33 members to 21. These members are not being paid as full time employees and as council and many community members know, the budget will be roughly \$12 million. Volunteers will not be able to keep up with the workload and a larger board is needed. Similarly, the city should not cut the size of hearings panels down from five members to three. This takes away the ability to have a diverse panel and requires all three members to be present. The current police review board requires 5 to 7 members with a majority as quorum. Instead of assigning a complaint navigator from the time a person first contacts the new office to file a complaint, the city attorney wants the advocates to be provided no later than when the office agrees to fully investigate their complaint. This ignores, as does most of this proposed code, the point of view of the person who feels that a city of Portland employee armed with many weapons violated their rights. The pac's extensive research didn't turn up any other system in the us that provides a complaint navigator up front. The city has a chance to move forward and evolve our existing system into a cutting edge oversight board that can be replicated throughout the country and stead. This seems like a big step backwards. Listen to the public, have a

new draft written that follows the pack's recommendations more closely and require the city attorney to return with a new draft.

Speaker: Thanks. Next up, we have tim pitts, followed by patrick patterson and kevin gouin.

Speaker: Welcome. Thank you, mayor.

Speaker: And commissioners.

Speaker: I'm tim pitts. I'm a 20 year Portlander and I own a real estate agency in northeast Portland. I am concerned about rising crime and at the same time, I am outraged that we waste millions of dollars on lawsuits against a police force that has been repeatedly accused and found to be guilty of abusing their authority. I think we need an accountable police force to have a safer city. And I applied for the police accountability commission, and all five of you agreed to put me on the commission. The pac held 128 public meetings and 23 community engagement sessions. We wrote 96 pages of city code to structure the new board, which you sliced into 27 men. This was not minor changes that were made and this was not because what we submitted was illegal. In fact, the city paid an outside attorney tens of thousands of dollars to review every word we wrote before it was submitted. And we held a work session with you in may. That ended 30 minutes early because you had so few questions for us. Why didn't you take that chance to guide us? We invited the police commanding officers associate association to our meeting multiple times and they canceled on us last minute. They would not give us 20 minutes to help craft the proposal. And you want them to nominate people to the board? People say that the city of Portland doesn't work right now. And this is a great example of why elected officials ask citizens to spend thousands of hours volunteering and then you ignore our work when we're done. I joined other former members of the pac in asking that you do not vote on this today. I believe other

deadlines have been missed with the settlement agreement and this one could have an extension to I request a public meeting with the city attorney and the former members of the pac so that we can have the opportunity to provide meaningful feedback from our year and a half to two years of work that we did on this matter. The city attorney should then revise the plan before you vote. Thank you. Thank you.

Speaker: Patrick patterson. Kevin glenn. Kevin, you're muted.

Speaker: I'm working on it.

Speaker: There you are. Hi

Speaker: Um, thanks, everybody, for letting me talk. I'm kevin. Gwen. I live in Portland, downtown. Um, they. They seem like. Really? Well, consider third amendments to the to the to the charter and to this particular issue. I urge all of you to use common sense to use the evidence of your eyes and to and to advance these, these amendments and move forward. We need this to be an independent review. And not an advocacy, uh, situation. And I think that you've done great work here and, and again, uh, please continue forward. This is great work. Thank you. Thank you.

Speaker: Angie tomlinson. Hey.

Speaker: Hello. I'm angie tomlinson. Let me. I'm sorry. Thank you. We hear you. Thank you. Sorry, I'm in. Um, I'm angie tomlinson. I've lived in Portland for almost 30 years, raised two children in public schools with many years of pta and community sports. And I'm an environmental scientist, slash engineer. I'm not an activist. I'm a scientist. For the last two years, I've given thousands of hours of my time, of my family's time volunteering for the Portland police accountability commission, made up of the community members, listening to the community and creating a system of community oversight, oversight for the police board. I believe that all the citizens

deserve to feel safe and protected by police. But as judge simon says, you can't have public safety without police accountability. See the edits from City Council and the city attorney to the oversight board proposal removed the transparency community empowerment and independence of the board passing the City Council edited document as is currently, will create more distrust where trust and healing is so desperately needed. And as a former member of the pac, I joined my colleagues in asking that you do not vote on this today. I request a public meeting between city attorney, the city attorney and the former members of the pac to review the changes and allow us to offer meaningful feedback. And the city attorney should then revise the plan. Considering the impact to our community before your vote, thank you for allowing me to give testimony. Thank you.

Speaker: Next up, we have brian orndorff, followed by kristen olsen and jenny york. Welcome mayor.

Speaker: Commissioners. Thank you for your time. I'm brian orndorff. I've lived and worked in the city of Portland for the past 15 years and have had all three of my children go through Portland public schools. The highest duties of government and therefore police are to safeguard freedom, to preserve life and property, to protect the constitutional rights of citizens and maintain respect for the rule of law by proper enforcement thereof, and thereby to preserve the democratic process for our constitutional republic during the heightened emotions of the racial justice movement in Portland surrounding the death of george floyd, jo ann hardesty pushed forward city charter changes to create new police oversight board, even though there were already three police oversight committees that were performing the oversight function. Many have realized that the committee tasked with creating the new oversight board was staffed with quite a few people significantly biased against the police from the committee, the city received 96 pages of proposed city

code changes that would be punitive towards legitimate policing and cause even more hiring and retention problems for ppb. The city attorney has pared down these changes to 27 pages and included such common sense measures as prohibiting board members with a biased against law enforcement, reducing the board from 33 to 21 members, including a nominating committee with police, represents nation and requiring members to receive instruction on the police bureau's training and policies. The ordinance will be appropriate if there were a change in the composition of the oversight to ensure broader representation action. I have asked in September that the council significantly modify the pac's recommendation as they were out of sync with most law abiding, taxpaying Portlanders at minimum, there needs to be significant changes to align with attracting and retaining more police officers based on the revisions. The current draft is more prompt, fair and impartial to ensure accountability for taxpayer dollars and benefit all Portlanders and Portland businesses whose taxes fund our local government. While not perfect, it is better. Let's not let perfect get in the way of better. In my opinion, this is actually one of the best City Councils we've had in my 15 years in Portland, and I applaud all your hard work on this. It would be easy to leave and not have to deal with this. This is setting the stage so that our city can recover. Thank you for your consideration. Thank you.

Speaker: Kristen olson.

Speaker: Thank you, mayor Wheeler and commissioners for hearing our testimony today. I agree with the previous testifier that this is one of the best City Councils that we've had and I appreciate all of the work that you've done. My name is kristen olson. I own a small law firm here downtown. I live in the city of Portland with my young family. I'm actually here today that to ask you, despite your hard work that you send ballot measure 26 to 17 back to the voters, you have the power to do this.

I know that you do, too. And it's not undemocratic to take another vote on this. This city is very different than it was in 2020 as exhibited by the election of René Gonzalez, for example. And most Portlanders are not aware of the gravity of this vote today. There is very little civic education in this city about what this vote today will mean. And about what will happen if City Council passes any version of the pacs recommendations in regard to the d.o.j. They say that we need to have a policy. They're not saying that we need to have this policy. We mayor Wheeler, you nailed it when you asked why we would do this first and then open it up to public comment. There needs to be public comment in regard to this. And I'm not talking about pac meetings, which I attended, which were scheduled many, many times at the last minute. Not well publicized. And we need to have something that is far more publicized than something that is more open to the to the public with some sort of notice, provide decided ahead of time. We rank 48th among the largest 50 cities in the united states in regard to the ratio of police officers to population. If you do not send this ballot measure back to the voters, it will continue to decimate our police force. And I know that you all know that because I know that you have all talked to officers and you've talked to people like aaron schmaltz, who's head of the police union. We know what happens when we do exotic things. We tried that in 2020 and we've seen the results of that. We are at a point where the wait for an emergency response has increased by nearly 200. Police cannot respond to overdoses, let alone homicides. Please send the ballot measure back to the voters. Thank you. Thank you.

Speaker: Jenny York. Okay we'll move on to Carolyn Buppert, followed by Charlie, Michelle, Wesley and Kimiko Matsuda.

Speaker: Thank you for being here.

Speaker: Hello, I'm carolyn buppert. I'm president of the league of women voters of Portland. We have grave concerns about the city attorney's proposed code. We object to taking a vote on the resolution today before the 30 day comment period has ended. The public send a clear message when an approved measure 26 to 70 in Portland does want a community centered oversight system with the independence to do its job free from political or police bureau interference. The city's proposed code undermines that goal. Furthermore, the proposal disregard affects the police accountability commission's careful work and will discourage other community members from participating in city boards and commissions. The league urges you to provide information about the reasoning behind the city's changes to the public, then use the public's comments to draft a code and settlement agreement more reflective of community input, and then vote in mid-December. We expect the d.o.j. Will overlook the 60 day deadline at the city uses the additional time to confer with the public. Here are some specific concerns about the city's proposed code. One the right to appeal non sustained findings in misconduct cases has been eliminated to one third of the nominating committee for board membership will be police. Three the board could no longer hold open hearings when is in when it is in the public's interest. Four when the board takes a public vote on findings and discipline, it cannot describe the nature of the allegations as five. It does not require educating the community on the process and six it limits the types of cases the new oversight agency can accept it in spite of the fact that the city charter gives the board the authority to investigate other complaints as they see fit. Please delay voting until the end of the comment period. Thank you. Thank you, charlie.

Speaker: Michelle. Wesley

Speaker: Yes, I'm charlie. Michelle wesley, tribal member of the confederated tribes of grand ronde, former police accountability commissioner. As a former

member of the pack, I joined my colleagues in asking at the very least that you do not vote on this today. I request a public meeting between the city attorney and the former members of the pack to review the changes and allow us to offer meaningful feedback. The city attorney should then revise the plan before you vote and provide the adulterated copy of the document presented on September 21st, 2023. I say at the very least, because so much more needs to be done to help this city heal. From Portland policing, I'll speak to this myself and also read the words of Dr. Matthew Levine, professor, author and racial justice expert. Today I want to speak in favor of the original document proposed by the proposed and unanimously approved by the police accountability commission. The community members who were chosen to do this work and against the anti-democratic changes of the city attorney and the City Council and astounding number of Portland community members voted for community oversight, not police oversight. Thousands of community members marched in the streets for racial justice. This throughout the process, they engaged with community to center their voices for the City Council and the city attorney to come in now and make changes is to silence and oppress those community voices. Those who share oppressing us are the reactionary voices who will keep Portland unsafe for marginalized communities. If you really want to protect and serve community, then you'll give the community real accountability. As for me, I don't even know what to say anymore. I've said it all from my heart and soul and lived experience. It feels like you simply don't care. And there's nothing I can say now except why is it so hard for you to do the right, just and equitable thing that we have pleaded for over and over and over? What is it going to take? Where is the humanity? Instead, you reject the gift of our voice. You reject that. Our lives matter while we try to get you to see that this decision is life and death for us, for my black indigenous grandson, for targeted

community, loved ones, will police accountability as a matter of life and death? Yes. So at the very least, you all owe us the dignity and respect of keeping in mind at every step in this process that you're making a life and death decisions for this city's marginalized communities, supporting deadly force and police influence. And that is not ethical, but is continuing the attempted genocide for our people. All kimiko matsuda hello.

Speaker: My name is kimiko matsuda. I use she her pronouns as this is the first time I've done anything like this, so I'm a little nervous. So thank you.

Speaker: We're glad you're here. Thank you.

Speaker: Um, I would like to encourage you to advance the work that was presented today. I represent marginalize communities. I was a small business owner in 2020 and 2021, and I found that the impact of safety and support sought from the. To the police was really helpful. I'm now part I had to close my business due to covid challenges and now I'm a part of advocates for downtown Portland. I work in the hospitality industry and food and beverage is such an important part of the city's culture and quite honestly, that food culture right now represents many, many marginalized historically marginalized communities who are able to tell their story of their culture through their food and their celebration of hospitality. They are suffering so much right now in the downtown core guests are worried and afraid to come into downtown. I feel like the response that they're asking for is limited by this conversation that goes back and forth. I believe that what was presented today took a lot of consideration on many sides and many perspectives, and I appreciate the work that had been done so because of those reasons, I hope that you do move forward. Thank you. Thank you.

Speaker: Next up, we have debbie, iona, brittany vanderson and angela todd. Thank you.

Speaker: I'm debbie iona, a former accountant, city commission member. It is extremely disappointing that the city's proposal dismantles key provisions of the tax recommendation. It undermines our efforts to follow the voters will and create a fair community centered oversight system worthy of public trust. Independent legal counsel hired by the city advised us and wrote the draft code. The pack unanimously supported the final product by scheduling a vote at the beginning of the public comment period. I realize you are trying to meet a d.o.j. Deadline, but the city has missed deadlines before without consequence in this case, I expect the d.o.j. Would not object if you took the time to accept public input. I have a long history with police oversight, beginning with service on mayor katz's hire workgroup and regularly attending crc meetings. As if you adopt today's resolution, we will be headed for an oversight system that removes the right of complainants to appeal their cases and substantially reduces transparent and independence, among other problems. The proposal limits the types of cases over which the board has authority and assigns the police bureau to investigate. Courtesy and truthfulness complaints. It places three law enforcement members, two of them from police unions on the nine member nominating committee and takes away administrative rulemaking authority. More details are provided in my written testimony. I joined my pack colleagues in asking that at the very least, you do not vote on this today. I request a public meeting between the city attorney and the former pack members to walk through the changes and allow us to offer meaningful feedback. The city attorney should take public input into consideration and revise the plan before council votes. Thank you very much, brittany anderson.

Speaker: Council members. My name is brittany vander zalm. She her and I'm providing testimony today as a proud and concerned member of our community. I have followed the work of the pack over the past couple of years and read their

proposed plan. I felt their plan made good sense and reflected serious and measured consideration of the need for autonomous oversight of Portland police, something that I and other Portlanders view as necessary to ensure a more fair system of checks and balances, checks and balances are absolutely essential to our American government. From the federal level where we have different branches to counterbalance each other to the local level, where we have latitude to determine how to hold our agencies accountable for their actions. What we as Portlanders have asked for is an accountable city body to investigate and discipline officers accused of misconduct in the spirit of such a body is that it is separate from that which it provides oversight for. That is what the pack created and submitted to you. Your changes completely undermine this. They create real conflicts of interest by having members nominate members of the oversight committee. I repeat this in simple terms pbot will decide who oversees it. This is a conflict of interest. What other provisions you have added are baffling a mandatory police ride along for potential members members who may have had tangible, negative experiences with police experiences. We should hope members would bring to such a body to reflect the many viewpoints we would wish to have. Your changes undo the spirit of the excellent recommendations made by the pack and are not in line with what the overwhelming majority of Portlanders voted for. This work to accomplish. I am vehemently against the proposed changes and request that you restore the recommendations made by the pack in their totality to put forward to the d.o.j. To achieve a functional system of checks and balances. I think. Thank you for your time.

Speaker: Thank you, angela todd.

Speaker: It looks like angela might have dropped off. We'll try to. Angela, are you there.

Speaker: Angela, can you hear us? All right, go.

Speaker: We can circle back.

Speaker: Why don't we move on to evelyn mcpherson?

Speaker: I'm here now.

Speaker: Great. Go ahead, angela.

Speaker: I'm here now. My one thing that wouldn't be called on me. Um, I'm ann todd. I live in mount tabor area, and I provide community reporting online. 150,000 people with pda. Concerns about how the police accountability commission will further impact police in the city of Portland. I want to thank you for some of the amendments that you've made.

Speaker: Angela. I think we lost your connection. Why don't you try calling back and we'll see if we can get a cleaner connection.

Speaker: Okay. Next up, evelyn mcpherson.

Speaker: Welcome. Hi. Sorry. My baby sister. I have impeccable timing. He decided he was hungry. Right now you have that ability. Thank. He's in charge. My name is evelyn. I'm a lifelong resident in Portland, Oregon. I've been. I've spoken here before. I do have concerns with the original pack proposal, but I also have concerns with some of the amendments. And I guess I would ask the same thing that one of the previous speakers asked was, is that we send it back to the voters. I don't think the voters clearly understood what was on the ballot. And I have my own experience with accountability and police issues. I made a complaint when I witnessed something that I felt was disturbing, and I got an immediate call. The next day. I was asked my opinion and what I thought should happen to that police officer, and I felt like there was a fairly thorough investigation done for that officer. That was several years ago. So I know we've had those kinds of things in place before. I do agree that we should have some community input as far as disciplinary

actions against officers, but I think we already have sort of a court of public opinion when it comes to that. There's a lot of opinions about the police in Portland and unfortunately, a lot of them are very negative and it reflects poorly on our city. We have a lot of safety concerns as and as a mother, it's been extremely difficult to trust that my kids are safe riding the max or going to and from work and school. So I think that it should be considered and that there are people that have other points of view other than these people that have run on the pack itself. We didn't vote these people into place. They're volunteering and is admirable as it is to spend your time volunteering and not getting paid for something that you do. It should be considered that there's thousands of Portlanders that want more safety and they actually want more funding for our police force because they can see in other places where there's funding for their police that there's also safety that comes in tandem with that. So I would I would really urge you to consider sending this back to the voters instead of making a decision on it today. I thank you for the opportunity to speak.

Speaker: Thank you for being here. Thank you.

Speaker: Next up, we have meg robinson followed by george bautista. Meg robinson. Welcome. Hello

Speaker: As a citizen of Portland, I'm here to testify in strong support of accountability and as arguably one of the community members most engaged and familiar with the activities of the police accountability commission. I'm here to voice my concerns about the proposal. Up for your consideration today. As you have heard so far and will continue to hear, there are strong opinions about this topic and one of the very frustrating things about sorting through contentious issues is that feelings cannot be rationally litigated. I can't ask City Council to consider my feelings more than any other community members. So I will only present to the

following objective facts. Number one, the ballot measure. 82% of voters supported was not 27 pages long and certainly didn't include the language the police accountability commission originally suggested to adopt number two, the voters who supported it were voting in the election of 2020, long before the consequences of the riots and sudden changes to the police police budget had the chance to play out. I've attended about like. Three quarters of the community engagement events held by pac and they're not representative of Portland at large, just based on anecdotal evidence. And I agree with every other person who has spoken to the need to send this back to the voters. Thank you. Thank you.

Speaker: Next up, we have george battista. Uh, theresa griffin kennedy online. Theresa you're muted.

Speaker: Mute.

Speaker: Can you hear me?

Speaker: Yep. Loud and clear. Welcome

Speaker: Okay, thank you.

Speaker: I'll just read my statement here. The new police accountability commission policies are blatantly anti-police and unfair to the Portland police bureau and its officers in their scope, tone and suggested practices. These unworkable policies would prevent officers from productively and assertively advocating for crime prevention in the city of Portland and for promoting public safety. This accountability commission was created by a small group of anti-police extremists who have drafted unworkable, dangerous and naive policies which will continue to put Portland citizens at risk. Continuing this downward spiral, former commissioner jo ann hardesty led the charge to pass measure two 6 to 17 and 2020. Portland City Council voted to refer the measure to the ballot in the summer of 2020. The issue now is that the year is no longer 2020, but the latter part of 2023.

And we have learned as a nation that the defund the police movement created in the wake of the horrible george floyd murder has failed on a national level. And certainly in the city of Portland, the fbi published a long and well researched report documenting the failure of this anti-police movement. And it is accurate, valid and insightful and available online. Joanne hardesty proved to be an unbalanced, unpredictable person who made many documentable errors in judgment. This included ludicrous claims about engaging in criminal arson when they were not and did not doing their jobs, but rather, quote, eating all day. Instead, she accused police officers of engaging in reprehend able behavior, which she could not support by accusing them of being part of a, quote, rogue military, rogue paramilitary organization, even when they were not when some police officers began to resign looking for work elsewhere, hardesty gloated in a most unseemly manner. This commission would be the death knell to Portland for a variety of reasons, which will undermine public safety for all residents. It asks for outlandish control and power, including an excessive budget. This would include more than 20 paying volunteer board members and their expenses with not one person having a background in police science or law enforcement. The danger of these individuals making huge errors of judgment would be inevitable, with Portland residents paying the price too often unqualified and uneducated individuals become involved in the important work of politics and creating policy. This commission is a terrible idea. It's sole purpose is to tie the hands of Portland police officers and prevent them from protecting citizens from crime. We have all seen what a lack of police presence has done to and within the city of Portland. Portland residents deserve better than the wild, wild west. Thank you. Thank you.

Speaker: Next up, we have james off. Thank kenneth lewis and dr. Leroy haynes, junior.

Speaker: Welcome, James, why don't you go ahead and start for us? Thank you.

Speaker: My name is James Off. Thank you. See his pronouns. And I'm here today representing Portland Forward. Portland Forward is an intergenerational organization focused on the big ideas that will make our city truly work for everyone. As long-time followers of public safety issues, we know that Portlanders want two things. We want both a safe community and an accountable police department. Opponents to accountability would like to argue that accountability reduces safety. What Portlanders know and how they voted is that, in fact, an accountable police department promotes a safer city and we closely followed the work of the Police Accountability Commission over two years and as an organization committed to deep democracy and public engagement, we were very impressed with the process that they followed. We believe the City Council should honor the work of the PAC and the hundreds of people they heard from as they researched and developed their proposal. If Council ignores the efforts of the city's own commissions and the input of community members, it communicates to the people of Portland that you believe that their opinions and experiences don't matter in the creation of policy and they should not bother to be involved. The Council should recognize that Portland's richness has always been in the involvement of her residents. The PAC came up with good and nuanced answers to tricky questions around community complaints about police contact. In contrast, the ham-fisted proposal currently under consideration developed with no community engagement or public input, moves us backwards on police accountability. Here are just a few of the many problems with the impoverished oversight system detailed by the city attorney's office. No longer will community members be able to appeal a decision they believe was incorrectly reached. Instead of adopting national standards of four possible outcomes, this unnecessary truly removes non-punitive findings and

would that would improve the bureau's policies and build community trust. The proposal removes transparency provisions, even those that exist today, and using police bureau members for a full third of the nominating committee strains the credulity that the new oversight system is truly independent. Again, we believe that the city should advance the pacs proposal. And we thank you for your time today. Thanks, james.

Speaker: Kenneth lewis good afternoon.

Speaker: My name is kenneth lewis. I'm an attorney. A mental health rights advocate and a former member of the police accountability commission. Over the past two years, the commission made up of volunteers selected by City Council, met more than 100 times. All open to the public, and with time set aside for public comment and hosted numerous community engagement events, all over Portland. Their proposal was presented to City Council in September. For over the past two months, City Council has drafted their own proposal. While they took no public comment but held no public meetings and made no effort to engage with the actual people of Portland who over whelming mandated these changes in the first place. It shows this new proposal released this week fundamentally rewrites the original ballot measure that was passed and the proposals of the citizen commission in in a way that makes a mockery of the voters intent in calling for an independent police oversight body. It is an insult to the hard work of the volunteer commissioners and to the time and effort of the hundreds of Portlanders who came out and contributed to their work. Perhaps the most alarming change is the decision to have all of the members of the new oversight body nominated by a committee, including three members appointed by the police themselves in two years of public comment, as well as in the work session that we had with this body, no one called for this change. It has not been publicly vetted in any way. Whatever

conversations led to the creation of this new nominating committee, they did not occur in public. And the people of Portland were not included in them. Indeed, if you look at the composition of this nominating committee, it includes only one community member from each City Council district. Each district represent. 160,000. Portlanders will have one vote. The police will have three. This should tell you all everything we need to know about how this city values its citizens. Let me be perfectly clear. This proposal does not represent the work of the police accountability commission. It does not represent the will of the voters of Portland. What it does represent is a fitting capstone to eight years of impotence and cowardice on behalf of our police commissioner and mayor, the fundamental flaw in our current accountability system is its lack of credibility with the people of Portland and bypass this proposal. The City Council will continue and indeed deepen that lack of credibility. When that happens, it will be left to the next City Council to pick up the pieces and start over. Hopefully they will do better by this city. Thank you.

Speaker: And just 111 quick correction for the record. I i actually raised the issue to in the work session that you just referenced around and police or relatives of police. And you'll recall that we had a long conversation around legitimacy. And my concern was the lack of a principle of having people who are actually aware in an intimate level what happens as a police officer. And so I did express that. And I want to be clear, I expressed it on the record. We had a conversation here as a council with members of the pack. You may not have been there, but I just want to be really clear. It was raised a thank you.

Speaker: They voted the way they voted. Thank you.

Speaker: Next up, doctor leroy haynes, junior online. The honorable mayor ted Wheeler.

Speaker: Distinguished members of the Portland City Council. I am the reverend dr. Leroy haynes, junior, the president of the urban ministerial lines over 75 years of service to this city of Portland and chairperson of the abana ministerial line coalition for justice and police reform. Since 2003 with the kindred james case, I want to officially note that the ama coalition and since 2003 was the first to call for an indian pendant oversight board because of the many unjustifiable ssues that have taken place in the black population. The heart of the struggle of the last 20 years, over 20 years of struggle, calling for an independent oversight committee of reform of the Portland police bureau and the heart of this is police accountability. This is what the citizens of Portland voted for in the referendum establish passing of an old police oversight board. We would like to thank the police accountability commission and committed to years of work on this proposal. The coalition is concerned with some of the changes proposed by the city attorney office. We believe that some of the oversight code amendments by the city attorney proposal dilute the police oversight charter, which 82% of the voters voted with a good sense and to name a few, the makeup of the select committee and 35 be zero and one be two. The other is the issue of the language. This and the third one is the issues of powers and duties. The proposed change recommends remove the four findings to sustainable city and non sustainability. We believe that we must create an oversight committee that has power and authority. Thank you very much.

Speaker: Thank you, sir. I appreciate your being here. Next up, we have sam hussaini followed by loretta guzman and catherine mcdowell.

Speaker: Greetings, everybody.

Speaker: Can you hear me?

Speaker: Loud and clear. Appreciate it. Um, yes.

Speaker: Seema husseini, pacific northwest justice group. He him his, um. Just just. I'd like to highlight that the proposed changes pretty much ignores two years of work community's tireless investment, constant input and feedback. Also, let's highlight that there's been minimal, if not zero presence in feedback in all our public meetings from almost all presenters on your panels, naysayers and City Council staff minus city attorney heidi brown. Um, when I spoke to you guys last time we presented this, um, you know, I let you guys know that this is supposed to be a win for you. Um, for us, uh, for, for the city of Portland. Um, but, you know, apparently there's people are flustered. Over 82% of Portland voting, um, being something credible. Um, 82% is an astounding number. Uh, you'd hope that any of your initiatives pass by that and not be second guessed. Um and to suggest that it is flawed and an emotional response to george floyd is the excuse of corruption, privilege and at its core is racism. Um, democracy works by the vote, not by her white tears hurt white tears is a lifeblood of police brutality. That's something for a city that's been under d.o.j. Lawsuit over its police brutality for over ten years. It's great when policing works well for white people. The system needs to make it equitable. This shouldn't be about undoing a black woman's legacy. And finally, you know, I dedicate my testimony to the memories of two good friends, chanel thomas and sean jacobson, between their advocacy and violence reduction and victims advocacy. They joined cog and within the last six months, as recent as last week at the ages of 40 and 30, their no longer with us in our dedication. We stress over this work and overlook our health and they gave their lives for this work and for the many of you that sit in privilege and scoff at this and dilute this work, shame on you.

Speaker: Thank glisan.

Speaker: Welcome. Hi. My name is Loretta. I'm a small business owner here in the city of Portland and I just want to say I thank you guys for reviewing this report that the PAC had put together recently. Like I said, I was never invited to any of these hearings that they had or whatever they were. I would have liked to have had to put my input on some of this stuff. But I wasn't able to. Our constitution was framed in 1857, in 1859, Oregon went into the union, as it states in the Oregon constitution, laws embody the rules. We have a right to peace, safety and happiness. Public safety is a fundamental right. The state and local government have a constitutional duty to protect us. Currently, we are missing public safety and public health. Just look around us. We know what it's like to live without enforcement. There are no standards for bad behavior for being a law-abiding citizen. We deserve the right to life, liberty and pursuit of happiness. Currently our PPB has had some serious, tough years and have not been able to do their jobs for we the people. Our justice system has deteriorated and there are no standards of consequences for bad behavior or crime. People need to be able to reduce crime, help to preserve life, protect the community. We, the people allow PPB to get the proper training so they can be in compliance with the settlement agreement instead of constantly finding fault to the point that they are not in compliance and cannot get the proper training. This should be a two-way street. The one way has come to a dead end and too many deaths are at the end of it. Stop demonizing our PPB and allow them to start serving. We the people. This is harmful to all of our health, both mental and physical. Our city is in a state of emergency with no accountability or standards for bad behavior or crime. Asking for equal and fair justice for all. So who are we going to call when this is, you know, when we need help? Ghostbusters thank you. Thank you.

Speaker: Catherine McDowell.

Speaker: Good afternoon, mayor and commissioners. Thank you for hearing my testimony today. I'm Catherine McDowell and I use she/her pronouns. I own a small business in downtown Portland and I was appointed to the PAC in that capacity after Tyree Nichols's death at the hands of police in January of 2023. This council issued a unified public statement that police accountability is critical to the, quote, prompt sense of safety for all Oregonians with the goal of supporting safety for all community members. I work with my colleagues for almost two years to design the most robust police accountability system possible. One informed by best practices across the nation and local community input. We handed off our work to the city in good faith, assuming that our shared commitment to public safety, fidelity. To measure 26 to 17 and to listening to community feedback would result in adoption of our proposed code revisions. Unless there were clear and compelling reasons to revise or reject them. Unfortunately, without explanation or feedback to the PAC, the city has removed many significant and important code recommendations and added new and problematic provisions. The condensed result is a much less robust system of accountability than what we recommended, which is a negative development for public safety in the city of Portland. The explanation we heard today legal concerns and code issues does not square with the nature of the changes made and the fact that our recommendations were carefully reviewed by counsel retained for us by the city attorney's office. As I joined my colleagues on the PAC and asking you to table the proposal for today, we request a public meeting between the city attorney and former members of the PAC as well as other members of the public to review the changes and allow us to offer meaningful feedback. The city should then revise the plan before it moves forward with negotiations with the DOJ. Thank you.

Speaker: Thank you.

Speaker: Next up, we have jay amaechi followed by reid parham and sandy chung. Welcome. All right.

Speaker: Well, as a member of the pac, I'm here to express my profound disappointment with the recent changes regarding our recommendations. This testimony is not just an expression of disagreement, but a plea to preserve the integrity of our civic process. As the psc appointed by the city and representatives of our cities, our communities will was tasked with devising this civilian review process to ensure pb are accountable to their own standards of conduct. However, the city attorney's recent amendments significantly altered these recommendations without consulting either. The commission members or the Portland community at large. This unilateral approach is not only a travesty but also a blatant disregard for democratic principles. One of my core concerns is the proposal to include three police bureau representatives on the committee responsible for selecting members of the community police oversight board. This move starkly contradicts the essence of an independent civilian review board, as mandated by the ordinance passed by an overwhelming 82% of Portland voters. The community's desire for a clear demarcation between the police bureau and the oversight board is evident in any attempt to blur. This line should be rejected outright. Right? Furthermore, the city attorney's rewrite of the complaint navigator rule undermines the commission's intent to offer immediate support to individuals filing complaints of police misconduct. This delay in assigning navigators will discourage individuals from pursuing complaints, thereby eroding public trust in the city's commitment to upholding their rights. Equally concerning is the removal of the right to appeal complaint, complaint decisions a fundamental aspect of our previous oversight system. Since 1982. Additional the inclusion of a vague prohibition against anti-police bias is troubling since such ambitious terms are open to misinterpretation

and could be used politically to sideline voices that advocate for accountability. And in fact, I think this is the intent. There are those here on this council who seem not to care about the principles of justice or democracy, who are more concerned with listening to big money donors and suburban reactionaries and if you look throughout time, these types, the types that demand a return to the status quo who cry, we've gone too far in the face of any progress, are never vindicated by history. It becomes clear over time that they stood on the wrong side of it, to the embarrassment of their descendants. So if you can't be swayed by your own conscience into doing the right thing, at least consider the impact of these decisions on your legacy as elected representatives, your actions can leave an indelible mark on how history remembers you gutting these vital recommendations will not only be seen as a betrayal of public trust, but also as a stain on your political careers. It will signal to reasonably minded people that you have disregard for the principles of accountability and transparency that you were elected to uphold and. Reaffirm

Speaker: Good afternoon. My name is Reid Parham.

Speaker: I'm a software engineer who has lived and worked in the city core for 15 years. I'm here today because I could predict what you would hear over and over from people who look just like me.

Speaker: Portland's is unsafe.

Speaker: Portland needs more police. The PAC's proposal is anti-police liberalism. But no. What I want to ask is whose safety concerns us for white business owners, for my white collar peers who work downtown in what our community knows through data history and lived experience is that Portland has never felt safe to people of color. When white people started to notice us, care and join in these protests, we saw violence at the hands of police too, right when we saw it for ourselves, we spoke at the ballot box and now here we are again, listening to a lot

of white people, listening to how the tides have turned, how the moment was 2020, and how what we need to feel more safe is more police who have more power in their own accountability. So who should we believe now?

Speaker: The 20 volunteers appointed by the council itself, the voters of 2020, or my fellow white people telling you that our feelings have changed?

Speaker: I participated in those protests. I have the scars. I know the taste of tear gas, just like you. Ted and I Marched with you all arm in arm. I saw police overreach just like you did anti police sentiment will not be solved with community ride-alongs institutional problems cannot be solved by one good cop. In 2017, I was victim to a violent home invasion. The officer who quickly arrived was kind, listened and believed me. I felt safe and reassured in a deeply unsettling event. Both of those examples of my experiences with law enforcement can and do exist for me simultaneously.

Speaker: So today I ask that you councilors also hold two truths at the same time.

Speaker: There is a need for safety in our city and police should be held accountable to the community. Public trust will be earned back with transparency, policy change and meaningful public oversight. I'm confident that the pac put more than a good faith effort to build their proposals on those principles. Please use your power to honor the community, not to further cower to the institutional power of people who look like me. Thank you. Yeah

Speaker: Sandy chung. Welcome

Speaker: Good afternoon, mayor. Commissioners my name is sandy chung. My pronouns are she and her. I'm the executive director of the aclu of Oregon. The aclu of Oregon is a non profit nonpartizan organization, dedicated to defending and advancing civil liberties and civil rights. The Portland police has a long and continuing history of intimidating, harassing, harming and killing black and brown

people. Portland police have killed black and brown people with sleep or chokeholds by shooting them in the back. And while they were on their knees with their arms raised, Portland police have harassed black restaurant owners with dead possums and been part of harassing them by arresting them. Many of these situations recently, Portland police continue to disproportionately target black and brown drivers, even after being put on notice about this multiple times. People of color, low income, houseless and disabled communities bear the weight of police misconduct and violence. It is important that the city of Portland remember and act on this history and continuing reality. We can't achieve a safe, thriving Portland if we don't change this reality. If we don't create true accountability for police. The police accountability commission spent almost two years putting together its recommendations, aiming to ensure that the spirit, intent and purpose of measure 26, 217 and the will voters was honored. The city attorney's proposals deviate from the commission's recommendations in ways that undermine the effectiveness of community police accountability board. The deviates create dangerous conflicts of interest on the nominating committee. Create a potential bias for excluding people with directly relevant lived and work experiences from board service and undermines the transparency of the board's processes and decisions. These concerns are set out in more detail in written testimony that I've submitted to you today. The state of Oregon requests that you ask the city attorney to go back and work with the police accountability commission to identify and resolve the detrimental deviations from their recommendations. As and we're happy to provide technical assistance, but they're actually has to be time for meaningful input and dialog. Please act consistent with the democratic principles and value of trusting and honoring the will of the voters. Thank you. Thank you.

Speaker: Next up, we have tiana tozer online. Tiana, you're muted.

Speaker: Can you hear me?

Speaker: Yep. You sound great.

Speaker: I'm sorry. Can you hear me?

Speaker: Yes, loud and clear.

Speaker: Hi. I'm in an airport, so my apologies, but I thought it was important to be here today. My name is tiana tozer and I'm here today as a private citizen. A victim of violent crime, and is a member of an overpoliced minority as identified by the police. Accountability commission. I'm here to testify against the police punishment commission, which would be a better name for what the final report outlined, creating a biased, accountable city commission that has no oversight or accountability and costs 5% of the police budget. 13 million is simply a thinly veiled attempt to further decrease the police presence in Portland. Now I'm going to speak some hard truths. 5.8% of Portlanders are black. Since hardesty's defund the police movement. Willamette week in August 2021 report that black Portlanders are killed at 12 times the rate of white Portlanders. If the pack passes as is, that number will increase. Is that our goal? What are we going for here? Killing black Portlanders? Portlanders at 20 times the rate of white Portlanders. Truly great leaders are not afraid to take a step back from policies that start out with good intentions and lose their way. I have served in iraq and sudan, and I have seen corruption and policies that serve the few rather than the many. But this commission report is one of the most biased things I have ever seen.

Speaker: Ignored.

Speaker: Shame on the people who came up with these biased recommendations and shame on us if we let it stand. And if this passes, the most vile criminal will be afforded more rights than members of the Portland police bureau. You might as well set up a guillotine in Portland courthouse square. You cannot solve social

problems based on false narratives. The Oregonian reported that since 2003, 28% of Portland police shootings were black people. However, 50% of Portland police shootings were people with mental illness, people with disabilities, my people. And that is a different problem than people are shooting black people. The riots and violence that Portlanders endured for 180 days and nights were based on a false narrative, and this solution for police accountability is based on a false narrative. It is time for Portland to face the truth and to own its truth. I urge you not just to vote no, but to throw out this farce and accountability and start over. That would be the democratic thing to do. And I beg you to do this. For 99.9% of Portlanders who just want to live, you cannot fight injustice with injustice. Throw it out, throw it all out and start over by appointing an unbiased committee. Thank you so much for your time and I apologize for the background noise. Have a great evening.

Speaker: Have a safe flight.

Speaker: Next up, we have amy. Would be followed by jason kafoury and mary caraway. Welcome.

Speaker: Good afternoon.

Speaker: My name is amy wood.

Speaker: While I thank you for the amendments that you've made to this proposal so far, I do want to ask you to consider sending it back to the voters.

Speaker: Portland is priorities and needs are vastly different today than when this measure was voted on. Measure to 17 would not pass today. We are a city in crisis and we face a police staffing crisis that's impacting public safety like never before. In Portland today, 911 calls can take more than a minute to answer due to the high volume of people in need, we struggle to recruit new officers hours, and I believe we're finally breaking the mid 800 level. But we really need 1200 or more for a city our size as average police response time, I believe, is around 22 minutes. And that's

if we're even staffed to send a police officer on some calls. No one can even go out and respond. And we have no sobering centers and are experiencing at full speed the impact of measure 110 and its impact on our on our police resources. Worst yet, we've had 63 homicides. So far this year. And alarmingly high number compared to our ten year average. Portland's priorities have changed. Our city has changed. We still value police accountability, but we also value police the anti-police bias built into the core of this proposal will undermine our ability to recruit and retain good officers. It will undermine our ability as a city to recover and thrive. We deserve a safe city, and to accomplish that, we need a healthy police force. Thank you. Thank you.

Speaker: Jason kafoury.

Speaker: Jason kafoury, attorney.

Speaker: Kafoury mcdougall. Our law firm has handled some of the largest verdicts in the last few decades of Portland police excessive force. We recently had a verdict last week with the city of salem, the city of salem offered \$12,001 for a case where an officer grabbed a citizen, a hispanic man's shoulder and wrenched it, twisted it. He had surgery, and the jury yesterday in federal court here in Portland awarded \$3.15 million. And in that case, that officer had 20 uses of forces within a seven month period. And for this use of force where my client wasn't even arrested and they just drove off, guess what happened? A supervisor signed off on the use of force within 18 minutes and there has never been an investigation of that officer, period. 26 to 17. I was part of the team that passed this. It is the way we structured it the best. We are going to have the best independent citizen review board with the most power, the most budget and the most ability to discipline officers in the entire country. It just is. And there are folks for pack worked for years, years to put this proposal together and for the city attorneys and City Council to just come in and

say, well, we're going to make all these changes and not sit down with pack and work through those and see if you can reach some resolution on those. It is not a decision that meets the rational smell test. There are many, many great police officers, but there are a few bad officers that do use of force over and over and over again. And if we don't find a way for true citizen independent review that has the power to discipline and the power to compel testimony and the budget to do real investigate options, then we're not going to do what the will of the voters 82% wanted. And so I urge City Council, don't rush this through. Take a moment, meet with the pack folks and try to work through some of these differences, because I don't think some of the differences are that large. But I think it's important we get this one right. Thanks. Thank you, mayor mary caraway.

Speaker: Aubrey havner. Dan lee. Jamie aller. Jose cienfuegos.

Speaker: Good afternoon, mayor. Commissioners welcome. Thank you very much for letting me talk today. My name is jose cienfuegos. I am a lawyer for over 20 years. I have two children. I attend Portland public schools. I'm here to represent a revitalize Portland coalition. We are a collective voice of Portland commercial real estate focused on providing feedback and advising public officials on issues of public safety, homelessness, livability and economic vitality. We are made up of over 24 companies, and we have 8000 members that all have a real true and honest interest in what happens in Portland and its citizens. More importantly today, how they are policed. About me, I was a and started my career legal career as a public defender in Washington county, as a public defender here in Multnomah County. I did public defense for several years. I was a I'd like to think, a great advocate for those people that were treated not in the most fair ways and I made sure that they got the most justice as they possibly could, including peoples of color and lgbtq members. I was also hired on by the Multnomah County district

attorney's office, and I worked there and I had a successful career representing victims and the state of Oregon and the community of Portland on both sides of that criminal justice coin. I've seen professional, responsible officers that cared about their job, what they did, and the community that they served. They did excellent work. They treated people with kindness and respect, and I found those to be the majority of the officers in the Portland police bureau. And I worked closely with them and the sheriff's department. But I also saw and witness misconduct. Now now, I think what we all see here in the comments that I heard with many people that are all very interested and have very important ideas, is that we all want a Portland police bureau that's made up of responsible and professional members that serve the community that we all exist in. I think a police accountability is important, but most importantly, it's needed. No question. It absolutely is. It should be fair, unbiased, and it should work with Portland police bureau when possible to ensure that Portland police officers are held accountable for their misconduct investigation should be fair, timely, and allowed to be done without undue influence. Discipline, if necessary, should be fair proportional to the misconduct found. And I think the current and most recent proposal amendments, I believe, address these goals in turn. More importantly, we have a staffing problem. We need to attract police officers and retain police officers that we want doing the job and doing it correctly here in police and treating people with color and in fact, all people in Portland with respect that they're due. But yes, accountability needs to happen. Our group supports going forward with the amended language. I thank you for your time today and I appreciate all the work with all the people that had to do a very hard job of coming up with that plan as a lawyer. I see it. Thank you. Thank you.

Speaker: Next up, we have richard perkins, followed by terrance hayes and richard cheverton.

Speaker: Good afternoon, Keelan dewey. In a minute or two, do we need to take a brief break? Sure. Okay. Why don't we go through these three and then we'll just take a quick like a five minute break? Okay, great.

Speaker: Good evening. I'm dick perkins. Ex-heroin addict and ex-con. The murder of george floyd was an awakening for many of us. A lot of compassion and anger was generated in the nine minutes it took george floyd to succumb the. Unashamed public passed the pack referenda overwhelmingly to provide better police oversight. Following george floyd's death. I voted for it knowing we needed to change methods of policing. Then we spent pandemic time watching. Protests turned to riots and black clad, anonymous activists take to the streets for protesters dehumanized the cops with slogans like all cops are bastards and death. The cops they did to the cops. What they accused the cops of doing to them. Now we can accept that we need more police, not fewer. We badly need them to be effective in keeping the community safe from gun violence. The manufac nature and distribution of the meth and fentanyl that is killing people on the streets disproportionately. People of color. We need to protect marginalized, marginalized groups living on the streets from violence. We need to treat illnesses like psychosis and addiction without resorting to incarceration. But we also know there are some very dangerous people living on our streets who need to be in jail. It is not safe for anyone today. I support the approval. All that of your proposal, all the changes in in the pack. Let's hope the result is a safer community and better integration of police into the community and less need for them because we find values we can share and not dehumanize each other. Thank you.

Speaker: Thank you.

Speaker: Next up, terrance hayes.

Speaker: Welcome, mr. Hayes.

Speaker: Thanks, mayor. How y'all doing?

Speaker: City commissioners? My name is terrance hayes. I am a community member. First, I have a cousin who was murdered by a Portland police officer, quintus hayes, which I heard multiple people make reference to. I am also the chair of the cog, which is a community oversight group for the focus intervention team. I really struggle today with the extremities of opinions, especially when they seem to insist that they represent the total opinion of the black community, which historically people seem to do in this city. They seem to steal the voice and narrative of the black community and speak of it as if they are the authority and at times black community members do the same thing. I really struggle with that because our community is full with a lot of people, with a lot of different opinions about things. And so I really wish that people would be careful not to leverage key words and terminologies in order to prove their point. I strongly disagree that that this thing needs to go back to voters. We need something to hold officers accountable when they do wrong. And I also strongly disagree of any narrative that insists that the pac had the ability to create something perfect, simply because they were picked out by the same commission commissioners that they are now going at full force today. I think that the truth is, is that somewhere in the middle, the community remains safe and grows to be safe, which most people are talking about, safety as if we're not becoming better. And police officers do not. Let me repeat this. Police officers having accountability has nothing to do with the community being safe. I don't think police officers who even disagree with the pac would think that that was a good excuse not to protect the community safety. Those things are two different things. And at some point we have to end it. I'll close

on this. We need something now. And anything that prolongs this thing for months and years does not represent the best interests of the marginalized community that I speak for or in the best interest of holding police accountable. All the extremities of these voices need to stop ruling and reigning over this city. And we need to meet somewhere in the middle so that we can move forward in our community, can be safe. Our officers continue, can grow, grow and be better versions of themselves and don't bring new sets of harms to the community. Thank you. Thank you.

Speaker: Next up, richard cheverton.

Speaker: And is this is this the last of the last one?

Speaker: Okay, very good.

Speaker: Welcome, richard.

Speaker: Richard, you're muted. And we'll take a five minute break, if that's okay.

Speaker: Okay. I'm unmuted. Um I'm the author, a writer of the substack Portland dissent. Um I have a few questions for you. You don't have to answer right now, but if this City Council is going to fill 21 seats, maybe 33 seats on this committee, how are you going to divvy that up? And is that going to be a public process? Yes. Or will you simply dump those names on us, as in the case of the charter commission? Can they just seem to pop up out of nowhere looking forward, you guys are all lame ducks and very soon we're going to have 12 people on one City Council. How are they going to manage this institution? Which of you who show me a show of hands here? Which of you is going to appoint a felon to this August body? Um which of you actually maybe put your hand up will be pointing dan handelman to this committee? Um where where will the balance between sanity and hatred of cops be struck? Um, who is willing to put a hundred bucks on the table ? All that this will actually survive some degree of constitutional scrutiny. Most of all amendment

number 14. And finally, how do you expect you're going to find a new chief of police if you are asking them to take the job on the basis of this kind of ongoing look over his shoulder? Um, I should be interested in your answers. Thank you for your for your time.

Speaker: Thank you, richard. So we'll take a five minute recess at this point. It is currently about 410. We'll reconvene at 415. We're in recess. Keelan will let you go ahead and continue to do the good work you're doing.

Speaker: Thank you, mayor. Next up, we have patrick patterson online.

Speaker: Welcome, patrick.

Speaker: All right. Thank you.

Speaker: Let me start my video here.

Speaker: All right. So I'm here today. My name is patrick patterson. For the record, um, as the fourth generation black Oregonian, I'd like to express my support and encouragement for the council's modification to the proposal. As you are all able to see. It was clear the park was not balanced and contained many anti individuals. Nils. This has resulted in an unbalanced view as well as recommendation. This is the last thing Portland needs with its existing troubles in recruiting new officers and retaining its existing ones. The Portland voters voted for accountability and change not by an erosion of public safety. I appreciate this council seeing through the proposed ruse put forth by the pac and taking the necessary steps to correct it. Keep up the good work and please carry on with your proposed modifications. Thank you. Thank you.

Speaker: She's treating it that way.

Speaker: Okay. Uh next up, we have marsha gulick followed by reverend dr. W, mark knutson, and babs vanilli. Is marsha gulick here? Nope. Okay, let's.

Speaker: Okay, thanks. Um, see?

Speaker: Okay. And then we have reverend dr. W mark knutson. Reverend, you're muted. There you go. There we go.

Speaker: Okay.

Speaker: Thank you. Um, for the record, reverend, dr. Mark knutson, senior pastor, Augustana lutheran church, Portland, a founding member of the steering committee of the albina alliance for justice reform.

Speaker: Um, and part of the campaign team that worked tirelessly with a short time span to pass. 26 to 17.

Speaker: 82% of Portlanders voted for that. For many of us in this council chamber today, whether virtually in person, this is not a new issue for many, many years we've worked on changing policing in America to mayor Wheeler and members of the council, thank you for your servant leadership. We keep elected leaders in our prayers. They'll make the right decisions. You as well. But we today we want to particularly say thank you once again to the members of the police. Accountability commission and the work they did, 140 meetings over two years and then presenting a document that had really d kairos moment change in it too, could transform or begin the transformation of ways of what needs to take place in policing scripturally. We say let justice roll down like waters and righteousness like an ever flowing stream that talks about change that is real. And in America, we know the institution of policing. The culture must change. But you don't do that without accountability, and you don't do that with the transformation of who make up our peace keeping forces. Wish they would become 21st century peacekeeping groups, not even forces, but members of our community. And so the work that's been done is vital to change it the way it's being changed. I must object to it and say, we call for you to go back to work with the police county commission and look at this. We've been in federal court now with dr. Haynes taking the lead, dr. Bethel,

myself and others walking alongside, and our lawyers with the city, the department of justice, because has been a friend of the court, enhanced amicus status. And this has been 12 years, but have to go back and say, aaron campbell, he notice kendra james and the list goes on. So in America today, it's not just small steps or change. We need to talk about transform the way we do political community policing, peace keeping. And this is an important step along the way. So if nothing, let's go back to the table with the police accountability commission and talk. But don't move forward with the proposals from today. Thank you so much to all of you and all who are bringing. Let's weave this community to be the beloved community. Dr. King encouraged us to do lessons. Thank you. Thank you, babs.

Speaker: Finale.

Speaker: Hi there. I've testified before and gotten feedback that it was difficult to hear me, so I'm checking now.

Speaker: Sounds better.

Speaker: Thank you.

Speaker: Thank you. Okay I'm still babs vanelli, 75 year old lifelong Portland resident. And have to remind you once again that we seniors vote now, in the last hour, I've changed my testimony. Um I did follow the police accountability commission attended numerous meetings and supported. 110. There our final report today, my tally and maybe I think I'm right, there's been at least ten people from the police account accountability commission that have testified. All that's on record. And I support, again, 110% everything those people have said. I recognize several of them from watching them. Um all those months. The main thing I will emphasize, and this was said by several of them, they're requesting a public meeting with the city attorney and former members of the police accountability commission. I could go on about all the other things and just say ditto, ditto, ditto.

But for right now, I will leave it at that. Please give these folks a chance to meet with you. Give us Portlanders a chance to advise you and to help you make the best possible decision for our beloved city. Thank you.

Speaker: Thank you.

Speaker: Next up, we have tim larsen.

Speaker: Welcome, tim. Good afternoon. Thanks for your patience.

Speaker: Sorry. It's clear we have two basic types of testimony.

Speaker: This afternoon. The first is from highly motivated citizens groups which want complete control over the Portland police bureau. They can frequently be identified by their emotional speech, their frequent discourtesy to yourselves in the audience, and their unwillingness to listen to others with differing opinions. The second group is made up of citizens who are more likely to present facts and data to bolster their argument. It's the department of this second group is demonstrable cooperative with moderated voices, respectful of both yourselves, sitting on our council and of all the people in these hearings, I ask that you consider several important facts before making this difficult decision regarding the implementation of this agenda item or making an equally difficult, difficult decision to make changes necessary to ensure that all members of our community will be safer in the future. The cost of operating the citizens oversight committee has been estimated to be \$12 million annually, but the true number cannot be determined due to the many variables involved, including in priests. Increased costly participation by the Portland police bureau and what will we be getting for this huge new outlay of tax money? Will we somehow have a miraculous change of policy based on empirical information that the numerous other Portland boards committees and study groups have somehow overlooked for the past 20 years? I think not. And I consider myself to be in good company on this a comprehensive

2018 report on existing police accountability commissions published by the federal department of justice found no empirical evidence that civilian oversight boards and committees have decreased police misconduct, nor have they reduced friction between police departments and their communities. So basically, whatever we do, it's not going to have any any more results than than 100 police activity oversight boards that already exist. The prudent thing to do today is not to accept the recommendations as presented, but to soberly accept the fact that in spite of the good intentions of this commission, we cannot allow their recommendations to place us all further in harm's way. Thank you. Thank you.

Speaker: Next up, we have faith aiken, followed by john pearson and meredith mather. Yes dr. Noon, my. Name is faith aiken.

Speaker: You've seen me here numerous times in my role on the pac. I can tell you're tired and you're tired of hearing how hard we worked. But it's a necessary part of my testimony for the better part of two years. I gave my evenings to this work when there was an opportunity to volunteer. I did. I made spreadsheets, I made timelines. I made graphics, wrote recommendations and edited documents. I was committed to making our language clear, concise and as accessible as possible. While I don't recount this for thanks, but to emphasize the commitment that I and my colleagues made to this work, you have thanked us at our quarterly reports, at our work session or when you came to one of our public meetings, you shared your appreciation. You approved our final report unanimously as we scrambled to the finish line. The city attorney, your staff or you yourself had every opportune city to engage with us, every every single meeting is available for the public to view and give public comment. If one was to question why we made a decision, it's answerable in the hours of our youtube meetings. If one was to share concern of anti-police bias, there was time. Yet here we are with a watered down version of

what we prepared for you. What we presented was thorough, informed, within scope and consistent with what the voters asked us to do. What you handed back is rushed, feckless and spits in the face of people who have experienced violence at the hands of police. It's clear that you're comfortable in the trade off. You're making politics. Campaign donations as a change in public will at the cost of community input. Our work at the cost of black lives? Maybe my colleagues are not as fed up as I am, but when my friends and my community come to me to ask if volunteering for the city was worth it, I can tell them absolutely not. And that's a shame for you, because I'm your key demographic middle class, college educated and civically engaged and just like me, are other folks of color who will not participate in these committees. One trust continues to be broken over and over and over. I'll close with the same shared request as my colleagues. A public meeting between the city attorney and the former members of the pac to have meaningful dialog towards a revised plan before council votes. Thank you.

Speaker: John pearson. Meredith mathis.

Speaker: Hi, my name is meredith mathis. I'm testifying on behalf of the mental health alliance amicus to the doj settlement agreement, opposes several proposed changes that undermine the goals of both the settlement agreement and the voters will to hold the police accountable for misconduct.

Speaker: Two of the things I'm just going to talk about were actually mentioned in the beginning. So we are going to oppose having the prominent police presence on the appointment committee.

Speaker: It sounds like there was an amendment to change that.

Speaker: So if that amendment removes such a prominent police presence on the appointment committee, then we would support it. And then also opposes allowing for cause removal on the basis of bias against the police. It sounds like that is also

being considered if it can't be removed because of language in the settlement agreement, then recommends at least providing objective criteria for making a determination of bias that directly relates to the functioning of the board and then opposes the requirement that members participate in the police ride along this requirement could place an unnecessary burden on community members. Most impacted by police misconduct, which would include people with mental illness or trauma disorders. And it would be inappropriate to create such a barrier to participation that would exclude otherwise qualified individuals. Um, and yeah, for brevity, it's been a long day, so i'll end it there. Thanks. Thank you.

Speaker: Next up, we have sophia, glenn. Sophia.

Speaker: Um, I'd like to address mayor Wheeler. Commissioner Ryan. Commissioner Rubio, commissioner Mapps and commissioner gonzales. My name is sophia glenn. Dr. Sophia glenn. I have a phd in economics.

Speaker: I was as part of the police accountability commission.

Speaker: I am also a member of the pacific northwest family circle, which is a group of individuals who have lost loved ones to police violence.

Speaker: I'm coming today. To ask to plea with you all to reconsider our what you've proposed so far. I know that this proposal, this ballot measure was something that was done before you all were here, except for, I guess, mayor Wheeler.

Speaker: And I know that it probably doesn't have the same feel for you as it had for the other commissioners when it was passed unanimously, unanimously by the commissioners.

Speaker: I have attended many of the meetings where we were requesting input and making presentations, and I will say that I was disappointed in some of the behavior from some of the commissioners. I felt that there was no attention being

paid to us. I found people texting. I found people talking to each other and not really listening to us. So I'm concerned at this point that this decision has been rushed. I'm concerned that, um, I know there's a lot of time that's been taken out. I'm concerned that maybe this isn't the baby that you wanted, but having the job and the duty to be a commissioner to follow through with what the commissioners have put forth and what the voters have wanted. Um, some of the changes, I have been pretty disappointed with, especially putting the police in charge of selecting the d.o.j. This whole thing was started because the doj has made a suit against the city of Portland and seeing as how the changes that have been made without any conditions of finding reasons with the committee, the Portland police accountability commission, um is very concerning to me. We are a diverse group of people who were appointed by you all and I figured that we were trusted and that you all had us in mind. We are a very diverse group of people coming from different backgrounds and trying to represent the community as a whole, taking a lot of effort and time with the attorney, including the city attorneys, to make sure that the proposal that we presented to you were within the legal realms. So I feel as if we are not being trusted. Our time and effort has been null and void. And the transparency and the need for the doj is still there. So I ask that you please reconsider. Um, please do not vote on this today. Please consult with the pac and the rest of the public on how we might find a way to make changes that are pleasing and amenable and true for the people of Portland and it all comes and it doesn't happen. I deplore the d.o.j. To reject your proposal, so thank you. I, I hope that you all consider what you're doing and understand that we all have spent a lot of time and we are very committed and that is the pac and the public to making sure that we have a good police force in our community, one that serves us and protects all. So thank you so much. Thank you.

Speaker: Next up, we have lisa lloyd followed by olivia worrell and orson anderson.

Speaker: And if I could just again ask people to keep it as close to two minutes as possible, I don't want to lose the quorum. And I have another event tonight. And so let's let's try and keep it as close to two minutes as we can. Please

Speaker: Thank you. My name is lisa lloyd, former member of the pack.

Speaker: And I ask you, please do not vote on this today.

Speaker: There are a number of issues being brought forward which, while critical, are completely outside the very limited scope of work assigned to the police.

Speaker: Accountability commission. I beg you to stay focused on the issue at hand. And you asked us to do this work.

Speaker: We did it. And then you took our report and you scribbled on it.

Speaker: The process of amendment has been rushed and inscrutable, and there is simply no good reason to rush a vote or a report or an amendment process that is this important, like my fellow volunteers, I spent the better part of two years devoting 2 to 3 nights a week doing careful work on the original report, throwing out the work of the pac at this point is like stepping over a dollar to pick up a dime.

Speaker: You work as a group so you can appreciate how difficult it has been to work on a consensus model.

Speaker: But that is exactly what we did.

Speaker: Despite having many different opinions about the facts presented to us over and over, the pac relied on values of equity, harm reduction and anti-racism to craft, pass and approve unanimously. Our final report. Our work was driven by deep respect and care for the community that we come from and that we represent. And I would like to say thank you and commend the members of council and members of the public who attended and engage with our many, many public meetings. If you attended any of those meetings, you know that they were not

barnburners, they were dry administrative affairs, they were methodical. You know that we frequently read and reread the scope and language of our assignments, page by page and word by word to ensure that we understood the assignment. We completed our homework of creating recommendations for the best possible community accountability board within the scope of all applicable law and policy. It is hard to reconcile your previous praise and engagement with the work of the pac with this mangled alternate version. Our report was completely within the scope of what you asked from us. It was reviewed by counsel and most important, it was consistent with what the voters asked us to do. These edits are baffling, unnecessary, insensitive, ill informed and they do not comport with the city's values. And i'll close quickly with the same shared request as my colleagues. We request a public meeting with the city attorney and the former members of the pac to walk through these changes. Please allow us to offer meaningful feedback on the revisions and a revised plan before council votes. Thank you, olivia worrell. Hello.

Speaker: My name is olivia worley. I'm a 22 year old barista and bartender working in downtown Portland, right in the hub of the central precinct, the county courthouse and the trade center. This is very important to me. I'm present in downtown Portland five days a week, and I've never once felt unsafe. The idea that more police equals more safety is absurd and dangerous in the age of social media and covid, my generation organizes online. It was young people who were at the forefront of the black lives matter resurgence in 2020, when police violence was publicly highlighted. I have seen firsthand now how police do not aim to protect, but rather intimidate communities with violence under the guise, under the guise of safety. A particular emphasis must be placed on the safety of black lives, which will not come without accountability, including police union members in the would in no way benefit the city of Portland, but rather endanger public safety. Defeating the

purpose of an accountability committee altogether. I can assume that all of you here today are looking to not only keep your seats on the council, but to grow your voter base and support moving forward. Please allow me to remind you that none of these things are possible without anyone in this room. And on this panel, you are accountable to us. You are here to serve the community and instead you are attempting to rewrite policy. The people of Oregon have already voted on. You are not above the voters. My generation is tired and disillusioned about secretive decision making that results in our lack of safety and trust in our government. Today I am here. Maybe as one of the only few people under the age of 30 asking to work to create that trust with my generation and my community by protecting Portland from irresponsible policing and the voters, by allowing them to be the ones accountable. We do not hold a vote today. Thank you. Thank you, orson anderson.

Speaker: Good afternoon, orson anderson pack.

Speaker: I'm testifying to express my unconditional support for a fair and just police accountability system. I attended many of the pack meetings and community engagements over the past year. If we want a fair and just labor environment for our law enforcement officers, it is imperative that wrongdoers on the force are disciplined or terminated. And at the same time, our accountability system cannot be tainted by the profound anti-police bias I witnessed during the past year. Police accountability commissioners had a clear anti-police agenda, which they promoted brazenly throughout their deliberations and community engagement sessions as well as in their focus groups. Commissioner Rubio's amendment would keep more pac membership involved, since some of members are also former pac. Who benefits from a demoralized and dehumanized police force? Perhaps organized crime is worth mentioning that the Portlanders dying from gun violence at the

highest rates or disenfranchised african immigrant community members were never represent on the pac. Portlanders voted for a measure to create police accountable city system that would be just and impartial. They did not read the fine print on allocating over \$12 million to a board of 33 volunteers who are asking for private security services for their membership. Private security is a luxury of the wealthy elite. The membership is also asking for mental health services to deal with trauma they might vicariously experience during the board's proceedings. Mental health care. That would be an impressive luxury for many Portlanders. Portlanders did not realize they were voting in the oversight board with the largest per capita bankroll in America, Portlanders know we are facing budget challenges as a city, and they want our limited funds invested in groups such as Portland response and upstream violence prevention. I believe Portlanders should be given another chance to vote on a ballot measure written in plain language that asserts their desire for a fair police accountability system, one that is fiscally reasonable with strong anti bias practices and constitutional values. Thank you. Thank you.

Speaker: Next up, we have kristi mcmurtry, fran cesca, bernie and sangha mckinney. Welcome

Speaker: Thanks for your patience. You can go ahead and start.

Speaker: Good afternoon. I'm kristi mcmurtry. My name, I believe I voted for this measure because I believe we all need to speak up for those who have been terribly treated or killed at the hands of those who abuse their power and operate from a place of hatred or anger or fear. There are many cops who simply should not be officers of the peace we voted for and trusted that there would be balance, lack of bias and the opportunity for a new transparent model to build collaboration, trust and reform. Law abiding citizens and cops all want this. We know the stories of people calling 911 for help when their loved one is in a mental health crisis only for

things to go terribly wrong. Some kill themselves or they're killed by the police. To those listening now who've had this outcome and are bravely here to share their experiences, it's your voices that can drive change. Years ago, I sat on a Multnomah County mental health advisory council and also on that board was a police officer who had killed a young black man. The mother of this young black man was also on this council and this was my first insight into witnessing how something positive can happen when we sit down together to begin to disrupt the stigma and the racism and the difficult work with trust and change starts and begins. Despite the color of our son's skin, we were quite aware that when we called 911 or the crisis team, our six foot two psychotic son could be shot. Our son did die nine weeks ago. He had many encounters with police in multiple cities. Portland police along with the other police, worked hard to help him because for years Multnomah County has not stood up to mental health care. The police are sort of de facto mental health providers, and I have witnessed their expertise this rivaled many professionals, trained in the field. I believe if he had been assigned to the behavioral health unit earlier, he might have headed away from being homeless for three years in southern Oregon and while homeless in ashland, there was another officer who worked very hard to find help for him. He stayed in touch with us on a regular basis and we're grateful that he was the one that had to call us to tell us he had died 40 years ago. I was a police dispatcher. I witnessed police behavior and actions that were illegal and shocking back then. Things were much worse. I spoke out as a young woman, but was silenced today. I know that to speak out and of course, due to that job, 40 years ago, I could not be eligible for the oversight board. We need more good cops. And there are public servants that we need to listen to promote support and recruit. We need more trust in the system. Thank you.

Speaker: Thank you for being here and we're sorry about your son. Thank you for sharing.

Speaker: Francesca bertini.

Speaker: Hello. My name is francesca bernini. I'm on tiktok. As unusual cards. What got me out of my house today was to ask the commissioners to and the mayor to delay or until after public comment.

Speaker: These amendments that you've brought to us in particular, what dropped me out of my house today was the issue of police bias in the board members. It seems like an impossible thing to measure and something that would open up an unlimited number of conversations with no direct determination. If you're saying facts about what you've personally seen, the police do in our community with your own eyes, is that bias. Most of the people that I have these conversations with, they're not talking about overall overarching. The police are bad, the police are good. We are saying things that we have specifically seen happen to each other and I think that voicing those concerns, whether on social media or person to person or on the news, could be perceived as bias against the police. And I think it's very important to not eliminate those voices who may have witnessed things. That's all.

Speaker: Thank you. Yeah my name is dimitri hester.

Speaker: That's my colonial name.

Speaker: My african name is solomon mcparland.

Speaker: We are on stolen land. Let's clarify that.

Speaker: We are on stolen land.

Speaker: We let's. Let's break this down in layman's terms, you guys created a group that you said supposed to speak for the community to discredit the group, discredit their work and lie to the community like you really care. None of y'all care

about black life lives, indigenous lives, black children, black people, the cops that you put on the cop team to execute us. You know very well what you're doing because you've done it and continue to do it. And lie about it. That's why you create hate. All of these groups to give you all this information that you already know because you assign your cops to do the things to us. The cops are slave catchers. The cops are slave catchers. They do the job that you assign them to do, which is to terrorize and kill black people and indigenous people. Then you sit and say, well, we're going to have a group and we're going to consider your recommend nations the recommend nations. We want that action. You always lie about what every action you're going to take and us about what you're really going to do. But in layman's terms, you created this group so that you can justify to keep killing us. Then lie to us that there's good cops and that they need reform. But you know, and I know in every black person here in Portland knows you do not care. You sanction these police to come out and kill us and our children and indigenous people. But yet you sit here and you're smug little suits and you're smug little positions, which we pay for, and you do nothing that the community wants, but yet we're pleading and begging. Would you please, would you please. It's your job to do what we say. You need to be fired.

Speaker: Next up, we have john jackson followed by steve herring and jordan lewis.

Speaker: Welcome.

Speaker: Well, that's a tough one to follow up. Okay good afternoon, City Council members and mister mayor, as a business owner, I'm deeply invested in the Portland community. I feel compelled to voice my concerns regarding the current state of police accountability system over the past years, I've participated in community engaged, packed meetings, gaining insight into the process. Allow me to

emphasize that a secure and just environment is essential for business to thrive. The presence of bad actors within law enforcement undermines the hard work of dedicated and good officers. It's imperative to weed out the bad individuals who don't meet the standards expected of law enforcement officers. However a fair and effective accountability system cannot afford to be marred by anti-police bias. I've observed instances where the police accountability commission advocates for an overtly anti-police agenda, which raises concerns about the system's impartiality. Another concern is the allocation of substantial funds, approximately \$12 million for a volunteer board seems a little bit excessive. As a business owner, I am acutely aware of the city's financial constraints. Portlanders voted for a fair and efficient police accountable city system, not foreseeing the exorbitant costs associated with the oversight board. It seems the Portland police bureau could use the money looking at their vehicles and their equipment. A weakened, demoralized police force only benefits criminals, which already operate lucratively within Portland. This scenario doesn't align with the prosperous and safe environment that business and residents alike desire. Hence, I advocate for renewed approach a ballot measure, a new ballot measure crafted with clear and comprehensive language by involving the tax paying community in this decision making process. Again we can collectively shape and create more transparent and balanced approach towards police accountability, ensuring that our city thrives economic, ethically and socially. Thank you for your time.

Speaker: Thank you, sir.

Speaker: Steve herring hello there.

Speaker: I'm steve herring.

Speaker: I'm a native Oregonian and a lifetime Portlander and I'm also the ceo of living room theaters here in downtown.

Speaker: I originally provided testimony on September 21st, and if you'll recall, I stated I scrapped my pre-written comment to take time to review the nearly 100 pages of the committee's work. I've now read the document as well as the amendments proposed today. I support the council changes as common sense positive adjustments with my own comments as follows the mission of accountability is flawed as it solely states to be a body of discipline which creates an environment containing only negative interactions between the public and police. The professional office and the board. In a successful employment environment, there needs to be recognition of the staff doing the right things as well as structure and discipline for unaccept behavior. Commendations should be accepted and reviewed as well as complaints to create the whole picture of behavior of officers and the bureau. It's telling to me that many pack members providing testimony today speak from the sole point of view of discipline and not the whole positive employment retention practices looking to retain our best while discouraging bad behaviors of our public employees. Moving on preponderance of evidence standards risk creating two sets of outcomes compared to criminal liability with a standard of beyond a reasonable doubt, different outcomes from different processes can undermine public perception of accountability. If we don't provide education about these differences, the criminal investigations as outlined in these changes may slow oversight investigations as worded in the current amendment of tolling to criminal investigation. This can lead to a loss of public trust of oversight if it takes too long. The board review panels of three limits diversity and discourse. Why not make it panels of five and seven as originally recommended by the pack and just 21 total board members will result in an overworked board if complaints exceed current benchmarks, which is very likely find only data dashboards of the

oversight system. Results should be made available to the public in real time and include budgeting and expenditures hours. Thank you. Thank you.

Speaker: Jordan lewis.

Speaker: Hello. Can you hear me?

Speaker: Yes, loud and clear. You sound good.

Speaker: Uh, my name is Jordan Lewis. I'm a Portland resident. I voted yes on 26 to 17 in 2020. And I'm here asking that you not do these amendments and that, as my previous commenters have said, you meet with the public and have some sort of publicly accountable discussion about your changes before you make them. Um, I'm beginning to notice a pattern in Portland politics, especially as charter reform gets closer. It just seems like every time the voters approve anything there is always some sort of shady backroom alteration of the voters will mean 87% is a pretty huge margin. And you would think when people vote on something that you would have to go through some kind of robust public input in order to change it. But it just seems like this reminds me of this reminds me of a few months ago when we the voters approved charter reform. And then out of nowhere, one day it was like, oh, we're going to alter charter reform and people had to show up to City Council to demand that the thing they voted on happen. It completely undermines any trust that the public had in the institutions of the city and don't, don't expect don't expect how young people, anyone who cares about the city is supposed to vote when they know that their vote doesn't matter. Every if we vote yes on something, you'll keep holding the vote over and over again until you get the answer that you want. And that's really frustrating. And I think it's pretty simple. You have to go through further public comment before you can make edits like these. So I'm going to oppose the issue 964 today.

Speaker: Thank you. That's all. Thank you.

Speaker: Next up, we have kirk foster, followed by john h. And wiley barnett. Kirk foster. Okay uh, john. John h.

Speaker: John, do you want to start? Oh sure.

Speaker: You're not kirk. I am, kirk. Oh, go for it.

Speaker: I called him first, but i'll go. All right. My name is john.

Speaker: I'm opposed to the most.

Speaker: Most of the proposed changes of the report put forward by the police accountability commission.

Speaker: They are the most informed on police accountability or lack thereof.

There is not enough time to get to get quality feedback. So ask you not to vote today instead of getting into the into the weeds, which is difficult anyway with such little time. I'm going to focus on my strong opposition to having police representatives, specifically police union reps involved in any police accountability process. I want to give two two examples of why. First is that we had a named mark kruger on the force when he was busted erecting shrines in a Portland park and retaliated against a female cop who spoke out against him with help of the police union and unelected arbitrators, he kept his job and was even promoted. He left the Portland police bureau after almost another decade and retired as the highest paid cop in 2020. The second example is when a small female photographer in 2020 was shoved from behind at a protest by an officer by officer budworth. Then, while on the ground, he jabbed her in the face with a baton that officer was charged with a measly misdemeanor, which could have been assault to measure 11 charge that would have carried 70 months if it would have been a normal person. The police union then took to social media and lied about the woman claiming she committed crimes and called the jab in the face an accident. This was proven to be false in response to the cop being charged, the whole rapid response team

resigned in protest. The cop eventually admitted fault and got off with only having to apologize publicly. You know who was silent after the cop admitting wrong wrongdoing? The police union. Which of those cops were the bad? The bad apples? There was a research group. And then finally there was a research group that came here to present empirical data of positive impacts on different police reform policies. And guess what the police union did? They went on social media to degrade the group, calling them an anti-police group without any legitimate criticism. Thanks. Thanks, John Kirk Foster.

Speaker: Thank you. My name is Kirk Foster.

Speaker: I'm a Portland resident for about 30 years, so I'm not quite long enough to be a local yet. I'm also a business owner in the city for about 20 years before retiring last year. I feel the pain of the pack to a certain degree because relative to my industry, I volunteered hundreds and hundreds of hours for city committees and advisory groups and unless we got up here and challenged the commission directly in public, basically everything we ever said was ignored and altered to the point of being unrecognizable. And that's pretty normal for most people that volunteer on city commissions. Unfortunately, this is a lot more serious than anything I was involved in so shortly the clear will of the voters was to restore legitimacy to the Portland police by removing the police and their unions from having authority to investigate themselves or influence the direction of those investigations. That was the goal of the citizens. For an example, I was going to use some of those. But another example is Officer Froschauer. We all know what he did. He was then fired by Mayor Adams and then rehired and eventually rehired. Um that rehire and countless other examples is clear evidence to 82% of the population or the voters that Portland police and their unions cannot be involved in investigating their own. They simply won't do it and they'll undermine it in any

chance they get. And they've shown us that repeatedly. The primary purpose of these amendments, again, was to the primary purpose of these amendments appears to be to deny the will of the voters. The decision to wait through the entire process. Yes, to bring up all these concerns when they all could have been brought up with the pack during the past couple of years undermines your guys's legitimacy, not theirs. For example, the phrase demonstrated bias could easily include anyone who has ever expressed an opinion on social media. Another the requirements of board members be educated on police training is legitimate, but requiring them to be shut in a car with a police officer against their will just to be able to participate in a public act seems aimed at intimidation. Mayor will, you said that this has to be seen as a legitimate body by the community at large. And i'll say a curious concern about the exclusion of law enforcement accountability that is about law enforcement. If you exclude the perspective from an accountability board that's making decisions about police, how do you reconcile that? I would say that and that was in the Oregonian, by the way, if the new investigate body needs information about policing perspective, they can call the police to testify as witnesses. They don't have to be involved in the nominating process, giving police nominating power only undermines the legitimacy of a board that the voters clearly wanted to be independ. Shouldn't regarding the staffing concerns that I've heard mentioned by other speakers, if the Portland police had earned the support of those 82% of voters, then they probably wouldn't have a hard time hiring. And I think making a legitimate police force will ease hiring and not make it harder. Please don't ignore the will of voters and please meet with the pack to discuss these things and don't vote on it today. Thank you.

Speaker: Wiley barnett. Wiley, you're muted.

Speaker: Oh finally got unmute my system wasn't working that well. Can you hear me now? Yeah loud and clear. Wiley all right. Thank you. Um, I am an african American man who has lived in Portland over 50 years.

Speaker: I've been an active citizen about a number of civic issues, issues. But this police, um, operation has been one of a very sensitive one because of my awareness of the number of disproportionate harm coming to people of color, whether especially indigenous and, and latino and muslim, and also, of course, african Americans. So I want to make this short. I know it's late actually. Many, many people tonight have spoken about the kind of things that I would be concerned about. I just want to cut to the chase and say, uh, democracy, democracy and democracy mean one of the reasons that they even had a agreement between the doj and the city of Portland was trust, you know, to create trust between the police and the community. And you can't compete. You can't create trust if the police constantly take the posture of we're all in this and we do everything right, we do nothing wrong. The people love us and yet they're still even now violating some of the stipulations of the agreement. So the City Council needs to help restore trust by not adopting this. Um, city attorney's proposal. Forget about that. That because it's all you're going to do is further erode trust. And so you need to go back to the, um, to the proposal produced by the port of Portland. Portland police accountable city commission. Um, and in maine, in the maine and even in the lesser points, they are they have some good solid proposals that are worthy of the of the city adopting. Therefore we could increase trust between the city being keeping faith with the body that they had appointed and supported. You know, and then thereby by eventually getting more trust between the citizens and the police department, it's all about trust. So don't, don't, don't erode what little bit of trust you might have at or have gained by by undercutting what you think would be over. We want some

kind of perfect reform that just allows the police to do whatever they want. Thank you.

Speaker: Eric cole. Okay remember, what's followed by joe rowe and robert erickson.

Speaker: Hi there. My name is remy watts. For the record, thank you so much for having me. Mayor Wheeler. Commissioners, I've lived in southeast Portland for nearly ten years and I currently work at the state level working on creating equity in our state, social support systems. And I've been studying equity in public administration and operationalizing it for over ten years, specifically really studying underneath a national leader for the last six years. I spent my days poring over Oregon administrative rules and analyzing proposed legislation in the state capital. I say all this to outline how I understand the nuance between operationalizing equity in different levels of policy making, like statutes versus rules versus program implementation and I understand where putting specifics into policies like the proposed city code can ultimately be binding to the mission of building and promoting equity. However, I'm concerned, listening to my fellow testifiers specifically those from the members who are noting the massive cuts to their recommended policies, I'm supporting their request for a public meeting and recommend clearly going through a crosswalk between the pac recommendations versus this presented city code for adoption to outline and understand how the City Council plans to support the pac recommendations using other policy levers available to the council, or alternatively to revise this proposed resolution to more closely match the pac recommendations. I also want to point out a concern that I personally see in 35 be dash or .1010 around the nominating committee for the cpa. As someone who has spent over half a decade supporting nonpartisan policy committees, I'm confused and concerned about the process and don't necessarily

understand the point of appointing a committee to appoint a committee that doesn't match the legal requirements of the original committee it should be appointing and all the publicly appointed committees I've supported. I've never seen this type of process. Generally, there's an application period that is managed by a public administrator and applicants are chosen based on legal requirements of the committee being recruited. I'm very curious how the council decided on this process as see. 35.010 b2c3 as contradictory to the requirements of the cpa and don't understand why the appointing committee for the cpa is not held to the same legal requirements as the itself. Thank you so much for hearing my testimony and I appreciate you having us here today. Thank you.

Speaker: Joe rowe I'm joe rowe.

Speaker: Pronouns are he him or am I biased?

Speaker: Will you exclude me, ted?

Speaker: I was abused by Portland police in 2004.

Speaker: I fought the cops in the court of appeals and the cops lost.

Speaker: Three judges create a case law because my case was so clearly abuse of me and the law. How is that for a motion and facts, mister white guy?

Speaker: Today your watered down system is abusive.

Speaker: You abused 82% of your community today.

Speaker: Who asked for this protection.

Speaker: You're on the same side as the angry white guy who just said we lack facts and we want total control of the city. He's full of you are full of.

Speaker: We cannot believe what you say because we see what you do today on the agenda.

Speaker: You dilute a system of checks and balances. Your plan is not more legally comply.

Speaker: It. You do not tell the truth. You are communication tactics. Many people do not have the affluent resources I use to get my name cleared and money back. 82% of voters want you to hear their names. This is for aletha, winston and her murdered son, patrick kimmons. This is the 2.1 million hugs for quintus hayes rest in peace, lloyd. Tony stevenson. Kendra. James. Deontay keller. Keaton. Otis. Tyrell. Kareem johnson. Andre gladen. Aaron campbell. James. Dzhokhar akbar perez. Christopher kalonji and jason Washington. And countless more. When you abuse us like the cops abuse and murder, the houseless john fritz and james chassis and richard berry, who was crushed in the same manner as george floyd and james this is for demetria hester, who tried to alert police to a white supremacist killer who took a free bus ride with his comrades paid for by mayor ted. We do not have police who are accountable. The lawsuits and d.o.j. Have proven this. Your actions reverse our path up the mountaintop. You destroy the voter request for a transparent system that listens to victims of police abuse and then acts, acts to discipline or remove them. The tossed out all my concerns. If you watered down gasoline, it will not run an engine. And if you water down two years of our work, we will not we will have yet another system that does nothing wrong. Let the people meet with the lawyer and only they should make edits, not you. Thank you for the extra nine seconds.

Speaker: Robert erickson.

Speaker: Thank you. My name is robert erickson. I do not believe that the Portland police union, as an entity with obvious self-interest, has the ability nor the intention of engaging with the community in good faith.

Speaker: So the proposal that pbb and its union need or deserve any involvement with this new oversight board is simply alarming.

Speaker: Um, these proposed changes are an obvious power play designed to undermine hard work. Citizens put in that they needed to put in originally because City Council wasn't acting. I wholly reject the notion presented by some testimony today that just because the year has changed, the need for this oversight board is suddenly null and void to those saying it should be put to. The voters. Again are suggesting that the correct way to run the city is to continuously drag out hard work as long as possible, until certain voters weak principles give out. 82% of Portland voted yes for this, and that hasn't changed. Even if your fickle personal opinions have. I'm putting it on record that I expect the City Council to keep the proposed draft intact and unchanged. Whether you vote on that today or at a later time. Finally I have full faith in the work done by this committee and want to thank them all personally. Thank you. Thank you. Next up, we have heather Ryan followed by jared essig. Heather Ryan.

Speaker: Okay. Welcome.

Speaker: My name is heather Ryan.

Speaker: I am a disabled trans woman. I use she her pronouns and I don't speak. So this is going to have to suffice. I have lived here for five years and I used to not have a problem with the police. That was until I moved to Portland, where I have had a variety of experiences dealing with Portland police, ranging from being struck with the butt of a rifle by a police officer hard enough to knock me over sideways in my wheelchair, knocking me out of it to having a police officer not move for me so I could get on the sidewalk, which is what they were telling us to do in the first place. And then when one of my friends asked him why he wouldn't move, he said that he saw me standing up earlier in the day and walking just fine. So he wasn't going to move for me. Oh, and I have both of those incidents on video. We need this accountability board as the people who have presented it to you, not after you

nibble away at it until it's useless. You need to pass the board exactly how it has been presented to you by the people and the park. Because if you want the people of Portland to start to trust the police here, then this is the only way it will happen.

Speaker: Thank you, Jared Essick.

Speaker: Jared's is the last right? Yes. Last but not least, welcome back, Jared.

Speaker: Good afternoon, Mayor. Commissioners Citizens of Portland. I'm representing the Rose City Iron Front. We're an anti-fascist anti-communist and anti-monarchist civilian front. And the issue of anti-police bias on the Police Accountability Commission has been raised. We're asking the commission to delay the vote and to hold a public meeting. We want the city attorney to sit and negotiate with the PRC. There's a legitimacy crisis on either side of this. Um, there is also an anti-homeless and anti-houseless bias on the part of the city commission and displacing your frustration over the crime epidemic and your failure to solve the policing crisis under the houseless community is also evidence of a bias issue here. So I want to ask all parties to stipulate Black Lives Matter and it shouldn't be difficult for any of you to admit now, for the police to community police accountable city commission, I would like you to please acknowledge this simple fact-based lives matter. Can anyone agree to that. Well, I have friends who are bastards and their lives matter and they resent being compared to police and this ableist and misogynistic rhetoric is totally destroying left-wing liberation movements and has to stop. Moreover you all know what this means, don't you? Well, I have to tell you that not all cops are bastards. And this is a demonstrable fact that dislodged and the denial of reality is also destroying left-wing liberation movements and creating a legitimate crisis in the pack. So I would like the PRC to demonstrate that they do not have this error and stipulate with us that not all cops are bastards, that bastards' lives matter and let's free the people and let's stop

fornicating with the police. Please that just creates more of them. Now you've destroyed the defund the police movement with your incitement and your obscenity and your lack of ability to renounce it. Now real leaders will say this, and that's why sarah jannarone does not represent us and that's why she didn't get elected. We're the rose city iron front for liberal democracy and we would like we would like you to go to this website and acquire the antidote to the mass psychogenic illness that is now afflicting Portland creating mental health crisis in our youth, creating a policing crisis is creating the current impasse that we're at and creating a murder epidemic. Thank you. Thank you.

Speaker: Appreciate it.

Speaker: That completes testimony.

Speaker: All right. That completes testimony. Maybe we could get our staff to come back up or at least legal counsel to come back up at. And I understand during the course of the testimony, the process here is we could move forward on this. But over the course of 30 days, there is still an opportunity to bring revisions back to council. And it's my understanding that legal counsel is willing to meet with the members of the pack. Is that correct? That is, to go through and do the crosswalk as somebody had suggested. And then if there are agreements on changes that could be brought back to the council, that could be done. And so I appreciate your putting that on the table and making that offer. It seems very reasonable. So colleagues, any further questions or discussions? And just a reminder of where we go here, we have two amendments that are currently on the table Rubio one and Rubio two. And we will be taking a vote as it is a resolution on I have one just sort of basic question on a number of people mentioned that they were upset that from their perspective, demonstrably bad cops were rehired. And typically, how does that happen and how would that change if either of these proposals were approved?

Speaker: Yeah, thank you, mayor heidi brown. Again for the record, unfortunately, in those cases that folks were mentioning today, those are all cases where pbem, the chief, actually fired those officers and an arbitrator overturned that decision. And part of what I was we were concerned with and some of the changes we were proposing today was try to try to ensure that the this community board's decisions are upheld in arbitration. We don't want them overturned. So to be clear, then, even under the proposal is put forward by the pack, an arbitrator would still be involved.

Speaker: They are still entitled to arbitrate. Is that correct?

Speaker: That is that is state law. That union union represented. Officers are entitled to arbitration.

Speaker: Right. And it's my recollection that I have terminated officers or recommend termination and they have been return paid through an arbitration process, which I want to be clear, has nothing to do with the city of Portland. Well, nothing to do with these proposals.

Speaker: That is that is true.

Speaker: Okay. Thank you. I just wanted to clarify that just in case there was confusion on that front. Any further questions?

Speaker: Yeah, commissioner Mapps, I have a question, a recurring theme that came up today appears to be a desire for more, um, more public dialog and engagement around these proposals. Is there an opportunity for that?

Speaker: Yes, commissioner. I think what mayor Wheeler was talking about that that we kind of had conversations in the background was that I would our office would welcome that opportunity to sit down with the pack and that if there's then changes that are appropriate to bring back to council, we will certainly do that. And then in addition, we've also set up an email address that's the d.o.j. Hyphen

comments at Portland, Oregon.com.gov and community members can submit other suggested changes or feedback as they'd like to through that for the next 30 days.

Speaker: Okay, great. Thank you. No more questions right?

Speaker: Any other questions to yea. Rubio one. Any questions on yea. Rubio one please call the roll on amendment yea. Rubio one maps.

Speaker: Hi yea. Rubio.

Speaker: Hi Ryan. Hi, gonzales. Hi, Wheeler. Hi.

Speaker: Amendments adopted Rubio too. Any further discussion, please call the roll.

Speaker: Hi, Rubio. Hi, Ryan. Hi gonzales hi, Wheeler hi.

Speaker: The amendment is adopted. Rubio to any further discussion on the main motion is amended. Please call the roll Mapps colleagues, I'd like to start by expressing some thanks specifically.

Speaker: Quickly, I want to thank everyone who tested died today.

Speaker: I also want to thank the members of the police accountability commission for their investment in this work and also my heart was moved by seeing so many city staff coming together to present their best thinking on this work. So I want to thank them.

Speaker: I would be remiss if I didn't recognize samir canal and elizabeth perez for their stewardship of this important project.

Speaker: I also, of course, want to recognize our colleagues in the city attorney's office, especially heidi brown, sarah ames and lisa roberts.

Speaker: We appreciate your leadership in this space. And finally, colleagues, I want to appreciate express my appreciation and thanks to you each and every one of our offices have been deeply engaged with this project for four years. At this

point, we wouldn't be here without our collective efforts. This proposal is the result of a deep and wide collaborative process and moves our city towards a robust and just police accountability system. Which is why I vote yea yea. Rubio I want to just take a second to ground us all again.

Speaker: And the reason that we're here today, and that's and what our charge is and of course it's because 82% of voters approved measure 26 to 17 in 2020. And in recent conversations with a faith leader who's a longtime friend and mentor to pastor weisner, robin weisner, he recently reminded my staff and me about and grounding us again in the work and that that in part came from September 2003. The albina ministerial alliance committee on police policy and training and the principles and goals that they charted out is very important for us to be reminded about that this work is long standing. It's decades upon decades in the making. And it takes shape as as leaders pick up the work and continue it forward. And it was just important to be reminded of the goals they charted out the and that they've been pursuing ever since. And since that time community's been waiting and wanting to see that community led board to oversee the accountability of police officers that have that independent review. They have the power to subpoena and compel and whose imposition of discipline will will legally stand. It's no surprise that some of these members are the same ones who also, back in 2003, were critical in drafting the more recent measure. And we've heard a lot of those folks testify today. And to all those who put that work in to set that vision, we're greatly indebted and because of this history, I do feel a tremendous sense of responsibility and I'm sure all of us do to them and to others impacted by the work to try and get this as right as we possibly can to carry forward this important community legacy. In September, when we accepted the report, I said I would be looking to ensure that we're meeting the intent of the voters and the ballot measure as clearly as possible,

while also thinking operating nationally about sequencing and authority. We about looking at what belongs in code versus what should be up to the authority of the new commission to decide and to adopt. And of course ensuring transparency, transparency and is equitable and just and these were my instructions and the charge that I gave to my staff as as she engaged in part of this work internally at the city. So this current proposal to me strikes that balance as well as it possibly can while ensuring that the new board has the room and authority to further act on the fuller recommendation. And that's an important point for me, that they have the ability and authority to act on the fuller recommendation should they choose to do so. And for this reason, I'm going to support this resolution today. I'm also going to be very honest and say that I don't I don't know that we got it 100% right or that this code language is perfect only time will tell us that. But but but I want to also recognize the enormity of this moment. And there is uncertainty right now. You know, on multiple levels for different groups and perspective moves here and we hear you and, you know, we all need to see how this moves forward together. And while my staff and I have a clear understanding of how the work was informed, how it informed this package, I also heard very loud and clear that for pac members they have that they want that desire to also have a chance to engage with city staff. So I was very heartened by the offer to bridge that gap. I just want to acknowledge that was a big miss for us that we didn't do that. So I want to apologize for that. I think that, you know, after two years of work, you are entitled to that from us. And I think everybody's just working really fast and hard. So I'm very heartened. And thank you, heidi. And stephanie for and for engaging in that. So I'm happy to see that this is happening. There are those other opportunities to move forward. The public comment period will be open for 30 days. And then the fairness hearing and then again, when the when it comes back to council for the actual vote. So overall,

while not perfect, as we all acknowledged, you know, I do believe that this package allows the city attorney's office to continue the work in seeing that we get this right. And so just in closing, I just want to again appreciate all the work that went into this. The volunteers of the commission, the staff at the community safety division, samir, for all of your work, the mickey for all of their their work, decades long of work and testimony and also for bringing us back to those guiding and grounding principles and also to the council staff. You all thank you for your your dedication and working collaboratively together. Yeah, thank you, heidi and sarah and lisa, and as well as my own policy manager, angela rico, for all of the hours that she spent engaging as well. So with that, I vote yea Ryan colleagues, I want to begin by thanking the community members who initially drafted these policy recommendations.

Speaker: Your efforts over the past two years have been essential in forming the foundation of what the council is reviewing. I must also express my gratitude to the city attorneys and counsel office staffs who have dedicated themselves also over the past two years in collaboration with pack and the community safety division for their unwavering commitment to serving the people of Portland has been truly remarkable. Today is a significant milestone for our city as we adopt amendments to the city code for community policing, community police oversight board. I don't think any anyone got everything they wanted and you could tell by the testimony today. To me that means we struck a good balance to uphold the will of the voters, make this operational for the police bureau and align with the new charter mandate. As Portland continues to recover from the impacts of the last three years, let's keep in mind our decisions today represent a move towards a more accountable, transparent and equitable future for every Portlander I vote yea gonzales reviewing these recommendations in 60 days was necessary to keep our commitments to the d.o.j. In federal court.

Speaker: It was a tight turnaround, but it was doable because of our diligent staff and the city and counsel, including my own policy advisors, grace park and nick coffee. I also want to thank the thoughtful and heartfelt testimony today from citizens as this is not an easy subject.

Speaker: It is.

Speaker: It is balancing really conflicting polls at times, or apparently conflicting polls.

Speaker: And I just want to recognize your engagement in this difficult issue to the diligent work of the collective city staff to take best practices, state law recommendations, and often conflicting stakeholder feedback into consideration while showing fidelity of the vote to the will of the voters is paramount to the resolution today. And I believe that has been achieved. I see today as yet another step towards full compliance with the doj, and I vote I thank you.

Speaker: Wheeler.

Speaker: I want to start by recognizing the input we've received today, both in terms of public testimony and substantial written testimony as well, as heidi mentioned, because our timeline did not allow for a town hall or a public works session on this proposal. We've set up an email account that will ensure community members can share their thoughts with all the council offices, as well as the city attorney's office. In one place, I appreciate legal council's desire to meet with members of the pack and go through to the proposed line item by line item. I want to be very clear I support the resolution as amended today, but if legal counsel comes back to this council, I want to assure everyone I will keep an open mind. We're required to move this process forward into the settlement agreement discussion lines. But I do encourage people to share their feedback for considerations for consideration. If you've not yet been heard, as we've heard

today, there are many strong viewpoints on this topic of police accountability. Understandable only so police officers serve a critical role in our community and when policy violations do occur, they can have significant and irreparable impacts on the community. Likewise when police officers do their job within the requirements of policy, the community deserves to understand why discipline may not be appropriate. I want to take a moment to focus on what accountability means. Accountability demands are appropriate consequences for misconduct. None of us disagree on that. But accountability is not synonymous with punishment. But it's also about ensuring the process by which investigations occur is honest, fair and able to acknowledge circumstances in which conduct is within policy. Even when that acknowledgment is difficult. The charter amendment voters approved in 2020 established a mandate for a system of accountability led by community to make these important determinations. The voter approved charter articulates clear requirements for who is eligible to serve on that board. Budgetary requirements and provided duties and powers for the board to achieve its mission. This code is aligned with those requirements that were approved by voters. I understand there's frustration by some that the pack recommendations not may not have been adopted in totality. However as we've heard many of these recommendations lines when consistent with the charter and the law, have been maintained, we are all appreciative of the police accountability commission's recommendations and we acknowledge they're tireless work. Many of the recommendations that are not approved for code will be perfectly appropriate for administrative rules that the new board can implement themselves if they choose to do so. I've been very transparent about my concerns with aspects of the packs recommendations. One of my biggest concerns has been that without legitimacy, legality and fairness, this board's disciplinary decisions would not survive legal

scrutiny and would be reversed in the employee arbitration process that we discussed a few minutes ago. Under that kind of scenario, nobody wins this code proposal today reflects both the mandates of the charter while also holding space for this community led board to adopt and grow once it has stood up again. This is all in code. A future City Council can change this if they so deem. I believe all of us at City Council truly recognize the importance of staying true to the will of the voters as reflected by the charter. And this code proposal aims to do just that. I support this resolution as amended. I vote aye and the resolution is adopted as amended and we are adjourned.