



CITY OF
PORTLAND, OREGON

OFFICIAL
 MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS **20TH DAY OF JANUARY, 2010** AT 9:30 A.M.

THOSE PRESENT WERE: Commissioner Fish, Presiding; Commissioners Fritz, Leonard and Saltzman, 4.

Commissioner Leonard arrived at 9:34 a.m.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Ben Walters, Chief Deputy City Attorney; and Ron Willis, Sergeant at Arms.

COMMUNICATIONS	Disposition:
<p>93 Request of Charles E. Long to address Council regarding the challenge of homelessness (Communication)</p>	PLACED ON FILE
<p>94 Request of Robin Everett to address Council regarding the Boardman coal plant (Communication)</p>	PLACED ON FILE
<p>95 Request of Maye Thompson to address Council regarding the Boardman coal plant (Communication)</p>	PLACED ON FILE
<p>96 Request of Nick Engelfried to address Council regarding Council passing a resolution related to coal use (Communication)</p>	PLACED ON FILE
<p>97 Request of Rodger Winn to address Council regarding why he chose Portland (Communication)</p>	PLACED ON FILE
<p style="text-align: center;">TIMES CERTAIN</p> <p>98 TIME CERTAIN: 9:30 AM – Accept report on the National Association of Telecommunications Officers and Advisors Community Broadband Award: Portland’s Integrated Regional Network Enterprise (Report introduced by Commissioner Fritz)</p> <p>Motion to accept the report: Moved by Commissioner Fritz and seconded by Commissioner Leonard.</p> <p>(Y-4)</p>	ACCEPTED
CONSENT AGENDA – NO DISCUSSION	

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Mayor Sam Adams

Bureau of Transportation

***99** Authorize the Bureau of Transportation to acquire certain temporary easements necessary for construction of the Umatilla Street / Tenino Culvert Replacement Project through the exercise of the City's Eminent Domain Authority (Ordinance)

(Y-4)

183470

***100** Accept a grant in the amount of \$1,366,000 from the Oregon Department of Transportation to design and construct bicycle and pedestrian improvements along SE 52nd Ave and NE 53rd Ave between SE Woodstock Blvd to NE Thompson St (Ordinance)

(Y-4)

183471

101 Amend contract with Marshall Mediation for draft code revisions (Second Reading Agenda 72; amend Contract No. 30000051)

(Y-4)

183472

**Commissioner Amanda Fritz
Position No. 1**

Office of Cable Communications and Franchise Management

102 Extend term of a franchise granted to Time Warner Telecom of Oregon LLC to build and operate telecommunication facilities within City streets (Second Reading Agenda 75; amend Ordinance No. 171566)

(Y-4)

183473

**Commissioner Nick Fish
Position No. 2**

Portland Housing Bureau

***103** Amend subrecipient contract with Transition Projects Inc. to add \$20,000 for outreach emergency shelter, transitional shelter, permanent housing placement assistance and other supportive services to assist homeless adults (Ordinance; amend Contract No. 32000093)

(Y-4)

183474

**Commissioner Dan Saltzman
Position No. 3**

Bureau of Environmental Services

104 Authorize a contract and provide payment for construction of the Umatilla Pump Station Upgrade Project No. E08589 (Ordinance)

**PASSED TO
SECOND READING
JANUARY 27, 2010
AT 9:30 AM**

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105	Authorize the Director of the Bureau of Environmental Services to execute an easement with Metro, as part of the East Side Combined Sewer Overflow Tunnel Project No. E07594 (Second Reading Agenda 79) (Y-4)	183475
106	Amend contract with David Evans and Associates, Inc. for additional work and compensation for the Umatilla Pump Station Upgrade Project No. E08589 (Second Reading Agenda 80; amend Contract No. 36485) (Y-4)	183476
Commissioner Randy Leonard Position No. 4 Portland Fire & Rescue		
*107	Accept a donation from Fireman's Fund Insurance Company, in cooperation with Toy N Joy Makers, with a value of \$7,500 (Ordinance) (Y-4)	183477
*108	Accept a donation from Fireman's Fund Insurance Company, in cooperation with Toy N Joy Makers, of five laptop computers (Ordinance) (Y-4)	183478
*109	Amend contract with Pierce Manufacturing and provide payment for the purchase of three 1500 GPM Triple Combination pumpers (Ordinance; amend Contract No. 41113) (Y-4)	183479
REGULAR AGENDA Mayor Sam Adams Office of Management and Finance – Financial Services		
110	Authorize additional revenue bonds for urban renewal areas (Second Reading Agenda 86) (Y-4)	183480
Commissioner Dan Saltzman Position No. 3 Bureau of Environmental Services		
111	Authorize the Director of the Bureau of Environmental Services to enter into an Intergovernmental Agreement with the City of Lake Oswego to work cooperatively to improve habitat for native species in the Tryon Creek Confluence area Project No. E08958 (Second Reading Agenda 88) (Y-4)	183481
112	Authorize a contract with the lowest responsible bidder for the construction of the Tryon Creek Confluence Habitat Enhancement Project No. E08958 (Second Reading Agenda 89) (Y-4)	183482

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<p style="text-align: center;">Commissioner Randy Leonard Position No. 4 Bureau of Development Services</p> <p>113 Provide for the Administration of Public Works Permits (Second Reading Agenda 91; add Code Chapter 17.06) (Y-4)</p>	<p style="text-align: center;">183483</p>
<p style="text-align: center;">City Auditor LaVonne Griffin-Valade</p> <p>114 Assess property for sidewalk repair by the Bureau of Maintenance (Second Reading Agenda 90; Y1071) (Y-4)</p>	<p style="text-align: center;">183484</p>

At 10:06 a.m., Council adjourned.

LAVONNE GRIFFIN-VALADE
Auditor of the City of Portland

By Karla Moore-Love
Clerk of the Council

For a discussion of agenda items, please consult the following Closed Caption File.

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WEDNESDAY, 2:00 PM, JANUARY 20, 2010

**DUE TO LACK OF AN AGENDA
THERE WAS NO MEETING**

January 20, 2010
Closed Caption File of Portland City Council Meeting

This file was produced through the closed captioning process for the televised City Council broadcast.

Key: ***** means unidentified speaker.

JANUARY 20, 2010 9:30 AM

Fish: As the president of the council, it's my honor to convene and chair the meeting today. We're going to start this morning with council communications.

Moore-Love: Roll call first?

Fish: First, the roll call. Thank you.

[roll call]

Fish: Next up is council communications. We have five people who signed up. You'll be given three minutes each and we'll start with mr. Charles long.

Moore-Love: Read the item?

Fish: Pardon me?

Moore-Love: I'll read the item.

Item 93.

Fish: Thank you.

Fish: Good morning, mr. Long.

Charles E. Long: Thank you.

Fish: Thanks for joining us. You have three minutes, sir.

Long: My name is charles long. 1776, this nation has had a propensity to tolerate the intolerable. Despite the words, slavery continued until our tragic civil war. Women were denied equality until the 20th century. The smoking of tobacco flourished until the surgeon general c. Everett coop and other experts recently proved the deadly consequences of its use. And the prestigious city club of Portland, united women members, until a few decades ago, but we continue to tolerate homelessness, despite political hand-wringing and 10-year plans to eradicate it. The january 9 count of Portland homeless was over 4,000. This year's count is scheduled wednesday, january 7th. Susan castillo announced the number of homeless students in the public schools total 18,059. The city has virtually institutionalized homelessness. The street roots newspaper, camp dignity village near the Portland airport, with police and politicians looking the other way as people camp out under the hawthorne bridge and city parks and the portals of buildings and alleyways and empty warehouses and abandoned cars. Others loiter on street corners with nothing to do but ask for a handout. The consternation of businesses such as wentworth subaru in inner southeast Portland. Isaiah the great hebrew prophet gave god's answer to homelessness over 2700 years ago. It could not be more relevant to us in 2010. Quote, what sayeth the high lofty one whose name in holy. Is this not the path I have chosen, to lift the bands of burdenness and let the oppressed go free and that you break every yoke. Is it not to bring the homeless poor to thy house? With the mouth of the lord has spoken it. Isaiah chapters 57 and 58. 1982, the ecumenical ministries of Oregon have promoted the concept of shared housing, which brings together homeowners with rooms to share and low-cost shelter and hundreds have been provided shelter. This program could be replicated 100 fold with government assistance and promotion. The homeless are particularly vulnerable to the elements, cold, heat, rain and wind. To infection and disease. To theft, to assault, to kidnappings, to rape and to murder. They desperately need to be put into protective custody by force of law or constitutional amendment. They need to be screened as to the cause of their state and plans developed for their rehabilitation and housing. The county -- the county-owned wapato prison, is an ideal venue to

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process these people. Oregon, the highest per capita of homelessness of any state in the nation. For this reason, ecumenical ministries of Oregon is planning a summit to make proposals for the 2011 state legislature. The time and place will be announced soon. Homelessness, like slavery, should not be tolerated in a civilized society. Thank you.

Fish: Thank you, mr. Long. Very much. Karla, could you please read council communication no. 94.

Item 94.

Fish: Welcome. We're glad you're here and you have three minutes.

Robin Everett: Thank you, my name is robin everett and I would like to start by commending the city for their leadership in pushing strong clean energy solutions. The clean works energy program is an example, that can be developed when cities and communities and citizens put their best foot forward. The climate action plan is another example. Such a prefer plan acknowledging the role our electricity sector and use of coal here in Portland play. It is so refreshing to live in a city that takes global warming and air quality seriously and seeks ways to have a meaningful impact. I would like to thank the mayor for reminding Portlanders how much coal we burn for electricity and to encourage pge to phase out their boardman plant as soon as possible. It's perhaps the single largest step in accomplishing climate goals here in Portland. And the county's. Last week, pge announced they would look at a plan to shut down Oregon's biggest polluter by 2020. For the last 30 years, it's been the biggest emitter of chemicals and pge asked us to allow it to continue to pollute for another decade. We deserve best. Pge's analysis shows we can shut down the plant by 2014 in an affordable and reliable way. State and federal law demand that pge clean up this plant long before 2020 and we should not waif these laws for another decade. Please help me to shut down the plant before i'm middle-aged. I would like the city to pursue the clean energy solutions. Like the clean energy program, by doing what it can to get Portland off coal sooner rather than later and a boardman phaseout by 2014 is a great place to start. Thank you.

Fish: Thank you very much. Karla, please call council communications no. 95.

Item 95.

Fish: Ms. Thompson, welcome.

Dr. Maye Thompson: Thank you.

Fish: You have three minutes.

Thompson: Thank you very much. My name is dr. Maye thompson. I'm a nurse and a coordinator for Oregon physicians for social responsibility and here today to commend mayor Adams and you, city council, for the leadership you've shown on addressing climate change at the local and regional level. Kudos especially to mayor Adams for knowing that the economic development emphasizes the clean and green energy is key to reaching goals in the Portland climate action plan. My primary interest is as a health professional. Although global warming is thought of as an environmental problem, we in the public health community know its impact on health as well.

We're concerned in increases in heat related diseases, insect and water-borne diseases such as malaria and west nile virus. Extreme weather events, food and water shortages. Many of these effects are already apparent. Portland general electric's boardman plant, as you've heard is the single largest source of carbon dioxide pollution in Oregon and point source of mercury, which poses serious threats to human health. Pollution from coal burning contribute to four of the five leading causes of mortality in the u.s. Cancer, stroke, heart disease and emphysema. And children exposed to mercury from any source can experience developmental delays and reduce intelligence and we count these costs not in the cost per ton, but increased healthcare costs. I'm heartened that pge is proposing closing the boardman plant before 2014. As a healthcare professional, I advocate the coal burning plant be closed as soon as is feasible. 2014 is none too soon from a health perspective. We must keep mercury and other dangerous pollutants out of the columbia river and our children's bodies. There's no time to waste. Thank you for this opportunity to share with you.

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Fish: Thank you for your testimony. Karla, please call council communications item no. 96.

Item 96.

Fish: Mr. Engelfried, welcome. You have three minutes, sir.

Nick Engelfried: Hi, thank you, my name is nick engelfried. Speaking on behalf of the Oregon sierra club, 1821 southwest ankeny street. I'd like to thank the city council for its leadership on climate issues through initiatives like the climate action plan and clean energy works. I'd also like to thank mayor Adams, even though he can't be here in person today, for his leadership in urging Portland's largest electricity provider, pge, to move away from coal-dependence. Portland serves as a national model for other cities looking to reduce greenhouse gas emissions and dependency on fossil fuel. Now Portland has the opportunity to be on the cutting edge once again, by encouraging a transition away from coal at pge's boardman coal plant. As we learn more and more about the science of global warming and the urgency of action, it becomes increasingly clear that coal is the single biggest culprit. Here in Oregon, we can lead the way for the coal-free future, but only if we can close the boardman plant down or transition it to another fuel in a timely manner. Pge recently announced it will consider closing the plant by 2020. This is progress. And shows that the concerns raised by ratepayers and environmental groups and entities like Portland are having an effect. However, the fact is that 2020 is still too far off. Pge's own studies point to 2014 as the soonest optimal year for moving off coal at boardman and we need the city of Portland to push for 2014 as a shutdown or transition date. The science of global warming makes it frightening clear that at this point, every year and even months matter. We simply can't afford to burn coal at boardman for another 10 years. I'm confident that Portland can continue to lead the nation by showing how local governments hold the power to end our reliance on fossil fuel. There may be no more important step than to move away from coal dependence and to an early shutdown or transition date for the boardman facility. On behalf of the sierra club, I strongly urge the city council to transitioning away from the boardman plant by 2014 at the latest. Thank you.

Fish: Thank you. Karla, call council communications no. 97.

Item 97.

Fish: Good morning, mr. Winn.

Rodger Winn: Good morning.

Fish: Thank you for joining us and you have three minutes.

Winn: Thank you for the opportunity to address the city council. Having just moved here from orange county, I thought you might want -- orange county. I thought you might like to know. The mass transit and the way senior citizens are treated. The low fares and mass transit. And most particularly important to me, which I don't think is advertised, is the option for seniors to attend class at psu at no charge. That was a very major factor in us moving to Portland. I want to applaud the city council for its support for the closure of boardman. But I think we need to encourage pge to be a little more creative in its planning. The cost of staying open past 2014 is i'm told \$500 million and I think it would be much wiser to use that money on alternative energy sources and efficiency rather than spending all that money on pollution controls. Another way that money could be used would be to support low-income ratepayers if there happens to be an increase in the cost of electricity as a result of this shutdown. Give it to the people of Portland who need support for the increase and keep that money in the state of Portland rather than sending it out of the state to buy those pollution controls. I'd also like to support your continuing efforts to keep the city boundaries where they are and avoid the expansion of city boundaries. Having moved here from los angeles, you can believe I know what urban sprawl is and I applaud your efforts from keeping that from happening. Once you pave the land over, you never get it back. I'm a retired salesman and compulsive at that. And I want to give you advice about mass transit. My wife and I were in shanghai several years ago walking the streets early in the morning. There was very little automobile traffic, but I remember seeing one -- one intersection which had about 50 bicycles all in

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a big bunch waiting for the light to turn green. And I thought china is moving toward automobiles and what is this going to look like when those 50 bicycles become 50 cars? So i'd like to encourage the salesmanship for mass transit to take a different tack, approach it a little bit differently and say that those who do not use mass transit are benefiting and they should not complain. They should, in fact, be very thankful and willing to support it with a few bucks because mass transit takes all of those people off the road and makes traffic better for those still in their cars. That's another way to view it. And cost of massachusetts transit is beneficial to everybody. The cost of mass transit is beneficial to everybody. Appreciate what we've learned and the good works of the city council.

Fish: Thank you. Orange county's loss is Portland's gain. [laughter]

Fish: Do any of my colleagues wish to remove my item from the consent agenda. Hearing none, Karla, please call the roll.

Fish: Aye.

Fritz: I just want to note one of the consent agenda items is accepting a grant for \$1,366,000 from the odot for a large seven mile section of s.e. 52nd and 53rd, woodstock boulevard, which is a really good investment and i'm appreciative for them helping us with our transportation system. Aye.

Saltzman: Aye. **Leonard:** Aye.

Fish: That brings us to our time certain. Karla, please read time certain no. 98.

Item 98.

Fish: Commissioner Fritz.

Fritz: I'm delighted we're here today and pleased to be the commissioner in charge. And we're recognizing the irne system. It's the integrated regional network enterprise. It's a city-developed communication network which with an unique partnership with comcast provides internet services to schools, libraries and government throughout Multnomah county. Representatives from the bureau of technology service, the office of cable communications franchise management and comcast are joining us to celebrate this occasion. The award will be received by the bureau of technology services. The national association of telecommunications officers and advisors, or natoa, annually bestows a ward which recognizes leadership that champion community interest and broadband deployment in 2009. Irne received an award. It was launched by the bureau of -- with our office of communications and franchise management and operating agreement with comcast. The fast, inexpensive broadband access to schools and libraries and local government offices throughout Multnomah county is made possible outside city boundaries through inet. It provides essential links at higher speeds and lower cost than previously possible saving crucial funds needed for other essential services. Recognizing key staff from the office of cable communications and franchise management. And irne's staff manager, mark gray. Maureen, and mike, who will receive the award on their behalf. And also recognize comcast's essential role in the success of irne in extending services to libraries and schools and east Multnomah cities. None could have occurred without comcast's continued support. I'm pleased that comcast's new vice president is here today. And matt north, manager of network engineering and [inaudible] who recently took me on a tour of the comcast call center and other facilities and I was extremely impressed. In introducing comcast's representatives today, I must extend special recognition to the late debbie luppold, senior vice president for government relations. She passed away last august and it's impossible to conceive of a comcast partnership without paying tribute to debbie's work. We owe her a debt of gratitude for her work on behalf of the Portland community. Please come forward. Would you like to say a few words. That would be great. Right there. Thank you very much.

*******:** Thank you --

Fritz: Sit down and then just state your name for the record and you don't have three minutes.

Hank Fore: My name is hank, I work for comcast. Thank you for inviting me, commissioner Fritz. As a new leader for comcast. This is my first public appearance in the state of Oregon and

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hopefully not my last but i'm proud to represent the company on this award and its recognition. What a great partnership the company and also your staff apt city of Portland to help create this new resource, to provide broadband services to our libraries and schools and other public facilities. And lastly, i'd like to thank the two gentlemen who got the work done. Paul klein and matt north. I'd like to thank them on behalf of the company and really, on a day-to-day basis working with your staff. It would not have been possible without their help. I'm looking forward to working with the city of Portland. And continue to grow in the broadband services space.

Fritz: Thank you.

*****: And just like to echo all hank's comments and just in particular, thank mark gray and his team. Over the last few years, I think we've continued to build on the relationship and wouldn't be possible without him and his staff and just being very supportive. Definitely appreciated all of that and look forward to a continuing partnership.

*****: Mark gray has been wonderful and look forward to a continuing working relationship. Thank you very much.

Fritz: Thank you, comcast, for your partnership.

Fore: Thank you very much.

Fritz: Ask irne's manager mark gray to come forward. And i'm going to read the letter we received from the natoa, national association of telecommunications officers and advisors. Dear commissioner Fritz. We held our 29th conference [inaudible] october 2nd in new orleans, louisiana the theme was america's communications future. Communities leading change. During the wednesday general session and keynote luncheon, the board of directors presented the 2009 community broadband award that seeks to improve public options in broadband technology. Our awards were initiated to highlight the benefits of technology to american communities. It's our pleasure to present to you this honorable mention award. On behalf of natoa, we want to congratulate you to your dedication to community interest and broadband deployment in local communities nationwide. I look forward to work together in the future. And signed by the acting executive director. Mark gray on behalf of the technology service, would you like to say a few worded?

Mark Gray, Bureau of Technology Services: I'm mark gray, with the bureau of technology services. And I want to voice my appreciation for the recognition that commissioner Fritz brings, as well as the rest of the council, and natoa, to the work that my staff has done in partnership with comcast. There are several of my staff here today. Which you've already mentioned. But as with any successful operations, there are a lot of people who spend their time day-to-day continuing to ensure services, just like these are reliable and cost effective and i'd like to pass on my appreciation for their hard work and I appreciate the award.

Fritz: We do, indeed, have many fine employees who helped with this. Would you like to come up -- after we have a report, we'll have a photo opt.

Fish: Commissioner Fritz, do we have a report to adopt?

Fritz: This is it.

Fish: Move that report.

Fritz: I move this report.

Fish: Is there a second.

Leonard: Second.

Fish: Is there think council discussion? Karla, please call the roll.

Moore-Love: We didn't have a sign-up sheet.

Fish: Anyone wish to testify on this matter? Let's go to the roll call.

Fritz: Many thanks for the accomplishments of the irne system, thank you very much. Aye.

Saltzman: I'm very honored we've been honored by natoa for the partnership we have with comcast in our own city to make irne a reality. It's -- it was kind of a revolutionary idea when we first

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started doing it. It's helped governments, and school districts and others to have low-cost or no-cost broadband service and I wanted to acknowledge how much I personally miss debbie and what a great asset she's been for our community and for comcast. Pleased to vote aye.

Leonard: Congratulations, all of you on this award. Aye.

Fish: Commissioner Fritz, great job, as always, and to everyone here, thank you for your time and good work. I vote aye. [gavel pounded] the matter passes. [applause] if we can suspend the rules for a moment for a photograph. Without objection.

Fritz: Thank you.

Fish: Thank you. That brings us to our regular agenda. Karla, would you please read council item no. 110.

Item 110.

Fish: This is a second reading, vote only. Please call the roll.

Fritz: I'm want to explain this a little bit. It's authorizing previously authorized usually indebtedness. It doesn't change the total and doesn't change the project. It increases by \$28 million, the authorized indebtedness in three of the rares. And i'm happy to see attention to the central east side and gateway in particular and ongoing attention to interstate and it's a part of the regular urban renewal process and the process has been previously authorized. Pleased to vote aye.

Saltzman: Aye. **Leonard:** Aye.

Fish: Aye. [gavel pounded] the matter passes. Karla, please read council agenda item no. 111.

Item 111.

Fish: This is a second reading. Karla, please call the roll.

Fritz: Thank you to commissioner Saltzman and lake oswego mayor jack hoffman for your leadership in this partnership and especially for funding a project in the tryon creek watershed. Aye.

Saltzman: This is a very exciting project and it's good that the city of lake oswego and city of Portland are working together to restore parts of tryon creek that are important to both communities. Aye.

Leonard: Aye.

Fish: Aye. [gavel pounded] the matter passes. Karla, please council agenda item no. 112.

Item 112.

Fish: This is a second reading, please call the roll.

Fritz: Aye. **Saltzman:** Aye. **Leonard:** Aye.

Fish: Aye. [gavel pounded] the matter passes. Would you please -- read council calendar item no. 119.

Item 119.

Fish: This is a second reading, please call the roll.

Fritz: That is a very exciting process to better coordinate public works permitting and to have an appeal which includes citizen engagement at the very first level. Which is precedent setting in Portland, possibly nationwide. I'm pleased that the mayor will be soliciting recommendations for the citizen representatives and the chairs of the neighborhood land use committees and pleased with the work if of all the staff and bureaus who have worked together on this. Aye.

Saltzman: Aye. **Leonard:** Aye.

Fish: Well, this is an example of cutting red tape and streamlining services with the goal of creating jobs. Commissioner Leonard, congratulations.

Leonard: Thank you.

Fish: Good job. Pleased to vote aye. The matter passes. [gavel pounded] Karla, please read council agenda item no. 114.

Item 114.

Fish: This is a second reading, please call the roll.

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Fritz: Aye.

Saltzman: Aye. **Leonard:** Aye.

Fish: Aye. [gavel pounded] the matter passes. Are there any other item that is council wishes to address? I want it thank my colleagues for the confidence they placed in me today as the president of the council and I would like to remind commissioner Fritz I believe I have now eclipsed her record for the shortest council meeting open record. With that we're adjourned. [gavel pounded]

At 10:06 a.m., Council adjourned.