



CITY OF
PORTLAND, OREGON

OFFICIAL
 MINUTES

A REGULAR MEETING OF THE COUNCIL OF THE CITY OF PORTLAND, OREGON WAS HELD THIS 1ST DAY OF AUGUST, 2012 AT 9:30 A.M.

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

Commissioner Leonard arrived at 9:33 a.m.

OFFICERS IN ATTENDANCE: Karla Moore-Love, Clerk of the Council; Tracy Reeve, Chief Deputy City Attorney; and Steve Peterson, Sergeant at Arms.

Motion to hold a meeting 6:00 pm August 29, 2012 for Cully Main St and Local St Plan Project: Moved by Commissioner Fritz and seconded by Commissioner Saltzman. (Y-3; Leonard absent)

Item No. 874 was pulled for discussion and on a Y-4 roll call, the balance of the Consent Agenda was adopted.

COMMUNICATIONS	Disposition:
<p>870 Request of Crystal Elinski to address Council regarding Port of Portland (Communication)</p>	PLACED ON FILE
<p>871 Request of Mary Eng to address Council regarding honor killing in Islam and military rape in USA Forces (Communication)</p>	PLACED ON FILE
TIMES CERTAIN	
<p>872 TIME CERTAIN: 9:30 AM – Accept the report of the Chief Administrative Officer on the Third Quarterly Report of the Technology Oversight Committee (Report introduced by Mayor Adams) 20 minutes requested</p> <p>Motion to accept the report: Moved by Commissioner Fish and seconded by Commissioner Fritz.</p> <p>(Y-4)</p>	ACCEPTED
<p>873 TIME CERTAIN: 10:00 AM– Refer amendments to the City of Portland Charter, Chapter 5, Fire and Police Disability, Retirement and Death Benefit Plan to the November 2012 General Election Ballot (Resolution introduced by Commissioner Saltzman) 30 minutes requested</p>	RESCHEDULED TO AUGUST 8, 2012 AT 5:00 PM TIME CERTAIN
CONSENT AGENDA – NO DISCUSSION	

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Mayor Sam Adams

<p>*874 Authorize a grant agreement with the Police Activities League of Greater Portland to continue the PAL Youth Football League after school hours program for at risk, gang affected youth and their families from July through November 2012 (Ordinance) Motion to amend ordinance to comply with existing budget processes: Moved by Commissioner Leonard and seconded by Commissioner Saltzman. (Y-4) (Y-4)</p>	<p>185537 AS AMENDED</p>
<p>*875 Amend contract with Immigrant and Refugee Community Organization for street-level gang outreach for FY 2012-13 (Ordinance; amend Contract No. 32000477) (Y-4)</p>	<p>185527</p>
<p>*876 Amend contract with Native American Youth and Family Center for street-level gang outreach for FY 2012-13 (Ordinance; amend Contract No. 32000476) (Y-4)</p>	<p>185528</p>
<p>Bureau of Emergency Management</p>	
<p>*877 Amend an Intergovernmental Agreement with the Port of Portland for the distribution of equipment, supplies and services procured as a result of Urban Areas Security Initiative Grant awards (Ordinance; amend Contract No. 30000150) (Y-4)</p>	<p>185529</p>
<p>Bureau of Planning & Sustainability</p>	
<p>*878 Authorize an energy services and license agreement with Portland Community Solar, LLC for the development and operation of community-supported solar electric systems at two City of Portland facilities (Ordinance) (Y-4)</p>	<p>185530</p>
<p>Bureau of Transportation</p>	
<p>*879 Amend grant agreement with Portland Business Alliance in the amount of \$30,000 to continue the Downtown Retail Strategy implementation (Ordinance; amend Contract No. 32000521) (Y-4)</p>	<p>185531</p>
<p>Commissioner Dan Saltzman Position No. 3</p>	
<p>Bureau of Environmental Services</p>	
<p>880 Authorize an Add Work Letter Agreement with the Oregon Department of Transportation related to sewer facility adjustments and geotechnical monitoring station abandonments for the US 26: Sylvan to I-405 Project (Second Reading Agenda 856) (Y-4)</p>	<p>185532</p>

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Commissioner Randy Leonard
Position No. 4

Water Bureau

- *881** Authorize a pilot Water Safety Net Loan Program to qualified property owners in the Deltawood Phase I Local Improvement District similar to and in conjunction with the Bureau of Environmental Services' Safety Net Loan Program (Ordinance; C-10031)

(Y-4)

185533

City Auditor LaVonne Griffin-Valade

- 882** Repeal Portland City Code Chapter 2.10 pertaining to the Campaign Finance Fund (Ordinance; repeal Code Chapter 2.10)

**PASSED TO
SECOND READING
AUGUST 22, 2012
AT 9:30 AM**

REGULAR AGENDA

Mayor Sam Adams

Bureau of Planning & Sustainability

- *883** Amend contract with the Institute for Conflict Management, Inc. to provide additional funding and extended facilitation support service for the West Hayden Island Plan and provide for payment (Ordinance; amend Contract No. 30001769) 10 minutes requested

(Y-4)

185534

Bureau of Police

- *884** Authorize an Intergovernmental Agreement with Clackamas County for the housing of grant-funded surveillance equipment (Ordinance)

(Y-4)

185535

Office of Management and Finance

- 885** Add Oregon 529 College Savings Plan to the list of organizations eligible to use the City employee payroll deduction system (Second Reading Agenda 865; amend Code Section 5.08.140)

(Y-4)

185536

At 10:11 a.m., Council adjourned.

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LAVONNE GRIFFIN-VALADE
Auditor of the City of Portland

A handwritten signature in blue ink, appearing to read 'Karl', with a vertical line to the left of the first letter.

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, AUGUST 1, 2012

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

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Closed Caption File of Portland City Council Meeting

This file was produced through the closed captioning process for the televised City Council broadcast and should not be considered a verbatim transcript.

Key: ***** means unidentified speaker.

AUGUST 1, 2012 9:30 AM

Saltzman: August 1, 2012, please call the roll. [roll taken]

Saltzman: Ok, a quorum is present, and we have a -- a proclamation, which we should have done before I called the roll, but ok. Go ahead and have commissioner Fritz read the proclamation.

Fritz: Do we have anybody from the postal handler's here? I will read the proclamation and be presenting it at the convention next week. Whereas the national postal mail handler's union is convening at the downtown Portland hilton hotel to celebrate their 100-year anniversary of being a postal union, and 100 years of serving all of our citizens, including those in the city of Portland, and in our great state. And whereas the national postal mail handler's union of Oregon has faithfully carried its ongoing work and mission with dedication and firm commitment to process our nation's mail for the past century. And whereas the mail handler's of Oregon, Local 315 of the national postal mail handler's union have faithfully performed their part in promoting and insuring the continued success of Oregon's vote by mail, a model for voting that other cities and states can embrace. And whereas the national postal mail handler's union has chosen the city of Portland, Oregon, to hold their centennial celebration of their union, and by doing so, have promoted our fair city and helped our local businesses remain successful and vibrant with their selection of Portland and their members' purchases while here. I, sam Adams, mayor of the city of Portland, Oregon, that would be the mayor who is on vacation, does hereby proclaim august 6-11, 2012, to be national postal mail handler's week in Portland. And encourages all residents to observe this week.

Saltzman: Welcome to the mail carriers. You also had a motion for an evening meeting?

Fritz: I have a motion to hold an evening meeting on august 27 at 6:00 p.m. At rigler school to consider the Cully plan.

Saltzman: I second that motion.

Fish: [inaudible]

Fritz: It has.

Saltzman: Call the roll.

Fritz: Aye. **Fish:** aye.

Saltzman: Aye. If you could read the council communication. [item read]

Item 870.

Saltzman: Is she here? Ok. Please read the next item of communication. Mary eng.

Item 871.

Saltzman: Welcome. Give us your name, and you have three minutes.

Mary Eng: Hi, I am mary eng, and I would like to protest the production our free speech to three minutes. I think that some issues of communication might need more time so in the future I hope that can be restored. And the two issues that I wanted to speak about are very important because I think that one of the large impediments to american diagnosis of honor killing is reluctance to issue any religious discrimination, and what is very important about understanding this system of honor violence is the way that it goes on in secrecy in community. So the fbi reports on the first designation of honor violence coming about in the last ten years, and understanding what goes on. Women are considered property in some sects of islam, and you all know that I am an activist against torturing guantanamo, and this is, in no way, to be any kind of racism or religious

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intolerance. What we must look at is that human rights violations with islamic women are of concern to us, and in following up with the dna, rape evidence issue that I previously brought up, I spoke to your excellent investigator, Kenneth watum, who says that, that one of the problems with the police investigation is lack of resources towards understanding the cultural aspects of this kind of crime. So, I would urge the city to consider what our demographic population at risk is, and many of the countries, it's also many of the genders. Men or gay men can often be subject to honor crime and honor violence, and then moving on to military rape. It will lead you to note that the federal government taking military rape more seriously than ever before. But, still, here in Portland, we have suffered immense tragic consequence of post-traumatic stress disorder and trauma. We also have an unassessed epidemic of quasi-military rape and military contractors who have attempted to gag criminal proceedings out via a gag clause, which prohibits the rape victims from suing. And the most notable incident is jamie lee of the jamie lee foundation, who as we courageously sought to restore her legal rights to have a fair prosecution. On the positive side, we have very many excellent resources. My duty to speak the aha foundation, carmen, and we would like to commend england for their heroic attempts to ban forced marriage. Which often is child marriage and child rape. Thank you very much.

Saltzman: Thank you. Karla, could you please read the first time certain.

Moore-Love: Did you want to take care of the consent agenda first?

Saltzman: Oh, ok. Does anybody wish to have any item removed from the consent agenda?

Moore-Love: There is a request for 874 to be pulled for an amendment.

Saltzman: 874. We'll pull 874. Anybody wish to have anybody pulled? We'll call the roll.

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

Item 872.

Saltzman: Welcome. We are pleased to have you for your -- this is your third quarterly report.

Mark Greinke, Chief Technology Officer: Good morning, I am mark, I am the city chief of technology officer, I am joined by three citizen members of the technology oversight committee. We have dave, ken, and doretta. Two other members, ken and will. Unfortunately, were unable to attend today. On behalf of jack graham, the chief administrator officer, we are submitting the third quarterly report of the technology oversight committee. This report covers many project activities from april through june of this year. The report also provides a brief look back at the toc's first year and looks forward to areas still in development. Looking back, the toc is well on its way to formalizing the charge to provide early engagement on technology projects, and to provide regular communication with council to remind you the structure of the toc includes a five-member citizen oversight committee with staff support and technical support provided by the bureau technology services. Additionally, quality assurance external review is required for all projects. Looking forward, the toc is beginning to grapple with managing the large workload as more projects kind of come under their review. There is also continued work with bureaus to ensure they engage consultants early, in the beginning of the project. Now, I would like to give you a high level overview of the four projects that toc monitoring. We want to follow along, details are on page 3. To six of the report. The first project is manage by the bureau of development services. And is called the information technology advancement project. Which we refer to as i-tab. This is a complex project that will transform the way that they do business by implementing a paperless permitting system. An rfp was published in february and it was narrow down to the top three vendors. During the july, they conducted sites visits with jurisdictions, with implemented systems. They will select the final vendor and begin contract negotiations by the end of september. By this time, they should also have more accurate estimates on project budgets. Affordable housing project for the Portland housing bureau involves the purchase and implementation of a system that creates a single data repository for all of the affordable housing programs. Staff training for the single family module was successfully completed in june. Configuration is

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underway for the multi-family system, with the scheduling to live in september. Work is now just beginning on the asset management and loan servicing modules scheduled to go live in september. And the project remains on track, and is meeting all of the deadlines. The third project is related to the need for storage in the city. Dts is addressing there through the storage area network project. All the equipment orders were received. And initial migration dates were anticipated to be delayed because of equipment compatibility issues. However, the storage vendor recently resolved this problem. The quality assurance vendor has been monitoring progress and bts will begin working with stakeholders to schedule those migrations. Lastly, the toc overseeing the water bureau's monthly billing project. As you may recall, the original project involved moving all customers from quarterly to monthly billing. However, that plan has been revised. The customers will now be encouraged to sign up for the monthly billing. However, the billing frequency will be optional. The softer vendor conduct their upgrade testing and found 27 defects that need to be resolved before moving forward. This will result in a delay to the project, but at this point, it's difficult to say how long. The project contracted with a quality assurance vendor who plans to deliver their first baseline assess element at the august toc meeting. The bureau of staff is here if you have any questions about their project, but first I would like to andrew dave, one of our members for comments before we open it up for questions, and also, offer other members if they have anything to share with you today.

Saltzman: Thank you, mark.

Dave Lister: I am dave lister. Citizen member of the toc. I like citizen member, it conjures up images of revolutionary paris and the guillotine. I am sure I speak for us all when we say that we are pleased to be part of this. I think that we have done some good work and continue to do good work for you. You know, any organization probably the project management people are reluctant to admit when things are going off track, and that's not just government. That's everywhere. And I think that having a friendly set of eyes looking from the outside in, which is what we try to do, has been very helpful. I think that we have identified some issues, and maybe averted a train wreck or two. So I think that this group is working. I think it's doing what you intended. and not speaking for the committee, but a couple of observations from me personally through my involvement in this committee. One thing that I have noticed, historically, with the city, is that budgets are allocated for a technology acquisition, and that piece of technology is acquired and implemented, and then it is utilized until it is antiquated, outmoded, and basically dead. And then it's time to replace that piece of technology with a new piece of technology, so it's a kind of a scrap and replace method, of dealing with these situations. The fact is, that technology marches on daily. It does not stop. It does not wait for version 2. It does not wait for version 3. So, I guess the point that i'm trying to make is in budgeting considerations going forward, I think that the bureau should, should have ran identifiable i.t. Budget. It would vary by bureau. So that, that the existing systems can be enhanced, progressively and logically over time, if possible, rather than running one type of technology until it's totally trashed, and then going in to replace it in its entirety. Scrap and replace is inherently more risky than continual upgrades and modifications. And the second observation that I wanted to make is, is I realize that Portland voters have rejected any changes to our form of government since we were parking model ts on front avenue. But, with technology, we to need an overall integrated framework. That, that covers all the bureaus. It covers the entire city. Technology projects that are siloed are not necessarily a good thing because we end up with duplicate efforts and bureaus of things that really ought to be integrated. And as I understand it now, mark, and his excellent staff at bts, they are a sounding board for all technology acquisitions within the city. But, advisory only. So, even if something is totally inconsistent with the overall direction of the city's i.t., that does not preclude a bureau from going that direction if they choose go that direction so from what I have seen, I think it would be helpful for mark and his folks, maybe statutorily to have more authority on these types of actions.

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Greinke: You want this job? [laughter]

Saltzman: Or maybe --

Greinke: I do not pay him.

Lister: Maybe some kind of a, not a firm veto, but, but it's really important that all these systems be integrated, and work together city-wide, regardless of who is running what bureau and, and who is in charge of which piece. So, that's, that's my soapbox, but beyond that, I am sure that I am speaking for all of us when I say thanks for having us. We enjoy doing this work. I think it's valuable, and I think it's helpful. And I don't think we're going to see another water bureau billing problem any time soon. Not here.

Saltzman: Thank you.

Fish: I have a question. You said that human nature being what it is, people don't like to acknowledge mistakes. But in terms of the effectiveness of this oversight body, have you encountered any resistance to doing your job properly?

Lister: No. Not at all. In fact, I think the bureau people have been great. Which is not what I expected, frankly. I expected when you had a group of outsiders coming in and getting their nose in to projects, that they hear people have been doing, that there might be some pushback, and there really hasn't. I think that the value has been in us, looking at things with a bit of a different perspective. And being able to say well, you know, we see where your assumptions are and why. And how you are arriving at those conclusions. But, have you considered this or that or the other? And that's, I think, commissioner Fish, where the value comes.

Fish: Another question. You have a unique perspective working in the private sector and looking at technology and now you are, you are providing oversight in the public sector. And based on the experience that you have had to date, is there any conclusion that you would draw about whether the public sector is more at risk than the private sector for the kinds of things we read about all the time in the paper about, about either cost overruns or technology snafus or even this issue of compatibility?

Lister: You know, I would like to get ken's input on that one. But my observation would be it depends on the size of the corporate entity. And larger corporations, huge corporations, are, are full of overrun problems and so on. Smaller companies, not so much. And the larger ones like to bury those in their p&l so the stockholders don't see them. But it does happen. It's not the public sector screws up and private sector never does, kind of situation.

Ken Neubauer: I guess I would like to add, because it is part of what you said. By ignoring some pieces of technology for an extensive period of time, 10, 15 years, the people that may be brought that technology in might have retired. So when you go to, to upgrade that technology or replace it, you have lost some of that expertise. The people have left the organization or the company. And it becomes more difficult to address those pieces of technology when it fits for that long of a period of time. We have experienced that in the, in my company, where we have not touched technology because the status quo is you buy it, you run it, if it runs, great, you tend to forget about it, and until at some point, it quits working, and it breaks, or you cannot get support for it any more, and then you are forced to touch t forced to look at it, and forced to do something with it. And it becomes much more complicated and costly to do it at that point in time. That's what we have experienced in the end. The private side. I would like to comment about, have we received any resistance from the bureaus that we worked with? One of the things that I wanted to make sure was clear is on this report, it ends up being june. And if you look at the san project, there was concerns about some issues that, that existed at that time. At the time, that this report was put together account I have been in communication with the bureau on, on every other day, per se, to see what their progress has been. And resolving some of those issues. This particular issue that they have, they have resolved it this time.

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Saltzman: It's good to hear. I was going to ask a question about that. Do you wish to add anything?

Doretta Schrock: I just echo what dave and ken have said about, about -- doretta schrock, sorry. About whether the company is functioning. I've been impressed, and also, all the bureau people and, and mark's staff, in particular, everybody has just been fabulous in terms of bending over backwards trying to get us everything that we say that we need, and they worked really hard, and there's been none of this staff trying to steer the committee, the stuff that you see sometimes. It's been extremely functional. I've been really pleased with it.

Saltzman: Good to hear.

Fritz: I wanted to thank you for your service and for being here today, and particularly for reviewing their request for proposal for the 3-1-1 system. And I think that speaks to your point having every bureau in the city on the same page in terms of the technology, if not being the same, at least meshing into new systems. So I thank you for helping us with that project. It's going to be, I think, very interesting. I am glad you are going to be involved in it.

Saltzman: I would just like to say, you know, in regards to your points that, dave lister, that mark's role, may only be advisory in some i.t. projects. In others, it clearly is the person in charge. But.

Greinke: It's bizarre.

Saltzman: But part of the reason we -- try it again. Part of the reason this council created the technology oversight committee was for you to be able to come directly to us, and raise any concerns, and it is clearly in front of us, and, you know this council needs to act as a council on a lot of these projects and their budgets and approval. So it's trying to get it beyond the purview of the commissioner in charge. It's what you are all about. By bringing this to us on a quarterly basis. So we cannot deny we did not know. I am glad to hear the storage area networks' problems have been resolved. Any further questions?

Fish: I move the report.

Saltzman: Anybody wish to testify on this?

Moore-Love: No one signed up.

Saltzman: Ok. It's been moved.

Fritz: Seconded.

Saltzman: Moved and seconded. Call the roll.

Leonard: Thank you, aye.

Fritz: Dave, ken, and doretta, you are putting in an enormous amount of time on this, and I appreciate it. One thing we might need to look at is whether in needs to be second committee to help with your work. It could become a full-time job, and I know you put a lot of effort into this, so thank you, and you have made significant differences already. Thank you very much and thank you mark, for helping to oversee and staff this. Aye.

Fish: First, i'm in the process of shifting from p.c. To mac, and I wonder if we could add that to your list. I could use some oversight on this. [laughter] thank you for your service and the reports that we get. They are outstanding. And to commissioner Saltzman's point about your point, david, I think that we ought to have more formal mechanism for insuring that we don't inadvertently add incompatible systems or do something in one bureau that's shortsighted. You know, even within the commission style form of government we have protocols, and some in code, some in practice. I mean, at budget time we submit our requests, the mayor does. When we are, when we have a hiring freeze, we have to get permission to hire position. When there is a freeze. And h.r. matters, labor matters, and we go to, to the centralized person and get guidance, and that gets other eyes on it. So, you know, there are protocols which require us to get out of our silos. Consider the system-wide impact, and I think you make an excellent point. So, I think it's something that dan and I will want to take a look and see whether there is a code issue or a protocol issue. But it, makes sense to me. And by expanding that conversation, we make sure we don't make short sighted mistakes,

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particularly around compatibility. So thank you for your presentation, as always. It's great work. Aye.

Saltzman: I want to thank the technology oversight committee members. Both those present and not present for doing outstanding work. Thanks to mark and his office for providing good staff work. And as I said a minute ago, part of the reason that you are in existence is to make sure that we, as a council, are aware of i.t. Projects, and concerns that may emanate, so they are not buried somewhere else. And only coming to us on a, on a vote or on the consent agenda or something like that. This is your role is to review these projects or report to us quarterly on their status, and you are doing a great job, so thank you. Aye.

Saltzman: ok. This report is adopted. Thank you all. And we move to the regular agenda now.

Moore-Love: We should read the title for 873, and announce it is rescheduled.

Item 873.

Saltzman: Ok.

Saltzman: Are you going to make the announcement?

Moore-Love: It has been rescheduled to august 8, 2012, at 5:00 p.m. Time certain.

Saltzman: Thank you. Now we'll go to the regular agenda. Item 883

Item 883..

Saltzman: This is an emergency. Do we have somebody here to explain this?

Eric Engstrom, Bureau of Planning and Sustainability: Good morning, commissioner, I am erik with the bureau of planning and sustainability. You may recall in july of 2010 you adopted resolution 36805. When set the bureau of planning sustainability down the path of preparing for you concept plan for the possible development of a marine terminal on west hayden island was up to 300 acres of impact, and at least 500 acres of open space. Since that time, we've been working with an advisory committee to hire consultants, work through a list of additional sites that you had requested, the advisory committee was involved in the hiring and as well as reviewing them. We have now largely completed the work plan in your original scope of work from that resolution, but, and only recently have we released the first draft for the advisory committee for consideration of the zoning and annexation agreement. Our next steps will include continued advisory committee's discussion of that initial draft. And then going into the planning and sustainability commission, this fall. The, the advisory committee recently asked for additional consideration of public health impacts of the potential marine terminal development, so the bureau has embark on an additional scope of work with the Multnomah county health department, and all of this implies more advisory committee discussion than we had originally scoped in that resolution, and so at this time, we're coming to you to ask to amend the contract with our advisory committee facilitator to give us a few more months to complete that, that discussion.

Saltzman: Any questions?

Fish: Just a clarification of where the \$25,000 is coming from.

Engstrom: From the bureau of planning and sustainability's general planning budget.

Saltzman: Further questions? Thanks, eric. Does anybody wish to testify on this?

Moore-Love: No one else signed up.

Saltzman: Ok, so this emergency ordinance, please call the roll.

Leonard: Aye.

Fritz: It's worth the, taking the time to do it right, and I appreciate the services. Aye.

Fish: Aye.

Saltzman: Well, yes, I also appreciate the hard work of the facilitator. Issue he's doing a good job. Aye. OK, the ordinance was approved. Item 884.

Item 884.

Saltzman: Anybody here to talk to us about this? Hello.

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Officer Norman Staples, Bureau of Police: I am officer norman staples with the Portland police bureau. And if council recalls approximately year and a half ago, there were two buffer zone protection program grants brought to the council totaling approximately 400,000 for the homeland security grants. And in that grant, areas of the city and the surrounding areas, was designated as interest for the federal government, for law enforcement to do proactive and reactive enforcement for those sites. Part of that area included the water bureau and in clackamas county. And in regards to the grand items that clackamas county felt that they needed to do proactive and reactive law enforcement, to their responsibilities, they requested imaging devices for areas that were not well lit, or they were unable to put surveillance equipment in that area. And in the, in the two requested items were thermal imaging devices, and as of now, we have purchased those through the grants, and are awaiting approval to send those over to clackamas county. There is no cost to the city of Portland for this.

Saltzman: Any questions?

Fritz: So these device will be used in rural areas rather than close to home?

Staples: The devices are unable to look into residences or buildings based on their technology. The area that clackamas county is using is for, is a rural area specifically the bull run area.

Saltzman: So this is used for our watershed?

Staples: Yes, yes, sir.

Saltzman: Any further questions? Thank you officer staples. Does anybody wish to testify on this?

Moore-Love: Yes, we have one person signed up. Joe walsh.

Saltzman: Mr. Walsh. Just give us your name, and you have three minutes.

Joe Walsh: I am joe walsh. And i'm speaking for individuals for justice and also the Oregon progressive party. We are in general, against surveillance equipment. We are, in general, against you making deals with homeland security. This does not seem to be enough information that's going on here. The only question that, that I heard asked was, was, was would this be used in the water department? I think that came from commissioner Fritz. We have great concern that you are going down road in almost every avenue of surveillance. And since we don't have any money, or maybe we could borrow some from the family, they make their money from tri-met. We're asking you to stop. Just stop the surveillance. Who are you surveiling on? You are surveiling on the citizens Portland. Whether it's in chinatown or the water department. You guys seem to be addicted to the surveillance. Join the fbi. That's our position. We don't like the idea of surveillance. We don't like the expenditures of the funds, and we don't care if it comes from homeland security or the fbi. You are making deals with the devil. Stop it. Thank you.

Saltzman: Thank you, mr. Walsh.

Fritz: I have one more question from the officer if you would not mind coming back.

Staples: Yes, ma'am.

Fritz: What's the policy regarding records on this and, and how do we know that it will be in just the bull run watershed.

Staples: This type of surveillance is not recorded or documented surveillance. The equipment is unable to do so. Basically, what it is a thermal imaging device that allows you to see at night. So, in a wooded area like bull run, where it is primarily cold and dark, what you will see is you will see heat signatures of animals or people, and that's all it does. It's unable to record anything. There is no storage of any information. The device is unable to do so. So, basically, it gives you the ability to see heat signatures at night, and in an area where you cannot. So, if you are in a wooded area, and looking for a person if, a person is walking through the bull run area, where they are committing a crime of trespassing, and you cannot see them with your make eye, you could see them with this device, and that's all it does is enhances your night vision capabilities.

Fritz: And it can tell the difference between a person and a deer?

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Staples: The operator has to interpret that. So you will see an outline of some sort of heat signature. Depending on your distance, and any sort of other objects that are in the way, you could see if something is moving. It's the operator's responsibility to investigate to see what that is. This device doesn't see through trees. It has a difficulty seeing through solid devices. In the sense of bushes or, or plant vegetation. It cannot see through anything solid so unless you are going up to investigate what it is, you are not going to be able to determine exactly what it is through the device.

Fritz: Where is clackamas county going to be using it specifically? Bull run is mostly trees.

Staples: The grant was written for the bull run area. So, that's the primary, primarily the responsible thing for the devices, to be used there. And that's what it's used, that's what the grant was written for it to be used. Nothing prohibits it from being used in other sort of areas. With bull run or with the water bureau or anything else for clackamas county, but the primary responsibility for the device, is bull run, and its watershed area.

Fritz: Is there anything in the contract that says that they cannot use it in populated areas?

Staples: That's correct, yes.

Fritz: So how do we know that they are going to use it in bull run?

Staples: I'm sorry.

Fritz: How do we know that they are only going to use it in the bull run?

Staples: We don't. The contract, the grant was, was, the way that the grant written is it does not say it can only be used for certain area. It says it has to be used for that area when the need arises.

Fritz: Did we ask for the grant with that in mind?

Staples: Yes, that was the grant brought to council. Both them.

Fritz: Thank you.

Saltzman: Ok. This is an emergency ordinance. Karla, call the vote.

Leonard: Aye.

Fritz: I am concerned that we are putting a lot of surveillance in many of these requests coming to council. I am convinced by the police that these will be used as intended in the bull run. I would like to see tighter contract language in the future so we are sure that we get more certainty, especially when we are going to partner agencies because it's still the metro area, where this surveillance is proliferating, but I will support this, aye.

Fish: Aye.

Saltzman: Aye. The ordinance is approved. Karla, read 885. Or second reading, vote only. Sorry.

Item 885.

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

Fish: Jennifer, thanks for bringing this forward. My regret is that we did not do this earlier, but as someone who is a participant in the 529 plan and has seen it over the years come out of its doldrums and come to full health, I think that this is a great option for the city employees. Aye.

Saltzman: Good work. Aye. Are you miss elinski? Ok.

Fritz: I just wanted to clarify. I did not speak clearly when moving to have the hearing on august 29th, so I want to clarify that that was my motion. I don't know if we need to vote on that again.

Saltzman: So we stand adjourned until -- i'm sorry, hold the item. Don't everybody go. Pulled item. What was that item?

Moore-Love: 874.

Item 874.

Clay Neal, Office of Mayor Adams: Good morning, i'm from the mayor's office. This was pulled because there were some changes about the mechanism of where the funds are coming from. It was just unclear in the original ordinance. And we have substitutes with the amendments red line for you. This is two groups of funds. One, is the special appropriation approved in the 12-13 budget

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process of 35,000 to police activities league, and the second is the remainder of the funds that was in the office of youth violence prevention budget at the end of fy 11-12. That we, the mayor's office has requested to have reappropriated in the fall bump, so it's a note for that to happen.

Leonard: Move the amendment.

Saltzman: Is there a second? I'll second it. Ok. Any questions or discussion? Does anybody wish to testify?

Fritz: I do have a question. It seems that the directive c says to take it from general fund contingency and not from --

Neal: That's correct. There is a note from the 11-12 budget season. Fiscal year that, that the office of youth violence prevention had the remainder of \$35,000, and the request is to reappropriate that back to this use, which was the original intention for those funds.

Fritz: So instead of being carried over.

Neal: Right.

Fritz: It goes back into contingency?

Neal: Unfortunately.

Fritz: Ok. Thank you for clarifying.

Saltzman: Ok. Karla, call the roll on the amendment.

Leonard: Aye. **Fritz:** Aye. **Fish:** Aye.

Saltzman: Aye. Ok, and now -- Does anyone wish to testify? Nobody. Please call the roll.

Leonard: Aye. **Fritz:** Aye. **Fish:** Aye.

Saltzman: I appreciate the work to get this funds for pal. A good organization. Aye. Ok, now we stand adjourned until wednesday, august 8 at 5:00 p.m.

At 10:11 a.m., Council adjourned.