

MARK DION (MAYOR)
PIOUS ALI (A/L)
APRIL FOURNIER (A/L)
ROBERTO RODRÍGUEZ (A/L)



ANNA TREVORROW (1)
VICTORIA L. PELLETIER (2)
REGINA L. PHILLIPS (3)
ANNA BULLETT (4)
KATE SYKES (5)

CITY COUNCIL MEETING - JUNE 3, 2024 AT 5:00 PM

The Portland City Council will hold a City Council Meeting in Council Chambers. The Honorable Mark Dion, Mayor, will preside.

To submit written public comment on an agenda item, email publiccomment@portlandmaine.gov. Submissions must be received by 12:00 pm the day before the Council meeting to guarantee their inclusion in the agenda packet. All submissions must include the commenter's name and legal address. To help ensure your comment is submitted for the correct item, please include the order number (see below).

The City Council will conduct this meeting from Council Chambers, located on the second floor of City Hall.

To watch the meeting remotely, please visit <https://portlandme.portal.civicclerk.com/event/6489/media>

PLEDGE OF ALLEGIANCE:

ROLL CALL:

5:00 P.M. PUBLIC COMMENT PERIOD ON NON-AGENDA ITEMS:

ANNOUNCEMENTS:

SPECIAL MEETING:

Order 215-23/24 Approving Merger of the Portland Fish Pier Authority with the Portland Fish Exchange and Other Actions - Sponsored by The Housing and Economic Development Committee, Councilor Pious Ali, Chair

Following the recommendation from the Housing and Economic Development Committee at its meeting held on January 23, 2024, this Agenda item proposes to merge the Boards of Directors for the Portland Fish Pier Authority and the Portland Fish Exchange into a single governance entity. If passed, the merged quasi-municipal corporation will be called the Portland Fish Pier Authority. The Portland Fish Exchange will continue to operate as an operational unit of the merged organization. The primary purpose of the merger is to bring budgetary stability, transparency and accountability where a single Board of Directors oversees an integrated budget for the City's seafood related enterprises. The tenants, customers, and employees of the merged unit will not experience any disruptions of service or significant change in operations as a result of the merger.

The Housing and Economic Development Committee, Councilor Pious Ali/Chair, reviewed this item at its January 23, 2024, meeting and voted 4-0 to forward this to the City Council for approval.

Five affirmative votes are required for passage after public comment.

APPROVAL OF MINUTES OF PREVIOUS MEETING:

City Council Meeting- May 20, 2024

PROCLAMATIONS:

Proclamation 32-23/24 Recognizing June 19, 2024 as Juneteenth - Sponsored by Mark Dion, Mayor

APPOINTMENTS:

Order 216-23/24 Appointing Constables for Parks, Recreation & Facilities and The Jetport Garage for 2024 - Sponsored by Danielle P. West, City Manager

This order appoints the following Parks, Recreation & Facilities Department employees as constables in order to enforce ordinances in the Portland City Code:

Rangers Michael Vincent, Liam Claussen, Taylor Dugan, Neve Cawley, Aidan Foss, Joseph Moore, Sage Newcomb, Olivia Mills;
Waterfront Employees Eric Crandall, Toni Doucette; and Cemeteries Employee Fezarde Legaspi.

This order also appoints the following Jetport garage employees as constables in order to enforce ordinances in the Portland City Code: Dominic Costello, James Rogan, John Taylor, Timothy Welch, Michael Collins, Richard Christensen, Steve Moreau, Shawn McGovern, Anthony Palermo.

This appointment is effective 10 days after passage until 12:00 midnight, December 31, 2024, and is made pursuant to Portland City Code, Sections 20-19 and 20-19.5. Constables are not allowed to carry a firearm, concealed or unconcealed, in the performance of their duties, or to make arrests or issue parking tickets.

Five affirmative votes are required for passage after public comment.

CONSENT ITEMS:

Order 217-23/24 Declaring July 4, 2024 the July 4th Festival - Sponsored by Danielle P. West, City Manager

The City of Portland are prepared to host a fireworks display on the 4th of July. The City has sponsored the July 4th fireworks and activities on the Eastern Promenade for a number of years. The display will be held on Thursday, July 4, 2024 in its usual spot on the Eastern Promenade with the fireworks set to go off at approximately 9:15 PM. A rain date is scheduled for Friday, July 5th 2024.

Like last year, the celebration will be based around the fireworks display presented by Central Maine Pyrotechnics. There will be a musical performance by the Casco Bay Wind Symphony in the middle parking lot of Cutter Street from 7:00 PM - 9:00 PM. The City will be managing food vendors as has happened in the past.

The Festival runs from 6:00 am (closing of Cutter Street) to 11:00 pm Thursday July 5, 2024. (Rain date is Friday July 5, 2024).

Order 218-23/24 Granting Municipal Officers' Approval of Sabouk LLC, dba Rosies Restaurant and Pub. Application for Class XI Restaurant/Lounge with

Indoor Entertainment with Parklets and Outdoor Dining on Public Property at 330 Fore Street - Sponsored by Danielle P. West, City Manager

Application was filed on 4/29/24. Change of Ownership of an existing establishment. New City and State applications.

Order 219-23/24 Granting Municipal Officers' Approval of Highroller LLC, dba Highroller Lobster Company. Application for Outdoor Dining on Public Property at 106 Exchange Street - Sponsored by Danielle P. West, City Manager

Application was filed on 5/16/24. Existing establishment expanding Outdoor Dining on Public Property. New City and State applications.

Order 220-23/24 Granting Municipal Officers' Approval of Allagash Brewing Company, dba Allagash Brewing Company. Application for Outdoor Dining on Private Property at 50 Industrial Way - Sponsored by Danielle P. West, City Manager

Application was filed on 5/2/24. Existing Establishment relocating the outdoor dining space on private property. New City and State applications.

Order 221-23/24 Granting Municipal Officers' Approval of Bread and Olive LLC, dba Bread and Olive. Application for Outdoor Dining on Public Property at 937 Congress Street- Sponsored by Danielle P. West, City Manager

Application was filed on 5/1/24. Existing establishment adding Outdoor Dining on Public Property. New City and State applications.

Order 222-23/24 Granting Municipal Officers' Approval of Bread and Oscar Pizza LLC, dba Otto. Application for Indoor Entertainment at 250 Read Street- Sponsored by Danielle P. West, City Manager

Application was filed on 5/10/24. Existing establishment adding Indoor Entertainment. New City application.

Order 223-23/24 Granting Municipal Officers' Approval of Portland Jamboree LLC, dba Camp Pennant. Application for Class XI Restaurant/Lounge with and Outdoor Dining on Private Property at 250 Commercial Street - Sponsored by Danielle P. West, City Manager

Application was filed on 5/10/24. Change of Ownership of Liquid Riot, an existing establishment. New City and State applications.

Five affirmative votes are required for passage of Consent Calendar after public comment.

BUDGET ITEMS:

COUNCIL ACTION ON THE MUNICIPAL BUDGET WILL TAKE PLACE AFTER PUBLIC COMMENT. PUBLIC COMMENT AND FIRST READS OF ALL MUNICIPAL BUDGET ORDERS TOOK PLACE ON MAY 20, 2024.

Order 198-23/24 Approving Fiscal Year 2025 Administrative Fees for Legal, Parking, Fire, Planning, Public Works, and Parks Recreation & Facilities - Sponsored by the Finance Committee, Anna Trevorow, Chair

This order authorizes administrative charges in the Legal Department (Legal Services fee), Parking Division (Thames & Ocean Gateway Parking Lots, and Elm & Spring Street Garage Hourly & Monthly), Fire (Outside Detail), Planning (Various fees), Public Works (Solid Waste Bag fees & Street Openings Permits) and Parks, Recreation & Facilities (Athletic Fields & Recreation Before School Program).

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

Order 199-23/24 Authorizing the City Manager To Enter into Certain Agreements To Implement the Fiscal Year 2025 Human Resources and Certain Fringe Benefits Budgets - Sponsored by the Finance Committee, Anna Trevorow, Chair

This order authorizes the City Manager to enter into standard agreements and amendments to standard agreements with providers of services for Fiscal Year 2025 to implement portions of human resources, medical, workers' compensation, and liability budgets.

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

Order 200-23/24 Approving the Fiscal Year 2025 Self-insured Liability Program - Sponsored by the Finance Committee, Anna Trevorow, Chair

This order establishes the limit of the City's liability as \$400,000 as required by the Maine Tort Claims Act and states the City's commitment to "self-insure" for such liability by approving funds for this purpose.

This item was postponed on May 20 to coincide with consideration of the Appropriation Resolve. Five affirmative votes are required for passage after public comment.

Order 201-23/24 Authorizing the Director of Parks, Recreation and Facilities to Set Fees and Enter Rental Agreements for City Facilities - Sponsored by the Finance Committee, Anna Trevorow, Chair

This order would authorize the Director of Parks, Recreation and Facilities or their designee to sign rental contracts and set associated fees. This authorization is required annually.

Staff has historically set fees and signed rental agreements for City facilities including but not limited to Merrill Auditorium, the Portland Exposition Building, Ice Arena, Riverside Golf Course, Portland cemeteries, and Ocean Gateway. These facilities host hundreds of events annually, and fees are determined based on the unique staffing levels and services they require.

The City's Legal Department has created a standard rental agreement. Any changes to the terms of standard agreement, other than pricing, are reviewed by legal prior to being changed.

Venues/programs overseen by this Department are run in a business-like manner and need the flexibility to offer specials and adjust pricing based on market conditions. This order will further reaffirm the practice of these fees being set administratively.

This item was postponed on May 20 to coincide with consideration of the Appropriation Resolve. Five affirmative votes are required for passage after public comment.

Order 202-23/24 Authorizing the City Manager to Enter into Certain Agreements to Implement Fiscal Year 2025 Health & Human Services Budget - Sponsored by the Finance Committee, Anna Trevorror, Chair

This order authorizes the City Manager to enter into standard agreements and amendments to those standard agreements to receive reimbursement for services by the Health and Human Services Department. In addition, the City enters into agreements with service providers and landlords to provide services for department programs.

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

Order 203-23/24 Authorizing the City Manager to Accept Scholarship and Trust Donations and Bequests and Enter into Trust Agreements - Sponsored by the Finance Committee, Anna Trevorror, Chair

This order authorizes the City Manager to accept and appropriate existing and new scholarship trusts and to enter into standard form trust agreements as approved by Corporation Counsel.

This item was postponed on May 20 to coincide with consideration of the Appropriation Resolve. Five affirmative votes are required for passage after public comment.

Order 204-23/24 Authorizing the Director of Parks, Recreation and Facilities to Accept Donations up to \$10,000 for Parks, Recreation & Facilities Department Programs and City Funds - Sponsored by the Finance Committee, Anna Trevorror, Chair

The Parks, Recreation & Facilities Department receives frequent donations for many of the programs it works on and with, like the Land Bank, the Portland Youth Corps, and the Tree Trust. This order will allow the department director to accept donations as much as \$10,000 without needing to receive approval from the City Council.

This item was postponed on May 20 to coincide with consideration of the Appropriation Resolve. Five affirmative votes are required for passage after public comment.

Order 205-23/24 Authorizing Corporation Counsel to Undertake Civil Actions to Collect Delinquent Personal Property Taxes - Sponsored by the Finance Committee, Anna Trevorror, Chair

This item will give Corporation Counsel a standing authorization to undertake civil actions to collect any delinquent personal property taxes that arise during the course of the fiscal year. Otherwise, it would be necessary for the City Council to specifically authorize each individual legal action. This general authorization will take the place of the case-by-case approach.

This item was postponed on May 20 to coincide with consideration of the Appropriation Resolve. Five affirmative votes are required for passage after public comment.

Order 206-23/24 Authorizing Non-Union Wage Adjustment - Sponsored by the Finance Committee, Anna Trevorror, Chair

This Order authorizes the City Manager to utilize a 3.0% Cost of Living Adjustment (COLA) for pay adjustments for non-union employees, elected officials, the City Clerk and Corporation Counsel.

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

Order 207-23/24 Designating Fiscal Year 2025 Funds for Specific Island Services - Sponsored by the Finance Committee, Anna Trevorrow, Chair

The municipal budget includes \$45,000 for use on Peaks Island in addition to the funds used to pay for direct and indirect city services. Pursuant to a request from the Peaks Island Council these funds will be used as follows in FY25:

- Item A: Summer Bike Program Tickets (CBL): \$250
- Item B: Needs Based PI Resident Tickets (CBL): \$2,000
- Item C: PI Student Tickets (CBL): \$3,500
- Item D: Welch Street Webcam: \$4,500
- Item E: Internet Subscription (Webcam): \$2,700
- Item F: Island Taxi (ITS): \$22,320
- Item G: PI Council Administrative Expenses: \$2,150
- Item H: Peaks Island Children's Workshop (Updated Classroom Supplies): \$3,210
- I: New Brackett Church (Ceiling Mount Projector 50% share): \$720
- Item J: Island Compost Project: \$2,400
- Item K: Peaks Island Historical Society (mid-1700s Ye Olde Trott Burial Ground Ongoing Restoration): \$1,250

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

Order 208-23/24 Appropriating \$9,300,000 in Fund Balance - Sponsored by the Finance Committee, Anna Trevorrow, Chair

This order appropriates \$9,300,000 from Assigned Fund Balance for pension obligation bond debt service payments due in Fiscal Year 2025.

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

Order 209-23/24 Amendment to Portland City Code Chapters 10, 24, 25, and 28 Re: Various Fee Increases for Fiscal Year 2025 - Sponsored by the Finance Committee, Anna Trevorrow, Chair

This item amends various sections of Portland City Code to increase the following fees: an increase in the Inspection Sticker fee from \$25 to \$35 (Section 10-18), an increase in the AES Box Annual Maintenance fee from \$275 to \$300 (Section 10-102), an increase in the Sewer User charges from \$12.75 per hundred cubic feet of volume (hcf) to \$13.00 hcf (Section 24-72), an increase in the various Street Occupancy fees (Section 25-27), an increase in the Street Opening License fee from \$800 to \$900 (Section 25-119), and an increase in select Parking Tickets (Chapter 28-51). All increases would be effective July 1, 2024, the start of Fiscal Year 2025.

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

Order 210-23/24 Fiscal Year 2024-2025 Appropriation Resolve - Sponsored by the Finance Committee, Anna Trevorror, Chair

The Appropriation Resolve contains the Finance Committee's recommended budget for Fiscal Year 2025 for general municipal purposes in the amount of \$352,890,205. In addition, it contains the Finance Committee's recommended budget for Fiscal Year 2025 for the School Budget of \$154,045,767.

The tax levy based upon the Finance Committee's recommended budget is \$107,778,835 for general municipal purposes and \$119,402,624 for the School Budget. The Finance Committee's budget recommendations for municipal purposes and the School Budget result in a combined tax levy of \$227,181,459 for Fiscal Year 2025.

The Appropriation Resolve also directs the Assessor of Taxes to assess a tax upon all real and personal property liable to be taxed as of April 1, 2024 and sets October 18, 2024 as the tax due date, which may be paid in two installments due on October 18, 2024, and on March 14, 2025.

The delinquency rate of interest is set at 8.5% per year, and the abatement rate of interest is set at 4.5% per year.

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

Order 211-23/24 Amendment to Portland City Code Chapter 9 re: Funding Amount for Clean Election Fund for Fiscal Year 2024-2025 - Sponsored by Sponsored by the Finance Committee, Anna Trevorror, Chair

The Finance Committee Recommended Budget included an amendment to adjust fiscal year 2024-2025 Clean Elections program funding to \$300,000 of total funding. This order amends Chapter 9 to adjust program funding for fiscal year 2024-2025 only. City Clerk Ashley Rand agreed this level of funding is sufficient for the upcoming fiscal year.

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

UNFINISHED BUSINESS:

Order 213-23/24 Accepting and Appropriating \$10,000 Anonymous Donation to Portland Fire Department for National EMS Week Fund - Sponsored by Danielle P. West, City Manager

The Portland Fire Department was recently awarded an anonymous civilian donation of \$10,000 to commend their hard work. Funding will be used to provide a variety of benefits to the Fire Department employees and facilities. Specifically, this funding will support lunches, personalized gifts, station updates and additional rewards.

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

Order 214-23/24 Approving the Collective Bargaining Agreement Between the City of Portland and Local 740 International Association of Firefighters, AFL-CIO - Sponsored by Danielle P. West, City Manager

This item approves a negotiated successor collective bargaining agreement between the City of Portland and Local 740, International Association of Firefighters, AFL-CIO for the period of January 1, 2024 through December 31, 2023. The prior collective bargaining agreement expired on December 31, 2023. This proposal is presented after previously receiving guidance from the City Council in multiple executive sessions and after having been approved by Local 740.

This item must be read on two separate days. It received its first reading on May 20. Five affirmative votes are required for passage after public comment.

ORDERS:

Order 224-23/24 Extending the Declaration of a State of Limited Emergency at 654 Riverside Street - Sponsored by Danielle P. West, City Manager

The council enacted Order 37 as an emergency on November 13, 2023. The order allowed the City Manager to increase the number of beds available in the City of Portland Homeless Services Center (654 Riverside Street) by 50 until February 5, 2024. On February 5, the Council approved an amendment to extend the emergency order to June 3, 2024.

If approved, this amendment would extend the emergency order to August 19, 2024.

Order 37 was originally proposed in response to the significant number of unsheltered individuals in the City of Portland, public health and safety hazards existing at encampments, and the imminent threat of further danger to those individuals' health and safety during the winter season. As a result of the Council's approval of Order 37 and subsequent increase in shelter capacity, outreach workers have had greater success in helping individuals access shelter, addressing urgent health needs, preventing fatalities, and mitigating the public health and safety consequences of hazardous encampments.

To make this item effective immediately, staff is requesting that this item be passed as an emergency. Seven affirmative votes are required for passage as an emergency after public comment.

Order 225-23/24 Accepting and Appropriating a \$120,000 Maine Infrastructure Adaptation Grant from the Maine Department of Transportation for the Union Branch Pathway Project - Sponsored by Danielle West, City Manager

Earlier this year, the City of Portland applied for and was awarded a Maine Infrastructure Adaptation Fund grant from the Maine Department of Transportation to enhance stormwater infrastructure along the Union Branch Pathway. (The Union Branch Pathway is currently funded in the CIP.) The City was eligible to apply for this funding because of its membership in the State's Climate Resilience Partnership. If accepted, the grant will fund the installation of rain gardens and bio-retention cells along the trail. This will increase community resilience by mitigating flooding and reducing the volume of water in the combined sewer system that flows through Bayside.

This item must be read on two separate days. This is its first reading.

Order 226-23/24 Adopting Development Program for Portland Downtown for Fiscal Year 2024-2025 - Sponsored by the Finance Committee, Councilor Anna Trevorrow, Chair

The PD District was originally established by the City Council on March 16, 1992. Since then, each year in June, for the following fiscal year starting July 1, City Council authorization of establishing the special assessment and approval of the documents is needed.

For FY2025, City Council authorization is needed for the continued operation of PD, which documents include: (1) Adopting the Development Program for the PD; (2) Assessing Maintenance and Implementation Assessments in the PD District; and, (3) authorizing the Agreement for work to be done by PD and work to be done by the City.

The budget for PD is funded largely from special assessments on all real estate in the current District. The revenue raised through the special assessment will fund the majority of PD development program expenses for FY2025. The proposed mil rate to raise the assessment revenue budget is estimated at \$.71 per \$1,000 of property value in the current district in order to raise the PD Board approved assessment revenue budget of \$1,334,572.

Portland Downtown representatives provided a presentation to the Finance Committee (FC) at its April 30, 2024, meeting.

This item must be read on two separate days. This is its first reading.

Order 227-23/24 Establishing Maintenance and Implementation Assessments for Portland Downtown for Fiscal Year 2024-2025 - Sponsored by the Finance Committee, Councilor Anna Trevorrow, Chair

This is a companion Order with the Order above.

This item must be read on two separate days. This is its first reading.

Order 228-23/24 Approving the Agreement between the City of Portland and Portland Downtown for Fiscal Year 2024-2025 - Sponsored by the Finance Committee, Councilor Anna Trevorrow, Chair

This is a companion Order with the two Orders above.

This item must be read on two separate days. This is its first reading.

Order 229-23/24 Adopting the Development Program for the Portland Tourism Municipal Development District for Fiscal Year 2024-2025 - Sponsored by the Housing and Economic Development Committee, Councilor Pious Ali, Chair

The Portland Tourism Development District ("District") was originally established by the City Council September 18, 2023 for the second half of FY2024 – from January 1, 2024, through June 30, 2024. To continue the District, City Council authorization of establishing the special assessment and approval of the documents is needed.

For FY2025, City Council authorization is needed for the continued operation of the District, which includes: (1) Adopting the Development Program; (2) Establishing

Assessments for the District; and, (3) Authorizing the Agreement.

The revenue raised through the special assessment will fund the District's development program expenses for FY2025. The proposed assessment formula is detailed in the Staff Analysis section of this memo.

The Housing and Economic Development Committee reviewed this item at its April 29, 2024 and voted 4-0 to forward this to the City Council with a recommendation to approve the District.

This item must be read on two separate days. This is its first reading.

Order 230-23/24 Establishing Implementation Assessments for the Portland Tourism Municipal Development District for Fiscal Year 2024-2025 - Sponsored by the Housing and Economic Development Committee, Councilor Pious Ali, Chair

This is a companion Order to the above Order.

This item requires two readings. This is its first reading.

Order 240-23/24 Approving the Development Program Manager Agreement Between the City of Portland and Convention and Visitors' Bureau of Greater Portland, Doing Business as Visit Portland for Fiscal Year 2024-2025 - Sponsored by the Housing and Economic Development Committee, Councilor Pious Ali, Chair

This is a companion Order to the above two Orders.

This requires two readings. This is its first reading.

Order 241-23/24 Approving the Amended Wage Scale and Additional Amendments to the Collective Bargaining Agreement with AFSCME Local 481-00, Labor and Trades - Sponsored by Danielle P. West, City Manager

This item approves an amendment to the collective bargaining agreement between the City of Portland and AFSCME Local 481-00, Labor and Trades which is effective for the period of July 1, 2022 through June 30, 2025. The amendment includes an amended wage scale, effective June 30, 2024. This proposal is presented after previously receiving guidance from the City Council in executive session and after having been approved by Labor and Trades.

This item must be read on two separate days. This is its first reading.

AMENDMENTS:

Order 242-23/24 Amendment to Portland City Code Chapter 32 RE: Stormwater Regulation - Sponsored by Sustainability and Transportation Committee, Councilor Regina Phillips, Chair

In order to comply with regulatory permit requirements, the Water Resources Division is updating both Chapter 32. Chapter 32 is being updated to include a fourth article titled Erosion and Sediment Control which is a requirement of the stormwater permit issued by the Maine Department of Environmental Protection. This requirement has a July 1, 2024 deadline to be enacted. Chapter 6 of the Technical Manual will be updated in conjunction with this Ordinance update. Additional revisions are being proposed to match the

permit's language, including definitions, deadlines, and references.

This ordinance update is being made to meet permit requirements and other initiatives, including an updated Technical Manual, to limit the impact of discharges to our stormwater system and to the City's brooks, rivers, and harbor.

This item must be read on two separate days. This is its first reading.

Order 243-23/24 Amendment to Portland City Code Chapter 24 RE: Discharge of Stormwater into Sewers - Sponsored by Sustainability and Transportation Committee, Regina Phillips, Chair

In order to better align the City's Water Resources ordinances with existing technical standards and planning requirements, the Water Resources Division is updating Chapter 24. Chapter 24 is being updated to align with existing Technical Standards to ensure all efforts are made to limit the introduction of stormwater to the combined system from new development. The ordinance update is being made to strengthen and better align our regulatory mechanisms with our current development review process and other initiatives to limit the impact of discharges to the City's combined sewer system which overflows to the City's brooks, rivers, and harbor during heavy rain events.

This item must be read on two separate days. This is its first reading.

Order 244-23/24 Amendment to Portland City Code Chapter 6 RE: Bird Friendly Building and Design Requirements - Sponsored by Sustainability and Transportation Committee, Councilor Regina Phillips, Chair

This would establish design standards for new commercial buildings and major renovations in commercial buildings over 10,000 sq. ft. to reduce bird mortality from collisions with windows and other architectural features.

This item must be read on two separate days. This is its first reading.

Order 245-23/24 Amendment to Portland City Code Chapter 34 RE: Soil Tests and Fertilization Application - Sponsored by Sustainability and Transportation Committee, Councilor Regina Phillips, Chair,

The Landcare Management Advisory Committee unanimously recommended several amendments to Chapter 34 as part of their annual report to the Sustainability and Transportation Committee. The Committee considered these recommendations during their meeting on April 10 and voted 2-0 (Councilor Pelletier absent) to advance them to the City Council. If enacted, the order will :

- change the required soil test from a comprehensive test to a standard test;
- require a soil test every three years instead of annually;
- allow application of organic fertilizers to garden beds without a soil test;
- exempt application of fertilizers for woody plants and shrubs so long as the fertilizer is injected to the root or incorporated into the soil with the plant's drip edge;
- remove the definition of penetrometer because the term does not appear elsewhere in the text.

These amendments will facilitate compliance with the ordinance while maintaining rigorous application of sustainable landcare practices.

This item must be read on two separate days. This is its first reading.

EXECUTIVE SESSION:

ADJOURNMENT: