

MINUTES OF THE METRO COUNCIL MEETING

July 1, 1999

Council Chamber

Councilors Present: Rod Monroe (Presiding Officer), Ed Washington, Rod Park, David Bragdon, Jon Kvistad

Councilors Absent: Bill Atherton (excused), Susan McLain (excused)

Presiding Officer Monroe convened the Regular Council Meeting at 2:04 p.m.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATION - PRESENTATION OF AWARD

Presiding Officer Monroe said that the International Association for Public Participation, Portland Chapter, was giving the Metro Council an award for the listening posts related to the north and south transportation corridors. Vaughn Brown presented the award to Councilor Washington. Staff members who worked with Councilor Washington were in the audience. Of particular help in this matter was Jeanna Cernazanu, Susan Finch and Marilyn Matteson.

Mr. Vaughn Brown, Chair of the International Association of Public Participation, the local Cascade Chapter, said they were a group of professionals that were from government institutions that try to advance public participation. He said one of the ways that they did that was the Annual Awards Program, he then presented an award to Metro for the Listening Post Program. He said the listening posts were conducted on a fairly light budget and that people went out after the defeat of the North/South Light Rail measure to listen to what ideas were going on. He stated that in 1998-99 there were a series of meetings conducted, over 375 people attended and over 400 commented. He said the reason they thought the program was exemplary was that Metro began with listening. He said that demonstrated that public participation could be quick and cheap.

Councilor Washington thanked Mr. Brown's organization for the award. He noted that they really did try to listen effectively. He said it would not have been possible without the participation of other members of the Council, the transportation committee, Presiding Officer Monroe, JPACT, and staff. He then accepted the award on behalf of everyone, and thanked Mr. Brown.

3. EXECUTIVE OFFICER COMMUNICATIONS

None

4. AUDITOR COMMUNICATIONS

None

5. MPAC COMMUNICATIONS

Presiding Officer Monroe said MPAC did not meet this week. He then asked if there was anything from the council on MPAC.

Councilor Park said that the MPAC subcommittee on funding had met twice. He said he missed the first meeting because he was at the National Association of Regional Councilors. At the second meeting they had just started the process of looking at the areas coming within the Urban Growth Boundary. They were concerned with how they were going to pay for the infrastructure, schools and more. He said the public should be aware that this was taking place and Commissioner Michael Jordan from Clackamas was chairing that subcommittee. He said hopefully the timeline would run between 6 months to a year. He thought that they would be getting some good information on what could be done. He added they would be meeting on the off weeks of MPAC because the schedule kept changing.

Presiding Officer Monroe thanked Councilor Park and asked if there were further comments on MPAC.

6. METRO LEGISLATIVE UPDATE

Dan Cooper, General Counsel, said they had seen proposed amendments to a prison siting bill that would prohibit both Day Road and Dammasch and would offer to the governor in affect three choices of Umatilla, a site towards Junction City, and the UAL Tree Farm site in Marion County. He stated that he had not heard from Mr. Phelps about further work sessions being scheduled, or if any version was likely to move out of the House Rules Committee.

Presiding Officer Monroe said they still do not believe him (governor) when he said he would veto anything other than Day Road.

Mr. Cooper said no comment.

Presiding Officer Monroe asked if there was anything further on highway funding.

Mr. Cooper said nothing new since the report on Tuesday.

Presiding Officer Monroe said Councilor Atherton brought up something on their retreat that was before the legislature. He noted that Councilor Atherton was not present so he would bring the issue before everyone. He said Councilor Atherton was interested in House Bill 2805 in particular to writing a letter in support of the minority report on House Bill 2805, then asked Mr. Cooper to come forward.

Mr. Cooper said this legislation would have given unqualified immunity to anyone who testified at any public hearing in front of the public body from any law suit regarding the content to what they had testified to. He said that version did pass through the House. He noted that when they looked through the file they had identified that it was not critical or of material interest to Metro. He said they had never had anyone who had testified in front of the council sue. He said they had not been monitoring the bill. The bill passed the house in that form and was referred to Senator Bryants, Civil Judiciary Committee on the Senate side. He stated to his understanding the committee was passed by the Senate with amendments. The amendments would limit the immunity that people would have to such lawsuits. He said he did not have the details to what the limitations were. He said the minority report from the Senate Judiciary Committee if adopted by the Senate would have the version that passed the House, and both would have passed the same

measure. He said that was the difference between the minority and majority report coming out the Senate Judiciary Committee.

Presiding Officer Monroe called for questions. He asked if council would like to send a letter. No interest was expressed.

7. CONSENT AGENDA

7.1 Consideration meeting minutes of the June 24, 1999 Regular Council Meeting.

Motion: **Councilor Park** moved to adopt the meeting minutes of June 24, 1999 Regular Council Meeting.

Seconded: **Councilor Washington** seconded the motion.

Vote: The vote was 5 aye/ 0 nay/ 0 abstain. The motion passed with Councilor McLain and Atherton absent from the vote.

8. ORDINANCES - FIRST READING

8.1 Ordinance No. 99-812, For the Purpose of Amending the Metro Urban Growth Boundary and the 2040 Growth Concept Map in Ordinance No. 95-625A in Urban Reserve Area 65 in Washington County.

Presiding Officer Monroe assigned Ordinance No. 99-812 to Growth Management Committee.

8.2 Ordinance No. 99-811, For the Purpose of Adopting a Final Order and amending the Metro Urban Growth Boundary for Contested Case No. 98-4: Tsugawa.

Presiding Officer Monroe assigned Ordinance No. 99-811 to Council.

Councilor Washington introduced Mr. Stan Lewis, MCCI representative from his district. He apologized for not doing it sooner.

Councilor Park introduced Mr. Bob Pung, Vice Chair of MCCI.

9. ORDINANCES - SECOND READING

9.1 **Ordinance No. 99-807A**, For the Purpose of Creating a Metro Parking Policy and Amending Chapter 2.14 of the Metro Code.

Motion: **Councilor Park** moved to adopt Ordinance No. 99-807A.

Seconded: **Councilor Washington** seconded the motion.

Councilor Park said this was an off shoot of another item brought to the council in regards to the Zoo parking lot as a potential Park and Ride. He said this opened the door to a broader view of what was the policy for regional facilities. He then reviewed how the policy had evolved, he had discovered that there was not a policy to help the agency and public to understand that we did have these facilities. He said it was a tough subject with give and take on all sides. He stated that the underlining affect was that the facilities were there to support the regional facilities that were

there with parking being a premium. He suggested picking off peak days or times to offer it to other people.

Presiding Officer Monroe thanked Councilor Park and asked for further questions or comments.

Councilor Kvistad thanked the council for allowing the one-week delay for this ordinance. He said he had been requested from Mr. Boly and Mr. Angel to have other information on the table. He said he did talk to the council.

Presiding Officer Monroe opened a public hearing on Ordinance No. 99-807A. He asked Mr. Stone would explain the new clock.

Jeff Stone, Chief of Staff stated that in the past they used an egg timer that was not efficient. He then explained the directions to the audience.

Elizabeth Callison, 6039 SW Knightsbridge Dr., Portland OR 97219 spoke supporting Arlington Heights and the Sylvan Highlands Neighborhood Associations. She stated that the neighborhoods have tried to work within the systems of the City of Portland. She said the problem was the total lack of public Park and Ride at the \$40 Million dollar light rail station at the Zoo. Neighborhoods should be discouraged from driving around downtown looking for parking. She stated the lot at the Zoo was large and there were times when it was not being used. She noted that Metro Employers and Councilor got free parking passes. She said the entire region contributed to the cost of constructing the Zoo Light Rail facility and that was expensive, although no commuter parking was in the original plan. She stated she thought it was a good idea, and for the council to be more creative to today's circumstances. Public facilities had developed in the areas and she would like a more compassionate view towards these communities. She stated that the problems brought up today would only be a foretaste of similar and worse problems that would arise if the Interstate Max was constructed. She noted that that system would only have about 500 parking spaces, causing more problems.

Doris Carlsen, 211 SW Wright Ave., Portland, OR 97201 said she too was here in support of Arlington Heights. She felt the adoption of this policy would contradict some of the basic charter of Metro, which was to encourage light rail, which should be the number one priority. She said she thought with the enormous cost of the Zoo Railway Station, it should justify encouraging mass transit. She said she hoped that they would not adopt the policy that precluded considering the Park and Ride concept that this could benefit the neighborhood or users. She stated she was most content with the information and it was expected that 10% of the patrons would arrive at the Zoo by light rail and it was actually 42%.

Councilor Park stated that one of the comments that Mrs. Carlsen made was that this would preclude any shared parking. He asked which part of this ordinance did she think would preclude the ability to do that.

Ms. Carlsen said she did not have the ordinance in front of her, so she stated she thought the priority for parking was for patrons of the facility and for employees.

Councilor Park said that was correct, the priority would be for the facility itself not for Park and Ride. He said it was his understanding that there were negotiations for some structured parking at the Expo Center that would increase the use of Tri-Met in that area. To use it as Park and Ride would benefit the Metro facility, and Expo Center.

Ms. Carlsen said perhaps she was mistaken and she would feel better if it did not preclude any further negotiations on this subject.

Presiding Officer Monroe asked Tony Vecchio what percentages of patrons were coming on light rail.

Mr. Tony Vecchio, Director of the Oregon Zoo, said they did a survey in March that said 16 % showed attendance on light rail, and 6 % on bus.

Mike Dowd, 2722 SW Rutland Terrace Portland, OR 97212 an Arlington Heights resident, said he would be happier if the language of the policy said more about encouraging transit use and not about using the facilities for visitors. He stated that he had been working for years trying to get a median removed and he spent several years at every meeting with a bureaucrat telling him that it was too hard to change. He said Councilor Washington was a hero of his because he stepped forward and got people looking at the median idea with common sense. He said he had heard that people were coming home from using the empty Zoo parking lot as a Park and Ride and had been ticketed. He stated from a common sense standpoint there would be an easier way to solve this. He hoped that the situation could be resolved and the parking policy did something more to encourage mass transit.

Ruth Raskie, 208 SW Marconi Ave Portland OR 97201, a board member of the Arlington Heights Neighborhood Association, said their sole objective was to reduce auto miles and increase transit use. She stated that right now Metro operated an 840-space parking lot next to a \$40 million station. She advocated whatever would minimize and then utilize most excess parking capacity. She stated that they had three questions: What was more important was less auto miles or more peak period parking for Metro facility patron? Did MAX have the capacity to accommodate peak period crowds attending the Zoo, the Forestry Center, and Children's Museum? Whether it was a scarce parking or MAX station, was it preferable to serve some or deny all.

Mike Sublett, 1875 N Portland OR was here on behalf of WHIM and stated that his project was founded a year ago to promote transit connections at this \$40 million station. This station was the sole connection to a \$200 million tunnel, the only stop for 4 ½ miles for 25% of the entire length of the West Side Light Rail. To date the organization which was completely voluntary regarding government funding had distributed over 2,000 4 page pedestrian maps of their own design, 700 bus schedules, and advocated for successful expansions of the bus service at the station plus plans for bicycling and pedestrian access. He stated WHIM had cautiously explored an experiment in seasonal and night shared parking over the several months along with other responsible civic organizations. He said the over 900 parking spaces surrounding the station offered some hope to the overcrowded Sunset Transit Station and the extreme congestion in NW Portland and Goose Hollow. He noted that the entire neighbors NW coalition voted unanimously for an experimental program in shared parking that would be geographically limited to the Arlington Heights and Sylvan Highlands Neighborhoods. He stated that even though 8 of the 10 would not benefit directly they realized that there was a potential for regional benefit. He said if this ordinance did not allow us to experiment than it really did not do what he thought the region wanted to do. He presented a Metro Zoo document from the Transportation Demand Management Committee Meeting of June 11, 1999. He pointed out that it showed typical weekday and weekend transit mode shared to the Zoo. He then cited from table 3a the transit share mode which indicated, as 42%; last quarter was 32%. He said that the typical weekend day data for this quarter was 27% and no data given for last quarter.

Presiding Officer Monroe asked what the genesis for the data was.

Mr. Sublett said under the Zoos master plan for the conditional use permit, we were required to operate a Transportation Demand Management Plan Committee. He said this was a report from the June meeting for that committee.

Presiding Officer Monroe said we had just heard from the Zoo Director who gave different numbers. He said he wanted to know why the contradiction.

Mr. Sublett said this came from a Metro document.

Councilor Park asked if Mr. Sublett would be in favor of a region wide plan were the Convention Center parking lot be used for Park and Ride only for that geographic and then the parking lot at Expo only be used for those geographical areas.

Mr. Sublett said the nature of an experiment would be to try things in different areas. He said he did not want to hog tie the council and Metro staff. He said that this made sense for a number of reasons the Zoo had brought up. He stated number one how do people let them know when the MAX was too full? By limiting it geographically to those two neighborhoods who had the greatest stake in the success in the Zoo transit policy because those two neighborhoods suffered the consequences when it did not work. He said there was a natural balance. He said the neighborhoods were the ones to communicate.

Councilor Park said he was trying to see the justification of a geographic limited amount allowed for a publicly paid facility. He said that philosophically he could not reach that point. He said he could not explain to his district for example why a neighborhood would have the privilege of parking somewhere and the other neighborhood would be denied that right.

Mr. Sublett said several reasons, any residential permit parking program was geographically discriminatory. He gave examples of places he could not park for different reasons.

Councilor Park said he saw the difference between having a parking permit program for people from outside the area verses having a parking permit to go to a public facility because you lived in that geographic neighborhood.

Presiding Officer Monroe asked if he would share that data with Mr. Vecchio.

Gabriela Downey, 1565 SW Highland Parkway, Portland, OR 97221 said she had not been active in this. She stated that she had lived there for 10 years and had seen the transition of both Highway 26 and the Gardens torn out. She stated she and her husband had always supported public services. She said her neighborhood was older with senior citizens and she wondered why we would forbid letting people in the neighborhood use the parking after hours when it was empty. She said when this began she understood that the neighbors would be allowed to park in the Vietnam War Memoir parking lot but that policy had changed. She said if the council had questions, then offer a solution.

Lawrence Hudez, 11135 SE Yamhill, Portland, OR said he was here because he supported the Arlington Heights plan. He mentioned a fight Rod and he had over the branch of the library parking issues. He suggested running an experiment to see if it worked. He did not understand the problem of a neighborhood having certain privileges because he said he could go to 122nd and park his car and it did not cost him but these people could not do that. He stated that someone

who used the Park and Ride at 122nd was usually living in that area and so these were in fact neighborhood Park and Rides. He stated that was the principle reason he was there, and he stated that was why he was in favor of all present and future MAX transit.

Mark Reed, Operations Director at the World Forestry Center and Chairman of the Parking Lot Committee, 4033 SW Canyon Rd, Portland OR 97221 spoke in favor of the Metro proposal particularly for the concept of the priority parking. This lot should be with the institutions that were dependent upon the parking capacity. Both his facility and the Zoo had aggressive programs to get their patrons and staff to use the mass transit that was available. He stated the parking was still at many times inadequate during special events throughout the year leading the parking lot to be full. This would lead to additional costs running shuttle buses and parking in immediate neighborhoods. He said there was no way you could tell people to come and not come with commuter parking. He added that there may still be some options and he did not preclude looking at different ways of doing it.

Presiding Officer Monroe said one of the questions that was raised had to do with using the parking lot in the evening time, he asked if there were activities that sometimes caused the parking lot to be at capacity after 5:00 p.m.?

Mr. Reed said during the summer time the Zoo had summer concerts causing the lot to be about 50 –60 % full. The issue was he does not want his hands tied and the Zoo did not either. He stated he did not want to have to say that they could not do the events because the lot had to be available for the neighbors.

Presiding Officer Monroe thanked Mr. Reed.

Lynn Fox, 3344 SW Evergreen Terrace, Portland, OR 97201 said she was there because she was a transit user who had been typically commuting from Arlington Heights to downtown. She wanted to direct her attention to what Councilor Park had said about it being a special privilege to park and use the light rail. The neighborhood that they lived in only had a bus that came around once an hour. Concern of safety was one of the reasons that prompted the neighbors to make this request. She said she would like to reiterate what Mike Sublett requested, that they remain open to the idea of experimenting and look for a solution with them. She noted a new lot that may be soon approved for bus parking only during the summer. This may provide an alternative for the neighbors to have access to public transit during the evening and winter.

Elka Turner, 2670 SW Fairview Blvd., Portland OR 97201 shared that she had been her neighborhood representative on the Transportation Committee with the Zoo and Forestry Center. She stated that sharing the parking lot at off times had been an issue for a long time trying to create some ideas. She said one of reasons she moved into the Arlington Heights neighborhood from Tualatin was she wanted her children to have the facilities of the city. She noted in the evenings she had wondered where they could park except for Goose Hollow where they were not wanted. She stated again that they had an empty parking lot they could use and that was the reason she testified today.

Rachel Weiner, 838 NW Albemarle Terrace, Portland OR a mother of a young child, visited the zoo and other facilities frequently. She said that it was easy to hop on the MAX She commended the asset of having it go to the Zoo and also the Rose Garden. She stated in her thoughts that the issue was mass transit verses auto usage. She thought it was unrealistic to think that all the neighborhoods were going to use the station at the same time. She felt that once you closed the door on something it was closed and that this ordinance might be too hasty.

Jeff Boly, President of the Arlington Heights Association, 2879 SW Champlain Drive, Portland, OR 97201 said he thought that the major problem here was the concern of the institutions if we started a program, it would lead to difficulties for them. He wanted to stress that they were open to a program that was experimental and was designed so that it was being used when it was not at capacity. If it became a problem it could be terminated. He said they proposed starting in November through March beginning at 9:30 am and continuing until the evening. He thought that we were underestimating the ability of MAX to address the situation there. His best evidence of that was what happened at the Coliseum and Rose Garden. He stated that at the Coliseum they had 12,000 capacity for people and 3,000 parking spaces and at the Rose Garden it went to 21,000 capacity for people and 2,000 parking spaces but it worked because of mass transportation. He noted that at the Zoo the maximum capacity was 10,500 and 840 parking spaces. He stated the difference was that they came at the same time to the Coliseum and at the Zoo they would be coming and going at different times. He said as far as the statistics that we should not be arguing about that. The final point was that there was a Land Use Final Order like in Goose Hollow, that called for a specific parking permit. He added the problem was that there was commitments made and then they were not carried out, that may be what the problem was with people perception of government.

Berit Stevenson, Property Services Analyst, said she just spoke to Kathy Kianus. Ms. Kianus indicated that the survey that Mr. Vecchio had talked about was a gate survey they did over a three day period of over 300 Zoo visitors and she felt was a good statistical survey. She noted that the number report of 42% was taken on one day, and when she presented this at the TDM Committee she indicated that this was higher than the other gate survey just taken, and did not have an answer to that. She stated it was hard to know why it was higher but there may be various reasons such as a particular time of day.

Presiding Officer Monroe clarified that the number that Mr. Vecchio had given was a survey taken over several days not like the survey taken for a couple of hours by Mr. Sublett. The survey taken only for a couple of hours could have been altered as a result of a single group coming in on that day.

Ms. Stevenson said there was really not a good reason for that, but Zoo staff felt that the gate survey was probably a more reliable number.

Presiding Officer Monroe closed the public hearing on Ordinance No. 99-807A.

Councilor Kvistad asked Councilor Park about the commitment related to the neighbors both by Metro and Tri-Met. He asked if that was the case, or what our fall back would be.

Councilor Park asked Councilor Kvistad which commitment he was talking about.

Councilor Kvistad said there had been a commitment made to the neighbors that they would have some access to the parking facility. He asked if there was flexibility within the ordinance to go back and reevaluate or what kind of potential alternatives might there be for some experimental opportunities?

Councilor Park said he did not know the commitments that Tri-Met made or did not make to the neighborhood. He was aware of Metro's Land Use Final Order, which stated the Highland Neighborhood had expressed that the Zoo parking lot be used as a Park and Ride for the downtown light rail trips. He said it went on to say that if this should occur, the board finds that

the City of Portland can implicate a parking permit program similar to the one now in Goose Hollow neighborhood. He said he thought that the first part of the statement was "if it becomes a Park and Ride", he understood that in the agreements with the City of Portland they could not do this. He said he would not know how they would pick a geographical limit, ½ mile from the Zoo. He stated if people were not in that particular area how did a person justify that to other patrons who were coming in. Councilor Park went back to asking the philosophical question, "Do the people who are displaced or had trouble with Gateway Park and Ride, do they have preference on those particular spaces too?"

Councilor Kvistad said the parking policy was much broader than this lot. He said that this was why he leaned in favor of moving forward with something that may have fallen through the cracks. He said when he was reading it; he did not find the flexibility of something to do at the committee level. He noted he wanted to be sensitive if there were commitments made earlier, by looking at Expo or OCC he was looking at a bigger issue.

Presiding Officer Monroe said there seemed to be a question of some commitments that may or may not have been made back in 1991 or earlier. He then asked if there was any staff that would answer to the commitments.

Councilor Washington said that issue had been raised several times, and he was given a document that he just gave to the General Counsel. He asked him to explain the language of the document.

Mr. Cooper said the document handed to him was the same text of which Mr. Boly communicated earlier which quoted a Tri-Met Final Land Use adopted in April of 1991. He noted that he did not have the full context of it, and had not reviewed it so he did not know if it would have led to a different conclusion. He said that if there was an adverse impact on the Highland neighborhood from the use of the Park and Ride lot and that Tri-Met had found that City of Portland had the authority to put it into a permit of geographic area. This would in turn lessen the impact of additional automobile trips coming into the parking lot from other areas. He noted that he thought it was important for the council to realize the ordinance that they were considering dealt with Metro facilities in general. He stated that Metro's relationship to the Zoo parking lot was different than it was with any other facilities because there was a third interest in a lease hold and that gave Metro one third of a voice on how to manage the Zoo parking lot. He added that the lease provided for the Forestry Center, now the Portland Park Bureau which took the place of OMSI and the Zoo to manage the parking lot through a committee with the exception to paying for parking, and day to day management. He stated that the effect of the ordinance was to give instruction to Metro's representative on the committee what the council's preferences were and the council could still be out voted.

Councilor Bragdon said his only objection about this ordinance was that it was only there for facilities. He stated parking lots were there for the people who used these facilities. He stated that we had heard from people who would like to use it as a Park and Ride and that there were also a million people a year who used it for the Zoo. He said that we would hear from those people at the Zoo if the parking lot turned into a Park and Ride because they could not get there from Tigard or wherever they were from. He said he felt that we needed to be responsive to people who came and testified. He noted that they needed to be responsive to the region as a whole, the ones who paid for those facilities through taxes, and admission fees. There was testimony from the South West Hill Residential League who did not want it to be a Park and Ride because they noticed that it would impact negatively on their neighborhood getting the overflow. He did share that there was excess capacity at the parking lot at certain times which was

unpredictable. He also stated that it would be hard to discriminate against neighborhoods, he added that if he paid taxes in Oxbow Park and lived in Arlington Heights and found that the lot was filled with people from Gresham and restricted he would not think that was right. He indicated he would be supporting this ordinance.

Councilor Washington said there had been some remark made that the council needed to be sensitive to neighborhoods. The Council's responsibilities went beyond his own neighborhood and immediate districts. He noted that he was concerned with the logistics of doing things, when people parked somewhere for a year and then there was a change, the first thing they thought was they had always done this. He corrected the statement made that councilors park free anywhere. He said they just received a letter through the committee that they would be able to park with a permit for business meetings.

Presiding Officer Monroe asked if there was anything additional before he asked Councilor Park to close.

Councilor Park closed by saying that this had been an interesting exercise in trying to fill the gaps in some of our regional responsibilities. He noted that most of the testimony was about the Zoo and the neighborhoods around that. He stated that the main concern of the policy was how do they deal with all of the facilities. He said they were trying to have some kind of cohesive policy that would work across the region. He noted that this was going to preclude parking at the Zoo for those people in that area, which would encourage further discussion. He stated that this was a resource that they were trying to balance. He added that the parking facilities generated a significant amount of funds to help operate and cover some of the tax load into the area. Councilor Park thanked Councilor Kvistad for reminding him of the children's museum and how would you define a geographical region for any facility, let alone the Zoo. He sympathized with those in the area and ones that were by any Park and Ride, but he still would have trouble justifying giving exclusivity to one group or another. He concluded by saying it was a similar problem at the City Hall Park and Ride where there was an overflow problem that left the ones doing business at City Hall without parking.

Vote: The vote was 5 aye/ 0 nay/ 0 abstain. Councilor Atherton and Councilor McLain absent. The motion passed.

10. RESOLUTIONS

10.1 **Resolution No. 99-2783A**, For the Purpose of Entering into a Cooperative Agreement with the Oregon Parks Foundation to Acquire and Manage Funds for the Construction and Operation of the Diack Nature Center at Oxbow Regional Park.

Motion: **Councilor Washington** moved to adopt Resolution No. 99-2783A.

Seconded: **Councilor Kvistad** seconded the motion.

Councilor Washington said the Metro – Council approved the master plan for Oxbow Park in October of 1997. This plan included an objective for the creation of an Educational Nature Center with requirements of funds for the construction coming from private sources. He added since then the Oregon Parks Foundation had indicated their interest in joining Metro in an endeavor to develop a final plan for the center to help raise funds. The Oregon Parks Foundation board unanimously approved an agreement to accomplish these objectives on March 31, 1999

subject to the Metro – Council approval. He added, as a result of that, this resolution was just to collect the funds and acquire and manage the funds. He suggested that there would be no amendments on this resolution, but an aye vote.

Presiding Officer Monroe called for any other discussion or debate.

Councilor Bragdon said he had checked into this, and the Diack family was friends of his and Metro thanks them for their involvement. He also thanked the Oregon Parks Foundation.

Presiding Officer Monroe asked for more discussion before asking for vote.

Vote: The vote was 5 aye/ 0 nay/ 0 abstain. Councilor Atherton and Councilor McLain absent. The motion passed.

10.2 **Resolution No. 99-2801**, For the Purpose of Appointing Four Nominees to the Metro Committee for Citizen Involvement (MCCI), May 1999.

Motion: **Councilor Bragdon** moved to adopt Resolution No. 99-2801.

Seconded: **Councilor Park** seconded the motion.

Councilor Bragdon said this resolution would confirm the appointment of four individuals for the Metro Committee on Citizen Involvement: Richard Jones from the Oak Grove, Trudy Knowles from Tigard, Kristine Poole-Jones from NE Portland, and Norm Rose from Beaverton. The new appointees were recruited through the new process talked about earlier this year. He noted the MCCI Nominating Committee as well as Metro Operations Committee approved these individuals by a vote of 3 to 0. He introduced Karen Withrow and said she would give a brief description of the nominees.

Karen Withrow, MCCI staffer, briefed the council by saying Norm Rose was recommended by the Washington County Committee for Citizen Involvement to represent them and had already been attending meeting for about 3 months. Kristine Poole-Jones was new and had an educational background as one of the first to participate in education. Trudy Knowles was new and would be representing District 3, she had many community contacts. Richard Jones submitted an application in June of 1995 and had been waiting for an opportunity since then.

Presiding Officer Monroe asked if there was discussion of the resolution.

Councilor Bragdon said these nominees had been brought forward at the community level with high recommendation.

Vote: The vote was 5 aye/ 0 nay/ 0 abstain. Councilor Atherton and Councilor McLain absent. The motion passed.

Presiding Officer Monroe said the two resolutions next were dealing with labor negotiations, and asked the council if there was a need for an executive session after the informal that they had.

Councilor Kvistad requested an executive session.

Presiding Officer Monroe declared an executive session.

11. EXECUTIVE SESSION HELD PURSUANT TO ORS 192.660(1)(d) FOR THE PURPOSE OF DELIBERATING WITH PERSONS DESIGNATED TO CONDUCT LABOR NEGOTIATIONS.

11.1 **Resolution No. 99-2807**, For the Purpose of Ratifying the Laborers International Union Local 483 Bargaining Agreement for July 1, 1999 through June 30, 2003.

Motion: **Councilor Washington** moved to adopt Resolution No. 99-2807.

Seconded: **Councilor Bragdon** seconded the motion.

Councilor Washington asked Ms. Gregory, Director of Human Resources and Ms. Collier, the chief negotiator, to share with the public information on the two labor resolutions. He added that Councilor Atherton had asked for some additional information from Ms. Collier. Ms. Collier had provided written response to Councilor Atherton, a copy of which was placed in each councilor's mail box. He suggested that Ms. Gregory review both resolutions.

Ms. Judy Gregory, Human Resource Director, representing the Executive Officer, urged approval Resolution Nos. 99-2807 and 99-2814. These were resolutions approving two collective bargaining agreements, LIU 483, a four year agreement. LIU represented many of the employees at the Zoo and the Park Rangers in the Parks Department. The agreement included a wage increase in 1999-2000 of 2.5% and increases in the succeeding year of the contract of the agreement of a minimum of 2% and a maximum of 4% based on the Consumer Price Index for Portland. The agreement included a cap on insurance increases in this year and the succeeding years. It included a change in the Kaiser HMO co-pay to \$5.00 for prescriptions and office visits, a change for Metro which had the effect of holding the Kaiser insurance costs down. The agreement also included some language changes. She acknowledged the hard work of Tanya Collier, Metro's Labor Relations Manager, who succeeded in successfully negotiating two contracts having only been at Metro two months. Both the management and employee negotiating teams had done a great job.

Councilor Washington asked about the differences between the LIU contract and the other labor contract.

Ms. Gregory said the AFSCME Local 3580 Collective Bargaining agreement was also before Council today. It included a wage increase of 2.5% for 1999-2000. This was a three year contract, it based the out year increases on the Portland Urban Consumer Price Index with a minimum of a 2% increase in the out years and a maximum of 4% increase in the out years. It included provisions for the Metro Human Resource Department to look at some classifications that may be out of synch with the market and that they would begin a comprehensive market survey for this group sometime after July 1, 2000. Human Resources had not done a market survey since 1996 on this group. The agreement also provided for a cap on medical insurance. As of July 1, 2000 it increased the Kaiser co-pay from \$2 per visit and \$1 per prescription to \$5 in each of the categories towards the effort of keeping the Kaiser costs within bounds.

Councilor Bragdon declared his exparte contact with the union. Some members of the laborers union spoke with him. There was a general discussion and he explained his role vis-à-vis Ms. Collier's role in negotiating. Zoo management was also aware that he had had that discussion with the union.

Councilor Kvistad said he had received an anonymous letter in a Metro interagency envelop which generally dealt with Metro contract negotiations and how they were supposed to be treating their employees. He did not appreciate the anonymous letter. He felt it was inappropriate and offensive. He did not know who sent it to him since it was anonymous, he found this offensive as well. H asked that this not be done again or his vote might be different.

Councilor Park said he was going to make the same declaration as Councilor Bragdon. He too had had contact with some of the union members.

Councilor Washington said he received a copy of the same anonymous letter in an interagency envelop. He did not find this offensive but he wished that if people wanted to talk to him that they felt free to do so. He asked if this was the first Kaiser increase?

Ms. Gregory said it had been a long time. Metro was one of the few organizations left with the low co-pay.

Councilor Washington urged an aye vote.

Vote: The vote was 5 aye/ 0 nay/ 0 abstain. The motion passed unanimously with Councilors Atherton and McLain absent from the vote.

11.2 **Resolution No. 99-2814**, For the Purpose of Ratifying the AFSCME Local 3580 Collective Bargaining Agreement for July 1, 1999 through June 30, 2002.

Motion: **Councilor Washington** moved to adopt Resolution No. 99-2814.

Seconded: **Councilor Park** seconded the motion.

Councilor Washington said this was the ratification of the other union, AFSCME Local 3580. The council had been briefed previously on this resolution.

Vote: The vote was 5 aye/ 0 nay/ 0 abstain. The motion passed unanimously of those present.

10. COUNCILOR COMMUNICATION

Councilor Bragdon spoke to the previous item. He too had received the same anonymous letter and until Councilor Kvistad mentioned it, he had not made the connection to the negotiations. He shared Councilor Kvistad's sentiments about how inappropriate the letter was.

Councilor Kvistad noted that his remodel project was almost concluded.

11. ADJOURN

There being no further business to come before the Metro Council, Presiding Officer Monroe adjourned the meeting at 3:51 p.m.

Prepared by,

Chris Billington
Clerk of the Council

Document Number	Document Date	Document Title	TO/FROM	RES/ORD
070799c-01	6/15/99	Letter concerning URSA #65	TO: Mike Burton and Rod Monroe FROM: Thane Tienson, Copeland, Landye, Bennett and Wolf 3500 Wells Fargo Center 1300 SW 5th Portland OR 97201	Ordinance No. 99-812
070199c-02	6/30/99	Letter concerning parking policy as it relates to Zoo and MAX	TO: Rod Monroe FROM: John and Phyllis Reynolds 4471 SW Fairview Cir Portland OR 97221	Ordinance No. 99-807A
070199c-03	06/25/99	Letter concerning parking policy as it relates to Zoo and MAX	TO: Rod Monroe FROM: Sylvan-Highlands Neighborhood Assoc. Executive Committee	Ordinance No. 99-807A