

BEFORE THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING )      ORDINANCE NO. 86-213  
METRO CODE SECTION 2.04.030 TO )  
REQUIRE COUNCIL APPROVAL OF )  
CONTRACTS WITH ANOTHER GOVERNMENT )  
AGENCY )

WHEREAS, Metropolitan Service District (Metro) Code Section 2.04.030(c)(4) exempts contracts with another government agency from Council or Council Management Committee approval prior to execution; and

WHEREAS, The Council of the Metropolitan Service District finds it is in the best interest of the District that contracts with another government agency, with a contract price of greater than \$10,000, be approved by the Council or the Council Management Committee prior to execution; now, therefore

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. Metro Code Section 2.04.030(c) is amended to read:

2.04.030 Rules and Procedures Governing All Contracts:

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(c) Approval of Contracts of more than \$10,000:

(1) Except as provided in subsection (4) of this section, all initial contracts, individual amendments, or purchase orders, with a contract price of more than \$50,000 shall be approved by the Council prior to execution.

(2) Except as provided in subsection (4) of this section, all initial contracts, including purchase orders, with a contract price of greater than \$10,000 but \$50,000 or less shall be approved by the Council Management Committee prior to execution.

(3) Except as provided in subsection (4) of this section, all contract amendments and extensions which exceed \$10,000 or which result in a total contract price of more than \$10,000 or \$50,000 shall be approved by the Council Management Committee prior to execution.

(4) The following types of contracts, including contract amendments and extensions to such contracts, shall be exempt from the provisions of this section (c).

(A) Contracts which merely pass through funds from a state or federal agency.

(B) Contracts under which Metro is to provide a service only and incurs no financial obligation to another party.

(C) Initial contracts of \$10,000 or less and contract extensions and amendments which do not cause or result in a total contract price of more than \$10,000.

(D) Grant award contracts.

(E) Purchases of inventory and gift items for resale at the Zoo Gift Shop.

(F) Emergency contracts.

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(Ordinance No. 82-130, Sec. 2(a); amended by Ordinance No. 84-175, Sec. 10; Ordinance No. 84-176, Sec. 4; Ordinance No. 84-179, Sec. 2)

ADOPTED by the Council of the Metropolitan Service District  
this 18th day of December, 1986.

  
Richard Waker, Presiding Officer

ATTEST:

  
Clerk of the Council

gl  
6592C/485-2  
11/26/86

STAFF REPORT

Agenda Item No. 7.2

Meeting Date Dec. 18, 1986

CONSIDERATION OF ORDINANCE NO. 86-213 FOR THE  
PURPOSE OF AMENDING METRO CODE SECTION 2.04.030  
TO REQUIRE COUNCIL APPROVAL OF CONTRACTS WITH  
ANOTHER GOVERNMENT AGENCY

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Date: November 19, 1986

Presented by: Ray Barker

FACTUAL BACKGROUND AND ANALYSIS

Proposed Action

Adopt Ordinance which will require Metro Council or Council Management Committee approval of contracts with another government agency with a contract price of greater than \$10,000.

Background

Metro Code Section 2.04.030(c)(4) currently exempts contracts of more than \$10,000 with another government agency from approval of the Council or Council Management Committee. The Executive Officer can execute contracts with another government agency, with a contract price of any amount.

In the past, the Executive Officer has made the Council aware of proposed contracts with other government agencies, although he was not required to do so. It has been suggested, however, that it would be in the best interest of the Metropolitan Service District to require Council or Council Management Committee approval of contracts with other government agencies where the contract prices are over \$10,000.

During 1986 three contracts were executed with other government agencies with contract prices of more than \$10,000. Two were related to the Convention Center Project, and the third was related to light rail planning.

The only proposed change to the existing Code is the removal of the exempt status of contracts with other government agencies from Council or Council Management Committee approval. Contracts which merely pass through funds from a state or federal agency would continue to be exempt from the provisions of Section 2.04.030(c)(4).

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 86-213.

RB/gl  
6592C/485-2  
11/26/86

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(A) Contracts which merely pass through funds from a state or federal agency.

(B) Contracts under which Metro is to provide a service only and incurs no financial obligation to another party.

~~[(C) Contracts with another government agency.]~~

~~[(D)]~~ (C) Initial contracts of \$10,000 or less and contract extensions and amendments which do not cause or result in a total contract price of more than \$10,000.

~~[(E)]~~ (D) Grant award contracts.

~~[(F)]~~ (E) Purchases of inventory and gift items for resale at the Zoo Gift Shop.

~~[(G)]~~ (F) Emergency contracts.

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(Ordinance No. 82-130, Sec. 2(a); amended by Ordinance No. 84-175, Sec. 10; Ordinance No. 84-176, Sec. 4; Ordinance No. 84-179, Sec. 2)

ADOPTED by the Council of the Metropolitan Service District  
this \_\_\_\_\_ day of \_\_\_\_\_, 1986.

\_\_\_\_\_  
Richard Waker, Presiding Officer

ATTEST:

\_\_\_\_\_  
Clerk of the Council

gl  
6592C/485-2  
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Ayes: Councilors Collier, DeJardin, Frewing, Gardner, Hansen, Kelley, Kirkpatrick, Knowles, Van Bergen and Waker

Absent: Councilors Cooper and Ragsdale

The motion carried and the minutes were approved.

7. ORDINANCES

7.1 Consideration of Ordinance No. 86-213, for the Purpose of Amending Metro Code Section 2.04.030 to Require Council Approval of Contracts with Another Government Agency (First Reading and Public Hearing)

The Clerk read the Ordinance a first time by title only. Ray Barker, Council Assistant, briefly presented staff's report.

Presiding Officer Waker asked why the agreement with Marion County for the transfer of solid waste had not been listed in staff's report as an intergovernmental agreement entered into during 1986. The Deputy Executive Officer responded that agreement had not been executed at the time the staff report had been prepared.

Motion: Councilor Ragsdale moved the Ordinance be adopted and Councilor DeJardin seconded the motion.

Presiding Officer Waker opened the public hearing on the Ordinance. There being no testimony, he closed the hearing and announced the second reading of the Ordinance was scheduled for December 18, 1986.

7.2 Consideration of Ordinance No. 86-214, for the Purpose of Establishing Solid Waste Disposal Charges, Regional Transfer Charges and User Fees; Amending Metro Code Sections 5.01.150, 5.02.020, 5.02.025, 5.02.045, 5.02.050, 5.02.060 and 5.02.070; and Establishing Metro Code Section 5.02.075 for Collection of a Certification Non-Compliance Fee (First Reading and Public Hearing)

The Clerk read the Ordinance by title only a first time.

Steve Rapp, Solid Waste Analyst, reviewed the "1987 Rate Study Executive Summary" which was included in the printed agenda materials. He explained the 1987 Rate Study was the first study to incorporate the implementation of the Waste Reduction Program, included a significant amount of diversion as well as reduction of waste to save landfill space, and projected future rates to provide guidance for long-range financial decision-making. He further



Councilor Gardner explained the Solid Waste Committee recommended the amendment because the \$16.70 figure was more in line with leveling future rate increases and it recognized the historical pattern of revenue projection linked with projected tonnages.

After discussion, it was acknowledged if the amendment were adopted, staff would revise all related figures and totals throughout the ordinance to reflect the lower rate.

Councilor Knowles asked if the recommended amended rate were based on actual calculations and whether the lower rate would endanger the present solid waste operating fund balance for its intended contingencies. Mr. McConaghy said a lower rate would not endanger the solid waste programs and staff would provide new rate and revenue projections as part of the FY 1987-88 budget process.

Vote on Second Motion to Amend: A vote resulted in all twelve Councilors voting aye.

The motion carried and Ordinance No. 86-214 was amended.

Vote on the Main Motion as Amended: A vote resulted in all twelve Councilors voting aye.

The motion carried and Ordinance No. 86-214 was adopted as amended.

7.2 Consideration of Ordinance No. 86-213, for the Purpose of Amending Metro Code Section 2.04.030 to Require Council Approval of Contracts with Another Government Agency (Second Reading)

The Clerk read the Ordinance a second time by title only. There was no discussion on the Ordinance.

Motion: The motion to adopt the Ordinance was made by Councilors Ragsdale and DeJardin at the meeting of December 11, 1986.

Vote: A vote on the motion resulted in all twelve Councilors voting aye.

The motion carried and Ordinance No. 86-213 was adopted.

7.3 Consideration of Ordinance No. 87-216, for the Purpose of Adopting Contract Procedures and Repealing Chapter 2.04.001 to 2.04.270 (First Reading and Public Hearing)

The Clerk read the Ordinance a first time by title only.



# METRO

2000 S.W. First Avenue  
Portland, OR 97201-5398  
503/221-1646

February 4, 1987

Mr. Charles D. Cameron  
County Administrator  
Washington County Courthouse  
150 North First Avenue  
Hillsboro, Oregon 97123

Dear Mr. Cameron:

Enclosed are true copies of the following ordinances adopted by the Metro Council. Please file these ordinances in the Metro files maintained by your county.

**Metro Council**

Richard Waker  
Presiding Officer  
District 2

Jim Gardner  
Deputy Presiding  
Officer  
District 3

Mike Ragsdale  
District 1

Corky Kirkpatrick  
District 4

Tom DeJardin  
District 5

George Van Bergen  
District 6

Sharon Kelley  
District 7

Mike Bonner  
District 8

Tanya Collier  
District 9

Larry Cooper  
District 10

David Knowles  
District 11

Gary Hansen  
District 12

**Executive Officer**  
Rena Cusma

**Ordinance No. 86-213**, Amending Metro Code Section 2.04.030 to Require Council Approval of Contracts with Another Government Agency

Ordinance No. 86-214, Relating to Solid Waste Disposal Charges, Regional Transfer Charges and User Fees; Amending Metro Code Sections 5.01.150, 5.02.020, 5.02.025, 5.02.045, 5.02.050, 5.02.065 and 5.02.070; and Establishing Metro Code Section 5.02.075 for Collection of a Certification Non-Compliance Fee

Ordinance No. 87-216, Adopting Contract Procedures and Repealing Code Chapter 2.04.001 to 2.04.270

Ordinance No. 87-217, Amending Code Section 5.01.030 (Regarding the Transfer of Solid Waste)

Ordinance No. 87-218, Amending Code Section 2.02.040 Regarding Personnel Rules for Appointments

Sincerely,

A. Marie Nelson  
Clerk of the Council



# METRO

2000 S.W. First Avenue  
Portland, OR 97201-5398  
503/221-1646

February 4, 1987

Ms. Juanita Orr  
County Clerk  
Clackamas County Courthouse  
8th and Main  
Oregon City, Oregon 97045

Dear Ms. Orr:

Enclosed are true copies of the following ordinances adopted by the Metro Council. Please file these ordinances in the Metro files maintained by your county.

**Metro Council**

Richard Waker  
Presiding Officer  
District 2

Jim Gardner  
Deputy Presiding  
Officer  
District 3

Mike Ragsdale  
District 1

Corky Kirkpatrick  
District 4

Tom DeJardin  
District 5

George Van Bergen  
District 6

Sharron Kelley  
District 7

Mike Bonner  
District 8

Tanya Collier  
District 9

Larry Cooper  
District 10

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Sincerely,

A. Marie Nelson  
Clerk of the Council





# METRO

2000 S.W. First Avenue  
Portland, OR 97201-5398  
503/221-1646

February 4, 1987

Ms. Jane McGarvin  
Clerk of the Board  
Multnomah County Courthouse  
1021 S.W. Fourth Avenue  
Portland, Oregon 97204

Dear Jane:

**Metro Council**

Richard Waker  
Presiding Officer  
District 2

Jim Gardner  
Deputy Presiding  
Officer  
District 3

Mike Ragsdale  
District 1

Corky Kirkpatrick  
District 4

Tom DeJardin  
District 5

George Van Bergen  
District 6

Sharron Kelley  
District 7

Mike Bonner  
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District 11

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District 12

Executive Officer  
Rena Cusma

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Clerk of the Council