

BEFORE THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE AMENDING ORDINANCE	)	ORDINANCE NO. 88-242
NO. 87-231 AND PROVIDING AN ALTER-	)	
NATE GOOD FAITH EFFORTS SECTION	)	Introduced by Rena Cusma,
SOLELY FOR PURPOSES OF THE OREGON	)	Executive Officer
STREET DETOUR CONTRACT AND	)	
DECLARING AN EMERGENCY	)	

WHEREAS, Ordinance No. 87-231, the Metropolitan Service District's Disadvantaged Business Program, prescribes that bidders on contracts to which Disadvantaged Business Enterprises/Women-Owned Business Enterprises (DBE/WBE) goals apply must either meet the goals or demonstrate that good faith efforts have been made as prescribed in Section 2.04.160(b); and

WHEREAS, Certain actions required by the Ordinance for a demonstration of "good faith efforts" by a successful bidder would require more than two weeks; and

WHEREAS, The Oregon Street Detour contract by Metro, a contract to which DBE/WBE goals apply, became necessary when it was learned that the City of Portland would not be able to perform the contract work as originally anticipated; and

WHEREAS, The performance of the work included within the Oregon Street Detour contract is critical to the schedule including street closing, utility relocation and ground breaking scheduled for May 15, 1988; and

WHEREAS, To keep the Oregon Convention Center construction project on schedule, bids for the Oregon Street Detour contract will be opened twelve (12) days after advertisement of the contract and,

consequently, bidders will not have adequate time to place the required ads or to make written solicitation of DBE/WBE subcontractors as prescribed under Section 2.04.160(b); and

WHEREAS, An alternate "good faith efforts" procedure is necessary for this contract only, to accomplish the dual goals of encouraging DBE/WBE participation and keeping the Oregon Convention Center project on schedule, and the advertising, mail and telephone contacts to DBE/WBE subcontractors, normally required of contractors, have been performed by Metro; now, therefore,

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

1. That for the Oregon Street Detour contract only, the following provisions shall replace Sections 2.04.160(b)(3) through (6):

A. Soliciting sub-bids by telephone, from not less than five (5) Disadvantaged Business Enterprises/Women-Owned Business Enterprises for each subcontracting or material supply work item selected pursuant to Section 2.04.160(b)(2) not less than five (5) days before bids are due. If there are less than five (5) certified DBEs/WBES listed for that work or supply specialty then telephone solicitations must be made from at least the number of DBEs/WBES listed for that specialty. The solicitations shall include a description of the work for which sub-bids are requested and information on the sub-bid deadline.

Documentation Required: Dates and times of telephone calls along with names of DBE/WBE firms and individuals contacted and telephone numbers of the firms.

B. Prior to bid opening, making follow-up telephone calls to the firms contacted pursuant to section (A) above who have

not yet responded to determine if they would be submitting bids and encouraging them to do so.

Documentation Required: (a) dates and times of telephone calls along with names of DBE/WBE firms and individuals contacted and telephone numbers of firms; and (b) results obtained from each DBE/WBE submitting a bid including description of work/supply item and dollar amount bid.

2. That the Council of the Metropolitan Service District declares an emergency exists because the Oregon Street Detour needs to be completed prior to April 15, 1988, in order to allow for the Oregon Convention Center project to be completed on time and on budget; in order to do so the contract for the Detour must be awarded by February 25, 1988, and, therefore, rules for determining good faith compliance with DBE/WBE requirements must be established prior to February 12, 1988; now, therefore, this Ordinance shall be effective upon the date of its adoption by the Council.

ADOPTED by the Council of the Metropolitan Service District this 11th day of February, 1988.

*Mike Ragsdale*  
Mike Ragsdale, Presiding Officer

ATTEST:

*A. Marie Wilson*  
Clerk of the Council

gl  
8981C/531  
02/10/88

I certify this ordinance was not vetoed by the Executive Officer

By: *A. Marie Wilson*  
Clerk of the Council

Date: 2/19/88

# Detour Contract DBE Mitigation Plan

1. **Actions taken by Metro staff week Feb. 8 - 12**
  - **Sent attached notice to 41 DBE's culled from State list of approved DBEs (all traffic-related contractors are on list) In addition, make follow-up phone contact to all 41 DBEs.**
  - **Placed advertisement (from attached notice) in these publications to run Feb. 10:**
    - Skanner
    - Daily Journal of Commerce
    - Portland Observer
  - **Contacted by telephone the 2 DBE's within list of 41 with specific traffic signal experience**
  - **Made plans and specs available in following locations:**
    - Construction Data & News office
    - Builders Exchange office
    - Impact BDO
    - Contractors Weekly
    - Metro
  - **Mail by registered letter the list of 41 DBEs to all plan-holders within 5 days of bid opening**
  - **Confer with members of the Metro DBE Committee Thursday morning.**
  - **Conduct a special briefing for the Media**
2. **Actions required of contractor by Ordinance amending DBE requirements for this contract:**
  - **Contractor must make good faith effort to procure DBE subcontractor(s)**
  - **Contractor must solicit sub-bids by telephone from at least five qualified DBE for each work unit on the list; phone solicitations must be documented**
  - **If they do not meet goals, then they must document further the good faith effort as follows:**
    - **Follow-up phone calls to the same minimum 5 DBEs to encourage them to submit sub-bids**

**It should be noted that the circumstances requiring this action are extraordinary. The bidding schedule of the three primary contracts is sufficient for contractors to meet the requirements of the DBE ordinance.**

ADVERTISEMENT FOR BIDS

The Metropolitan Service District is soliciting bids for construction of detour facilities around the Oregon Convention Center site to include traffic signals, signage, street striping and barricades. Sealed bids must be delivered to the Convention Center Project Office, Metropolitan Service District, 2000 S.W. First Avenue, Portland, Oregon 97201-5398, to the attention of Tuck Wilson, Director, Oregon Convention Center Project, no later than 2:00 p.m., February 22, 1988, at which time they will be publicly opened in the Metro Council Chamber.

Potential bidders may obtain specifications and bid documents by contacting Neil McFarlane at 221-1646, ext. 265. Metro may reject any bid not in compliance with all prescribed public bidding procedures and requirements and may reject for good cause any or all bids upon a finding of the agency that it is in the public interest to do so.

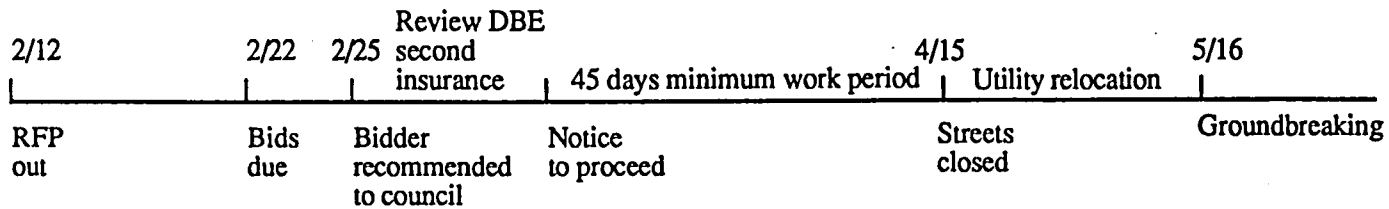
A listing of State certified DBE/WBE firms indicating capabilities in this type of construction work will be supplied to each plan-holder. Interested DBE/WBE subcontractors may obtain a current list of plan-holders from Neil McFarlane, 221-1646, ext. 265.

No bids will be received or considered by Metro unless the bid contains a statement by the bidder that the provisions of ORS 279.350, regarding prevailing wage rates, are to be complied with.

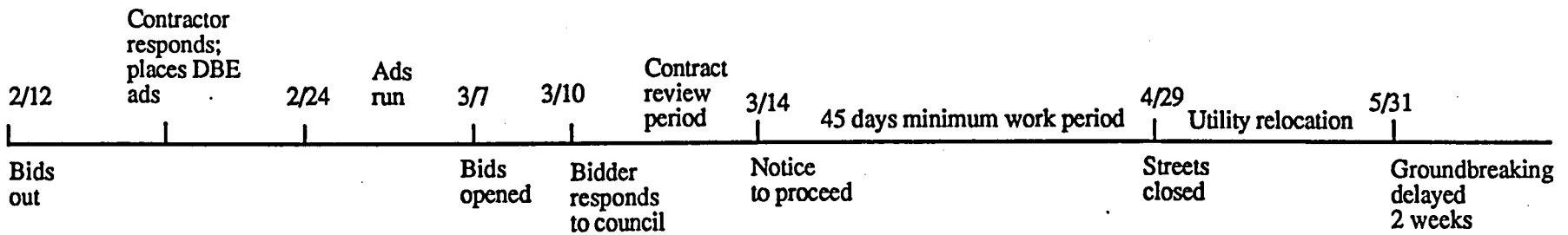
Detour Contract/ DBE Issue  
Impact on Construction Schedule

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Convention Center Project Schedule



Schedule under DBE ordinance



event the next lowest bidder or, for personal services contracts, the firm which scores second highest shall, within two days of notice of such ineligibility of the low bidder, submit evidence of goal compliance or good faith effort as provided above. This process shall be repeated until a bidder or proposer is determined to meet the provisions of this section or until Metro determines that the remaining bids are not acceptable because of amount of bid or otherwise.

(g) The Liaison Officer, at his or her discretion, may waive minor irregularities in a bidder's or proposer's compliance with the requirements of this section provided, however, that the bid or proposal substantially complies with public bidding requirements as required by applicable law. (Ordinance No. 83-165, Sec. 12)

#### 2.04.160 Determination of Good Faith Efforts:

(a) Bidders or Proposers on USDOT-assisted contracts to which DBE/WBE goals apply must, to be eligible for contract award, comply with the applicable contract goal or show that good faith efforts have been made to comply with the goal. Good faith efforts should include at least the following standards established in the amendment to 49 CFR §23.45(h), Appendix A, dated Monday, April 27, 1981. A showing of good faith efforts must include written evidence of at least the following:

- (1) Attendance at any presolicitation or prebid meetings that were scheduled by Metro to inform disadvantaged and women business enterprises of contracting and subcontracting or material supply opportunities available on the project;
- (2) Advertisement in trade association, general circulation, minority and trade-oriented, women-focus publications, if any and through a minority-owned newspaper or minority-owned trade publication concerning the subcontracting or material supply opportunities at least 10 days before bids or proposals are due.
- (3) Written notification to a reasonable number but no less than five (5) DBE/WBE firms that their interest in the contract is solicited. Such efforts should include the segmenting of work to be subcontracted to the extent consistent with the size and capability of DBE/WBE firms in order to provide reasonable subcontracting opportunities. Each bidder should send solicitation letters inviting quotes or proposals from DBE/WBE firms, segmenting portions of the work and specifically describing, as accurately as possible, the portions of the work for which quotes or proposals are solicited from DBE/WBE firms and encouraging inquiries for further details. Letters that are general and do not



## 2.04.155 Contract Award Criteria:

(a) To be eligible for award of contracts containing a DBE/WBE goal, prime contractors must either meet or exceed the specific goal for DBE and WBE participation, or prove that they have made good faith efforts to meet the goal prior to the time bids are opened or proposal are due. Bidders/Proposers are required to utilize the most current list of DBEs and WBEs certified by ODOT until December 31, 1987, and, thereafter, by the Executive Department, in all of the bidders'/proposers' good faith efforts solicitations. The address where certified lists may be obtained shall be included in all applicable bid/proposal documents.

(b) All invitations to bid or request for proposals on contracts for which goals have been established shall require all bidders/proposers to submit with their bids and proposals a statement indicating that they will comply with the contract goal or that they have made good faith efforts as defined in Section 2.04.160 to do so. To document the intent to meet the goals, all bidders and proposers shall complete and endorse a Disadvantaged Business Program Compliance form and include said form with bid or proposal documents. The form shall be provided by Metro with bid/proposal solicitations.

(c) Agreements between a bidder/proposer and a DBE/WBE in which the DBE/WBE promises not to provide subcontracting quotations to other bidders/proposers are prohibited.

(d) Apparent low bidders/proposers shall by the close of the next working day following bid opening, (or proposal submission date when no public opening is had), submit to Metro detailed DBE and WBE Utilization Forms listing names of DBEs and WBEs who will be utilized and the nature and dollar amount of their participation. This form will be binding upon the bidder/proposer. Within five working days of bid-opening or proposal submission date, such bidders/proposers shall submit to Metro signed Letters of Agreement between the bidder/proposer and DBE/WBE subcontractors and suppliers to be utilized in performance of the contract. A sample Letter of Agreement will be provided by Metro. The DBE and WBE Utilization Forms shall be provided by Metro with bid/proposal documents.

(e) An apparent low bidder/proposer who states in its bid/proposal that the DBE/WBE goals were not met but that good faith efforts were performed shall submit written evidence of such good faith efforts within two working days of bid opening or proposal submission in accordance with Section 2.04.160. Metro reserves the right determine the sufficiency of such efforts.

(f) Except as provided in paragraph (g) of this section, apparent low bidders or apparent successful proposers who state in their bids/proposals that they will meet the goals or will show good faith efforts to meet the goals, but who fail to comply with paragraph (d) or (e) of this section, shall have their bids or proposals rejected and shall forfeit any required bid security or bid bond. In that

describe specifically the portions of work for which quotes or proposals are desired are discouraged, as such letters generally do not bring responses. It is expected that such letters will be sent in a timely manner so as to allow DBE/WBE sufficient opportunity to develop quotes or proposals for the work described.

- (4) Evidence of follow-up to initial solicitations of interest, including the following:
  - A. the names, addresses, telephone numbers of all DBE/WBE contacted;
  - B. a description of the information provided to DBE/WBE firms regarding the plans and specifications for portions of the work to be performed; and
  - C. a statement of the reasons for non-utilization of DBE/WBE firms, if needed to meet the goal.
- (5) Negotiation in good faith with DBE/WBE firms. The bidder shall not, without justifiable reason, reject as unsatisfactory bids prepared by any DBE/WBE firms;
- (6) Where applicable, the bidder must provide advice and assistance to interested DBE/WBE firms in obtaining bonding, lines of credit or insurance required by Metro or the bidder;
- (7) Overall, the bidder's efforts to obtain DBE/WBE participation must be reasonably expected to produce a level of participation sufficient to meet Metro's goals; and
- (8) The bidder must use the services of minority community organizations, minority contractor groups, local, state and federal minority business assistance offices and other organizations identified by the Executive Department's Advocate for Minority and Women Business that provide assistance in the recruitment and placement of DBEs and WBEs.

✓ (b) Bidders or proposers on locally-funded contracts to which DBE/WBE goals apply shall achieve the applicable contract goal or demonstrate that they have made good faith efforts to achieve the goals. Good faith efforts shall include written documentation of at least the following actions by bidders:

- (1) Attendance at any presolicitation or prebid meetings that were scheduled by Metro to inform DBEs and WBEs of contracting and subcontracting or material supply opportunities available on the project;

Documentation required: Signature of representative of bidder or proposer on prebid meeting attendance sheet.

- (2) Identifying and selecting specific economically feasible units of the project to be performed by DBEs or WBEs to increase the likelihood of participation by such enterprises;

Minimum documentation required: At least the documentation required under subsection (4) below.

- \* (3) Advertising in, at a minimum, a newspaper of general circulation, and trade association, minority and trade-oriented, women-focused publications, if any, concerning the subcontracting or material supply opportunities on the project at least ten (10) days before bids or proposals are due;

Documentation required: copies of ads published.

- \* (4) Providing written notice soliciting sub-bids/proposals to not less than five (5) DBEs or WBEs for each subcontracting or material supply work item selected pursuant to (2) above not less than ten (10) days before bids/proposals are due.

If there are less than five certified DBEs/WBEs listed for that work or supply specialty then the solicitation must be mailed to at least the number of DBEs/WBEs listed for that specialty. The solicitation shall include a description of the work for which subcontract bids/proposals are requested and complete information on bid/proposal deadlines along with details regarding where project specifications may be reviewed.

Documentation required: Copies of all solicitation letters sent to DBE/WBE along with a written statement from the bidder/proposer that all of the letters were sent by regular or certified mail not less than 10 days before bids/proposals were due.

- (5) Making, not later than five days before bids/proposals are due, follow-up phone calls to all DBEs/WBEs who have not responded to the solicitation letters to determine if they would be submitting bids and/or to encourage them to do so.

Minimum documentation required: Log showing a) dates and times of follow-up calls along with names of individuals contacted and individuals

placing the calls; and b) results attained from each DBE/WBE to whom a solicitation letter was sent (e.g., bid submitted, declined, no response). In instances where DBE/WBE bids were rejected, the dollar amount of the bid rejected from the DBE/WBE must be indicated along with the reason for rejection and the dollar amount of the bid which was accepted for that subcontract or material supply item.

- ✓ (6) Using the services of minority community organizations, minority contractor groups, local, state and federal minority business assistance offices and other organizations identified by the Executive Department's Advocate for Minority and Women Business that provide assistance in the recruitment and placement of DBEs and WBEs; where applicable, advising and assisting DBEs and WBEs in obtaining lines of credit or insurance required by Metro or the bidder/proposer; and, otherwise, making efforts to encourage participation by DBEs and WBEs which could reasonably be expected to produce a level of participation sufficient to meet the goals.

Minimum documentation required: Letter from bidder/proposer indicating all special efforts made to facilitate attainment of contract goals, the dates such actions were taken and results realized.

- (7) Notwithstanding any other provision of this section, bidders and proposers on locally-funded contracts to which DBE/WBE goals apply need not accept the bid of a DBE or WBE on any particular subcontract or material supply item if the bidder/proposer demonstrates that none of the DBEs or WBEs submitting bids were the lowest responsible, responsive and qualified bidders/proposers on that particular subcontract item and that the subcontract item was awarded to the lowest responsible, responsive bidder/proposer.

Metro reserves the right to require additional written documentation of good faith efforts and bidders and proposers shall comply with all such requirements by Metro. It shall be a rebuttable presumption that a bidder or proposer has made a good faith effort to comply with the contract goals if the bidder has performed and submits written documentation of all of the above actions. It shall be a rebuttable presumption that the bidder has not made a good faith effort if the bidder has not performed or has not submitted documentation of all of the above actions.

EXCERPT FROM METRO CODE

(b) The Presiding Officer shall establish the agenda from the agenda items submitted by the Councilors, Council committees, the Joint Policy Advisory Committee on Transportation (JPACT), or the Executive Officer. Each Councilor may request that items be placed upon the agenda of the next regular meeting by notifying the Clerk of the Council and specifying the subject of the agenda items. The Presiding Officer may, at his or her discretion, determine the time by which agenda items must be submitted for inclusion in the next succeeding agenda and shall notify the Councilors, Council committees, JPACT, and the Executive Officer of such due dates. (Ordinance No. 79-65, Sec. 6; amended by Ordinance No. 84-176, Sec. 2)

2.01.070 Ordinances:

(a) The legislative action of the Metropolitan Service District shall be by Ordinance.

(b) Except as provided in Subsection (g) of this section, before an ordinance is adopted, it shall be read during two regular meetings of the Council on two different days at least six (6) days apart. The reading shall be full and distinct unless at the meeting:

(1) A copy of the ordinance is available for each person who desires a copy; and

(2) The Council directs that the reading be by title only.

(c) Except as provided in subsection (g) of this section, the affirmative vote of the majority of the members of the Council (7) is required to adopt an ordinance. A roll call vote shall be taken on all ordinances.

(d) Ordinances may be placed upon the agenda by the Council, a Councilor, a committee of the Council or the Executive Officer.


(e) Within seven (7) days after adoption of an ordinance, the enrolled ordinance shall be:

(1) Signed by the Presiding Officer;

(2) Attested by the person who served as Recording Secretary of the Council at the meeting at which the Council adopted the ordinance; and

(3) Filed in the records of the District.

(f) If required by law a certified copy of each ordinance shall be filed with the Division of Courts Process of Multnomah County, and the County Clerk for Washington and Clackamas Counties.

 (g) Pursuant to ORS 198.550(3), an ordinance to meet an emergency may be introduced, read once and put on its final passage at a regular or special meeting, without being described in a

published agenda, if the reasons requiring immediate action are described in the ordinance. The unanimous approval of all members of the Council at the meeting, a quorum being present, is required to adopt an emergency ordinance. Failing such approval, an emergency ordinance shall be considered pursuant to subsections 2.01.070(b) and (c) above. (Ordinance No. 79-65, Sec. 7).

2.01.080 Motions and Resolutions:

(a) All matters other than legislation and rules coming before the Council and requiring Council action shall be handled by motion or resolution.

(b) Excluding procedural matters, the affirmative vote of a majority of the Council present and voting, a quorum being present, is required to adopt a motion or a resolution. Procedural matters shall be subject to Robert's Rules of Order, Newly Revised, unless Chapter 2.01 of this Code provides otherwise.

(c) Motions and resolutions shall become effective upon adoption unless a later date is specified therein. (Ordinance No. 79-65, Sec. 8)

2.01.090 Conduct of Meetings:

(a) A quorum of the Council is seven (7) members. If a quorum is present, the Council may proceed with the transaction of its business.

(b) Minutes of each meeting shall be prepared by the Clerk of the Council, and shall include at least the following information:

(1) All members of the Council present;

(2) All motions, proposals, resolutions, orders, ordinances and rules proposed and their dispositions;

(3) The results of all votes, and the vote of each Councilor by name;

(4) The substance of any discussion on any matter.

(c) Minutes of executive sessions may be limited consistent with ORS 192.660.

(d) The written minutes shall be available to the public within a reasonable time after the meeting, and shall be maintained as a permanent record of the actions of the Council by the Clerk of the Council.

(e) Council members present, but not voting or not specifically abstaining shall be counted as voting with the majority. In the event that there is no such majority, such members shall be counted as abstaining.



# METRO

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

Agenda Item No. 8.3

Meeting Date Feb. 11, 1988

## MEMORANDUM

DATE: February 10, 1988

TO: Metro Council Members

FROM: Tuck Wilson, Project Director, Convention Center Project

SUBJECT: Alternative DBE Efforts for Detour Completion

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  
 David Knowles  
 District 11  
 Gary Hansen  
 District 12  
 Executive Officer  
 Rena Cusma

It has been recommended by the Convention Center Subcommittee that the enclosed Ordinance No. 88-242 be adopted at tomorrow's Council meeting thereby amending the Metro DBE ordinance to facilitate the initial and critical Oregon Street Detour contract of the Oregon Convention Center Project. The enclosed packet includes the following:

- 1) Ordinance No. 88-242 amending the current DBE ordinance
- 2) DBE Mitigation Plan with attachments
- 3) Time line reflecting DBE input on construction schedule
- 4) The current Metro DBE ordinance
- 5) Advertisement of Metro Council Meeting relating to Ordinance No. 88-242
- 6) Ordinance 2.01.070 - pertaining to the passage of an ordinance in an emergency situation

Ordinance No. 88-242 will allow the work of the Oregon Street detour to commence on schedule while accomplishing the spirit of the goals of the Metro DBE ordinance. It removes some of the technical requirements of the contractor to promote DBE involvement and alternatively, places substituted and additional requirement on Metro staff to achieve the same goal of DBE involvement. These requirements are listed on the DBE mitigation plan and have been vigorously pursued by Metro staff.

The emergency situation was created when it became necessary for Metro (rather than city transportation) to contract directly for the Oregon Street detour work, thereby triggering the first application of our new DBE requirements. As evidenced by the time line graph, in order to remain on schedule and commence this critical initial work on time, it would be impossible for contractors to comply strictly with notice requirements of the DBE ordinance.

Please note that it is necessary to take such extraordinary and corrective action for the purpose of facilitating the Oregon Street Detour contract only. The schedule of the three remaining primary contracts will pose no problem to the contractors to fully comply with the usual Metro DBE requirements.

I request that the Council unanimously pass Ordinance No. 88-242 at Council meeting tomorrow, February 11, 1988.



Connie Hawes, 19920 Oak Court, Aloha, testified she was concerned the ordinance proposed deleting the requirement that Council meetings be electronically taped. She recommended the Council adopt provisions such as those adopted by the city of Beaverton which would require staff to "see that a tape was made." This, she explained, would allow for equipment failures.

Claire Green, 960 S.W. 192nd Court, Aloha, was concerned that if no tapes of Council meetings were made no one could interpret with certainty what had happened at meetings.

8.3 Consideration of Ordinance No. 88-842, for the Purpose of Amending Ordinance No. 87-231 and Providing an Alternate Good Faith Efforts Section Solely for Purposes of the Oregon Street Detour Contract and Declaring an Emergency (Emergency Contract; Public Hearing)

The Clerk read the ordinance by title only. Presiding Officer Ragsdale explained the ordinance required unanimous approval in order to be adopted under emergency conditions.

Tuck Wilson, Convention Center Project Director, reviewed staff's written report and explained the ordinance would allow work on the Oregon Street detour to commence on schedule while accomplishing the spirit of the goals of Metro's Disadvantaged Business Enterprise (DBE) program. The ordinance would remove some of the technical requirements of the contractor to promote DBE involvement and alternatively, would place substituted and additional requirements on Metro staff to achieve the same goal and DBE involvement. Those requirements had been reviewed by Metro's DBE advisory group and were being vigorously pursued by staff, he reported. Finally, he assured the Council this was a one time request for a very unique situation.

Councilor Cooper, Chair of the Council Convention Center Committee, said the Committee had reviewed the ordinance on February 9 and had unanimously recommended its adoption by the Council. He thought it important to keep the convention center construction on schedule.

Motion: Councilor Cooper moved, seconded by Councilor Knowles, to adopt emergency Ordinance No. 88-242.

Presiding Officer Ragsdale opened the public hearing. There was no testimony and the hearing was closed.

Councilor Kirkpatrick asked Mr. Wilson to relay her concern to the City of Portland that the City was not doing the work on the detour project as originally planned. In response to her question,

Mr. Wilson said an announcement of the public hearing on this ordinance had been printed in The Oregonian.

Councilor Bonner said he was troubled to have to approve changes to the DBE program for one of the Convention Center's first contracts. He urged staff not to make another request of this nature. Councilor Van Bergen assured Councilor Bonner the Convention Center Committee deliberated the request carefully and had unanimously determined the ordinance must be adopted.

Vote: A roll call vote on the motion to adopt Ordinance No. 88-242 resulted in all eleven Councilors present voting aye. Councilor Collier was absent.

The motion carried and emergency Ordinance No. 88-242 was unanimously adopted.

## 9. RESOLUTIONS

9.1 Consideration of Resolution No. 88-847, for the Purpose of Entering into a Contract with Continental-Portland for Foodstuff for the Washington Park Zoo

9.2 Consideration of Resolution No. 88-848, for the Purpose of Entering into a Contract with Tillamook County Creamery Association for Foodstuff for the Washington Park Zoo

Councilor Cooper reported the Council Zoo Committee unanimously recommended adoption of both resolutions. He referred Councilors to the written report from Committee Chair Councilor Kelley for more detailed information.

Motion: Councilor Cooper moved, seconded by Councilor Waker, to adopt Resolution No. 88-847.

Vote: A vote on the motion resulted in all eleven Councilors present voting aye. Councilor Collier was absent.

The motion carried and Resolution No. 88-847 was adopted.

Motion: Councilor Cooper moved, seconded by Councilor Waker, to adopt Resolution No. 88-848.

Vote: A vote on the motion resulted in all eleven Councilors present voting aye. Councilor Collier was absent.

The motion carried and Resolution No. 88-848 was adopted.



# METRO

2000 SW First Avenue  
Portland, OR 97201-5398  
(503) 221-1646  
Fax 241-7417

February 12, 1988

Mr. Charles D. Cameron  
County Administrator  
Washington County Courthouse  
150 North First Avenue  
Hillsboro, OR 97213

Dear Mr. Cameron:

Enclosed is a true copy of the following Ordinance adopted by the Metro Council. Please file this Ordinance in the Metro file maintained by your county.

Ordinance No. 88-242, An Ordinance Amending Ordinance No. 87-231 and Providing an Alternate Good Faith Efforts Section Solely for Purposes of the Oregon Street Detour Contract and Declaring an Emergency.

Sincerely,

A. Marie Nelson  
Clerk of the Council

AMN:pa

Enclosure

Executive Officer  
Rena Cusma  
Metro Council  
Mike Ragsdale  
Presiding Officer  
District 1  
Corky Kirkpatrick  
Deputy Presiding  
Officer  
District 4  
Richard Waker  
District 2  
Jim Gardner  
District 3  
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  
David Knowles  
District 11  
Gary Hansen  
District 12



# METRO

2000 SW First Avenue  
Portland, OR 97201-5398  
(503) 221-1646  
Fax 241-7417

February 12, 1988

Mr. John Kauffman  
County Clerk  
Clackamas County Courthouse  
8th and Main  
Oregon City, OR 97045

Dear Mr. Kauffman:

Enclosed is a true copy of the following Ordinance adopted by the Metro Council. Please file this Ordinance in the Metro file maintained by your county.

Ordinance No. 88-242, An Ordinance Amending Ordinance No. 87-231 and Providing an Alternate Good Faith Efforts Section Solely for Purposes of the Oregon Street Detour Contract and Declaring an Emergency.

Sincerely,

A. Marie Nelson  
Clerk of the Council

AMN:pa

Enclosure

Executive Officer  
Rena Cusma

Metro Council

Mike Ragsdale  
Presiding Officer  
District 1

Corky Kirkpatrick  
Deputy Presiding  
Officer  
District 4

Richard Waker  
District 2

Jim Gardner  
District 3

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



# METRO

2000 SW First Avenue  
Portland, OR 97201-5398  
(503) 221-1646  
Fax 241-7417

February 12, 1988

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

Dear Jane:

Enclosed is a true copy of the following Ordinance adopted by the Metro Council. Please file this Ordinance in the Metro file maintained by your county.

Ordinance No. 88-242, an Ordinance Amending Ordinance No. 87-231 and Providing an Alternate Good Faith Efforts Section Solely for Purposes of the Oregon Street Detour Contract and Declaring an Emergency.

Sincerely,

A. Marie Nelson  
Clerk of the Council

AMN:pa

Enclosure

Executive Officer  
Rena Cusma

Metro Council

Mike Ragsdale  
Presiding Officer  
District 1

Corky Kirkpatrick  
Deputy Presiding  
Officer  
District 4

Richard Waker  
District 2

Jim Gardner  
District 3

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

David Knowles  
District 11

Gary Hansen  
District 12