

# MINUTES OF THE METRO COUNCIL MEETING

July 10, 1997

Council Chamber

Councilors Present: Jon Kvistad (Presiding Officer) Ruth McFarland, Susan McLain, Patricia McCaig, Ed Washington, Lisa Naito, Don Morissette

Councilors Absent:

**Presiding Officer Jon Kvistad** called the meeting to order at 2:00 p.m.

## 1. INTRODUCTIONS

None.

## 2. CITIZEN COMMUNICATION

**Mr. Art Lewellyn, 3205 SE 8th #9, Portland, OR** reviewed why his current design of LOTI would benefit by of approaching the South/North with an east bank alignment. The trackless trolley system would smoothly tie into the mall and would be more economical to build and safer with the electrical base. It would relieve congestion on the Ross Island and Sellwood bridges and Grand Avenue by accessing the freeway more directly up Interstate through the Albina district into Vancouver, Washington. He showed by overhead projector that the Rose Quarter was a transportation hub with four radii each of Light Rail; the trolley, the electric bus, and commuter rail along with a high speed rail as well as other bus systems. He said he was convinced that this would be more cost effective way to go and provide better ridership. He left a copy of the map for the Councilors to view.

## 3. EXECUTIVE OFFICER COMMUNICATIONS

None.

## 4. METRO POLICY ADVISORY COMMITTEE

None.

## 5. POTENTIAL ISSUES REGARDING STATE LEGISLATION

**Councilor Naito** introduced Brad Higbee and asked him to give a brief overview of the legislation at the State level. She thanked Mr. Higbee for all of his hard work. She also thanked the Councilors for their involvement in the state legislative issues. She felt that some of Metro's bills came out OK.

**Mr. Brad Higbee**, noted the one page document providing a preliminary 1997 Metro Legislative Report. The legislative session started out rather bumpy.

He reviewed the process that occurred concerning Ballot Measures 5 first, then 47 and 50. He mentioned the Land Use Notification Bill concerning Metro and felt everyone needed to work together more closely and focus on real priorities. Implications for the Zoo were of concern to Metro. The final piece of legislation there was a solid understanding, everyone would have to suffer through the cut.

The highlights in the growth management arena included the boundary commission bill. It was an issue of concern to Metro and others. This time they were able to work together to come to some resolve. He indicated that the Governor would probably sign the bill.

The bill that would have dissolved Metro remained in committee upon adjournment of the legislature.

The Transportation package passed in the House but failed in the Senate. It was an issue that could be talked about for awhile as people look at the significant needs the state is facing..

There were some solid waste pieces of legislation, HB 3456 having to do with recycling.

The Parks, SB 624, 625 and 626 passed to help clarify and amplify Metro's role with parks. SB 627 which did not make it was related to conservation easements.

The Zoo category included a request for funding, however this did not get through the legislature.

**Presiding Officer Kvistad** asked about the Transportation package. Was the no tax an issue?

**Mr. Higbee** responded that it went through several revisions and processes. The final package passed with 41 votes in the House but failed in the Senate because some people were convinced that this type of funding was unnecessary and others that felt the funding was not enough. Both political and substantive reasons.

**Councilor Washington** expressed his appreciation to Mr. Higbee and Councilor Naito for the excellent job they have done. The Council was kept well informed. Councilor Washington felt he had a true connection to the state legislation.

**Councilor Naito** reiterated Councilor Washington's remarks, thanking Mr. Higbee for his help concerning Metro legislation.

**Presiding Officer Kvistad** also expressed his thanks to Councilor Naito.

## 6. UPDATE ON LIGHT RAIL PROJECT

**Mr. Tuck Wilson, Director of the Westside Light Rail Project** provided an update on the westside light rail which is planned to be open in September 1998. He said there would be limited service to Salmon Street beginning next month with the first 4 cars put into service. He introduced Ron Drake, Construction Manager.

**Mr. Ron Drake, Construction Manager for Tri Met**, presented a slide show on the Westside Light Rail which is about 75% complete. The balance of the work is primarily in systems. Starting downtown, the light rail is ready for opening by the end of August 1997 at Salmon Street. Much of the work has art work installed with it. All of the track work has been completed on the west bound side. Hoffman Construction company is underground and installing the final

systems of the light rail. Eighteen of the 46 low floor cars are on site and being tested and all systems are go.

**Mr. Wilson** invited the Councilors to see the Westside Lightrail.

**Mr. Rod Stewart** reviewed a scale model of the transit station and tunnel and examples of the art work and historical presentations of the project.

**Presiding Officer Kvistad** noted that a couple of years ago he had some real concerns about this project but that the last two years had been outstanding for the project.

## 7. CONSENT AGENDA

7.1 There were no minutes available for consideration at this meeting.

## 8. ORDINANCES - FIRST READING

8.1 **Ordinance No. 97-707**, Amending the Metro Code Regarding Salary Administration for Non-Represented Employees.

**Presiding Officer Kvistad** assigned Ordinance No. 97-707 to Government Affairs.

## 9. ORDINANCES - SECOND READING

9.1 **Ordinance No. 97-690A**, For the Purpose of Amending Ordinance No. 95-625A to Amend the 2040 Growth Concept Map and Ordinance No. 96-647C to Amend the Title 4 Map.

**Motion:** **Councilor McLain** moved the adoption of Ordinance No. 97-690A.

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

**Discussion:** **Councilor McLain** reviewed the ordinance changing a mistake in the map in Hillsboro. She urged approval from the Council.

**Councilor McCaig** asked why there was no staff report in Council packets?

**Councilor McLain** said the staff reports were the same as were in the last week's agenda.

**Presiding Officer Kvistad** opened a public hearing on Ordinance No. 97-690A. There being no one who wished to speak, the public hearing was closed.

**Councilor McLain** reminded Council that last week's vote on this motion which took out the Wood Village element was 7-0. She urged approval.

**Vote:** The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously.

9.2 **Ordinance No. 97-706**, For the Purpose of Amending Ordinance No. 95-625A to Amend the 2040 Growth Concept Map and Ordinance No. 96-647C to Amend the Title 4 Map regarding the Wood Village Town Center.

**Motion:** **Councilor McLain** moved to refer 97-706 back to the Committee.

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

**Discussion:** **Councilor McLain** said she was moving to refer this back to Committee because it was the portion that was discussed last week to allow the local jurisdictions to work out in mediation. She requested to wait until after mediation which would be sometime in September.

**Vote:** The vote was 6 aye/ 1 nay/ 0 abstain. The motion passed with Presiding Officer Kvistad voting no.

Presiding Officer Kvistad recessed the Metro Council and reconvened the Contract Review Board on deliberations on the appeal by Waste Management of Oregon.

## **10. CONTRACT REVIEW BOARD**

10.1 Deliberation on Appeal by Waste Management of Oregon of Executive Officer's rejection of appeal of award of contract for operation of Metro South and Metro Central Transfer Stations to Browning-Ferris Industries of Oregon, Inc.

**Motion:** **Councilor McLain** moved to deny the appeal.

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

**Discussion:** **Councilor McLain** said excellent, fair and equitable service from staff was expected and after reviewing the process that had been set forward in this RFP and reviewing the work presented by the Executive Officer and the summary of this contract RFP issue, she felt very confident that the staff had done a good, complete and fair analysis of these proposals including looking at recovery and recycling, staffing, maintenance and safety issues, needs of complete system. Comfortable with results of reviews looking at the basic issues.

**Councilor Naito** remarked on the process determining the contract award and the timing. She did not agree that it would be a conversion to a low bidder award. She reviewed her views on the other reasons for the appeal.

**Councilor Morissette** said he would be supporting the appeal.

**Councilor McLain** explained that a yes vote would accept the Executive Officer's decision on this item and to reject the appeal by the appellant, a no vote would send it back to the Executive or to another process.

**Vote:** The vote was 5 aye/ 2 nay/ 0 abstain with Councilors McFarland and Morissette voting no. The appeal was denied and the decision by Executive Officer Burton was upheld.

**Presiding Officer Kvistad** closed the Contract Review Board and reconvened the Metro Council meeting.

He introduced preliminary agenda item Resolution No. 97-2515. In order to present this Resolution due to the appeal being rejected, would require that findings be completed, presented to Council and available to them at the vote. Therefore this item was held over for one week.

## 11. COUNCILOR COMMUNICATION

**Councilor Morissette** said an Executive Summary on that resolution was presented to Councilors a few moments earlier that he would go over with anyone wishing to do so during the week.

**Councilor McLain** invited Council to the WRPAC meeting on Monday July 21st at 1:30 PM dealing with Title 3. Important to hear the water presentations and the update on Title 3. Part of 2040 implementation.

**Councilor Washington** said this morning JPACT met, one important item was the unsuccessful transportation package. He said there was concern that something be done about transportation. The Presiding Officer and the Executive Officer the jurisdictions go back to their Councilors and get a sense of public sentiment and to put some recommendations. He said no decision had yet been made to do anything with the transportation package.

**Councilor McCaig** asked about the article on transportation and was curious about the November election date. She asked when a decision was needed by Council to proceed.

**Councilor Washington** said he could not answer that question.

**Councilor McCaig** said she did not know what packages were being considered but any package would ultimately involve a tax or fee increase. Secondly, there was a time period in looking at this, and this November had been mentioned. She said it would need to be referred before August break. If that was a possibility, she asked what for the timeline for Council's action.

**Presiding Officer Kvistad** said a new proposal presented regarding that on Tuesday morning and explained a possible timeline. He said as Chair of JPACT he had asked that in the next two weeks, the local partners speak to all of their Councils and subgroups and come back with a recommendation for Metro action.

**Councilor McCaig** asked if it was possible for the Council itself to put forward a proposal rather than waiting for it to come from JPACT or the partners.

**Presiding Officer Kvistad** said that was unlikely because it was a partnership and Metro should be a facilitator and not the driver on this one.

**Councilor McLain** added that at the JPACT meeting it had been very apparent that the local jurisdictions and Metro needed to work together. The timeframe had been discussed and would be reviewed in the next 2 weeks.

**Councilor Naito** said there had been some discussion from Washington County to be more on their own. She felt that Metro was an elected regional Council and were aware of the needs of all the counties. She was willing to take a leadership role and help make that happen. She wanted to hear a unanimous request from the partners that this was what they wanted. She felt JPACT support was needed.

**Councilor Washington** said he had tried to be clear without setting dates and deadlines at the meeting and had asked for regional partner support. He said when that support was granted, dates could be talked about.

**Presiding Officer Kvistad** said he was most concerned about was being very judicious and careful about the way this transportation package was looked at. He felt this was a county, local jurisdictional and citizen issue and everyone needed to be involved. He said a lot of discussion needed to take place.

**Councilor McCaig** her dilemma was the contradiction between having a unanimous agreement and leadership. She was concerned that the state was an indicator that there was not unanimous agreement about the problem or the solution. That has trickled down to the region. She felt that drawing the region together to forge the pact was going to be more difficult this time because of the short term advantage of the partners going to the ballot themselves.

**Presiding Officer Kvistad** said he agreed to a large degree. He said now we were trying to begin the conversations with the partners as to what they need and where should we go so a package could be crafted if that was the case.

**Councilor Washington** said some of Councilor McCaig's issues and concerns had been raised at the JPACT meeting.

**Councilor Naito** added that there was quite a bit of support at the JPACT meeting for a regional approach. She felt that it needed to be evaluated in the next couple of weeks.

## 12. ADJOURN

There being no further business to come before the Metro Council, Presiding Officer Kvistad adjourned the meeting at 3:31 p.m.

Prepared by,

Chris Billington  
Clerk of the Council

DOCUMENT NUMBER	DOCUMENT DATE	DOCUMENT TITLE	TO/FROM
071097C-01	7/10/97	Westside-Hillsboro Project	
071097c-02	7/10/97	Progress Briefing for Council Preliminary '97 Metro Legislative Report	/Brad Higbee
071097c-03		Ranking Comparison of Selected Proposals for Operating Metro MC and MS Stations	
071097c-04		Color LOTi map	
071097c-05		Executive Summary Res. 97- 2515	
071097c-06		LOTi brochure	Art Lewellan
071097c-07	6/26/97	Compliance Plan Assistance for Wood Village	Mike Burton