

MINUTES OF THE METRO COUNCIL MEETING

June 19, 1997

Council Chamber

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

Councilors Absent: None.

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

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATION

Jack Polans, 16000 SW Queen Victoria Place, King City, OR 97224 noted today's agenda. He said he was retired and lived in King City. What interested him was affordable housing as well as land and housing for senior citizens. He suggested developing land specifically for senior citizens with an area for families with children to keep from the pollution and crowding that was happening like around the area of King City.

Councilor McLain said that Metro was working on some of the issues Mr. Polans mentioned. She noted that transportation, density and growth planning including open spaces for parks. She appreciated Mr. Polans presence and comments.

Mr. Polans asked about separation of affordable housing for the cities versus a park environment for senior citizens outside of the city.

Councilor McLain said that specific issue had not been addressed but encouraged Mr. Polans to look into the affordable housing seminar that would occur in September.

3. EXECUTIVE OFFICER COMMUNICATIONS

None.

4. POTENTIAL ISSUES REGARDING STATE LEGISLATION

Councilor Naito said things were moving rapidly but nothing seemed to be happening. She reported that No. 2493 was amended in the Senate and would go back to the House today. The house was expected to concur. She said the Egge bill was on its way to the Governor's desk and SB 626, Multnomah County Easement Bill, was on the house floor and expected to pass today or tomorrow.

She stated that the Senate concurred on the Boundary Commission bill and it had gone to governor's desk. She said the glass bill was amended and No. 2515, the land use notification bill, would go to the voters for a vote. She stated that the Transportation Bill would be dependent on the outcome of the weekend's negotiations between the Governor and the leadership.

Councilor Naito asked if Mr. Morrissey had a chance to talk to Brad Higby about the Zoo bill.

Mr. Morrissey responded that he had not.

Councilor Naito said she was just curious about the implementation of the bill for the Ballot Measure 50.

Councilor McCaig said Jennifer Sims was planning to do a briefing on Ballot Measure 50 next Thursday.

5. PUBLIC HEARING ON THE RECOMMENDED FY 1997-98 METRO BUDGET

5.1 Ordinance No. 97-679, For the Purpose of Adopting the Annual Budget for FY 1997-98, making Appropriations and Levying Ad Valorem taxes; and Declaring an Emergency.

Councilor McCaig said that she would like to finish the work from yesterday's Budget Committee meeting. She said the figure that was left out was \$411,282,283.

Presiding Officer Kvistad opened a public hearing on Ordinance No. 97-679.

Barbara Amato, 6 Grouse Terrace, Lake Oswego, OR 97034 said her first official job was at \$2.85 per hour. She said she understood the need to support the fire and police departments, the schools and road repair with tax money, but she did not understand the creation of another layer of government because city and county officials could not communicate with each other. She said she did not understand Metro's attitude that they had the right to give money to entities such as OMSI, even though it was clearly outside the realm of Metro's responsibility. She did not understand how Metro's budget of \$53,000,000 10 years ago had been allowed to balloon to over \$424,000,000. Finally, she said she did not understand how the Oregonian article Sunday could have made the statement that one of the many benefits provided by Metro was "saving the region's tax payers \$37,000,000 during the next 13 years by negotiating contract amendments for the disposal of the region's solid waste". She stated that after spending \$424,000,000 in one year, who could possibly believe that \$13,000,000 over 10 years was a great deal? She said it begged the question "was this a real savings or were you just doing the job we pay you to do by negotiating fiscally sound contracts?". She said, in closing, that the majority of us were hard working people with full lives and didn't have time to attend each public hearing. She explained that regardless of where you thought you got your funding from, each dollar was extracted from her and other tax payers like her. She asked Council to please remember this the next time they told the Oregonian that the public didn't care because they didn't show up for public hearing. She said government attitudes such as this were what drove taxpayers like her into the proverbial arms of Bill Sizemore's initiatives. She thanked Council for their attention.

Presiding Officer Kvistad closed the public hearing.

6. CONSENT AGENDA

6.1 Consideration of Minutes of the May 22, 1997 Metro Council Regular Meeting and May 22, 1997 Council Work Session minutes.

Motion: **Councilor McCaig** moved the adoption of May 22, 1997 Metro Council Regular Meeting and Council Work Session minutes.

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

Discussion: None.

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

7. ORDINANCES - SECOND READING

7.1 **Ordinance No. 97-692**, Amending Metro Code 2.04, Modifying the Minority Business Enterprise (MBE) Women Business Enterprise (WBE) and Establishing an Emerging Small Business Enterprise (ESB); and Declaring an Emergency.

Motion: **Councilor Morissette** moved the adoption of Ordinance No. 97-692.

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

Motion to Amend: **Councilor Morissette** moved the adoption of the amended Ordinance No. 97-692A.

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

Vote to Amend: The vote was 6 aye/ 0 nay/ 1 abstain. The motion to amend Ordinance No. 97-692A passed with Councilor McCaig abstaining.

Discussion: **Councilor Morissette** reviewed the amended motion.

Mr. Dan Cooper, Legal Counsel, said the substitution took an existing section of the Code which referred to MBEs only and added ESBs and WBEs. He explained that Section 28 of the A version of the Ordinance's existing Code Section 204165 was amended to add references to emerging small businesses (ESBs) and women's business enterprise (WBEs) to the existing language which governed subcontracting with minority business enterprise (MBEs). He said the effect of this would be to state in one code section the same provisions that are now scattered in 3.

Councilor Naito asked why DBE subcontractors were not included?

Mr. Scott Moss explained that the DBE subcontractors were in a separate section due to Federal funding and grant requirements.

Presiding Officer Kvistad opened a public hearing on Ordinance No. 97-692A.

Jerry Hoffman, ESB Coordinator for ODOT, Salem OR said he was going to speak in favor of the change in the Ordinance 97-692A. He said the ESB Program was to be pushed forward and

accentuated in every way by order of the Governor. He said his purpose today was to let Council know the sheltered market concept that was internal to the ESB program being started worked. He said they had set aside 45 separate construction contracts between 1989 and 1993, average size \$27,500 and had good response from about 700 certified ESBs and construction contractors. He said all of the projects were completed within budget , on time and with no defaults. He said they planned to expand the program in the next two years.

Presiding Officer Kvistad closed the public hearing.

Councilor McLain said she supported this but had asked Mr. Moss to bring back to the Council the cellular procedures that would be written for the good faith effort. It was her hope to have a timeline on when we could expect to see those procedures in the near future.

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

8. RESOLUTIONS

8.1 **Resolution No. 97-2504**, For the Purpose of Amending the Metro Non-Represented Classification and Pay Plan.

Motion: **Councilor McCaig** moved the adoption of Resolution No. 97-2504.

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

Discussion: **Councilor McCaig** reviewed Resolution No. 97-2504.

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

10. CONTRACT REVIEW BOARD

10.1 **Resolution No. 97-2512**, For the Purpose of approving the lease agreement with Western PSCI Corporation for cell site facility at Metro Washington Park Zoo.

Motion: **Councilor McFarland** moved the adoption of Resolution No. 97-2512.

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

Discussion: **Councilor McFarland** said this was a lease agreement for a cellular phone site. She urged approval of this Resolution.

Councilor Naito said they had asked some questions in committee concerning this type of antenna site. They said there was an RFP done and nothing would be disturbed to erect this. She felt it was a good way to make some money.

Councilor McLain asked if this was the same company that Metro worked with at the golf course?

Councilor McFarland said she did not believe it was.

Presiding Officer Kvistad said that it had come to his attention that there were several new types of cellular companies and that perhaps the Government Affairs Committee would want to review general policies regarding this.

Councilor Naito said she would be happy to do that and gave direction to staff to review existing policies to make sure they were in line with other jurisdictions and what the market would bear.

Councilor McFarland asked if Presiding Office Kvistad was suggesting Council take back this particular resolution. She urged the Council support this resolution at this time.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed. The contract was accepted and adopted.

**9. EXECUTIVE SESSION HELD PURSUANT TO ORS 192.660(1)(e).
DELIBERATIONS WITH PERSONS DESIGNATED TO NEGOTIATE REAL
PROPERTY TRANSACTIONS.**

9.1 **Resolution No. 97-2525**, For the Purpose of Authorizing the Executive Officer to Accept Donation of A Property at Whitaker Ponds.

Members Present: Nancy Chase, Alison King Campbell.

Motion: **Councilor McFarland** moved the adoption of Resolution No. 97-2514.

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

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

11. COUNCILOR COMMUNICATION

Presiding Officer Kvistad reminded Council that expense reports were due by Friday and if they had further expenses to report, please do so.

He mentioned an MPAC/COUNCIL meeting was scheduled for June 30th at the Oregon Convention Center.

He asked Council to please report any needs for personal equipment

Councilor McLain reported she had attended the MCCI meeting last night. She said one of the elements was very positive, because of the discussion on WRPAC about composition of membership, an MCCI subcommittee would see if there was formal criteria for these committees and the current composition of each advisory committee.

12. ADJOURN

There being no further business to come before the Metro Council, Presiding Officer Kvistad adjourned the meeting at 2:55 p.m.

Prepared by,

Chris Billington
Clerk of the Council

| DOCUMENT NUMBER | DOCUMENT DATE | DOCUMENT TITLE | TO/FROM |
|-----------------|---------------|--|------------------------------------|
| 061997c-01 | 6/16/97 | Acceptance of Land Donation from Edmund Hayes | Nancy Chase/Jim Morgan |
| 061797c-02 | 6/19/97 | Public Comments Received for Proposed Ord. No. 97-692 | |
| 061797c-03 | May-July 1997 | Metro Business | |
| 061797c-04 | 6/19/97 | Memo RE: Ord 97-692 | Councilor Morissette/Scott Moss |
| 061797c-05 | | Ord 97-692A | Mike Burton |
| 061797c-06 | 6/19/97 | Gov. Affairs Committee Report on Ord No. 97-692 | Councilor Morissette |
| 061797c-07 | 6/3/97 | Letter to Council | Donna Green |