

MINUTES OF THE METRO COUNCIL MEETING

January 4, 1996

Council Chamber

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

Councilors Absent: None

Presiding Officer McFarland called the meeting to order at 2:08 p.m.

1. INTRODUCTIONS

None

2. CITIZEN COMMUNICATIONS

None

3. EXECUTIVE OFFICER COMMUNICATIONS

None

4. CONSENT AGENDA

4.1 Consideration of Minutes for the December 7, 14 and 21, 1995 Metro Council Meetings.

Motion: *Councilor Monroe moved for adoption of the consent agenda.
Councilor Washington seconded the motion.*

Vote: *All those present voted aye. The vote was unanimous and the motion passed.*

5. RESOLUTIONS

5.1 Resolution No. 96-2259, For the Purpose of Reorganizing the Metro Council.

Motion: *Councilor McLain moved that the Council elect Jon Kvistad as Presiding Officer and adopt Resolution No. 95-2259. The motion was seconded by Councilor Washington.*

Vote: *The clerk distributed paper ballots to each Councilor. Councilors McLain, Washington, Kvistad, Monroe, Morissette and McFarland voted yes on Resolution NO. 96-2259. Councilor McCaig voted no on Resolution NO. 96-2259.*

The vote was 6 yes and 1 no and the resolution passed..

Presiding Officer McFarland announced the election of Councilor Jon Kvistad as Presiding Officer for the year 1996. She called a 10 minute recess

The Council reconvened at 2:21 PM at which time Presiding Officer Ruth McFarland turned the gavel over to the newly elected Presiding Officer Jon Kvistad.

Councilor McFarland said she had a wonderful year as Presiding Officer of the Metro Council. She expressed appreciation to everyone on the Council, staff, and others for their cooperation.

Newly elected Presiding Officer Kvistad announced Deputy Presiding Officer for 1996 is Councilor Susan McLain.

Councilor McLain presented Councilor McFarland with flowers and said that until someone has been Presiding Officer over a group as diverse as the Metro Council they don't know how many long hours and days of work are spent throughout the year. She said she believes that Councilor Ruth McFarland had done a good job for the Council.

Presiding Officer Kvistad thanked Council members for supporting him to be their Presiding Officer for 1996. He said he is looking forward to a happy and productive year.

6. ORDINANCES -- FIRST READINGS

6.1 Ordinance No. 96-629, Amending the FY 1995-96 Budget and Appropriations Schedule to Reflect a Necessary Repair at Metro Washington Park Zoo and Declaring an Emergency.

***Motion:** Councilor Washington Moved adoption of Ordinance No. 96-629.
Councilor Monroe seconded the motion.*

Executive Officer Mike Burton explained the reason for necessary repairs. A land slide that undermined the rail road track making one loop unusable. Revenue from the train is being lost and the repairs need to be made as soon as possible. He has declared an emergency pursuant to Metro Code. He added that because the slide is adjacent to HWY 26 a financial agreement with ODOT to help with expenses was proposed but he can not guarantee that ODOT will assume any responsibility. He asked the Council to approved a limited bidding process.

Councilor Washington asked Ms. Kianus, Assistant Zoo Director, to explain from the staff report that the proposed total costs of \$102,053 would come from the contingency fund.

Kathy Kianus, Assistant Zoo Director, said that Councilor Washington's statement was correct. The majority of the costs are related to engineering to figure out where the wall needs to be built so the hillside does not fall any further. There will be some costs related to taking up the track so it does not get damaged as the heavy equipment is brought in to do the work.

Councilor Washington asked if the project runs over \$102,000 where would the additional funds come from.

Mr. Burton said he is pretty sure the estimate of \$102,000 is accurate. If it comes in above that amount it would have to come back to Council for additional contingency funds. He said this

includes putting in a devise to monitor the ground movement because of the apparent continuing problem along that sight.

The Presiding Officer opened a public hearing.

There was no one present to testify.

The Presiding Officer closed the public hearing.

Councilor Washington urged support for this ordinance.

Vote: 7-0 in favor

The vote was unanimous and the motion passed.

5.2 Resolution No. 95-2244, For the Purpose of Amending Urban Reserve Study Areas.

The section of the Metro Council meeting dedicated to Growth Management Committee business was opened by Chair Susan McLain at 3:00 PM.

Chair McLain began by discussing the criteria by which parcels of land were determined to be or not to be good candidates for placement within Urban Reserve status. Mark Turpel of the Growth Management Department explained site numbering on the maps which were made available to the public on this date.

Parcel 309 (K9)

Motion: Councilor Monroe moved to reconsider Parcel K9.

Second: Councilor McFarland seconded the motion.

Vote: The vote was 5 aye and 2 nay with Councilors McCaig and Morissette voting nay.

A discussion regarding the modification of this area ensued. Members of Growth Management Staff participated in the discussion and aided in the identification several portions of the area under question.

Motion: Councilor McLain moved to modify Parcel 309 using Road 302 which would eliminate everything to the east.

Second: The vote proceeded without a second.

Vote: The vote was 5/2 in favor of modification with Councilors Monroe and McFarland voting nay.

Parcel 104, Division of State Lands property, requested by the City of Wilsonville.

Motion: Presiding Officer Kvistad moved the reconsideration of Parcel 104.

Vote: The vote to reconsider Parcel 104 was 6/1 in favor of reconsideration with Councilor McCaig voting nay.

Parcel 104, Division of State Lands property. Requested by the City of Wilsonville.

Motion: Councilor Monroe moved the deletion of Parcel 104.

Vote: The vote was 2/5 aye in favor of deleting Parcel 104 with Councilor Morissette and Presiding Officer Kvistad voting aye.

Parcel 101, a piece of land that was in the original Urban Reserve Study Area.

Motion: Presiding Officer Kvistad moved the reconsideration of Parcel 101.

Vote: The vote was 3/4 nay for reconsideration of Parcel 101 with Councilors McCaig, Monroe, Washington and McLain voting nay. The item is therefore not to be reconsidered.

Parcel 102, corresponding to the western half of Parcel 19.

Motion: Presiding Officer Kvistad moved the reconsideration of Parcel 102.

Vote: The vote was 2/5 nay with Councilors McCaig, Monroe, Washington, McLain and McFarland voting nay. The item is therefore not to be reconsidered.

Parcel 39, requested by the City of Wilsonville for inclusion. For the most part, it is non-EFU and is bordered on the western edge by a ravine which could be used as a natural barrier.

Motion: Presiding Officer Kvistad moved the reconsideration of Parcel 39.

Vote: The vote was 4/3 aye with Councilors Washington, Monroe and McFarland voting nay. This item therefore is to be reconsidered.

Parcel 39, requested by the City of Wilsonville for inclusion. For the most part, it is non-EFU and is bordered on the western edge by a ravine which could be used as a natural barrier. The old Dammasch State Hospital property is directly across the road from this parcel.

Motion: Presiding Officer Kvistad moved the inclusion of Parcel 39.

Vote: The vote was 4/3 aye with Councilors Monroe, Washington and McFarland voting nay. Item 39 is therefore added back in the URSA.

Parcel K1A, an amendment and reconsideration of Parcel K1 which was tied 3/3 at the previous meeting. Much of the EFU land has been deleted from this parcel to date. Previously was 1072 acres; the current proposal is 295 acres.

Motion: Presiding Officer Kvistad moved the reconsideration of K1A.

Vote: The vote was 5/2 aye with Councilors McCaig and Washington voting nay. The item is therefore to be reconsidered.

Parcel K1A, an amendment and reconsideration of Parcel K1 which was tied 3/3 at the previous meeting. Much of the EFU land has been deleted from this parcel to date. Previously was 1072 acres; the current proposal is 295 acres. Councilor Kvistad stated that requesting the inclusion of this parcel is the direct result of public testimony.

Motion: Presiding Officer Kvistad moved the inclusion of K1A in the URSA

Vote: The vote was 3/4 nay with Councilors McCaig, Monroe, Washington and McFarland voting nay. The motion failed and Parcel K1A is not to be included.

Parcel K1B, item 64 in the quadrangle map.

Motion: Councilor McFarland moved the inclusion of Parcel K1B.

Vote: The vote was 5/2 aye with Councilors McCaig and Monroe voting nay. Parcel K1B is therefore to be included in the URSA.

Parcel K5 for reconsideration. All EFU land.

Motion: Presiding Officer Kvistad moved reconsideration of Parcel K5.

Vote: The vote was 1/5/A for reconsideration with Councilors McCaig, Monroe, Washington, McLain and McFarland voting nay. Councilor Morissette abstained. The parcel will not be reconsidered.

Parcel 48 for reconsideration. City of Cornelius wishes this to be reconsidered due to the fact that the city desires to enhance the jobs - housing balance. This would make an excellent industrial site. It is next to the currently existing industrial site in Cornelius. The parcel is approximately 50 acres of which about 30 acres would be usable.

Motion: Councilor McLain moved the reconsideration of Parcel 48.

Vote: The vote was 6/1 aye with Councilor Monroe voting nay. Parcel 48 is to be reconsidered.

Parcel 48 for inclusion in the URSA.

Motion: Councilor McLain moved for the inclusion of Parcel 48 for

Vote: The vote was 6/1 aye with Councilor Monroe voting nay. The parcel is therefore to be included in the URSA study acreage.

Parcel 67 to reconsider. Parcel 67 contains 100% EFU land.

Motion: Presiding Officer Kvistad moved the reconsideration of Parcel 67.

Vote: The vote was 2/5 nay with Councilors McCaig, Monroe, Washington, McLain and McFarland voting nay. Parcel 67 is therefore not to be reconsidered.

Parcel 111 in the Linnton quadrangle for reconsideration. This parcel is commonly known as the "Bethany" area.

Motion: Councilor McLain moved reconsideration of this parcel.

Vote: The vote was 7/0 aye in favor of the reconsideration of Parcel 111. The motion passed unanimously.

Parcel 111, Linnton quadrangle. This parcel is known commonly as the "Bethany" area. The parcel would be modified as follows: 500 acres following a reasonable line of leaving off the north portion which is primarily EFU.

Motion: Councilor McLain moved for the inclusion of Parcel 111 as modified.

Vote: The vote was 7/0 aye in favor of the inclusion of Parcel 111 as modified. The vote was unanimous.

Mr. Fregonese stated that the URSA is, at this point, approximately 22,400 acres which is slightly smaller than the original URSA however the amount of EFU land has been reduced by approximately 1000 acres.

Councilor McLain stated that maps would be produced for public inspection. The public would be given the opportunity to testify on the map on the January 18, 1996 Metro Council meeting. Final decisions on URSAs would not be made until April or May 1996.

Resolution 95-2244 is to be moved to the Metro Council agenda on January 18 for a public hearing.

7. COUNCILOR COMMUNICATIONS

None

With no further business before the Council, Presiding Officer Kvistad adjourned the meeting at 5:15 p.m.

Prepared by,

Cathy Ross
Acting Council Clerk

David Aeschliman
Council Clerk

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