

MINUTES OF THE METRO COUNCIL WORK SESSION MEETING

Tuesday, October 4, 2005
Metro Council Chamber

Councilors Present: David Bragdon (Council President), Susan McLain, Carl Hosticka, Rod Park, Robert Liberty, Rex Burkholder

Councilors Absent: Brian Newman (excused)

Council President Bragdon convened the Metro Council Work Session Meeting at 2:01 p.m.

1. DISCUSSION OF AGENDA FOR COUNCIL REGULAR MEETING, OCTOBER 6, 2005/ ADMINISTRATIVE/CHIEF OPERATING OFFICER AND CITIZEN COMMUNICATIONS

Council President Bragdon reviewed the upcoming Council agenda. He noted the Boeckman Road issue.

2. LEGISLATIVE UPDATE

Randy Tucker, Public Affairs and Government Relations Department, said he provided Council with a succinct outcomes on particular bills. He wanted to discuss a summary of outcomes of the session, discuss how internal procedures worked, and look forward between now and next session to prepare for next session.

He spoke to the substantives outcomes of the session. He noted that there were no bills that Metro opposed that passed. Councilor Burkholder thanked Mr. Tucker for his work. He had developed an incredible set of relationships with people in Salem. He had also provided regional leadership.

Council President Bragdon asked for further discussion on internal procedures. He also extended thanks to Dan Cooper, Metro Attorney, for his efforts. He asked Mr. Tucker to talk about budget expenditures. Michael Jordan, Chief Operating Officer (COO, said he could provide those figures. Mr. Tucker said one area where staff was overwhelmed was when bills were first coming in. This turned out to be very time consuming. He acknowledged it was a learning experience for him and for staff. He would be working out streamline processes for this review. He also said they were going to fix the process concerning planning issues by having a model similar to Pre-Joint Policy Advisory Committee on Transportation (JPACT). He then spoke to his communication with Council. He felt weekly reports were helpful as well as Mr. Cooper's updates at Council. He felt the general principles provided direction on most issues. He talked about the Council liaison system and using it more effectively. It needed to be systematized. Councilor McLain talked about examples of ineffective communication. She suggested a protocol. Mr. Tucker said he would propose some kind of systematic communication process. Councilor Burkholder said he wanted a short conversation about Mr. Tucker's role in the interim. Mr. Tucker talked about lobbying at the federal level. He would also revisit electronic waste recycling and health care through public benefits group.

Mr. Tucker's understanding for the interim was that there were two overarching agendas, transportation and the New Look. Councilor Liberty talked about the transportation problem statement. Mr. Tucker said they would be looking at the development of a statewide transportation package. Councilor McLain said the public had asking about concurrency

concerning growth planning. She talked about connections between transportation and land use planning. Mr. Tucker said there had been discussion about this issue during transportation planning rule. Councilor Hosticka talked about strategic approach to the future. If the projects don't get built what do you want to plan for. They might need another approach to how they deal with growth and planning. Councilor Liberty talked about the high profile transportation process. Councilor Burkholder talked about keeping the transportation system going. He was hopeful this would be addressed in the Regional Transportation Plan (RTP).

Mr. Tucker said one way to improve success in the legislature was to work with the regional delegation, similar to a caucus. He had committed to having some kind of a forum by the end of the year. Councilor Hosticka suggested a regional coalition, Metro with all of our regional partners. Councilors suggested different types of forums to discuss issues with their regional partners. Mr. Tucker suggested ways to educate the partners.

3. CENTERS INVESTMENT STRATEGY

Phil Whitmore, Planning Department, noted a Place Making workshop in Texas. It was a worthwhile conference in December. He provided a power point presentation on Transit Oriented Development (TOD)/Centers program strategy (a copy of which is included in the meeting record). He noted the results of the feedback from each Center's event. Councilor Park talked about what we were getting back from increasing values. Mr. Whitmore said there was a disconnect for getting back the investment. He spoke to sharing the story with the public. Councilors talked about how the focus had changed. Mr. Whitmore talked about different approaches to non-mixed use strategies. Councilor Park spoke to moving the market. Mr. Whitmore summarized strengths and weaknesses of the program. Councilor Burkholder raised the issue of the importance of expertise versus development of projects. Mr. Whitmore proposed a consultant whose scope of work would included developing new strategies to create urban living infrastructure, identifying and securing new funding, identify planning and regulatory barriers as well as identifying ways to level the playing field through tax structure. Councilor Liberty raised the issue of equity.

Mr. Whitmore then reviewed the next 10 years and the new strategic investments, diversify funding sources, and reduce development barriers. He also addressed flexibility in Centers but cautioned about losing your vision. He spoke to what kinds of investment Council might want to pursue. He laid out next steps in the program. Councilor Liberty said there had been questions raised about having too many centers. Mr. Whitmore urged staying with the vision.

4. BREAK

5. NATURE IN NEIGHBORHOODS GRANT PROGRAM LAUNCH

Stacey Triplett, Nature in Neighborhoods Program, said they wanted to get the grant invitations out. She said they expected to get a good response to the grant program. They will still need to craft the rest of the campaign. They think there will be a great demand for this type of grants. She noted the non-capital funding had been significantly cut.

Janelle Geddes, Nature in Neighborhoods Program, reviewed the materials she had provided to Council. She proposed three types of grant packages. She reviewed the Building Community grant portion of the program. It was about neighborhood building. This was the most flexible grant program. Councilor Burkholder raised the issue of public investment on private property. Ms. Geddes then talked about the Community Challenge for Watersheds and the criteria. Finally,

she spoke to the Creeks to Rivers Regional Challenge and the criteria for this type of grant. She said the first year would be a map for future years. Councilor Burkholder suggested a grant-writing workshop to keep it simple.

6. INDUSTRIAL LANDS REMAND

Lydia Neill, Planning Department, was asking for direction. She provided a copy of the notice. She noted a letter from the Port of Portland requesting moving the Urban Growth Boundary (UGB) to cover some water areas and that this could be added to the UGB remand. Should this be included in the UGB remand ordinance? She noted that the City of Portland had no objection. Council agreed to include this in the ordinance. Second issue had to do with the City of Gresham request to include 57 acres of Exclusive Farm Use (EFU) land be included in the UGB. Council responded, not this time. Third, she noted a mapping issue about using the creek instead of property line in the Evergreen area. She said if they followed the creek there were tax lots that were bisected. Her point was using the creek as the northern boundary cut tax lots, which would mean a different use on a portion of the property. Councilor Liberty talked about the Farm Bureau's recommendation to follow the natural feature. Dan Cooper, Metro Attorney, explained what would happen if you choose not to bring all of tax lot in. Councilor McLain expressed concern if we didn't use the natural feature. Council decided to use the natural feature as the line.

Ms. Neill asked about conditions the Council would like included in the ordinance. The Functional Plan designation would be industrial. Councilor McLain said they had indicated designation of Regional Significant Industrial Area (RSIA) on certain areas. Council President Bragdon said his objective would be to preserve industrial. Dick Benner, Metro Senior Attorney, said if Council designated RSIA and a portion industrial that was how it would end up on the map. They would have to come to Council for an adjustment. Mr. Benner described the difference between RSIA and industrial. He noted testimony, which requested flexibility. The version Council adopted was industrial flexibility. Councilor Liberty expressed concern about zoning. Ms. Neill said the size limitation prohibits most commercial uses. Councilor McLain said she didn't think RSIA and industrial were the same. She wanted to scope the differences. Councilor Hosticka said this was not the last word on this issue; this was the COO's recommendation. He said this was exclusive farm use land. He thought we should have the highest protection on it. Councilor Burkholder suggested a restoration requirement on the creek. He also suggested housing needed to accommodate within the existing area. He noted the language Mr. Benner had proposed. Councilor Park talked about the school issue in an industrial site. Council President Bragdon suggested more information on RSIA and industrial. Councilor Liberty supported Councilor Burkholder's proposal concerning housing. He wanted City of Hillsboro to submit a proposal on this condition. He also suggested signaling to the City about the windfall tax issue. If Council adopted such a tax, it would apply to this property.

Ms. Neill said she was looking for conditions to include in the staff report and the ordinance. Mr. Jordan said they wanted to get as close as they could to the agreed upon conditions. They wanted the notice to be as complete as possible. Ms. Neill said they had generic conditions that had been included in past ordinances. Councilor Park suggested having the Council be in as strongest negotiating position as possible. He had some skepticism. He hadn't heard what Hillsboro was willing to stand by. Ms. Neill summarized the Councilors concerns and condition requests. Councilor McLain wanted a comparison on RSIA and industrial. Councilor Park wanted feedback on the Gresham issue on schools. She noted that there would probably be two hearings in November.

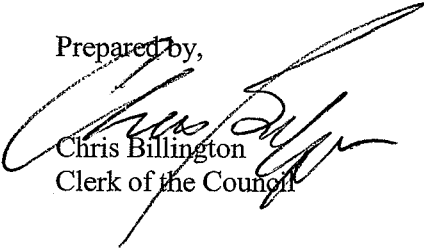
7. COUNCIL BRIEFINGS/COMMUNICATIONS

Councilor Burkholder said they had received an email from Arnold Rocklin about a non-substantive change to our Code. He asked Mr. Benner to explain this change. Mr. Benner said the email was not sufficiently detailed. He summarized what he thought the email suggested. .

Councilors talked about the West Linn UGB decision. Mr. Benner explained what had happened and what would happen in the future. He spoke to the Court findings indicating that Metro did not complete a complete analysis on Area 37 and Area 94.

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 4:55 p.m.

Prepared by,



Chris Billington
Clerk of the Council

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF OCTOBER 4, 2005

Item	Topic	Doc Date	Document Description	Doc. Number
1	Agenda	10/06/05	Metro Council Meeting Agenda for October 6, 2005	100405c-01
3	Power Point Presentation	10/4/05	To: Metro Council From: Phil Whitmore and Kelley Webb, Planning Department Re: Power Point Presentation on TOD/Centers Program Strategy	100405c-02
3	Feedback summary	10/4/05	To: Metro Council From: Phil Whitmore, Planning Department Re: Feedback on Get Centered events	100405c-03
3	Public Investment	10/4/05	To: Metro Council From: Phil Whitmore, Planning Department Re: Types of Public Investment, Flexibility in Centers and Food Chain	100405c-04
3	Conference Brochure	9/26/05 to 9/27/05	To: Metro Council From: Phil Whitmore, Planning Department Re: 7 th Annual ULI Conference Place Making	100405c-05
5	Grant Discussion Criteria	10/4/05	To: Metro Council From: Janelle Geddes, Nature in Neighborhoods Program Re: Grant Criteria Discussion for Nature in Neighborhoods	100405c-06
6	Public Notice	Fall 2005	To: Metro Council From: Lydia Neill, Planning Department Re: Urban Growth Boundary expansion for industrial use public notice	100405c-07