

## MINUTES OF THE METRO COUNCIL MEETING

Thursday, December 8, 2005  
Metro Council Chamber

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

Councilors Absent: Carl Hosticka (excused)

Council President Bragdon convened the Regular Council Meeting at 2:01 p.m.

### 1. INTRODUCTIONS

There were none.

### 2. CITIZEN COMMUNICATIONS

There were none.

### 3. BLUE RIBBON COMMITTEE PRESENTATION

Fred Miller, Blue Ribbon Committee Chair, presented the Blue Ribbon Committee Summary Recommendations for the 2006 Bond Measure (a copy of which is included in the record). Members of the committee introduced themselves. Mr. Miller noted the broad background of the 18-member committee. He provided a history of the Committee's process and explained how the committee came up with figures for the Bond Measure. He said there were about 4200 acres that could be purchased. They wanted something ecologically meaningful. He spoke to the opportunity for a variety of projects. He noted criteria they had discussed about the local share opportunity fund. There was a lot of support for natural habitat. He attributed that to how well the 1995 open spaces program had been carried out. He acknowledged the need for citizen access to some of these sites.

Councilor Burkholder talked about rain gardens and the need to preserve neighborhoods. He asked about the debate, which took place in the committee about spreading the money. Mr. Miller responded that some of the natural area ideas and acreage fell off the table. They looked at regional balance. The purchases needed to be meaningful. Council President Bragdon said the staff had prepared a matrix of different amounts. Councilor McLain asked about target areas that were not as close to the urban growth boundary in terms of size and distance from the urban area. Mr. Miller said they looked at natural areas rather than looking at how close the property was to an urban area. Councilor Liberty asked about the distance to urban areas. Mr. Miller responded to his question. The polling indicated the need to invest in natural areas. Councilor Liberty asked about the design for the region and the discussion the committee had had concerning this issue. Mr. Miller said they looked at what had been produced scientifically. He wasn't sure they had gotten into that discussion. Council President Bragdon clarified that Councilor Liberty was looking at how this fit with the 2040 Growth Concept. Councilor Liberty talked about the theme of ribbons and green.

Council President Bragdon opened a public hearing.

Mike Houck, Urban Greenspaces Institute, PO Box 6903, Portland OR 97228, thanked Mr. Miller for his concise efforts in running the committee. He encouraged the Council to act on the Blue Ribbon Committee's recommendation. He provided a letter for the record. He talked about the Future Vision Commission document. He thought the recommendation addressed many of the components of this document.

Councilor Park asked about land south of the Willamette River? Was there nothing that was significant? Mr. Houck said there was land in that area that was significant but they focused on the target areas. They had worked at integrating the urban rural environment in their recommendation. He felt they needed to purchase land both inside and outside the Urban Growth Boundary (UGB). Councilor Liberty asked about having the right mix between inside and outside the UGB. Mr. Houck said he shared Councilor Liberty's concern. There will never be enough money to protect resources inside the UGB. This was a step in the process. They needed to develop other sources of revenue to achieve what Councilor Liberty was describing.

Chet Orloff, Portland Parks Board, 3332 NW Saver Street, Portland OR 97210, submitted a letter for the record and summarized that letter. They wanted to add their enthusiasm to the recommendation. He spoke to the need for a successful campaign. He talked about Lewis Mumford, who said he had never seen a region that had been so blessed with resources. He asked if we were intelligent enough to keep this resource.

Sue Marshall, Tualatin Riverkeepers Executive Director, 16502 SW Roy Rodgers Rd Sherwood, OR 97140 said they appreciated the work of the Blue Ribbon Committee. She also thanked Council for bringing this issue forward. She talked about the regional component as the most important. She commented on the opportunity grant fund and making it a bigger component. She talked about the Nature in Neighborhoods grant program and the opportunity to leverage that money. She urged leveraging the entire bond measure. She felt the target areas were all good. She emphasized the Tualatin River headwaters and Wapato Lake. They thought there was one missing link on the canoe trail on Tualatin River. Council President Bragdon asked about the Chehalem Mountains and headwaters system. Ms. Marshall said it was in the vicinity of Wapato Lake. Councilor Liberty said he had been interested in the grant program and its connection to nature in neighborhoods. He also spoke about equity and the need to address all three aspects. Ms. Marshall responded that we needed to connect people in the urban areas to nature. Councilor Newman said he largely embraced the recommendation. He wanted to make sure that the areas in Washington County were the most important areas. He felt some of these areas were quite a ways away.

Nan Evans, The Nature Conservancy, 821 SE 14<sup>th</sup> Portland OR provided a letter for the record and applauded the Council and the Committee on their work in making a better place for Oregonians in the future. Their key message was go for it. The Nature Conservancy was a science-based organization. They did eco-region assessments. Their scientists would come up with a larger list but this was a next good step. They strongly supported the Council's vision.

Geoff Roach, The Trust for Public Land, 806 SW Broadway #300 Portland OR 97212 provided a letter for the record. They also applauded Council for getting them to the next step. Metro was behind preservation. The Blue Ribbon Committee recommendations were worth noting. The recommendations followed voter attitudes, water quality based and local share opportunity flexibility. The Committee endorsement represented a turning point in the region in terms of community support. He urged Council to move thoughtfully but quickly.

Rob Wheeler, Happy Valley Councilor, 12088 SE Reginald Ct Happy Valley, OR 97015 talked about Scouter's Mountain and the need for this type of open spaces. This would be a rare opportunity to acquire this parcel. Councilor Newman asked about the Scouter's Mountain area. Mr. Wheeler responded that they were considering the entire 200 acres. Councilor Park asked about the connection between Scouter's Mountain and its connectivity to other open spaces. Mr. Wheeler said it was connected to trail systems such as Springwater.

Sam Chase, Community Development Network, 2627 NE MLK Portland OR 97212 added his enthusiasm for this effort. He urged Council to move as quickly as possible on the bond measure. He supported strong Goal 5 protection. He talked about partnerships, which protected and restored stream areas. He urged leveraging dollars for these types of projects. He spoke to equity issues. Councilor McLain asked about the study. She would like to see the study. Mr. Chase said it was not complete but they were doing some of the final work on the study

Council President Bragdon closed the public hearing. He thanked members of the Committee and the Chair. He said they would be having outreach efforts January through March 2006. Councilors would be talking with local jurisdictions and there would be three formal public hearings about the bond measures. The final public hearing would be March 9<sup>th</sup> at 5:00pm here in our chamber. The Council would also be having some substantive discussion next week. Councilor Burkholder added that Council President Bragdon needed to be given credit for championing this effort. Councilor McLain asked staff if they would provide her with information on how many acres we targeted last time versus how many we were targeting this time.

#### 4. CONSENT AGENDA

- 4.1 Consideration of minutes of the December 1, 2005 Regular Council Meetings.
- 4.2 **Resolution No. 05-3614**, Authorizing the Chief Operating Officer to Renew a Non-System License Issued to Willamette Resources, Inc., for Delivery of Putrescible Solid Waste to the Coffin Butte Landfill.
- 4.5 **Resolution No. 05-3635**, Authorizing the Chief Operating Officer to Renew a Non-System License Issued to Epson Portland, Inc., for Delivery of Putrescible Solid Waste to the Covanta Waste-to-Energy Facility.
- 4.6 **Resolution No. 05-3636**, Authorizing the Chief Operating Officer to Renew a Non-System License Issued to Pride Recycling Company for Delivery of Putrescible Solid Waste to the Riverbend Landfill.
- 4.7 **Resolution No. 05-3639**, Authorizing the Chief Operating Officer to Renew a Non-System License Issued to Crown Point Refuse & Recycling Services, Inc. for Delivery of Putrescible Solid Waste to the Wasco County Landfill.
- 4.8 **Resolution No. 05-3640**, Authorizing the Chief Operating Officer to Renew a Non-System License Issued to American Sanitary Service Inc. for Delivery of Putrescible Solid Waste to the West Van Materials Recovery Center and the Central Transfer and Recovery Center.
- 4.9 **Resolution No. 05-3641**, For the Purpose of Authorizing the Chief Operating Officer to Renew a Non-System License Issued to Arrow Sanitary Service, Inc. for Delivery of

Putrescible Solid Waste to the West Van Materials Recovery Center and the Central Transfer and Recovery Center.

Motion: Councilor Park moved to adopt the meeting minutes of the December 8, 2005 Regular Metro Council and Resolution Nos. 05-3614, 3635, 3636, 3639, 3640, 3641.

Vote: Councilors Burkholder, McLain, Liberty, Park, Newman, and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.

**5. ORDINANCES – SECOND READING**

5.1 **Ordinance No. 05-1097**, Amending the Metro Habitat Conservation Areas Map and Other Maps Related to Title 13 of the Urban Growth Management Functional Plan; and Declaring an Emergency.

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| Motion:   | Councilor Liberty moved to adopt Ordinance No. 05-1097. |
| Seconded: | Councilor McLain seconded the motion                    |

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| Motion to substitute: | Councilor Liberty moved to substitute Ordinance No. 05-1097A for 05-1097. |
| Seconded:             | Councilor McLain seconded the motion                                      |

There was no objection to the substitution.

Councilor Liberty introduced the ordinance and provided a history of the ordinance. He reviewed the four major components of the ordinance. Paul Ketcham, Planning Department, said Councilor Liberty did a very thorough job of introducing the ordinance. He also noted that Metro Policy Advisory Committee (MPAC) supported this ordinance unanimously. He said the addition of Rock Creek and Fanno Creek streams increased the accuracy in mapping and helped facilitate communication with the public. They mailed the Ballot Measure 56 notice to those that would be affected by the streamside areas. The map revisions were contained in this ordinance. A new set of inventory maps was produced. He also noted that these maps were posted on the Metro website. These maps would continue to change. This would complete our package for Nature in Neighborhoods for review of Land Conservation and Development Commission (LCDC). Councilor McLain asked for clarification on the local jurisdiction's responsibility. Mr. Ketcham responded to her question. We would be updating our data for monitoring purposes and evaluating our successes.

Council President Bragdon opened a public hearing on Ordinance No. 05-1097A.

Jennifer Powell, Lacamas Laboratories, 3625 N Suttle Rd Portland OR did not testify.

Logan Ramsey, 3026 NW Skyline Blvd Portland OR 97229 said he was affected by this update. He shared maps of his property (a copy of which is included in the record). He noted that the stream ended before it got to his property. Metro had updated the map using the City of Portland stream data. It was in error, there was no stream on his property. He said there was no water on that property. The significance was that the majority of his property was now called Class 1. He hoped that this Council would recognize the error. Councilor McLain suggested staff address this issue. Councilor Liberty suggested getting the maps corrected. Council President Bragdon asked

that staff worked with Mr. Ramsey. Mr. Ramsey said this had to do with how you define the stream. Staff had explained a stream might not have water in it. He felt a stream was defined as something that had water in it. Councilor McLain said they needed to take this into consideration. There was an opportunity to change maps with the map verification process. Mr. Ramsey said their updating process was moving to more non-streams being called streams. Councilor McLain suggested working with staff to make sure no mistakes had been made. Mr. Ramsey suggested defining a stream as a body of water. Councilor Burkholder said there had been a lot of work to make sure every decision was scientifically based. It had been a long process. The standards had gone through a lot of testimony and scientific review. They will apply the standards fairly. Mr. Ramsey said on page three of his submittal, he suggested arbitrary standards.

Council President Bragdon closed the public hearing.

Councilor McLain suggested mapping changes to include cities to the far west, east, north and south.

Vote:

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| Councilors Burkholder, McLain, Newman, Liberty and Council President Bragdon voted in support of the motion. The vote was 5 aye, the motion passed with Councilor Park abstaining from the vote. |
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## 6. RESOLUTIONS

- 6.1 **Resolution No. 05-3648**, Adopting the Hearings Officer's Proposed Order and Authorizing the Chief Operating Officer to Issue a Final Order Affirming the Conditions Set Forth in Paragraphs 3.8, 3.9 and 5.2 of Solid Waste Facility License No. L-109-05, Issued to Greenway Recycling, Inc.

Dan Cooper, Metro Attorney, said this was a quasi-judicial matter. The proceeding was governed by proceeding and criteria adopted in the code. The hearings officer would explain his recommendation. The applicant would then explain their position. He said if Council had had ex parte contact, they should acknowledge that contact.

Robert Harris, Hearings Officer, provided a history of the Greenway license and summarized the proposed order. He noted the hearing they held. The licensee had filed an exception to the order. He summarized their objections. He said after reviewing state statutes he agreed with Metro. His order also included a review of the facts in the case. He had looked at other licensees and conditions put on other licensees. He thought the focus today had to do with advance standards. He spoke to his findings.

Councilor McLain said at the present time we didn't have prior conditions for facility license. Mr. Harris said that was correct. Councilor McLain asked about reload issues. Mr. Harris said he found those conditions were reasonable. Councilor Park asked about the range of ability of Council in this matter concerning the granting of the original license. Could Mr. Garrahan give them their options? Paul Garrahan said he would walk through this after the licensee presented their case.

Larry Derr, Greenway's attorney, said this arose from an application for a change of operation. They filed the application in October 2005; the license was awarded in March 2005. This process had been over a year. Much of the process would be unnecessary if there were procedures that would guide this licensing. He talked about administrative procedures and concerns. Mr. Derr said after a close review of Metro Code there were no standards listed for licensing. There was

nothing that provided guidance about when the measure has been met and the license should be issued. He talked about the checklist in order to issue a license. He said they were talking about the process for issuing the license. He said Greenway could not know what conditions would be required after licensing because of the ad hoc nature of the conditions. Finally, Greenway had no opportunity for a public debate that would involve other members of the industry and the public. He said they were here about the legal issues. First, do court cases require an advance announcement requirement by which a license may be judged? He said court cases did require advance announcement of standards. The hearings officer agreed with Metro staff that those cases were limited to the state. He noted two cases in county law, which involved denial. In both cases the court said they could not deny a license without advance announcement of standards. He said they needed to have a fair chance in advance to respond to the conditions. He talked about unequal treatment to the licensees. He felt the only direction the Council had was to void the three conditions. He urged Council to come up with standards.

Councilor Liberty asked Mr. Derr about policy question concerning fairness and equity. He wanted to understand the distinction between conditions of the licenses and standards of performance of the licensee. Mr. Derr said procedures were different than standards. The conditions that they were objecting to were ones directed at performance. You needed standards to decide as to whether you should issue the licenses as well as standards of conditioning the license. Mr. Derr explained what a standard could say which could lead to a condition. Councilor Liberty summarized what Mr. Derr was suggesting. Mr. Derr concurred with his summary concerning standards and conditions. Councilor Liberty questioned the legal relevance of the two county court cases to this situation. Mr. Derr explained how these cases applied. Councilor McLain asked in the county cases, there was a denial. In this case Metro did not deny the license. Mr. Derr said that was true. Councilor McLain asked Mr. Derr to clarify what were a standard and a performance procedure condition. Mr. Derr explained his position. He felt there were no standards. Councilor McLain asked other clarifying questions. Mr. Derr talked about a contested case proceeding. Council President Bragdon said what was in front of Council now was the facts of the case. When a permitting body was considering a license, the body could approve it, approve it with conditions or deny it. He wanted to know the distinction between conditions and standards. Mr. Derr responded to his question.

Councilor Park said they didn't contest whether Metro had the ability to grant license. Mr. Derr said that was correct. Councilor Park said it sounded like what Greenway was proposing was to have the Council make the decision. Mr. Derr suggested having some rules; standards, criteria that tell potential applicant what were legitimate concerns of Metro when issuing a license. Have those general rules out there in advance. Councilor Park asked if rules set up by Department of Environmental Quality or City of Portland weren't enough guidelines. Mr. Derr said they were good guideline in the areas that they covered. This was not the issue here. Councilor Park asked if Regional Solid Waste Management Plan (RSWMP) provided guidelines for the issue of the license. Mr. Derr said he did not feel they were included in the document. Councilor Park suggested a review of license conditioning. Mr. Derr said they disagreed with the hearings officer's review and recommendations. Their appeal was based on the fact that in a regulatory field, Council didn't have the authority to impose conditions.

Councilor Liberty asked further clarifying questions about state law. Mr. Derr couldn't respond to his question or comment. Councilor McLain talked about unfair conditions being placed on Greenway's facility and the comparison to other facilities that had other responsibilities. She wondered if they were using similar examples. Mr. Derr explained his reasoning.

Councilor Newman reviewed the Metro Code. He wanted to understand the intent of the conditions called out in the hearings officer's report. Mr. Garrahan responded to his questions about management of unacceptable waste. Councilor Liberty talked about language in the Code that was murky. Mr. Harris said he should have referenced the Code about a contested case process. He felt Metro had a procedure for review.

Mr. Cooper suggested Mr. Garrahan provide his summation. Mr. Garrahan said the license and the hearings officer had narrowed in on the issue. He explained the licensee's position about administrative rules. He said Oregon Law did not require advance rule making as suggested by the licensee, that was a correct interpretation. They had also reviewed the two court cases, and felt that those cases did not support the argument for advance rule making. On the second argument, the State required advanced rule making. The hearings officer agreed with the Chief Operating Officer (COO). Either interpretation of the Metro Code would be legally defensible. He explained further that the Council may wish to amend the final order and suggested some proposed language. He did not believe that Council had the authority to review the license today. He explained the options the Council had today.

Councilor Liberty suggested another interpretation. You could have a standard that still wouldn't provide advanced guidance to the applicant. Was there any administrative history on this issue? Mr. Cooper responded that this ordinance was prepared in a format that would not have required Council approval. He provided additional history about the ordinance. He didn't think there was much of record of intent. Council President Bragdon restated options that Mr. Garrahan had provided to the Council. He asked about incorporating language suggested by the licensee. Mr. Garrahan summarized draft language. Council President Bragdon asked about upholding the hearings officer order but add language. Mr. Garrahan detailed what actions Council could take.

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| Motion:   | Councilor McLain moved to adopt Resolution No. 05-3648. |
| Seconded: | Councilor Newman seconded the motion                    |

Councilor McLain talked about the Code change and the opportunity for the applicant to be heard. She explained why she supported the hearings officer's order. She had listened to the applicant and could not find that they were treated differently. They needed to look at facilities on a case-by-case basis. They were following Metro Code by allowing the COO to make performance standards. She found the hearings officer's summary and conclusion of law to be persuasive.

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| Motion to amend | Councilor Newman moved to amend Resolution No. 05-3648 to include Mr. Garrahan's draft language (a copy of which is included in the record). |
| Seconded:       | Councilor McLain seconded the motion   |

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| Vote to amend: | Councilors Park, Burkholder, Newman, McLain, and Council President Bragdon voted in support of the motion. The vote was 5 aye/ 1 nay, the motion passed with Councilor Liberty voting no. |
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Councilor Park said he supported the resolution as amended. He suggested some changes in processes. Councilor Liberty said staff knew he has a high regard for Metro's legal department and the COO. He felt the Code language was pretty murky. He explained that he would not be supporting the resolution. Councilor Newman said he felt the Code was clear as it related to the two standards. He would be supporting the resolution. Councilor Burkholder said he would also support the resolution and explained his reasoning. He felt what was confusing was the difference

between a performance standard and a condition. Councilor McLain closed by talking about the hearings officers recommendation, review on conditions of licenses and overarching policy issues.

Vote:

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| Councilors Park, Burkholder, Newman, McLain, and Council President Bragdon voted in support of the motion. The vote was 5 aye/ 1 nay, the motion passed with Councilor Liberty voting no. |
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6.2 **Resolution No. 05-3647**, For the Purpose of Approving a Consultant Contract for the Lake Oswego to Portland Transit Alternatives Analysis.

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| Motion:   | Councilor Newman moved to adopt Resolution No. 05-3647. |
| Seconded: | Councilor Park seconded the motion                      |

Councilor Newman said he and Councilor Burkholder co-chaired the alternative analysis study. He summarized the resolution and the consultant's contract. He talked about project funding, which was through two grants. He explained the process if the Council approved the resolution. Councilor Park asked about the corridor. Councilor Newman responded to his question. Ross Roberts, Planning Department, said the scope of the corridor was generally defined by the travel shed. He further detailed the travel shed. They were focusing on improvements on the inner-piece. Councilor Park provided his reasoning for bringing up the issue. Councilor Newman added his comments about what they would be looking at. Councilor Liberty echoed Councilor Park's concerns. He urged a broader look at alternatives.

Vote:

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| Councilors Park, Burkholder, Newman, McLain, Liberty, and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed. |
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6.3 **Resolution No. 05-3650**, For the Purpose of Appointing Christopher P. Smith as a Multnomah County Citizen Member to the Metro Policy Advisory Committee (MPAC)

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| Motion:   | Councilor Burkholder moved to adopt Resolution No. 05-3650. |
| Seconded: | Councilor Park seconded the motion                          |

Councilor Burkholder introduced Mr. Smith and the resolution. He said Mr. Smith had a long history as a community activist. He urged support. He felt having him on MPAC would provide a good link to transportation and the New Look. Mr. Smith thanked the Council for his appointment. Councilor Park felt that Mr. Smith's work on Transportation Policy Alternatives Committee (TPAC) would be missed.

Vote:

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| Councilors Park, Burkholder, Newman, McLain, Liberty, and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed. |
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4.3 **Resolution No. 05-3615**, Authorizing the Chief Operating Officer to Issue a New Non-System License to B & J Garbage Company for Delivery of Putrescible Solid Waste to the Canby Transfer and Recycling Facility for Transfer to the Riverbend Landfill.



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| Motion:   | Councilor Newman moved to adopt Resolution No. 05-3615. |
| Seconded: | Councilor Burkholder seconded the motion                |

Councilor McLain said she had asked to have these three resolution removed from the consent agenda and explained why. She had several questions for the new system licenses.

Steve Donovan, B & J Garbage Co and West Linn Refuse and Recycling, PO Box 110 Canby OR 97013 responded to her question and provided a letter explaining their position.

Andy Kahut PO Box 110 Canby OR 97013 also responded to her questions about tonnage.

Councilor McLain said she felt it was important to understand the effects on our system by allowing more players into our system. She talked about impacts on our public facilities.

Vote: 

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| Councilors Park, Burkholder, Newman, McLain, Liberty, and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed. |
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4.4 **Resolution No. 05-3622**, Authorizing the Chief Operating Officer to Issue a New Non-System License to West Linn Refuse & Recycling, Inc. for Delivery of Putrescible Solid Waste to the Canby Transfer and Recycling Facility for Transfer to the Riverbend Landfill.

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| Motion:   | Councilor Newman moved to adopt Resolution No. 05-3622. |
| Seconded: | Councilor Burkholder seconded the motion                |

Vote: 

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| Councilors Park, Burkholder, Newman, McLain, Liberty, and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed. |
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4.10 **Resolution No. 05-3642**, Authorizing the Chief Operating Officer to Renew a Non-System License Issued to the Forest Grove Transfer Station for Delivery of Putrescible Solid Waste to the Riverbend Landfill.

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| Motion:   | Councilor Newman moved to adopt Resolution No. 05-3642. |
| Seconded: | Councilor Burkholder seconded the motion                |

Councilor McLain said this was for the Forest Grove transfer station. She talked about the difference with this transfer station, services and tonnage. She asked legal staff about issuance of the non-system license (NSL) and impact on the franchise. Paul Garrahan, Metro Assistant Attorney, said these were two different issues. He talked about tonnage cap on this NSL.

Councilor Park asked about the effect if Council didn't grant this NSL? Mr. Garrahan said without granting some other NSL, the waste would have to grant Columbia Ridge Landfill. Roy Brower, Solid Waste and Recycling Department, said if this were not approved they would have to take waste to one of our public facilities. Councilor Park thought that Columbia Ridge was one of our facilities. Mr. Brower said only with waste from our public facility. Councilor McLain said she would be voting for this NSL too, she talked about implications for our system.

Vote: 

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| Councilors Park, Burkholder, Newman, McLain, Liberty, and Council |
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President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.

**7. CHIEF OPERATING OFFICER COMMUNICATION**

Michael Jordon, COO, said he would be working with staff concerning Code language issues about solid waste standards. He said they had an accident at the Oregon Zoo today where one of our employees was at the hospital with a head injury.

**8. COUNCILOR COMMUNICATION**

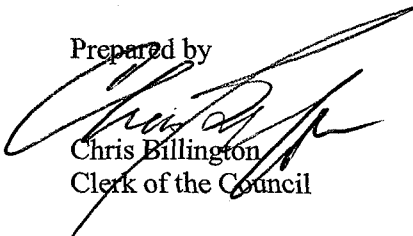
Councilor McLain talked about the Regional Water Consortium. They would be giving official remarks in March 2006.

Councilor Burkholder suggested raising the issue of resource limitation to the Regional Water Consortium.

**9. ADJOURN**

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 5:21 p.m.

Prepared by



Chris Billington  
Clerk of the Council

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF DECEMBER 8, 2005**

| <b>Item</b> | <b>Topic</b>            | <b>Doc Date</b> | <b>Document Description</b>  | <b>Doc. Number</b> |
|-------------|-------------------------|-----------------|--|--------------------|
| 4.1         | Minutes                 | 12/1/05         | Metro Council Meeting Minutes of December 1, 2005  | 120805c-01         |
| 3.0         | Report                  | 12/3/05         | To: Metro Council<br>From: Fred Miller, Chair Blue Ribbon Committee<br>Re: 2006 Bond Measure Blue Ribbon Committee Summary Recommendations   | 120805c-02         |
| 5.1         | Ordinance No. 05-1097A  | 12/8/05         | <b>Ordinance No. 05-1097A</b> , Amending the Metro Habitat Conservation Areas Map and Other Maps Related to Title 13 of the Urban Growth Management Functional Plan; and Declaring an Emergency. | 120805c-03         |
| 6.2         | Resolution No. 05-3647  | 12/8/05         | <b>Resolution No. 05-3647</b> , For the Purpose of Approving a Consultant Contract for the Lake Oswego to Portland Transit Alternatives Analysis.  | 120805c-04         |
| 5.1         | Letter                  | 12/8/05         | To: Metro Council<br>From: Gil Kelley, City of Portland<br>Re: Ordinance No. 05-1097   | 120805c-05         |
| 5.1         | Email                   | 12/8/05         | To: Metro Council<br>From: Steven Edelman<br>Re: Ordinance No. 05-1097   | 120805c-06         |
| 3.0         | Letter                  | 12/8/05         | To: Metro Council<br>From: Chet Orloff, Chair Portland Park Board<br>Re: Blue Ribbon Committee Bond Measure proposal   | 120805c-07         |
| 3.0         | Letter                  | 12/8/05         | To: Metro Council<br>From: Mike Houck, Executive Director of Urban Greenspaces Institute<br>Re: Blue Ribbon Committee proposal   | 120805c-08         |
| 3.0         | Letter                  | 12/8/05         | To: Metro Council<br>From: Russ Hoeflich, Vice President of the Nature Conservancy<br>Re: Blue Ribbon Committee proposal   | 120805c-09         |
| 3.0         | Testimony               | 12/8/05         | To: Metro Council<br>From: Geoff Roach, Executive Director The Trust for Public Land<br>Re: Blue Ribbon Committee Proposal   | 120805c-10         |
| 5.1         | Metro's interactive map | 12/8/05         | To: Metro Council<br>From: Logan Ramsey<br>Re: Interactive map: COO recommendation on habitat protection for his address   | 120805c-11         |

| <b>Item</b> | <b>Topic</b>                                       | <b>Doc Date</b> | <b>Document Description</b>  | <b>Doc. Number</b> |
|-------------|--|-----------------|--|--------------------|
| 5.1         | Exhibit H to Ordinance No. 05-1097                 | 12/8/05         | To: Metro Council<br>From: Paul Garrahan, Metro Assistant Attorney<br>Re: Ordinance No. 05-1097 Exhibit H, Findings of Fact and conclusions of law                                   | 120805c-12         |
| 5.1         | Maps   | 12/8/05         | To: Metro Council<br>From: Paul Ketcham, Planning Department<br>Re: Exhibit A, B, C, D, E, F, G to Ordinance No. 05-1097   | 120805c-13         |
| 4.3 and 4.4 | Testimony  | 12/8/05         | To: Metro Council<br>From: Steven Donovan and Andrew Kahut<br>Re: Resolution Nos. 05-3615 and 05-3622  | 120805c-14         |
| 6.1         | Draft language for amendment                       | 12/8/05         | To: Metro Council<br>From: Paul Garrahan, Metro Assistant Attorney<br>Re: Draft amendment for Resolution No. 05-3648   | 120805c-15         |
| 6.1         | Supporting documentation to Resolution No. 05-3648 | 12/8/05         | To: Metro Council<br>From: Roy Brower, Solid Waste and Recycling Department<br>Re: Resolution No. 05-3648 record supporting hearings officer decision and proposed order to Greenway | 120805c-16         |