

MINUTES OF THE METRO COUNCIL MEETING

Thursday, June 1, 2006
Metro Council Chamber

Councilors Present: Carl Hosticka (Deputy Council President), Susan McLain, Robert Liberty, Rex Burkholder, Brian Newman

Councilors Absent: David Bragdon (excused), Rod Park (excused)

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

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

There were none.

3. CONSENT AGENDA

3.1 Consideration of minutes of the May 25, 2006 Regular Council Meetings.

Motion:	Councilor Liberty moved to adopt the meeting minutes of the May 25, 2006 Regular Metro Council.
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Vote:	Councilors McLain, Liberty, Newman and Deputy Council President Hosticka voted in support of the motion. The vote was 4 aye, the motion passed with Councilor Burkholder abstaining from the vote.
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4. ORDINANCES – SECOND READING

4.1 **Ordinance No. 06-1118**, For the Purpose of Amending Metro Code Chapter 5.02 to Establish Metro's Solid Waste Disposal Charges and System Fees For Fiscal Year 2006-07.

Motion:	Councilor Newman moved to adopt Ordinance No. 06-1118.
Seconded:	Councilor Burkholder seconded the motion

Councilor Newman introduced the ordinance. He said every year at this time, after we have sent the budget to The Tax Supervising and Conservation Commission (TSCC); we set the solid waste tip fee for next year. Today the annual rate ordinance was before the Metro Council. There was one big difference in the process this year: the large amount of work done by the *Rate Policy Subcommittee of SWAC*, under the leadership of Councilor Park. That committee of 16 folks was drawn from recycling companies, Metro customers, environmental interests, local governments, the solid waste industry, and citizens. They have worked from September 2005 through February of this year on a number of issues that affect our rates, including:

- Paying for environmentally sustainable practices at our transfer stations.
- Paying for Metro's regulatory activities.

- Developing policies on self-haul.

This ordinance fully incorporated the recommendations of that committee. We owe a big thank you to Councilor Park and the folks who volunteered their time. When staff gave us a preview of rates at our work session last March, they indicated that our tip fee would likely go down, overall. This reduction was almost entirely due to the fact that next year's tonnage was expected to increase at a rate greater than our solid waste program budget. The ability to reduce rates was generally the kind of good news that we as elected officials like to send to our constituents. However, we also asked staff to assess the effect of a rate reduction on recycling. Staff responded to this question in the staff report. That analysis indicated little or no effect on recovery or recycling. Staff was here today and he had asked them to address two issues:

- What would be the effect of the proposed rates on recycling?
- And, what was the effect on our ratepayers?

Mike Hogland, Solid Waste and Recycling Department Director, provided additional details on the ordinance. He noted fuel cost increases. They had heard from local governments, which felt that local rates would go up. He provided examples of some of the increases such as fuel and health care costs. He addressed the question that had arisen about the effect of the reduction of the rate and the impact on recycle. He felt there would be no negative impact. Councilor McLain asked about the change on page 2 having to with waiver of collection fees for the regional system fee. She asked staff to address the history of the fee and the impacts of the fee. Doug Anderson, Solid Waste and Recycling Department, responded to her question. Councilor McLain asked Marv Fjordbeck, Senior Attorney, about the issue of a loophole. Mr. Fjordbeck responded to her question. Councilor Newman commented on the language. Councilor Liberty asked about the relationship between the tip fee and rates. He wondered about impact on commercial haulers. Mr. Anderson said that most commercial haulers had specific materials they haul such as wood. Historically there had been some elasticity but they were seeing some of that elasticity narrow. They didn't think there would be a significant impact.

Deputy Council President Hosticka opened a public hearing on Ordinance No. 06-1118.

Dave White, CCRRA, 1739 NW 156th Ave Beaverton OR 97006, addressed Councilor McLain's question. He suggested advising Clackamas County to testify before the Council. The haulers were in supportive of this ordinance.

Deputy Council President Hosticka closed the public hearing.

Councilor Burkholder thanked the members of Solid Waste Advisory Committee (SWAC) and the department for their work to lower the cost of service. He felt they should celebrate this savings while continuing the high quality of service. Councilor McLain concurred with Councilor Burkholder's comments. She noted that sometimes when prices go down services changed. This should be recognized as well. The other element she congratulated staff on was getting more waste through our facilities.

Vote:

Councilors McLain, Liberty, Newman, and Deputy Council President Hosticka voted in support of the motion. The vote was 5 aye, the motion passed.
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5. RESOLUTIONS

5.1 **Resolution No. 06-3700**, For the Purpose of Entering an Order Relating To the Measure 37 Claim of Darrin Black

Deputy Council President Hosticka asked Dick Benner, Senior Attorney, to describe the process for consideration of the claim. The Chief Operating Officer's (COO) staff would then summarize his recommendation. They would hear from the claimant. The Council would then deliberate. Mr. Benner said the Deputy Council President had laid out the proceedings clearing. The claim had been filed because the claimant felt that his land had been reduced in value. He provided the elements of the Measure 37 claim. Councilors asked clarifying questions about the elements of the Measure. Mr. Benner noted what was included in the resolution and the order.

Paul Ketcham, Planning Department, summarized the COO's report and recommendation (a copy of the report is included in the meeting packet). Deputy Council President Hosticka asked about specific dates. Mr. Ketcham responded to his question. Mr. Ketcham continued with their analysis of the claim. Councilor Liberty asked about Clackamas County's comprehensive planning at the time Mr. Black purchased the land and if there were suits pending? Mr. Benner responded to his question. Mr. Ketcham concluded the COO's report. He noted that the claimant had a claim with the State of Oregon to waive the statewide planning goals. He then talked about compensation methods assessing fair market value. He addressed what the claimant had provided to Metro.

Sonny Conder, Planning Department, reiterated that Measure 37 as it presently stood did not have any official way of determining loss of value. He further explained his assessment. They applied a very steep time factor. This favored the claimant. He talked about the computations on page 8 of his memo (a copy of which is included in the resolution as attachment 2). Councilor Liberty suggested that they needed to clarify Goal 4 assumptions. Councilor Newman talked about the two methodologies used by the COO. Were they setting a course that all future claims use this valuation if they came before Council in the future? Mr. Benner responded that there was no specified methodology laid out in the Measure 37. Deputy Council President Hosticka summarized the conclusions of the report, which was to recommend rejection of the claim because there was no loss in value resulting from Metro's action.

Deputy Council President Hosticka opened a public hearing on Resolution No. 06-3700.

Michael Hammons, Agent to Darrin Black, 20320 SE Highway 212 Clackamas, OR 97015 said staff had recommended denial on two points: 1) valuation and Metro's method compared to their valuation and the State wouldn't have allowed the RA1 zoning as well as the claimants numbers were off. The history for Clackamas County was that their comprehensive plan was in effect. In 1975 the statewide land use planning goals were adopted. The counties were directed to apply any land use application not only to their comprehensive plan but also these new goals against that. This application was submitted to Clackamas County staff, which made a recommendation for the City of Damascus based on the rules that were in effect in 1979 when the owner purchased the property. They recommended approval. Their report said that they would have approved an RA1 subdivision on this property. They were bound by the State land use planning goals at that time in that approval process. Deputy Council President Hosticka asked if they had a copy of the Clackamas County decision for the record. Councilor Newman asked for clarification on the granting of the RA1 zoning, was he talking about the current commission or the staff of Clackamas County? Mr. Hammons responded that the staff of Clackamas County was responsible

for taking this application and determining what the rules were that were in effect when the owner purchased the property. They had to apply the rules that were in effect at that time. Applying those rules, Clackamas County staff recommended approval because it would have been approved by Clackamas County at the time of purchase. Metro staff was making the conclusion that the State would have denied that claim because Goals 3 and 4 would have applied to the property. Mr. Hammons said the claimant asserts that he could have divided his 12.78-acre parcel into 12 lots under RA1 zoning. Metro was saying that the State would not have approved the request. Mr. Hammons felt this assumption was incorrect that RA1 lots could have been put on the parcel. The State affirmed the 2040 plan in 1990 and put a higher density designation on this property using the same goals. The State also reaffirmed this in 2002 when Metro brought Damascus into the Urban Growth Boundary (UGB). The farm and forest rule did not apply now because it was in the UGB.

Councilor Liberty clarified the staff report about comparable sales, evaluation method and development into one-acre lots. Mr. Hammons said Measure 37 required a value to be placed on the property as it sits right now under its current rules and regulations. It also required him to give a value of what it would be right now if they were allowed to do what they could have done back then. In effect they had a property that was zoned RA1 zoning, it was 12.78-acres in the UGB right now. It couldn't be developed until the new comprehensive plan was developed. Mr. Hammons had provided them with comparables that show what that property should be worth right now using comparable sales within a mile of the property that have sold. He had used similar sized properties in the UGB under the same zoning restrictions that this property was under. He had also given Metro comps on what one-acre lots were worth right now in the Damascus area. They averaged about \$235,000 minus the development costs. He reiterated what they were requesting in compensation, \$1,580,000. The staff report was recommending denial based on his comparables. There were only three acceptable appraisal methods in the State of Oregon. The Sonny Conder method was not one of those methods. Metro did not use his method when purchasing property. Metro used the comparable sales method.

Deputy Council President Hosticka asked for clarification on what were the other appraisal methods. Mr. Hammons responded that the second was the income method. Deputy Council President Hosticka said what Mr. Hammons was referring to was valuations of industrial property where you used the income method and the depreciation. He asked what was a comparable sale? This property was within the UGB subject to a temporary regulation. He asked if Mr. Hammons had parcels within the UGB similar to this, not subject to a temporary regulation? Mr. Hammons said yes, he had one-acre lots. Deputy Council President Hosticka said that was not what they were comparing. They were comparing a 12-acre parcel that would have certain rights on it to another 12-acre parcel, which would have certain rights on it. Mr. Hammons said in his original comps he was comparing parcels that were in the same regulation process as this property. Deputy Council President Hosticka asked that those comps be distributed to Council during the hearing.

Councilor Newman clarified his assessment of property value. Shouldn't Mr. Hammons use comparables of acreage outside the UGB? Mr. Hammons said what was buildable in Damascus right now was buildable under existing zoning. Right now the acreage was a least 10 years away from services being available. The value of the property was what a willing buyer would pay him for the land. It was based on what everything else had sold for in the area. The current value of one-acre lots inside the UGB and right outside of the UGB was \$200,000. There was very little value added because it was inside the UGB and may have a higher density later. He felt that Metro's appraisal process was flawed and that the State would have approved development of

one-acre parcels. Councilor Liberty said he had two questions. He felt there was a disagreement on the basic assumption, which was what was the regulation that was the subject of the claim. As he understood the staff report, the regulation was inclusion in the UGB and you automatically have this 20-acre lots size as a temporary holding size. The staff report was making the argument that we should be looking outside the boundary not inside the boundary because it was the regulation that brought the parcel into the boundary. He was interested in Mr. Hammons response to that argument. Mr. Hammons reiterated Measure 37, which required him to put a value on it under current regulations and if the use was allowed. They had given Metro comparable sales.

Councilor Liberty said he was saying that the same thing that enhanced the value also reduced the value. Mr. Hammons disagreed. The regulation kept them from putting one-acre lots on it at this time and so based on that, it was worth \$935,000 if he tried to sell it today. If the regulation weren't there he would be able to put 12-acre lots on it. Councilor Liberty added, outside the UGB. Mr. Hammons said his valuation was based on one-acre lots in and around Damascus. Deputy Council President Hosticka asked if the one-acre lots he was comparing it to was limited to one house on that one acre? Mr. Hammons responded yes.

Deputy Council President Hosticka said when they hear these \$400,000 an acre numbers; they were not planning to put one house on that acre. They were planning to put 10 or more units on that acreage. Mr. Hammons said the staff report also indicated due to topographical issues, that they might only be able to create five or six parcels. Councilor Liberty asked if there was a staff report and permit for the existing house in 1980? Mr. Hammons said it would have been an outright allowed use 1 house so it wasn't a partition subdivision. It was a building permit. Councilor Liberty clarified; there was no land division at the time. Mr. Hammons said no, they were talking about 12+ acres, which included one house. Councilor Liberty asked if they had a copy of the RA1 zoning from Clackamas County in 1979 as part of the record of this proceeding? Mr. Hammons said he was not sure; he had a copy of Clackamas County/City of Damascus approval for one-acre lots. Councilor Liberty suggested including the regulation in the record at the time of the purchase. He also understood that Mr. Hammons had asked for a delay in this proceeding because they were also before the State. Mr. Hammons said he did not want to wait for the State. He would like a decision on this from Metro. He had three properties zoned the same as theirs, purchased at about the same time that had been recommended for approval by the State that he could submit for the record. He had a fourth property that was inside the UGB in a similar situation as Damascus and the claim to the State was considered not valid because the State said it was brought into the UGB and there was nothing in their rules keeping them from development. Metro and the City were not allowing development. Councilor Liberty said it seemed as if there was still some question about what was in effect and what Clackamas County required at the time and there was some disagreement between staff and the findings from Clackamas County. The other was that the claimant got this report two weeks ago and they were now talking about additional evidence. He wanted to make sure that the claimant had adequate time to respond to the staff report and that Metro had time to digest the data. He wanted to know what the claimant thought would be a fair procedure. Mr. Hammons felt Metro could have a difficult time with their decision. He encouraged Metro to use the same method that had always been used, the same method that Metro was using to purchase property, comparable appraisals. He indicated he did not need any more time. He felt that Metro should approve the claim because it was a valid claim.

Councilor Newman talked about Mr. Hammons comparables. Mr. Hammons responded to his question. Councilor Liberty summarized the big issues of the claim. Councilor Newman asked if there was a letter from Clackamas County in the record saying that they would apply the RA1

designation? Mr. Hammons said he had a copy of the planning division's staff report to the City Council of Damascus. He also had the resolution where Damascus approved it. Councilor Newman asked if Clackamas County was claiming that they would today apply the R1 or were they speculating back in 1979 that Clackamas County would have apply it? Mr. Hammons said Clackamas County said that had this application come in 1979, under the rules that they were operating under at the time, this would have been approved.

Deputy Council President Hosticka closed the public hearing. They would proceed with a deliberation of the Council.

Councilor McLain suggested Council had raised good questions. There was no method of valuation in Measure 37 for assessing property value. This was the number one point that they should start thinking about as they looked at this piece of work. They had to ask Metro staff what was the reasonable and appropriate method of valuation. She suggested discussing the method of valuation as it was used. She was comfortable with how staff had explained it. The evaluation depended on where the property was, what the property could be used for and a number of criteria that appraisers looked at. There were reasons why certain criteria were used for industrial, residential and where the property was in relation to the UGB. Second, there was a lot of speculation happening in the Damascus area. She felt this issue was very cloudy. She understood why the staff chose their way of assessing value and method of valuation. They needed to do a better job of talking about this and getting this on the record. Third, Clackamas County was a bit behind the State in their zoning at the time as far as adopting the State guidelines and goals. This didn't mean that they were excused from the regulations of the State. She felt it was important to talk about Goal 4 and the zoning that was in place in 1979 when the owner bought the property. She felt these issues were the ones she and her fellow councilors should be discussing. She felt they needed to put more clearly on the record what the comparables meant inside and outside of the boundary. They also had to look at what Clackamas County should have been doing in 1979 as far as the zoning.

Councilor Burkholder talked about when we should make a decision. He recommended postponing a decision to get additional information. He believed the claimant was picking one tiny piece out of a very large action, which was the UGB decision, which had a lot of impact on value of properties in the area. The claimant was focusing on the issue of the twenty-acre minimum temporary restriction right now yet ignoring the fact that the UGB decision had a major impact on the value of the property. The Council couldn't ignore this because that was the action the Council took, the expansion of the UGB. A temporary hold on development was not the essence of the action, not the essence of the regulation. He suggested balancing out the value of bringing the land into the UGB. He would be looking at the impact of the whole action, not just one piece. He thought the value of the property increased through the UGB action. Therefore, the evaluation method was something they needed to think about because it was more philosophical. He didn't think a comparable sales data was a good way to look at the issues raised by Measure 37. Had the person actually suffered damage based on the regulation versus could they have been even richer today than they were if the regulation were tweaked here and there versus the actual loss created by the regulation?

Councilor Liberty felt the staff did a great job in being very clear which was fair to claimants and helpful to the Council about what their theories were. He did have some issues that had been raised; did the claim require a waiver of compensation and Metro's practice going forward. First, the assumption about the R1 zoning at the time the property was purchased and Clackamas County's application.

Deputy Council President Hosticka said there was two concepts; first was the concept, what legally applied to the land and second was how Clackamas County behaved. He asked, if the two weren't the same, what situation were they in? Councilor Liberty said the difference between behavior and practice was the reason why the approval of the plans was so contentious. There were enforcement proceedings initiated by the Land Conservation and Development Commission for communities that were not complying with the goals during the time before the plan was approved. He felt that was another question that was in the same realm as the evaluation method. Was it practice or law? Deputy Council President Hosticka suggested that for further information they wanted both the legal analysis of what law applied and some description of how Clackamas County was behaving.

Councilor McLain said she thought it was important to have guidance from the Council on those kinds of questions. Deputy Council President Hosticka asked legal counsel what posture was the Council in, were they were a legislature now and they could vote based on anything they thought or were they a judicial body who was bound by precedent and law? Mr. Benner responded that this was not like anything the Council had done before. Measure 37 didn't establish a process for review of claims. It did not require Council to use any process. It said you could if you wanted to but also told the claimant that he or she didn't have to follow the process. This was not a land use decision. It was not a decision that was based on a record. Council could handle the process anyway they wanted to handle it. The Measure said, 180 days after a claim was filed, if the local government had taken no action, the claimant could go to circuit court where the property was. This claim was filed in August 2005. They were well beyond the 180 days because of the litigation that happened. The Council could take as long as they wanted to but they risk that the applicant could go to court.

Deputy Council President Hosticka clarified for the record the applicant would go to circuit court not to Land Use Board of Appeals (LUBA). If they went to court was it based upon a challenge to Metro's decision or were they going to court based upon the merits of their claim? Mr. Benner responded that they would argue on the merits of their claim. The record before Council would bind neither claimant nor Metro today. Once it got to circuit court, the claimant could come in with new information. Metro could defend with new information. It all started again. If the judge had before them what information was provide to Council today, then that would be what the judge would base the decision on. This was not the way it was going to work because it was a brand new ballgame once it got to circuit court. Deputy Council President Hosticka said they were not establishing any precedent at all in anything they decide. Mr. Benner addressed the applicability of Goal 4 and the significance of it. He did not think it was cloudy. Goal 4 became the law in January 25, 1975. There were a lot of people at the time that did not understand that it was the law. There was litigation over the question; did the statewide planning goals apply to a proposed land division? That case was settled and the goals applied directly to land use decisions such as land divisions until such time as Land Conservation and Development Commission (LCDC) approved the comprehensive planning. That was decided in 1977 before this property was adopted. This land met the qualification for farmland and forestland. It was zoned RA1. There was a lot of land zoned throughout the State that was not consistent with the statewide planning goals. What happened between 1975 and 1986 was a lot or rezoning to comply with the goals. If the applicant at the time he purchased the property had proposed to Clackamas County that it approve a land division to create 11 new parcels, the County would have said, the zoning allowed it but Clackamas County zoning had not been revised in order to comply with statewide planning goals. They had to apply Goal 4 directly to the property. They thought it would not allow them to approve the subdivision. The case with this property as laid out in the staff report was, once the County made its case to the agency that there may be an exception to Goal 4 for

this property to save the RA1 zoning, the agency rejected it. The agency rejected it and told the County to put it into forest zone. That was in fact what the County did right about the time the house was built. If the question was, did Goal 4 apply to this property at the time the landowner purchased it? The answer was yes.

Councilor Liberty said, here was why he thought that was relevant to Council's decision. First, he felt Metro would establish a practice based on this interim requirements. He thought it was logical and proper to be consistent and to be clear about what Council was doing. He thought they had a relationship with other local governments in the region. He wanted to be clear that they did not share an assumption from Clackamas County that Goal 4 seemed to have no effect at the time. He suggested it was could be based on what they thought Clackamas County's behavior would have been then, what it actually was then or what the law was. This effected how Metro did their own evaluation because Metro was determining the number of lots. It made Metro's case more thorough and stronger. He also thought that they had to have the text of the zone. A lot of Clackamas County zoning planning disappeared in the floods. He wanted to see the text because it touched on the point of yield. Mr. Conder had made assumptions, challenged by the claimant, about the yield as 6 and 8 units. There were two ways of looking at that, what was actually authorized and what actually happened. This was something they ought to be able to check. On the most conservative assumptions, they were right at the point that there was a reduction of value. They took both of their most conservative assumptions. That point was very important to the conclusion about whether there had been a showing of loss. For those reason he would be prepared to make a decision today.

Councilor Newman said that he was prepared to move adoption of the resolution and explained why. He was prepared to request an extension but Mr. Benner's explanation of Goal 4 allowed him to feel comfortable in supporting the resolution. Councilor Burkholder concurred with Councilor Newman that Mr. Benner's explanation was a decisive point. It did leave them though with what was a proper way of evaluating whether there had been a loss or damage suffered through regulation. They still needed to have more discussion about method of evaluation and if they wanted to use this method in the future. Deputy Council President Hosticka asked about the resolution and order and if there was need to amend the order. Mr. Benner said they could make an amendment to the order to add Council's reason, which was based on the applicability of Goal 4. Deputy Council President Hosticka suggested that there were a number of councilors who were ready to support the order based on the Goal 4 explanation. Councilor Liberty talked about assessing each theory and showing where they qualify. He felt it made sense to have legal counsel incorporate the Goal 4 element. Deputy Council President Hosticka suggested making the decision on the narrowest grounds possible. Councilor McLain said they were not in a land use decision process. With Measure 37 they had to come up with reasons to vote to either agree with staff on approval or denial. She agreed to make this decision in a narrow way. She was hoping they would vote today. Deputy Council President Hosticka asked Mr. Benner if it would be legally sufficient to say the claim of Darrin Black for compensation was denied, or did they have to say why?

Mr. Benner clarified the Code requirements for the decision. It did not require them to explain their decision. Councilor Liberty explained why the Council should explain their decision. Councilor McLain said people were looking for an explanation as to why they were making their decision. She said they needed to be clear on their vote. Councilor Burkholder said the resolution as written met the concerns he had heard from all sides. There were a variety of things that convinced each member of the Council to approve the order.

Motion:	Councilor Newman moved to adopt Resolution No. 06-3700.
Seconded:	Councilor Burkholder seconded the motion

Councilor Newman said he felt there had been a lot of discussion. He felt it was important to explain the myriad of reasons why they denied the claim. Councilor Burkholder spoke to the claimant and explained why there was need for further time before development occurred. This was a vote for good development. Councilor McLain said she supported the staff report. Deputy Council President Hosticka suggested a friendly amendment to the order because the regulation did not reduce the market value of the property. Councilors Newman and Burkholder agreed to the friendly amendment.

Councilor Liberty talked about Measure 37. He made suggestions to staff for future claims. Mr. Hammons asked for clarification if he didn't agree with the Council's decision. Mr. Benner said this decision was not a land use decision so it did not go to Land Use Board of Appeals (LUBA). Mr. Hammons encouraged Council to use an acceptable appraisal process when considering these claims. Goals 3 and 4 applied to the property in 1979.

Councilor Newman suggested a work session to review the interim protection as a policy measure. Mr. Hammons submitted for the record, information about three properties. Mr. Black said he would like to reply to the staff assessment about loss value. He suggested people were paying for land at the current value. He challenged Council to find someone who used the Oregon State University methodology. He expected that they would challenge the methodology that was used by Metro staff.

Councilor McLain appreciated Mr. Black's comments. This was only on one question. The question was if they believed that there was a loss of value. Mr. Black responded to Councilor McLain's comments.

Vote:

Councilors Burkholder, McLain, Liberty, Newman and Deputy Council President Hosticka voted in support of the motion. The vote was 5 aye, the motion passed.

6. CHIEF OPERATING OFFICER COMMUNICATION

Michael Jordan, COO, said the results of their decision would be forwarded to City of Damascus and Clackamas County.

7. COUNCILOR COMMUNICATION

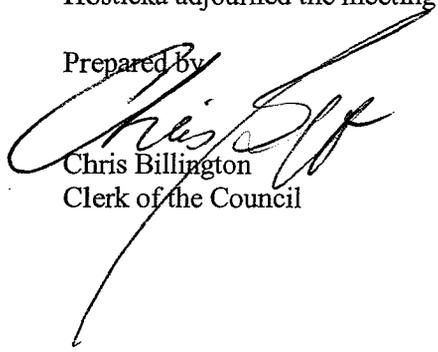
Deputy Council President Hosticka congratulated Councilor Newman on his predictions of the primary election results.

Councilor Newman talked about the streetcar issue and redundancy. Councilor Liberty spoke to the industrial sanctuary. He referred to a memo he had prepared for Council. He then summarized his memo. Deputy Council President Hosticka provided his input on the streetcar issue and current industrial zoning. Councilor Newman talked about the land use discussion around the streetcar issue. Councilor Burkholder suggested taking these issues up with the full Council.

8. ADJOURN

There being no further business to come before the Metro Council, Deputy Council President Hosticka adjourned the meeting at 4:59 p.m.

Prepared by



Chris Billington
Clerk of the Council

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF JUNE 1, 2006

Item	Topic	Doc Date	Document Description	Doc. Number
3.1	Minutes	5/25/06	Metro Council Meeting Minutes of May 25, 2006	060106c-01
5.1	Document submission	6/1/06	To: Metro Council From: Paul Ketcham, Planning Department and Dick Benner, Metro Attorney's Office Re: Measure 37 claim documentation	060106c-02
7	Memo	5/31/06	To: Metro Council From: Councilor Liberty Re: Eastside Streetcar Study	060106c-03
4.1	Memo	6/1/06	To: Brian Newman From: Rick Winterhalter, Clackamas County Re: Waiving the regional system fee on out-of district waste at Metro transfer stations	060106c-04
5.1	Letter and attachments	11/28/05	To: Darrin Black From: Jennifer Hughes, Senior Planner City of Damascus Re: Planning Division Staff report to the Damascus City Council Measure 37 claim	060106c-05
5.1	Claim of compensation	5/18/06	To: Metro Council From: Michael Hammons, Agent for Mr. Black Re: Claim for compensation for Barichello	060106c-06
5.1	Claim of compensation	5/18/06	To: Metro Council From: Michael Hammons, Agent for Mr. Black Re: Claim for compensation for Wickersham	060106c-07
5.1	Claim of compensation	5/18/06	To: Metro Council From: Michael Hammons, Agent for Mr. Black Re: Claim for compensation for Clark	060106c-08
5.1	Claim of compensation	5/18/06	To: Metro Council From: Michael Hammons, Agent for Mr. Black Re: Claim for compensation for Hanks	060106c-09
4.1	Staff presentation	6/1/06	To: Metro Council From: Doug Anderson, SW&R Dept. Re: Ordinance No. 06-1118 solid waste staff presentation	060106c-10

Item	Topic	Doc Date	Document Description	Doc. Number
7	Testimony	5/10/06	To: Metro Council From: Jim Howell, Association of Oregon Rail and Transit Advocates Re: eastside streetcar	060106c-11
5.1	Resolution	12/19/05	To: Metro Council From: Paul Ketcham, Planning Department Re: copy of City of Damascus Resolution No. 05-67	060106c-12