

MINUTES OF THE METRO COUNCIL MEETING

Thursday, December 7, 2006
Metro Council Chamber

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

Councilors Absent:

Council President Bragdon convened the Regular Council Meeting at 2:02 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

There were none.

3. STATUS OF AUDIT RECOMMENDATIONS – 2006

Alexis Dow, Metro Auditor, provided an overview of her office's audit recommendations and the status of those recommendations (a copy which are included in the meeting packet). She introduced Robert Snoddy, Senior Auditor. She noted that this was an annual report. She said this was a review of the recommendations from the past. She talked about trends and recommendations that were outstanding. Mr. Snoddy explained the purpose of the report. He noted the Metro Auditor's responsibilities. He said Metro's Management had a strong history of agreeing with and implementing recommendations. He provided a history of implemented recommendations including the progress on some of the audits. Councilors thanked the Auditor for the report and asked clarifying questions. Mr. Snoddy responded to their questions and concerns. Michael Jordan, Chief Operating Officer (COO), agreed with the Auditor and Mr. Snoddy on implementation and their recommendations of the audits. He appreciated the Auditor's persistence in keeping their feet to the fire. Ms. Dow also noted her conversation with the external auditors and noted that Metropolitan Exposition Recreation Commission (MERC) would need its own external audit next year.

4. CONSENT AGENDA

4.1 Consideration of minutes of the November 30, 2006 Regular Council Meeting.

Motion:

Councilor Park moved to adopt the meeting minutes of the November 30, 2006 Regular Metro Council.

Vote:

Councilors Burkholder, McLain, Liberty, Park, Newman, Hosticka and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

4. ORDINANCES – FIRST READING

5.1 **Ordinance No. 06-1130**, For the Purpose of Amending the FY 2006-07 Budget

and Appropriations Schedule to Provide For a Loan Payable Under the TOD Program and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 06-1130 to Council.

- 5.2 Ordinance No. 06-1131.** For the Purpose of Amending the FY 2006-07 Budget and Appropriations Schedule to Provide For Several Projects at Metro Regional Center, Amending the FY 2006-07 through 2010-11 Capital Budget, and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 06-1131 to Council.

- 5.3 Ordinance No. 06-1133,** For the Purpose of Amending the FY 2006-07 Budget And Appropriations Scheduled Authorizing New Positions for the Natural Areas Bond Work Program, Providing for Expenditures Related to the Natural Areas Bond, Providing for a Land Purchase in the Open Spaces Fund, and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 06-1133 to Council.

- 5.4 Ordinance No. 06-1134,** For the Purpose of Amending the FY 2006-07 Budget and Appropriations Schedule Amending the MERC Operating and Pooled Capital Funds and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 06-1134 to Council.

6. RESOLUTIONS

- 6.1 Resolution No. 06-3742,** For the Purpose of Approving an Amendment to The Mt. Talbert Master Plan Pursuant to an Existing Intergovernmental Agreement between Metro and North Clackamas Parks and Recreation District.

Motion:	Councilor Newman moved to adopt Resolution No. 06-3742.
Seconded:	Councilor McLain seconded the motion

Councilor Newman introduced the resolution and said this resolution would amend the Master Plan and provide an update on the design and construction schedule to open the park. He introduced Michelle Healy, North Clackamas Parks and Recreation District, who had worked closely with our staff to get prepared to open the park to the public. He then introduced Lydia Neill and Mary Anne Cassin, Regional Parks and Greenspaces Department staff, who would provide an overview of the resolution. Ms. Cassin said she was at the public meeting recently. She believed that they had come up with a possible compromise. Ms. Neill said the original Master Plan was adopted in 2005. She explained the reason for adopting a change to the Master Plan: A small change to the Master Plan was needed because of design issues that been uncovered at Sunnyside Road. The change would move the regional trailhead improvements to Mather Road (parking, picnic shelter, restrooms). Sunnyside would still be constructed to provide trail access to the site.

The issues at Sunnyside Rd. were: slopes, lack of the ability to provide meaningful American Disability Act (ADA) access, creek crossing/natural resource impacts. A number of street and access improvements on our Sunnyside Rd parcel had reduced the land available to build the regional trail improvements. She explained why they recommended Mather Rd. It was easy to find, avoided problems of dead end parking lot, collector street, the facility would have very limited traffic impacts (Clackamas Co. did not even require a traffic impact study) although Mather Rd was a busy street, provided a diverse visitor experience, wet prairie meadow, oak reforestation project, camas viewing, and an ADA looped trail.

Councilor Newman asked that they provide a quick overview of the discussions with the North Clackamas Board. Ms. Neill responded to his request.

Councilor Liberty asked about Mather Road and the opportunities to slow the speeds down in that area. Ms. Neill responded to his question and talked about mitigating the problem. Councilor Burkholder talked about the perception of safety. Councilor Hosticka spoke about the northern site and asked what was happening to that site? Ms. Neill talked about the assisted living residence. Ms. Neill said they were not proposing to do away with the Sunnyside Road access but would be maintaining the trail development. Councilor McLain said there was not a great deal of cost to keep the connectivity, but there would more amenities on the Mathers Road.

Councilor Newman thanked staff for their efforts. There will still be a trailhead at Sunnyside Road but bus and ADA access would be at Mather Road.

Vote:

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

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

Members Present: Jim Desmond, Joel Morton, Lydia Neill, Mary Anne Cassin. Heather Kent, Robert Snoddy, Paul Garrahan

Time Began: 2:35 p.m.

Time Ended: 2:54 p.m.

7.1 **Resolution No. 06-3746**, For the Purpose of Authorizing the Chief Operating Officer to Enter into an agreement to Purchase property in the East Buttes Target Area Under the 1995 Open Spaces Bond Measure and Implementation Work Plan Subject to Unusual Circumstances.

Motion:	Councilor Newman moved to adopt Resolution No. 06-3746.
Seconded:	Councilor Park seconded the motion

Councilor Newman explained the resolution and shared where the parcel would be on the north end. He explained why this purchase was before the Metro Council and clarified the unusual circumstances. He felt this purchase was strongly justified. He urged approval. Councilor Park added a comment about the appraisal. He supported the acquisition.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, McLain, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

8. EXECUTIVE SESSION, HELD PURSUANT TO ORS 192.660(1)(h), TO CONSULT WITH LEGAL COUNSEL CONCERNING THE LEGAL RIGHTS AND DUTIES OF A PUBLIC BODY WITH REGARD TO CURRENT LITIGATION.

Members Present: Dick Benner, Dan Cooper

Time Began: 3:15pm

Time Ended: 3:45 p.m.

9. CHIEF OPERATING OFFICER COMMUNICATION

Michael Jordan, COO, reminded the Council that Metro would have their holiday party next Tuesday at the Oregon Zoo.

10. COUNCILOR COMMUNICATION

Councilor McLain said she visited with Metro Committee on Citizen Involvement (MCCI) last night. There was a lot of new energy on the Committee. She hoped they would be reporting out to the Council in the new-year. There was some exciting possibilities for these individuals in the New Look. The Parks staff had briefed the Committee on the parks refinement process.

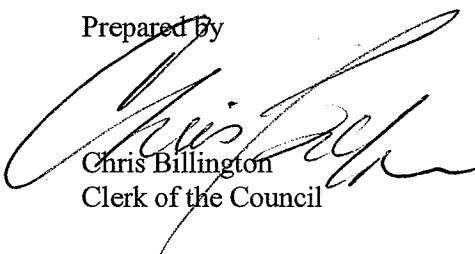
Councilor Newman updated the Council about the Oregon Zoo Foundation. This morning at the board meeting they announced that they had already achieved 20% of their fund raising goals for the wildcat exhibit.

Councilor Burkholder reported that he had attended a meeting with the West Coast Corridor Coalition. They were primarily looking at freight related issues. He felt they were finally making some progress on supporting the efforts for funding and were having better discussions about freight movement. Mr. Jordan talked about staff commitments. He noted that the Regional Transportation Plan (RTP) was the number one focus for Metro.

11. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 3:45 p.m.

Prepared by


Chris Billington
Clerk of the Council

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF
DECEMBER 7, 2006**

Item	Topic	Doc Date	Document Description	Doc. Number
5.4	Exhibit B	12/7/06	Amended Exhibit B to Ordinance No. 06-1134	120706c-01
6.1	Map and Design plan	12/7/06	To: Metro Council From: Lydia Neill, Regional Parks and Greenspaces Department Re: Mt. Talbert Nature Area Plan options	120706c-02