

**MINUTES OF THE METRO COUNCIL  
STATE & FEDERAL LEGISLATIVE AGENDA COMMITTEE MEETING**

Tuesday, September 26, 2000

Council Chamber

Members Present: Susan McLain (Chair), Rod Park (Vice Chair), Bill Atherton

Also Present:

Members Absent:

Chair McLain called the meeting to order at 4:07 PM.

**CALL TO ORDER AND ROLL CALL**

**3. LEGISLATIVE PICNIC EVALUATION**

**Doug Riggs, Pac/West Communications**, commented on the legislative picnic at Blue Lake Park. He said everything went well and there was good attendance and excellent feedback from the legislative/congressional folks. He felt there were some things to be aware of when planning the next one, like conflicting events for the same date and that a date earlier in the year may work better. He said even the people who could not attend appreciated the fact they were invited and were more aware that Metro has parks under their jurisdiction. He felt it built up a lot of good will. He thanked the sponsors who paid for the catering: Willamette Resources, Inc., Waste Management and AFSCME. (See an outline of Mr. Rigg's remarks included with the permanent record of this meeting).

**Chair McLain** thanked Mr. Riggs and Fawn McNeely and Nancy Goss Duran for helping put the picnic together. She agreed there were too many conflicts which affected the attendance.

**Mr. Riggs** said the federal legislative session was winding down with a target adjournment date of October 6. He said, however, it was not atypical of Congress to adjourn late and nobody there really thought they would adjourn next week. He said he was tracking a number of outstanding issues, for instance the Conservation and Reinvestment Act (CARA) bill, which passed committee right before recess, and the Interior Appropriations bill. He was also tracking flow control and solid waste issues, but there was nothing to report about those. He said he would be in Washington DC next week discussing the Interior Appropriations bill and the next step for that.

**Councilor Park** said he understood that Senator Smith was getting pressured by folks outside the Portland region to not vote for the CARA bill. He asked Mr. Riggs for comments.

**Mr. Riggs** said that was the case and there were people who strongly opposed the CARA bill, especially in the eastern part of the state where they thought there was already too much ownership by the state and/or the feds. He said the Senator had offered a number of amendments on personal property rights, but he was still getting significant pressure to vote against it. Mr. Riggs said he had no indication that the Senator would change his vote.

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**1. CONSIDERATION OF THE MINUTES OF THE AUGUST 15, 2000 & SEPTEMBER 12, 2000 METRO COUNCIL STATE & FEDERAL LEGISLATIVE AGENDA COMMITTEE MEETINGS**

**Motion:** **Councilor Atherton** moved to adopt the minutes of the August 15, 2000 & September 12, 2000 State & Federal Legislative Agenda Committee meeting.

**Vote:** The vote was 3/0 and the motion to approve the minutes passed unanimously. The minutes were adopted without revision.

**2. ORDINANCE NO. 00-860, FOR THE PURPOSE OF ADDING A NEW CHAPTER 2.19 TO THE METRO CODE RELATING TO ADVISORY COMMITTEES**

**Chair McLain** said the intent was to make consistent requirements, processes and expectations for advisory committees, and make sure they had a supportive structure to allow them to do the advising that was asked of them.

**Dan Cooper, Senior Counsel**, distributed an updated draft of Chapter 2.19 Metro Advisory Committees (see copy included with permanent record of this meeting). He explained that the updated version was different than the one in the agenda packet, and contained the changes from the packet plus changes requested by the committee at the last meeting. He detailed the changes in the draft for the committee.

**Chair McLain** said basically govern those committees through the IGA

**Mr. Cooper**, in response to a question from Chair McLain, said they were not intending to amend any of the IGAs which were specifically excluded from the chapter.

**Councilor Atherton** asked about MPAC bylaws.

**Mr. Cooper** responded that the charter specifically said MPAC did its own bylaws and that those bylaws controlled its terms. He said the Council did have a say over the composition of the membership and certain mandatory items relating to policy about which MPAC must be consulted.

**Michael Morrissey, Senior Council Analyst**, noted some specific issues and suggested some language changes for the resolution, including appointing and recruiting members and streamlining and standardizing the process. (See Mr. Morrissey's e-mail suggesting some rough changes, which is included with the permanent record of this meeting.)

**Chair McLain** asked Ms. Withrow to comment on length of terms completed by MCCI members.

**Karen Withrow, Office of Citizen Involvement**, said the current term for MCCI members is 3-years with a two-term limit. She said since May 1998, there had been only 5 members who had completed one or more full terms. She added that 25 members had resigned for various reasons, and 16 members who were still serving,

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some in their first term and some in their second. (See copy of Ms. Withrow's e-mail included with the permanent record of this meeting.)

**Chair McLain** said that was important information as they looked at terms. She asked Mr. Cooper about terms in the draft ordinance.

**Mr. Cooper** read "terms of 2 years and two consecutive 2-year terms", plus whatever partial term already appointed to.

**Chair McLain** opened a public hearing on Resolution No. 00-860.

**Ted Kyle, MCCI Chair**, 2465 Randall St., West Linn, OR 97068, felt getting all the information into one place in the code would help someone wanting to get involved with Metro know what kinds of things were available. He expressed concerns about the nomination process and how a jurisdiction brought a name forward. They were concerned about the term of office because of the time needed to learn what Metro does. He said MCCI felt they needed to be able to nominate and/or recruit their own new members so the new members could get a better feel about what MCCI did or did not do. He referred to the letter from MCCI to the committee (a copy of which is included in the agenda packet, under Item 2, with the permanent record of this meeting). He said this was a good thing to do.

**Aleta C. Woodruff**, 2143 NE 95 Pl., Portland, OR 97220, commented briefly on the recent article about Councilor Park in the Oregonian. She said she had been a member of MCCI since 1995 and felt qualified to speak against changing the term lengths of its members. She felt it took about a year for new members to become acquainted with how Metro and MCCI worked and to learn the terminology. She felt shortening the terms would be a very poor idea. She asked that MCCI be put under a separate regulation from other committees.

**Kay Durtschi**, 2230 SW Caldew, Portland, OR 97219, was concerned about the changes presented today because it would change the whole process of getting members for their committee. She said now, prospective members were encouraged to attend a meeting or two before being interviewed by the committee for membership to educate them about the committee's responsibilities. She said it helped eliminate confusion made for a good committee. She believed the ordinance took away some of the committee's ability to get members. She asked the committee to please remember that MCCI was a citizen body in the charter while the other chartered committees were elected officials, by and large. She felt MCCI should be treated differently than the other advisory committees and that those details needed to be worked out. She wondered why there was not a citizen on JPACT.

**Mr. Cooper** gave the history of the JPACT committee, which replaced the CRAG board as the advisory body to the elected Metro council. He said the CRAG board did not have citizens on board so JPACT does not. He added that TPAC, the technical advisory committee to JPACT did have citizens on their board.

**Chair McLain** added that JPACT got citizens a bit differently in that their grants often asked to have citizen groups involved.

**Ray Sherwood, Vice Chair, MCCI**, 5254 NE 21<sup>st</sup>, Portland, OR 97211, said that in August, MCCI had approved a motion asking the Council to treat MCCI, MPAC and JPACT in a

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separate ordinance. He said due to MCCI being in the charter, they had a different character and position within the governmental structure of Metro than the advisory committees created by the Council. He said the proposed ordinance, Section 2.29.007, appeared to pool MCCI's funding with other committees which would be inconsistent with the language of the charter.

**Ms. Durtschi** suggested using the guiding principles as a preamble for the document.

**Councilor Atherton** asked about the watchdog function of MCCI.

**Mr. Cooper** responded that the purpose statement in this version of the ordinance was a distillation of the purpose statement in the current ordinance. The language was the same in both, and there was a level Council could not go below because of the charter, but they could go as far beyond as they wanted to.

In regard to Mr. Sherwood's concern, he clarified that it was not the intent to pool resources. The intent was to say "the Council shall budget" and that if the Council did not budget, the Executive Officer had to provide staffing for the committee out of other available resources.

**Chair McLain** reiterated that they were trying to find clarity for the committees to work well for the Council. She said the committee recognized that they needed to be clear that JPACT, MCCI and MPAC were specified in the charter and had different roles than other advisory committees. She said the committee would be working with Mr. Morrissey and Mr. Cooper to be sure that happened. She felt it would be counter to take them out of the ordinance because the goal was to put the committees all together, even with their distinctions and special qualities, so none were lost. She said dialog would continue regarding this issue and asked Mr. Morrissey to make sure MCCI saw the amendments while they were being written

**Councilor Park** asked about the range of advisory committee terms in the ordinance.

**Mr. Cooper** said there was not a lot of consistency regarding terms. He said it was a staff suggestion to incorporate the 2 year 2 term limit, but it was up to the Council to decide if that was most appropriate.

**Councilor Park** asked the MCCI members if it would make a difference if it was two 3-year terms or three 2-year terms.

**Ms. Woodruff** said most of the people on MCCI belonged to neighborhood associations and other very active groups. She thought they would not sign up for a third 2-year term.

**Mr. Kyle** asked for a chance to take the question to his executive committee.

**Chair McLain** said that would be fine and reminded him that the next State & Federal Legislative Agenda committee meeting would be October 10<sup>th</sup> and she wanted to be done with this work by the end of October.

**Councilor Atherton** asked about the large number of members on MCCI and did they think it was appropriate to have fewer members.

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**Mr. Kyle** responded that they sometimes felt at 21 members there were not enough folks to get the work done. He said he would not advocate a change and that most of them were comfortable with the number of members.

**Mr. Sherwood** said sometimes they had too few to take up the amount of work they felt they ought to be doing. He said some people thought that the geographical proportionality of MCCI could be preserved if each district was represented equally. He suggested that a reduction of members was not particularly useful.

**Ms. Durtschi** was concerned about what would happen if the proposed Council restructuring passed. She wondered what that would do to them.

**Chair McLain** said there would be more discussions and said Mr. Morrissey would make contact with Mr. Kyle to arrange for feed-back to MCCI and the committee. She said this would be an agenda next meeting. She asked the committee to review the amendments and make suggestions to Mr. Morrissey for discussion at their next meeting. She hoped for action at that time.

**ADJOURN**

There being no further business before the committee, Chair McLain adjourned the meeting at 5:23 p.m.

Respectfully submitted,

Cheryl Grant  
Council Assistant

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF SEPTEMBER 26, 2000**

The following have been included as part of the official public record:

<b>Document Number</b>	<b>Document Date</b>	<b>Document Description</b>	<b>TO/FROM</b>
092600Leg-01	9/26/00	Memo RE: Metro Legislative Picnic/Follow-up	Committee/Doug Riggs
092600Leg-02	9/26/2000	Redline Draft of Chapter 2.19 Metro Advisory Committees, Ordinance No. 00-860	Committee/Cooper
092600Leg-03	9/25/00	e-mail RE Ordinance on Advisory Committees	Dan Cooper/Michael Morrissey
092600Leg-04	9/21/00	e-mail RE: 9-12-00 Legislative Committee follow-up	Chair McLain/Karen Withrow
092600Leg-05	8/23/00	Letter RE: Draft Ordinance No. 00-860	Chair McLain/Charles Ciecko, Parks & Greenspaces

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092600Leg-06	8/7/00	Letter RE: Metro Ordinance No. 00-860	Chair McLain/Jim Battan
092600Leg-07	9/18/00	e-mail RE: Legislative Update/Sept. 18	Jeff Stone et al/Doug Riggs