

## MINUTES OF THE METRO COUNCIL MEETING

Thursday, January 4, 2007  
Metro Council Chamber

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

Councilors Absent:

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

### 1. INTRODUCTIONS

Council President Bragdon introduced Councilor Kathryn Harrington. Councilor Newman introduced Commissioner Rojo de Steffey. Council President Bragdon introduced Suzanne Flynn, Metro Auditor.

### 2. CITIZEN COMMUNICATIONS

There were none.

### 3. RECOGNITION OF SHERYL MANNING SERVICES

Council President Bragdon introduced Sheryl Manning and spoke of her service as a Metropolitan Exposition Recreation Commission (MERC) Commissioner as well as serving as the acting Manager for MERC for a period of time. Councilor Park said she brought financial expertise to the Commission. He spoke of the economic development done by MERC. Council President Bragdon provided a clock and a plaque to Ms. Manning in recognition of her service. Ms. Manning said she had served on the Commission for 5 years and had learned a lot. She hoped her friendships continued with both the Commissioners and Council. She said she had enjoyed working with all. Council President Bragdon also acknowledged other commissioners in the audience.

### 4. MULTNOMAH CHAPTER OF OREGON STATE UNIVERSITY (OSU) MASTER GARDENERS PRESENTATION

Council President Bragdon introduced Louise Casper, OSU Master Gardener. Ms. Casper said she represented the Multnomah Chapter of Master Gardeners. There were 300 members in this area. She talked about services the group provided to the region. She noted the plants that were provided to Council courtesy of the Portland Nursery. She thanked the Council for their support.

Councilor Newman appreciated the gift and the presentation. He asked what it took to be a master gardener. Ms. Casper provided an overview of the training and recertification processes.

**5. CONSENT AGENDA**

5.1 Consideration of Minutes for the December 14, 2006 Metro Council Regular Meeting.

Motion:	Councilor Park moved to adopt the meeting minutes of the December 14, 2006 Regular Metro Council.
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Vote:	Councilors Burkholder, Liberty, Park, Newman, Hosticka and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed with Councilor Harrington abstaining from the vote.
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**6. ORDINANCES – FIRST READING**

6.1 **Ordinance No. 07-1135**, Amending Metro Code Chapter 5.02.027 to Modify Charges for Management of Certain Household Hazardous Wastes.

Council President Bragdon assigned Ordinance No. 07-1135 to Council.

6.2 **Ordinance No. 07-1136**, For the Purpose of Amending Metro Code Chapter 2.21 (Claims Under Ballot Measure 37) for Treatment of Claims Against Metro Under ORS 197.352 and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 07-1136 to Council.

6.3 **Ordinance No. 07-1137**, For the Purpose of Amending Metro Code Sections 3.07.120, 3.07.130 and 3.07.1120 and Adding Metro Code Section 3.07.450 to Establish a Process and Criteria for Changes to the Employment and Industrial Areas Map, and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 07-1137 to Council.

**7. ORDINANCES – SECOND READING**

7.1 **Ordinance No. 06-1132**, For the Purpose of Amending the FY 2006-07 Budget and Appropriations Schedule Related to Certain Elected Offices, and Declaring an Emergency.

Motion:	Councilor Newman moved to adopt Ordinance No. 06-1132
Seconded:	Councilor Liberty seconded the motion

Councilor Newman introduced the ordinance and explained the amendment to the budget, which appropriated funds for the new auditor and the new councilor, Councilor Harrington. He urged approval. Michael Jordan, Chief Operating Officer (COO), talked about changes in the budget policy. Councilor Park clarified that if this does not pass, Councilor Harrington would be without money for her district.

Council President Bragdon opened a public hearing on Ordinance No. 06-1132. No one came forward. Council President Bragdon closed the public hearing.

Council President Bragdon explained that they were starting the budget process for the next fiscal year.

Vote:

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

**8. RESOLUTIONS**

**8.1 Resolution No. 07-3749, For the Purpose of Reorganizing the Metro Council for 2007.**

Motion:	Councilor Park moved to adopt Resolution No. 07-3749.
Seconded:	Councilor Liberty seconded the motion

Council President Bragdon said each year the Council organized and new chairs were assigned as noted in Exhibit A. He noted Councilor Park would serve as Deputy this year. He thanked Councilor Hosticka for his deputy service last year particularly for his input on last year's budget.

Vote:

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

**8.2 Resolution No. 07-3756, For the Purpose of Entering into an Intergovernmental Agreement with Multnomah County for Acquisition of the Morrison Building Property.**

Motion:	Councilor Burkholder moved to adopt Resolution No. 07-3756.
Seconded:	Councilor Hosticka seconded the motion

Councilor Burkholder provided a general description of the resolution. He talked about the building near Lone Fir Cemetery. He said there had been a lot of input from the community. He noted that this area had been a temporary burial site for Chinese early in the century. Commissioner Rojo de Steffey spoke in favor of the resolution and provided a history of the project. She talked about community input about the property. She noted that there had been a task force to resolve issues about the property. She introduced the task force members who were in the audience. She then provided a detailed history of the property and the cemetery. The County was now entrusting the land to Metro. She felt she made a difference in correcting the wrongs and helped in rediscovering people who were lost.

Mr. Lui, Chinese Benevolent Association, thanked the Commissioner and her staff for their work. They were hopeful that they could put up an Interpretive Center in this area. Ms. Lui also added her thanks and looked forward to working the Regional Parks and Greenspaces Department.

Mary Miller, Friends of Lone Fir, echoed her appreciation for everyone's efforts. She said there had been much good that had come out of the process. She spoke to those that had been leaders in this process.

Councilor Liberty talked about his experience with the property. He wanted to know about the expectations of the Chinese Benevolent Association. Mr. Lui responded to his question. Council President Bragdon talked about ideas they had already discussed. He said this property had gotten a lot of attention amongst the Chinese community up and down the west coast.

Councilor Newman thanked all of those who had been involved. He talked about his concerns in accepting this property and the level of expectation in the community in terms of maintenance

and long term care of the property. He felt that any financial expectations needed to be discuss further.

Councilor Park also thanked Commissioner Rojo de Steffey, the County and others who were involved. He felt they had done the right thing for the right reason to restore the faith in government as a whole.

Council President Bragdon thanked the Friends of Lone Fir for their work, particularly the tours that go on in the cemetery year round. He shared his experience about caring for the cemetery.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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8.3 **Resolution No. 07-3751**, For the Purpose of Granting Two Slope Easements and Two Drainage Easements to TriMet for Non-Park Use through Metro Property in Wilsonville.

Motion:	Councilor Hosticka moved to adopt Resolution No. 07-3751.
Seconded:	Councilor Newman seconded the motion

Councilor Hosticka asked for clarification why there were two resolutions in front of them. Dan Cooper, Metro Attorney, clarified that the one in front of them was the complete resolution. Councilor Hosticka shared where the easements were and explained the reason for the easement requests. This resolution would authorize the COO to grant the easement. The easement agreement needed to compensate Metro for our costs and work to improve the land that was purchased. He noted TriMet had agreed to pay to costs as well as improve a stream crossing for wildlife habitat. He urged support. He felt this was a win-win situation.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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8.4 **Resolution No. 07-3760**, Recognizing the Successful Completion of Council Projects: Concept and Comprehensive Planning (Construction Excise Tax), Measure 37 Analysis, Natural Areas, Parks and Streams Bond Measure, Nature in Neighborhoods Grant Program, and Nature in Neighborhoods Monitoring Program in 2006.

Motion:	Councilor Park moved to adopt Resolution No. 07-3760.
Seconded:	Councilor Burkholder seconded the motion

Councilor Park said this resolution recognized the completion of Council projects. He asked Councilors to describe the five projects. Councilor Newman said he served as the Council liaison for Concept and Comprehensive Planning project and explained the results, which was a three-year construction excise tax to help fund concept planning. He noted that the COO was the one that spearheaded the project. Council President Bragdon thanked Councilor Newman for his leadership on this project. Councilor Liberty talked about the Measure 37 Analysis project and the task force's work. He talked about impacts on transportation, implications for taxpayers and effects on development. He spoke to the number of claims and the issues that were now confronting government. He felt the work of the task force was good in identifying the issues. Councilor Hosticka talked about the implementation of Nature In Neighborhoods program, which

was an incentive broad-based program to promote preservation and restoration of natural areas and linkages to the urban areas. He acknowledged the leadership of Chris Deffebach, Planning Department. He then provided some details on the monitoring project, spearheaded by Lori Hennings, Nature in Neighborhoods Program. Councilor Park talked about the Nature in Neighborhoods grants program, which had been very successful. He noted some of the projects that put nature back into the urban environment. Council President Bragdon talked about the bond measure and the history of that measure. He said the entire Council worked on this effort. He talked about acknowledging the accomplishments of these projects. He also spoke to next steps, which include looking at some of the looming issues in the next year.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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8.5 **Resolution No. 07-3763**, Designating Councilors Carl Hosticka and Brian Newman to Serve as Legislative Liaisons for the 2007 Oregon Legislative Session.

Motion:	Councilor Hosticka moved to adopt Resolution No. 07-3763.
Seconded:	Councilor Harrington second the motion

Councilor Hosticka explained the resolution and said they needed to work with the State Legislature to get things done which included transportation funding and land use issues. They would be working closely with legal staff and Randy Tucker in Public Affairs and Government Affairs Department. He explained what their roles would be as liaisons He urged support. Councilor Newman said he looked forward to being a liaison to this effort. Council President Bragdon recognized Dan Cooper and Ken Ray who would also be spending time in Salem at the legislature. He felt the two councilors would be great ambassadors in Salem. He noted a resolution, which would be coming to Council on January 18<sup>th</sup> about the legislative agenda. Councilor Harrington said as she met with District 4 citizens she heard a lot about the need for collaboration in our community as well as the legislative peers. She had great faith in the liaisons and staff. Councilor Hosticka said they needed to focus on a metropolitan agenda. One of their major efforts was to generate an agenda that would get the support of Metro Policy Advisory Committee (MPAC) as well as other local governments and the state government.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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8.6 **Resolution No. 07-3753**, For the Purpose of Confirming the Council President's Appointment of Gary W. Reynolds to the Metropolitan Exposition-Recreation Commission.

Motion:	Councilor Harrington moved to adopt Resolution No. 07-3753.
Seconded:	Councilor Park seconded the motion

Councilor Harrington introduced Gary Reynolds and said he was an Oregon Certified Public Accountant who had been practicing public accounting since 1975. Mr. Reynolds was a 5<sup>th</sup> generation Oregonian who was born and raised in Portland. He was a graduate of Madison High School and the University of Oregon where he received a Bachelor of Business Administration in Accounting in 1975.

Mr. Reynolds was currently the President of Perkins & Company, PC. He co-founded Perkins in 1986, which had grown to be the largest locally based accounting firm in Portland. Today Perkins employed more than 100 people in downtown Portland. In addition to managing the firm, Mr. Reynolds focused on providing auditing and consulting services to a variety of Northwest business clients principally in the manufacturing, distribution, real estate, insurance and service industries. Mr. Reynolds professional affiliations included many committee and board positions. He also had a history of civic service: currently serving as a Vice President and Board member for Northwest Business for Culture and the Arts and was a member of the Board of Directors of the Oregon College of Art and Craft Foundation. Mr. Reynolds was an Executive Committee member of the Accounting Circle at the University of Oregon Lundquist College of Business.

Mr. Reynolds believed he could make a significant contribution to MERC and the community by bringing together his background in business, management and accounting with his interest in the arts and his love for the City of Portland and the State of Oregon. Councilor Harrington talked about MERC's mission on economic development. Council President Bragdon acknowledged Mr. Reynolds who was in the audience. He said Mr. Reynolds' expertise in the financial area was important to MERC. He also noted his background as an administrator and an art supporter.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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8.7 **Resolution No. 07-3754**, For the Purpose of Confirming the Council President's Appointments and Reappointments to the Transportation Policy Alternatives Committee (TPAC) for 2007-2008.

Motion:	Councilor Burkholder moved to adopt Resolution No. 07-3754.
Seconded:	Councilor Park seconded the motion

Councilor Burkholder explained Transportation Policy Alternatives Committee's charge. This committee had 21 members, 6 of which were citizen members. Citizen members were selected for their range of views. They were filling 4 openings. He provided the names of those that were proposed. He pointed out a change in Metro policy regarding reappointments. He explained that they were in the middle of the policy update of our Regional Transportation Plan (RTP). He felt these candidates all brought an interest in our decision making process. Councilor Liberty asked clarifying questions. Councilors responded to their questions. Councilor Burkholder talked about the application and interview process. They were looking for interest areas and the ability to provide good input. He then talked about Sreya Sarkar and her background dealing with Cascade Policy Institute and the poor. Councilor Harrington was pleased by the number of resumes that were submitted this time. She applauded those who submitted their resumes and hoped they would continue to participate in the process. Councilor Newman suggested including the resumes as attachments to the minutes. Councilor Liberty said there was need for a diversity of viewpoints. He appreciated the work the councilors had done to select the recommended appointments.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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9. **EXECUTIVE SESSION HELD PURSUANT TO ORS 192.660(1)(e),  
DELIBERATIONS WITH PERSONS DESIGNATED TO NEGOTIATE  
REAL PROPERTY TRANSACTIONS.**

9.1 **Resolution No. 07-3752**, For the Purpose of Authorizing the Chief Operating Officer to Purchase Property in the East Buttes/Boring Lava Domes Target

Time Began: 3:32 pm  
Time Ended: 3:45 pm

Members Present: Teri Dresler, Paul Garrahan, William Eadie, Jeff Tucker, Bill Stringer, Suzanne Flynn, Dan Cooper

Motion:	Councilor Park moved to adopt Resolution No. 07-3752.
Seconded:	Councilor Hosticka seconded the motion

Councilor Park thanked staff for their hard work in pursuing creation of wildlife corridor. The resolution authorized the COO to enter into negotiations. He explained why the resolution was before Council. This property played a key piece for Metro and Gresham. Mr. Eadie explained that this property was key within our wildlife corridor. If the property were not purchased by Metro it would most likely become a single-family residence. It was important to come into the public domain. Councilor Hosticka talked about the large blocks of public owned natural areas. He was happy to support the resolution. Councilor Harrington said acquiring this property was important to removing difficulties with trail access. Mr. Eadie said directly in front of the property, Butler Road was very steep. Directly in front of the property was the most level section of the property. If this property were part of the wildlife corridor, it would support trail connectivity. He then talked about the fact that the City of Gresham had also been purchasing natural areas in the area. Mr. Eadie shared where City of Gresham had purchased natural areas. There was well over 1000 acres. Councilor Park felt this was an exciting purchase. He urged support.

Vote:

Councilors Park, Hosticka, Burkholder, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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**10. CHIEF OPERATING OFFICER COMMUNICATION**

Michael Jordan, COO, said Happy New Year. He welcomed Councilor Harrington and Auditor Flynn.

**11. COUNCILOR COMMUNICATION**

Councilor Newman said the Council had the opportunity to meet with the Zoo Master Plan consultants next Wednesday afternoon at the Zoo. The consultants would provide a brief update on the plan. He urged the Council's participation.

He also said the City of Milwaukie would officially dedicate their town center on Friday, January 24<sup>th</sup>.

Councilor Hosticka said on January 19<sup>th</sup> there would be a Regional Forum in Hillsboro. They would be **talking** about the results of the agricultural study.

Councilor Park reminded January 16<sup>th</sup> there would be a joint meeting with MERC on the headquarters hotel. He felt there needed to be a complete presentation fi-om beginning to end.

Council President Bragdon said he wouldn't be here January 11<sup>th</sup> so Councilor Park would be presiding.

Councilor Harrington extended her thanks for those who had been involved in the inaugural. She also thanked her fellow councilors for helping her get up to speed.

**12. ADJOURN**

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 4:05 p.m.

Prepared by

A large, stylized handwritten signature in black ink, appearing to read "Chris Billington".

Chris Billington  
Clerk of the Council



**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF JANUARY 4, 2007**

<b>Item</b>	<b>Topic</b>	<b>Doc. Date</b>	<b>Document Description</b>	<b>Doc. Number</b>
8.3	Resolution	1/4/07	Amended version of Resolution No. 07-3751	010407c-01
8.7	TPAC Resumes	1/4/07	To: Metro Council From: TPAC Chair Re: Resumes of four TPAC appointments	010407c-02