

## MINUTES OF THE METRO COUNCIL MEETING

February 1, 2001

Metro Council Chamber

Councilors Present: David Bragdon (Presiding Officer), Susan McLain, Rex Burkholder, Rod Park, Bill Atherton, Rod Monroe, Carl Hosticka

Councilors Absent: None

**Presiding Officer Bragdon** convened the regular council meeting at 2:04 p.m.

### 1. INTRODUCTIONS

There were none.

### 2. CITIZEN COMMUNICATIONS

**Mike Houck, Urban Naturalist, Audubon Society of Portland**, introduced his colleague, Ron Carley, Urban Conservationist, Audubon Society of Portland. Mr. Houck gave an overview of the book, *Wild in the City: A guide to Portland's natural areas*, which was edited by Mr. Houck and M. J. Cody. He recognized Metro staff in the Data Resource Center and Greenspaces Department for their help with the book. He said *Wild in the City* was a perfect example of regional collaboration; over 60 people from the four-county metropolitan region contributed. He said they originally printed 5,000 copies and were meeting next week to begin reprinting the book. He distributed copies of the February 2001 issue of the *Audubon Warbler*, which included field trips associated with *Wild in the City*. A copy of the *Audubon Warbler* is included in the meeting record.

**Councilor Burkholder** said that he already owned two signed copies of the book and used them frequently. It was an excellent resource.

**Councilor McLain** thanked Mr. Houck and Mr. Carley. She first saw a copy of the book in the faculty room at her school. The teacher who bought the book was attracted by the cover illustration and how it made her consider the different ways people think about cities.

**Mr. Houck** said he would pass that along to the artist. They had discussed the best image for the book, and he had suggested the view of downtown Portland from Willamette Park.

**Presiding Officer Bragdon** thanked Mr. Houck and said it was a great book.

**Aleta Woodruff, Metro Committee for Citizen Involvement (MCCI)**, noted that the *Audubon Warbler* contained a full page article by Mr. Houck about the Metro Council's swearing-in ceremony on January 4, 2001. She thanked Mr. Houck for the favorable article, and noted that the *Audubon Warbler* had a wide distribution.

### 3. MCCI UPDATE

**Ted Kyle, Chair, MCCI**, gave the MCCI quarterly report. He updated the council on three major tasks MCCI laid out for itself in July 2000: 1) evaluate the citizen involvement process, 2) clarify the role of

MCCI, and 3) improve MCCI's effectiveness. He reviewed the MCCI Role Statement, a copy of which is included in the meeting packet.

**Councilor Atherton** thanked Mr. Kyle for his comments and MCCI's focus on citizens who have fewer skills in communicating with government. He asked about the role of MCCI as a process watchdog.

**Mr. Kyle** said the key was to ensure the opportunity to communicate, and MCCI would always be watching for that. MCCI evaluated how well citizens were heard, and if their requests could not be met, whether Metro explained its action and answered citizens' questions.

**Councilor McLain** thanked Mr. Kyle for his concise and useful report. She challenged the council and herself to communicate better with MCCI on when and how it can assist the council with tasks. She said MCCI's work on night meetings was extremely useful.

**Councilor Park** thanked MCCI for focusing its efforts on areas it can monitor and impact. He said it would be a great benefit to the council and the public.

#### 4. EXECUTIVE OFFICER COMMUNICATIONS

**Mike Burton, Executive Officer**, said some of the council were contacted by Gregory Nokes of *The Oregonian* newspaper concerning solid waste and Specialty Transportation Services (STS). He said Mr. Nokes submitted a public records request on January 18, 2001, for previously restricted information. He said the request was explained in a memo from Terry Petersen, Regional Environmental Management Director, to Jeff Stone, Council Chief of Staff. A copy of the memo is included in the meeting record. Executive Officer Burton reviewed Mr. Petersen's memo.

**Presiding Officer Bragdon** added that the council was sensitive to Executive Officer Burton's role in Metro's day to day operations. Executive Officer Burton updated him weekly on major trends, and he in turn updated council members. He said it was troubling this week to be suddenly presented with a document that Mr. Nokes wrongly characterized as a conclusive document. He said in the future, when items were released to the media, the council would receive copies to prevent this type of surprise.

**Executive Officer Burton** thanked Presiding Officer Bragdon. He noted that Mr. Nokes received a redacted copy of the document, which contained proprietary information. He added that Mr. Nokes cited confidential sources during his interview, and that the solid waste industry ran on rumor to a large degree. He said he would make sure the council was not surprised by the media in the future.

**Presiding Officer Bragdon** asked the council to let him know immediately if it appeared that the media had received a document before the council.

#### 5. AUDITOR COMMUNICATIONS

There were none.

#### 6. MPAC COMMUNICATIONS

**Presiding Officer Bragdon** said the Metro Policy Advisory Committee (MPAC) had not met since the last council meeting. The next meeting would be on Wednesday, February 7, 2001.

## 7. LEGISLATIVE UPDATE

**Jeff Stone, Council Chief of Staff**, said he recently gave the council the latest confidential staff memo on the top ten bills the legislative team was following. He noted that the comments on the staff memo were made by Metro's departmental directors. He briefly updated the council on Senate Bill (SB) 433, the Oregon Plan, House Bill (HB) 2458, Incorporation of Cities, and SB 230, Animal Abuse.

**Councilor Hosticka** complimented Mr. Stone on his report. The organization of the information was very useful.

**Presiding Officer Bragdon** said with regard to SB 230, Animal Abuse, there was emphatic sentiment on the prior council that the rights of the animals at the Oregon Zoo were of paramount concern. An incident last year which received attention was an absolute aberration, and not at all in accordance with the procedures of the zoo or of Metro. Based on the sentiment expressed, he expected the council would embrace any bill that was consistent with the zoo's policies, to help prevent a repetition of the event.

## 8. COMMITTEE CHAIR REPORTS

**Presiding Officer Bragdon** said his goal this year was to institute brief committee updates at the beginning of each month to keep non-committee members abreast of major developments.

**Councilor Park, Chair, Community Planning Committee**, said the committee was developing a work plan, which would be reviewed on February 6, 2001.

**Councilor Burkholder, Chair, Regional Facilities and Metro Operations Committee**, said his committee was also developing its work plan. He asked for comments from the council, and said the committee would vote on the plan on February 15, 2001.

**Councilor McLain, Chair, Budget and Finance Committee**, noted that every councilor sat on the Budget Committee and was aware of the committee's work. She said the work plan had been through two drafts and the final draft was available for review before the next Budget Committee meeting.

**Councilor Hosticka, Chair, Natural Resources Committee**, said his committee was also developing its work plan.

**Councilor Atherton, Chair, Solid Waste and Recycling Committee**, said his committee developed a draft work plan, which he distributed to the council. A copy of the draft 2001 Solid Waste and Recycling Committee Work Plan is included in the meeting record. He said the council would face a major decision on solid waste fees and transfer stations on February 22, 2001.

**Councilor Monroe, Chair, Joint Policy Advisory Committee on Transportation (JPACT)**, said JPACT had reached agreement with the council on the process for the Metropolitan Transportation Improvement Program (MTIP) allocation of \$38 million in federal money. For the next two or three months, local governments would be determining which projects to submit. He said the Bi-State Transportation Committee was working to schedule a meeting of transportation committee members and legislative leaders from both Olympia and Salem to discuss transportation issues of bi-state concern. That meeting would likely occur on Friday, March 16. He added that the South Corridor Steering Group was still investigating options and would decide in April which projects to pursue further. He noted that one potential project was to extend light rail to the Milwaukie transit center.

**9. CONSENT AGENDA**

9.1 Consideration of Minutes of the January 18, 2001, and the January 25, 2001, Regular Council Meetings

**Motion:** **Councilor Burkholder** moved to adopt the minutes of the January 18, and January 25, 2001, regular council meetings.

**Second:** **Councilor Monroe** seconded the motion.

**Vote:** The vote was 7 aye/ 0 nay/ 0 abstain, and the motion passed unanimously.

**10. ORDINANCES - FIRST READING**

10.1 **Ordinance No. 01-888**, For the Purpose of Amending Provisions of Metro Code Chapter 6.01 Relating to the Metropolitan Exposition-Recreation Commission Regarding Powers, Budgets and Terms of Members

**Presiding Officer Bragdon** referred Ordinance No. 01-888 to the Budget and Finance Committee.

**11. RESOLUTIONS**

11.1 **Resolution No. 01-3024A**, For the Purpose of Adding a New Advisory Committee to the Oregon Convention Center

**Motion:** **Councilor Burkholder** moved to adopt Resolution No. 01-3024A.

**Second:** **Councilor Monroe** seconded the motion.

**Councilor Burkholder** said the resolution would establish an advisory committee on issues related to the Oregon Convention Center. He asked Mr. Stone to further explain the resolution.

**Mr. Stone** gave a brief history on why the committee was created and spoke to the focus of the committee. A Regional Facilities and Metro Operations Committee report to the resolution contains information presented by Mr. Stone and is included in the meeting record.

**Councilor Burkholder** noted that the items under "Scope" in Exhibit A were intended as a prioritized list. He recommended an aye vote.

**Councilor Park** clarified that the language in the resolution now paralleled the language in the Visitor Development Fund agreement, in order to lessen potential confusion.

**Presiding Officer Bragdon** said he supported the resolution. It was significant that the tourism industry had made a tremendous investment in the Oregon Convention Center, and it was incumbent on Metro to give the industry a voice in the facility's management.

**Councilor McLain** said she was pleased to see that additional issues could be considered by the advisory committee in the future.

**Vote:** The vote was 7 aye/ 0 nay/ 0 abstain, and the motion passed unanimously.

#### **11-A. EXECUTIVE SESSION, Held Pursuant to ORS 192.660(1)(e), Deliberations with Persons Designated to Negotiate Real Property Transactions**

**Presiding Officer Bragdon** opened an Executive Session pursuant to ORS 192.660(1)(e) at 2:50 p.m. to discuss future open spaces purchases in already identified target areas.

Present: Presiding Officer Bragdon, Councilor McLain, Councilor Park, Councilor Hosticka, Councilor Burkholder, Councilor Atherton, Councilor Monroe, Executive Officer Burton, Bruce Warner, Chief Operating Officer, Charles Ciecko, Parks and Greenspaces Director, Jim Desmond, Open Spaces Acquisition Senior Manager, Marvin Fjordbeck, Senior Assistant Counsel, Pam Wilson, Media Coordinator, Mr. Stone, Christina Billington, Clerk of the Council, members of the press and council staff.

**Presiding Officer Bragdon** closed the Executive Session at 3:50 p.m.

#### **12. COUNCILOR COMMUNICATIONS**

**Councilor Park** said on Monday, January 29, he testified on the Oregon Plan before the Stream Restoration Committee of the State Legislature, chaired by Representative Bob Jenson.

**Councilor McLain** thanked Councilors Atherton, Bragdon and Monroe for attending the January Solid Waste Advisory Committee (SWAC) meeting.

**Councilor Atherton** said the Solid Waste Rate Review Committee met last night to review the system fee. The council would receive a more detailed briefing at its informal meeting next Tuesday. The Rate Review committee voted on whether to raise the system fee to reduce the subsidy; the vote was split.

**Presiding Officer Bragdon** made three announcements. First, the four elected official briefings around the region had been completed. Second, there would be a 5:30 p.m. briefing that evening in the Council Chambers with greenspace advocates to update them on the progress of the program and acquisitions. There would be three more meetings next week. Third, the groundbreaking for the Oregon Convention Center expansion was scheduled for 10 a.m. on Thursday, February 8, 2001.

**Councilor McLain** asked if a date had been determined for the Council Retreat.

**Presiding Officer Bragdon** said the Council retreat with Executive Officer Burton would be held on March 4 and 5, 2001.

**Councilor Burkholder** said the speaker at tomorrow's City Club would talk about how to fund cultural facilities and organizations through the private sector. The meeting was at noon at the Multnomah Athletic Club. He noted that the Auto Show began today at the Oregon Convention Center, and encouraged everyone to attend.

#### **ADJOURN**

There being no further business to come before the Metro Council, Presiding Officer Bragdon adjourned the meeting at 4.02 p.m.

Prepared by,

Chris Billington  
Clerk of the Council

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF FEBRUARY 1, 2001**

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

<b>Document Number</b>	<b>Document Date</b>	<b>Document Title</b>	<b>TO/FROM</b>	<b>RES/ORD</b>
020101c-01	2/00/2001	<i>Audubon Warbler</i>	Submitted by Aleta Woodruff	Citizen Communications
020101c-02	1/31/2001	Memo RE: Release of Wiencken report to Oregonian reporter	TO Jeff Stone/ FROM Terry Petersen	Executive Officer Communications
020101c-03	2/1/2001	Draft 2001 Solid Waste and Recycling Committee Work Plan		Committee Chair Reports