

A G E N D A

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METRO

Agenda

MEETING: METRO COUNCIL REGULAR MEETING
DATE: April 23, 1998
DAY: Thursday
TIME: 2:00 PM
PLACE: Council Chamber

<u>Approx. Time*</u>		<u>Presenter</u>
2:00 PM	CALL TO ORDER AND ROLL CALL	
(5 min.)	1. INTRODUCTIONS	
(5 min.)	2. CITIZEN COMMUNICATIONS	
(5 min.)	3. US WEST RECYCLING AWARD	Tooley
(10 min.)	4. REM BUSINESS DEVELOPMENT GRANT CONTRACT AWARD	Warner
(5 min.)	5. EXECUTIVE OFFICER COMMUNICATIONS	
(5 min.)	6. MPAC COMMUNICATIONS	
	7. CONSENT AGENDA	
2:35 PM (5 min.)	7.1 Consideration of Minutes for the April 16, 1998 Metro Council Regular Meeting.	
	8. ORDINANCES - FIRST READING	
2:40 PM (5 min.)	8.1 Ordinance No. 98-742, Amending the FY 1997-98 Budget and Appropriations Schedule by Transferring \$150,000 from Contingency to Capital Outlay in the Solid Waste Revenue Fund to Provide for Initial Expenditures Associated with the Replacement of Compaction Systems at Metro South Station, and Declaring an Emergency.	

9. ORDINANCES - SECOND READING

- | | | | |
|----------------------|-----|--|------------|
| 2:45 PM
(10 min.) | 9.1 | Ordinance No. 98-724 , For the Purpose of Adopting the Annual Budget for Fiscal Year 1998-99, Making Appropriations, Creating Funds, Levying Ad Valorem Taxes, Authorizing Interfund Loans, and Declaring an Emergency. (<i>PUBLIC HEARING</i>) | McCaig |
| 2:55 PM
(45 min.) | 9.2 | Ordinance No. 98-726 , For the Purpose of Changing the Name of the Metro Washington Park Zoo. (<i>PUBLIC HEARING</i>) | McCaig |
| 3:40 PM
(5 min.) | 9.3 | Ordinance No. 98-736 , For the Purpose of Granting a Yard Debris Processing Facility License to Best Buy in Town, Inc. to Operate a Yard Debris Reload Facility. | Washington |

10. RESOLUTIONS

- | | | | |
|---------------------|------|--|------------|
| 3:45 PM
(5 min.) | 10.1 | Resolution No. 98-2599 , For the Purpose of Approving the FY 1998-99 Budget and Transmitting the Approved Budget to the Tax Supervising and Conservation Commission. | McCaig |
| 3:50 PM
(5 min.) | 10.2 | Resolution No. 98-2625 , For the Purpose of Amending the Metropolitan Transportation Improvement Program to Approve a six-month High Occupancy Vehicle (HOV) Lane Demonstration on I-5 Northbound and Associated Financing. | Washington |
| 3:55 PM
(5 min.) | 10.3 | Resolution No. 98-2632 , To Waive the Metro Urban Growth Boundary Annual Filing Deadline for Jerry Johnson, CGC, Inc. and Carla Ralston Locational Adjustment petitions in Multnomah County. | Naito |

11. CONTRACT REVIEW BOARD

- | | | | |
|---------------------|------|--|-----------|
| 4:00 PM
(5 min.) | 11.1 | Resolution No. 98-2620A , For the Purpose of Amending Contract #920101 with Geonorth, Inc. to Upgrade the Computer Software in the Recycling Information Center's Call Tracking System. | McFarland |
|---------------------|------|--|-----------|

12. COUNCILOR COMMUNICATION

4:05 PM
(10 min.)

ADJOURN

CABLE VIEWERS: Council Meetings, the second and fourth Thursdays of the month are shown on City Net 30 (Paragon and TCI Cablevision) the first Sunday after the meeting at 8:30 p.m. The entire meeting is also shown again on the second Monday after the meeting at 2:00 p.m. on City Net 30. The meeting is also shown on Channel 11 (Community Access Network) the first Monday after the meeting at 4:00 p.m. The first and third Thursdays of the month are shown on Channel 11 the Friday after the meeting at 2:00 p.m. and the first Sunday and Wednesday after the meeting on Channels 21 & 30 at 7:00 p.m.

PUBLIC HEARINGS: Public Hearings are held on all Ordinances second read and on Resolutions upon request of the public. All times listed on the agenda are approximate; items may not be considered in the exact order. For questions about the agenda, call Clerk of the Council, Chris Billington, 797-1542. For assistance per the American Disabilities Act (ADA), dial TDD 797-1804 or 797-1540 (Council Office).

Consideration of the April 16, 1998 Metro Council Regular meeting minutes.

**Metro Council Meeting
Thursday, April 23, 1998
Council Chamber**

MINUTES OF THE METRO COUNCIL MEETING

April 16, 1998

Council Chamber

Councilors Present: Jon Kvistad (Presiding Officer) Ruth McFarland, Susan McLain, Patricia McCaig, Ed Washington, Lisa Naito, Don Morissette

Councilors Absent:

Presiding Officer Kvistad convened the Regular Council Meeting at 2:04 p.m.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATION

Art Lewellan, 3205 8th Ave #9 Portland OR 97202 spoke about his proposal for an alternate alignment to the South North Light Rail, called LOTI. He suggested that Metro should be looking more seriously about this alternate route along with the two other parties proposing light rail alternates, AORTA and Buckman. His design included putting a electric bus system on the mall instead of the light rail providing an advantage of frequency. It would also cooperate with the bus system. He felt the LOTI vehicles (the streetcar and the electric bus) on the mall provided many more advantages than the light rail. He noted his 10 top reasons why the light rail alignment was wrong. He also noted his proposal for the City of Milwaukie Regional Center Plan which would bring a streetcar into Milwaukie instead of the light rail. He reviewed his design for the downtown mall, which included expansion to OHSU, again, a big advantage included frequency of the electric buses. He concluded by commenting on the fareless system suggesting that this system might be duplicated in an environment such as Gresham or Beaverton. He noted his most recent map showing the details of his design.

Councilor Naito asked Mr. Lewellan if he knew about the hearings on the South North Light Rail.

Mr. Lewellan responded that he was aware of the hearings but did not support the alignment as proposed.

3. EXECUTIVE OFFICER COMMUNICATIONS

None.

4. MPAC COMMUNICATION

None.

5. CONSENT AGENDA

5.1 Consideration meeting minutes of the April 9, 1998 Regular Council Meeting.

Motion: **Councilor McCaig** moved to adopt the meeting minutes of April 9, 1998 Regular Council Meeting.

Seconded: **Councilor McFarland** seconded the motion.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously.

6. ORDINANCES – FIRST READING

6.1 Ordinance No. 98-730, For the Purpose of Amending Ordinance Nos. 96-647C and No. 97-715B, to Amend Title 3 of the Urban Growth Management Functional Plan, and amend the Regional Framework Plan, Appendix A, and Adopt the Title 3 Model Ordinance and Water Quality and Flood Management Maps.

Presiding Officer Kvistad assigned Ordinance No. 98-730 to Growth Management Committee.

7. ORDINANCES - SECOND READING

7.1 Ordinance No. 98-732, For the Purpose of Revising Quasi-Judicial Urban Growth Boundary Amendment Procedures in Metro Code 3.01.033, 3.01.035, 3.01.055, 3.01.065 and Declaring an Emergency.

Motion: **Councilor McLain** moved to adopt Ordinance No. 98-732.

Seconded: **Councilor Naito** seconded the motion.

Discussion: **Councilor McLain** reviewed the ordinance indicating that the Metro UGB amendment process written and acknowledged in 1992 had been updated by Oregon statute. Metro had gone by these updated statutory requirements but Metro had not actually updated their own Metro Code. This ordinance was a housing keeping measure bringing forward this particular update of the Metro Code as per state law. She noted the amendments. The reason it was important to change the Metro Code was that in the past Metro had always had fewer number of acres requested than Metro could take in on those types of locational adjustments, this year there had been more locational adjustment requests, so this reinforced and put into practice a first come, first serve requirement.

Presiding Officer Kvistad opened a public hearing on Ordinance No. 98-732. No one came forward. **Presiding Officer Kvistad** closed the public hearing.

Councilor Morissette said he thought this ordinance simplified the process and made it easier to understand. He supported the ordinance.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously.

8. RESOLUTIONS

8.1 Resolution No. 98-2626, For the Purpose of Confirming the Appointment of Ron Fortune to the Metropolitan Exposition-Recreation Commission.

Motion: Councilor Naito moved to adopt Resolution No. 98-2626.

Seconded: Councilor Washington seconded the motion.

Discussion: Councilor Naito said this resolution would appoint Ron Fortune to the MERC Board as a Metro appointee to the position that was occupied by Cliff Carlsen. Councilor Naito reviewed Mr. Fortune's credentials. She urged the council's acceptance. He had come to the Regional Facilities Committee meeting to answer questions and meet committee members.

Councilor McFarland acknowledged his appearance at the Regional Facilities Committee meeting.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously.

8.2 Resolution No. 98-2627A, For the purpose of approving the selection of hearings officers for contested case hearings for the period commencing April 1998.

Motion: Councilor Naito moved to adopt Resolution No. 98-2627A.

Seconded: Councilor McFarland seconded the motion.

Discussion: Councilor Naito said this resolution appointed individuals to be hearings officers for Metro for a number of purposes. Metro utilized the services of hearings officers when there were contested case hearings pursuant to Metro Code. There were eight individuals who had applied and been accepted: J. Richard Forester, Howard W. Carsman, Robert J. Harris, Jeffrey P. Chicoine, Barry Adamson, Mark J. Greenfield, Larry Epstein, and Pamela Beery. She urged the council's acceptance of their inclusion as hearings officers.

Councilor McFarland asked Councilor Naito if Metro needed eight?

Councilor Naito responded that this was requested by Legal Counsel. Metro had received eight qualified responses and generally they would be put on a list that Metro could draw from. The more qualified people the better.

Councilor McFarland summarized that if one person was not able to participate, Metro had other options.

Councilor Naito said it also gave different people an opportunity to do this kind of work. It was good public policy that Metro had a list that they could select from.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain. The motion passed unanimously.

9. COUNCILOR COMMUNICATION

Presiding Officer Kvistad reminded council that on May 7th the Title 3 Public Hearing would occur at the Council meeting, on May 14th the South North Light Rail council discussion was planned, and on April 23rd, the council meeting would begin with the Finance Committee action items as requested by the chair of the committee.

Councilor Naito asked for clarification of the date of the light rail discussion.

Presiding Officer Kvistad reviewed the meeting times again.

Councilor Morissette asked when the night meeting occurred.

Presiding Officer Kvistad said May 28th was the night meeting at 7:00 p.m..

Councilor Naito said that Ordinance No. 98-730, Title III, would be in the Growth Management Committee at 1:30 p.m. next Tuesday. She said if councilor had amendments to the ordinance she would appreciate that these be brought forward at this meeting but suggested that this ordinance may be carried over to the next committee meeting as well.

Councilor McFarland asked when the TSCC meeting for the FY 98-99 budget would occur?

Councilor McCaig responded that the meeting would be June 11th at 12:30 p.m.

Presiding Officer Kvistad said he would make sure and remind council to be at the TSCC meeting at 12:30 p.m.

10. ADJOURN

There being no further business to come before the Metro Council, **Presiding Officer Kvistad** adjourned the meeting at 2:25 p.m.

Prepared by,

Chris Billington
Clerk of the Council

Document Number	Document Date	Document Title	TO/FROM	RES/ORD
041698c-01	4/16/97	Latest LOTI Map and the Top Ten Reasons to object to lightrail on the transit mall	TO: Metro Council FROM: Art Lewellan LOTI designer	

Agenda Item Number 8.1

Ordinance No. 98-742, Amending the FY 1997-98 Budget and Appropriations Schedule by Transferring \$150,000 from Contingency to Capital in the Solid Waste Revenue Fund to provide for Initial Expenditures Associated with the Replacement of Compaction Systems at the Metro South Station, and Declaring an Emergency.

First Reading

**Metro Council Meeting
Thursday, April 23, 1998
Council Chamber**

BEFORE THE METRO COUNCIL

AN ORDINANCE AMENDING THE FY 1997-98)
BUDGET AND APPROPRIATIONS)
SCHEDULE BY TRANSFERRING \$150,000)
FROM CONTINGENCY TO CAPITAL OUYLAY)
IN THE SOLID WASTE REVENUE FUND TO)
PROVIDE FOR INITIAL EXPENDITURES)
ASSOCIATED WITH REPLACEMENT OF)
COMPACTION SYSTEMS AT METRO SOUTH)
STATION, AND DECLARING AN)
EMERGENCY)

ORDINANCE NO. 98-742

Introduced by Executive Officer
Mike Burton

WHEREAS, the Metro Council approved Resolution No. 98-2611 for the purpose of authorizing the release of RFP #98R-5-REM for the replacement of the compaction systems at Metro South Station; and

WHEREAS, there is a recognized need to accelerate the replacement of the compactors due to poor condition of the existing units;

WHEREAS, this project is included in the adopted Capital Improvement Plan (CIP) for FY 1998-99 through 2002-03; and

WHEREAS, the Metro Council has reviewed and considered the need to transfer appropriations with the FY 1997-98 Budget; and

WHEREAS, The need for a transfer of appropriation has been justified; and

WHEREAS, Adequate funds exist for other identified needs; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. That the FY 1997-98 Budget and Schedule of Appropriations are hereby amended as shown in the column entitled "Revision" of Exhibits A and B to this Ordinance for the purpose of transferring \$150,000 from contingency to capital outlay in the Solid Waste Revenue fund to provide for initial expenditures associated with the replacement of compaction systems at Metro South Station.

2. This Ordinance being necessary for the immediate preservation of the public health, safety or welfare of the Metro area in order to meet obligations and comply with Oregon Budget Law, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Metro Council this _____ day of _____, 1998.

Jon Kvistad, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

Exhibit A
Ordinance No. 98-742
Solid Waste Revenue Fund

FISCAL YEAR 1997-98		Current Budget		Revision		Proposed Budget	
ACCT #	DESCRIPTION	FTE	AMOUNT	FTE	AMOUNT	FTE	AMOUNT
Operating Account							
	TOTAL PERSONAL SERVICES	104.10	6,157,814	0.00	0	0.00	6,157,814
	TOTAL MATERIALS & SERVICES		42,270,348		0		42,270,348
	TOTAL OPERATING ACCOUNT	104.10	48,428,162	0.00	0	104.10	48,428,162
Debt Service Account							
	Total Debt Service		2,673,426		0		2,673,426
Landfill Closure Account							
	Total Landfill Closure Account		1,527,900		0		1,527,900
Renewal & Replacement Account							
	<u>Capital Outlay</u>						
574130	Engineering Services		18,000		0		18,000
574520	Const. Work/Materials-Bldg., Exhibits & Rel.		490,900		150,000		640,900
	Total Renewal & Replacement Account		508,900		150,000		658,900
General Account							
	Total General Account		3,262,332		0		3,262,332
Master Project Account							
	Total Master Project Account		350,000		0		350,000
General Expenses							
	Total Interfund Transfers		3,742,909		0		3,742,909
	<u>Contingency and Unappropriated Balance</u>						
599999	Contingency						
	* Operating Account (Operating Contingency)		2,682,495		0		2,682,495
	* Landfill Closure Account		5,096,353		0		5,096,353
	* Renewal & Replacement Account		4,243,053		(150,000)		4,093,053
	* General Account (Capital Contingency)		0		0		0
599999	Contingency		12,021,907		(150,000)		11,871,907
	Unappropriated Fund Balance		21,972,005		0		21,972,005
	Total Contingency and Unappropriated Balance		33,993,912		(150,000)		33,843,912
	TOTAL FUND REQUIREMENTS	104.10	94,487,341	0	0	104.10	94,487,341

Exhibit B
Ordinance No. 98-742
FY 1997-98 SCHEDULE OF APPROPRIATIONS

	Current Budget	Revision	Proposed Budget
SOLID WASTE REVENUE FUND			
Operating Account			
Personal Services	\$6,157,814	\$0	\$6,157,814
Materials & Services	42,270,348	0	42,270,348
Subtotal	48,428,162	0	48,428,162
Debt Service Account			
Debt Service	2,673,426	0	2,673,426
Subtotal	2,673,426	0	2,673,426
Landfill Closure Account			
Materials & Services	314,400	0	314,400
Capital Outlay	1,213,500	0	1,213,500
Subtotal	1,527,900	0	1,527,900
Renewal and Replacement Account			
Capital Outlay	508,900	150,000	658,900
Subtotal	508,900	150,000	658,900
General Account			
Capital Outlay	3,262,332	0	3,262,332
Subtotal	3,262,332	0	3,262,332
Master Project Account			
Debt Service	350,000	0	350,000
Subtotal	350,000	0	350,000
General Expenses			
Interfund Transfers	3,742,909	0	3,742,909
Contingency	12,021,901	(150,000)	11,871,901
Subtotal	15,764,810	(150,000)	15,614,810
Unappropriated Balance	21,972,005	0	21,972,005
Total Fund Requirements	\$94,487,535	\$0	\$94,487,535

ALL OTHER APPROPRIATIONS REMAIN AS ADOPTED

STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 98-742 AMENDING THE FY 1997-98 BUDGET AND APPROPRIATIONS SCHEDULE BY TRANSFERRING \$150,000 FROM CONTINGENCY TO CAPITAL IN THE SOLID WASTE REVENUE FUND TO PROVIDE FOR INITIAL EXPENDITURES ASSOCIATED WITH THE REPLACEMENT OF COMPACTION SYSTEMS AT METRO SOUTH STATION, AND DECLARING AN EMERGENCY.

Date: March 27, 1998

Presented by: Dennis Strachota

FACTUAL BACKGROUND AND ANALYSIS

This action requests adjustments to the Solid Waste Revenue Fund for the following purpose:

SOLID WASTE REVENUE FUND:

Transfer \$150,000 from the Renewal & Replacement Account, Contingency Category, to the Renewal & Replacement Account, Capital Category, to fund initial costs associated with the replacement of two compactors at Metro South Station.

On February 26, 1998, the Metro Council approved Resolution No. 98-2611 (See Attachment 1) for the purpose of authorizing the release of RFP #98R-5-REM for the replacement of compaction systems at Metro South Station.

The replacement of the compactors at Metro South has been included in the adopted Capital Improvement Plan for FY 1998-99, and the estimated cost of \$1.5 million is included in the Proposed FY 1998-99 Budget. However, the Regional Environmental Management Department (REM) has accelerated the replacement of the compactors due to poor condition of the existing compaction units. This action does not have any fiscal impact on the total project cost as reflected in the Adopted Capital Improvement Plan for FY 1998-99. Negotiated initial payments of \$375,000 are estimated for the current fiscal year. The current available balance in the Renewal & Replacement Account is \$359,000, additional funds are needed to proceed with the replacement while still maintaining sufficient funds to deal with other potential equipment failure.

EXECUTIVE OFFICER RECOMMENDATION

The Executive Officer recommends approval of Ordinance No. 98-742.

Attachment

MR:gbc

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I HEREBY CERTIFY THAT THE FOREGOING IS A COMPLETE AND EXACT COPY OF THE ORIGINAL THEREOF.

Rebecca V. Shoemaker, Archivist
Clerk of the Metro Council

BEFORE THE METRO CONTRACT REVIEW BOARD

FOR THE PURPOSE OF AUTHORIZING AN EXEMPTION)	RESOLUTION NO. 98-2611
FROM THE COMPETITIVE BID PROCESS AND)	
AUTHORIZING ISSUANCE OF RFP #98R-5-REM FOR)	INTRODUCED BY:
THE REPLACEMENT OF COMPACTION SYSTEMS AT)	MIKE BURTON,
METRO SOUTH STATION)	EXECUTIVE OFFICER

WHEREAS, The compaction systems at Metro South Station are in need of replacement as described in the accompanying staff report; and

WHEREAS, Staff has prepared the request for proposals is attached as EXHIBIT "A"; and

WHEREAS, The use of this procurement process requires an exemption from the competitive bid process; and

WHEREAS, Metro Code Section 2.04.054 (c) authorizes the Metro Contract Review Board, where appropriate, to exempt a public contract from competitive bidding, subject to the requirements that the exemption will not encourage favoritism or substantially diminish competition for public contracts, and that such an exemption will result in substantial cost savings; and

WHEREAS, EXHIBIT "B" to this resolution contains findings which satisfy the requirements for such an exemption; and

WHEREAS, The resolution was submitted to the Executive Officer for consideration and was forwarded to the Contract Review Board for approval; now therefore,

BE IT RESOLVED,

1. That the Metro Contract Review Board adopts as findings the information and reasoning contained in EXHIBIT "B," made part of this resolution by reference, and concludes that:
 - a) It is unlikely that exempting the replacement of compaction systems at Metro South Station from the competitive bid process

will encourage favoritism in the awarding of public contracts or substantially diminish competition for public contracts; and

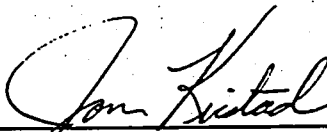
b) The exemption will result in substantial cost savings to Metro; and

Therefore, exempts the contract to be solicited through RFP #98R-5-REM from competitive bidding requirements.

2. That the Metro Council authorizes issuance of RFP #98-5-REM, attached as EXHIBIT "A".

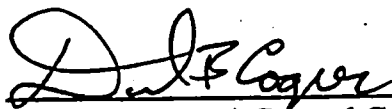
3. That the Metro Council, pursuant to Section 2.04.026(b) of the Metro Code, authorizes the Executive Officer to execute a contract with the most qualified proposer.

ADOPTED this 26th day of FEBRUARY, 1998.



Jon Kvistad, Presiding Officer

Approved as to Form:



Daniel B. Cooper, General Counsel

Agenda Item Number 9.1

**Ordinance No. 98-724, For the Purpose of Adopting the Annual Budget for Fiscal Year 1998-99,
Making Appropriations, Creating Funds, Levying Ad Valorem Taxes, Authorizing Interfund Loans, and
Declaring an Emergency**

Second Reading and Public Hearing

**Metro Council Meeting
Thursday, April 23, 1998
Council Chamber**

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ADOPTING THE)
ANNUAL BUDGET FOR FISCAL YEAR)
1998-99, MAKING APPROPRIATIONS,)
CREATING FUNDS, LEVYING AD)
VALOREM TAXES, AUTHORIZING)
INTERFUND LOANS, AND DECLARING AN)
EMERGENCY)

ORDINANCE NO. 98-724

Introduced by
Mike Burton, Executive Officer

WHEREAS, the Multnomah County Tax Supervising and Conservation Commission held its public hearing on the annual Metro budget for the fiscal year beginning July 1, 1998, and ending June 30, 1999; and

WHEREAS, recommendations from the Multnomah County Tax Supervising and Conservation Commission have been received by Metro (attached as Exhibit A and made a part of the Ordinance) and considered; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. The "Fiscal Year 1998-99 Metro Budget," in the total amount of THREE HUNDRED EIGHTY-NINE MILLION, NINTEY-NINE THOUSAND, FOUR HUNDRED SEVENTY-THREE (\$389,099,473) DOLLARS, attached hereto as Exhibit B, and the Schedule of Appropriations, attached hereto as Exhibit C, are hereby adopted.

2. The Metro Council does hereby levy ad valorem taxes, as provided in the budget adopted by Section 1 of this Ordinance, at the rate of \$0.0968 per thousand dollars of assessed value for Zoo operations and in the amount of NINETEEN MILLION TWO HUNDRED SIXTY-SEVEN THOUSAND THREE HUNDRED TWENTY-FIVE (\$19,267,325) DOLLARS for general obligation bond debt, said taxes to be levied upon taxable properties within the Metro District for the fiscal year 1998-99. The following allocation and categorization subject to the limits of Section 11b, Article XI of the Oregon Constitution constitute the above aggregate levy.

SUMMARY OF AD VALOREM TAX LEVY

	Subject to the General Government <u>Limitation</u>	Excluded from <u>the Limitation</u>
Zoo Tax Base	\$0.0968/\$1,000	
General Obligation Bond Levy		\$19,267,325

3. The Washington Park Parking Lot Fund is hereby created for the purpose of operating the parking lot at the Metro Washington Park Zoo. The sources of revenue for this fund shall be fees and other revenues attributable to the operations of the facility. In the event of the future elimination of this fund, remaining balances will be transferred to any successor fund or funds responsible for the operation of this facility, or as the Metro Council shall direct.

4. An interfund loan not to exceed ONE HUNDRED THOUSAND DOLLARS (\$100,000) is hereby authorized from the Zoo Operating Fund to the Washington Park Parking Lot Fund. The loan is anticipated to provide necessary cash flow for debt service payments on the Oregon Economic Development Department loan issued to fund parking lot renovation. The loan will be repaid in fiscal year 1999-2000 from the parking lot proceeds. Simple interest shall be paid on the loan amount from the date of draw based on Metro's monthly pooled investment yield as calculated by the Department of Administrative Services.

5. The MERC Renewal and Replacement Fund is hereby renamed the MERC Pooled Capital Fund. The purpose of the fund will be expanded to include non-general obligation bond funded capital projects as well as renewal and replacement needs for all MERC-operated facilities.

6. In accordance with Section 2.02.125 of the Metro Code, the Metro Council hereby authorizes personnel positions and expenditures in accordance with the Annual Budget adopted by Section 1 of this Ordinance, and hereby appropriates funds for the fiscal year beginning July 1, 1998, from the funds and for the purposes listed in the Schedule of Appropriations, Exhibit C.

7. Pursuant to Metro Code 2.04.026(b) the Council designated the contracts which have significant impact on Metro for FY 1998-99 and their designations as shown in Exhibit E, attached hereto.

8. The Executive Officer shall make the following filings as provided by ORS 294.555 and ORS 310.060:

- a. Multnomah County Assessor
 - 1) An original and one copy of the Notice of Levy marked Exhibit D, attached hereto and made a part of this Ordinance.
 - 2) Two copies of the budget document adopted by Section 1 of this Ordinance.
 - 3) A copy of the Notice of Publication required by ORS 294.421.
 - 4) Two copies of this Ordinance.

- b. Clackamas and Washington County Assessor and Clerk
 - 1) A copy of the Notice of Levy marked Exhibit D.
 - 2) A copy of the budget document adopted by Section 1 of this Ordinance.
 - 3) A copy of this Ordinance.
 - 4) A copy of the Notice of Publication required by ORS 294.421.

9. This Ordinance being necessary for the health, safety, or welfare of the Metro area, for the reason that the new fiscal year begins July 1, 1998, and Oregon Budget Law requires the adoption of a budget prior to the beginning of the fiscal year, an emergency is declared to exist and the Ordinance takes effect upon passage.

ADOPTED by the Metro Council on this _____ day of June, 1998.

Jon Kvistad, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

KR:rs

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STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 98-724 ADOPTING THE ANNUAL BUDGET FOR FISCAL YEAR 1998-99, MAKING APPROPRIATIONS, CREATING FUNDS, LEVYING AD VALOREM TAXES, AUTHORIZING INTERFUND LOANS, AND DECLARING AN EMERGENCY

Date: February 12, 1998

Presented by: Mike Burton
Executive Officer

FACTUAL BACKGROUND AND ANALYSIS

I am forwarding to the Council for consideration and approval my proposed budget for Fiscal Year 1998-99.

Council action, through Ordinance No. 98-724, is the next step in the process for the adoption of Metro's operating financial plan for the forthcoming fiscal year. Final action by the Council to adopt this plan must be completed by June 30, 1998.

Oregon Revised Statutes 294.635, Oregon Budget Law, requires that Metro prepare and submit Metro's approved budget to the Tax Supervising and Conservation Commission by May 15, 1998. The Commission will conduct a hearing during June 1998 for the purpose of receiving information from the public regarding the Council's approved budget. Following the hearing, the Commission will certify the budget to the Council for adoption and may provide recommendations to the Council regarding any aspect of the budget.

Once the budget plan for Fiscal Year 1998-99 is adopted by the Council, the number of funds and their total dollar amount and the maximum tax levy cannot be amended without review and certification by the Tax Supervising and Conservation Commission. Adjustments, if any, by the Council to increase the level of expenditures in a fund are limited to no more than 10 percent of the total value of any fund's appropriations in the period between Council approval and adoption.

Exhibits B and C of the Ordinance will be available at the public hearing on February 19, 1998.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends that the Council conduct a public hearing on Ordinance No. 98-724. The Executive Officer recommends that the Council schedule consideration of the proposed budget and necessary actions to meet the key dates as set out in Oregon Budget Law described above.

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Agenda Item Number 9.2

Ordinance No. 98-726, For the Purpose of Changing the Name of the Metro Washington Park Zoo.

Second Reading and Public Hearing

**Metro Council Meeting
Thursday, April 23, 1998
Council Chamber**

BEFORE THE METRO COUNCIL

AN ORDINANCE FOR THE PURPOSE) ORDINANCE NO. 98-726
OF CHANGING THE NAME OF)
METRO WASHINGTON PARK ZOO) Introduced by Mike Burton
TO OREGON ZOO) Executive Officer

WHEREAS, Metro Washington Park Zoo is an important community asset that receives visitors from all over the region and beyond; and

WHEREAS, the Zoo is currently constructing a major capital improvement approved by the voters in September, 1996, which showcases native animals from the Oregon region; and

WHEREAS, the Zoo seeks to expand its attendance base to include the growing number of tourists from outside the local area; and

WHEREAS, the current name, Metro Washington Park Zoo, is long and confusing as to the zoo's location;

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. The official name of the zoo, formerly Metro Washington Park Zoo, be changed to Oregon Zoo, effective April 1, 1998.
2. Metro Code Section 2.16.030 - Facility Names (a) is amended to read:

"2.16.030 Facility Names

- (a) The following are the names and addresses of the facilities owned by Metro:
- Oregon Convention Center, 777 NE Martin Luther King Blvd., Portland, Oregon
 - Metro Central Transfer Station, 6161 NW 61st Avenue, Portland, Oregon
 - Metro Regional Center, 600 NE Grand Avenue, Portland, Oregon
 - Metro South Transfer Station, 2001 Washington St., Oregon City, Oregon
 - ~~Metro Washington Park~~ Oregon Zoo, 4001 SW Canyon Rd., Portland, Oregon

(Ordinance No. 94-576A, Sec. 1.)"

3. Title IV of the Metro Code is amended to read:

"TITLE IV

~~METRO WASHINGTON PARK~~ OREGON ZOO

CHAPTERS

TITLE

4.01

~~Metro Washington Park~~ Oregon Zoo Regulations"

4. Chapter 4.01 of the Metro Code is amended to read:

"CHAPTER 4.01

~~METRO WASHINGTON PARK~~ OREGON ZOO REGULATIONS"

5. Metro Code Section 4.01.020 - Definitions is amended to read:

"4.01.020 Definitions

For the purposes of this chapter unless the context requires otherwise the following terms shall have the meaning indicated:

(a) "Director" or "Zoo Director" means the director of the ~~Metro Washington Park Zoo~~, and also includes such subordinate employees of the zoo or other Metro employees to the extent the zoo director or executive officer has delegated specific duties in writing.

(b) "Parking lot" means that portion of the zoo outside of the premises including the paved parking lot area adjacent to the zoo leased from the City of Portland, but not the public right-of-way located therein, and also includes the adjacent sidewalks, landscaped areas, and plaza outside of the zoo gates.

(c) "Premises" means the property, buildings, and grounds within the perimeter fence surrounding the zoo, the admission and exit gates, all zoo buildings including but not limited to the administrative, commissary, haybarn, and shop buildings, the employee parking lot, the zoo vehicular storage area, and the Zoo Railroad right-of-way from the zoo to, and including, the Metro Washington Park Station.

(d) "Public" means any person other than a zoo employee.

(e) "Special event" means any event or occasion held on the premises other than during normal operating hours as specifically authorized by the zoo director and executive officer.

(f) "Zoo" means the ~~Metro Washington Park~~ Oregon Zoo and includes the parking lot and the premises.

(g) "Zoo employee" means any paid employees of the ~~Metro Washington Park Zoo~~, any other paid employees of Metro performing tasks or functions at the zoo at the request or direction of either the zoo director, the Metro Council, or the executive officer, volunteers performing functions and duties assigned or authorized by the zoo director, and any contractors or agents of the zoo carrying out their duties or obligations to the zoo.

(h) "Zoo Railroad" means the equipment, rails, and right-of-way extending from within the zoo premises through the City of Portland park adjacent to the zoo to a location near the Rose Test Gardens, also known as the Washington Park and Zoo Railway.

(Ordinance No. 92-412A, Sec. 2)"

6. Metro Code Section 4.01.050 - Admission Fees and Policies is amended to read:

"4.01.050 Admission Fees and Policies

(a) Regular Fees

(1) Definitions

(A) An Education Discount is offered to groups of students in a state accredited elementary, middle, junior, or high school, or pre-school/daycare center. Qualifications for education discount include a minimum of one chaperon, 18 years of age or older, for every five students of high school age or under; registration for a specific date at least two weeks in advance; and the purchase of curriculum materials offered by the zoo, or submission of a copy of the lesson plan that will be used on the day of the visit.

(B) The Group Discount is defined as any group of 25 or more (including school groups that have not met the advance registration and curriculum requirements for the education discount; groups of students not accompanied by a minimum of one chaperon for every five students shall not qualify for the group discount).

(2) Fee Schedule

Adult (12 years and over)	\$5.50
Youth (3 years through 11 years)	\$3.50

Child (2 years and younger)	free
Senior Citizen (65 years and over)	\$4.00
Education Groups (per student)	\$2.50
Chaperons 18 years or older admitted with education groups (maximum of one per five students)	free
Additional chaperons 18 years or older in excess of one per five students will receive the group discount adult rate (20 percent discount)	\$4.40
Groups other than education groups 25 or more per group	20 percent discount from appropriate fee listed above

(b) Free and Reduced Admission Passes

- (1) Free and reduced admission passes may be issued by the director in accordance with this chapter.
- (2) A free admission pass will entitle the holder only to enter the zoo without paying an admission fee.
- (3) A reduced admission pass will entitle the holder only to enter the zoo by paying a reduced admission fee.
- (4) The reduction granted in admission, by use of a reduced admission pass (other than free admission passes), shall not exceed 20 percent.
- (5) Free or reduced admission passes may be issued to the following groups or individuals and shall be administered as follows:
 - (A) Metro employees shall be entitled to free admission upon presentation of a current Metro employee identification card.
 - (B) Metro councilors and the Metro executive officer shall be entitled to free admission.

- (C) Free admission passes in the form of volunteer identification cards may, at the director's discretion, be issued to persons who perform volunteer work at the zoo. Cards shall bear the name of the volunteer, shall be signed by the director, shall be non-transferrable, and shall terminate at the end of each calendar year or upon termination of volunteer duty, whichever date occurs first. New identification cards may be issued at the beginning of each new calendar year for active zoo volunteers.
- (D) Reduced admission passes may be issued to members of any organization approved by the council, the main purpose of which is to support the ~~Metro Washington Park Zoo~~. Such passes shall bear the name of the passholder, shall be signed by an authorized representative of the organization, shall be non-transferrable, and shall terminate not more than one year from the date of issuance.
- (E) Other free or reduced admission passes may, with the approval of the director, be issued to other individuals who are working on educational projects or projects valuable to the zoo. Such passes shall bear an expiration date not to exceed three months from the date of issuance, shall bear the name of the passholder, shall be signed by the director and shall be non-transferrable.

(c) Special Admission Days

- (1) Special admission days are days when the rates established by this Code are reduced or eliminated for a designated group or groups. Six special admission days may be allowed, at the discretion of the director, during each calendar year.
- (2) Three additional special admission days may be allowed each year by the director for designated groups. Any additional special admission days designated under this subsection must be approved by the executive officer.

(d) Special Free Hours. Admission to the zoo shall be free for all persons from 3:00 p.m. until closing on the second Tuesday of each month.

(e) Commercial Ventures. Proposed commercial or fund-raising ventures with private profit or nonprofit entities involving admission to the zoo must be authorized in advance by the executive officer. The executive officer may approve variances to the admission fees to facilitate such ventures.

(f) Special Events. The zoo, or portions thereof, may be utilized for special events designed to enhance zoo revenues during hours that the zoo is not normally open to the public. The number, nature of, and admission fees for such events shall be subject to the approval of the executive officer.

(Ordinance No. 92-412A, Sec. 2. Amended by Ordinance No. 93-505; Sec. 1; Ordinance No. 94-568)”

7. Metro Code Section 4.01.110 - Allocations of Zoo Tax Base is amended to read:

“4.01.110 Allocation of Zoo Tax Base

(a) Upon approval of a tax base submitted on May 15, 1990, to the voters of the Metropolitan Service District, the council shall allocate the entire amount of the tax base to the operation and maintenance of the ~~Metro Washington Park Zoo~~. The allocation shall continue until the voters of the district approve a new tax base or the district ceases to operate and maintain the zoo.

(b) Any constitutionally authorized increase in the tax base approved by the voters on May 15, 1990, subsequently levied by the council shall be used exclusively to operate and maintain the ~~Metro Washington Park Zoo~~.

(Ordinance No. 90-329, Section 6)”

ADOPTED by the Metro Council this _____ day of _____, 1998.

Jon Kvistad, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 98-726 FOR THE PURPOSE OF CHANGING THE NAME OF THE ZOO FROM METRO WASHINGTON PARK ZOO TO OREGON ZOO

Date: February 13, 1998

Presented by: Kathy Kiaunis

FACTUAL BACKGROUND AND ANALYSIS

The Zoo seeks a new name in conjunction with the opening of the first phase of the Oregon Exhibit this fall.

The Zoo was named Washington Park Zoo in October, 1976, after a public naming contest. In the late 1980's, the official name of the Zoo became Metro Washington Park Zoo.

The current name is only recognizable to local residents, and is confusing to people outside of the area. A shorter, more descriptive name for the zoo is desired, to better identify the zoo and its location to tourists and potential visitors to the zoo.

The recommended name, Oregon Zoo, is thought to better identify the zoo, is shorter, and reflects the zoo's importance as a regional facility. It is hoped that the new name will also give the zoo a greater appeal for broader fundraising efforts.

The proposed name, along with two others, Zoo Oregon, and Oregon Metro Zoo, were tested with 375 people during January and February. 275 of the surveys were conducted on zoo grounds, and 100 surveys were conducted using a random digit telephone survey.

Both on-grounds and in the telephone survey, respondents preferred Oregon Zoo to the other two names. Oregon Zoo was the favorite name by a 2-to-1 ratio in the phone survey, with 50% of the vote for those indicating a preference. In the on-grounds survey, Oregon Zoo received 45% of the vote, compared to 28% for the second choice.

Implementation of the name change would occur gradually over the next several months, with changes in printed materials, etc., as they needed replacement. A new sign for the new front entrance would be developed with the new name. The "official" unveiling of the new name would occur at the opening of the new entrance. Notification to necessary entities would occur over the next several months, as well.

REGIONAL FACILITIES COMMITTEE REPORT
**CONSIDERATION OF ORDINANCE NO. 98-726, FOR THE PURPOSE OF
CHANGING THE NAME OF THE METRO WASHINGTON PARK ZOO TO
OREGON ZOO.**

Date: April 10, 1998

Presented by: Councilor McCaig

Committee Action: At its April 10, 1998 meeting, the Regional Facilities Committee unanimously recommended Council adoption of Ordinance 98-726. Voting in favor: Councilors McCaig, Naito and McFarland.

Council Issues/Discussion: Kathy Kiaunis, Deputy Zoo Director, made the staff presentation. She said that the Zoo is seeking a new name to coincide with the opening of the Oregon Exhibit in September. The Zoo is seeking a name that is shorter and that better reflects its regional nature. A more appropriate name can also help in fundraising efforts.

Three different names were tested in market research via random telephone dialing and direct polling with zoo visitors. These names were Oregon Zoo, Zoo Oregon and Oregon Metro Zoo. Oregon Zoo won by a large margin.

Chair McFarland opened a public hearing, and Aleta Woodruff testified. She said that there were likely to be many people who have lived in Portland long enough to remember the Washington Park part of the name, before Metro was attached. She felt that those people would not likely favor the proposed change, and wanted more time allowed for public comment.

Ms. Kiaunis said that enough lead time needs to be built in to allow the zoo to change signage, merchandise labeling and logo. Mr. Burton stated that considerable public notice has been given through various media already.

The committee felt that some additional time for public input was warranted. The chair directed staff to seek an alternative Council approval date, and notify the public that the council was seeking further public comment.

Agenda Item Number 9.3

Ordinance No. 98-736, For the Purpose of Granting a Yard Debris Processing Facility License to Best Buy in Town, Inc. to Operate a Yard Debris Reload Facility. .

Second Reading

**Metro Council Meeting
Thursday April 23, 1998
Council Chamber**

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF GRANTING A YARD) ORDINANCE NO. 98-736
DEBRIS RELOAD FACILITY LICENSE TO)
BEST BUY IN TOWN, INC. TO OPERATE)
A YARD DEBRIS RELOAD FACILITY) Introduced by Mike Burton,
Executive Officer

WHEREAS, Section 5.01.230 of the Metro Code requires an owner or operator of a yard debris reload facility to be licensed by Metro; and

WHEREAS, Metro Code Section 5.01.060(a) requires applications for a license to be filed on forms provided by the Executive Officer, and specifies that licenses are subject to approval by the Council; and

WHEREAS, Best Buy In Town, Inc. has submitted a yard debris reload facility license application to operate its existing yard debris reload facility in Hillsboro, Oregon as specified in Metro Code Section 5.01.060(c)(2), and

WHEREAS, the Metro Code Chapter 5.01.230 to 5.01.380 sets forth provisions relating to the licensing of yard debris reload facilities; and

WHEREAS, based on information submitted by Best Buy In Town, Inc., specified in the Staff Report or otherwise submitted, the Executive Officer has found that the facility is in compliance with applicable provisions and standards of the Metro Code related to the licensing of yard debris reload facilities; and

WHEREAS, the purpose of the licensing agreement is to protect the health, safety and welfare of Metro area residents; and

WHEREAS, The Executive Officer recommends that the Council grant the attached license to Best Buy In Town, Inc.; now therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. The Council authorizes the Executive Officer to enter into the attached licensing agreement for a yard debris reload facility.

ADOPTED by the Metro Council this _____ day of _____ 1998.

Jon Kvistad, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

EXHIBIT A

YARD DEBRIS RELOAD FACILITY LICENSE

issued by

METRO

600 N.E. Grand Avenue
Portland, Oregon 97232-2736
(503) 797-1700

LICENSE NUMBER: YD-09-98

DATE ISSUED: (see Section 2)

AMENDMENT DATE: N/A

EXPIRATION DATE: _____

ISSUED TO: BEST BUY IN TOWN, INC.

NAME OF FACILITY: BEST BUY IN TOWN, INC.

ADDRESS: 21600 AMBERWOOD DRIVE

CITY, STATE, ZIP: HILLSBORO, OR 97124

LEGAL DESCRIPTION: (see attached application)

NAME OF OPERATOR: BEST BUY IN TOWN, INC.

PERSON IN CHARGE: TIMOTHY PERRI, PRESIDENT

ADDRESS: 4975 SW 65TH

CITY, STATE, ZIP: PORTLAND, OR 97221

TELEPHONE NUMBER: (503) 645-6665

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LICENSE AGREEMENT

This License is issued by Metro, a municipal corporation organized under the Constitution of the State of Oregon and the 1992 Metro Charter ("Metro"), to Best Buy In Town, Inc. ("Licensee").

In recognition of the promises made by Licensee as specified herein, Metro issues this License, subject to the following terms and conditions:

1. DEFINITIONS

The definitions in Metro Code Section 5.01.010 shall apply to this License, as well as the following definitions. Defined terms are capitalized when used.

"Composting" means the controlled biological decomposition of organic materials through microbial activity which occurs in the presence of free oxygen. Composting does not include the stockpiling of organic material.

"Facility" means the site where one or more activities that the Licensee is authorized to conduct occur.

"Hazardous Waste" has the meaning specified in ORS 466.005.

"Prohibited Wastes" has the meaning set forth in Section 5.2 of this License.

2. TERM OF LICENSE

This License is issued for a term of five years from the date signed by Metro and the Licensee, following approval by the Metro Council.

3. LOCATION OF FACILITY

The licensed Facility is located at 21600 NW Amberwood Drive, Hillsboro, Oregon.

4. OPERATOR AND OWNER OF FACILITY AND PROPERTY

4.1 The owner of the facility is Timothy Perri.

4.2 The owners of the property underlying the Facility are Anne Perri and Timothy Perri. Licensee warrants that owner has consented to Licensee's use of the property as described in this License.

4.3 The operator of the Facility is Best Buy In Town, Inc. Licensee may contract with another person or entity to operate the Facility only upon ninety (90) days prior written notice to Metro and the written approval of the Executive Officer.

5. AUTHORIZED AND PROHIBITED ACTIVITIES AND WASTES

5.1 Subject to the following conditions, Licensee is authorized to operate and maintain a yard debris reload facility.

5.1.1 Licensee shall accept only yard debris, landscape waste, clean wood wastes (e.g., untreated lumber, wood pallets). No other wastes shall be accepted at the Facility unless specifically authorized in writing by Metro.

5.2 Prohibited Wastes

5.2.1 Licensee is prohibited from receiving, processing or disposing of any solid waste not authorized in this License.

5.2.2 Licensee shall not accept Hazardous Waste. Any Hazardous Waste inadvertently received shall be handled, stored, and removed pursuant to state and federal regulations.

6. MONITORING AND REPORTING REQUIREMENTS

6.1 Licensee shall monitor facility operation and maintain accurate records of the following:

6.1.1 Amount of feedstock received at the facility.

6.1.2 Records of any special occurrences encountered during operation and methods used to resolve problems arising from these events, including details of all incidents that required implementing emergency procedures.

6.1.3 Records of any public nuisance complaints (e.g., noise, dust, vibrations, litter) received by the operator, including:

(a) The nature of the complaint;

(b) The date the complaint was received;

(c) The name, address, and telephone number of the person or persons making the complaint; and

(d) Any actions taken by the operator in response to the complaint.

6.1.4 For every odor complaint received, the licensee shall record the date, time, and nature of any action taken in response to an odor complaint, and record such information within one business day after receiving the complaint. Records of such information shall be made available to Metro and local governments upon request.

6.2 Records required under this section shall be reported to Metro no later than thirty (30) days following the end of each quarter. The report shall be signed and certified as accurate by an authorized representative of Licensee.

- 6.3 The licensee shall submit to Metro pertinent duplicate copies of regulatory information submitted to the DEQ and local jurisdictions pertaining to the facility, within 30 days at the same time of submittal to DEQ and/or a local jurisdiction.

7. DESIGN AND OPERATIONAL REQUIREMENTS

- 7.1 Activities shall be conducted in accordance with the Metro approved facility design plan, operations plan and odor minimization plan submitted as part of the License Application. In addition:

7.1.1 To control odor and dust the Licensee shall:

- (a) Install dust control and odor systems whenever excessive dust and odor occur, or at the direction of Metro. Alternative dust and odor control measures may be established by the Licensee with Metro approval.
- (b) Take specific measures to control odors in order to avoid or prevent any violation of this License, which measures include (but are not limited to) adherence to the contents of the odor minimization plan.

7.1.2 With respect to vector control, the Licensee shall manage the Facility in a manner that is not conducive to infestation of rodents or insects. If rodent or insect activity becomes apparent, Licensee shall initiate and implement additional vector control measures.

- 7.2 The Licensee shall provide an operating staff which is qualified to perform the functions required by this License and to otherwise ensure compliance with the conditions of this License.

- 7.3 All facility activities shall be conducted consistent with applicable provisions in Metro Code Chapter 5.01: Additional Provisions Relating to the Licensing of Yard Debris Processing Facilities (Sections 5.01.230 - 5.01.380). Licensee may modify such procedures. All proposed modifications to facility plans and procedures shall be submitted to the Metro Regional Environmental Management Department for review and approval. The Executive Officer shall have 10 business days from receipt of proposed modifications to object to such modifications. If the Executive Officer does not object, such modifications shall be considered approved following the 10-day period. Licensee may implement proposed modifications to Facility plans and procedures on a conditional basis pending Metro review and notice from Metro that such changes are not acceptable.

- 7.4 Licensee shall remove yard debris from the Facility as frequently as possible so as to not create nuisance conditions.

8. FACILITY CLOSURE

- 8.1 In the event of closure of the facility, all yard debris, composting material, end-product, and other solid wastes must be removed from the facility within 180 days following the commencement of closure.

- 8.2 Licensee shall close the facility in a manner which eliminates the release of landscape waste, landscape waste leachate, and composting constituents to the groundwater or surface waters or to the atmosphere to the extent necessary to prevent threats to human health or the environment.
- 8.3 Within 30 days of completion of closure, Licensee shall file a report with Metro verifying that closure was completed in accordance with this section.

9. ANNUAL LICENSE FEE

Licensee shall pay an annual license fee of \$300, as established under Metro Code Section 5.01.320. The fee shall be delivered to Metro within thirty (30) days of the effective date of this License and on the same date for each year thereafter. Metro reserves the right to change its license fees at any time, by action of the Metro Council, to reflect license system oversight and enforcement costs.

10. INSURANCE

- 10.1 Licensee shall purchase and maintain the following types of insurance, covering Licensee, its employees, and agents:
- (a) Broad form comprehensive general liability insurance covering personal injury, property damage, and personal injury with automatic coverage for premises, operations, and product liability. The policy must be endorsed with contractual liability coverage; and
 - (b) Automobile bodily injury and property damage liability insurance.
- 10.2 Insurance coverage shall be a minimum of \$500,000 per occurrence, \$100,000 per person, and \$50,000 property damage. If coverage is written with an annual aggregate limit, the aggregate limit shall not be less than \$1,000,000.
- 10.3 Metro, its elected officials, departments, employees, and agents shall be named as **ADDITIONAL INSURED**S. Notice of any material change or policy cancellation shall be provided to Metro thirty (30) days prior to the change or cancellation.
- 10.4 Licensee, its contractors, if any, and all employers working under this License are subject employers under the Oregon Workers' Compensation Law and shall comply with ORS 656.017, which requires them to provide Workers' Compensation coverage for all their subject workers. Licensee shall provide Metro with certification of Workers' Compensation insurance including employer's liability.

11. INDEMNIFICATION

Licensee shall indemnify and hold Metro, its agents, employees, and elected officials harmless from any and all claims, demands, damages, actions, losses and expenses, including attorney's fees, arising out of or in any way connected with licensee's performance under the license, including patent infringement and any claims or disputes involving subcontractors. Licensee shall not assume liability for any negligent or intentionally wrongful act of Metro, its officers, agents or employees.

12. COMPLIANCE WITH LAW

Licensee shall fully comply with all federal, state, regional and local laws, rules, regulations, ordinances, orders and permits pertaining in any manner to this License, including all applicable Metro Code provisions whether or not those provisions have been specifically mentioned or cited herein. All conditions imposed on the operation of the Facility by federal, state or local governments or agencies having jurisdiction over the Facility are part of this License by reference as if specifically set forth herein. Such conditions and permits include those attached as exhibits to this License, as well as any existing at the time of issuance of this License and not attached, and permits or conditions issued or modified during the term of this License.

13. METRO ACCESS TO FACILITY

Authorized representatives of Metro shall be permitted access to the premises of the Facility at all reasonable times for the purpose of making inspections and carrying out other necessary functions related to this License. Access to inspect is authorized during all business hours.

14. DISPOSAL RATES AND FEES

- 14.1 The rates charged at licensed facilities are exempt from Metro rate setting.
- 14.2 Licensee is exempted from collecting and remitting Metro fees on waste received at the Facility. Licensee is fully responsible for paying all costs associated with disposal of residual material generated at the facility, including all Metro fees and taxes. A licensee shall obtain a non-system license prior to disposal of residuals at any facility not designated by Metro.
- 14.3 Licensee shall adhere to the following conditions with regard to disposal rates charged at the facility:
 - (a) A licensee may modify rates to be charged on a continuing basis as market demands may dictate. Rate schedules should be provided to Metro on a regular basis, and shall be provided to Metro on request.
 - (b) Public rates charged at the facility shall be posted on a sign near where fees are collected. Rates and disposal classifications established by a licensee shall be reasonable and nondiscriminatory.

15. GENERAL CONDITIONS

- 15.1 Licensee shall be responsible for ensuring that its contractors and agents operate in compliance with the terms and conditions of the license.
- 15.2 This License shall not vest any right or privilege in the licensee to receive specific quantities of yard debris during the term of the license.
- 15.3 The power and right to regulate, in the public interest, the exercise of the privileges granted by a license shall at all times be vested in Metro. Metro reserves the right to establish or amend rules, regulations or standards regarding matters within Metro's authority, and to enforce all such legal requirements against licensee.
- 15.4 This License may not be transferred or assigned without the prior written approval of Metro, which will not be unreasonably withheld.
- 15.5 To be effective, a waiver of any term or condition of a license must be in writing, signed by the executive officer. Waiver of a term or condition of a license shall not waive nor prejudice Metro's right otherwise to require performance of the same term or condition or any other term or condition.
- 15.6 This License shall be construed, applied, and enforced in accordance with the laws of the State of Oregon and all pertinent provisions in the Metro Code.
- 15.7 If any provision of a license is determined by a court of competent jurisdiction to be invalid, illegal, or unenforceable in any respect, the validity of the remaining provisions contained in the license shall not be affected.

16. REVOCATION

Suspension, modification or revocation of this License shall be as specified herein and in the Metro Code.

17. MODIFICATION

- 17.1 At any time during the life of this License, either the Executive Officer or the Licensee may propose amendments or modifications to this License. Except as specified in the Metro Code, no amendment or modification shall be effective unless it is in writing, approved by the Metro Council, and executed by the Licensee and the Executive Officer.
- 17.2 The Executive Officer shall review the License annually, consistent with Section 6 of this License, in order to determine whether the License should be changed and whether a recommendation to that effect needs to be made to the Metro Council. While not exclusive, the following criteria and factors may be used by the Executive Officer in making a determination whether to conduct more than one review in a given year:
 - a) Licensee's compliance history;
 - b) Changes in waste volume, waste composition, or operations at the Facility;

- c) Changes in local, state, or federal laws or regulations that should be specifically incorporated into this License;
- d) A significant release into the environment from the Facility;
- e) A significant change or changes to the approved site development plan and/or conceptual design; or
- f) Any change in ownership that Metro finds material or significant.
- g) Community requests for mitigation of impacts to adjacent property resulting from Facility operations.

18. NOTICES

18.1 All notices required to be given to the Licensee under this License shall be delivered to:

Timothy Perri, President
 Best Buy In Town, Inc.
 4975 SW 65th
 Portland, OR 97221

18.2 All notices required to be given to Metro under this License shall be delivered to:

Bill Metzler, Licensing Program Administrator (Yard Debris Facilities)
 Metro Regional Environmental Management Department
 600 NE Grand Avenue
 Portland, OR 97232-2736

18.3 Notices shall be in writing, effective when delivered, or if mailed, effective on the second day after mailed, postage prepaid, to the address for the party stated in this License, or to such other address as a party may specify by notice to the other.

BEST BUY IN TOWN, INC.

METRO

 Facility Owner or
 Owner's Representative

 Mike Burton, Executive Officer
 Metro

 Date

 Date

BM:

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EXECUTIVE SUMMARY

ORDINANCE 98-736 GRANTING A YARD DEBRIS RELOAD FACILITY LICENSE TO BEST BUY IN TOWN, INC.

PROPOSED ACTION

- Grants a yard debris reload facility license to Best Buy In Town, Inc. to operate its existing yard debris reload facility located in Hillsboro, Oregon.

WHY NECESSARY

- Metro Code Section 5.01.230 requires an owner or operator of a yard debris reload facility to be licensed by Metro.
- The terms of the license will be to protect public health, safety, and welfare. The facility will continue to assist the region in accomplishing the goals and objectives of the Regional Solid Waste Management Plan.

DESCRIPTION

- The facility accepts loads of yard debris from commercial and residential sources. The facility is open to the public.
- Yard debris is accepted at the facility for load consolidation and transport to a composting operation (Beaver Bark) located in Scappoose, Oregon. Yard debris is not composted on-site.
- The facility accepts approximately 45,000 cubic yards of yard debris per year for reload and transport for off-site processing.
- Best Buy In Town, Inc. meets all applicable Metro Code requirements for yard debris reload facilities and is eligible for a yard debris reload facility license.

ISSUES/CONCERNS

- Staff is not aware of any outstanding issues or concerns with this facility.

BUDGET/FINANCIAL IMPACTS

- There will be a slight increase in revenues from the annual license fee of \$300 per year paid by the licensee. Current staffing levels are expected to be adequate to handle any technical assistance or enforcement requirements that might arise from licensing this facility.

REGIONAL ENVIRONMENTAL MANAGEMENT COMMITTEE REPORT

CONSIDERATION OF ORDINANCE NO. 98-736, FOR THE PURPOSE OF GRANTING A YARD DEBRIS PROCESSING FACILITY LICENSE TO BEST BUY IN TOWN, INC. TO OPERATE A YARD DEBRIS RELOAD FACILITY

Date: April 21, 1998

Presented by: Councilor Washington

Committee Recommendation: At its April 21 meeting, the Committee considered Ordinance No. 98-736 and voted 2-0 to send the resolution to the Council with a do pass recommendation. Voting in favor: Councilor McFarland and Chair Morissette. Councilor Washington was absent.

Background At the request of the region's local governments, Metro has developed and is in the process of implementing a licensing program for yard debris facilities. The purpose of the program is to provide a uniform set of regional regulatory standards that must be met by a facility. These standards include facility design, operations and odor minimization.

Committee Issues/Discussion: Bill Metzler, Yard Debris Facility Licensing Administrator, presented the staff report. He noted that the proposed ordinance would authorize a license for an existing yard debris reload facility operated by Best Buy in Town near Hillsboro. The facility receives about 45,000 cubic yards of commercial and residential yard debris annually. The material is loaded into trucks and transported to a composting facility in Scappoose.

Councilor McFarland asked whether the proposed regulatory code rewrite would apply retroactively to this facility. Metzler responded that the basic yard debris licensing requirements in the existing code would not be altered by the code rewrite.

STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 98-736 FOR THE PURPOSE OF GRANTING A YARD DEBRIS RELOAD FACILITY LICENSE TO BEST BUY IN TOWN, INC. TO OPERATE A YARD DEBRIS RELOAD FACILITY

Date: March 4, 1998

Presented by: Bruce Warner
Bill Metzler

INTRODUCTION

The purpose of this report is to provide the information necessary for the Metro Council to act on the recommendation that Best Buy In Town, Inc. be awarded a license to operate a yard debris reload facility located in Hillsboro, Oregon. The license agreement is attached to Ordinance No. 98-736 as Exhibit A.

This report is divided into four main parts as follows: (a) a description of the facility and other relevant applicant information; (b) list of submittals; (c) staff analysis of the application and whether the facility meets the standards as specified in Metro Code in order to be awarded a license; and (d) staff's recommendations and any specific conditions to be contained in the license agreement.

The purpose of the licensing program is to ensure that yard debris reload facilities are designed and operated in a manner that minimizes nuisance impacts on surrounding communities and businesses.

Key Findings and Recommendations Include:

- Yard debris reload facilities are licensed by the Metro Council if they submit the required plans and show compliance with applicable provisions in Metro Code Chapter 5.01 Additional Provisions Relating to the Licensing of Yard Debris Processing Facilities and Yard Debris Reload Facilities (Sections 5.01.230 - 5.01.380).
- Staff has reviewed all required submittals and has determined that Best Buy In Town, Inc. meets the requirements of the Metro Code related to licensing yard debris reload facilities.
- The terms of the license will protect public health and safety, and maintain consistency with the Regional Solid Waste Management Plan. The Metro licensing program includes problem resolution through intergovernmental cooperation, technical assistance and enforcement measures.

I. FACILITY AND APPLICANT INFORMATION

Location:

- Facility address: 21600 NW Amberwood Drive, Hillsboro, Oregon 97124
- Zoning and Permitting:
 - The site is zoned Industrial.
 - A conditional use permit is not required by the City of Hillsboro.

General Facility Description:

- The site is used for a privately owned business that will serve the general public. Yard debris is accepted at the facility (yard debris depot/drop-off center) for load consolidation and transport to a composting operation (Beaver Bark) located in Scappoose Oregon. Yard debris is not composted on-site.
- The facility accepts approximately 45,000 cubic yards of yard debris per year for reload and transport for off-site processing.

Completeness and Sufficiency of Application

Applicants for yard debris reload facility licenses are required to complete the application form and provide additional information as requested. The license application form and other material required to process the license were submitted and has been determined to be complete and adequate.

II. LIST OF SUBMITTALS / STAFF REPORT ATTACHMENTS

Attachment 1 - Site Context / Location Map/Air Photo

Attachment 2 - Application for a Yard Debris Reload Facility License, prepared by Timothy Perri, President.

III. ANALYSIS OF LICENSE APPLICATION

A license will be granted if the Metro Council finds that the applicant complies with Metro Code Chapter 5.01 - *Solid Waste Facility Regulation* and the specific standards set forth in Additional Provisions Relating to the Licensing of Yard Debris Processing Facilities and Yard Debris Reload Facilities (Sections 5.01.230 - 5.01.380).

Staff have reviewed the license application and other supporting documentation, and have found that the facility meets all applicable Metro Code requirements and is eligible for a yard debris reload facility license.

In addition, staff offers the following summary regarding the application, which are contained in three main parts:

1. **FACILITY DESIGN** (corresponds to Metro Code Section 5.01.260 - General Yard Debris Facility Design Requirements & Design Plan).

The facility design requirements are intended to ensure that the facility is designed and constructed in a safe and suitable manner that can support the of operations and the quantity of material that the applicant is proposing to accept.

Staff has found that this facility is designed and constructed in a manner suitable for maintenance and reloading operations. The facility meets the requirements for effective barriers to unauthorized entry, all-weather access roads, and has sufficient storage capacity to handle incoming volumes of yard debris.

Comments:

- The applicant's completed license application and submittals constitute the Design Plan, and meet all applicable Metro Code requirements for Section 5.01.260 - General Yard Debris Facility Design Requirements & Design Plans.

2. **OPERATIONAL PLAN** (corresponds to Metro Code Section 5.01.270 - General Operating Requirements for Yard Debris Facilities and Section 5.01.280 - Yard Debris Processing Operations Plan).

The purpose of the operational plan requirements is to ensure that the facility is operated in a manner that minimizes nuisance impacts on surrounding communities and businesses, while protecting public health and safety.

Staff have found that this facility is operated in a manner that meets Metro Code operational requirements and that the operating plan submitted as part of the license application, sufficiently addresses management and monitoring procedures for yard debris reload facilities.

Comments:

- The applicant's completed license application and submittals constitutes the Operations Plan, and meets all applicable Metro Code requirements for Section 5.01.270 - General Operating Requirements for Yard Debris Facilities and Section 5.01.280 - General Yard Debris Facility Design Requirements & Design Plans.

3. **ODOR MINIMIZATION PLAN** (corresponds to Metro Code Section 5.01.290 - Yard Debris Facility Odor Minimization Plan).

The Metro Code Odor Minimization Plan requirement is designed to ensure that the facility is operated in a manner that minimizes and mitigates odor impacts on surrounding communities and businesses.

Staff has found that this facility is operated in a manner that meets the applicable Metro Code requirements and has submitted an odor minimization plan as part of the license application. The odor minimization plan sufficiently addresses all odor management and monitoring procedures.

Comments:

- The applicant's completed license application and submittals constitutes the Odor Minimization Plan, and meets all applicable Metro Code requirements for Section 5.01.290 - Yard Debris Facility Odor Minimization Plans.

IV. CONCLUSIONS

Staff has reviewed all required submittals and have determined that Best Buy In Town, Inc. meets the requirements of the Metro Code related to licensing yard debris reload facilities.

The license agreement ensures that the facility will operate in accordance with the purpose of Metro's licensing program to protect public health and safety and maintain consistency with the Regional Solid Waste Management Plan. The Metro licensing program includes problem resolution through intergovernmental cooperation, technical assistance, and enforcement measures.

V. BUDGET IMPACTS

There will be a slight increase in revenues from the annual license fee paid by the licensee of \$300 per year. Current staffing levels are expected to be adequate to handle any technical assistance or enforcement requirements that might arise from licensing this facility.

VI. STAFF RECOMMENDATION

Based upon the preceding analysis, it is the opinion of staff that Best Buy In Town, Inc. should be granted a yard debris reload facility license in accordance with the provisions of the license agreement attached to Ordinance No. 98-736 as Exhibit A.






VII. EXECUTIVE OFFICER'S RECOMMENDATION

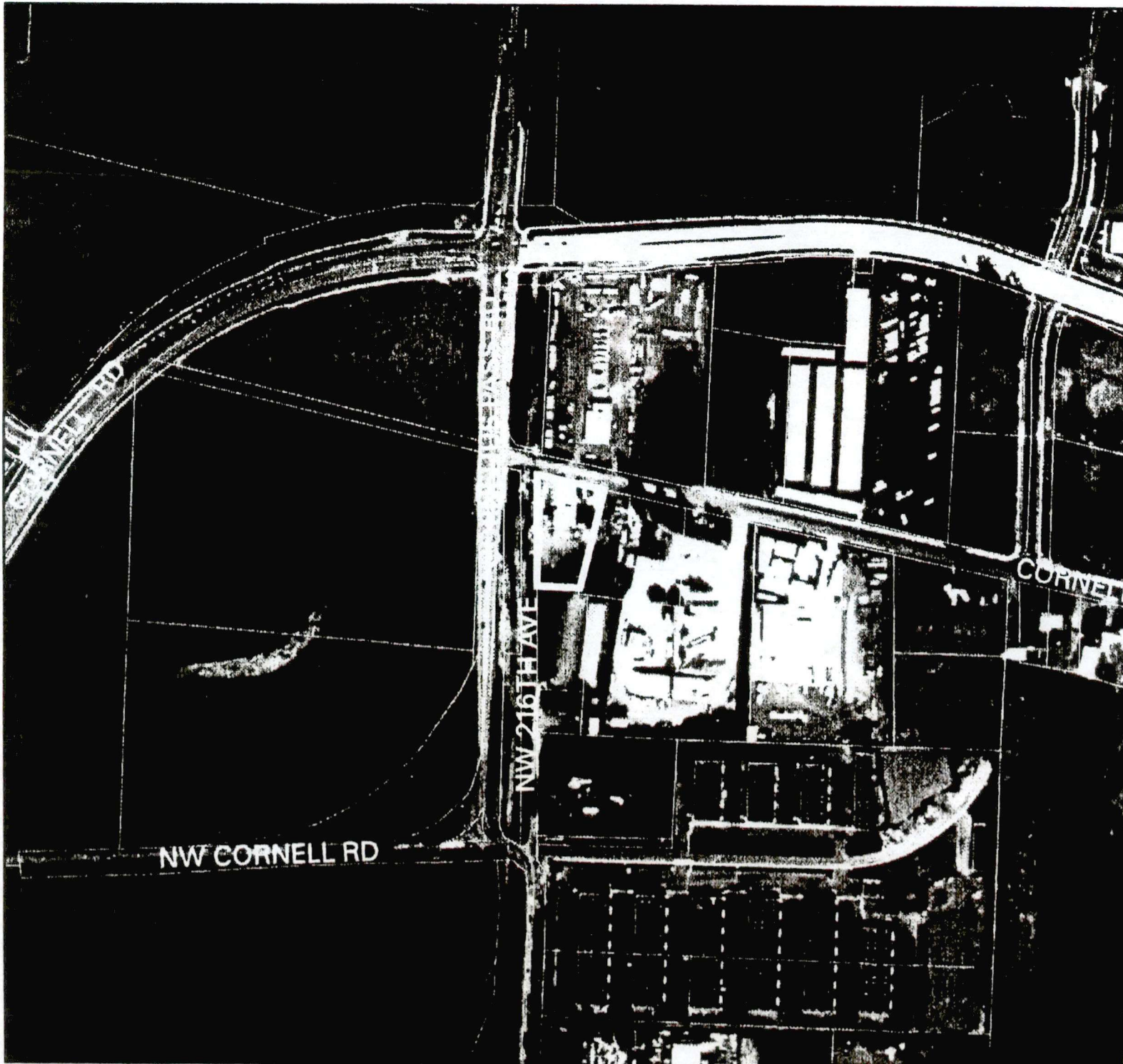
The Executive Officer recommends adoption of Ordinance No. 98-736.

BM:
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Best Buy

1997 Aerial Photos

-  Metro Boundary
-  Urban Growth Boundary
-  Parks and Open Space Taxlots
-  County Line
-  Subject Property (white boundaries)



Scale: 1" = 400'

0 200 400



METRO

800 NE Grand Ave.
 Portland, OR 97232-2736
 Voice 503 797-1742
 FAX 503 787-1809
 Email drc@metro.dcl.or.us

MAIL THIS APPLICATION TO:

DATE RECEIVED BY METRO:

Metro
Attn.: Bill Metzler
Regional Environmental Management
600 N.E. Grand Avenue
Portland, OR 97232-2736

RECEIVED

DEC 30 1997

LICENSE APPLICATION FORM

METRO REGIONAL
ENVIRONMENTAL MANAGEMENT

YARD DEBRIS RELOAD FACILITY

Note: This form is only for yard debris reload facilities. This form can not be used for composting or other processing operations. A separate form for processing facilities is available from Metro.

Date of Application: 12-29-97

PART 1

1. NAME OF FACILITY: Best Buy IN TOWN INC.

Facility Address: 21600 NW Amberwood DR.

Hillsboro Or 97124

2. PROSPECTIVE LICENSEE

Public Agency: Private:

Name of Licensee: Best Buy IN TOWN INC

Mailing Address: 4975 SW 65

Portland OR 97221

Phone Number: H- 2441705 cell 8605150 - office 6456665

3. OWNER(S) OF PROPERTY

Name: ANNE & Timothy Perri

Mailing Address: 4975 SW 65

Portland OR 97221

Phone Number: 244 1705 - 8605150

4. SUBCONTRACTOR(S)

Name, address and function of any prospective licensee's facility operation subcontractors:

BEAVER BARK, Scappoose, Columbia County

5. SITE LEGAL DESCRIPTION

(Include tax lot(s) descriptions, Section, Township and Range):

IN 22 6 DC - 00600 } COMBINED
and IN 22 6 DC - 00700

SECTION _____ TOWNSHIP _____ RANGE _____

6. ZONING

Present Land Use Zone: INDUSTRIAL

Restrictions: N/A

7. Is a conditional use permit necessary for the facility?

Yes _____ No X

If required, has the permit been obtained?

Yes _____ No _____

8. PUBLIC HEARING(S)

Date(s) and nature of Public Hearing(s) held or to be held, if any:

N/A

9. PERMITS ISSUED OR APPLIED FOR

List name and number of all permits (i.e., DEQ Solid Waste Disposal Permit, Conditional Use Permit, National Pollution Discharge Elimination System Permit, Etc.), plus name, address, and contact person at the agency responsible for issuing the permit(s).

Permit(s) Applied for:

N/A

Permit(s) Received:

10. ESTIMATED QUANTITY OF YARD DEBRIS TO BE ACCEPTED

Annually: 45000 to 48000 cubic yards

Daily: 160 Average cubic yards

(varies 50-200 yd)

Annually: N/A tons (optional)

Daily: N/A tons (optional)

11. PUBLIC/COMMERCIAL OPERATIONS

Will the facility be open to the public?

Yes X No _____

Will the facility be open to commercial solid waste collectors?

Yes X No _____

12. OPERATING HOURS AND TRAFFIC VOLUME

OPERATING HOURS	PUBLIC	COMMERCIAL
Hours Per Day	730-500 10: - 2:00	730-500
Days Per Week	MARCH 1st to Dec 31st M - Sat SUN DEC - March closed sundays	6
Estimated Vehicles Per Day	40	← combined

13. Does the owner/operator of this facility own, operate, maintain, have a proprietary interest in, or is the owner financially associated with or subcontracting the operation of the facility to any individual, partnership or corporation involved in the business of collecting residential, commercial, industrial or demolition refuse within the boundary of Metro?

Yes _____ No X

14. Will the facility be open to solid waste collection companies who collect outside the boundary of Metro?

Yes X No _____

15. Yard debris delivered to this facility is reloaded for transport to the following facility or facilities:

Beaver BARK / Scappoose / Columbia County

PART 2

GENERAL FACILITY DESIGN PLAN

1. Describe any barriers that the facility has (or will have) to prevent unauthorized entry and dumping (fencing, gates, locks).

Best Buy Delivery trucks are parked across the entrances
after business hours to prevent unauthorized entry
& dumping.

2. Are there all weather access roads to the site?

Yes X No _____

3. Does (or will) the facility have scales?

Yes X No _____

4. Does the facility have signs (at entrance, directing traffic flow, public information) ?

Yes X No _____

Please describe the location(s) and type of sign(s):

The signs at the entrances to our business
& lot direct customers to our office "
"STOP at OFFICE FIRST."

5. What is the estimated capacity (cubic yards) of the facility storage area(s) for incoming yard debris waiting to be reloaded and transported off site?

1500 yds maximum

6. Please describe how you handle, store and remove hazardous or other non-permitted or non-compostable wastes delivered to the facility.

We oversee the unloading of the vehicles.
Each load is pushed up or loaded out by our
lot attendant. Prior to being pushed up the garbage
plastic, metal etc is removed & thrown into our trash dumpster.

PART 3

GENERAL OPERATING PLAN

1. Describe your methods of measuring and keeping records of incoming yard debris.

We calculate the cubic feet of the vehicle & convert it
to cubic yards: ie. - 27 cubic Ft. = 1 cu. yd.
A standard size 8' Long pickup box bed, water level full
is charged at 2.5 to 2.75 yards of yard debris

2. How often are the facility grounds cleaned of litter?

Several times per day

3. Describe how you encourage delivery of yard debris in covered loads.

We ask our customers to bring us covered
loads. We also encourage it with signs.

4. Describe how you control the types of materials you receive, and methods for removing, recovering and disposing of non-compostables.

Ⓐ We only accept yard debris (green waste) - We view the incoming
loads in order to accurately scale the loads. Ⓑ As the debris is
unloaded or dumped we push it up into a pile. Any visible garbage
is removed by hand & thrown in our garbage dumpster PRIOR to
the reloading process.

5. Where do you dispose of non-compostable wastes?

IN our garbage dumpster.

6. What is the maximum length of time required to reload (for off-site transport) each day's receipt of:

a. Yard debris? 24 hours

b. Grass clippings? 24 hours (priority is given to grass)

7. Describe how you control the following:

a. Noise (from machinery and equipment):

All Equipment is muffled. The area is bermed on 2 sides
with a 9'-10' tall concrete wall with a barkdust pile
10'-15' in front of it. on the (East side) All sides are
obscured. and the front is obscured by the warehouse building
and concrete walls & BINS.

(south & west)

b. Vectors (insects, birds, rodents):

The regular & constant pushing & reloading
minimize any vector concern.

c. Dust:

Dust is controlled with sprinklers as
needed during the dry season.

d. Litter:

Litter is regularly & constantly picked up &
removed throughout each and every day.

8. Describe the fire prevention, protection and control measures used at the facility.

A WATER outlet - for hose hookup is
within 70 f.t. of the yard debris dropoff
area & another outlet is within
150 Ft. (IRR) sprinkler can reach the area also.

9. Does (or will) the facility have legible sign(s) at public entrances including:

Name of facility?

Yes X No

Name of the operator?

Yes X No

Hours of operation?

Yes X No

List of materials that will and will not be accepted?

Yes X No

Schedule of charges?

Yes X No

Phone number in case of emergency?

Yes X No

PART 4

ODOR MINIMIZATION PLAN

1. Generally describe how you handle loads of bad smelling yard debris and grass clippings?

When a load of bad smelling y.d. or grass is brought
in. ① we reload it immediately if we are reloading
semi-trucks at that time. or ② if not then we cover
the stinky load with fresh yard debris quickly, temporarily
until the next semi-truck arrives for reloading at
which time the bad smelling material is quickly

reloaded & hauled away. Example: About 9 months ago we
to accept golf course grass from Garbarino Prop Boxes because of the offensive
odor of ANAEROBIC grass & because Garbarino could not guarantee us fresh grass only.

2. Describe your procedures for receiving, recording and remedying odor complaints or odor problems at the facility.

1st We attempt to listen and record the complaint,
with name, phone #, address, description of concerns
wind, time, date. We try to direct any concerns 1st to
direction

Tim Perri, President ^{if not immediately available} then to Gregg Parcell, General Mgr. or Phil Walker, Manager. We take appropriate action as soon as we are aware of a concern.

3. Describe your methods for minimizing and controlling odors at the facility.

Our best efforts are expended toward reloading yardwaste outgoing from our facility as rapidly as possible, which is key to avoiding all nuisance concerns; i.e. Anaerobic decomposition odors and vectors.

4. Describe your procedures for avoiding delay in reload and off-site transport of yard debris during all weather conditions.

Our contractor who hauls off our yard debris has a fleet of six Live Floor/chip trucks & trailers. In the event that the contractor is unable to meet our requirements for hauling & (reload) we can utilize our own fleet of 12 trucks in order to avoid delays in reload & hauling.

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LICENSE APPLICANT

I hereby certify that the information contained in this application is true and correct to the best of my knowledge. I agree to notify Metro within 10 days of any change in the information submitted as a part of this application.

Signature and title of person completing this application:

SIGNATURE Timothy Perri TITLE President

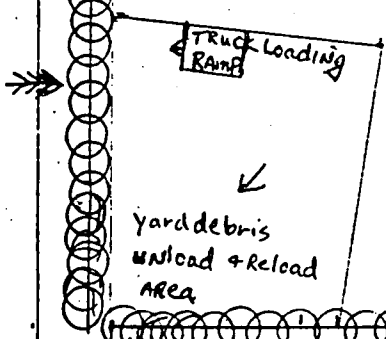
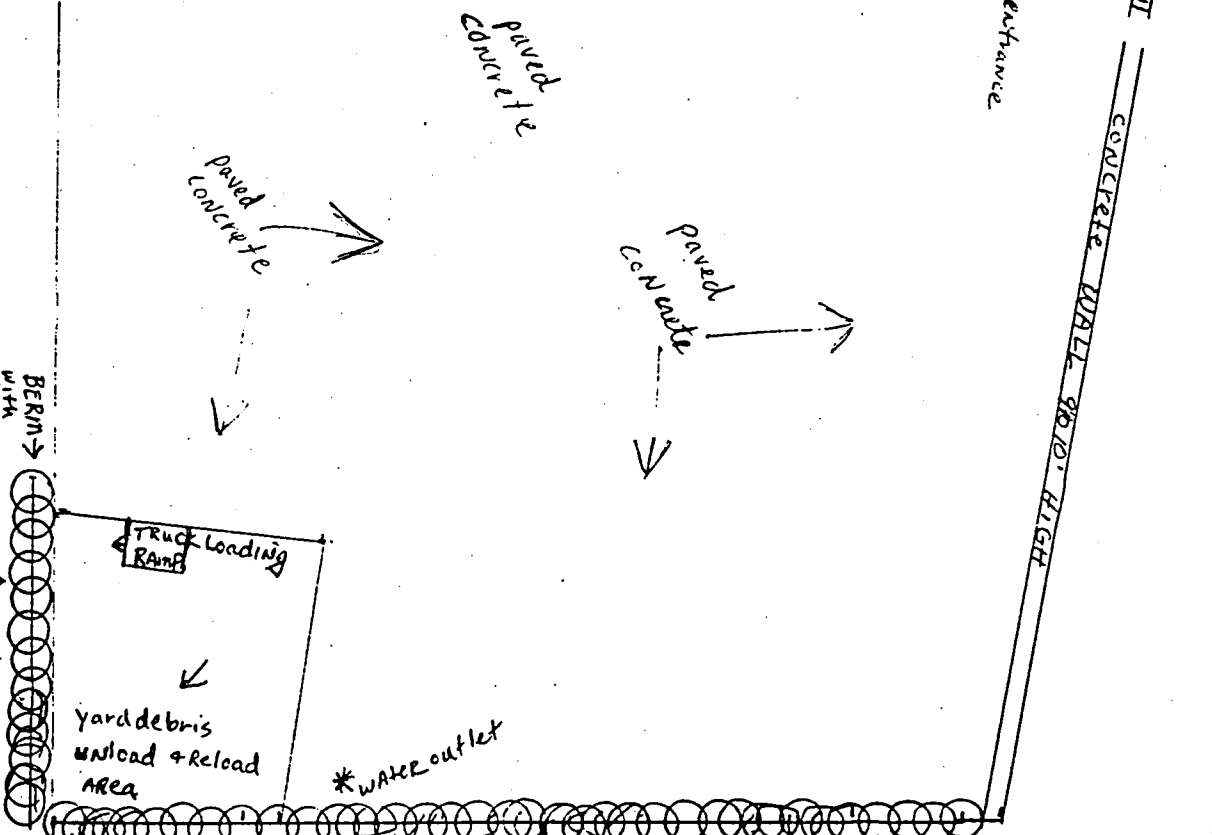
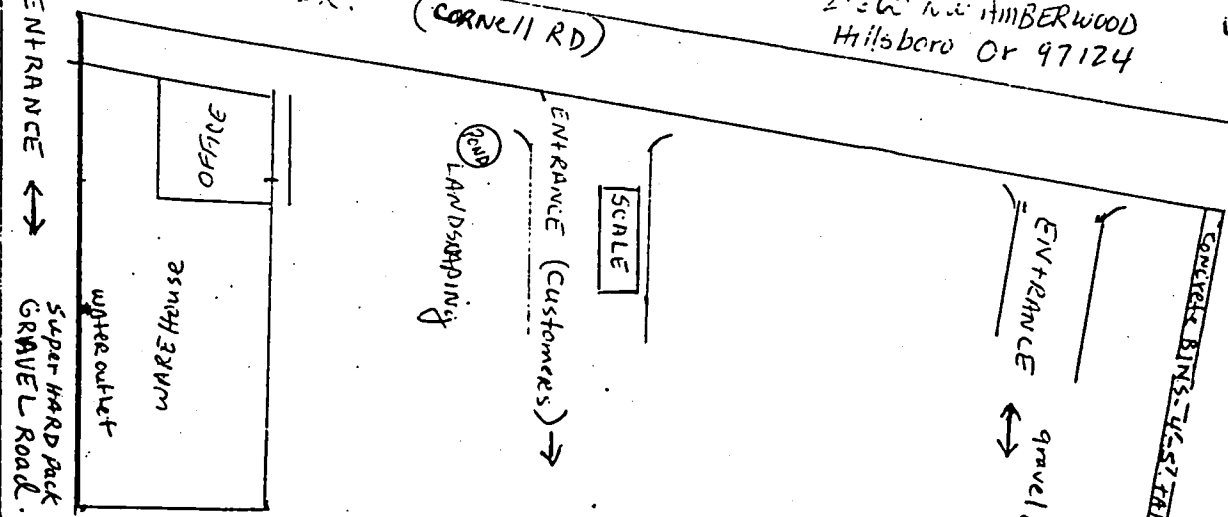
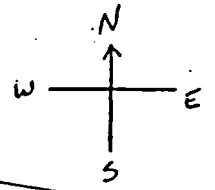
DATE 12-29-97 PHONE 244 1705 / 860 5150

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CORNELIUS PASS RD

AMBERWOOD DR. WAS (CORNELL RD)

BEST BOUNTAIN INC
2160 NW AMBERWOOD
Hillsboro OR 97124



*WATER outlet

DOUG FIR Evergreen Hedge ON BERM 8'-9' = Total of 16'-18'

Site & sound + dust prevention

SCALE: 1 cm = 20ft (Approximately)

Note: 75-80% the entire facility is in paved concrete or asphalt. The balance will be soon.

VACATED - 216th AVE NW

Agenda Item Number 10.1

Resolution No. 98-2599, For the Purpose of Approving the FY 1998-99 Budget and Transmitting the Approved Budget to the Tax Supervising and Conservation Commission.

**Metro Council Meeting
Thursday, April 23, 1998
Council Chamber**

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF APPROVING THE)
FY 1998-99 BUDGET AND TRANSMITTING)
THE APPROVED BUDGET TO THE TAX)
SUPERVISING AND CONSERVATION)
COMMISSION)

RESOLUTION NO. 98-2599

Introduced by
Councilor Patricia McCaig

WHEREAS, The Metro Council, convened as the Budget Committee, has reviewed the FY 1998-99 Proposed Budget; and

WHEREAS, The Council, convened as the Budget Committee, has conducted a public hearing on the FY 1998-99 Proposed Budget; and

WHEREAS, Pursuant to Oregon Budget Law, the Council, convened as the Budget Committee, must approve the FY 1998-99 Budget, and said approved budget must be transmitted to the Tax Supervising and Conservation Commission for public hearing and review; now, therefore,

BE IT RESOLVED,

1. That the Proposed FY 1998-99 Budget as amended by the Metro Council, convened as the Budget Committee, which is on file at the Metro offices, is hereby approved.
2. That property tax levies for FY 1998-99 are approved as follows:

SUMMARY OF AD VALOREM TAX LEVY

	Subject to the General Government <u>Limitation</u>	Excluded from <u>the Limitation</u>
Zoo Tax Base	\$0.0968/\$1,000	
General Obligation Bond Levy		\$19,267,325

3. That the Executive Officer is hereby directed to submit the Approved FY 1998-99 Budget and Appropriations Schedule to the Tax Supervising and Conservation Commission for public hearing and review.

ADOPTED by the Metro Council this ___ day of _____, 1998.

Jon Kvistad, Presiding Officer

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FINANCE COMMITTEE REPORT

CONSIDERATION OF RESOLUTION NO. 98-2599, APPROVING THE FISCAL YEAR 1998-99 BUDGET AND TRANSMITTING THE APPROVED BUDGET TO THE TAX SUPERVISING AND CONSERVATION COMMISSION

Date: April 22, 1998

Presented by: Councilor McCaig

Committee Recommendation: At its April 15 meeting, the Committee considered Resolution No. 98-2599 and voted 6-1 to send the resolution to the Council with a do pass recommendation. Voting in favor: Councilors McFarland, McLain, Morissette, Naito, Washington, and Chair McCaig. Councilor Kvistad voted no.

Background

State law requires that Metro submit its budget for review and comment by the Tax Supervising and Conservation Commission (TSCC). This staff report includes a summary of amendments to the proposed budget adopted by the Finance Committee, a listing of issues referred to substantive committees for further consideration, technical budget amendments approved by the committee and a line item summary of the budget that includes these changes:

Committee Issues/Discussion: Between February 19 and April 15 the Council Finance met on a weekly basis (nine total meetings) to consider the proposed budget submitted by the Executive Officer. Public hearings were held at three meetings with testimony focusing on the need to increase Metro's funding for the arts. Additional public hearings will be held on April 23, May 28 and June 25. The TSCC hearing on the Metro budget will be June 11 at 12:30.

The approved budget totals \$409.2 million. This is a \$20 million increase from the original proposed budget that resulted from the adoption of the technical budget amendments. These amendments included:

- * a \$10 million increase in the beginning fund balances from programs and projects carried over in the next fiscal year, including \$8 million in local share open spaces bond funds.
- * \$6.2 million in additional grant funding, including \$5 million in engineering funds for South/North light rail
- * \$2 million potentially from the city of Portland to fund a portion of the Convention Center expansion, if approved by the voters

Specific line item amendments approved by the Council reduced the budget by \$158,938.

The approved budget includes 672 FTE, up from 656.89 in the current budget. The increase includes ten additional zoo staff for the Oregon project and four additional MERC staff

**Budget Amendments Adopted
By the Finance Committee**

Department/Fund	Amount	Explanation
Auditor	\$10,526	Reduction in Office Supplies, Operating Supplies, and Other Purchased Services Line Items. Savings Transferred to Contracted Professional Services Line Item for Review of Infolink Implementation
	\$25,000	Elimination of Capital Outlay Appropriation
Council	\$13,573	Reduction in Capital Outlay, Overtime and Contracted Professional Services Line Items
Executive Officer	\$5,544	Reduction in Executive Officer's Salary to Reflect Actual Salary Established by Charter
REM	\$196,795	Reduction in Maintenance and Repair Services Line Item (Engineering and Analysis and Environmental Services Divisions), Elimination of Compost Bin Sale Program and Funding for Facility Siting in EFU Zones (Project Completed)
General Fund Special Appropriations	\$25,000	Reduction in Election Expenses Reflection Revised Estimate of November Election Costs
	+\$37,500	Increase in Proposed Funding For RACC (Funded through reductions in Council and Executive Officer's budget and reduced election expenses)
Growth Management	+\$100,000	Increase in Proposed Funding for Local Government Technical Assistance (Funded by Unused General Fund Contingency Funds in Current Fiscal Year and Transfer of Funds From Department's Outreach Program to the Technical Assistance Program
General Fund Contingency	\$5,000	Contribution Related to Development and Siting of a Statue Honoring Martin Luther King, Jr
Technical Amendments		(See attached list)

**BUDGET ISSUES REFERRED TO SUBSTANTIVE
COMMITTEES FOR FURTHER CONSIDERATION**

- * Review of Long-Term Metro Role Related to the Closure of the Rossman's Landfill in Oregon City (REM Committee)
- * Establishment of the Roles of the Executive and Council in the Development and Review of the ASD/MERC Agreement Related to Provision of Support Services and the Long-Term Fiscal Impact of Any Agreement (Regional Facilities/Finance Committees)
- * Review of Zoo Revenue and Attendance Projections in the Fall Prior to the Budget Process (Regional Facilities Committee)
- * Periodic Updates on the Status of the Zoo Oregon Project (Regional Facilities Committee)
- * Informing Substantive Committees of Potential New Programs or Projects Prior to the Budget Process--Issue Raised Related to Programs Initiated by the Transportation Department Budget Advisory Committee (All Committees)
- * Establishing a Review Process for the Granting of Extraordinary Raises to Non-Represented Employees Outside of the Budget Process (Government Affairs/Finance Committees)
- * MERC Report on Employee Merit Pay Program (Regional Facilities Committee)



METRO

Date: April 8, 1998

To: Patricia McCaig, Chair, Council Finance and Budget Committee

From: Mike Burton, Executive Officer *MB*

Re: ADDITIONAL REGIONAL PARKS DEPARTMENT GRANT FOR FY 1998-99

Late last week, the Regional Parks Department was notified by the Oregon State Parks Department that it has been selected as a grant recipient. The grant, in the amount of \$245,300, will be used to further assist in the implementation of the Oxbow Park Master Plan. The funds will be used specifically for the design, engineering and construction of improvements to the park infrastructure. This will include a water system upgrade, electrical system upgrade and replacement of existing pit toilets with vault toilets to bring the facilities into code compliance. These funds are in addition to the Multnomah County Open Spaces Local Share funding already committed to the project. Since notification of the award was made prior to approval of the budget, it is necessary to recognize the additional funding and appropriation at this time. The following adjustment is requested to the Regional Parks Fund FY 1998-99 budget:

Resources		
4110	State Grant	\$245,300
Total New Resources		\$245,300
Requirements		
5715	Improvements Other than Buildings (CIP)	\$245,300
Total New Requirements		\$245,300

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cc: Presiding Officer Kvistad
Councilor McFarland
Councilor McLain
Councilor Morissette
Councilor Naito
Councilor Washington



METRO

Date: April 8, 1998
 To: Patricia McCaig, Chair, Council Finance and Budget Committee
 From: Mike Burton, Executive Officer *[Signature]*
 Re: TECHNICAL ADJUSTMENTS TO THE FY 1998-99 PROPOSED BUDGET

Since the preparation of the proposed budget for FY 1998-99, a number of technical adjustments to various funds have been identified. Technical adjustments consist of carryovers of uncompleted projects from FY 1997-98, amendments to grant funded projects already included in the proposed budget, and corrections of technical errors. The technical adjustments are explained by fund along with the fiscal impact of each of the changes.

Metro Exposition-Recreation Commission (MERC Operating Fund)

- MERC and the Union representing ushers, admissions staff and ticket sellers (IATSE B-20) concluded a new agreement in February 1998 which will result in increased revenues and expenditures above what was anticipated in the Proposed Budget. Almost all of the increased costs will be recovered through reimbursements from tenants. Most of the change occurs at PCPA, though the budgets of all four MERC facilities are affected. Total increased revenue is \$71,433, and increased expenditures are \$72,674; the difference between revenue and expenses will be deducted from the unappropriated balance.

MERC Operating Fund

Resources		
4645	Reimbursed Services	\$71,433
Total New Resources		\$71,433
Requirements		
5043	Part-Time, Non-Reimbursed Labor	\$ 1,241
5045	Part-Time, Reimbursed Labor	71,433
5990	Unappropriated Ending Fund Balance	(1,241)
Total New Requirements		\$71,433

- MERC receives revenue from vending machines used by employees and from employee contributions to an account that is used to defray certain expenses for annual employee functions. Following submission of the budget, MERC determined that these funds need to be included as revenues and expenditures in

Technical Adjustments to the FY 1998-99 Proposed Budget
 April 8, 1998

the budget. The amount is \$10,000, consisting of \$4,500 from vending machines and \$5,500 from employee contributions on the revenue side, and \$10,000 in miscellaneous expenditures. These funds will be budgeted in MERC Administration.

MERC Operating Fund

Resources

4590	Commissions	\$ 4,500
4650	Miscellaneous Charges	5,500
Total New Resources		\$10,000

Requirements

5490	Miscellaneous Expenditures	\$10,000
Total New Requirements		\$10,000

- The Expo Center included \$6,375 for Miscellaneous Professional Services in its budget request, which was inadvertently omitted from the proposed budget. This money is planned for consulting services related to facility maintenance. Funding will reduce the unappropriated balance.

MERC Operating Fund

Requirements

5240	Contracted Professional Services	\$ 6,375
5990	Unappropriated Fund Balance	(6,375)
Total New Requirements		\$ 0

Metro Exposition-Recreation Commission (OCC Project Capital Fund)

- The City of Portland has committed to support construction of the Convention Center expansion upon voter approval of the November 1998 bond measure. The City's mechanism for doing so is through tax increment funds for infrastructure development, through the Portland Development Commission (PDC). PDC is expected to include \$2 million in its 1998-99 budget for this purpose, so MERC is requesting an adjustment to its budget in that amount. Funds will be received and spent only if the PDC budget and the bond measure are approved.

Convention Center Project Capital Fund

Resources

4145	Government Contributions	\$2,000,000
Total New Resources		\$2,000,000

Requirements

5715	Improvements Other Than Building (non-CIP)	\$2,000,000
Total New Requirements		\$2,000,000

Planning Fund (Transportation Department)

The Transportation Department has identified three grant funded projects which require adjustment to the FY 1998-99 budget.

1. South/North light rail preliminary engineering. The Federal Transit Administration has requested that Metro be the lead agency for receipt of the South/North light rail preliminary engineering capital grant to the 30% design level. As a result, it is necessary to recognize an additional \$5,000,000 in grant funding as pass through for the Tri-Met Intergovernmental agreement. The following adjustment is needed:

Resources		
4100	Federal Grants	\$4,000,000
4120	Local Grants	
	Tri-Met	500,000
	Clackamas County	500,000
Total New Resources		\$5,000,000
<hr/>		
Requirements		
5300	Payments to Other Agencies	\$5,000,000
Total New Requirements		\$5,000,000

2. TranSims Project. Two contracts related to the Transportation Model Improvement Program or TranSims project are currently in the Council authorization process. The contracts are with Mark Bradley for \$75,200 and MuSe Technologies for \$150,000. Both contracts are fully federally grant funded and are requested to be carried forward into FY 1998-99. The following adjustment is needed:

Resources		
4100	Federal Grants	\$ 225,200
Total New Resources		\$ 225,200
<hr/>		
Requirements		
5240	Contracted Professional Services	\$ 225,200
Total New Requirements		\$ 225,200

3. Commodity Flow Contract. The Commodity Flow project has been delayed and will need to be carried forward into FY 1998-99. The following adjustment is needed:

Resources		
3500	Beginning Fund Balance	\$ 2,567
4100	Federal Grants	47,433
Total New Resources		\$ 50,000
<hr/>		
Requirements		
5240	Contracted Professional Services	\$ 50,000
Total New Requirements		\$ 50,000

Planning Fund (Growth Management Services Department)

Since the preparation of the FY 1998-99 budget last fall, the Growth Management Services Department has identified several contracts which will not be completed by the end of the current fiscal year. The following is a list of the contracts to be carried forward.

<u>Contract/Project</u>	<u>\$ Amount</u>	<u>Funding Source</u>
<u>Long Range Planning Division</u>		
Urban Reserves Productivity Analysis to estimate the capacity of Metro's urban reserves to accommodate future urban growth. The study will provide a basis for Metro Council decisions about how much of the urban reserves will need to be added to the Metro UGB in 1998 and 1999 to accommodate a 20-year UGB.	\$ 25,000	Beginning Fund Balance
Regional Framework Plan Printing. A summary of the Regional Framework Plan is being drafted by a consultant. The writing process will be completed in May with graphic design and layout to occur in June. Printing will be carried over to FY 1998-99.	26,000	Beginning Fund Balance
Clackamas Watershed Project. This project continues into FY 1998-99 and includes analysis of the sub-basins in the urban portions of the Clackamas River watershed.	15,000	Federal Grants
<u>Community Development Division</u>		
Centers and Corridors. The program focuses on assisting local governments with implementation of the mixed use areas envisioned in the 2040 Growth Concept. This assistance includes grants to local governments. There are three grants for specific planning projects currently underway which will not be completed by the end of FY 1997-98 - (1) Portland Development Commission to supplement activities of the Gateway Regional Center planning project, \$15,000; (2) City of Forest Grove for the implementation phase of the adopted Town Center plan, \$10,000; and (3) City of Tigard for the development of the regional center plan, \$10,000.	35,000	Beginning Fund Balance

Technical Adjustments to the FY 1998-99 Proposed Budget
 April 8, 1998

<u>Contract/Project (continued)</u>	<u>\$ Amount</u>	<u>Funding Source</u>
<u>Data Resource Center</u>		
Perpetual Data Solutions. A contract with a consultant to provide building permit and related land development records from cities and counties in the region. This carryover represents the data for June 1998 which will not be received until August 1998.	4,000	Beginning Fund Balance
<u>Natural Hazards</u>		
Spangle Associates. This contract requires identification of the uses of earthquake hazard information, analysis of the transfer and use process, and recommendations for improvement in the production of hazard maps and their uses.	45,384	Federal Grants
Materials & Services, Uncommitted Materials & Services carry over for contracted professional services, computer supplies and software, and printing	314,604	Federal Grants
TOTAL CARRY FORWARD	\$ 464,988	

These requests will require the following adjustments to the Planning Fund:

<u>Resources</u>		
3500	Beginning Fund Balance	\$ 90,000
4100	Federal Grants	374,988
Total New Resources		\$464,988
<u>Requirements</u>		
5201	Office Supplies	\$ 35,000
5240	Contracted Professional Services	364,384
5280	Other Purchased Services	30,604
5300	Payments to Other Agencies	35,000
Total New Requirements		\$464,988

Regional Parks Fund (Regional Parks and Greenspaces Department)

1. The Regional Parks Department, Planning & Capital Development Division, has identified a number of contracts or grant awards that will require carryover and re-appropriation in FY 1998-99. A list of the requested carryovers is as follows:

Technical Adjustments to the FY 1998-99 Proposed Budget
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<u>Contract</u>	<u>\$ Amount</u>	<u>Funding Source</u>
Grantsmanship funds	\$ 14,500	Beginning Fund Balance
Blue Lake Master Plan	63,180	Beginning Fund Balance
Government Island Feasibility Study	6,465	Beginning Fund Balance
Local Share Funding for engineering & survey services at Blue Lake in conjunction with Blue Lake Master Plan	10,000	Resource transfer from the Open Spaces Fund
Typesetting and printing costs for master plans	4,600	Beginning Fund Balance
EPA Grant to assist Regional Framework Plan implementation	10,000	Federal Grants
GIS Services for system plan	16,000	Beginning Fund Balance
Fish & Wildlife funds for grants, open space restoration and brochure printing	164,000	Federal grants
Printing for Music by Blue Lake and Salmon Festival	2,700	Unappropriated Fund Balance
Completion of trail work	4,596	Beginning Fund Balance
TOTAL CARRY FORWARD	\$296,041	

These requests will require the following adjustments to the Planning & Capital Development Division of the Regional Parks Fund and the Open Spaces Fund:

Regional Parks Fund

Resources

3500	Beginning Fund Balance	\$109,341
4100	Federal Grants	174,000
4980	Transfer from Open Space Fund	10,000
Total New Resources		\$293,341

Requirements

5240	Contracted Professional Services	\$239,145
5280	Other Purchased Services	30,896
5710	Improvements Other Than Bldgs. (non-CIP)	10,000
5820	Transfer of Direct Costs to DRC	16,000
5990	Unappropriated Balance	(2,700)
Total New Requirements		\$293,341

Open Spaces Fund

Resources

3500	Beginning Fund Balance	\$10,000
Total New Resources		\$10,000

Requirements

5820	Transfer of Direct Costs to Regional Parks Fund	\$10,000
Total New Requirements		\$10,000

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Planning Fund (Growth Management)

Resources		
4980	Transfer from Regional Parks	\$16,000
Total New Resources		\$16,000
Requirements		
5999	Contingency	\$16,000
Total New Requirements		\$16,000

2. The Regional Parks and Greenspaces Department, Planning & Capital Development Division, has identified a number of capital improvement projects that will require carryover and re-appropriation in FY 1998-99. All projects are to be funded through grants or local share funding from the Open Spaces bond measure. A list of the requested carryovers is as follows:

<u>Contract</u>	<u>\$ Amount</u>	<u>Funding Source</u>
Unexpended local share acquisition projects	\$236,294	Resource transfer from the Open Spaces Fund
Sauvie Island Boat Ramp Upgrade	132,440	State Grant and transfer from the Open Spaces Fund
M. James Gleason Boat Ramp	165,000	State Grant and transfer from the Open Spaces Fund
Kiosk at Howell Territorial Park	15,000	Local grant
Ancient Forest Preserve project	34,325	Transfer from the Open Spaces Fund
Howell Territorial Park project	42,350	Transfer from the Open Spaces Fund
Oxbow Park projects	266,065	Transfer from the Open Spaces Fund
Burlington Bottom Improvements	25,000	Transfer from the Open Spaces Fund
Blue Lake Park - Eastside Wetlands Enhancement	20,000	Transfer from the Open Spaces Fund
Springwater Corridor Trail project	120,000	Transfer from the Open Spaces Fund
TOTAL CARRY FORWARD	\$1,056,474	

These requests will require the following adjustments to the Planning & Capital Development Division of the Regional Parks Fund and the Open Spaces Fund:

Regional Parks Fund

Resources		
4110	State Grants	\$223,440
4120	Local Grants	15,000
4980	Transfer from Open Spaces Fund	818,034
Total New Resources		\$1,056,474
Requirements		
5705	Land (CIP)	\$236,294
5710	Improvements Other Than Bldgs. (non-CIP)	15,000
5715	Improvements Other Than Bldgs. (CIP)	805,180
Total New Requirements		\$1,056,474

Technical Adjustments to the FY 1998-99 Proposed Budget
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Open Spaces Fund

Resources		
3500	Beginning Fund Balance	\$818,034
Total New Resources		\$818,034
Requirements		
5820	Transfer of Direct Costs to Regional Parks Fund	\$818,034
Total New Requirements		\$818,034

3. The Regional Parks and Greenspaces Department, Operations & Maintenance Division, has identified a number of contracts or projects that will require carryover and re-appropriation in FY 1998-99. All projects will be initiated during the last quarter of FY 1997-98 and are anticipated to be completed by September 1998. A list of the requested carryovers is shown below:

<u>Contract/Project</u>	<u>\$ Amount</u>
Electronic hook-up between Metro Regional Center and Oxbow, Blue Lake and Curry offices.	\$20,000
Oxbow east and west side fire road repairs	31,500
Oxbow stream bank restoration project	12,938
Wash rack replacement at Blue Lake	15,000
Annual financial audit of Glendoveer contract	3,800
Bybee House exterior and interior painting and interior ceiling leak repair	16,000
TOTAL CARRY FORWARD	\$99,238

These requests will require the following adjustment to the Operations & Maintenance Division of the Regional Parks Fund:

Regional Parks Fund

Resources		
3500	Beginning Fund Balance	\$ 99,238
Total New Resources		\$ 99,238
Requirements		
5240	Contracted Professional Services	\$ 3,800
5260	Maintenance & Repairs	16,500
5280	Other Purchased Services	42,938
5710	Improvements Other Than Bldgs. (non-CIP)	16,000
5750	Office Furniture & Equipment (non-CIP)	20,000
Total New Requirements		\$ 99,238

4. Funds are currently budgeted in Capital Outlay for the replacement of personal computers. The department has further discussed its needs with the Information Management Services Division and has determined that some of the replacement needs can be accomplished through upgrades of existing computers. The

Technical Adjustments to the FY 1998-99 Proposed Budget
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upgrades would be considered a Materials and Services expense rather than a Capital Outlay expense. The department is requesting the following adjustment to move funds from Materials and Services to Capital Outlay:

Regional Parks Fund

Requirements

5201	Office Supplies	
	* Administration division	\$1,920
	* Operations & Maintenance division	960
	* Planning & Capital Development division	6,140
5750	Office Furniture & Equipment	
	* Administration division	(1,920)
	* Operations & Maintenance division	(960)
	* Planning & Capital Development division	(6,140)
Total New Requirements		\$ 0

Smith & Bybee Lakes Fund (Regional Parks and Greenspaces Department)

The following contracts or projects have been identified for carry forward and re-appropriation in the FY 1998-99 budget.

<u>Contract/Project</u>	<u>\$ Amount</u>
Biological monitoring at Smith & Bybee Lakes to start implementation of the turtle monitoring plan	\$12,000
Metro's contribution for the 40 mile loop train construction segment through Smith & Bybee Lakes	20,000
Intergovernmental agreement with the City of Portland Bureau of Environmental Services for tree planting at Smith & Bybee Lakes	998
Sign Development at Smith & Bybee Lakes	20,000
TOTAL CARRY FORWARD	\$52,998

This request will require the following adjustment to the Smith & Bybee Lakes Fund:

Smith & Bybee Lakes Fund

Resources

3500	Beginning Fund Balance	\$ 52,998
Total New Resources		\$ 52,998

Requirements

5240	Contracted Professional Services	\$ 32,998
5710	Improvements Other Than Bldgs. (non-CIP)	20,000
Total New Requirements		\$ 52,998

Open Spaces Fund (Regional Parks and Greenspaces Department)

The following contracts or projects have been identified for carry forward and re-appropriation in the FY 1998-99 budget.

<u>Contract/Project</u>	<u>\$ Amount</u>
Local share project funds	\$8,000,000
OMSI to Springwater Corridor Trail design and planning services	150,000
Peninsula Crossing Trail design and engineering services	10,000
Peninsula Crossing Trail construction segments 1 and 3	100,000
Contracted professional services	6,000
Contracted property services for surveyors, environmental consultants, biologists, etc.	71,000
Appraiser and review appraisal services	23,000
TOTAL CARRY FORWARD	\$8,360,000

This request will require the following adjustment to the Open Spaces Fund:

Open Spaces Fund

<u>Resources</u>		
3500	Beginning Fund Balance	\$8,360,000
Total New Resources		\$8,360,000
<u>Requirements</u>		
5240	Contracted Professional Services	\$ 6,000
5250	Contracted Property Services	179,000
5300	Payments to Other Agencies	8,000,000
5715	Improvement other than Buildings (CIP)	175,000
Total New Requirements		\$8,360,000

Solid Waste Revenue Fund (Regional Environment Management Department)

1. **Regional System Fee Credit.** Through the performance-based credit program, a proportion of the Regional System Fee paid by a facility may be credited to that facility, dependent on that facility's waste recovery rate. The proposed budget assumes this program will require an estimated \$700,000 to fund the credits. Funding for this program is through the Undesignated Fund Balance and not through the disposal rate. Changes to the System Fee Credit Schedule incorporated after the proposed budget was developed led to the recommended increase of \$200,000 for a revised total of \$900,000 for this program. In addition, the proposed budget treats the credits as a revenue reduction of \$700,000. To be consistent with accounting procedures followed in other credit programs within the department, this credit should be treated as an expense. The following changes to the proposed FY 1998-99 budget are required:

Technical Adjustments to the FY 1998-99 Proposed Budget
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- A.) Recognize total revenue to be received, prior to granting the credits, and in so doing increase revenue by \$700,000 to reverse previous adjustment;
- B.) Reduce the Undesignated Fund Balance by \$200,000 to fund the estimated increase in the program; and
- C.) Recognize expenses of \$900,000 as Fee Reimbursements.

Solid Waste Revenue Fund

Resources		
4305	Regional System Fee	\$700,000
Total New Resources		\$700,000

Requirements		
Operating Account (Budget & Finance Division)		
5480	Fee Reimbursements	\$900,000
5990	Unappropriated Balance (Gen'l. Acct. Undesig.)	(200,000)
Total New Requirements		\$700,000

2. **Line Item Correction.** In the Contracted Professional Services category, \$25,000 for cabinetry construction at Metro South should be moved to the Capital Outlay category.

Solid Waste Revenue Fund

Requirements		
Operating Account (Env. Svcs., Scalehouse Operations)		
5240	Contracted Professional Services	(\$25,000)
General Account (Eng. & Analysis, Disposal System Dev.)		
5720	Buildings & Related Construction Services	\$ 25,000
Total New Requirements		\$ 0

3. **Construction of the Latex Paint Processing Facility at Metro South Station.** As recommended in the Capital Improvement Plan (CIP), \$274,000 is included for a portion of the construction costs of this project. It was assumed that this budget would start in FY 1997-98; however, the project has been delayed for design changes. The most recent construction estimate, as contained in the staff report authorizing the project (Resolution No: 98-2610), is \$540,000. Therefore, it is requested that the higher construction cost estimate be recognized in FY 1998-99, thus increasing the FY 1998-99 request by \$266,000.

Solid Waste Revenue Fund

Requirements		
General Account (Eng. & Analysis, Disposal System Dev.)		
5725	Building & Related Construction Services	\$266,000
5990	Unappropriated Balance, Gen'l. Acct. Undesig.	(266,000)
Total New Requirements		\$ 0

4. Extend the Commercial Floor at Metro South Station. The most recent estimated costs for this project, which are contained in the adopted CIP, estimate the total costs at \$330,000 of which only \$25,000 was spent (on design) during FY 1997-98. The proposed FY 1998-99 budget includes \$130,000 for this project. The following adjustments are requested to increase the budget amount for FY 1998-99 by \$175,000 to match the CIP estimated requirements.

Solid Waste Revenue Fund

Requirements

<i>General Account (Eng. & Analysis, Disposal System Dev.)</i>		
5725	Building & Related Construction Services	\$175,000
5990	Unappropriated Balance, Gen'l. Fund Undesig.	(175,000)
Total New Requirements.		\$ 0

5. Carryovers. For the projects in the FY 1997-98 budget described in the table below, corresponding amounts are requested as carryovers.

<u>Project</u>	<u>\$ Amount</u>
Compactor Roof Extension Project will not be initiated in current fiscal year due to need for replacement of compactors before roofs can be built over them. With this adjustment, REM also requests to budget this under General Account instead of Renewal & Replacement Account as it is currently budgeted. The Renewal & Replacement Account funds renewals and replacements to existing capital rather than new capital projects such as the roof extension.	\$ 60,000
Construction of a Maintenance Building at St. Johns Landfill The CIP estimate for this project is \$511,00 of which \$246,000 was projected to be spent in FY 1997-98. Due to higher project priorities at Metro South, only the design portion of the project (estimated in the CIP at \$35,000) will be completed in the current fiscal year. It is therefore recommended that the remaining \$211,000 of the CIP estimate for the current fiscal year be carried over to FY 1998-99.	\$211,000
TOTAL CARRY FORWARD	\$271,000

Solid Waste Revenue Fund

Resources

Beginning Fund Balance, St. Johns Landfill Account	\$211,000
Beginning Fund Balance, Renewal & Replacement Acct.	60,000
Total New Resources	\$271,000

Requirements

General Account (Eng. & Analysis, Disposal System Dev.)

Capital Outlay, CIP

5725 Building & Related Construction Services	\$ 60,000
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St. Johns Landfill Acct. (Eng. & Analysis, St. Johns Landfill)

Capital Outlay, CIP

5725 Buildings & Related Construction Services	211,000
5999 Contingency - Renewal & Replacement Acct.	60,000
5990 Unappropriated Balance - Gen'l. Acct. Undesig.	(60,000)

Total New Requirements	\$271,000
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Zoo Operating Fund (Metro Washington Park Zoo)

- The Zoo has identified a number of projects that will require carryover and re-appropriation in FY 1998-99. A list of the requested carryovers is shown below. These projects are being carried over due to weather conditions that have delayed the start of work to the point that the projects cannot be completed during FY 1997-98. Because the projects are each less than \$50,000, they are operations projects rather than CIP projects. Therefore, no amendment to the CIP is required. All of the projects are funded by the Beginning Fund Balance.

<u>Project</u>	<u>\$ Amount</u>
Primates Walkway Resurfacing	\$ 35,000
Elephant Museum Painting	20,000
Roof Repairs - Primates	43,000
Roof Repairs - Polar Bears	46,000
Africafe Painting	35,000
TOTAL CARRY FORWARD	\$179,000

- As discussed during the Zoo's presentation to the Finance Committee, a position in the Facilities Management Division was inadvertently left out of the Zoo budget. This position was one of the new positions approved via a budget amendment (Ordinance 98-728) and was to commence in FY 1997-98. This change is funded by a reduction in the Ending Fund Balance.

<u>Position</u>	<u>\$ Increase</u>
Service Supervisor	\$45,602
Fringe Benefits	15,504
TOTAL INCREASE IN PERSONAL SERVICES	\$61,106

Technical Adjustments to the FY 1998-99 Proposed Budget
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These two technical adjustments result in the changes reflected below:

Zoo Operating Fund

Resources

3500	Beginning Fund Balance	\$179,000
Total New Resources		\$179,000

Requirements

5010	Reg. Employees-Full-time- Exempt Service Supervisor	\$ 45,602
5100	Fringe Benefits	18,715
5730	Buildings and Related (non-CIP)	179,000
5990	Unappropriated Ending Fund Balance	(61,106)
Total New Requirements		\$179,000

Attachments

cc: Presiding Officer Kvistad
Councilor McFarland
Councilor McLain
Councilor Morissette
Councilor Naito
Councilor Washington

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STAFF REPORT

CONSIDERATION OF RESOLUTION 98-2599 APPROVING THE FISCAL YEAR 1998-99 BUDGET AND TRANSMITTING THE APPROVED BUDGET TO THE TAX SUPERVISING AND CONSERVATION COMMISSION

Date: March 16, 1998

Presented by: Councilor McCaig

FACTUAL BACKGROUND AND ANALYSIS

The Fiscal Year 1998-99 Proposed Budget has been forwarded to Council for consideration. Ordinance No. 98-724, presented to Council on February 19, 1998, is the formal instrument by which the budget will be adopted. Final action to adopt the budget is scheduled for the end of June 1998.

Prior to adoption, ORS 294.635, Oregon Budget Law, requires that Metro prepare and submit the District's approved budget to the Tax Supervising and Conservation Commission by May 15, 1998. The Commission will conduct a hearing during June 1998 for the purpose of receiving information from the public regarding the Council's approved budget.

This action will formally approve the Council's Fiscal Year 1998-99 Budget, and direct the Executive Officer to submit the approved budget to the Tax Supervising and Conservation Commission for public hearing and review.

KR:rs

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Agenda Item Number 10.2

Resolution No. 98-2625, For the Purpose of Amending the Metropolitan Transportation Improvement Program to Approve a Six-Month High Occupancy Vehicle (HOV) Lane Demonstration on I-5 Northbound and Associated Financing.

**Metro Council Meeting
Thursday, April 23, 1998
Council Chamber**

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING THE)	RESOLUTION NO. 98-2625
METROPOLITAN TRANSPORTATION)	
IMPROVEMENT PROGRAM TO APPROVE A)	Introduced by
SIX-MONTH HIGH OCCUPANCY VEHICLE)	Councilor Washington, Chair
(HOV) LANE DEMONSTRATION ON I-5)	JPACT
NORTHBOUND AND ASSOCIATED FINANCING)	

WHEREAS, Emergency modifications made during the Interstate Bridge Trunnion repair to the two-lane segment of northbound I-5 between the Lombard and Delta Park Interchanges provide opportunity to permanently increase this segment of freeway to three lanes; and

WHEREAS, Increasing this segment to three lanes would match the existing configuration of I-5 at either end of the segment; and

WHEREAS, Observation and modeling indicate that moderate improvement of operations on the entire freeway segment could be realized if the intermediate bottleneck created by lane reduction at Lombard were eliminated; and

WHEREAS, Chapter 1 of the *Regional Transportation Plan* (RTP) endorses lower cost, operational improvements that maximize existing capacity of the regional transportation system; and

WHEREAS, Moderate travel time benefits could be provided to the 10 percent of HOV vehicles now using this segment of I-5 during the p.m. peak period if such a lane were reserved for their use; and

WHEREAS, Regional policies contained in the 1995 RTP support actions which encourage non-SOV travel; and

WHEREAS, Chapter 1 of the *Regional Transportation Plan* currently states that the region should investigate feasibility of HOV operation on the regional freeway system; and

WHEREAS, No current data exist with which to predict probable

success of an HOV facility in the Portland region or effects of an HOV system on regional travel demand and behavior; and

WHEREAS, ODOT has proposed to allocate \$2 million of state funds to make the Trunnion emergency enhancements permanent; and

WHEREAS, ODOT proposes to operate a six-month High Occupancy Vehicle (HOV) demonstration project on I-5 between Going and Delta Park interchanges during the p.m. peak period; and

WHEREAS, The Regional Conformity Subcommittee has determined that this six-month pilot project would not be regionally significant; and

WHEREAS, ODOT proposes to further consult with its regional partners prior to continuing the HOV project beyond six months, or converting the added three-lane segment to permanent general purpose operation; and

WHEREAS, Permanent modification of the corridor would first be subject to a new quantitative Conformity Determination; now, therefore,

BE IT RESOLVED:

1. That the MTIP is amended to allocate \$2 million of state transportation funds to a six-month HOV demonstration project on I-5 northbound lanes between the Going and Delta Park interchanges during the p.m. peak period.

2. That ODOT shall report to JPACT at the conclusion of the demonstration regarding plans to extend HOV operations permanently to the corridor or to retain the added segment for general transportation purposes.

3. That final plans for the new segment shall be included in the regional model and be subjected to quantitative analysis

pursuant to the region's air quality conformity determination process, with review by the Regional Conformity Subcommittee.

4. That Metro staff are directed to request appropriate amendment of the State Transportation Improvement Program (STIP) and are authorized to execute administrative adjustments needed to implement the project.

ADOPTED by the Metro Council this ____ day of _____, 1998.

Jon Kvistad, Presiding Officer

Approved as to Form:

Daniel B. Cooper, General Counsel

98-2625.RES
TW:lmk
3-27-98

TRANSPORTATION PLANNING COMMITTEE REPORT
**CONSIDERATION OF RESOLUTION NO. 98-2625, FOR THE PURPOSE OF
AMENDING THE METROPOLITAN TRANSPORTATION IMPROVEMENT
PROGRAM TO APPROVE A SIX MONTH HIGH OCCUPANCY VEHICLE (HOV)
LANE DEMONSTRATION ON I-5 NORTHBOUND, AND ASSOCIATED
FINANCING.**

Date: April 23, 1998

Presented by: Councilor Washington

Committee Action: At its April 21, 1998 meeting, the Transportation Planning Committee unanimously recommended Council adoption of Resolution No. 98-2625. Voting in favor: Councilors Kvistad, McLain and Washington.

Council Issues/Discussion: Staff presentation was made by Terry Whistler, senior transportation planner. This resolution, approves expenditure of about \$2,000,000 in state-managed funds to implement a six month pilot of a high occupancy vehicle (HOV) lane on the northbound segment of I-5, between the N. Going and Delta Park interchanges. Federal funds managed by the Oregon Department of Transportation (ODOT), will be used to finance this project.

The HOV lane will be in effect during the evening peak commuting period, to test the feasibility of maintaining permanent HOV operations in this part of the corridor. The benefit to HOV travelers is expected to be about 1 minute, and smoother operation of this stretch of highway is also expected.

ODOT will convene a technical committee for oversight and evaluation of this project. The committee will make recommendations to Metro and others concerning the possible continuance of the project.

In response to a question from the committee, Mr. Whisler stated that all funds necessary for the project are not fully committed at this time. Funds necessary for striping and enforcement are still being sought.

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 98-2625 FOR THE PURPOSE OF AMENDING THE METROPOLITAN TRANSPORTATION IMPROVEMENT PROGRAM TO APPROVE A SIX-MONTH HIGH OCCUPANCY VEHICLE (HOV) LANE DEMONSTRATION ON I-5 NORTHBOUND AND ASSOCIATED FINANCING

Date: March 19, 1998

Presented by: Andy Cotugno

PROPOSED ACTION

Approval of this resolution would amend the MTIP to program \$2 million of state gas tax funds for minor improvement of I-5 needed to implement a six-month demonstration of HOV feasibility. ODOT desires to operate the demonstration on a three-mile northbound segment of I-5 between the Going and Delta Park interchanges. HOV operation would occur during the peak p.m. period. The lane would be available for general purpose travel during other times of the day. After results of the demonstration project are compiled, it would be determined whether to continue peak period HOV operations, convert the lane permanently to general purpose travel at all times of the day, or return the segment to its original condition. This decision would require additional regional consultation and approval.

TPAC has reviewed this MTIP amendment and recommends approval of Resolution No. 98-2625.

ANALYSIS

In preparation for repair of the Interstate Bridge Trunnion, ODOT restriped the I-5 northbound lanes between the Lombard and Delta Park interchanges. By elimination of the northbound shoulder, ODOT was able to continue the three-lane configuration of I-5 an additional mile beyond the Lombard interchange where it had previously narrowed to two lanes. This added lane was made available for HOV traffic during the Trunnion project. Video surveillance cameras installed prior to the project as part of the Region 1 Intelligent Transportation System (ITS) deployment showed a marked improvement in operation of I-5 during this period over and above what was attributable simply to reduced travel volumes during the Trunnion repair.

The Hayden Island merge at the I-5 bridgehead functions as the fundamental throttle on northbound I-5 operation. The proposed project does not eliminate or modify this constraint: **absolute capacity of I-5 south of the bridge is not increased by this proposed project.** However, continuation of a third lane past Lombard to the Delta Park interchange eliminates an intermediate bottleneck at the Lombard Interchange. Previously, the reduction to two lanes at Lombard caused abrupt reduction of speeds, which then increased as vehicles approached the Delta Park interchange, only to abruptly slow again, then increase past Delta Park and slow again approaching the Hayden Island interchange. With the third lane extension, this intermediate throttle was eliminated

so that vehicles now gradually reduce speed as they approach the Delta Park interchange, significantly moderating an entire cycle of stop-and-go events.

Providing a three-mile HOV lane is expected to provide an approximate three-minute travel time benefit for transit vehicles and multiple occupant vehicles that presently use this corridor and which comprise just under 10 percent of vehicles. However, smoothing of freeway operation on this segment of I-5 (as opposed to increasing capacity of the freeway system) is another major objective of the proposal. By matching capacity of the middle segment of I-5 north to those now occurring at either end, smoother flow is provided creating safer travel conditions and reduced vehicle emissions associated with stop-and-go travel conditions.

There are two elements of the proposed pilot project. A construction element will reinforce the shoulder just north of the Lombard interchange so that it can operate as a travel lane. Also, the Delta Park onramp presently merges traffic into a free lane. New striping and traffic control will be needed to manage these movements into an occupied third lane once the project begins operation. The second aspect of the project is operational conversion of two miles of an existing general purpose lane between Going and Lombard to peak period HOV use. ODOT's analysis indicates that peak period demand at Going is less than 4,000 vehicles, of which 10 percent is already HOV. In this segment, I-5 operates as a four-lane facility just north of I-405, then reduces to three lanes until it reaches Lombard where it narrows to two lanes. Therefore, a graduated conversion of one lane to HOV use at the Going interchange would not produce significant queuing. Ten percent of vehicles would continue to use the lane. The other 90 percent of vehicles represent a demand less than the available capacity. During all but the p.m. peak period, all travel lanes would continue to be available for general purpose travel.

The project has been presented to the TPAC Air Quality Conformity Consultation Subcommittee. It has been determined by this group that the six-month pilot project is not regionally significant and does not require analysis of conformity with the State Implementation Plan. Extension of HOV beyond the pilot period, or conversion of the third-lane segment to permanent general purpose operation, will require a conformity determination. There are several facts supporting this conclusion.

First, the project would not be initiated until mid-October, after the ozone season. Whatever stimulation of emission might in fact result from the project, they would occur after the peak season during which a violation of air quality standards might occur. Second, the project makes physical modifications to a segment of I-5 that is less than one mile in length and which does not travel through any full interchanges. These are two important parameters that have generally been considered a threshold of project significance. Third, the pilot does not actually increase capacity of the north segments of I-5.

Absolute corridor capacity remains constrained by the Hayden Island/Interstate Bridgehead bottleneck. What the project would accomplish is smoothing of northbound corridor operation during the p.m. peak period. Approximately 10 percent of vehicles using the corridor would experience moderate improvement of travel conditions for a three-mile stretch. For 90 percent of vehicles, a marginal improvement of the operating conditions would result. ODOT micro-scale analysis indicates that system speeds would be sustained at a 50 mile per hour threshold for slightly longer periods with the project than without. Emission of NOx increase significantly as speeds approach 50 miles per hour. However, emissions also increase significantly with hard acceleration typified by the kind of frustrated stop-and-go driving that now occurs north of the Lombard bottleneck. It is this travel characteristic that will be moderated by the project.

There is some concern that marginal improvement of freeway operation could attract latent demand for travel in the corridor, or could attract demand onto the freeway from parallel surface streets. Regional modeling is generally desirable to quantify these kinds of effects. If latent demand is drawn as either new SOV or HOV travel, regional emissions would be increased above current levels in a manner not previously considered in the Conformity modeling. Should existing travel demand be drawn to the freeway from surface streets, the presumed increase of system speed would also most likely emit greater amounts of criteria pollutants than previously modeled.

As to the first concern about latent demand, the project improvements are not expected to be significant enough to stimulate new long-term changes to travel demand in the corridor. Only an intermediate bottleneck is eliminated and only for HOV travelers and no improvement of southbound a.m. travel conditions is provided to match the p.m. improvements. Moreover, until the pilot is concluded and the data analyzed, modeling of long-term project effects would not be reliable so regional model analysis of the project is premature. As to effects on existing travel behavior, ODOT has deployed ramp meters on the I-5 ramps affected by the projects as part of its ITS program. Should significant numbers of vehicles be drawn to the corridor, away from either Interstate Avenue or 99E, ramp meter rates can be decreased to impose a compensatory time penalty. In this way, system balance can be maintained. Indirectly, system speeds would maintain roughly the current average modeled in the present Conformity Determination.

Resolution No. 98-2632, To waive the Metro Urban Growth Boundary Annual Filing Deadline for Jerry Johnson, CGC, Inc. and Carla Ralston Locational Adjustment Petitions in Multnomah County.

**Metro Council Meeting
Thursday, April 23, 1998
Council Chamber**

BEFORE THE METRO COUNCIL

TO WAIVE THE METRO URBAN GROWTH) RESOLUTION NO. 98-2632
BOUNDARY ANNUAL FILING DEADLINE)
FOR JERRY JOHNSON, CGC, INC. AND)
CARLA RALSTON LOCATIONAL)
ADJUSTMENT PETITIONS IN MULTNOMAH) Introduced by Mike Burton,
COUNTY) Executive Officer

WHEREAS, Jerry Johnson, CGC, Inc. and Carla Ralston filed locational adjustment petitions prior to the annual deadline, March 16 for 1998, to amend the Urban Growth Boundary (UGB) for 14.18 acres, 19.6 acres and 4.22 acres, respectively, in Multnomah County; and

WHEREAS, The petitions were found to be incomplete and lacking a statement by the Clackamas County Board of Commissioners regarding the petition, as required by the Metro Code; and

WHEREAS, The petitioners were unable to obtain a formal statement of the County Board of Commissioners by the April 8, 1998, review deadline allowed by the Metro Code because the Commission could not render decisions due to lack of a quorum; and

WHEREAS, The petitioners request in writing that Metro withhold action on their petitions until the Multnomah County Board of Commissioners are able to meet with a quorum to issue a statement regarding the petitions, now, therefore,

BE IT RESOLVED,

1. A waiver for filing the proposed locational adjustment petitions for Jerry Johnson, CGC, Inc. and Carla Ralston is hereby granted

2. The new deadline for these petitions to be complete is hereby established as one week after the Multnomah Board of Commissioners meet with a quorum and render a decision on the petitions.

ADOPTED by the Metro Council this ____ day of _____, 1998.

Jon Kvistad, Presiding Officer

ATTEST:

Approved as to Form:

Recording Secretary

Daniel B. Cooper, General Counsel

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GROWTH MANAGEMENT COMMITTEE REPORT
CONSIDERATION OF RESOLUTION NO. 98-2632, TO WAIVE THE METRO
URBAN GROWTH BOUNDARY ANNUAL FILING DEADLINE FOR JERRY
JOHNSON, CSG, INC. AND CARLA RALSTON LOCATIONAL ADJUSTMENT
PETITIONS IN MULTNOMAH COUNTY

Date: April 22, 1998

Presented by: Councilor Naito

Committee Action: At its April 21, 1998 meeting, the Growth Management Committee unanimously voted to recommend to Council adoption of Resolution No. 98-2632.

Voting in favor: Councilors Naito, McCaig and Morissette.

Committee Issues/Discussion: There was no substantive discussion on this ordinance by the members of the Committee. A technical, non-substantive amendment was accepted by the Committee.

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 98-2632 TO WAIVE THE METRO URBAN GROWTH BOUNDARY ANNUAL FILING DEADLINE FOR JERRY JOHNSON, CGC, INC. AND CARLA RALSTON LOCATIONAL ADJUSTMENT PETITIONS IN MULTNOMAH COUNTY

Date: April 7, 1998

Presented by: Ray Valone

Proposed Action

Resolution No. 98-2632 waives the filing deadline until the Multnomah County Board of Commissioners has a quorum to meet and decide the merits of the petitions for Jerry Johnson, CGC, Inc. and Carla Ralston (petitioners). This action would allow the petitioners to submit their written statements by the governing body of the County with land use jurisdiction over the area included in the petitions, as required by the Metro Code for locational adjustments, thus completing the petition.

Factual Background and Analysis

The petitioners submitted separate locational adjustment petitions by the deadline date of March 16, 1998, for land within Multnomah County. Jerry Johnson's petition is for 14.18 acres along McKinley Road in Pleasant Valley. The site is within Urban Reserve #5, a first tier reserve. The petition from CGC, Inc. requests an adjustment of 19.6 acres adjacent to the Persimmon Country Club south of Gresham. The site is Urban Reserve #3, a non-first tier reserve. Carla Ralston's petition is for 4.22 acres along McNamee Road near Skyline Boulevard. The three petitions are complete except for the Multnomah County statement. The petitioners were unable to obtain the County's formal written statement by the April 8 deadline for remedying incomplete applications due to unusual circumstances.

The Multnomah County Board of Commissioners has not had a quorum for meeting since February. This situation is due to the absence of three commissioners. Two commissioners have resigned to run for another elected office, and a third commissioner has been hospitalized. The Commission will not be able to make a formal statement on the petitions until at least mid-April.

Budget Analysis

There is no budget impact.

Executive Officer's Recommendation

The Executive Officer recommends that the Metro Council adopt Resolution No. 98-2632.

RV/srb
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Agenda Item Number 11.1

Resolution No. 98-2620, For the Purpose of Amending Contract #920101 with Geonorth Inc. to Upgrade the Computer Software in the Recycling Information Center's Call tracking system.

Contract Review Board

**Metro Council Meeting
Thursday, April 23, 1998
Council Chamber**

Before the Metro Council

FOR THE PURPOSE OF AMENDING)	RESOLUTION NO. 98-2620
CONTRACT #920101 WITH GEONORTH, INC.)	
TO UPGRADE THE COMPUTER SOFTWARE)	Introduced by Mike Burton,
FOR THE RECYCLING INFORMATION)	Executive Officer
CENTER'S CALL TRACKING SYSTEM.)	

WHEREAS, the Council adopted the Budget for Fiscal Year 1997-98; and

WHEREAS, Regional Environmental Management and Growth Management Services have sufficient funds to finance the requested computer update for the Recycling Information Center; and

WHEREAS, Metro has executed an agreement with Geonorth, Inc. to develop desktop mapping applications for several Metro departments, including the Recycling Information Center's telephone response system; and

WHEREAS, the Recycling Information Center's software and hardware is in need of upgrading to utilize current computer technology to increase productivity while reducing computer support and maintenance costs.

BE IT RESOLVED,

The Metro Council hereby approves extending contract #920101 to June 30, 1999 and amending the contract to upgrade the Recycling Information Center's call response system at a cost of \$54,820.

ADOPTED by the Metro Council this _____ day of _____, 1998.

Jon Kvistad, Presiding Officer

Approved as to form:

Daniel B. Cooper, General Counsel

REGIONAL ENVIRONMENTAL MANAGEMENT COMMITTEE REPORT

CONSIDERATION OF RESOLUTION NO. 98-2620A, FOR THE PURPOSE OF AMENDING CONTRACT #920101 WITH GEONORTH, INC. TO UPGRADE THE COMPUTER SOFTWARE IN THE RECYCLING INFORMATION CENTER'S CALL TRACKING SYSTEM

Date: April 21, 1998

Presented by: Councilor McFarland

Committee Recommendation: At its April 21 meeting, the Committee considered Resolution No 98-2620 and voted 2-0 to send the resolution, as amended, to the Council with a do pass recommendation. Voting in favor: Councilor McFarland and Chair Morissette. Councilor Washington was absent.

Committee Issues/Discussion: Dennis Strachota, strategic policy analyst, presented the staff report. He noted that the purpose of the resolution was to amend an existing contract to upgrade the software used by the Recycling Information Center's call tracking system. This need intensified when Metro was notified that vendor for the hardware required to operate the existing software will no longer support this equipment after April 1999.

He indicated that the committee members had been provided with an amended "A" version of the resolution that would include the proposed project in the adopted Capital Improvement Plan because it's total cost now exceeds \$50,000. As originally prepared, the total capital costs did not exceed \$50,000, but last-minute changes in the scope of the project increased the total cost to \$54,820.

Councilor Morissette asked if the project was just an addition to the CIP, or if it's inclusion would result in the elimination of any other CIP projects. Strachota responded that the project was not competing for other funds and that no projects would be eliminated as a result of the inclusion of this project.

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING
CONTRACT #920101 WITH GEONORTH,
INC. TO UPGRADE THE COMPUTER
SOFTWARE FOR THE RECYCLING
INFORMATION CENTER'S CALL
TRACKING SYSTEM

)
)
)
)

RESOLUTION NO. 98-2620A

Introduced by Mike Burton,
Executive Officer

WHEREAS, the Council adopted the Budget for Fiscal Year 1997-98 and the FY 1997-98 through FY 2002-03 Capital Improvement Plan (CIP); and

WHEREAS, Regional Environmental Management and Growth Management Services have sufficient funds to finance the requested computer update for the Recycling Information Center; and

WHEREAS, Metro has executed an agreement with GeoNorth, Inc. to develop desktop mapping applications for several Metro departments, including the Recycling Information Center's telephone response system; and

WHEREAS, the Recycling Information Center's software and hardware is in need of upgrading to utilize current computer technology to increase productivity while reducing computer support and maintenance costs; and,

WHEREAS, the adopted CIP presents all capital improvement projects with a total cost in excess of \$50,000 which Metro plans to undertake over a five-year period; and,

WHEREAS, the computer upgrade for the Recycling Information Center was not included in the adopted CIP because it did not qualify as a capital project at the time; and,

WHEREAS, as a result of this amendment, the computer upgrade for the Recycling Information Center does qualify as a capital project because the total capital cost exceeds \$50,000; and,

WHEREAS, the FY 1998-99 through FY 2002-03 CIP should be amended to include the computer upgrade for the Recycling Information Center; now, therefore,

BE IT RESOLVED,

1. That the Metro Council hereby approves extending contract #920101 to June 30, 1999 and amending the contract to upgrade the Recycling Information Center's call response system at a cost of \$54,820; and,
2. That the FY 1998-99 through FY 2002-03 CIP is amended to include the computer upgrade for the Recycling Information Center as shown in Exhibit 'A' to this resolution.

ADOPTED by the Metro Council this _____ day of _____, 1998.

Jon Kvistad, Presiding Officer

Approved as to form:

Daniel B. Cooper, General Counsel

CAPITAL PROJECT REQUEST
Project Request: RIC Computer Upgrade

TYPE OF PROJECT: <input type="checkbox"/> NEW <input type="checkbox"/> EXPANSION <input checked="" type="checkbox"/> REPLACEMENT		DEPARTMENT/DIVISION: REGIONAL ENVIRONMENTAL MANAGEMENT			TYPE OF REQUEST: <input checked="" type="checkbox"/> INITIAL <input type="checkbox"/> CONTINUATION <input type="checkbox"/> REVISION		DATE: APRIL 20, 1998		
SOURCE OF ESTIMATE: <input type="checkbox"/> BASED ON DESIGN <input type="checkbox"/> PRELIMINARY <input checked="" type="checkbox"/> ACTUAL BID DOCUMENTS		PROJECT START DATE: MAY 1998		PROJECT COMPLETION DATE: JULY 1998		DEPARTMENT PRIORITY:		PREPARED BY: DENNIS STRACHOTA	
PROJECT ESTIMATES		PRIOR YEARS	1998-99	1999-2000	2000-01	2001-02	2002-03	BEYOND 2003	TOTAL
CAPITAL COSTS									
PLANS & STUDIES									
LAND & RIGHT-OF-WAY									
DESIGN & ENGINEERING									
CONSTRUCTION									\$20,000
EQUIPMENT/FURNISHINGS (HARDWARE)		\$20,000							
PROJECT CONTINGENCY									54,820
1% FOR ART									
OTHER (SOFTWARE DEVELOPMENT)		39,820	\$15,000						
TOTAL		\$59,820	\$15,000						\$74,820
FUNDING SOURCE									
FUND BALANCE		\$59,820	\$15,000						\$74,820
GRANTS									
G. O. BONDS									
REVENUE BONDS									
OTHER									
TOTAL		\$59,820	\$15,000						\$74,820

PROJECT DESCRIPTION/JUSTIFICATION: Upgrade the hardware and software for computer system that serves REM's Recycling Information Center (RIC). The existing system uses expensive UNIX hardware and software that is based on seven-year old technology that will not be supported by the vendor after April 1, 1999, and is not compatible with Metro's Windows-based network system. The RIC handles more than 100,000 calls annually from people seeking answers to recycling, disposal and various waste prevention strategy. This computer system provides RIC staff with the capability to access databases quickly to respond to callers immediately.	ANNUAL OPERATING BUDGET IMPACT:	
	PERSONAL SERVICES COSTS MATERIALS & SVCS. COSTS CAPITAL OUTLAY COSTS OTHER COSTS (REVENUES)	(\$700)
	NET ANNUAL OPERATING COSTS	(\$700)
	ANNUAL RENEWAL & REPLACEMENT CONTRIBUTION	\$16,200
	FIRST FULL FISCAL YEAR OF OPERATION:	1998-99
FUND(S): SOLID WASTE REVENUE AND PLANNING FUNDS		

**EXECUTIVE SUMMARY
RESOLUTION 98-2620
CONTRACT WITH GEONORTH TO UPGRADE RECYCLING
INFORMATION CENTER COMPUTER SOFTWARE**

PROPOSED ACTION

- Passage of Resolution 98-2620 would authorize Metro to amend contract no. 920101 with GeoNorth, Inc. to upgrade the computer software in the Recycling Information Center and also to amend the FY 1998-99 through FY 2002-03 adopted CIP to include this computer upgrade.

WHY NECESSARY

- The existing system uses expensive UNIX hardware and software and is based on seven-year old technology developed with programming tools that date from the mid-1980s.
- Upgrading the software will allow the system to run in the Windows environment and will eliminate costly hardware and software maintenance contracts.
- This would also bring the full set of office productivity tools to the RIC staff and improve email access.
- Metro has received word that Hewlett Packard will stop supporting the hardware required by the existing software after April 30, 1999.

ISSUES/CONCERNS

- The computer system in the Recycling Information Center is used to respond to nearly 100,000 residents of the region who call the Center each year.
- It is important to upgrade the software to current computer technology to maintain the effectiveness of this popular customer service and public outreach program, while reducing computer support and maintenance costs.
- Support for the new hardware and software will be provided by Metro's Information Services Division. Application support will continue to be provided by the Data Resource Center.
- The computer upgrade originally did not qualify as a capital project because capital costs did not amount to \$50,000. With this contract amendment, the upgrade does qualify as a capital project, and hence, the resolution also amends the adopted CIP for FY 1998-99 through 2002-03.

BUDGET/FINANCIAL IMPACTS

- The cost to develop the new software is \$54,820. The funds are budgeted in the 1997-98 and 1998-99 budget.

The contract amendment will be funded as follows:

- \$42,500 for RIC computer support in the adopted FY 97-98 DRC budget. Due to time contracts, a portion of the \$42,500 may be a carryover to FY 98-99.
- \$7,320 savings from maintenance of RLIS solid waste databases in the adopted FY 97-98 REM budget
- \$5,000 under Contracted Professional Services in the proposed FY 98-99 REM budget.

Overall, the new system will result in a savings of \$2,050 over the next three years.

STAFF REPORT

RESOLUTION NO.98-2620 FOR THE PURPOSE OF AMENDING CONTRACT #920101 WITH GEONORTH, INC. TO UPGRADE COMPUTER SOFTWARE FOR THE RECYCLING INFORMATION CENTER'S CALL TRACKING SYSTEM.

March 6, 1998

Presented by: Richard Bolen,
Data Resource Center Manager

PROPOSED ACTION

Adoption of this resolution will amend a current contract with Geonorth, Inc., to revamp the RIC call tracking computer application to run in the Windows environment. The current application uses expensive UNIX hardware and software. The new application will take advantage of major advances which have been made in the Windows operating environment and will be designed to enhance the RIC's commitment to provide regional information related to recycling, reuse, hazardous waste disposal and other important environmental issues.

BACKGROUND

This new system will replace an existing computer system that is based on seven-year-old technology developed with programming tools that date from the mid-1980s. The contract to develop the existing Recycling Information Center system, written in 1991, called for a system that includes the following modules:

- Call Tracking - provides a map and information such as the names, locations and hours of the nearest recycling and solid waste disposal facilities for requested materials. Each call is recorded in a database for statistical reporting.
- General Information Files - allows quick query and access to information files for call takers.
- Statistical Reporting. Data derived from the call information database is used to provide monthly, quarterly and annual reports, which can be summarized by geographical area, media code or material. These reports measure the effectiveness of the program.
- Mailing list management - the call system constructs mailing lists and labels based on caller requests for promotional and educational mailers that the RIC offers.
- Inventory journal - tracks inventory of brochures, packets and other publications.
- Workshop registration - allows call takers to register callers in workshops.

A system was developed using the best geographic information system (GIS) software available at the time. This old system requires costly annual hardware and software maintenance fees. There is also a need for frequent problem solving on the part of in-house technical assistance, which is costly in terms of time to Metro staff.

In July 1997, an RFP was issued for development of desktop mapping applications. The purpose of the RFP was to select a vendor who would prepare applications for several departments at Metro including Regional Environment Management (REM), the Data Resource Center (DRC), a division of the Growth Management Services Department, and Metro Recycling Information, a division of the REM Department. The RIC call tracking system was mentioned as a possible application. Contract No. 920101 with Geonorth, Inc. was signed on October 29, 1997 and includes a mapping program on Metro's intranet and external web page. The contract allowed for amendments that would add separate tasks. Fees for each task are determined based on particular project requirements. The RIC call tracking system will be one of these separate amendments to the existing Geonorth contract. It will incorporate the above modules and all current functionality.

The proposed RIC call tracking system has several advantages:

- Moves to low cost Windows workstations.
- Will have the look and feel of the Windows environment, making it easy to learn.
- Brings the full set of office productivity tools to the RIC.

- Improved e-mail access.
- Easy to convert a portion of the RIC application to the Internet at some future date.
- Adds ability to use other Windows ActiveX controls (mailing labels, e-mail & FAX).
- Allows use of a modern relational database for data storage and report generation.
- Eliminates annual hardware & software maintenance agreements.
- Reduces RIC training costs.

A new system which uses standard state of the art PC hardware and software components will bring about a cost-effective solution that minimizes internal staff maintenance and training costs while enhancing usability and data delivery options.

We are asking for a multi-year contract to expire on June 30, 1999.

BUDGET IMPACT

The amount for this amendment is \$54,820. This amendment will be funded as follows:

- \$42,500 for RIC computer support in the adopted FY 97-98 budget. Due to time constraints, a portion of the \$42,500 may be a carryover to FY 98-99.
- \$7,320 savings from maintenance of RLIS solid waste databases in the adopted FY 97-98 budget.
- \$5,000 under Contracted Professional Services in the proposed FY 98-99 budget.

Overall, the new system will have a savings of \$2,050 over the next three years.

EXECUTIVE OFFICER RECOMMENDATION

The Executive Officer recommends approval of this resolution.

PERSONAL SERVICES AGREEMENT

THIS AGREEMENT is between Metro, a metropolitan service district organized under the laws of the State of Oregon and the 1992 Metro Charter, located at 600 NE Grand Avenue, Portland, Oregon 97232, and GeoNorth, Inc., referred to herein as "Contractor," located at Suite 101, 3330 Arctic Blvd., Anchorage, Alaska 99503.

In exchange for the promises and other consideration set forth below, the parties agree as follows:

1. **Duration.** This personal services agreement shall be dated and effective on the last signature date below and shall remain in effect until and including June 30, 1998, unless terminated or extended as provided in this Agreement.
2. **Scope of Work.** Contractor shall provide all services and materials specified in the attached "Exhibit A -- Scope of Work," which is incorporated into this Agreement by reference. All services and materials shall be provided by Contractor in accordance with the Scope of Work, in a competent and professional manner. To the extent that the Scope of Work contains additional contract provisions or waives any provision in the body of this Agreement, the Scope of Work shall control.
3. **Payment.** Metro shall pay Contractor for services performed and materials delivered in the amounts, manner and at the times specified in the Scope of Work for a maximum sum not to exceed Thirty Thousand and no/100 dollars (\$30,000.00).
4. **Insurance.** Contractor shall provide METRO with a certificate of insurance complying with this article and naming METRO as an insured within fifteen (15) days of execution of this Contract or twenty-four (24) hours before services under this Contract commence, whichever date is earlier.
 - a. Contractor shall purchase and maintain at the Contractor's expense, the following types of insurance, covering the Contractor, its employees, and agents:
 - (1). Broad form comprehensive general liability insurance covering bodily injury and property damage, with automatic coverage for premises, operations, and product liability. The policy must be endorsed with contractual liability coverage; and
 - (2). Automobile bodily injury and property damage liability insurance.
 - b. Insurance coverage shall be a minimum of \$500,000 per occurrence. If coverage is written with an annual aggregate limit, the aggregate limit shall not be less than \$1,000,000.
 - c. Metro, its elected officials, departments, employees, and agents shall be named as ADDITIONAL INSUREDS. Notice of any material change or policy cancellation shall be provided to Metro 30 days prior to the change or cancellation.
 - d. Contractor, its subcontractors, if any, and all employers working under this Agreement that are subject employers under the Oregon Workers' Compensation Law shall comply with ORS 656.017, which requires them to provide Workers' Compensation coverage for all their subject workers. Contractor shall provide Metro with certification of Workers' Compensation insurance including

employer's liability. If Contractor has no employees and will perform the work without the assistance of others, a certificate to that effect may be attached, as Exhibit B, in lieu of the certificate showing current Workers' Compensation.

e. If required by the Scope of Work, Contractor shall maintain for the duration of this Agreement professional liability insurance covering personal injury and property damage arising from errors, omissions, or malpractice. Coverage shall be in the minimum amount of \$500,000. Contractor shall provide to Metro a certificate of this insurance, and 30 days' advance notice of material change or cancellation.

5. Indemnification. Contractor shall indemnify and hold Metro, its agents, employees and elected officials harmless from any and all claims, demands, damages, actions, losses and expenses, including attorney's fees, arising out of or in any way connected with its performance of this Agreement, or with any patent infringement or copyright claims arising out of the use of Contractor's designs or other materials by Metro and for any claims or disputes involving subcontractors.

6. Maintenance of Records. Contractor shall maintain all of its records relating to the Scope of Work on a generally recognized accounting basis and allow Metro the opportunity to inspect and/or copy such records at a convenient place during normal business hours. All required records shall be maintained by Contractor for three years after Metro makes final payment and all other pending matters are closed.

7. Ownership of Documents. All documents of any nature including, but not limited to, reports, drawings, works of art and photographs, produced by Contractor pursuant to this Agreement are the property of Metro, and it is agreed by the parties that such documents are works made for hire. Contractor hereby conveys, transfers, and grants to Metro all rights of reproduction and the copyright to all such documents.

8. Project Information. Contractor shall share all project information and fully cooperate with Metro, informing Metro of all aspects of the project including actual or potential problems or defects. Contractor shall abstain from releasing any information or project news without the prior and specific written approval of Metro.

9. Independent Contractor Status. Contractor shall be an independent Contractor for all purposes and shall be entitled only to the compensation provided for in this Agreement. Under no circumstances shall Contractor be considered an employee of Metro. Contractor shall provide all tools or equipment necessary to carry out this Agreement, and shall exercise complete control in achieving the results specified in the Scope of Work. Contractor is solely responsible for its performance under this Agreement and the quality of its work; for obtaining and maintaining all licenses and certifications necessary to carry out this Agreement; for payment of any fees, taxes, royalties, or other expenses necessary to complete the work except as otherwise specified in the Scope of Work; and for meeting all other requirements of law in carrying out this Agreement. Contractor shall identify and certify tax status and identification number through execution of IRS form W-9 prior to submitting any request for payment to Metro.

10. Right to Withhold Payments. Metro shall have the right to withhold from payments due to Contractor such sums as necessary, in Metro's sole opinion, to protect Metro against any loss, damage, or claim which may result from Contractor's performance or failure to perform under this Agreement or the failure of Contractor to make proper payment to any suppliers or subcontractors.

11. State and Federal Law Constraints. Both parties shall comply with the public contracting provisions of ORS chapter 279, and the recycling provisions of ORS 279.545 - 279.650, to the extent those provisions apply to this Agreement. All such provisions required to be included in this Agreement are incorporated herein by reference. Contractor shall comply with all applicable requirements of federal and state civil rights and rehabilitation statutes, rules and regulations including those of the Americans with Disabilities Act.

12. Situs. The situs of this Agreement is Portland, Oregon. Any litigation over this agreement shall be governed by the laws of the state of Oregon and shall be conducted in the circuit court of the state of Oregon, for Multnomah County, or, if jurisdiction is proper, in the U.S. District Court for the District of Oregon.

13. Assignment. This Agreement is binding on each party, its successors, assigns, and legal representatives and may not, under any circumstance, be assigned or transferred by either party.

14. Termination. This Agreement may be terminated by mutual consent of the parties. In addition, Metro may terminate this Agreement by giving Contractor five days prior written notice of intent to terminate, without waiving any claims or remedies it may have against Contractor. Termination shall not excuse payment for expenses properly incurred prior to notice of termination, but neither party shall be liable for indirect or consequential damages arising from termination under this section.

15. No Waiver of Claims. The failure to enforce any provision of this Agreement shall not constitute a waiver by Metro of that or any other provision.

16. Modification. Notwithstanding any and all prior agreements or practices, this Agreement constitutes the entire Agreement between the parties, and may only be modified in a writing signed by both parties.

GEONORTH, INC.

Signature

Steve Colligan President

Date

10/29/97

METRO

Signature

Scott Moss
Manager, Risk & Contract Mgn.

Date

10-29-97

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**Attachment A
SCOPE OF WORK**

This attachment to the Personal Services Contract between Metro and GeoNorth, Inc., hereinafter referred to as "GeoNorth," specifies the scope of work to be performed by GeoNorth, and payment schedule.

A. GENERAL STATEMENT OF PROJECT

Metro has invested several hundred thousand dollars in a geographic information system (GIS) that is called the Regional Land Information System (RLIS). As part of Metro's plan to provide access to RLIS data to additional staff, we are purchasing the graphical and mapping software ArcView.

ArcView allows non-GIS staff to access and query spatial and socioeconomic data that are needed to support their projects and programs. This will enable more people to use the databases built and maintained by GIS personnel. ArcView has the ability to produce graphs, pie charts, maps, and reports. It operates inside Windows Version 3.1, using existing databases such as Access. All computers using ArcView will be networked to an 11x17-color printer for output of color documents.

Additionally, Metro has purchased Visual Basic and MapObjects, an OCX that supports the development map-based applications. Metro staff intends to develop small targeted desktop mapping applications to support Metro programs. Some of these applications will be placed on Metro's external Internet site or Metro's internal Internet called "IntraMet".

Metro has recently enhanced our Web page and future plans call for placing spatially enabled query capabilities on one or more of Metro's Web pages. The two software products that Metro will be using are MapObjects Internet Map Server (IMS) and ArcView IMS.

The first application using ArcView IMS will be "Who Is My Hauler?" This is a simple application where a user types in their home address and ArcView IMS returns the name and phone number of the garbage hauler serving that address.

This application will be the prototype for numerous other address-based spatial queries, some of them using ArcView IMS and others MapObjects IMS. The decision of which IMS to use will be based on numerous factors, including but not limited to, number of expected hits per day, resources (time and money) necessary to write the application, and the applications functionality.

B. PROJECT MANAGERS

Keith Massie is Metro's contact for this project and will coordinate contractor activities.

Keith Massie
Metro
600 NE Grand Avenue
Portland, OR 97232
(503) 797-1667
(503) 797-1795 FAX
massiek@metro.dst.or.us E-MAIL

GeoNorth's project manager is:

Mark Pearson
GeoNorth, Inc.
3330 Arctic Blvd., Suite 101
Anchorage, AK 99503
(907) 562-1500
(907) 562-1502 FAX
mpearson@geonorth.com E-MAIL

C. APPLICATION DEVELOPMENT

The following is a description of the first application to be developed with the assistance of GeoNorth. There will be additional tasks requested of GeoNorth between now and June 30, 1998. Each of these tasks will be detailed in correspondence, which will become part of this contract. Given the difficulty in detailing each and every map-based application that Metro may need during the next twelve months, this format will save Metro staff time and resources.

GEOSEARCH INTERNET APPLICATION

GeoNorth will license and make modifications to its MapOptix(tm) viewer application for Metro's internal use. Under this license GeoNorth will supply Metro with all programming code, scripts, and compiled code for internal use only.

GeoNorth will make modifications to its MapOptix(tm) application to suit Metro's use as part of the general license of this product limited to the items below as "General Modifications". All other modifications will be considered to be specific modifications for Metro's use and will be performed on a time and materials basis. Metro will be provided documentation, source and compiled code for all "Specific Metro Modifications" listed below.

General Modifications

1. Modify MapOptix(tm) code to process results of up to 20 geographic layers in the MapOptix(tm) GeoSearch query function.
2. Make HTML enhancements to the MapOptix(tm) interface not to exceed eight hours.

Specific Metro Modifications

1. Metro will be provided all sources script, text, and compiled code for Metro Specific Modifications. Payment for these services will be on a time and materials basis.
2. Enhance the MapOptix(tm) report screen function to meet Metro's general needs. Estimated time is 8 hours. GeoNorth will coordinate with Metro to modify and enhance the reporting functions and print screen of the existing MapOptix(tm) interface. Other and more detailed reports may be generated at Metro's request at additional time and materials expense to this project.
3. Work with local GeoSearch Work Group (comprised of city, county and Metro staff) to make enhancements and modifications to the user interface. GeoNorth will provide technical support and programming on a time and materials basis at the direction of designated Metro Project Manager.

SECOND TASK: Recommend computer hardware to provide Web hosting services. GeoNorth will work closely with Metro staff in determining the necessary hardware configuration to support

Metro's IntraMet and eventual Internet Map-Based applications. GeoNorth will provide a turnkey solution on the hardware configuration determined necessary, including the ColdFusion software. Metro's Data Resource Center has already purchased the MapObjects IMS software and has budgeted for the ArcView IMS software.

DELIVERABLE: Computer hardware with web server and ColdFusion software installed. Metro will reimburse GeoNorth at their cost plus 10% for the hardware and software. Additionally, GeoNorth will be reimbursed at their hourly rate of \$85 for technical assistance with the software installation and configuration.

OTHER DESKTOP MAPPING APPLICATIONS

Metro will have other desktop mapping applications that will be identified during the next twelve months, and the consultant will be expected to provide programming and technical support services to assist with the completion of each application. These applications may include one or more of the following:

1. Converting Metro Recycling Information's Unix based (using Arc/Info) telephone response system to a PC based system using Visual Basic and MapObjects.
2. Enhancing the Data Resource Center's (DRC) Web pages to facilitate the delivery of map-centric products.
3. Developing an Internet-based Disaster Response system to be utilized during floods, ice, wind storms, and earthquakes.
4. Additional applications and products to be determined during the course of the contract but not to exceed the total dollar amount.

Before the implementation of additional desktop mapping applications, GeoNorth will meet with the appropriate Metro staff to review that particular's projects Tasks. Once a written Task Order and work schedule has been agreed upon, the consultant will negotiate a fee with Metro staff. The fee schedule will include hours to be worked by staff salary level as stipulate in Section 6 below. Each project will be considered separately and a fee determined based on that particular project's requirements.

D. QUALITY CONTROL

Each application developed must meet certain quality criteria before the application is accepted and GeoNorth is paid. These will include:

1. Written technical documentation for each application. The documentation will be written so that a person familiar with the technology would be able to quickly fix any problems that may arise or easily modify the application.
2. Metro and GeoNorth will jointly own all source code written for this project and will not be restricted in who or how often this code is distributed.
3. GeoNorth pre-compiled objects or dynamic libraries can be used by Metro, but Metro will not have the right to distribute these. It will be GeoNorth's responsibility to identify this code before delivery to Metro.
4. Every Avenue script and Visual Basic/MapObjects program will be clearly documented using comment lines. These comments will be numerous enough so that Metro programmer can quickly and easily understand and modify the original program. If unsure about how many comments to include, error on the side on including extra. Each script will have a header that

will have as a minimum: 1) name; 2) function; 3) programmer, 4) last date edited, 5) scripts or programs it calls or is called by, and 6) the name of the application.

5. Metro will have the opportunity to test each application within 30 working days of receiving it, and will be responsible for providing verbal or written comments to GeoNorth within 30 working days. GeoNorth will then make the necessary corrections and Metro will re-test the application. Additionally, GeoNorth will be responsible for correcting any and all application errors found within 90 days of delivery of the final code.

E. PROJECT SCHEDULE

GeoNorth will begin working no sooner than September 15, 1997, and the entire project is expected to be completed by June 30, 1998.

F. TERMS OF PAYMENT

Contractor shall provide services for a maximum price not to exceed Thirty Thousand and no/100 dollars (\$30,000.00).

The maximum price includes all fees, costs and expenses of whatever nature. Each of Metro's payments to Contractor shall equal the percentage of the work Contractor accomplished during the billing period. Contractor's billing statements will include an itemized statement of unit prices for labor, materials, and equipment, will include an itemized statement of work done and expenses incurred during the billing period, will not be submitted more frequently than once a month, and will be sent to Metro, Attention Regional Environmental Management Department. Metro will pay Contractor within 30 days of receipt of an approved billing statement.

In the event Metro wishes for Contractor to provide services or materials after the maximum contract price has been reached, Contractor shall provide such services or materials pursuant to amendment at the same unit prices that Contractor utilized as of the date of this Agreement, or which Contractor utilizes to submit requests for payment pursuant to this Scope of Work, whichever prices are less. Metro may, in its sole discretion and upon written notice to Contractor, extend the term of this contract for a period not to exceed 12 months. During such extended term all terms and conditions of this contract shall continue in full force and effect.

GeoNorth will license Metro it's MapOptix(tm) interface for \$4,000 with the addition of modifications listed in the "General Modifications". Included in this \$4,000 is eight hours of GeoNorth's staff time to modify the user interface. GeoNorth estimates it will take an additional eight hours to develop a working print routine. This is not included in the initial \$4,000.

For acquiring the hardware and software, GeoNorth will be reimbursed for their costs plus 10%. This does not include staff time, and GeoNorth will be reimbursed up to four hours (at \$85 per hour) for assisting Metro with these acquisitions.

GeoNorth will be paid based on personnel performing the work at the following rates: Project Manager (\$90/hour); GIS & Database Software Engineer (\$85/hour); GIS Analyst/Programmer (\$75/hour); GIS Analyst (\$65/hour); and GIS Technician (\$55/hour).

If GeoNorth has not fulfilled any contract provisions, Metro will identify such defects, and will release the balance of funds only when such defects have been remedied. GeoNorth will submit one payment to Metro at the conclusion of this project, and payment will be made within 30 days of receipt.

Other payments may be made to GeoNorth based on additional Scopes of Work and Tasks Orders to be defined at a later date.

Amendment #1

Metro Contract #920101

Contract No. 920101 between Metro, a metropolitan service district organized under the laws of the State of Oregon and the 1992 Metro Charter, located at 600 NE Grand Avenue, Portland, OR 97232-2736, and GeoNorth Inc., referred to herein as "GeoNorth," located at 3330 Arctic Blvd., Suite #101, Anchorage, AK 99503 is amended as follows:

1. In addition to the services described in the Contract and any previous amendments or attachments to the Contract, this Attachment B, describes additional work for hire to be included with the original task order. GeoNorth agrees to perform the following services as amended by this agreement.
2. GeoNorth agrees to use Microsoft Visual Basic to develop an ESRI MapObjects application which will replace the current ARC/INFO application in the Recycling Information Center. The new application will include the functionality explained in Exhibit B-1, "Metro's Recycling Information Center Recycle Explorer." Exhibit B-2 includes the reports which are generated from the current system. This same information must be stored and reported in the new application.
3. The duration of the term of Attachment B shall be no later than June 30, 1999.
4. Metro agrees to pay GeoNorth according to the Time/Cost Estimate table on Exhibit B-1, page 7. Metro has decided not to order the Library module and to request a subset of the documentation described in Exhibit B-1. In addition, Metro will order the Layer Management Object (LMO) at a cost of \$3,000. The total amount for the work requested in this amendment shall not exceed FIFTY FOUR THOUSAND EIGHT HUNDRED TWENTY DOLLARS (\$54,820.00)
5. Project Managers:

Alan Holsted will serve as Metro's principal contact for this project and will coordinate contractor activities:

ALAN HOLSTED
Metro Data Resource Center
600 NE Grand Avenue
Portland, OR 97232
503 797-1594
503 797-1909 fax
holsteda@metro.dst.or.us

GeoNorth's project manager is:

KELLIE HAUGER
GeoNorth, Inc.
921 SW Washington, Suite 316
Portland, OR 97205
503 827-0827
503 827-0735 fax
khauger@geonorth.com

6. Except as expressly modified by Attachment B, all other terms of the Contract remain in force.

GeoNorth, INC.

Metro

By: _____

By: _____

Title: _____

Title: _____

Company: GeoNorth, Inc.
3330 Arctic Blvd.
Anchorage, AK 99503

Metro
600 NE Grand Ave.
Portland, OR 97232

Date: _____

Date: _____

Attachments:
Exhibit B-1
Exhibit B-2
Exhibit B-3

Exhibit B-1
Contract No. 920101
Metro's Recycling Information Center
Recycle Explorer

Introduction

Metro's Recycling Information Center (RIC) seeks to acquire a modern GIS tool which enhances the agency's commitment to provide citizens with regional information related to recycling, reuse, hazardous waste disposal, and other important environmental issues. The tool would replace an existing computer system, which is based on five-year-old technology and requires costly hardware and software maintenance fees on an annual basis. In migrating to current PC hardware and software components, Metro will obtain a cost-effective solution that minimizes maintenance and training costs while enhancing usability and data delivery options

Software Tools

The primary software tools to be utilized for this application are Microsoft Visual Basic 5.0 Enterprise and ESRI's MapObjects 1.2. The Visual Basic programming environment is an industry standard, rapid application development (RAD) tool derived from the BASIC programming language, with object oriented extensions and support for the Component Object Model (COM). Visual Basic provides an excellent platform for building robust database applications, while maintaining an open architecture. MapObjects is a plug-in toolset for Visual Basic, which acts as a container for both GIS data and spatial-analytical functionality. In the programming vernacular, it is known as an ActiveX control. MapObjects exposes a powerful suite of GIS objects, methods and properties to the VB environment. The result is a high performance, customized and cost-effective GIS application.

Functional Synopsis

The RIC application provides Metro a mechanism to help the region dispose of waste safely and efficiently through public education. Citizens are able to call and receive accurate and timely information regarding recycling, hazardous waste disposal, waste disposal, or community outreach programs. Private citizens are educated on recycling centers close to their residence including driving directions, materials accepted, and business hours. Businesses are provided with the closest recycling center or a recycling facility offering a commercial pick-up service. In addition, a caller will be able to sign up for events, request brochures and general information. Citizens will also have the opportunity to check out literature from the RIC library. The RIC staff has the ability to generate reports detailing calls received.

The existing computer system is based on five-year-old technology and requires costly hardware and software maintenance fees on an annual basis. Migrating to a modern Windows-based application provides a tight integration with other software applications and databases, dissolves the annual maintenance costs, and provide an easy-to-use interface reducing the training cost associated with the application. In addition to the annual costs, the current system uses a Unix server that will need to be

upgraded within the next three-year period. The issues outlined above make a Windows-based application both pertinent and cost-effective for Metro's Recycling Information Center.

Application Features

A comprehensive list of application functions are presented below:

Metro Recycle Explorer

- Explorer style application provides the user a map, recycling center attribute browsing, and access to the general information files, RIC inventory and library.
- Find callers location by zip code or geocoded address.
- Intelligent map display of nearest recycle center. As well as display of other candidate recycling centers.
- Call tracking of call zip code, type (business or residential), materials, and recycle center referrals.
- Facilitate navigation through recycling centers using VCR buttons to allow movement to the first and last records, as well as next and previous.
- Ability to inform caller of jurisdiction, garbage hauler, or other information deemed relevant.
- Optionally, create a report detailing referred recycler's information to be facsimiled or electronically mailed.
- Provide a map detail screen with standard display and query functions.
- Map navigation consisting of Zoom In, Zoom Out, Pan.
- Continuous tracking and display of map scale and mouse coordinates.

General Information Files

- Add, modify, or remove general information files.
- Search by keywords for quick access to general information files.
- Optionally, print, facsimile, or electronically mail documents.

Report Generation and Mailing Labels

- Report generation with the ability to produce common monthly reports.
- Maintain complaints in database.
- Report complaints by date range with complaint location and type.
- Mailing label generation by date range, thus allowing for daily, weekly or monthly.
- Mailing label generation by hold type (event, brochure, or survey).
- Generate mailing labels for recycling centers and facilities.

Inventory Journal

- Add and delete brochures, packets, or flyer from inventory.
- Update journal database as callers request mailers/brochures

Library

- Add and delete library materials
- Generates a library material label for new materials
- Browse library content by title, subject, or author
- Allow query of library materials by title, author, or subject
- Allow check outs with name, address, due date
- Select multiple materials to be checked out
- Assign check out date and calculate due date based on check out date.
- Copy check out information for additional materials by same person.

- Generate a report library content with the option to print.
- Generate a report detailing overdue books.
- Generate overdue letters with mailing labels.

Database and Other Maintenance

- Access control through login accounts.
- Add recyclers by pointing at a location on the map, geocode an address, or tabular entry only. The tabular entry is appropriate for pick-up only recyclers.
- Select recycler by name or assigned number.
- Assign or modify recycler attributes.
- Move, copy or delete recyclers.
- Ability to add new materials and assign a material code.
- Add, modify, or remove media codes.

Miscellaneous

- Add and remove workshops.
- Allow callers to enroll in workshops.
- Generate mailing labels and reports for each workshop.
- Support statewide view displaying major cities, zipcodes and recycling events throughout the state. The user will be able to zoom to a zipcode and identify recycling events.

Functional Description

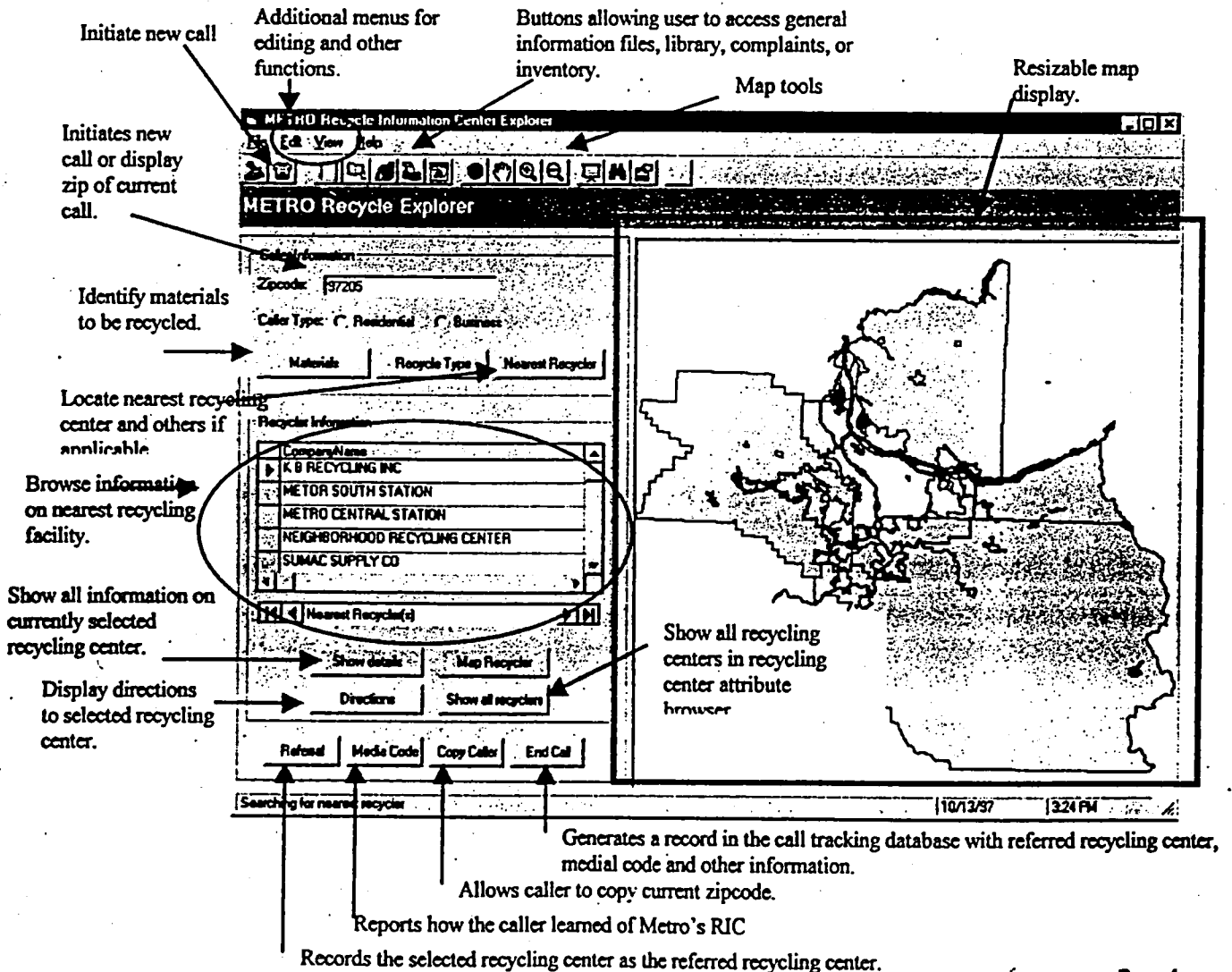
The following presents a description of the functional requirements of the application.

Explorer

The application uses a *windows explorer* graphical user interface (GUI). This approach encapsulates the primary tools and data within an intuitive framework that eliminates extraneous information. The user has the ability to alter how much information is presented as well as determine size of screen components such as the map display.

Metro Recycle Explorer

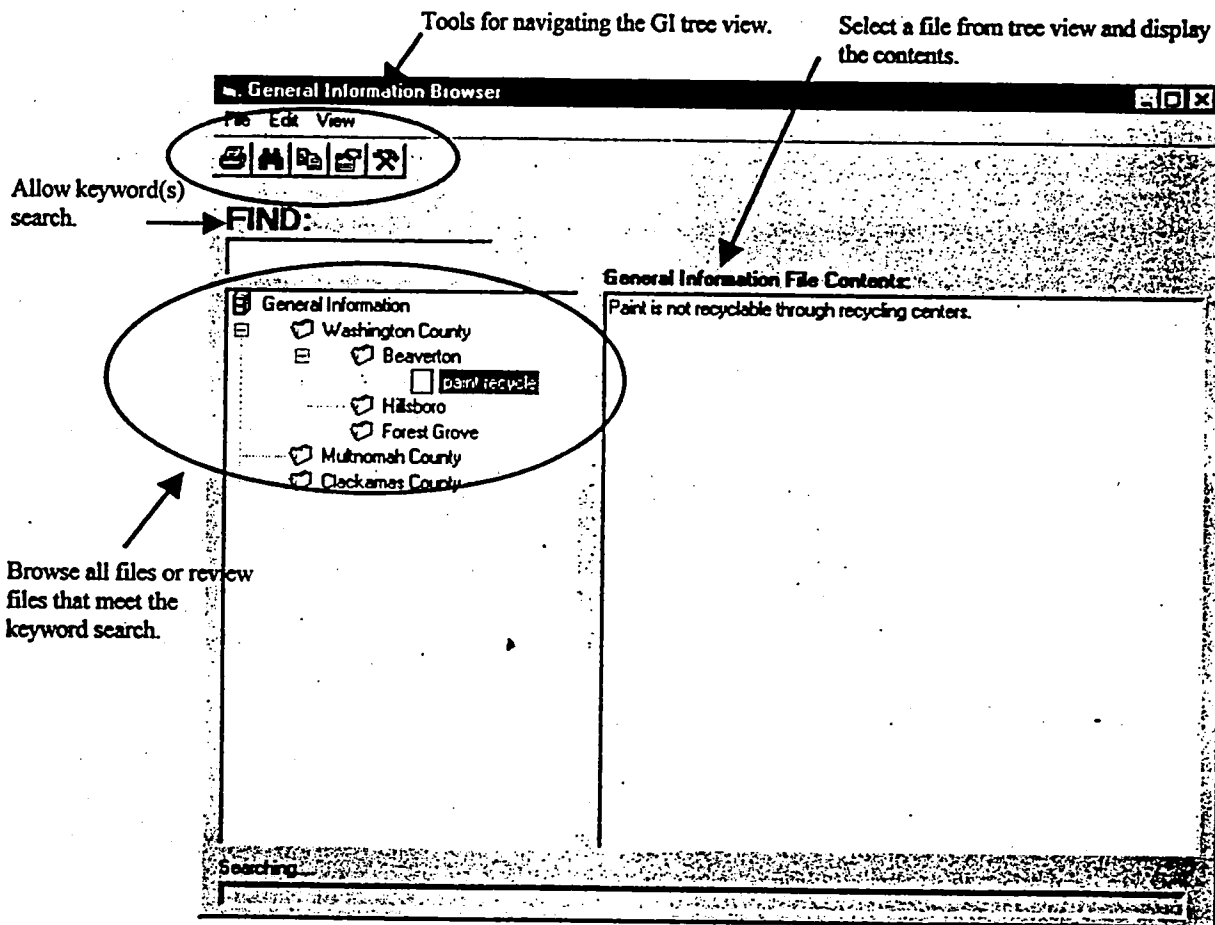
The user interface will resemble the look and feel of many other Windows application on the market today. The main window allows users to initiate a call by entering a ZIP code, select materials of interest, identify recycle type (drop off or pick up for businesses). Once the initial information is entered, the application would then determine the nearest recycling center accepting the specified materials. The nearest recycle center and, if applicable, other candidates would be displayed on the map and in the database browser window. If the recycle type is a commercial pick-up service, the recycle facility displays in the database browse window only. The following concept of the main interface will be revised and refined as the project progresses.



Upon completion of a call, the user indicates the referred recycling center/facility, media code, and other necessary components. The application checks for completeness and creates a record in the call tracking database. The user has the ability to navigate to other areas within the application during an active call thus allowing the user the ability to gather the appropriate information and efficiently support the caller's needs.

General Information Files

The General Information dialog has the same look as the Windows Explorer. The user accesses the General Information files quickly and effortlessly while maintaining the current area of interest on the main display. Using the Find input box, the user could perform keyword searches. The keyword search lists all the files containing the keyword on the left, selecting a file would display the contents of the file on the right.



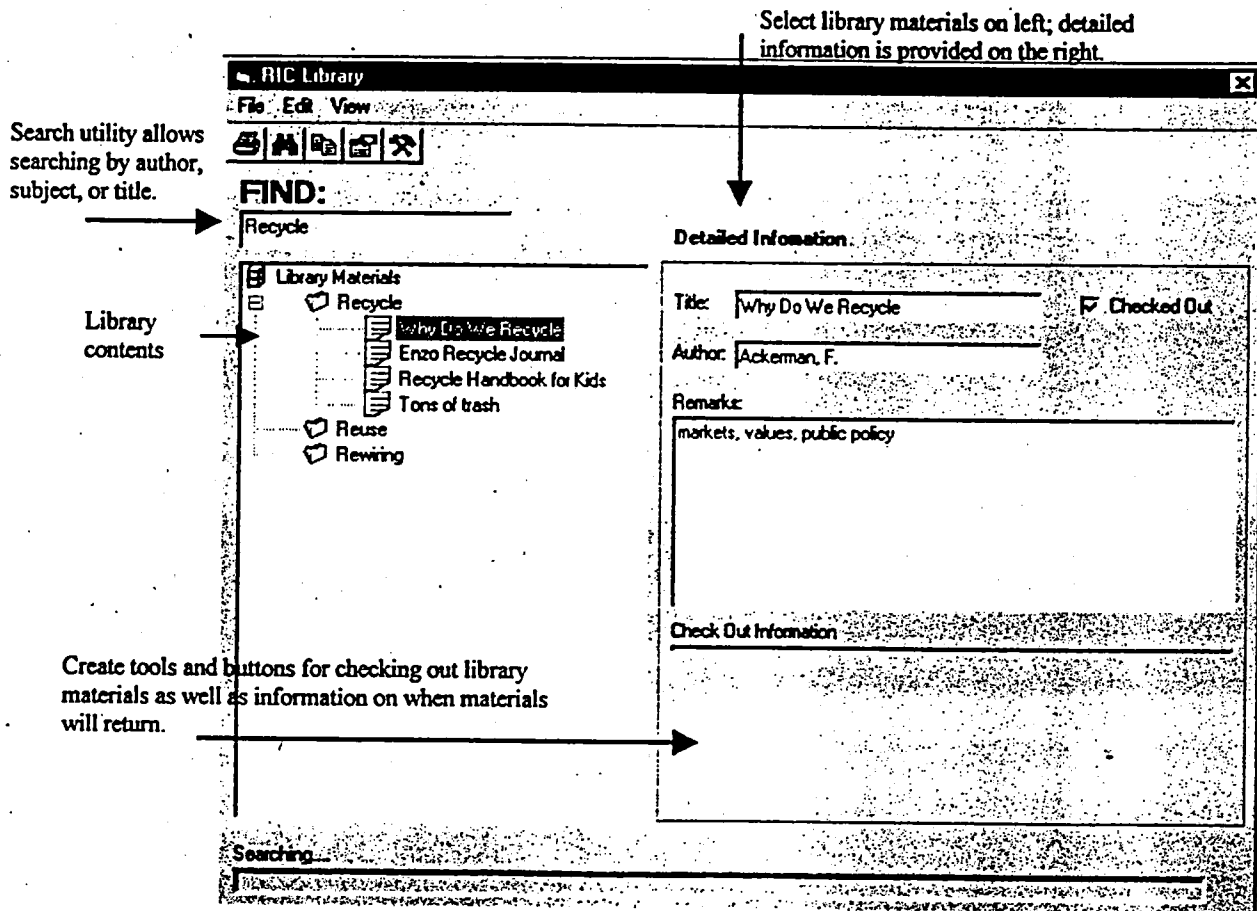
Generate Reports and Mailing Labels

The application provides an easy to use interface for report generation and mailing label generation. User has the option to produce mailing labels for all recycling centers or only recycling centers accepting a specified material. Also, mailing labels can be created for callers who have signed up for events, brochures, or seminars. The application tracks callers who have requested materials that were unavailable at the time of the call and mailing labels may be generated by requested materials.

Inventory Journal and Library

The application provides an inventory database for brochures, packets, and flyers. As callers request information, the inventory reflects the remaining quantity. Users are able to easily add and delete the contents.

A library database stores the periodicals and books maintained by RIC. Users with access rights have the ability to add, delete, and modify the library contents. A tree view interface is used to ensure a consistent interface design throughout the application. The tree view displays the contents of the library on the left, with detailed information on the right. As a selection is made on the left, details regarding its availability, subject, author, etc would appear on the right. As well as a check out process, the application creates overdue book notices, as well as mailing labels and reports.



Database and Other Maintenance

The application is equipped with tools for manipulating the recycling center database. Users with the appropriate permissions are able to add, delete, move or copy existing recycling centers. Also, users are able to modify media codes, update materials, update recycle center attributes and user account information.

Deliverables

1. An application framework consisting of a compiled MapObjects application supporting the functions listed above and the source code used to generate the application. A beta version will be delivered and installed on a Metro computer at least one month prior to project completion.
2. A professional software installation routine which facilitates the deployment of the above application to client PCs.

Time/Cost Estimates

The following table presents our estimates for programmer time and associated costs for developing this application on a time and materials basis.

Task or Expense	Hours	Rate	Cost
Kick-off meeting	4	\$75/hr	\$300.00
Database design and conversion	48	\$85/hr	\$4080.00
Metro Recycle Explorer	104	\$85/hr	\$8840.00
Call Recording and Validation	40	\$85/hr	\$3400.00
General Information Files	60	\$85/hr	\$5100.00
Report Generation & Mailing Labels	80	\$85/hr	\$6800.00
Inventory Journal	50	\$85/hr	\$4550.00
Library	50	\$85/hr	\$4550.00
Database and Other Maintenance	80	\$85/hr	\$6800.00
Miscellaneous	48	\$85/hr	\$4080.00
Installation routine	6	\$85/hr	\$510.00
Delivery and installation	24	\$85/hr	\$2040.00
Post-Install Modifications	32	\$85/hr	\$2720.00
Documentation	60	\$85/hr	\$5100.00
Total:	686	<i>10 -17 week completion</i>	\$58870.00

Explanation of Tasks & Expenses

- **Kick-off meeting:** This meeting will consist of a final review of the program goals and expectations; as well as a detailed discussion concerning application functionality, program flow and interface design. This meeting will be conducted in Metro's Recycling Information Center.
- **Database design and conversion:** Using the existing application and through discussions with Metro convert the ARC/INFO database to shapefiles, convert INFO data files to a Windows database, like Access. Decide the best access to the general information files, either as text files or in a database for fast query capabilities.
- **Metro Recycle Explorer:** Develop main interface to application. Including the recycling center attribute browser and the map component.

- **Call Recording and Validation:** Create the call tracking database and interface.
- **General Information files:** Develop interface for general information files including a search routine.
- **Report Generation & Mailing Labels:** Incorporate the report and mailing label functionality.
- **Inventory Journal:** Develop inventory journal for brochures, classes, etc.
- **Library:** Design library interface with check out routines.
- **Database and Other Maintenance:** Develop database maintenance interface with validation.
- **Miscellaneous:** Incorporate workshops into the application as well as the statewide display of recycling events to support statewide calls.
- **Installation Routine:** Develop a compiled installation routine that facilitates the deployment of the application on client machines.
- **Delivery and Installation:** Delivery and test install of the application and its installation routine.
- **Post-Install Modifications:** Modify as requested and finalize application based on scope.
- **Documentation:** Provide on-line help detailing the interface of the application.

Miscellaneous Notes

- **MapObjects Licensing:** Because MapObjects is an OLE tool developed by ESRI, Metro's Recycling Information Center will need to handle whatever licensing arrangements are necessary, based on the number of client seats that will be used.
- **Ownership of Code:** As per GeoNorth's existing contracts with Metro, the Recycling Information Center will own all code that is custom-developed by GeoNorth for this project. Any previously developed and machine compiled code used to support the development of this project will remain the property of GeoNorth. Metro's Recycling Information Center will have unlimited use of the code, however Metro's Recycling Information Center will not give or sell this code to any third party without prior written permission from GeoNorth.

Metro Recycling Information

Call Record Report

November 1997

	Number of calls	Percent of calls
Total calls	6606	--
Number of work days	23	--
Average per day	287	--
Types of Requests		
Drop Centers*	4016	60.79%
Pickup	187	2.83%
Curbside**	452	6.84%
Markets	60	0.91%
Reuse	54	0.82%
Purchase/buy recycled	88	1.33%
Information	1222	18.50%
Mailings	298	4.51%
Calls from businesses	283	4.28%
Hauler information***	515	7.80%
Illegal dumping	18	0.27%
Source of Calls		
Clackamas County	1081	16.36%
East Multnomah County	239	3.62%
Washington County	799	12.10%
City of Portland	3365	50.94%
Out of region	119	1.80%
Out of state	34	0.51%
Unknown	958	14.50%
Inquiries by Material		
Antifreeze	86	1.30%
Aseptic containers/milk cartons	9	0.14%
Batteries	26	0.39%
Christmas trees	4	0.06%
Fill material	105	1.59%
Garbage	1358	20.56%
Glass	69	1.04%
Hazardous waste		
Business hazardous waste	79	1.20%
Household hazardous waste	832	12.59%

Pesticide alternatives	9	0.14%
Special waste****	90	1.36%
Home composting	148	2.24%
Metals		
Aluminum	43	0.65%
Appliances	202	3.06%
Scrap Metal	242	3.66%
Tin cans	29	0.44%
Miscellaneous	348	5.27%
Motor oil	89	1.35%
Paper		
Cardboard	115	1.74%
Magazines	69	1.04%
Mixed waste paper	116	1.76%
Newspapers	66	1.00%
Office paper	24	0.36%
Phone books	174	2.63%
Plastics	603	9.13%
Tires	95	1.44%
Wood products		
Pallets	3	0.05%
Wood	179	2.71%
Yard debris	681	10.31%

*Drop centers includes transfer stations and recycling depots.

**Curbside includes garbage and recyclables.

***Hauler information reflects inquiries about hauler service areas.

****Special waste includes items such as asbestos, railroad ties and petroleum contaminated soil.

Metro Recycling Information

Call Record Report

October 1997 vs. November 1997

	October 1997	Percent of calls	November 1997	Percent of calls
Total calls	7218	--	6606	--
Number of work days	27	--	23	--
Average per day	267	--	287	--
Types of Requests				
Drop Centers*	4183	57.95%	4016	60.79%
Pickup	221	3.06%	187	2.83%
Curbside**	424	5.87%	452	6.84%
Markets	92	1.27%	60	0.91%
Reuse	85	1.18%	54	0.82%
Purchase/buy recycled	100	1.39%	88	1.33%
Information	1535	21.27%	1222	18.50%
Mailings	299	4.14%	298	4.51%
Calls from businesses	362	5.02%	283	4.28%
Hauler information***	568	7.87%	515	7.80%
Illegal dumping	30	0.42%	18	0.27%
Source of Calls				
Clackamas County	1279	17.72%	1081	16.36%
East Multnomah County	251	3.48%	239	3.62%
Washington County	859	11.90%	799	12.10%
City of Portland	3454	47.85%	3365	50.94%
Out of region	130	1.80%	119	1.80%
Out of state	71	0.98%	34	0.51%
Unknown	1139	15.78%	958	14.50%
				Percent Change
Inquiries by Material				
Antifreeze	99		86	-13.13%
Aseptic containers/milk cartons	13		9	-30.77%
Batteries	21		26	23.81%
Christmas trees	1		4	300.00%
Fill material	170		105	-38.24%
Garbage	1244		1358	9.16%
Glass	93		69	-25.81%
Hazardous waste				
Business hazardous waste	90		79	-12.22%
Household hazardous waste	1212		832	-31.35%

Pesticide alternatives	19	9	-52.63%
Special waste****	157	90	-42.68%
Home composting	159	148	-6.92%
Metals			
Aluminum	59	43	-27.12%
Appliances	300	202	-32.67%
Scrap Metal	277	242	-12.64%
Tin cans	68	29	-57.35%
Miscellaneous	455	348	-23.52%
Motor oil	118	89	-24.58%
Paper			
Cardboard	125	115	-8.00%
Magazines	71	69	-2.82%
Mixed waste paper	115	116	0.87%
Newspapers	64	66	3.13%
Office paper	20	24	20.00%
Phone books	56	174	210.71%
Plastics	647	603	-6.80%
Tires	102	95	-6.86%
Wood products			
Pallets	11	3	-72.73%
Wood	157	179	14.01%
Yard debris	410	681	66.10%

*Drop centers includes transfer stations and recycling depots.

**Curbside includes garbage and recyclables.

***Hauler information reflects inquiries about hauler service areas.

****Special waste includes items such as asbestos, railroad ties, and petroleum contaminated soil.

Metro Recycling Information

Call Record Report

November 1996 vs. November 1997

	November 1996	Percent of calls	November 1997	Percent of calls
Total calls	6077	--	6606	--
Number of work days	24	--	23	--
Average per day	253	--	287	--
Types of Requests				
Drop Centers*	3496	57.53%	4016	60.79%
Pickup	200	3.29%	187	2.83%
Curbside**	514	8.46%	452	6.84%
Markets	75	1.23%	60	0.91%
Reuse	70	1.15%	54	0.82%
Purchase/buy recycled	44	0.72%	88	1.33%
Information	1399	23.02%	1222	18.50%
Mailings	288	4.74%	298	4.51%
Calls from businesses	364	5.99%	283	4.28%
Hauler information***	426	7.01%	515	7.80%
Illegal dumping****	0	0.00%	18	0.27%
Source of Calls				
Clackamas County	913	15.02%	1081	16.36%
East Multnomah County	173	2.85%	239	3.62%
Washington County	791	13.02%	799	12.10%
City of Portland	2885	47.47%	3365	50.94%
Out of region	94	1.55%	119	1.80%
Out of state	38	0.63%	34	0.51%
Unknown	772	12.70%	958	14.50%
...				Percent Change
Inquiries by Material				
Antifreeze	105		86	-18.10%
Aseptic containers/milk cartons	18		9	-50.00%
Batteries	29		26	-10.34%
Christmas trees	4		4	0.00%
Fill material	98		105	7.14%
Garbage	990		1358	37.17%
Glass	98		69	-29.59%
Hazardous waste				
Business hazardous waste	74		79	6.76%
Household hazardous waste	838		832	-0.72%

Pesticide alternatives	8	9	12.50%
Special waste*****	89	90	1.12%
Home composting	53	148	179.25%
Metals			
Aluminum	55	43	-21.82%
Appliances	167	202	20.96%
Scrap Metal	227	242	6.61%
Tin cans	63	29	-53.97%
Miscellaneous	470	348	-25.96%
Motor oil	84	89	5.95%
Paper			
Cardboard	107	115	7.48%
Magazines	66	69	4.55%
Mixed waste paper	166	116	-30.12%
Newspapers	82	66	-19.51%
Office paper	36	24	-33.33%
Phone books	248	174	-29.84%
Plastics	538	603	12.08%
Tires	55	95	72.73%
Wood products			
Pallets	10	3	-70.00%
Wood	118	179	51.69%
Yard debris	-640	681	6.41%

*Drop centers includes transfer stations and recycling depots.

**Curbside includes garbage and recyclables.

***Hauler information reflects inquiries about hauler service areas.

****Illegal dumping report began in August of 1997.

Metro Recycling Information

Out of Region Report

November 1997

Total calls	119
Number of work days	23
Average per day	5

Source of Calls By County	Number of HW Calls	Number of Other Calls	Total Calls
Baker County	0	0	0
Benton County	6	2	8
Clatsop County	0	3	3
Columbia County	8	27	35
Coos County	0	2	2
Crook County	0	0	0
Curry County	0	0	0
Deschutes County	0	0	0
Douglas County	0	1	1
Gilliam County	0	0	0
Grant County	0	0	0
Harney County	0	0	0
Hood River County	0	0	0
Jackson County	0	1	1
Jefferson County	0	0	0
Josephine County	0	0	0
Klamath County	0	0	0
Lake County	0	0	0
Lane County	13	2	15
Lincoln County	0	0	0
Linn County	1	0	1
Malheur County	0	0	0
Marion County	5	4	9
Morrow County	0	0	0
Polk County	0	0	0
Sherman County	0	0	0
Tillamook County	2	0	2
Umatilla County	0	0	0
Union County	0	0	0
Wallowa County	0	0	0
Wasco County	0	0	0
Wheeler County	0	0	0
Yamhill County	10	32	42

Metro Recycling Information

Portland Call Record Report

Total Calls by Material, November 1997

Material	Drop Centers	Pickup	Curb- side	Markets	Reuse	Pur- chase	Infor- mation	Mall- ings	Calls from Business	Hauler Infor- mation	Total
Antifreeze	40	1	0	0	0	0	3	1	3	0	48
Aseptic containers/milk cartons	1	0	4	0	0	0	0	0	0	0	5
Batteries	11	0	0	0	0	0	2	1	1	0	15
Christmas trees	1	0	0	0	0	0	1	0	0	0	2
Fill material	69	1	0	0	1	0	10	0	2	1	84
Garbage	613	9	41	1	1	0	64	5	12	9	755
Glass	19	1	6	1	0	0	4	1	1	1	34
Hazardous waste											
Business hazardous waste	0	0	0	0	0	0	0	0	36	0	36
Household hazardous waste	393	10	9	0	2	5	29	35	0	0	483
Pesticide alternatives	0	0	0	0	1	1	3	3	1	0	9
Special waste*	34	1	1	0	0	0	15	2	6	1	60
Home composting	9	4	1	0	1	30	36	44	2	1	128
Metals											
Aluminum	11	1	7	6	0	0	2	0	2	0	29
Appliances	80	17	0	0	0	0	3	0	0	1	101
Scrap metal	78	21	14	14	0	0	9	0	8	3	147
Tin cans	8	0	5	0	0	0	1	0	0	0	14
Miscellaneous	97	4	2	0	14	4	70	0	14	2	207
Motor oil	27	6	2	0	1	0	4	2	7	0	49
Paper											
Cardboard	40	2	5	5	1	0	6	0	1	3	63
Magazines	27	0	11	1	0	0	3	0	1	1	44
Mixed waste paper	36	1	15	0	0	0	7	2	2	2	65
Newspapers	28	0	3	1	0	0	1	0	1	2	36
Office paper	3	8	1	0	0	0	1	2	9	0	24
Phone books	27	1	93	0	0	2	7	0	7	0	137
Plastics	248	3	20	0	2	5	48	7	8	3	344
Tires	42	1	1	0	0	0	3	0	2	0	49
Wood Products											
Pallets	1	0	0	1	0	0	0	0	0	0	2
Wood	113	1	2	0	1	3	11	3	1	2	137
Yard debris	365	17	56	0	0	3	70	8	3	23	545
Illegal dumping	0	0	0	0	0	0	10	0	0	0	10
Total	2421	110	299	30	25	53	423	116	130	55	3662

*Special waste includes items such as asbestos, railroad ties and petroleum contaminated soil.

Metro Recycling Information

Multnomah County Call Record Report

Total Calls by Material, November 1997

Material	Drop Centers	Pickup	Curb- side	Markets	Reuse	Pur- chase	Infor- mation	Mail- ings	Calls from Business	Hauler Infor- mation	Total
Antifreeze	7	0	0	0	0	0	0	0	0	0	7
Aseptic containers/milk cartons	0	0	0	0	0	0	0	0	0	0	0
Batteries	0	0	0	0	0	0	0	0	0	0	0
Christmas trees	0	0	0	0	0	0	1	0	1	0	2
Fill material	3	0	0	0	0	0	0	0	0	0	3
Garbage	42	1	3	0	1	0	5	0	0	1	53
Glass	6	0	1	0	0	0	1	0	0	0	8
Hazardous waste											
Business hazardous waste	0	0	0	0	0	0	0	0	0	0	0
Household hazardous waste	12	0	0	0	0	0	0	0	0	0	12
Pesticide alternatives	0	0	0	0	0	0	0	0	0	0	0
Special waste*	1	0	0	0	0	0	0	0	0	0	1
Home composting	1	0	0	0	0	5	13	18	0	0	37
Metals											
Aluminum	0	0	0	2	0	0	1	0	0	0	3
Appliances	6	2	0	0	0	0	0	0	0	0	8
Scrap metal	7	3	0	2	0	0	1	0	0	0	13
Tin cans	4	0	0	0	0	0	0	0	0	0	4
Miscellaneous	7	0	0	0	0	1	9	4	0	0	21
Motor oil	5	0	0	0	0	0	0	0	0	0	5
Paper											
Cardboard	7	0	0	0	0	0	0	0	0	0	7
Magazines	1	0	0	0	0	0	0	0	0	0	1
Mixed waste paper	4	0	2	0	0	0	3	2	0	1	12
Newspapers	4	0	0	0	0	1	0	1	0	1	7
Office paper	0	1	0	0	0	0	0	0	1	1	3
Phone books	2	1	0	0	0	0	0	0	1	0	4
Plastics	24	0	3	0	0	1	5	0	0	0	33
Tires	5	0	0	0	0	0	0	0	0	0	5
Wood Products											
Pallets	0	0	0	0	0	0	0	0	0	0	0
Wood	5	0	0	0	1	0	1	0	0	0	7
Yard debris	19	1	1	0	0	0	2	0	0	1	24
Illegal dumping	0	0	0	0	0	0	0	0	0	0	0
Total	172	9	10	4	2	8	42	25	3	5	280

*Special waste includes items such as asbestos, railroad ties and petroleum contaminated soil.

Metro Recycling Information

Washington County Call Record Report

Total Calls by Material, November 1997

Material	Drop Centers	Pickup	Curb- side	Markets	Reuse	Pur- chase	Infor- mation	Mall- ings	Calls from Business	Hauler Infor- mation	Total
Antifreeze	14	3	0	0	0	0	3	0	0	0	20
Aseptic containers/milk cartons	0	0	0	0	0	0	0	0	0	0	0
Batteries	7	0	0	0	0	0	0	0	0	0	7
Christmas trees	0	0	0	0	0	0	1	0	0	0	1
Fill material	3	0	0	1	0	1	0	0	0	0	5
Garbage	98	0	9	0	0	0	16	0	3	4	130
Glass	9	0	0	0	0	0	0	1	0	0	10
Hazardous waste											
Business hazardous waste	0	0	0	0	0	0	0	0	14	0	14
Household hazardous waste	167	1	3	0	0	2	9	24	0	0	206
Pesticide alternatives	1	0	0	0	0	0	0	1	0	0	2
Special waste*	4	0	0	0	0	0	5	1	0	0	10
Home composting	1	0	0	0	0	4	3	7	0	0	15
Metals											
Aluminum	5	0	0	5	0	0	4	0	1	0	15
Appliances	22	8	0	0	0	0	1	0	0	0	31
Scrap metal	21	5	3	6	0	0	2	0	1	1	39
Tin cans	3	0	3	0	0	0	1	0	0	0	7
Miscellaneous	14	4	1	0	4	0	19	1	3	2	48
Motor oil	19	2	0	0	0	0	1	0	1	0	23
Paper											
Cardboard	14	0	0	0	0	0	1	1	1	2	19
Magazines	6	1	6	0	0	0	1	1	0	0	15
Mixed waste paper	9	2	3	1	0	0	3	2	3	0	23
Newspapers	11	2	2	0	0	0	0	1	2	0	18
Office paper	2	3	0	0	0	0	2	0	3	2	12
Phone books	5	2	11	0	0	0	4	0	3	1	26
Plastics	87	0	7	0	0	0	17	1	4	2	118
Tires	9	0	0	0	0	0	0	0	0	0	9
Wood Products											
Pallets	0	0	0	0	0	0	0	0	0	0	0
Wood	12	0	0	0	1	0	1	0	1	0	15
Yard debris	63	7	1	0	0	0	10	0	2	0	83 ²
Illegal dumping	0	0	0	0	0	0	6	0	0	0	6
Total	606	40	49	13	5	7	110	41	42	14	927

*Special waste includes items such as asbestos, railroad ties and petroleum contaminated soil.

Metro Recycling Information

Clackamas County Call Record Report

Total Calls by Material, November 1997

Material	Drop Centers	Pickup	Curb- side	Markets	Reuse	Pur- chase	Infor- mation	Mail- ings	Calls from Business	Hauler Infor- mation	Total
Antifreeze	11	0	0	0	0	0	1	0	0	0	12
Aseptic containers/milk cartons	2	0	0	0	0	0	0	0	0	0	2
Batteries	8	0	0	0	0	0	1	0	0	0	9
Christmas trees	0	0	0	0	0	0	0	0	0	0	0
Fill material	18	3	0	0	1	2	1	0	0	0	25
Garbage	307	1	8	0	0	0	40	0	7	5	368
Glass	10	0	1	0	0	0	2	0	1	0	14
Hazardous waste											
Business hazardous waste	0	0	0	0	0	0	0	0	18	0	18
Household hazardous waste	157	5	2	0	0	3	14	11	0	0	192
Pesticide alternatives	0	0	0	0	0	0	1	1	0	0	2
Special waste*	13	0	0	0	0	0	5	3	2	0	23
Home composting	0	0	0	0	0	4	5	2	0	0	11
Metals											
Aluminum	3	0	1	0	0	0	0	0	0	0	4
Appliances	58	5	0	0	0	0	6	3	1	0	73
Scrap metal	46	6	1	3	0	2	1	0	1	1	61
Tin cans	2	0	0	0	0	0	0	0	0	0	2
Miscellaneous	22	1	1	0	8	1	19	1	0	0	53
Motor oil	15	2	3	0	0	0	1	0	0	0	21
Paper											
Cardboard	20	2	0	2	0	0	2	1	0	3	30
Magazines	7	0	3	0	0	2	1	0	0	0	13
Mixed waste paper	12	0	4	0	0	2	0	0	0	0	18
Newspapers	5	0	1	2	0	0	0	0	0	0	8
Office paper	0	0	0	1	0	0	0	0	0	0	1
Phone books	12	0	7	0	0	0	3	1	0	1	24
Plastics	94	0	4	0	1	1	20	4	2	1	127
Tires	30	0	1	0	0	0	3	3	0	0	37
Wood Products											
Pallets	1	1	0	0	0	0	0	0	0	0	2
Wood	31	1	0	0	1	1	3	0	0	0	37
Yard debris	57	2	2	0	1	1	11	0	0	0	74
Illegal dumping	0	0	0	0	0	0	2	0	0	0	2
Total	941	29	39	8	12	19	142	30	32	11	1263

*Special waste includes items such as asbestos, railroad ties and petroleum contaminated soil.

Metro Recycling Information

Media Summary

November 1997

Codes	Clackamas County	Multnomah County	Washington County	Portland	Outof Area	Unknown	Total
1	7	3	3	28	2	0	43
2	3	0	1	14	0	1	19
3	1	0	3	5	0	0	9
4	819	196	618	2623	24	394	4674
5	22	1	19	69	0	12	123
6	7	5	7	50	0	4	73
7	61	2	10	42	0	30	145
8	0	0	4	2	0	2	8
9	147	30	122	458	5	75	837
10	2	0	0	0	0	0	2
11	0	0	1	13	1	0	15
12	1	0	2	24	0	3	30
13	0	0	0	0	0	0	0
14	0	0	0	0	0	0	0
15	0	0	0	2	0	1	3
16	0	0	0	2	0	0	2
17	1	0	1	1	0	0	3
18	0	0	0	0	0	404	404
19	3	1	2	12	1	3	22
20	7	1	6	19	1	29	63
21	0	0	0	1	0	0	1

Media Codes

- | | |
|--|--------------------------------|
| 1 Newspaper | 12 Word of mouth |
| 2 Television | 13 Washington County Wasteline |
| 3 Radio | 14 SOLV-IT campaign |
| 4 Phone book | 15 Oregonian Inside Line |
| 5 Recyclers or haulers | 16 Magnet |
| 6 Local governments or DEQ | 17 1-800 Call(h2w or other) |
| 7 Metro Central/South tapes or brochures | 18 No response given |
| 8 Other (anything not listed) | 19 Compost Bin Distribution |
| 9 Called before/just knew of us | 20 Earth Day Events |
| 10 Direct mail piece | 21 Current campaign |
| 11 Current publication, handout | |

042398c-01



Friends of the
Washington Park Zoo
4001 S.W. Canyon Road
Portland, OR 97221
(503) 220-2493
FAX (503) 223-9323

April 20, 1998

Metro Councilors
Metro
600 N.E. Grand Avenue
Portland, Oregon 97223-2736

Dear Metro Councilors:

I am unable to attend the public hearing on the Zoo name change, but wanted to be on record in support of the action. As a long time member of the Friends of the Zoo Board, I have first hand experience with the confusion surrounding the current name. The proposed name, Oregon Zoo, is shorter, less misleading as to which state the zoo is in, and better reflects the regional nature of the Zoo.

The name, The Oregon Zoo Foundation, was chosen last year for the new support organization incorporating the Friends of the Zoo. Similarly, the Foundation wanted to acknowledge the state-wide nature of its efforts in securing support for the zoo.

I strongly encourage your support of the proposed name change to Oregon Zoo.

Sincerely,

A handwritten signature in blue ink, appearing to read "John Inskip". The signature is fluid and cursive.

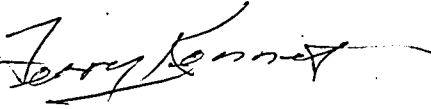
John Inskip
The Oregon Zoo Foundation
Board of Trustees

/kb

Date: Aril 23, 1998

To: Metro

From: Terry Kennet



I am unable to attend the meeting today and submit the following information in my absence.

My reasons for preferring the new zoo name, Oregon Zoo, are as follows:

- The present name, Metro Washington Park Zoo, is too long and unwieldy.
- Many people believe the zoo is located in the state of Washington and name, Oregon Zoo, clearly states it is in Oregon. The name is regional.
- I feel the name, Zoo Oregon, is preferable to Oregon Zoo because it has pizzazz and is not dull and drab as the name Oregon Zoo indicates.

Thank you.