

MINUTES OF THE METRO COUNCIL MEETING

Thursday, March 8, 2007
Sherwood Council Chamber

Councilors Present: David Bragdon (Council President), Kathryn Harrington, Robert Liberty, Carl Hosticka

Councilors Absent: Rex Burkholder (excused), Rod Park (excused), Brian Newman (excused)

Council President Bragdon convened the Regular Council Meeting at 2:05 p.m.

1. INTRODUCTIONS

Council President Bragdon said the Metro Council was broadcasting from the City of Sherwood. Councilor Hosticka introduced Councilor Linda Anderson from Sherwood.

2. CITIZEN COMMUNICATIONS

Art Lutz, 12880 SW Glacier Lily, Tigard OR 97223 read his testimony into the record (a copy of which is included in the record).

Steve Hval, 121, SW Homson, Suite 1500 Portland OR 97204 said he had attended a meeting when Measure 37 claim was set for dismissal. He was unaware that he needed to submit a testimony card in order to testify. He was requesting reconsideration of their claim.

Councilor Liberty asked Mr. Lutz to point out on the map where their property was. Mr. Lutz shared where his property was on the map. Councilor Liberty asked Dan Cooper, Metro Attorney, which policy this property dealt with. Mr. Cooper said the regulation had to do with boundary changes. He talked about urban services outside of the urban growth boundary (UGB). They didn't believe this was a land use matter. He said this was a unique claim but they followed their view of what the claim was which led to the dismissal of the claim. Councilor Hosticka asked about the jurisdictional intergovernmental agreement.

Mr. Hval said they weren't given the opportunity to testify before the Council. His goal was to get to a position so they could develop their claim. Metro regulation applied only inside the UGB. He felt the key was the words in Measure 37, which was enact or enforce. The Metro Urban Growth Management Functional Plan was a land use issue. He felt they had a valid claim. He talked about the recommendations of Metro's Measure 37 Task Force. He then talked about the history of their property. They had owned this land since 1972. When this land was acquired Metro didn't exist, Metropolitan Service District existed. He said ownership of the property existed before Metro. At the time of ownership urban services were available to the property. Now Metro restricted this opportunity to connect to urban services.

Councilor Liberty asked about opportunities to testify on February 8, 2007. Mr. Hval explained the situation; he was unaware of filling out a testimony card. He noted that Dick Benner, Metro Senior Attorney, urged them to return to testify before Council. Council President Bragdon appreciated their testimony and indicated they would be consulting their legal advisors.

3. REGIONAL ISSUES FACING SHERWOOD

Rob Dickson, City of Sherwood, talked about what they had discussed on the Sherwood tour. He felt there was a closer relationship between staff and the city council. They would be submitting a letter expressing their concerns. He spoke to the Urban Renewal District in Sherwood.

Mayor Bob Andrews, City of Newberg, 414 E First St. Newberg, OR 97132 thanked the Metro Council for the opportunity to address them. As the region grew they recognized the need to extend cooperation on regional issues. They felt they wanted to participate in those discussions. He talked about his concerns about the New Look and the influx of growth in their area. They wanted to maintain a greenbelt between the Cities of Sherwood and Newberg. They were also working with Metro on the I-5/Hwy 99 connector. He was available for questions.

Councilor Harrington asked about his concern about Metro's New Look. Mayor Andrews said their concern was the potential for migration from the region into Newberg. Councilor Harrington summarized his concerns. Mayor Andrews wanted to be at the table for these discussions. Councilor Hosticka talked about legislation on rural reserves. Was the Mayor working with Yamhill County? Mayor Andrews said they were working with the County. Councilor Hosticka said SB 2011 authorized Metro and counties within 10 miles of the boundary to enter into agreements. He looked forward to these discussions. Councilor Liberty said mayors from nearby communities had been talking with Metro. He talked about maintaining community identity. Mayor Andrews said he was a new mayor. In the area of transportation, the concerns they had were to try to gain back their downtown. Their second goal was to move people and move commodities. He noted the congestion on Hwy 99. It was a problem for the commuter and transport of goods. Newberg didn't want to be just a bedroom community. They wanted to develop their own economy in the area. As they were looking at the transportation plans, the biggest issue was the movement of people. He spoke to the impacts of the casinos and traffic congestion. They wanted to maintain their small town ambiance.

4. CONSENT AGENDA

4.1 Consideration of minutes of the March 1, 2007 Regular Council Meeting.

Motion:

Councilor Liberty moved to adopt the meeting minutes of the March 1, 2007 Regular Metro Council.
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Vote:

Councilors Harrington, Liberty, Hosticka and Council President Bragdon voted in support of the motion. The vote was 4 aye, the motion passed.

5. ORDINANCES – SECOND READING

5.1 **Ordinance No. 07-1143**, For the Purpose of Annexing Land on the West Side of Hwy 47 to the Metro Jurisdictional Boundary.

Motion:	Councilor Harrington moved to adopt Ordinance No. 07-1143.
Seconded:	Councilor Hosticka seconded the motion

Councilor Harrington introduced the ordinance. This motion would achieve annexation of the property. She urged support.

Council President Bragdon opened a public hearing on Ordinance No. 07-1143.

Ben Altman SFA Design Group 9020 SW Washington #350 Portland, OR 97223 said he represented the property owners. This was a follow up action to bringing the property into the UGB. This was the final step. He felt it was in Metro's benefit to complete this action. 100% of the voters were supporting this action.

Council President Bragdon closed the public hearing.

Vote:

Councilors Hosticka, Harrington, Liberty and Council President Bragdon voted in support of the motion. The vote was 4 aye, the motion passed.

6. CHIEF OPERATING OFFICER COMMUNICATION

Michael Jordan, COO, said he had nothing to say. He thanked City of Sherwood for their invitation and the tour of the City.

7. COUNCILOR COMMUNICATION

Councilor Liberty said he was serving on the Sellwood Bridge Policy Advisory Committee. They were looking at alternatives. He would work with the Council President to find time to talk about it at a work session. He said he had worked hard on keeping the replacement option on the table. He had also attended a conference on retail.

Councilor Hosticka said they met with the Regional Waters Providers Consortium.

8. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 2:44 p.m.

Prepared by



Chris Billington
Clerk of the Council

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF MARCH 8, 2007

Item	Topic	Doc. Date	Document Description	Doc. Number
4.1	Minutes	3/1/07	Metro Council Meeting Minutes of March 1, 2007	030807c-01
2.0	Letters and Photos	3/8/07	To: Metro Council From: Arthur Lutz Re: Letter concerning his Measure 37 claim with attached letter as Exhibit A to Mark Brown from Tim Erwert, City Manager, City of Hillsboro and photos	030807c-02