

MINUTES OF THE METRO COUNCIL MEETING

April 5, 2001

Metro Council Chamber

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

Councilors Absent: None

Presiding Officer Bragdon convened the regular council meeting at 2:06 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

There were none.

3. EXECUTIVE OFFICER COMMUNICATIONS

There were none.

4. AUDITOR COMMUNICATIONS

There were none.

5. MPAC COMMUNICATIONS

Presiding Officer Bragdon said the Metro Policy Advisory Committee (MPAC) met last night and forwarded the parks report and map amendments to the Metro Technical Advisory Committee (MTAC) for further discussion.

6. LEGISLATIVE UPDATE

Dan Cooper, General Counsel, said the Governor's office and State Representative Max Williams asked Metro's Data Resource Center to coordinate with other counties in the Willamette Valley to use Metro's Geographic Information System (GIS) to estimate the number of individual properties and potential acreage that would have a right to compensation under Measure 7. Rep. Williams's committee has scheduled a public hearing on Tuesday, April 10, and has invited Metro to testify. He gave a brief update on land use issues. A hearing had been scheduled for Wednesday on Metro's self-insurance bill and they were preparing testimony. It would be very useful for a councilor to attend the hearing and explain the need for the bill. A hearing on the zoo parking lot bill was held this morning and went well. The bill's fate was still uncertain. In spite of some obstacles, the tire recycling bill appeared to be heading for a hearing; no date had been set.

Councilor Park asked about the chief opposition to the tire recycling bill.

Mr. Cooper said the greatest opposition came from a company in Central Oregon currently operating the landfill where most of the tires were going.

7. COMMITTEE CHAIR REPORTS

Councilor Park, Chair, Community Planning Committee, said the Land Conservation and Development Commission (LCDC) would consider acknowledgement of the Regional Transportation Plan (RTP) on May 3 or May 4. The committee was preparing language on locational adjustments and jurisdictional annexation codes. The committee's most significant work was the alternatives analysis on exception lands within one mile of the urban growth boundary (UGB). Local jurisdictions were currently reviewing the maps. He planned to seek acknowledgement from LCDC that Metro had followed the process correctly up to this point.

Councilor Burkholder, Chair, Regional Facilities and Operations Committee, said Expo Center Hall D opened last Wednesday. The next committee meeting was scheduled for Thursday, April 12, at 10 a.m. at the Expo Center. The committee was engaging in a series of on-site meetings to talk to the various departments about their operations.

Presiding Officer Bragdon encouraged councilors to visit Expo Center Hall D. During lunch, he attended a meeting with the finalists on the art selection for the Oregon Convention Center expansion. A decision would be made later that week.

Councilor McLain, Chair, Budget and Finance Committee, reminded councilors that the Budget Committee would meet on April 11 and April 12, to review amendments.

Councilor Hosticka, Chair, Natural Resources Committee, distributed a memo from Mark Turpel, Long-Range Planning Manager, outlining the Natural Resources Committee's direction for performance measures. A copy of the memo is included in the meeting record. At the committee's next meeting, they would begin considering the criteria of the natural resource protection plan.

Councilor Atherton, Chair, Solid Waste and Recycling Committee, said the committee was seeking council approval today of solid waste facility licenses. At its next meeting, the committee would review Ordinance No. 01-897, to extend the sunset date for the regional system fee credit program. In addition, the committee was reviewing its strategic plan.

Councilor Monroe, Chair, Joint Policy Advisory Committee on Transportation (JPACT), said he would be joining other elected officials next week on a demonstration ride of the airport line rail line. The line was completed, but would not open to the public until fall. The South Corridor Policy group would meet next on May 7, to make its final decision on which alternatives were appropriate for transit to the south. The Metropolitan Transportation Improvement Plan (MTIP) process was underway, and local communities were submitting their options. One of his top priorities for the MTIP money was completion of the Springwater Trail.

Councilor Monroe noted that the Southwest Washington Regional Transportation Council and JPACT, at the unanimous request of the Bi-state Transportation Committee, had asked that a new south bound lane, being constructed in Vancouver, be a high occupancy vehicle (HOV) lane. He learned yesterday that Washington State Senator Don Benton pulled the funds for the HOV lane. If Sen. Benton was successful, it would make it much more difficult, and perhaps impossible, to garner political support for a third lane through Delta Park in Oregon, which was also anticipated to be an HOV lane.

8. CONSENT AGENDA

8.1 Consideration of Minutes of the March 22, 2001, Regular Council Meeting

Motion: **Councilor Park** moved to adopt the meeting minutes of the March 22, 2001, regular council meeting.

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

9. ORDINANCES - FIRST READING

9.1 **Ordinance No. 01-896**, Amending the FY 2000-01 Budget and Appropriations Schedule for the Purpose of Transferring \$20,000 from the General Fund Contingency to Interfund Transfers to Fund Costs Related to Council Redistricting; and Declaring an Emergency

Presiding Officer Bragdon referred Ordinance No. 01-896 to the Budget and Finance Committee.

9.2 **Ordinance No. 01-897**, For the Purpose of Amending the Metro Code Chapter 5.02 to Extend the Sunset Date for the Regional System Fee Credit Program to June 30, 2002

Presiding Officer Bragdon referred Ordinance No. 01-897 to the Solid Waste and Recycling Committee.

9.3 **Ordinance No. 01-898**, For the Purpose of Amending the Metro Code Chapter 5.02 to Replace the Litter Control Surcharge at Metro Transfer Stations with a Surcharge Based on Weight of the Unsecured Load

Presiding Officer Bragdon referred Ordinance No. 01-898 to the Solid Waste and Recycling Committee.

10. RESOLUTIONS

10.1 **Resolution No. 01-3042**, For the Purpose of Authorizing the Executive Officer to Grant a Metro Solid Waste Facility License to American Compost and Recycling, LLC

Motion: **Councilor McLain** moved, seconded by **Councilor Atherton**, to adopt Resolution No. 01-3042.

Councilor McLain asked Roy Brower, Regional Environmental Management (REM) Regulatory Affairs Administrator, to present the resolution.

Mr. Brower reviewed Resolution Nos. 01-3042, 01-3043, 01-3044 and 01-3045. A copy of his presentation, Solid Waste Facility License, contains information presented Mr. Brower and is included in the meeting record.

Councilor Park asked about waste water recovery.

Mr. Brower said all of the facilities required a stormwater permit from DEQ. Two of the facilities had catch storage basins for the water where the water underwent treatment or sedimentation settling.

Presiding Officer Bragdon asked why Metro imposed limits on the inventory.

Mr. Brower said Metro imposed limits primarily because of the unreliable markets. In the past, Metro has been forced to clean up roofing piles that were left behind. The limits were intended to prevent that from reoccurring.

Councilor McLain added that other reasons for the limits include neighborhood complaints about odor, and potential rodent problems that could affect public health and safety. In addition, public dollars would be used to clean up abandoned piles if the market collapsed. She urged an aye vote on Resolution No. 01-3042.

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

10.2 **Resolution No. 01-3043**, For the Purpose of Authorizing the Executive Officer to Grant a Metro Solid Waste Facility License to Pacific Land Clearing and Recycling Center II

Motion: **Councilor Monroe** moved, seconded by **Councilor Atherton**, to adopt Resolution No. 01-3043.

Councilor Monroe presented Resolution No. 01-3043. He urged an aye vote.

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

10.3 **Resolution No. 01-3044**, For the Purpose of Authorizing the Executive Officer to Grant a Metro Solid Waste Facility License to Pacific Land Clearing and Recycling Center I

Motion: **Councilor Monroe** moved, seconded by **Councilor Atherton**, to adopt Resolution No. 01-3044.

Councilor Monroe presented Resolution No. 01-3044. He urged an aye vote.

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

10.4 **Resolution No. 01-3045**, For the Purpose of Authorizing the Executive Officer to Grant a Metro Solid Waste Facility License to RoofGone

Motion: **Councilor McLain** moved, seconded by **Councilor Atherton**, to adopt Resolution No. 01-3045.

Councilor McLain presented Resolution No. 01-3045.

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

Dennis Brown, RoofGone, submitted photographs of RoofGone II, a copy of which is included in the meeting record. He announced that RoofGone will receive a patent in the next 60 days on No Spark Bark, on a new landscaping groundcover bark dust that was fire resistant and self-extinguishing, made from recycled roofing. He agreed with the 10,000 ton cap until RoofGone proved itself; then he would like to see the cap removed.

Councilor Burkholder asked staff about the process for Metro to review Mr. Brown's performance, in order to eventually raise or remove the cap.

Mr. Brower said Metro had the ability, through a change of authorization request from the applicant, to potentially lift the cap in the future. Metro had a full-time solid waste inspector who periodically inspected the facilities and responded to any complaints.

10.5 **Resolution No. 01-3050**, For the Purpose of a Peace Initiative which will Coincide with the World Peace Conference, the Statewide Sabbath of Peace, the Visit of the Dalai Lama to Portland, and the Governor's Executive Order on Peace

Motion: **Councilor Burkholder** moved, seconded by **Councilor Monroe**, to adopt Resolution No. 01-3050.

Councilor Burkholder said the Dalai Lama, spiritual leader of the Tibetan Buddhist population, would visit Portland soon. Metro, along with a number of other local governments in the area, had been asked to pass this resolution, as a pledge to work toward a more peaceful society. He noted a typographical error in the second to the last paragraph. The sentence should read, "All Oregonians work to build bridges with a population which is becoming racially and culturally more diverse" He urged an aye vote.

Councilor Atherton said he appreciated the effort. He noted that the resolution called for people to do things, but the strongest catalyst was a good example, and only individuals could really set good examples.

Councilor Hosticka asked if the other jurisdictions listed on the signature page were considering the resolution in exactly the same form, or were they considering it in the general spirit?

Jeff Stone, Council Chief of Staff, said each government was considering the same language.

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

11. COUNCILOR COMMUNICATION

Councilor Park introduced Rooney Barker, Council Assistant, and welcomed her to the Council Office. Ms. Barker previously worked in the Planning Department. She would assist Councilors Park and Hosticka, and provide support for the Community Planning Committee.

Councilor Atherton reported on the unveiling of the winners of the Earth Day 2001 billboard art contest.

Presiding Officer Bragdon said he would be in Condon, Oregon, on April 16, to meet with Judge Laura Pryor of Gilliam County and visit the Arlington landfill.

12. ADJOURN

There being no further business to come before the Metro Council, Presiding Officer Bragdon adjourned the meeting at 3:10 p.m.

Prepared by,

Chris Billington
Clerk of the Council

Attachments to the Public Record for the Meeting of March 22, 2001

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

Document Number	Document Date	Document Title	TO/FROM	RES/ORD
040501c-01	3/22/2001	Memo RE: Committee Direction for Performance Measures	TO Carl Hosticka/ FROM Mark Turpel	Committee Chair Reports
040501c-02	3/22/2001	Minutes of the Metro Council Meeting, March 22, 2001	TO Metro Council/ FROM Chris Billington	Consent Agenda
040501c-03	4/5/2001	Presentation - Solid Waste Facility Licenses	TO Metro Council/ FROM Roy Brower	Resolution Nos. 01-3042, 01-3043, 01-3044, 01-3045
040501c-04	4/5/2001	Photographs - Spefly Inc. RoofGone II	TO Metro Council/ FROM Dennis Brown, RoofGone	Resolution No. 01-3045