

METRO POLICY ADVISORY COMMITTEE MEETING RECORD

March 14, 2007 – 5:00 p.m.

Metro Regional Center, Council Chambers

Committee Members Present: Jeff Cogen, Nathalie Darcy, Andy Duyck, Dave Fuller, Bernie Giusto, John Hartsock, Alice Norris, Martha Schrader, Erik Sten

Committee Members Absent: Ken Allen, Richard Burke, Larry Cooper, Rob Drake, Tom Hughes, Richard Kidd, Wilda Parks, Chris Smith, Steve Stuart, (Governing Body of School District –vacant)

Alternates Present: Shirley Craddick, Ed Gronke, Frank Groznik, Laura Hudson, Norm King, Lane Shetterly

Also Present: note: only three people signed-in
Bob Clay, City of Portland; Danielle Cowan, City of Wilsonville; Kay Durtschi, MTAC

Metro Elected Officials Present: Liaisons – Brian Newman, Council District 2; Kathryn Harrington, Council District 4; Robert Liberty, Council District 6 Metro Councilors in audience: Rod Park, Council District 1; David Bragdon, Council President

Metro Staff Present: Andy Cotugno, Mike Hoglund, Marv Fjordbeck

1. SELF-INTRODUCTIONS & COMMUNICATIONS

Chair Mayor David Fuller, called the meeting to order at 5:03 p.m. Chair Fuller asked those present to introduce themselves. Chair Fuller announced that due to spring break, the March 28th meeting has been canceled.

2. CITIZEN COMMUNICATIONS FOR NON-AGENDA ITEMS

There was none.

3. CONSENT AGENDA

Meeting Summary for February 28, 2007:

Motion:	Commissioner Andy Duyck, Washington County, with a second from Commissioner Jeff Cogen, Multnomah County, moved to adopt the consent agenda without revision.
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Vote:	The motion passed unanimously.
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4. COUNCIL UPDATE

Councilor Kathryn Harrington updated MPAC on recent Metro Council actions. Her talking points will be attached to the official record.

5. JPACT UPDATE

Andy Cotugno, Planning Director, reviewed the agenda and information distributed at the last JPACT meeting which was also placed at the back of the room for the members. That handout will be attached to

form part of the official record. He also provided copies of the updated New Look Regional Transportation Plan, Chapter 1 Regional Transportation Policy Framework, which will also be attached to form part of the official record. He urged the members to weigh-in on that material with their constituencies.

6. LEGISLATIVE UPDATE & ROUNDTABLE

Councilor Brian Newman updated the members on the regional legislative package that the members had endorsed and then opened discussion up for the members regarding legislation that they may be pursuing on their own. He reported that house bill (HB) 2051 to provide a one-time extension of two years on Metro's Urban Growth Boundary (UGB) cycle had passed through the House Committee on Energy and the Environment, it was slated to go to the Senate next, where it will be paired up with senate bill (SB) 1011. He said that all the other legislation on the MPAC/Metro list was very much alive, but outcomes were unclear at this time. No one had anything to add or report.

7. MPAC PLANNING

Chair Fuller explained that Mayor Norris would be giving a brief update and review of the material and then members would be invited to propose amendments. He announced that a vote on the final package would be scheduled for April 11th.

Mayor Alice Norris, City of Oregon City and MPAC Expectations/Role Subcommittee Chair, briefly reviewed the material that had been provided at the February 14th meeting and included in the packet material.

Commissioner Erik Sten, City of Portland, said that the City of Portland was supportive of keeping Council members as the MPAC representatives for their two positions, but also allowing the City of Portland Planning Director, Gil Kelley, to serve as their alternate.

Commissioner Andy Duyck, Washington County, asked why this privilege would be extended to the City of Portland but not to other jurisdictions.

Mayor Norris said that Portland Central City was the gorilla in the room and for them not to be present, which was a frequent occurrence last year, and not to weigh-in on discussion was detrimental to MPAC. She said it often could result in re-visiting topics in order to bring Portland up to speed. She said that Portland had two positions which already led to them being treated unusually.

Commissioner Duyck said that he understood and agreed that Portland needed to be in the room, but he said that was why he thought they had two positions in the first place – to make sure that one of them would always be there. He said they would now be extending additional privileges on top of that.

Councilor Shirley Craddick, City of Gresham, said that the City of Gresham wanted to express the same concern as Washington County had expressed. She wanted to know why all cities couldn't have the same ability to have staff represent them if the City of Portland did. She said that the City of Gresham wanted to see the Portland's elected officials attend the meetings instead of staff.

Mayor Norris asked for a motion on a possible amendment.

Motion #1:	Commissioner Andy Duyck, Washington County Commission, with a second from Councilor Shirley Craddick, City of Gresham, moved to strike the language from the newly proposed bylaws that would allow the City of Portland to appoint their Planning Director, Gil Kelley, to serve as their alternate and be able to vote in place of the elected members.
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Commissioner Sten said that the City of Portland had tried to maintain a presence at MPAC. He said that they had not themselves proposed this change, but they did think that it made sense and would allow MPAC to reach quorum more often. He said that he thought it would be helpful, but if it was offensive to the members then they wouldn't fall on their sword over it.

Mr. Bernie Giusto, TriMet Board, said that senior staff did not get him there in terms of that definition of the bylaws. He suggested that a letter allowing senior staff to vote in place of the elected officials each time they couldn't show up, or to set a specific staff person, would be preferable because if not, then they could have anybody show up to vote on any issue. He said that another consideration might be to have senior staff vote only in those instances when their presence would make a quorum.

Mayor Norris asked to make that a separate issue and not part of this particular amendment.

Commissioner Sten said that he thought the intention of the subcommittee was to improve the quality of the discussions at MPAC and therefore improve attendance. He said that when the City of Portland heard about this proposal they thought the intention was to have the two Portland elected officials as members, and the planning director be the alternate. He said that giving that planning director that ability might help MPAC discussions because he was very knowledgeable.

Mayor Norm King, City of West Linn, said that if Portland didn't feel it could get one of two council members to an MPAC meeting then perhaps they should drop to one voting member.

Councilor Frank Groznik, City of Lake Oswego, asked what the basis of the committee was. He said that his impression was that being an elected official was representative of the people and that was why the committee was set up that way. He said he liked Mr. Giusto's suggestion of fitting in the City of Portland Planning Director as the alternate when no one else could come. He was worried if they started allowing staff to fill in whenever, then it would soon become a technical advisory committee rather than a policy advisory committee.

Mr. Ed Gronke, Clackamas County Citizen Representative, said he was not sure he understood the amendment at this point.

Mayor Norris explained that the motion they were about to vote on would strike language that would allow Portland to have staff vote on MPAC.

Ms. Nathalie Darcy, Washington County Citizen Representative, said that she was not comfortable with an elected official turning over their vote to staff. She said that as a citizen she would like to see those that they elected actually making the vote.

Councilor Newman talked about Gil Kelley's service over the years. He said that based on how busy the City of Portland's elected officials were, Gil Kelley serving as an alternate to the City of Portland's two positions made sense.

Councilor Robert Liberty said that the quality of the discussion was as important as the vote.

Vote:	The motion failed: 7-6 Aye: Shirley Craddick, Nathalie Darcy, Andy Duyck, Frank Groznik, Norm King, Martha Schrader Nay: Jeff Cogen, Dave Fuller, Bernie Giusto, Ed Gronke, John Hartsock, Alice Norris, Erik Sten Abstain: none
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Therefore, the City of Portland will be allowed to appoint their Planning Director, Gil Kelley, as alternate for their positions on MPAC.

Commissioner Duyck asked if the same privilege would be allowed for the other jurisdictions such as Washington County?

Mr. Giusto moved to allow staff to replace a voting member only at a point where there was no quorum and that vote would then make up a quorum.

No one made a motion. Mr. Giusto withdrew that motion and then made a motion to retain the voting rights for TriMet.

Motion #2:	Bernie Giusto, TriMet Board of Directors, with a second from Commissioner Jeff Cogen, Multnomah County, moved to retain voting rights for TriMet at the MPAC table.
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Vote:	The motion passed: 12-1 Aye: Jeff Cogen, Shirley Craddick, Nathalie Darcy, Andy Duyck, Dave Fuller, Bernie Giusto, Ed Gronke, Frank Groznik, John Hartsock, Alice Norris, Martha Schrader, Erik Sten Nay: Norm King Abstain: none
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There was discussion about why Metro and MPAC were looking at changing the bylaws and focusing on the MPAC agenda for the whole year. Chair Fuller and Councilor Harrington reviewed why they were taking a look at this information and what they hoped to achieve by doing this.

There was also discussion about bringing an agenda item to a meeting and voting on it at the same meeting. John Hartsock, Clackamas County Special Districts, said that he hoped they wouldn't get away from having it introduced at one meeting and then voted on at another meeting. He said that every time it had been tried there had been an outcry over it.

8. SOLID WASTE MATERIAL RECOVERY FACILITY STANDARDS

Councilor Harrington introduced the topic for the members as outlined in the MPAC cover sheet in the packet. She particularly explained the purpose and the outcome that Metro's Solid Waste Department wanted from the presentation.

Mike Hoglund, Solid Waste and Recycling Director, reviewed the highlights of the material included in the packet. He asked the members for feedback on the issue. He said that it was fine if there was a

diversity of comments, staff would sift through those and then Solid Waste would present procedures to the Chief Operating Officer (COO) and report back to the Council on what they heard and how they planned to proceed.

Mr. Giusto asked who would bare the additional costs.

Mr. Hoglund said that any time there were requirements in the system there would be additional costs and those would be passed through to the rate bearer. He said that Solid Waste would be coming back to MPAC to talk about another dry waste program that would recycle more and have a larger impact on the rates. He said that under this system they did not anticipate a large rate increase.

Commissioner Duyck wanted to say for the record that for facility standards he thought that they were on the right track. He said that for the most part, and in concept, he also agreed that it was a regional issue and that it should be handled just the way he was doing it (not withstanding the Lakeside issue).

Most of the comments from the members were positive about what the Solid Waste department was doing. Mr. Hoglund said that Metro wanted to be sure everyone was comfortable with the direction that this effort was taking.

Councilor Harrington asked the members to give feedback on whether these questions and the topic were useful. She said that Metro wanted to do a better job with what came before MPAC as they moved forward.

There being no further business, Chair Fuller adjourned the meeting at 6:24 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Kim Bardes".

Kim Bardes
MPAC Coordinator

ATTACHMENTS TO THE RECORD FOR MARCH 14, 2007

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

AGENDA ITEM	DOCUMENT		DOCUMENT No.
	DATE	DOCUMENT DESCRIPTION	
#5 JPACT	3/1/07	Agenda and packet material for March 1 st JPACT meeting on MTIP	031407-MPAC-01
#5 JPACT	3/1/07	New Look: Chapter 1 Regional Transportation Policy Framework packet	031407-MPAC-02
#7 MPAC Planning	3/13/07	Updated MPAC Bylaws – corrected version where Article III, Committee Membership, Section 1a had a spelling error and is now corrected	031407-MPAC-03
#7 MPAC Planning	2/21/07	Handout: Letter from TriMet, Bernie Giusto re: voting rights retention for TriMet	031407-MPAC-04
#7 MPAC Planning	3/12/07	Email: from Bob Clay, City of Portland, to Kim Bardes re: Metro waste related final document and Letter to Council President Bragdon and Councilors re: Metro Code Changes to address Material Recovery Facilities (MRFs) and Reloads from Gil Kelley	031407-MPAC-05
#7 MPAC Planning	3/13/07	Letter to Mayor David Fuller, MPAC Chair from Rob Drake, Mayor of Beaverton, re: Item No. 7 on March 14 Meeting Agenda expressing concern over proposed amendment to Section 2a of Article III of MPAC Bylaws in support of TriMet retaining voting rights and his preference not to have staff represent the City of Portland	031407-MPAC-06
#4 Council Update	4/14/07	MPAC Council Update talking points from Kathryn Harrington	031407-MPAC-07