

MINUTES OF THE METRO COUNCIL MEETING

Thursday, May 31, 2007
Metro Council Chamber

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

Councilors Absent: Rex Burkholder (excused)

Council President Bragdon convened the Regular Council Meeting at 2:02 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

Roberta Schwarz, 2206 Tannler Drive West Linn OR said West Linn recently voted for the Metro Natural Bond Measure in large numbers. She was here to advocate for the Tannler East area being included in the target areas. She talked about the area, which include white oaks and was about 20 acres in size. This was the single most important area that West Linn had. This was the only area of its kind in the Metro region. She reviewed what was included in the packet she provided (a copy of which is included in the meeting record). This was a significant natural area. She urged consideration of this area and noted the petition she had submitted for the record.

Council President Bragdon noted that there would be open houses around the region to receive input from citizen on specific target areas. Councilor Newman said the Stafford Triangle meeting about refinement areas would be on June 18th.

Ms. Schwartz noted a June 7th Tanner Basin Neighborhood Association meeting, which would feature Oregon Secretary of State Bill Bradbury talking about Climate Change. She invited the Council to attend.

3. BIKE MAP PRESENTATION

Pam Peck, Planning Department, presented the newest version of the Bike There map. She provided a map for each councilor and talked about the history of the map over the last 25 years. There were many cycle enthusiasts who have provided information for the map. She shared what was on the map. The map was available for \$6.00. She recognized all of those Metro employees who worked on the map.

4. CONSENT AGENDA

4.1 Consideration of minutes of the May 24, 2007 Regular Council Meeting.

Motion:

Councilor Park moved to adopt the meeting minutes of the May 24, 2007 Regular Metro Council.

Vote:

Councilors Harrington, Liberty, Park, Newman, Hosticka and Council President Bragdon voted in support of the motion. The vote was 6 aye, the

motion passed.

5. ORDINANCES – FIRST READING

- 5.1 **Ordinance No. 07-1154** For the Purpose of Amending the Regional Framework Plan and Chapter 3.01 of the Metro Code (Urban Growth Boundary and Urban Reserve Procedures) to Allow Consideration of Major Amendments to the UGB to Accommodate Need for Housing.

Council President Bragdon assigned Ordinance No. 07-1154 to Council.

6. ORDINANCES - SECOND READING

- 6.1 **Ordinance No. 07-1150**, Amending the FY 2006-07 Budget and Appropriations Schedule Removing Interim Appropriation Authority for the Natural Areas Program and Declaring an Emergency.

Motion:	Councilor Hosticka moved to adopt Ordinance No. 07-1150.
Seconded:	Councilor Liberty seconded the motion

Councilor Hosticka said this ordinance was a housekeeping ordinance. He explained that the Metro Council had approved an interim authority until the bonds were sold. Now that the bonds had been sold, it was necessary to return the interim money to contingency.

Council President Bragdon opened a public hearing on Ordinance No. 07-1150. No one came forward. Council President Bragdon closed the public hearing.

Vote:

Councilors Harrington, Liberty, Park, Newman, Hosticka and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.

- 6.2 **Ordinance No. 07-1151**, For the Purpose of Amending Metro Code Section 2.19.08 to Change the Composition of the Metro Policy Advisory Committee (MPAC) and to Amend the MPAC Bylaws and Declaring an Emergency.

Motion:	Councilor Harrington moved to adopt Ordinance No. 07-1151.
Seconded:	Councilor Liberty seconded the motion

Councilor Harrington said in past years Metro Policy Advisory Committee (MPAC) had had difficulty with quorums. Therefore the Metro Code had been amended to reduce the number of seats on the advisory committee. She also noted bylaw changes. She said there was addition of two new members of non-voting members, both were members outside the urban growth boundary.

Council President Bragdon opened a public hearing on Ordinance No. 07-1151. No one came forward. Council President Bragdon closed the public hearing.

Councilor Harrington urged support.

Vote:

Councilors Harrington, Liberty, Park, Newman, Hosticka and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.

6.3 **Ordinance No. 07-1152**, Amending the FY 2006-07 Budget and Appropriations Schedule Recognizing Donations to the Oregon Zoo and Declaring an Emergency.

Motion:	Councilor Liberty moved to adopt Ordinance No. 07-1152.
Seconded:	Councilor Newman seconded the motion

Councilor Liberty said this was an amendment to recognize donations to help complete several Zoo exhibits. Tony Vecchio, Oregon Zoo Director, talked about the bears in the Black Bear exhibit. He said attendance had been very good. He felt that we would hit a new record soon. Councilor Park asked what we had done for returning soldiers and noted an article on the Oregonian this morning. Mr. Vecchio said the Zoo had created a scholarship, which could be requested by any social service agency. They had utilized this scholarship for returning soldiers. Council President Bragdon asked about the new 8:00 a.m. opening times. Mr. Vecchio said attendance could be impacted by this new time but it was hard to tell right now what the impact would be. Councilor Park asked if the animals were livelier at that time of the morning? Mr. Vecchio said that they were much more lively.

Council President Bragdon opened a public hearing on Ordinance No. 07-1152. No one came forward. Council President Bragdon closed the public hearing.

Vote:

Councilors Harrington, Liberty, Park, Newman, Hosticka and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.

6.4 **Ordinance No. 07-1153**, Amending the FY 2006-07 Budget and Appropriations Schedule Transferring Appropriations in the MERC Operating and Pooled Capital Funds and Declaring an Emergency.

Motion:	Councilor Park moved to adopt Ordinance No. 07-1153.
Seconded:	Councilor Harrington seconded the motion

Councilor Park said this amendment had two adjustments, one operational and one capital: Food and beverage sales at Oregon Convention Center (OCC) were ahead of last year and considerably ahead of the budget. The amendment moved \$600,000 in spending authority from contingency to stay within budget law. The accompanying revenues increased the ending balance. In the capital fund, Metropolitan Exposition Recreation Center (MERC) has been able to save some time and money by using its own staff to do part of the work on two capital projects, one at Portland Center for the Performance Arts (PCPA) and one at OCC. The budget amendment increased spending for these staff costs by \$60,000 and reduced spending for outside contractors.

Council President Bragdon opened a public hearing on Ordinance No. 07-1153. No one came over. Council President Bragdon closed the public hearing.

Vote:

Councilors Harrington, Liberty, Park, Newman, Hosticka and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.

6.5 **Ordinance No. 07-1155A**, Amending the Metro Code Chapter 2.19 to Establish the Natural Areas Program Performance Oversight Committee, and Declaring an Emergency.

Motion:	Councilor Park moved to adopt Ordinance No. 07-1155A.
Seconded:	Councilor Liberty seconded the motion

Councilor Park asked that the Council President address this ordinance. Council President Bragdon said this ordinance established the Natural Areas Program Performance Oversight Committee. The Natural Areas Bond Measure included a provision for the establishment of a citizen oversight committee in order to review and suggest improvements to the administration and implementation of the Natural Areas Program. The purpose of the committee was to provide the Metro Council and the citizens of the region an outside third party review that would help Metro achieve the best results for clean water, fish and wildlife, and future generations.

Specifically, the Committee would review program performance and report to Council regarding the program's progress in implementing the strategies, goals and objectives approved by the Metro Council for property acquisition and protection in each of the 27 target areas, as described in Council-approved refinement plans; local share projects; and awards of Nature in Neighborhoods Capital Grants. In addition, the Committee may make recommendations regarding the Natural Areas Program Work Plan to improve program efficiency, administration, and performance.

Councilor Liberty asked clarifying questions about extending the committee's term. Dan Cooper, Metro Attorney, responded to his question and explained the process if extension was necessary.

Council President Bragdon opened a public hearing on Ordinance No. 07-1155. No one came forward. Council President Bragdon closed the public hearing.

Council President Bragdon closed by urging an aye vote. He felt we had an exceptional team but we could also benefit from outside input and oversight.

Vote:

Councilors Harrington, Liberty, Park, Newman, Hosticka and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.

7. **RESOLUTIONS**

7.1 **Resolution No. 07-3813**, For the Purpose of Proclaiming the Week of May 30 through June 10, 2007 as Great Blue Heron Week.

Motion:	Councilor Hosticka moved to adopt Resolution No. 07-3813.
Seconded:	Councilor Park seconded the motion

Councilor Hosticka said this recognized the Great Blue Heron Week and asked that Mike Houck address the Council.

Mike Houck, Audubon Society, talked about the history of the Great Blue Heron Week, which had started 21 years ago. He noted a number of activities that were occurring during this period. He reflected the philosophy of the Great Blue Heron Week, with a poem "Spirit of Place" which he read into the record. He extended an invitation to Council to join in the activities. Councilor Liberty asked why we called heron nests rookeries. Mr. Houck responded to his question. Councilor Liberty asked if he would replicate the heron call. Mr. Houck provided a rendition of the heron call. Councilor Hosticka commented on bald eagles and great blue herons and their conflict. Mr. Houck responded to his comment. Councilor Hosticka urged participation in these events.

Vote:

Councilors Park, Hosticka, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.
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7.2 **Resolution No. 07-3817**, Confirming the Appointment of Members to the Natural Areas Program Performance Oversight Committee.

Motion:	Councilor Park moved to adopt Resolution No. 07-3817.
Seconded:	Councilor Hosticka seconded the motion

Council President Bragdon said they looked for a balance of skills on the committee. He thanked Councilors for providing nominations. He noted some of the members who were in the audience and talked about their backgrounds (a copy of this information is included in the meeting record). He noted that several of the members had participated in the tours of the natural areas. He asked Peter Krainock, Chair, to come forward and speak.

Mr. Krainock said they would be getting started as soon as possible providing oversight for the refinement process.

Councilor Harrington appreciated Council President Bragdon for his foresight. She noted the breadth of experience on the committee and thanked them in advance for their future work. Councilor Liberty hoped the committee would have opportunity to review the Capital Grants program. Council President Bragdon urged support.

Vote:

Councilors Park, Hosticka, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.
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7.3 **Resolution No. 07-3810**, For the Purpose of Entering an Order Relating to the Way W. Lee Claim for Compensation under ORS 197 352 (Measure 37).

Council President Bragdon said the claimant had asked for dismissal.

Motion:	Councilor Park moved to adopt Resolution No. 07-3810.
Seconded:	Councilor Liberty seconded the motion

Vote:

Councilors Park, Hosticka, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.
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**8. EXECUTIVE SESSION HELD PURSUANT TO ORS 192.660(1)(e),
DELIBERATIONS WITH PERSONS DESIGNATED TO NEGOTIATE REAL
PROPERTY TRANSACTIONS**

- 8.1 **Resolution No. 07-3819**, Authorizing the Chief Operating Officer to Acquire Property in the Johnson Creek Target Area under the 2006 Natural Areas Bond Measure.

Time Began: 3:02 p.m.

Time Ended: 3:12 p.m.

Members Present: Jim Desmond, Kathleen Brennan Hunter, Paul Garrahan

Motion:	Councilor Park moved to adopt Resolution No. 07-3819.
Seconded:	Councilor Liberty seconded the motion

Councilor Park said this was a significant purchase for the region. This acquisition has been identified by the City of Portland as significant. They would be managing the property. It was in the Johnson Creek target area.

Vote:

Councilors Park, Hosticka, Newman, Harrington, Liberty, and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.
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9. CHIEF OPERATING OFFICER COMMUNICATION

Michael Jordan, COO, said later in June they would like to have a discussion about membership with economic alliances. He felt the agency needed some direction. They would also come to Council about the sponsorship program. Councilor Park asked if we were being approached by environmental groups about membership? Mr. Jordan said they had collaborated with all kinds of groups.

10. COUNCILOR COMMUNICATION

Councilor Newman provided the legislative update. SB 2011 passed out of committee 6 to 0. It was amended in committee. He explained next steps on the bill. He also talked about the prevailing wage bill. There had been a lot of movement on the transportation funding measure. It looked like the legislature was on course for finishing their session by the end of June. Councilor Liberty talked about the design review bill. He also asked if the Council had earmarked transportation projects for funding. Councilor Newman responded to his question. Councilor Liberty talked about transportation maintenance as a priority.

Council President Bragdon said Commissioner George Forbes was stepping down. He had met with Yvonne McLain who had a background in construction and project management. She was interested in being appointed.

Councilor Hosticka said next week we would be hosting a delegation to Vancouver BC. They would be looking at what they were doing in Vancouver and what lessons we could learn.

Councilor Harrington provided details on the natural areas open houses in June.

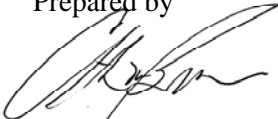
Councilor Liberty said they had another speaker coming about the relationship of infrastructure and relationship with economic development on June 22nd.

Council President Bragdon said Tax Supervision Conservation Commission would be holding a public hearing on our proposed budget next Thursday.

11. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 3:32 p.m.

Prepared by

A handwritten signature in black ink, appearing to read "Chris Billington", written over a horizontal line.

Chris Billington
Clerk of the Council

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF
 MAY 31, 2007**

Item	Topic	Doc. Date	Document Description	Doc. Number
4.1	Minutes	5/24/07	Metro Council Meeting Minutes for May 24, 2007	053107c-01
5.5	Amended version	5/31/07	Ordinance No. 07-1155A , Amending the Metro Code Chapter 2.19 to Establish the Natural Areas Program Performance Oversight Committee, and Declaring an Emergency.	053107c-02
3.0	Citizen communication	5/31/07	To: Metro Council From: Roberta Schwartz Re: Tannler East Target area pictures	053107c-03
3.0	Petition	5/31/07	To: Metro Council From: Roberta Schwartz Re: Tannler East citizen petition	053107c-04
3.0	Announcement	6/7/07	To: Metro Council From: Roberta Schwartz Re: Tanner Basin Neighborhood Association presentation from Bill Bradbury on Climate Change	053107c-05
7.1	Brochure	5/30-6/10, 2007	To: Metro Council From: Mike Houck, Audubon Society Re: 21 st annual Great Blue Heron Week events brochure	053107c-06