

# MINUTES OF THE METRO COUNCIL MEETING

May 3, 2001

Gresham 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 1:34 p.m.

## 1. INTRODUCTIONS

Councilor Park introduced Charles Becker, Mayor, City of Gresham, Gussie McRobert, former Mayor, City of Gresham, Fred Bruning, President, Center Oak Properties LLC, and Cliff Kohler, President, Gresham Downtown Association.

## 2. CITIZEN COMMUNICATIONS

There were none.

## 3. GRESHAM REDEVELOPMENT PROJECTS

Presiding Officer Bragdon thanked Mayor Becker for hosting the Metro Council meeting.

Jim Desmond, Senior Manager, Regional Parks and Greenspaces, described the recent purchase of 57 acres in the East Buttes/Boring Lava Domes. He thanked Tom Higgins, the former owner, for supporting Metro's vision of protecting the butte tops.

Councilor Burkholder asked Mr. Desmond to talk with Mayor Becker about a potential open space purchase by the City of Gresham, and how it could complement Metro's open space plan.

Mayor Becker welcomed the Metro Council to Gresham. He expressed confidence that the City of Gresham and Metro will continue its partnership and spirit of cooperation.

Gussie McRobert, former Mayor, City of Gresham, said that none of Gresham's redevelopment could have happened without Metro's financial and planning assistance.

Councilor Park thanked Mayor McRobert for her strong support and advocacy. He described the council's tour that morning of historic downtown Gresham, Gresham Civic Neighborhood and Gresham Station.

Mr. Bruning described the development of the Gresham Civic Neighborhood. He thanked the City of Gresham, Metro, and Tri-Met for their support.

Mr. Koehler thanked the council for coming out to Gresham. He talked about the rebirth of historic downtown Gresham over the past ten years, and its relation to the regional center.

Councilor Park thanked the council; Mayor Becker; Max Talbot, Director of Community and Economic Development, City of Gresham; Brian Shetterly, Long Range Planner, City of Gresham; Phil Whitmore, Manager, Metro; John Donovan, Council Outreach Coordinator, Metro; Mr. Koehler; Mr. Bruning and the owners of Pasta Veloce for their role in the day's events.

Presiding Officer Bragdon noted that the Metro Council will meet in Wilsonville on May 24, and will tour the Dammasch site, the commuter rail terminal, and the Wilsonville Tract open space.

#### **4. EXECUTIVE OFFICER COMMUNICATIONS**

Mike Burton, Executive Officer, congratulated Mayor Becker, Mayor McRobert, Mr. Koehler, Mr. Bruning, and Mr. Talbot for their hard work on the redevelopment of Gresham. He updated the council on the rising costs of health care and Metro's negotiations with ODS, and recommended scheduling an executive session on the matter. He announced that management of Churchill Environmental and Industrial Equity Partners LP had entered an agreement to buy Specialty Transportation Services, Inc. (STS). The purchase allowed Churchill Fund to sell off STS's unprofitable operations and avoid Chapter 11 bankruptcy.

Dan Cooper, General Counsel, said it appeared that the sale of STS would not constitute a change of ownership, as Churchill would still be the controlling company.

#### **5. AUDITOR COMMUNICATIONS**

There were none.

#### **6. MPAC COMMUNICATIONS**

Presiding Officer Bragdon said the May 9, meeting of the Metro Policy Advisory Committee (MPAC) had been canceled.

Councilor Hosticka noted that at its last meeting, MPAC approved the subcommittee report on parks and open spaces. The report would be considered next by the Natural Resources Committee.

#### **7. LEGISLATIVE UPDATE**

Mr. Cooper updated the council on Measure 7, and the preliminary results of the Geographic Information System (GIS) study. There would probably be a floor vote soon by the State House on the zoo parking lot bill. Metro staff was continuing to work with PacWest to oppose the bill.

Andy Cotugno, Director, Planning Department, and Grace Crunican, Transportation Consultant, described the current version of the Regional Transportation Authority (RTA) bill, which the Legislature was considering. The current version addressed some of the concerns the council expressed earlier. A copy of the bill is included in the meeting record.

The council discussed the bill, and expressed concern that it could create a complicated, duplicative process and take away from the land use/transportation connection and comprehensive regional planning. The council agreed that it was willing to continue exploring the concept of a Regional Transportation Authority, but would not endorse the current proposal.

**8. CONSENT AGENDA**

8.1 Consideration of Minutes of the April 26, 2001, Regular Council Meeting

**Motion:** Councilor Atherton moved, seconded by Councilor McLain, to adopt the meeting minutes of the April 26, 2001, regular council meeting.

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

**9. ORDINANCES - SECOND READING**

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

**Motion:** Councilor Monroe moved, seconded by Councilor Atherton, to adopt Ordinance No. 01-897.

Councilor Monroe presented Ordinance No. 01-897. A staff report to the ordinance contains information presented by Councilor Monroe and is included in the meeting record.

Presiding Officer Bragdon opened a public hearing. No one appeared to speak with regard to Ordinance No. 01-897. Presiding Officer Bragdon closed the public hearing.

**Vote:** The vote was 5 aye/0 nay/1 abstain. Councilor Burkholder abstained. Councilor Hosticka was absent. The motion passed.

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

**Motion:** Councilor McLain moved, seconded by Councilor Hosticka, to adopt Ordinance No. 01-898.

Councilor McLain presented Ordinance No. 01-898. A staff report to the ordinance contains information presented by Councilor McLain and is included in the meeting record.

Councilor Park asked Mr. Cooper if state littering laws distinguished between litter coming from a pickup truck and litter from a 40-ton semitrailer. Mr. Cooper said no, it did not.

Presiding Officer Bragdon opened a public hearing. No one appeared to speak with regard to Ordinance No. 01-898. Presiding Officer Bragdon closed the public hearing.

Councilor Monroe said the ordinance would continue to fine people who do not cover their loads, but it would do so at a more responsible 25 percent increase, without further harming Metro's public relations with people who self-haul.

**Vote:** The vote was 6 aye/1 nay/0 abstain. Councilor Park voted no. The motion passed.

**10.3 Ordinance No. 01-900A**, For the Purpose of Amending Ordinance No. 97-713 to Correct Regional Urban Growth Boundary Map Errors and Adopting the Geographic Information Map of the Regional Urban Growth Boundary

**Motion:** Councilor McLain moved, seconded by Councilor Monroe, to adopt Ordinance No. 01-900A.

Councilor McLain presented Ordinance No. 01-900A. A staff report to the ordinance contains information presented by Councilor McLain and is included in the meeting record.

Councilor Park thanked Councilor McLain for her historical perspective and work on the ordinance.

Presiding Officer Bragdon opened a public hearing. No one appeared to speak with regard to Ordinance No. 01-900A. Presiding Officer Bragdon closed the public hearing.

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

**11. RESOLUTIONS**

**11.1 Resolution No. 01-3049**, For the Purpose of Appointing Norm Andreen, Keith Parker and Scott Seibert to the Metro Committee on Citizen Involvement

**Motion:** Councilor Burkholder moved, seconded by Councilor Atherton, to adopt Resolution No. 01-3049.

Councilor Burkholder presented Resolution No. 01-3049. A committee report to the resolution contains information presented by Councilor Burkholder and is included in the meeting record. Councilor Burkholder introduced Mr. Andreen, who was sitting in the audience.

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

**11.2 Resolution No. 01-3052**, For the Purpose of Confirming the Appointment of Leroy Patton to the Metro Investment Advisory Board

**Motion:** Councilor Burkholder moved, seconded by Councilor McLain, to adopt Resolution No. 01-3052.

Councilor Burkholder presented Resolution No. 01-3052. A committee report to the resolution contains information presented by Councilor Burkholder and is included in the meeting record.

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

**11.3 Resolution No. 01-3062**, For the Purpose of Authorizing Release of RFB#01B-20-REM for Installation of a Cutoff Wall at the St. Johns Landfill

**Motion:** Councilor Atherton moved, seconded by Councilor Park, to adopt Resolution No. 01-3062.

Councilor Atherton presented Resolution No. 01-3062. A staff report to the resolution contains information presented by Councilor Atherton and is included in the meeting record.

Councilor Park asked if staff had determined the necessary funding level to ensure protection of the St. Johns Landfill.

Councilor Atherton said the committee hoped to address Councilor Park's concern in its strategic plan.

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

Presiding Officer Bragdon recessed the regular council meeting and convened the Metro Council Contract Review Board.

## **12. CONTRACT REVIEW BOARD**

12.1 **Resolution No. 01-3047**, For the Purpose of Authorizing the Executive Officer to Execute a Multi-year Contract for Advertising Services at the Oregon Zoo

**Motion:** Councilor Hosticka moved, seconded by Councilor McLain, to adopt Resolution No. 01-3047.

Councilor Hosticka presented Resolution No. 01-3047.

Executive Officer Burton reviewed the circumstances of the contract. The committee report to the resolution contains information presented by Executive Officer Burton and is included in the meeting record. He distributed a memo from Tony Vecchio, Director, Oregon Zoo, concerning the request for services. A copy of the letter is included in the meeting record. He said steps had been taken in his office to make sure the contract procedure would be properly followed in the future.

Councilor Burkholder reminded the council that it approved a budget note requiring Metro agencies to show their affiliation with Metro in all ads and public outreach. He noted that until Metro took over the operation of the zoo twenty-five years ago, it was a financial failure.

Mr. Vecchio said he would continue to work with staff, and with the new ad agency, to make sure that the zoo and Metro were acknowledged in creative ways.

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

Presiding Officer Bragdon adjourned the Metro Council Contract Review Board and reconvened the regular council meeting.

## **13. COUNCILOR COMMUNICATION**

Councilor McLain asked the councilors if they would be available for a Budget and Finance Committee meeting on Monday, June 18, 2001, between 1 and 3 p.m. Due to family and school obligations, she was trying to reschedule the meeting.

Councilor Monroe said the Reapportionment Public Hearing would begin five minutes after the council meeting ended.

Councilor Park thanked the council for coming to Gresham.

**14. ADJOURN**

Presiding Officer Bragdon noted that next council meeting would be on May 17, 2001. 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 May 3, 2001**

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

<b>Document Number</b>	<b>Document Date</b>	<b>Document Title</b>	<b>TO/FROM</b>	<b>RES/ORD</b>
050301c-01	4/27/2001	Draft Regional Transportation Authorities and Districts	TO Metro Council/ FROM Andy Cotugno	Legislative Update
050301c-02	4/26/2001	Minutes of the Metro Council Meeting	TO Metro Council/ FROM Chris Billington	Consent Agenda
050301c-03	5/3/2001	Letter RE: Council Adoption of Ordinance No. 01-900A	TO Richard Kidd, City of Forest Grove/ FROM Andy Cotugno	Ord. No. 01-900A
050301c-04	5/1/2001	Memo RE: Concert Coordinator and Advertising Agency Contract	TO: Mike Burton/ FROM: Tony Vecchio	Res. No. 01-3047