

MINUTES OF THE METRO COUNCIL MEETING

September 27, 2001

Metro Council Chamber

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

Councilors Absent:

Presiding Officer Bragdon convened the Regular Council Meeting at 2:01 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

There were none.

INTERPRETING THE JOURNEY: Elizabeth Neely, Naturalist and students from Sunnyside Family Coop School created an Outdoor Salmon Book for Oxbow Regional Park. **Emily Lemons and Hannah Goldsner** gave an overview of the book, funded by a Metro and U.S. Fish and Wildlife Services grant. The focus of the year long earth forest project was to make a positive outcome on the students' community. They took on the project of salmon at Oxbow Regional Park. They noted the need for balance of text and pictures in the book. They also included a sign language component in their book. They thanked Ms. Neely, Mr. Rex Ettlin, Program Coordinator in Educational Services at the Oregon Zoo, Elizabeth Draper, their instructor and Kathy Fors, the graphic designer.

Presiding Officer Bragdon thanked the students and asked about the ceremony at Oxbow Park this morning. Ms. Lemons spoke to the ceremony and noted that their presentation would be covered on Channel 8 this evening. He announced that the Salmon Festival would be October 13th and 14th.

4. EXECUTIVE OFFICER COMMUNICATIONS

Mike Burton, Executive Officer, said Association of Metropolitan Planning Organizations (AMPO) gave out awards at their annual conferences. They normally recognized both plans and individuals. This year their recognized Andy Cotugno for an Outstanding Individual Leadership Award and Outstanding Overall Achievement Award for the 2000 Regional Transportation Plan (RTP). Tom Kloster, was the lead on the RTP project.

Andy Cotugno, Planning Director, spoke to the awards received and the good work Metro was doing.

Mike Høglund, Director of Regional Planning, said it was a pleasure to work with both Mr. Cotugno and Mr. Kloster.

Tom Kloster, Transportation Planning Supervisor, acknowledged all of the Regional Transportation Plan staff.

Councilor Monroe said on behalf of Metro Council and JPACT, they also had an award for Mr. Kloster. Tom had done an outstanding job of leading the team as well as working with all of the regional partners. He presented Mr. Kloster with a plaque.

Councilor Park said, on behalf of Metro Council, they had an award for Mr. Cotugno as well for his outstanding work in transportation. He presented Mr. Cotugno with a plaque.

Councilor McLain acknowledged both Mr. Cotugno's and Mr. Kloster's work. She felt that there was no one who had taught her more about transportation planning and funding than Mr. Cotugno.

Mr. Cotugno said the team really needed to hang together for the success of the project. He worked with a great team.

Mr. Burton commented on tomorrow's Portland Tribune's article about the theft at a Metro cemetery.

5. AUDITOR COMMUNICATIONS

Alexis Dow, presented her Audit Plan (a copy of which may be found in the meeting packet). She spoke to the introduction, the plan and the list of requests for audit work in 2001/2002. She gave a summary of the 12 audits she planned for 2001/2002.

Councilor Burkholder asked how the plan related to the budget note this spring concerning a statement of need and an estimate of cost for each audit.

Ms. Dow said within this report there was a statement of need, but no costs or timeline. She said the exact scope of work and how these would be addressed as well as the amount of time and effort that would go into the audit could not be assessed at this time. Before they began the work they would be doing a preliminary assessment of these issues.

Councilor Burkholder asked about the tracking system.

Ms Dow said the tracking system had been set up.

Councilor Park asked about the line of reasoning as to changing from a percentage of the excise tax to a per ton on the excise tax and how that would lead toward or give greater incentive for being more efficient.

Ms. Dow said if excise tax was assessed on a revenue basis and the rate of revenue was determined based on operating costs, in most rate making situations, there was less incentive generally to reduce operating costs in order to continue generating higher revenue. When in fact you disaggregated your revenue source, i.e., excise taxes, from that base, you eliminated that disincentive. So right now the revenues were being assessed on tonnage rather than on revenues generated. She thought one way to look at it was that if you were charging the present rate for operating costs to the extent you could bring your operating costs down you could be charging the same rate and then turn around and charge a higher amount for excise tax. She thought there was a greater incentive because you would be able to keep to costs you were assessing customers at

the same level to the extent that you could reduce operating costs, you could keep it at the same level and just increase the amount of excise tax. She was not suggesting that there had ever been a plan here, she was just saying in terms of general rate-making, that was usually a consideration.

Councilor Park said he didn't follow the auditor's line of reasoning with that particular piece because the prior excise tax was based upon a percentage not if there was any savings that Metro would benefit from increased excise tax or dollars being generated. It was a set percentage of the tipping fee, now it was based on a set amount per tonnage. In following the auditor's line of thinking, if what she was suggesting was that the other program that Metro had was an operation on recycling, then this should also be examined. Were we really trying to do it or not because as each ton was, in the prior system, generated, Metro was rewarded. In the current system if you were going to examine that was no longer true that the excise tax was stable regardless of the amount of tons that way that it was calculated. He suggested that he and the auditor have a conversation later so he could get a better understanding of her reasoning as to where she was going with this particular audit. He wanted to make sure they were all on the same page.

Ms. Dow said that was an observatory type comment, but the real direction she was going in was that REM was the largest operating department, it had the most expenses and income of any of Metro's operations. She thought it was appropriate to look at what were its policy directives, its mission and were its resources being deployed in a manner that was consistent with that. This was the focus of the work.

Councilor McLain asked about the Regional Environmental Management Department. She wondered what review the auditor had done of the new strategic plan and the performance measures that staff was in process of putting together. The Council had already recognized the fact that they wanted to make sure that they had some way of evaluating the kinds of program that Metro did. She asked Ms Dow what she was picking up as the basic important elements of the strategic plan and/or performance measures that they had been working on this year.

Ms. Dow said analysis and study of these issues would be part of the preliminary survey.

Councilor McLain said she would hope then that there would be some conversation with Chair Atherton and herself. She thought that the SW &R Committee had spent nine to ten months trying to work diligently on making sure they had clearly assessed the needs, the potential and the evaluation possibilities for that department. They had tried to set up the strategic plan in such a way that they got to those goals and missions. Councilor McLain expressed concern about the way the paragraph read because it talked about how the department was organized versus starting with the missions and goals that the council, as a policy document, had set up as being where they wanted the department to go.

Ms. Dow said how it was organized to accomplish policy goals. The focus was clearly on policy and where the council wanted the department to go.

Councilor McLain said but there was a real need to make sure that the auditor understood what that policy was. She requested a conversation between the council and the auditor on making sure that the auditor had an understanding of what the council believed those goals were.

Ms. Dow said she would be happy to have that conversation. She pointed out that she appreciated the input that the council gave her and where the council was going now because it helped her see where the council was going. She also had to look at historically where the council had been. She

would look at the strategic goal that had been adopted as well as looking at RSWAMP in addition to meeting with the members of the Solid Waste and Recycling Committee.

Councilor McLain responded that she was here when the Regional Solid Waste Plan was implemented. She would be happy to talk to the auditor about that historical perspective. One of the audits that had been done, synthesizing that information in the audit, trying to talk about some of the possibilities or potential that was being missed in that particular audit, did not directly assess the actual purpose of that particular program. So this was where Councilor McLain's concern was, you can read those documents, but if you misinterpret the actual goal of that document, you didn't have the best filter or criteria for reviewing that program or mission. She was happy to talk to the auditor about more than the strategic plan.

Councilor Atherton appreciated her report. He reported that right now the System Performance Task Force was winding up its work on renewal and replacement as well as GASB 34. The task force had discussed looking to the auditor's office for participation in this work. This work was appropriate to Audit #10 on the cost allocation plan and how Metro handled these reserve accounts.

Ms. Dow said she would happy to explore matters with Councilor Atherton.

Councilor Park spoke to the outreach program as part of Periodic Review. He noted that they were initiating a very extensive Goal 1 effort, Public Outreach and Information. He was curious about the auditor's timeline given that all of this would accumulate into a 2002 decision about how they would target growth, whether the Urban Growth Boundary would be expanded, and all of the other measures. He asked the auditor if she planned on doing the audit of the process after they had completed it or while they were in process.

Ms. Dow said this work would begin sometime this spring and reported upon about a year from now. She said that if timing was not appropriate and Councilor Park would like to suggest alternative timing, she would be happy to reconsider the schedule.

Councilor Park said yes, if the auditor was starting the project in the spring, that coincided with when they were actually hitting the hard part of this on the ground with the Growth Conference in March 2002. It seemed to more appropriate to have an audit after they had completed the process and then to look at how they did once it was completed.

Ms. Dow said she understood what Councilor Park was saying, she was not sure of all of his timelines and would be happy to meet with him to get a firmer fix on timelines and be able to do an audit at the time that was the most appropriate.

Councilor Park said he would be happy to provide the timeline.

Councilor McLain spoke to the same timeline. She was trying to understand the auditor's criteria for public outreach, the product the auditor thought that they were trying to get out of that particular public outreach and looking at the audit through the scope of a policy formula. She asked for clarification on the auditor's assumptions for this audit as she hadn't been clear on what assumptions were from a similar audit that the auditor had done previously. Were they the same assumptions or did the auditor have a new set up assumptions about what she thought the product was.

Ms. Dow said they had not performed the preliminary survey. She did not have a lot of the background information but she did intend to address several issues, some of the issues were whether Metro had established adequate practices and procedures to ensure public involvement and whether views were effectively presented to and considered by Metro. They planned to address whether advisory groups effectively participated in planning and implementation efforts and whether there was alignment between state land use Goal 1 and operations of Metro's advisory groups and citizen involvement. This was an example of some of issues that they would look at. She had not done a preliminary survey, she couldn't tell Councilor McLain, all extensively what the audit would be but they would be doing research in this area and defining more specifically what the audit would address.

Councilor McLain suggested that this one was complicated and that there were two parts. There were legal responsibilities that Metro would meet but they had always tried to go above legal standards. There were particular program goals and policies missions that they had set in place. She wanted to know if the auditor was going to use their missions, their goals and their policy, and if so, would the auditor be assessing the product, which was the Urban Growth Boundary 2040 reconnection, the UGB possible amendments, and the connections with those projects. Her point was to make sure the auditor addressed both the legal aspects as well as dealing with their own policy perspectives. The audit couldn't just be in a void, a silo by itself, that the auditor was just looking at public involvement in general. Metro has MCCI and they had worked diligently to make sure MCCI had gone through the documents in these different departments to give us their opinion from a citizen perspective. She hoped MCCI would also be included in this.

Ms. Dow said this audit was at the request of MCCI to actually look at involvement processes.

Presiding Officer Bragdon said land use planning was under periodic review under supervision with LCDC. One of the goals, Goal 1 was public involvement and so as a product of periodic review, the commission at the state level would need to acknowledge Metro's work under Goal 1. He wondered if the audit would follow the state's acknowledgement or would she do the audit before they acted.

Ms. Dow said she thought it would be good if they could work in conjunction with the state so they didn't have to recreate each other's efforts. She proposed an opportunity to talk with Councilor Park about the timeline so they could work in tandem, so as not to duplicate each other's efforts but rather build on each other's efforts.

Presiding Officer Bragdon said they would be acting according to their state regulations.

Councilor Park said the timing question was important. The audit could be of Metro or the audit could be of LCDC after they approved or disapproved Metro's periodic review process based upon their review of Goal 1. If the audit was after the periodic review and approval by LCDC, it would actually be an audit of the Commission's oversight of what Metro had already done. He was trying to judge the value of this audit on that basis. They already had an audit, so to speak, from a state agency that they were in compliance with state law. He was not sure what standard the auditor would apply if Metro had exceeded some item of land use planning and Goal 1 public involvement. That begged the question, Metro had exceeded it compared to what? He expressed curiosity as to how the auditor would define "what" the other was, was it compared to other processes that had been done around the state with other cities in periodic review or what?

Ms. Dow responded they did a detail survey prior to undertaking the work and setting the exact scope. Sometime in the process of doing that survey they found that no work was necessary in

that area. She would like to have a better understanding of the timing so that they could actually make it worthwhile.

Councilor Burkholder spoke to number 4, the audit of the Oregon Convention Center expansion-construction project. He said, again, it came down to a timing question, the council had adopted a detailed and clear procedure that defined the project objectives and set up performance measures that would be measured as they went along with the construction. There were a number of committees that provided oversight to that process. He asked if this was a post construction audit or during construction audit because construction would be finished within that two year time frame. Each of those audits would go for different types of information, he was not sure what type of information the audit would consider, something to correct issues that had come up during construction or a review of how well the procedures and policies adopted were actually followed.

Ms. Dow said they would be answering both those questions while in the construction phase. She hoped to start the audit in early spring, late winter. So if there were anything that they discovered that they could make recommendations for improvements on, there would still be time to implement the recommendation during the course of the auditor's work. Likewise, they would also be looking at the performance measures that the council adopted last April and seeing if there had been compliance with those. These would all be factors that would be considered as part of the audit.

Presiding Officer Bragdon spoke to the Zoo audit construction issues. He noted the auditor's recommendation for the completion of Great Northwest Project that there be a management system put in place at the Oregon Zoo. He wasn't clear if this was a Metro-wide construction system, should different departments participate in that system or in that audit. Was she recommending that the Zoo undertake that directly using the Zoo staff? Would any of those findings be applicable to the Convention Center?

Ms. Dow said specifically they were recommending it for the Zoo because they had a construction process to complete in-house. They had made a decision that they would not be outsourcing their project so they were in a little different position than the convention center as the convention center was working with a contractor. It was critical that the Zoo implemented the recommendation. The auditor was recommending that Metro implement because construction was not something that happened day to day but it did happen periodically in different departments. There were renovations that were happening to the transfer stations. There should be some system in place that addressed construction because every department didn't deal with it every day of the week. Some of the recommendations were broken into two categories, those for the Great Northwest Project and those that Metro should adopt agency-wide. The ones that Metro should adopt agency-wide applied to MERC also.

Presiding Officer Bragdon asked Ms. Dow if she was suggesting that, for the completion phase of the Great Northwest, the Zoo remain responsible or did she see the need for more centralized oversight of that project.

Ms. Dow said it was a management decision. If Mr. Burton had confidence in his top management at the Zoo, then it was something that could be delegated to the Zoo.

Presiding Officer Bragdon asked if there were recommendations either way.

Ms. Dow said no there were not. It was usually top management's responsibility. It was Mr. Vecchio's responsibility to oversee the project.

Presiding Officer Bragdon said there was a distinction between special projects that occurred on a rare basis and the day to day operations.

Ms. Dow said Mr. Vecchio was planning on doing this in-house as well as undertaking other exhibits in-house. So he was planning on having an exhibit construction program that was ongoing. It was her understanding that Mr. Vecchio was planning on having an in-house staff that would be dealing with these projects on a day to day basis. In fact if this was his plan, there was all the more need to have a system in place.

Presiding Officer Bragdon said if Mr. Burton or the Council were to determine that an in-house system wasn't sufficient and that there were things to be gained by having more centralized construction management expertise, could she suggest what that might translate into in terms of FTE or the types of people Metro would need to have.

Ms. Dow said she could address the number of FTE until she actually evaluates what work needed to be done. In terms of expertise, you would need people who were familiar with construction contracting and staff accordingly.

Presiding Officer Bragdon asked if she had seen changes in the final phase being implemented at the Zoo since the audit was submitted.

Ms. Dow said she had just submitted the audit, it was really preliminary to look for the changes. She was hopeful that both the Executive Officer and the Presiding Officer were looking for those changes.

Councilor Burkholder made a general comment about costs. In reference to the Zoo audit, it would be helpful to have some idea what it would cost to implement the auditor's recommendations. They were always grappling with balancing costs and savings. It would be helpful to have the audits include recommendations of costs, savings, benefits and reductions in risk in order to make better policy decisions.

Councilor Park said what he was trying to do was to assess what was the cost of the insurance. When you were taking these measures, there was an offset to risk. He asked how much insurance should they be buying, how many FTE's should there be in overseeing a project versus actually getting a project done. This information would be helpful to assign a certain level of acceptable risk so that the council could better assess whether they needed to tighten or loosen policies. He spoke to the Executive Officer's authority for contracting and the risk factor involved at the policy level.

Ms. Dow responded she was glad that Councilors Park and Burkholder asked those questions. She thought that they needed to appreciate practical realities of doing an audit and coming up with the recommendations that some of the information the council might be looking for. She spoke to the Zoo audit. They went in to do the audit and they saw that there was no real management system, that a lot of it happened by the seat of their pants. They were really lucking that it came out where it did come out and that was because they had smart people in the right place at the right time. You needed an effective system just in case someone got sick and you wanted to take some precaution so that you didn't put yourself at unnecessary risk. There was a lot of different ways to put in a system. You wanted to have something that gave you a reasonable

amount of assurance or protection for the dollars expended. In order to assess a system for Tony Vecchio to implement at the Zoo she would first need to evaluate exactly what he was planning on doing, how long he expected it to take and how long he expected it to be ongoing. This would more than double her audit time so instead of doing five or six audits a year, maybe she would only be doing two and she would really be doing management work. She would be stepping in and taking Mr. Vecchio's responsibility to manage the Zoo away from him. There was a lot of different way to manage and balance, that was Mr. Vecchio's job not hers. She clarified her role, it was her job, according to the charter, to do investigations into the different operations of Metro and then to make recommendations based on those investigations. She investigated and saw where management needed to put more effort. Then she brought that to the Council's and management's attention. Then she went back in a year to see if adequate work had been done. But it was really management's job to make those decisions. Part of the audit process was the follow-up to see what work had been done that she had recommended. There was the policy role, the management role and the auditing role.

Councilor McLain appreciated Ms. Dow's last comments because sometimes there was integration in policy and management and policy and auditing. Sometimes these roles overlapped although they all had their clear roles defined for them by the electorate. She said she did not care how many audits were done in a year, it was cost benefit analysis, what did we get from it and could we really use it. If we did use it, was it really useful. She thought the footnote in the budget was to try and help council make some of those estimates because they had to put a budget to the audit function. She wanted to make sure that Ms. Dow was clear, that she in her policy role was trying to assess the auditor's list and making sure the auditor got comments back from her. So the auditor would know if the audits were truly helpful, useful information and that Metro can figure out how to afford it if it looked like it should be something that should be done. She noted one and five were two audits that were fraught with issues that needed to have careful pre-surveys. In number one, there were a number of documents that set out a little bit about analysis for the auditor as they dealt with Metro's industry, enterprise revenue and with their public, because they were the first line users at the curb. In number five, there was so much to cover before they could figure out what the auditor was trying to audit. Was it going to be useful and helpful? They had legal expectations, periodic review tasks that were set up by legal standards at the state level and an ongoing project that they were trying to complete by the end of 2002 with major commitments already made to the public involvement process. Those two audits were really "iffy" as far as timing and usefulness. She was hopeful that the auditor would work closely with the council on these two audits in the pre-survey phase. She thought these audits could get in the way of major responsibilities Metro had to the state and in projects that they had deadlines by the state that Metro had to meet.

Ms. Dow said she certainly would not do anything that would inhibit the council's own work. Her goal was to make Metro better, more efficient and effective. The last thing she would want her work to do was to inhibit any of Metro's goals. She reiterated that any work she did was mandated from the citizens to fulfill the auditor's responsibilities. To the extent that the results that she reports to the council were helpful and useful to them and that she could in fact work in tandem with areas of interest to the Council, she was happy to do that. This was why she spoke with the councilors individually and gave the council an opportunity to articulate what their preferences were for her to do her work. She reminded the council that her primary mandate was to report on the operations and make suggestions for having a better Metro.

Councilor McLain said she would not expect anything less from Ms. Dow. She said you are a professional and were elected by the public to do just that, serve the public. She thought when we went through some of these dialogues that what was essential was that they tried to make sure

that they did have projects that served the public and followed state and local law. Some ideas on the list truly had some added details and layers that we needed to work through before the auditor got to a credible audit.

Ms. Dow pointed out that they did, as part of their survey, go through those layers so that they had an adequate understanding. In terms of the selection of audits and in the scope of the work, she did use her 30 years of professional judgement to make sure the audits were broad based. One of her responsibilities as the auditor was to make sure there was broad enough scope and range and that she was touching upon the different areas of the organization. Most auditors strive for about a three-year cycle. She had a lot of things to balance using her professional judgement.

Presiding Officer Bragdon said he thought the caution that they were trying to raise in #5 was not a question of breadth nor did it have to do with the professional auditing standards but rather that the implications of it for other arenas, specifically the legal arena. Something that arena ended up as part of acknowledgement by a state commission or potentially to the court of appeals. This process would be judged in that forum by particular legal standards that were arrived at by the state rule making proceedings and administered by that commission. That was the forum where those processes got judged and that they would not want to have things happened that would preempt or prejudge or judge those inappropriately outside in a different forum by more ambiguous standards.

Ms. Dow said that was why they had their pre-survey work before they took on the audit so that they had a better understanding of all aspects of Metro as she did her plan. She had a good general understanding of Metro and its responsibilities but she did not have the fine points and this was the purpose of the pre-surveys. In that process they defined the specific scope of the work, what they hoped to accomplish and how much time it would take. These were general ideas of the direction they wanted to going in and by no means a specific statement of exactly what the auditor was going to do. She was not in a position to do that until the pre-surveys were done.

6. MPAC COMMUNICATIONS

Presiding Officer Bragdon said that MPAC met last night and continued their discussion of centers, redevelopment of regional and town centers. The bulk of the meeting focused on introducing the inventory maps that had been developed by the Growth Management's Data Resource Center with regard to fish and wildlife resources in the region. The intent of the meeting was to get those maps out on the street. They would be available for purchase and on the website later this week. They were asking local governments to comment on the maps and to reconcile those maps with their own understanding of the inventory. He said Councilor Hosticka was also present and went over the timeline for the Natural Resources Committee.

Councilor Park added that the initial report that came back was that the capacity inside the UGB was being used almost to its complete efficiency. It was not quite there yet and there were still some calculations left to be done but the fact that they were doing as well as they had spoke well to what the tax payers had asked for in the passage of ballot measures 547 and 50. These ballot measures asked government to be efficient with the public's dollars. This included how we developed so we got maximum use out of our roads, rail, cable television, electrical, plumbing, sewage systems, all of the items that cost public money to make sure we were maintaining a high level of efficiency. He thought we were getting to that particular point. They will know more later on as more jurisdictions complete their tasks but it was looking pretty good.

7. CONSENT AGENDA

7.1 Consideration of minutes of the September 20, 2001 Regular Council Meeting.

Motion: **Councilor Hosticka** moved to adopt the meeting minutes of the September 20, 2001, Regular Council meeting.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion passed.

8. ORDINANCES - FIRST READING

8.1 **Ordinance No. 01-916**, For The Purpose of Amending Metro Code Chapter 5.01 Related to Local Transfer Stations, and Revising Local Transfer Stations Franchises To be Consistent with the Code Amendments.

Presiding Officer Bragdon assigned Ordinance No. 01-916 to the Solid Waste and Recycling Committee.

8.2 **Ordinance No. 01-917**, For the Purpose of Amending Metro Code Chapter 5.05 Concerning Solid Waste Flow Control.

Presiding Officer Bragdon assigned Ordinance No. 01-917 to the Solid Waste and Recycling Committee.

8.3 **Ordinance No. 01-918**, For the Purpose of Amending Metro Code Chapter 5.02 to Revise the Tonnage Charge for Disposal at Metro Transfer Stations and to Make Other Related Changes.

Presiding Officer Bragdon assigned Ordinance No. 01-918 to the Solid Waste and Recycling Committee.

8.4 **Ordinance No. 01-919**, For the Purpose of Amending Metro Code Chapter 5.02 to Improve the Effectiveness of the Regional System Fee Credit Program and to Remove the Program Sunset Date.

Presiding Officer Bragdon assigned Ordinance No. 01-919 to the Solid Waste and Recycling Committee.

9. RESOLUTIONS

9.1 **Resolution No. 01-3095**, For the Purpose of Confirming Appointments of Sylvia Milne, Aleta Woodruff, and Rebecca Banya to the Regional Parks and Greenspaces Advisory Committee.

Motion: **Councilor McLain** moved to adopt Resolution No. 01-3095.

Seconded: **Councilor Monroe** seconded the motion.

Councilor McLain said they were fortunate to have three candidates to be considered for Regional Parks and Greenspaces Advisory Committee (RPGAC). She noted Ms. Woodruff's service on Metro Committee for Citizen Involvement. She gave positive comments of the other two candidates.

Councilor Park acknowledged Ms. Woodruff's commitment to Metro.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion passed.

9.2 **Resolution No. 01-3097A**, For the Purpose of Confirming the Appointment of Cary Pak to the Water Resources Policy Advisory Committee.

Motion: **Councilor Hosticka** moved to adopt Resolution No. 01-3097A.

Seconded: **Councilor Atherton** seconded the motion.

Councilor Hosticka said Ms. Pak had been nominated by the City of Gresham to serve on this committee.

Councilor McLain said Ms. Pak had been attending meetings faithfully, it was time she had a chance to vote.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion passed.

9.3 **Resolution No. 01-3106**, For the purpose of modifying the Open Spaces Implementation Work Plan and Open Spaces Acquisition Regional Target Area Refinement Plans to Direct Future Acquisitions of properties that satisfy specific identified criteria.

Motion: **Councilor Hosticka** moved to adopt Resolution No. 01-3106.

Seconded: **Councilor Atherton** seconded the motion.

Councilor Hosticka reviewed the resolution, indicating the number of acres that had already been purchased. This resolution was to give further direction to the staff on what was left to purchase. He noted the specific identified criteria in the resolution. He felt that the resolution spoke for itself.

Presiding Officer Bragdon thanked Councilor Hosticka, Mr. Dan Cooper and the Greenspaces staff's for their work on this resolution. He felt that this resolution built on the values of what this program was all about. He noted the principles of the program.

Mr. Burton echoed what both Councilor Hosticka and Presiding Officer Bragdon had said. He reviewed the history of the past six years, the guidelines on how purchases were made. He pointed out that these deals were never simple. Today he had signed one that had been in the works for over four years.

Councilor McLain added that they realized that with all 65 areas - the 14 target centers and the 3 trails, there was no way that they would be able to purchase everything in the first phase. They had targeted a minimum of 6000 acres and they were now at 7500 acres purchased. They had only worked with willing sellers. They had met the goals of 9 target centers. The purchases were prudent, responsible and balanced. Now it was time to figure out what would happen in Phase 2.

Councilor Monroe thanked Councilor Hosticka for this sound piece of work to better define the direction the Council was going. He gave a historical perspective. He noted that this was only Phase 1 and he hoped that Phase 2 would come along soon.

Presiding Officer Bragdon opened a public hearing.

Commissioner Dick Schouten, Washington County, 6105 SW 148th Ave, Beaverton, OR 97007 said the Council had done a great job. He was extremely impressed with the Metro staff. He noted the Tualatin Hills Nature Interpretive Park success. He spoke to several recommendations he had such as regional balance and to the letter he submitted to the council (a copy of which may be found in the meeting record).

Councilor Burkholder asked Commissioner Schouten how he would define regional balance.

Commissioner Schouten said in the five areas that were short, three were in the west in the region, one was shared by Multnomah and Clackamas and one was in Clackamas. He felt there should be the same number of shortfalls in each county.

Councilor Burkholder said he did not feel counties were legitimate boundaries. He felt that the regional balance definition was very tricky.

Councilor Atherton thanked Commissioner Schouten and asked him about regional balance and the dollars expended.

Commissioner Schouten said the City of Beaverton was not in the park providing business. He spoke to the voter materials that were organized by county.

Presiding Officer Bragdon closed the public hearing.

Councilor McLain thanked Commissioner Schouten for his comments. She said as far as the regional balance, she felt Metro staff had done everything in its power to do what they could to keep a balance. The whole resolution reeked of regional balance.

Councilor Burkholder said he supported the resolution because the processes were very transparent.

Councilor Hosticka said he thought that Commissioner Schouten raised an important question about trails and that they would be looking at this issue. This resolution did take a step in the right direction because it moved them ahead. The resolution defined the Executive Officer's role in purchases.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion passed.

9.4 **Resolution No. 01-3107**, For the Purpose of Amending the FY 2001-2002 Capital Improvement Plan to Include the Council Chamber Camera Project in the Amount of \$158,560, and Authorizing the Presiding Officer to Enter into an Agreement with Mt. Hood Cable Regulatory Commission to Award and Implement a \$108,100 Capital Grant.

Motion: **Councilor Burkholder** moved to adopt Resolution No. 01-3107.

Seconded: **Councilor Park** seconded the motion.

Councilor Burkholder reviewed the resolution noting why the Capital Improvement Plan (CIP) had to be amended. This was a housekeeping resolution to put the project into this year's CIP.

Councilor Atherton asked about the Presiding Officer's authorization.

John Donovan, Council Public Outreach Coordinator, said the reason for the Presiding Officer's authorization was that the project was developed by the Council Office. It was the council office's objective to pursue this grant.

Councilor Hosticka said it was important to do this to help people see what the council did. He suggested looking at the technology to pursue the live streaming of video over the web.

Councilor Park said he thought this was a great project to get council better in touch with the public. He acknowledged Ms. Pat Emmerson, who wrote the grant and Beth Anne Steele, who pursued the funding.

Mr. Donovan said there was a part of the building fund that had been set aside for use for this project.

Vote: The vote was 7 aye/ 0 nay/ 0 abstain, and the motion passed.

10. COUNCILOR COMMUNICATION

Councilor Hosticka said the regionally significant maps would be available tomorrow at Metro's Data Resource Center.

Councilor Burkholder shared that yesterday the Portland area had been declared the most bicycle friendly city in North America for the third time by Bicycling Magazine.

11. ADJOURN

There being no further business to come before the Metro Council, Presiding Officer Bragdon adjourned the meeting at 4:26 p.m.

Prepared by

Chris Billington
Clerk of the Council

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF SEPTEMBER 27, 2001

TOPIC	DOCUMENT DATE	DOCUMENT DESCRIPTION	DOCUMENT NUMBER
GREENSPACES ACQUISITIONS	9/27/01	LETTER FROM COMMISSIONER DICK SCHOUTEN CONCERNING REGIONAL BALANCE RELATED TO RESOLUTION No. 01-3106	092701c-01