

METRO POLICY ADVISORY COMMITTEE MEETING RECORD

January 9, 2008 – 5:00 p.m.

Metro Regional Center, Council Chambers

Committee Members Present: Bob Austin, Richard Burke, Jeff Cogen, Nathalie Darcy, Andy Duyck, Rob Drake, Dave Fuller, Judie Hammerstad, Richard Kidd, Charlotte Lehan, Alice Norris, Michelle Poyourow, Sandra Ramaker, Martha Schrader, Paul Savas, Bob Sherwin

Committee Members Absent: Ken Allen, Shane Bemis, Bernie Giusto, Tom Hughes, Margaret Kirkpatrick, Wilda Parks, Tom Potter, Larry Smith, Erik Sten, Steve Stuart

Alternates Present: none

Also Present: sign-in sheet did not circulate

Metro Elected Officials Present: Liaisons – Kathryn Harrington, Council District 4; Carl Hosticka, Council District 3 others (in audience): Council President David Bragdon

Metro Staff Present: Dan Cooper, Robin McArthur, Randy Tucker

1. SELF-INTRODUCTIONS & COMMUNICATIONS

Chair Dave Fuller, called the meeting to order at 5:03 p.m. Chair Fuller asked those present to introduce themselves.

2. CITIZEN COMMUNICATIONS FOR NON-AGENDA ITEMS

There was none.

3. CONSENT AGENDA

The meeting summary for December 12, 2007

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| Motion: | Mayor Richard Kidd, City of Forest Grove, with a second from Richard Burke, Washington County Special, Districts, 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 presented Chair Fuller with a plaque and thanked him again for his service for 2007. She then made some announcements for upcoming meetings and events, and then reviewed the recent and upcoming business of the Metro Council.

5. JPACT UPDATE

Andy Cotugno, Planning Director, reviewed the agenda items for the next JPACT meeting scheduled for the following morning. A copy of the JPACT agenda and Resolution No. 08-3891, which they will be discussing at their meeting, will be attached to the permanent record.

6. NOMINATION OF MPAC OFFICERS

Chair Fuller reviewed the nominee names for the MPAC officers for 2008. The nominees were Mayor Alice Norris as Chair, Commissioner Tom Brian as 1st vice-chair, and Mayor Shane Bemis as 2nd vice-chair.

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| Motion: | Mayor Judie Hammerstad, City of Lake Oswego, with a second from Richard Kidd, City of Forest Grove, moved for approval of the nominee selection. |
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| Vote: | The motion passed unanimously. |
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Mayor Fuller thanked the committee members, staff and Councilors their support throughout the year.

Chair Alice Norris thanked Mayor Fuller for his support and service.

7. MPAC ROLES/2008 WORK PLAN

Chair Norris briefly reviewed the two sheets included in the meeting packet and talked about how the role of MPAC had changed over the course of the last two years. She said that MPAC would serve more as collaborators and directors of policy. She also talked about some of the bigger topics that would be coming before the committee for 2008. She stressed that the work done on the urban and rural reserves would not be repeated at MPAC since eleven members served on both committees.

Mayor Judie Hammerstad, City of Lake Oswego, said they should address financing and infrastructure in new urban growth boundary areas and prior to that if the construction and infrastructure has an influence on urban reserves (which it obviously does, she added) – but what is the influence? How does it change what the decisions will be?

Chair Norris said that there was an update on infrastructure needs analysis scheduled for February 27, 2008.

Mr. Cotugno asked Mayor Hammerstad if she might know when it would be timely to bring a big look task force recommendation back to MPAC.

Mayor Hammerstad said she thought that the group would be re-instated but not for a couple of months. She said the task force would most likely be before MPAC around April or May.

Mayor Fuller said that they should discuss the Willamette bridges and maintenance thereof. He said it was a good topic for Metro and MPAC. There was general agreement that this topic should be put on the MPAC work plan for discussion sometime during 2008.

Councilor Harrington asked if they wanted to have a joint meeting with JPACT separate from the topic of the RTP but that would deal with the other aspects of “making the greatest place.”

Chair Norris said that they had yet to schedule the Regional Round Table meetings for 2008 or the joint meetings. She said members should let her know if they found those valuable.

Commissioner Andy Duyck, Washington County, spoke about the bridges issues. He said that the first thing they needed to discuss was “what was the regional system” before moving on to funding or other items. There was some discussion about the bridges issue.

Chair Norris asked to interrupt the debate and said it would make a good and relevant topic to add to the work plan and certainly would make for a robust discussion for a future agenda.

8. ORDINANCE 07-1165

Dick Benner, Metro Attorney, reviewed the contents and purpose of the ordinance for the members. He said that MTAC had approved the packet and recommended that MPAC recommend the packet to the Metro Council, but that MTAC did want to call attention to a few issues. Mr. Benner reviewed those issues for the MPAC committee: 1) whether to redefine “districts;” 2) whether to authorize districts to extend water lines outside the urban growth boundary (UGB) under certain circumstances; and 3) whether to address withdrawals of territory separately from annexations.

Hal Bergsma, City of Beaverton, also pointed out some changes that had been made to the ordinance. He said that there were some debates about which districts should be included.

There was discussion about the list of districts and whether some should be removed or added or just what some of them meant.

Commissioner Duyck said that about 20% of the districts on the proposed list were policy oriented and could potentially heavily affect Washington County, and this caused him concern. He said this ordinance could potentially make things more difficult for Washington County. There was discussion about service water districts in relation to the districts and the ordinance.

After a number of concerns were expressed by members regarding the possible exclusion of certain districts from the code definition, Mr. Benner recommended that the committee revert back to the original version of the ordinance that did not call out districts, and then said that the Metro Council would review the ordinance and amendments on January 17, 2008 for a hearing and possible action. He said that MPAC could discuss the amendments again at a later time.

Chair Norris asked if that meant they were willing to move to recommend to the Metro Council the previous version – presented at the December 12th meeting. They would make that motion knowing the amendments pertaining to the district list would be discussed at a later date.

Mr. Paul Savas, Clackamas County Special Districts, said he would be willing to consider including the second amendment in the current version of the ordinance.

There was discussion about the meaning and significance or influence of amendment #1 and whether it should be included in the ordinance at this time.

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| Motion: | Richard Burke, Washington County Special Districts, with a second from Commissioner Andy Duyck, Washington County, moved to divide the question on consideration of |
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| | amendment #1 from the ordinance at this time. |
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| Vote: | The motion passed unanimously. |
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There was detailed discussion about the possible ramifications of adopting amendment #1 at this time.

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| Motion: | Richard Burke, Washington County Special Districts, with a second from Commissioner Andy Duyck, Washington County, moved to table amendment #1. |
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| Vote: | The motion passed unanimously. |
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Mr. Benner reviewed amendment #2 on water service for the members.

Mr. Bergsma said that the draft reflected what MTAC had asked to be updated.

There was discussion about the meaning of certain parts of the ordinance and some members expressed concern about the growth management implications of allowing districts to extend water lines outside the UGB.

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| Motion: | Mayor Charlotte Lehan, City of Wilsonville, with a second from Richard Burke, Washington County Special Districts, moved to table amendment #2. |
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Commissioner Duyck said he thought they were close to finding agreement on amendment #2 and hoped to see them proceed.

Mr. Savas said it was an opportunity to help those who had failing septic tanks right away and not wait for further discussion.

Councilor Harrington asked Mr. Benner to review the process the ordinance would undergo at this point.

Mr. Benner reviewed that process and timeline for the members.

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| Vote: | The motion passed 8-7: Aye: Cogen, Fuller, Hammerstad, Lehan, Norris, Poyourow, Schrader, and Sherwin Nay: Burke, Darcy, Drake, Duyck, Kidd, Ramaker, and Savas |
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Mr. Benner said the committee could still make a recommendation on the version of the ordinance that was distributed for the December 12, 2007 meeting. If they agreed with that, he suggested that they say so and then address the whole package with the effect that he would take the December 12th version and rewrite the subsection on services outside the UGB to restore the code to the current treatment of water and sewer service and the UGB.

Mr. Burke suggested that they might not want to consider it as an entire package just yet.

Mr. Benner said not to lose sight over the main work of the package that had generated no controversy.

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| Motion: | Richard Burke, Washington County Special Districts, with a second from Commissioner Duyck, Washington County, moved to endorse the ordinance with reservations, specifically issues MPAC would ask Metro to work on in the future for the purpose of |
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| | generating supplemental legislation (without amendment #1 and #2 and without the withdrawal piece). |
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Mayor Rob Drake, City of Beaverton, asked if this motion meant to leave on table those things that were not controversial and vote on them, but have the controversial items tabled for further discussion.

Mr. Burke agreed that this was a correct interpretation.

Mayor Richard Kidd, City of Forest Grove, said he was disappointed that they would not recommend amendment #2 but he would still support the motion.

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| Vote: | The motion passed 13-2: Aye: Burke, Cogen, Darcy, Drake, Duyck, Fuller, Hammerstad, Kidd, Lehan, Norris, Poyourow, Schrader, and Sherwin Nay: Ramaker and Savas |
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Chair Norris asked about the third piece “Withdrawal of Territory” that was included in the packet with the amendments.

Mr. Benner recommended that they not deal with it in the current package, but at a different time.

9. NEW LOOK/GREATEST PLACE RESERVES UPDATE

Councilor Harrington distributed two handouts, which will be included in the permanent record. She reviewed the items included in the packet as well as the two new handouts.

Mayor Hammerstad said the schedule created issues of being at Metro early on the same day as the late MPAC meeting, which would mean two trips from the outlying areas, and asked if they could find other options.

Commissioner Martha Schrader, Clackamas County, said it had been very difficult to create the schedule and while she shared Mayor Hammerstad’s concerns she felt that they would not be able to make a change.

Councilor Harrington continued her review of the material for the members.

Commissioner Duyck asked if the urban and rural reserves would be on a parallel track. He said that he thought the rural reserves would be first followed by the urban reserves.

Councilor Harrington said you could not have one without the other.

Commissioner Duyck asked what would happen if one was adopted and not the other.

Councilor Harrington said that they were two slightly different processes.

Chair Norris said that if they were not both adopted then neither would pass.

There was discussion on the all or nothing vote required to pass the urban and rural reserves.

Councilor Schrader explained the process and the criteria used for selecting the folks to serve on the steering committee.

There being no further business, Chair Norris adjourned the meeting at 6:59 p.m.

Respectfully submitted,



Kim Bardes
MPAC Coordinator

ATTACHMENTS TO THE RECORD FOR JANUARY 9, 2008

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

| AGENDA ITEM | DOCUMENT DATE | DOCUMENT DESCRIPTION | DOCUMENT NO. |
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| #5 JPACT | 1/10/08 | JPACT agenda for 1/10/08 | 010908-MPAC-01 |
| #5 JPACT | 12/11/07 | Draft Resolution 08-3891 For the Purpose of Approving Portland Regional Federal Transportation Priorities for Federal Fiscal Year 2009 Appropriations | 010908-MPAC-02 |
| #6 Nominations | 1/9/08 | Copy of certificate given to Mayor Fuller in appreciation of his service to MPAC | 010908-MPAC-03 |
| #9 New Look | 12/20/07 | Draft – Key Milestones for Designating Urban and Rural Reserves spreadsheet | 010908-MPAC-04 |
| #9 New Look | 1/7/08 | Reserves Steering Committee Membership Nominations sheet | 010908-MPAC-05 |