

MINUTES OF THE METRO COUNCIL MEETING

Thursday, March 20, 2008
Metro Council Chamber

Councilors Present: David Bragdon (Council President), Robert Liberty, Rex Burkholder, Rod Park, Carl Hosticka, Carlotta Collette

Councilors Absent: Kathryn Harrington (excused)

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

1. INTRODUCTIONS

Council President Bragdon introduced Steven Faulstick, Double Tree Hotels General Manager. Mr. Faulstick provided a presentation on Double Tree Hotel Path to Sustainability (a copy of which is included in the record). He noted that he also made a presentation to the Lloyd District Transportation Management Association (TMA) on the hotel's sustainable efforts. He talked about successes in getting to green. He noted travel habits and behaviors, green branding, and costs to becoming green. He spoke to the triple bottom line focusing on the people, the planet and the profit. He provided details on how the hotel had worked towards sustainability such as purchasing renewable energy, becoming paperless and nature-scaping the grounds. He provided next steps on the path to being sustainable. They were working closely with other groups in the area. Council President Bragdon asked his views on the nation-wide perspective of the Portland region. Mr. Faulstick responded to his question. Councilor Burkholder asked Mr. Faulstick to share what they were doing in the schools. Mr. Faulstick said they were partnering with schools to educate students about sustainability. Councilor Park asked him to provide more detail on the Green Seal. Mr. Faulstick provided information about being part of Green Seal, and shared that they had enjoyed an incredible amount of business by being part of this program. Councilor Collette asked him to provide information about their composting program. Mr. Faulstick said they were averaging 17-18 tons a month of composting. It had a tremendous impact and they were saving a lot of money in garbage fees. Councilor Liberty congratulated him on their successes. He asked Mr. Faulstick about their participation in the TMA. Mr. Faulstick said they were providing transit passes for their employees as well as encouraging biking and walking.

2. CITIZEN COMMUNICATIONS

There were none.

3. CONSENT AGENDA

3.1 Consideration of minutes of the March 13, 2008 Regular Council Meeting.

3.2 **Resolution No. 08-3926**, For the Purpose of Confirming the Council President's Appointment of Keith Liden as a Citizen Representative to the Transportation Policy Alternatives Committee (TPAC) for 2008.

Motion:

Councilor Liberty to adopt the meeting minutes of the March 13, 2008 Regular Metro Council and Resolution No. 08-3926.
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Vote:

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

4. ORDINANCES – FIRST READING

- 4.1 **Ordinance No. 08-1176**, Amending the FY 2007-08 Budget and Appropriations Schedule Providing for a Contribution to the Oregon Zoo Predators of the Serengeti Capital Construction Project, and Declaring an Emergency

Council President Bragdon assigned Ordinance No. 08-1176 to Council.

- 4.2 **Ordinance No. 08-1177**, Amending the FY 2007-08 Budget and Appropriations Schedule Transferring \$2,800,000 from Solid Waste Revenue Fund Contingency to the Operating Account to Provide for Additional Costs Incurred as a Result of Increased Tonnage, and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 08-1177 to Council.

- 4.3 **Ordinance No. 08-1178**, Amending the FY 2007-08 Budget and Appropriations Schedule to Establish Appropriation For a New Human Resources Project, Increasing Public Affairs Appropriation, and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 08-1178 to Council.

- 4.4 Removed from agenda.

- 4.5 **Ordinance No. 08-1182**, Amending the FY 2007-08 Budget and Appropriations Schedule Adding 1.0 FTE Sr. Transportation Planner to Support the Regional Travel Options Strategic Plan, and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 08-1182 to Council.

- 4.6 **Ordinance No. 08-1183**, For the Purpose of Amending Metro Code Title V, Solid Waste, to Add Chapter 5.10, Regional Solid Waste Management Plan, to Implement the Requirements of the 2008-2018 Regional Solid Waste Management Plan.

Council President Bragdon assigned Ordinance No. 08-1183 to Council.

- 4.7 **Ordinance No. 08-1184**, For the Purpose of Amending Metro Code section 2.02.120 (d) to Conform to State Law the Requirements for Filing of Financial Reports By Metro Elected Officials.

Council President Bragdon assigned Ordinance No. 08-1184 to Council.

5. ORDINANCES – SECOND READING

- 5.1 **Ordinance No. 08-1180**, For the Purpose of Amending Metro Code Chapter 2.18 (Campaign Finance Regulation) and Declaring an Emergency.

Motion:	Councilor Park moved to adopt Ordinance No. 08-1180.
Seconded:	Councilor Hosticka seconded the motion.

Councilor Park said that in 2005 the Oregon Legislature passed HB 3458, that directed the Secretary of State to develop an electronic filing system to be used to file campaign contribution and expenditure information. That system, ORESTAR, became operational January 1, 2007 and HB 2082 amended campaign finance reporting requirements. Changes include:

- Eliminating the “scheduled” reporting deadlines
- Information is to be filed electronically and continuously throughout the campaign.

This Ordinance, No. 08-1180, was for the purpose of amending the Metro Code to reflect new Oregon reporting requirements. In light of the fact that campaign finance reporting will be done continuously, the proposed amendment to the Metro Code allowed a candidate to provide a hyperlink to those reports filed electronically to the Metro Council Clerk within the appropriate number of days. Federal campaign finance reports, if required, will be available through a link to the Federal Elections Commission website. Councilor Burkholder asked how one provided a hyperlink. Dan Cooper, Metro Attorney, responded to his question.

Council President Bragdon opened a public hearing on Ordinance No. 08-1180. No one came forward. Council President Bragdon closed the public hearing. Councilors asked clarifying questions. Councilor Park urged support of the ordinance. He provided additional history on the ethics code and suggested revising the code to make sure there was no conflicting information.

Vote:

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

6. RESOLUTIONS

6.1 **Resolution No. 08-3916**, For the Purpose of Adopting the Policy Direction and Program Objectives of the 2009 Regional Flexible Funding Allocation Process and 2010-13 Metropolitan Transportation Improvement Program (MTIP).

Motion:	Councilor Burkholder moved to adopt Resolution No. 08-3916.
Seconded:	Councilor Liberty seconded the motion.

Councilor Burkholder said this resolution was to provide direction on the regional flexible funding allocation as well as the MTIP. He spoke to the key pieces in this legislation in terms of guidance on how they were improving the process. He talked about next steps. He also talked about regional projects such as the Regional Transportation Options Program and asked if there were a way to take them out of the pool of projects, as they knew they were going to fund these programs. He talked about a two-step funding process. Council President Bragdon observed that there were a wide variety of pots of transportation money. This was a relatively small pot of money intended to improve air quality. By contrast there were larger funds that didn't relate to air quality. He talked about the intent of the two-step process. He felt this resolution achieved the goal of providing oversight to these funds. He spoke to an amendment on the bridge problem. He requested that Mr. Andy Cotugno, Planning Director, provide additional information on these different pots of money. Councilor Burkholder said the staff would go back and look at the

regional transportation programs that were benefiting everyone. There would be some analysis about these projects and what funds should be used to pay for the projects. Councilor Park talked about defining “regional.” He didn’t think that there was a list of regional bridges. Mr. Cotugno said the request from Multnomah County was to put \$3 million of MTIP funds every year toward bridge repair and maintenance. Mr. Cotugno talked about the State’s bridge program. Councilor Park raised the issue of a regional system. Mr. Cotugno said the region had adopted one definition of regionalism. Councilor Collette asked for clarification on the resolution. Mr. Cotugno said the specific request from Multnomah County was for \$3 million annual funding for a bridge program. If Council adopted this resolution, they would take up the question of MTIP funds being used for a bridge program. Councilor Liberty said the debate over whether the small amount of money should be applied to bridges was an important one. He noted important pieces to the resolution, which would be used as guidance for much better decision-making. Mr. Cotugno said this would provide staff with direction on how the Council wished to proceed. Councilor Hosticka expressed confusion about removing the modal analysis, and was the bicycle/pedestrian not modal? Councilor Burkholder responded to his question.

Motion to amend:	Councilor Hosticka suggested a language amendment to include the word “could” on page 7 of Appendix A.
Seconded:	Councilor Burkholder seconded the motion.

Councilor Burkholder asked for clarification as to whether they would have to send this back to JPACT. Mr. Cooper said he did not consider this a substantive change and felt it did not have to go back to JPACT. Councilors commented on the amendment language.

Vote to amend:	Councilors Burkholder, Collette, Liberty, Hosticka and Council President Bragdon voted in support of the motion. The vote was 5 aye, the motion passed with Councilor Park voting no on the amendment.
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Councilor Park said he would be supporting the resolution even though he opposed the amendment. He felt there would be robust discussions about what funding was available. Council President Bragdon said he would be voting in support of the resolution. He reminded Council that the MTIP funding was a small amount and that there was other sources that could be tapped for bridge funding. Councilor Burkholder said even though this was a small amount of money, there was some flexibility with these funds. He talked about outcomes and objectives for prioritizing these funds. Metro was leading the country by using the Region 2040 Plan objectives.

Vote:	Councilors Park, Burkholder, Collette, Liberty, Hosticka and Council President Bragdon voted in support of the motion. The vote was 6 aye, the motion passed.
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7. CHIEF OPERATING OFFICER COMMUNICATION

Michael Jordan, COO, was not present.

8. COUNCILOR COMMUNICATION

Council President Bragdon reported on a meeting he attended this morning on Regional Transportation Authority (RTA). They talked about the 2009 Legislature, finance and the legislative session.

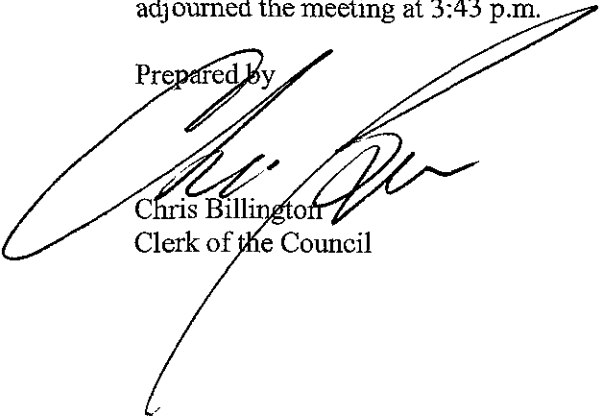
Councilor Burkholder said there was a lot of eagerness and impatience about transportation funding. Council President Bragdon said they needed to keep people focused on what the real issues were. Councilor Liberty hoped that the focus was not entirely on the legislature and relying on them to solve the funding problem. He added his comments about the RTA. Council President Bragdon said he had not heard that the legislature would provide the solution but the region needed to be engaged with the legislature. He also talked about governance issues, and agreed with Councilor Liberty's comment about governance. Councilor Liberty said he felt there were some new opportunities and ideas for a regional approach. Councilor Park said one of the main issues was the perspective that we spend money more wisely. He talked about the need to discuss our high maintenance system without the budget to support it. The question was how to communicate this to the general public.

Councilor Liberty talked about the quasi-judicial hearing Council would have next week. He had been reviewing the hearing officer's report. He wanted to share his thoughts ahead of time. Mr. Cooper suggested that Councilor Liberty, Mr. Benner and he get together and review what Councilor Liberty wished to share. They would provide this information to all of the parties involved. Councilor Liberty said he wanted to share his questions and framing of issues. Councilor Park asked about the criteria that Council had created. Could they raise these questions before the hearing? Mr. Cooper responded to his question and suggested consulting with his office.

9. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 3:43 p.m.

Prepared by



Chris Billington
Clerk of the Council

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF
MARCH 20, 2008**

Item	Topic	Doc. Date	Document Description	Doc. Number
3.1	Minutes	3/13/08	Metro Council Meeting Minutes for March 13, 2008	032008c-01
6.1	Amended version	3/20/08	Resolution No. 08-3916 , For the Purpose of Adopting the Policy Direction and Program Objectives of the 2009 Regional Flexible Funding Allocation Process and 2010-13 Metropolitan Transportation Improvement Program (MTIP).	032008c-02
1.0	Power Point Presentation	3/20/08	To: Metro Council From: Steven Faulstick, Double Tree Hotel General Manager Re: Path to Sustainability	032008c-03