



METROPOLITAN SERVICE DISTRICT
527 S.W. HALL ST., PORTLAND OR. 97201, 503/221-1646

AGENDA

REGULAR COUNCIL MEETING

Date: May 28, 1981
Day: Thursday
Time: 5:30 PM - Council Dinner & Informal Discussion
7:30 PM - Formal Meeting
Place: Council Chamber

ROLL CALL

CALL TO ORDER

1. INTRODUCTIONS
2. WRITTEN COMMUNICATIONS TO COUNCIL
3. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS
4. CONSENT AGENDA (Items 4.1 Through 4.10)
 - 4.1 A-95 Review
 - 4.2 Minutes of Meetings of April 23, 1981 and May 7, 1981

Coordinating Committee Recommendations:

- 4.3 Contract with Eucon Corporation for Construction of Engineered Fill at Resource Recovery Site
- 4.4 Contract with Black & Veatch Consulting Engineers for Design and Engineering of Clackamas Refuse and Recycling Center
- 4.5 Extension of Contract with RIC Consulting Company for Managing Construction of Beaver/Otter and Penguinarium Exhibits
- 4.6 Resolution No. 81-245, A Resolution Authorizing Legal Proceedings to Collect Delinquent Disposal Fee Accounts and Civil Penalties

Regional Development Committee Recommendations:

- 4.7 Resolution No. 81-244, For the Purpose of Recognizing Washington County Resolution and Order No. 81-59 as an Adequate Replacement for Metro Ordinance No. 80-95

May 28, 1981

CONSENT AGENDA (Continued)

Development Committee Recommendations (Continued):

- 4.8 Resolution No. 81-246, For the Purpose of Authorizing Federal Funds for 16(b)(2) Special Transportation Projects
- 4.9 Resolution No. 81-247, For the Purpose of Approving the Process and Guidelines for Development of the Ten-Year Interstate Transfer Program
- 4.10 Resolution No. 81-248, For the Purpose of Approving the FY 82 Unified Work Program (UWP)

5. ORDINANCES

- 5.1 Ordinance No. 81-108, For the Purpose of Adopting New Admissions Fees and Policies at the Washington Park Zoo and Repealing Code Section 4.01.060 (Second Reading) (7:35)*

6. REPORTS

- 6.1 Executive Officer Report (7:55)
- 6.2 Committee Reports (8:10)

7. GENERAL DISCUSSION (8:40)

ADJOURN

*Times listed are approximate.



METROPOLITAN SERVICE DISTRICT
527 S.W. HALL ST., PORTLAND OR. 97201, 503/221-1646

A G E N D A

REGULAR COUNCIL MEETING

Date: May 28, 1981
Day: Thursday
Time: 7:30 PM
Place: Council Chamber

C O N S E N T A G E N D A

The following business items have been reviewed by the staff and an officer of the Council. In my opinion, these items meet the Consent List Criteria established by the Rules and Procedures of the Council. The Council is requested to approve the recommendations presented on these items.


Executive Officer

- 4.1 A-95 Review
- 4.2 Minutes of Meetings of April 23, 1981 and May 7, 1981
- Coordinating Committee Recommendations:
- 4.3 Contract with Eucon Corporation for Construction of Engineered Fill at Resource Recovery Site
- 4.4 Contract with Black & Veatch Consulting Engineers for Design and Engineering of Clackamas Refuse and Recycling Center
- 4.5 Extension of Contract with RIC Consulting Company for Managing Construction of Beaver/Otter and Penguinarium Exhibits
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CONSENT AGENDA (continued)

Regional Development Committee Recommendations:

- 4.7 Resolution No. 81-244, For the Purpose of Recognizing Washington County Resolution and Order No. 81-59 as an Adequate Replacement for Metro Ordinance No. 80-95
- 4.8 Resolution No. 81-246, For the Purpose of Authorizing Federal Funds for 16(b)(2) Special Transportation Projects
- 4.9 Resolution No. 81-247, For the Purpose of Approving the Process and Guidelines for Development of the Ten-Year Interstate Transfer Program
- 4.10 Resolution No. 81-248, For the Purpose of Approving the FY 82 Unified Work Program (UWP)

DIRECTLY RELATED A-95 PROJECT APPLICATIONS UNDER REVIEW

PROJECT DESCRIPTION	FEDERAL \$	STATE \$	LOCAL \$	OTHER \$	TOTAL \$
<p>3. <u>Project Title:</u> Hillside Manor (#8104-18)</p> <p><u>Applicant:</u> Presbyterian Action for Housing Development</p> <p><u>Summary:</u> A 30 unit, one-bedroom project for the elderly and handicapped in Estacada. Project is consistent with the goals and objectives of the Areawide Housing Opportunity Plan (AHOP) and is located in a priority area (rural Clackamas County).</p> <p><u>Staff Recommendation:</u> Favorable Action</p>	<p>\$ 990,000 HUD 202 Loan Prog.</p>			<p>\$ 10,000</p>	<p>\$1,000,000</p>
<p>4. <u>Project Title:</u> Community Development Block Grant (#8105-2)</p> <p><u>Applicant:</u> Multnomah County</p> <p><u>Summary:</u> Second year application of three year \$2 million comprehensive program directed towards the housing and public improvement needs of low and moderate income residents of the target areas. Housing Opportunity Plan element within the block grant is consistent with the AHOP.</p> <p><u>Staff Recommendation:</u> Favorable Action</p>	<p>\$ 700,000 HUD</p>				<p>\$ 700,000</p>

Agenda Item 4.1

DIRECTLY RELATED A-95 PROJECT APPLICATIONS UNDER REVIEW

PROJECT DESCRIPTION	FEDERAL \$	STATE \$	LOCAL \$	OTHER \$	TOTAL \$
<p>1. <u>Project Title:</u> Unified Work Program (UWP) (#8104-9)</p> <p><u>Applicant:</u> Metropolitan Service District</p> <p><u>Summary:</u> Describes transportation planning projects in the Portland-Vancouver metropolitan area for FY 82. The UWP includes the Regional Transportation Plan, Corridor Refinement, Transportation Improvement Program, Technical Assistance, and Coordination and Management elements.</p> <p><u>Staff Recommendation:</u> Favorable Action</p>	<p>\$2,654,866 (FHWA & UMTA)</p>	<p>(\$588,050 - total state and local match)</p>			<p>\$3,342,916 Oregon Portion Only</p>
<p>2. <u>Project Title:</u> Technical Resource Program (#8104-11)</p> <p><u>Applicant:</u> Oregon Department of Transportation</p> <p><u>Summary:</u> Continuation of the Technical Resource Program established in 1974 to provide assistance to local governments in the development of transit projects. Technical assistance includes service design planning, transit development programming, operations, marketing, and energy conservation and contingency planning.</p> <p><u>Staff Recommendation:</u> Favorable Action</p>	<p>\$ 70,000 (UMTA)</p>	<p>\$ 17,500</p>			<p>\$ 87,500</p>



METROPOLITAN SERVICE DISTRICT
527 S.W. HALL ST., PORTLAND, OR. 97201, 503/221-1646

MEMORANDUM

Date: May 28, 1981
To: Metro Council
From: Executive Officer
Regarding: A-95 Review Report

The following is a summary of staff responses regarding grants not directly related to Metro programs.

1. Project Title: Water Tower Park Development - Phase II (#8103-12)
Applicant: City of Milwaukie
Project Summary: Project will complete the development of Water Tower Park in Milwaukie by installing an irrigation system, play areas, sidewalks and fencing.
Federal Funds Requested: \$11,825, Department of Interior, Heritage Conservation Recreation Service (HCRS)
Staff Response: Favorable action
2. Project Title: Assistance for Development of a Program of Motor Vehicle Noise Inspection (#8103-14)
Applicant: Department of Environmental Quality
Project Summary: A cooperative agreement between the Department of Environmental Quality (DEQ) and the U. S. Environmental Protection Agency (EPA) to continue the development and implementation of a comprehensive program of motor vehicle noise enforcement and to investigate several additional aspects of inspection testing. Testing would take place at the current DEQ stations throughout the State.
Federal Funds Requested: \$54,737 (EPA)
Staff Response: See Attached Comments
3. Project Title: Community Park (#8103-15)
Applicant: City of Troutdale
Project Summary: Project will include playground improvements and a new irrigation system for the park. The Parks Division of the City of Troutdale will operate and maintain the facility.
Federal Funds Requested: \$5,000 (HCRS)
Staff Response: Favorable action
4. Project Title: Sweetbriar Park (#8103-16)
Applicant: City of Troutdale

Project Summary: Project to develop the first phase of the park, including tennis court/multi-purpose court, drainage and site preparation, pedestrian walkways and a play structure.

Federal Funds Requested: \$25,000 (HCRS)

Staff Response: Favorable action

5. Project Title: Harleman Park Irrigation System (#8103-17)
Applicant: City of Cornelius
Project Summary: Project requesting money to drill a well, install a pump and complete installation of a sprinkler system in Harleman Park in Cornelius
Federal Funds Requested: \$15,275 (HCRS)
Staff Response: Favorable action

6. Project Title: Washington County Head Start Program (#8103-18)
Applicant: Washington County Community Action Organization
Project Summary: Project to provide comprehensive health, education and social services to four and five-year-old low income and special needs children in Washington County. The project will provide extensive education and social support services to the families of the enrolled children through workshops, classes, home visits and written information.
Federal Funds Requested: \$285,243, Department of Health and Human Services (HHS)
Staff Response: Favorable action

7. Project Title: Continuation of Assistance for Development of Local Noise Control Programs (#8103-22)
Applicant: Department of Environmental Quality
Project Summary: A cooperative agreement between DEQ and the EPA where DEQ will continue to assist those cities and counties wishing to develop local noise control programs. Such assistance will include noise source identification and prioritization, development of abatement mechanisms and proposing appropriate standards and ordinances.
Federal Funds Requested: \$39,514, EPA
Staff Response: Favorable action

8. Project Title: Demonstration of New Product Noise Emission Regulation (#8103-23)
Applicant: Department of Environmental Quality (DEQ)
Project Summary: A cooperative agreement between DEQ and EPA to demonstrate state implementation of regulation of noise emissions for new motorcycles. Objectives of the project include amending Oregon noise control regulations,

developing monitoring and data gathering procedures for rule implementation, and conducting monitoring for compliance by motorcycle dealers.
Federal Funds Requested: \$19,942, EPA

Staff Response: See attached comments

9. Project Title: Stacey Street Park (#8103-25)
Applicant: Washington County
Project Summary: Funds to acquire surplus sewage plant site for future development as a community park. Land is located in Whispering Woods area off Baseline Highway in Aloha.
Federal Funds Requested: \$100,000 (HCRS)
Staff Response: Favorable action
10. Project Title: Employment Senior Community Program (#8104-1)
Applicant: Green Thumb, Inc.
Project Summary: This project will provide subsidized, part-time employment opportunities for rural, low-income persons aged 55 and above. This nationwide program has 31 positions allocated for Washington County and 16 for Clackamas County.
Federal Funds Requested: \$82,755, Department of Labor, Employment and Training Administration
Staff Response: Favorable action
11. Project Title: Eye Research Facility Construction (#8104-3)
Applicant: University of Oregon Health Sciences Center
Project Summary: Application to the National Eye Institute Construction Program to expand research facilities into an ocular pharmacology and toxicology research center. This center will collect data and evaluate the adverse effects of clinical, industrial and environmental agents on the visual system, and the efficiency and safety of treatment of visual disorders.
Federal Funds Requested: \$200,000 (HHS)
Staff Response: Favorable action
12. Project Title: Administration for Native Americans (#8104-4)
Applicant: Urban Indian Council
Project Summary: Funding to provide administrative support to the Urban Indian Council. It will enable agency to meet the multiple administrative demands of the various services.

Federal Funds Requested: \$72,000, Administration for Native Americans

Staff Response: Favorable action

13. Project Title: Follow-Through Program (#8104-5)
Applicant: Portland Public Schools
Project Summary: Request for continuation funding for this 14-year program, which has upgraded the inner city primary school system. It has resulted in 8 Early Childhood Centers which serve over 4,000 children, and includes an instructional program as well as nutritional and health care.
Federal Funds Requested: \$302,408, Department of Education
Staff Response: Favorable action
14. Project Title: Clinical Specialty Center and Eye Research Facility (#8104-6)
Applicant: Good Samaritan Hospital and Medical Center
Project Summary: Proposal to construct Clinical Specialty Center and Eye Research Facility at Good Samaritan Hospital which will provide space for the current and growing needs of programs and services. This project is an integral step in the Medical Center's Facility Master Plan and an essential part of Good Samaritan's "Strategies for the 80s."
Federal Funds Requested: \$500,000 (HHS)
Staff Response: Favorable action
15. Project Title: Edgefield Teen Pregnancy Program (#8104-7)
Applicant: Edgefield Lodge, Inc.
Project Summary: Program to improve health-based services to prevent child abuse and neglect in Multnomah County. It will include outpatient assessment, counseling and support services in coordination with community-based health care. It will also provide a day-care center for clients.
Federal Funds Requested: \$89,280 (HHS)
Staff Response: Favorable action
16. Project Title: Local Initiative Funding (#8104-10)
Applicant: Washington County Community Action Agency
Project Summary: Request for continuation funding for administration of the agency and for versatile program funding.
Federal Funds Requested: \$160,000, Community Services Administration (CSA)
Staff Response: Favorable action
17. Project Title: CETA, Title VII (Private Sector Initiative Program) (#8104-12)

Memorandum
May 28, 1981
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Applicant: City of Portland
Project Summary: Modifications to CETA, Title VII. These include revised program planning and budget information summaries to reflect the planned utilization of additional funds and a narrative description of the arrangements for management of multi-jurisdictional incentive funds.
Federal Funds Requested: \$125,803, Department of Labor, Employment and Training Administration
Staff Response: Favorable action

19. Project Title: Citizen Participation (#8104-13)
Applicant: Multnomah County Community Action Agency
Project Summary: This continuation project will emphasize citizen involvement in planning for public housing and housing-related issues in Multnomah County. It will capitalize on coordination with existing federally funded housing programs.
Federal Funds Requested: \$45,000 (CSA)
Staff Response: Favorable action

LZ/ga
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METROPOLITAN SERVICE DISTRICT
527 SW. HALL ST., PORTLAND, OR. 97201, 503/221-1646

Rick Gustafson
EXECUTIVE OFFICER

Metro Council
Jack Deines
PRESIDING OFFICER
DISTRICT 5

Betty Schedeem
DEPUTY PRESIDING
OFFICER
DISTRICT 7

Bob Oleson
DISTRICT 1

Charlie Williamson
DISTRICT 2

Craig Berkman
DISTRICT 3

Corky Kirkpatrick
DISTRICT 4

Jane Rhodes
DISTRICT 6

Ernie Bonner
DISTRICT 8

Cindy Banzer
DISTRICT 9

Bruce Etlinger
DISTRICT 10

Marge Kafoury
DISTRICT 11

Mike Burton
DISTRICT 12

April 21, 1981

Mr. John Hector
Department of Environmental Quality
Noise Control Program Manager
522 SW 5th Avenue
Portland, OR 97207

Dear Mr. Hector:

Re: Areawide Clearinghouse Review
Demonstration of New Product Noise Emission Regulations
Metro File #8103-23

Circular A-95 Revised of the Federal Office of Management and Budget requires Areawide Clearinghouse review of numerous federally assisted projects. Metro serves as the designated Areawide Clearinghouse for the Portland metropolitan area. The primary purpose of this review is to assure coordination of proposed projects with state, area-wide and local plans and policies. This assists the federal agencies to allocate our federal tax dollars in a way that is as consistent as possible with local views.

The proposed project has been reviewed by Metro staff and interested jurisdictions and agencies within the region. Clackamas County does not support the proposal, and believes that the control and enforcement of motorcycle noise can be handled most effectively by the manufacturers. Given current budget constraints at all levels of government, Metro also questions the priority of this project, and suggests that the funds requested could be allocated to other priority projects in the region.

If we can be of further assistance in processing this matter, feel free to call our A-95 Review Coordinator, Leigh Zimmerman.

Sincerely,



Denton U. Kent
Chief Administrative Officer

DUK:LZ:srb
2869B/D4

cc: Department of Environmental Quality, Region X, Seattle



METROPOLITAN SERVICE DISTRICT
527 S.W. HALL ST., PORTLAND, OR. 97201, 503/221-1646

Attachments

Rick Gustafson
EXECUTIVE OFFICER

Metro Council
Jack Deines
PRESIDING OFFICER
DISTRICT 5

Betty Schedeen
DEPUTY PRESIDING
OFFICER
DISTRICT 7

Bob Oleson
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Cindy Banzer
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Marge Kafoury
DISTRICT 11

Mike Burton
DISTRICT 12

April 21, 1981

Mr. John Hector
Department of Environmental Quality
Noise Control Program Manager
522 SW 5th Avenue
Portland, OR 97207

Dear Mr. Hector:

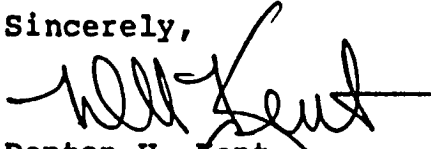
Re: Areawide Clearinghouse Review
Comprehensive Program of Motor Vehicle Noise
Enforcement
Metro File #8103-14

Circular A-95 Revised of the Federal Office of Management and Budget requires Areawide Clearinghouse review of numerous federally assisted projects. Metro serves as the designated Areawide Clearinghouse for the Portland metropolitan area. The primary purpose of this review is to assure coordination of proposed projects with state, area-wide and local plans and policies. This assists the federal agencies to allocate our federal tax dollars in a way that is as consistent as possible with local views.

The proposed project has been reviewed by interested jurisdictions and agencies within the region, and a number of comments were received. Although the City of Portland supports an analysis of the benefits of mandatory vehicle inspection, Clackamas and Washington Counties question the priority of this project, given current budget constraints at all levels of government. Washington County also indicated they would not have the manpower to perpetuate the noise inspection program, if implemented. Because of the serious reservations about the proposal, Metro cannot recommend favorable action. We suggest that the funds requested could be allocated to other priority projects in the region.

If we can be of further assistance in processing this matter, feel free to call our A-95 Review Coordinator, Leigh Zimmerman.

Sincerely,

A handwritten signature in black ink, appearing to read "Denton U. Kent". The signature is written in a cursive style with a long horizontal stroke at the end.

Denton U. Kent
Chief Administrative Officer

DUK:LZ:srb
2870B/D4

cc: Department of Environmental Quality, Region X, Seattle

MINUTES OF THE COUNCIL
OF THE METROPOLITAN SERVICE DISTRICT

April 23, 1981

Councilors in Attendance

Presiding Officer Jack Deines
Vice Presiding Officer Betty Schedeen
Coun. Ernie Bonner
Coun. Bruce Etlinger
Coun. Marge Kafoury
Coun. Mike Burton
Coun. Bob Oleson
Coun. Charles Williamson
Coun. Corky Kirkpatrick
Coun. Jane Rhodes

Others in Attendance

Mark Greenfield
Tim Ramis
Edward Dahl

In Attendance

Executive Officer Rick Gustafson

Staff in Attendance

Denton Kent
Andrew Jordan
Steve Ames
Leigh Zimmerman
Marilyn Holstrom
Charles Shell
Merle Irvine
Norm Weitting
Caryl Waters
Jim Sitzman
Cynthia Wichmann
Doug Drennan
Berta Delman
Andy Cotugno
Mike Holstun
McKay Rich
Sonnie Russell
John LaRiviere
Jennifer Sims
Marie Nelson

CALL TO ORDER

After declaration of a quorum, Presiding Officer Dienes called the meeting to order at 7:30 p.m. in the Council Chamber, 527 S.W. Hall Street, Portland, Oregon.

1. INTRODUCTIONS

There were no introductions at this meeting.

2. WRITTEN COMMUNICATIONS TO COUNCIL

The Presiding Officer referred the Council to a letter dated April 6, 1981, to Executive Officer Rick Gustafson from the 1000 Friends of Oregon regarding a Clackamas County request for an Urgan Growth Boundary (UGB) amendment. Executive Officer Gustafson described this request as major and pointed out the Council had not adopted rules for processing major amendments. The Executive Officer said he understood the Presiding Officer had the authority to designate a hearings officer for the case but due to the nature of this particular amendment, he thought it appropriate for the matter to be discussed by the full Council. The Executive Officer recommended the Presiding Officer designate the Council Regional Development Committee as the hearings officer for the case as opposed to seeking an outside hearings officer. He added that legal representatives from the 1000 Friends of Oregon and the applicant were present to discuss their views regarding this recommendation.

Coun. Kafoury asked for more background information regarding the case. The Executive Officer explained the case had been thoroughly reviewed and Clackamas County had developed findings and their material had been submitted to Metro. He said appointment of the Development Committee as the hearings officer would avoid costly duplication in the proceedings since the case must ultimately be reviewed by the Committee if an outside hearings officer were appointed. He said this would also focus the decision making responsibility and the quasi-judicial process in front of the Council.

In response to Coun. Williamson's inquiry about procedures for adopting major UGB amendments, Mr. Andrew Jordan explained no rules had been adopted as they had been for locational adjustments. He said the criteria for approval or denial of this particular petition would primarily be the LCDC State-wide Goals and the Framework Plan. He further explained the Development Committee would be charged to comply with existing contested case procedures.

Coun. Williamson then asked if it would be wise for Council to proceed with the case since no rules had been adopted for major UGB amendments. The Executive Officer said he was recommending Council proceed with the hearing, State-wide Goals could serve as the standard on which to make a judgment and it would be unduly harmful to the applicant to delay the proceedings. He said once a record was developed, the Council could decide not to proceed with the case until full rules for determining an amendment were established.

Metro Council
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Mr. Denton Kent cited a recent case involving an amendment to the Clackamas County Urban Growth Boundary involving the same circumstances as would exist in this pending case. He said the previous case had presented an opportunity for the contested case procedures to be refined and could serve in establishing guidelines. Coun. Williamson pointed out the other Clackamas County case was a legislative matter and that quasi-judicial matters had been referred to an outside hearings officer.

Coun. Schedeen asked how much the services of an outside hearings officer would cost. Mr. Jordan's estimate was between \$500 and \$1,000 for the case.

The Presiding Officer asked Mr. Mark Greenfield, staff attorney for the 1000 Friends of Oregon, to address the Council regarding this issue. Mr. Greenfield said the matter before the Council was complex and should be resolved in a timely, orderly and deliberate manner. He said Council must first address applicable standards and a review process before the case could be resolved, which he said was mandated by state law. Mr. Greenfield also said that litigation was currently pending before the Land Use Board of Appeals (LUBA) regarding the Clackamas County decision. The petitioners in that proceeding were challenging the findings as not being supported by substantial evidence, he said. Therefore, he claimed it would be improper for the Council to consider those findings while the matter was still before LUBA.

Mr. Greenfield urged that LCDC's Goal 14 not be the sole criteria for judging a major amendment case. He cited the issues raised in LCDC's order acknowledging Metro's Urban Growth Boundary and those relating to LCDC's order continuing the Clackamas County Comprehensive Plan. After standards and procedures have been established, he said it would then be appropriate for Metro to consider the issue on the merits. Mr. Greenfield again strongly recommended Metro to seek an outside hearings officer. He said some of the issues would involve compliance with the dual interest area agreement between Clackamas County and Oregon City, compliance with bypass requirements, compliance with general LCDC goals, consideration of need and alternative locations and the validity of the record. Many of these issues are of a complex legal nature, he said, and would require the expertise of an outside hearings officer.

In response to Coun. Kafoury's question, Mr. Greenfield said Clackamas County's decision had already been challenged before LUBA by the 1000 Friends of Oregon and several other individual petitioners. Coun. Kafoury then asked which Comprehensive Plan would be involved in this case. Mr. Greenfield answered the case involved a dual interest area agreement between Clackamas County and Oregon City.

Presiding Officer Deines asked if it was Mr. Greenfield's contention that LCDC's State-wide Goals were not sufficient criteria on which to review the case. Mr. Greenfield said the goals would obviously apply but other standards should also apply. He said LCDC had defined the goals in such a way as to raise other standards the Council may want to review when considering any major amendment.

Coun. Bonner asked Mr. Greenfield if he felt Metro's existing contested case procedures were not adequate for this hearing. Mr. Greenfield said he had not seen a copy of those procedures and therefore could not comment on the question.

Coun. Bonner suggested Mr. Greenfield could not know whether the Council would conduct a reasonable hearing if he had not reviewed the procedures.

Coun. Bonner, in addressing the issue of appropriate standards for the case, asked Mr. Greenfield if it would be appropriate for the Development Committee to establish a set of standards before the hearing commenced. Coun. Bonner said these standards could also include Mr. Greenfield's recommendations. Mr. Greenfield said he would accept this procedure but again urged an outside hearings officer be appointed to work with the Council.

Mr. Tim Ramis, attorney for Mr. Jim Johnson, a property owner in the case, addressed the Council. He said he was not representing Clackamas County but he had discussed the matter with County Commissioners and said they favor the staff recommendation. He said the County was very interested in a speedy hearing because delays would be costly both to the developer and to the elderly people who would reside in the housing. Mr. Ramis was confident the Development Committee could define fair standards. He also cited a letter LCDC had sent to Metro defining their recommended standards for the case. He said he was also confident Metro would take these recommendations into consideration and that County Commissioners were in agreement with those recommendations.

The Presiding Officer asked if there were any Council objections to designating the Council Regional Development Committee as the hearings officer for this case. Coun. Burton said he favored such a decision because it would eliminate one step in the process. Coun. Kirkpatrick had no major objections but emphasized the importance of developing standards before the hearing. Coun. Williamson said he objected to the designation because the Council would be better served by appointing an outside hearings officer to deal with the complicated issues involved. He also questioned why the Council had not yet adopted major amendment criteria. He said perhaps the Council could develop such criteria to present to the hearings officer if one were appointed. Coun. Kafoury supported Coun. Williamson's position.

Presiding Officer Deines said since the majority of the Council was in agreement with his position, he would designate the Development Committee to hear the matter. He directed the Executive Officer to write a letter to the City of Oregon City asking them to comment on the issue no later than May 30, 1981.

Coun. Williamson moved to appoint an outside hearings officer to review the case. Coun. Kafoury seconded the motion for discussion purposes. There was no discussion and a vote was taken on the motion. Voting for the motion were Couns. Williamson and Kafoury. Voting against the motion were Presiding Officer Deines, Couns. Schedeen, Bonner, Etlinger, Burton, Oleson, Kirkpatrick and Rhodes. The motion failed.

3. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

There were no citizen communications to Council on non-agenda items at this meeting.

4. CONSENT AGENDA

The Presiding Officer said item 4.9 regarding Resolution 81-241 was being removed from the Consent Agenda to allow for a public hearing later in the meeting.

Coun. Kirkpatrick moved, seconded by Coun. Williamson, for adoption of the Consent Agenda as amended.

Coun. Williamson asked how the project proposed in Resolution No. 81-236 would be funded for FY 1982. Mr. Denton Kent said the project would be funded from two sources. Some funds had been obtained from the transfer of the Development Director from the Development Services Program to the Metro Futures Program and other funds were gained through budget cuts recommended by the Executive Officer and tentatively agreed to by the Coordinating Committee, he said. Mr. Kent said Coun. Burton would explain these budget changes in more detail later in the meeting.

Coun. Bonner moved, seconded by Coun. Kirkpatrick, that agenda item 4.8 be removed from the Consent Agenda to be discussed later in the meeting. Coun. Bonner requested Coun. Kirkpatrick revise her motion for approval of the Consent Agenda by removing both agenda items 4.8 and 4.9 for later discussion. Coun. Kirkpatrick agreed to the request. A vote was taken on the motion to approve the Consent Agenda as amended. The motion carried unanimously.

4.8 Resolution No. 81-236, For the Purpose of Authorizing Continuation of the Goals and Objectives Planner Position Through FY 81, and Approving an Additional Four Months Funding for Said Position for Inclusion in the FY 82 Budget

Coun. Bonner questioned whether the Task Force on Goals and Objectives should continue with the project. He said he would prefer the project be assigned to the Development Committee and allow the Committee to serve as the liaison to other groups or individuals involved in the Futures project.

Mr. Steve Ames said that alternative was never considered because the issue had never been addressed to the Task Force. Coun. Kafoury added that she understood the Task Force would serve as a bridge between Metro and the public, something that would be more difficult for a larger body of Councilors to accomplish.

Coun. Schedeen asked Mr. Ames to name members of the Task Force as now proposed. Mr. Ames said the assumption was that people presently serving on the Task Force would continue to serve.

Coun. Burton said the resolution before the Council did not address the issue of a Task Force. He therefore assumed the Task Force had disbanded. He also said the FY 82 proposed budget did not designate a lead position for the Futures Project. He said he would support the resolution if the Executive Officer would assign supervisory responsibility for the Goals and Objectives Planner position. The Presiding Officer should then determine to whom project reports should be made, he said.

Presiding Officer Deines ruled the document dated April, 1981, entitled "The Metro Futures Proposal" from the Task Force on Goals and Objectives not be part of Resolution No. 81-236 since the resolution did not address the document. He agreed with Coun. Burton and said the Council needed to consider at some future time the makeup of the Task Force as well as to whom the Task Force would report.

Coun. Bonner moved Resolution No. 81-236 be adopted. Coun. Schedeen seconded the motion. Voting for adoption were Presiding Officer Deines, Coun. Schedeen, Bonner, Etlinger, Kafoury, Oleson, Williamson, Kirkpatrick and Rhodes. Voting against adoption was Coun. Burton. The motion carried and the Presiding Officer declared the resolution adopted.

5. ORDINANCES

5.1 Ordinance No. 81-107, For the Purpose of Providing for a Temporary Partial Waiver of Charges at the St. Johns Landfill for Woody Wastes (Second Reading)

The Presiding Officer declared a motion for adopting the ordinance had been made at the April 2, 1981, Council meeting and a public hearing had also been held on that date.

Coun. Etlinger circulated a memo from himself to Councilors explaining an amendment he wished to propose to the ordinance. Coun. Etlinger explained the amendment would give the Executive Officer the option of charging a reduced rate or of imposing no fee for the disposal of yard debris during the special cleanup drives. He said a free program would be a good expenditure of EPA grant funds not available next year and a free program could also involve citizens in source separation activity that might not otherwise participate. Coun. Etlinger then moved to amend the ordinance per his memo. The motion was seconded by Coun. Bonner.

Coun. Oleson asked for the Executive Officer's response to the proposed amendment. Executive Officer Gustafson said he was not strongly opposed to the amendment. He said the important issue was to do everything possible to encourage keeping yard debris out of landfills. However, he said, a free program could cause problems since no funds would be available next year to subsidize the program. He thought the \$1.00 rate as proposed in the original ordinance was sufficient incentive for citizen participation.

Coun. Oleson said he was concerned that program participation would not be great. Mr. Gus Rivera said he expected good participation due to staff publicity efforts. Mr. Rivera was concerned that if disposal services were offered free of charge there would not be sufficient funds with which to sponsor other campaigns. He was also concerned that free services could raise citizen expectations for next year.

Coun. Rhodes said she would not support the amendment because the adopted ordinance would become a permanent rule and the Executive Officer would then be in a position of imposing rates for different groups - a practice some groups might not think equitable if their rate was higher than others. Also, the project should not be totally subsidized since the \$1.00 rate would serve as an adequate incentive and Metro could not afford a total subsidy, she said.

Coun. Etlinger pointed out the ordinance would expire at the end of January, 1982. Coun. Oleson asked the Executive Officer if he intended to advise the Council in advance of any rates recommended of less than \$1.00. Executive Officer Gustafson said he would report such plans to the Council in advance.

A vote was taken on the motion to amend Ordinance No. 81-107 to allow free rates as proposed by Coun. Etlinger. Voting aye were Couns. Etlinger, Kafoury, Oleson, Williamson, Schedeen and Bonner. Voting no were Presiding Officer Deines, Couns. Burton, Kirkpatrick and Rhodes. The motion passed.

A vote was taken on the motion to adopt Ordinance No. 81-107 as amended. Voting aye were Couns. Etlinger, Kafoury, Burton, Oleson, Williamson, Rhodes, Schedeen and Bonner. Voting no were Coun. Kirkpatrick and Presiding Officer Deines. The Presiding Officer declared the ordinance adopted.

The Presiding Officer called a five-minute recess. Coun. Kafoury did not return after the meeting reconvened.

6. PUBLIC HEARINGS

4.9 Resolution No. 81-241, For the Purpose of Transmitting the Fiscal Year 1981 Supplemental Budget to Tax Supervising and Conservation Commission.

Presiding Officer Deines opened the public hearing on the resolution. Executive Officer Gustafson said the supplemental budget had been reviewed and recommended for approval by the Council Coordinating Committee and staff were present to answer questions of the public and Council.

Coun. Burton, Chairman of the Coordinating Committee, said the staff report was self-explanatory and that Council approval of the resolution was a procedural matter required before the budget could be presented to the Tax Supervising and Conservation Commission (TSCC).

Since no testimony was received from the public, the Presiding Officer closed the public hearing. Coun. Rhodes then moved that Resolution No. 81-241 be approved. Coun. Schedeen seconded the motion. A vote was taken on the motion and it carried unanimously.

Public Hearing on the Proposed FY 82 Budget

Presiding Officer Deines opened the public hearing on the FY 82 budget.

Coun. Williamson requested a review of budget changes recommended by the Council Coordinating Committee. Coun. Burton reported the Coordinating Committee reviewed the budget as recommended by the Executive Officer on April 13 and April 20, 1981. Also reviewed were discretionary programs recommended by the Regional Development and Regional Service Committees, he said. He said the Coordinating Committee recommended the Council approve the budget as represented in the document entitled "Metropolitan Service District Proposed Budget, Fiscal Year 1982", dated April, 1981.

Coun. Burton summarized the proposed budget by saying the total budget was approximately \$36 million. He said proposed operating costs were a relatively small part of the budget, the majority of funds being startup capital costs for the resource recovery program. He explained the Coordinating Committee had decided not to decrease the General Fund Contingency below the \$362,000 recommended by the Executive Officer. This meant that any discretionary programs added to the budget would have to be funded by decreases in other programs, he said. Coun. Burton further reported the Committee was responsive to the Development Committee's recommendation that regional drainage problems be addressed, that a commitment be made for recycling efforts and that the Metro Futures program continue.

Coun. Burton said the Coordinating Committee spent most of their time reviewing the General Fund budget to ensure the fund would reflect the greatest benefit to local governments and citizens. He said the Coordinating Committee took the following actions:

1. Executive Management and Support Services Departments. The Committee asked the Executive Officer to make additional budget reductions to reflect concerns over staff level salaries and to ensure funds for several Council priorities. As a result, the Executive Officer recommended reductions of approximately \$52,000. This was accomplished by freezing salaries of two top-level positions, reducing the position of Chief Administrative Officer to that of Deputy Executive Officer, terminating certain contracts and reducing travel and other administrative line items. The Executive Officer would report to Council on the reorganization of the Support Services Department in the near future, Coun. Burton said.
2. Development Services Department. Because of reductions in the Executive Management and Support Services Departments, the Committee was able to add \$32,000 for regional drainage management and continue for six months the Metro Futures project.
3. Solid Waste Department. The Committee added \$25,000 to the existing \$50,000 contract loan and grant fund. These funds would assist deserving recycling projects in the region.
4. Transportation Department. The Committee recommended eliminating \$6,000 budgeted for a tele-communications project and placing that money back into the General Contingency Fund.
5. Criminal Justice Department. The Committee made no changes to the budget recommended by the Executive Officer.
6. Zoo Department. Since funding for Zoo activities were dictated by the levy, the Committee recommended no changes from the Executive Officer's budget. However, projected admissions revenues were contingent upon proposed admissions increases which the Council will be asked to approve at a later date.

In summary, Coun. Burton said the Coordinating Committee was recommending to the full Council a budget which marked significant staff reductions but at the same time, would allow the Council to meet its obligations for maintaining a responsible overview of regional government. Coun. Burton recommended the Council adopt the budget as recommended by the Council Coordinating Committee.

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Coun. Williamson asked Coun. Burton about the deletion of the tele-communications project. He said he understood the program had funded .17 of a planning position and questioned how the full position would now be funded. Mr. Kent answered the position would be fully funded by reductions in other areas.

Coun. Rhodes asked if all changes recommended by the Coordinating Committee were reflected in the updated proposed budget. Coun. Burton said all changes were included. Coun. Rhodes, in comparing the updated Development Services budget with the document reviewed by the Coordinating Committee, said discrepancies existed in personnel services and asked for an explanation. Mr. John LaRiviere responded that no discrepancy existed since funds originally budgeted under personnel services for salary increases had been transferred to the General Contingency Fund as required by the TSCC. He further explained that because of a recent reduction in engineering staff now funded by the 208 grant, some funds had been carried over to FY 82 to support a portion of the Drainage Management Program. He said the 208 and Regional Drainage projects now appear under the Development Plans and Services Program.

In response to Coun. Rhodes' question about apparent discrepancies in the budget for the Metro Futures Program, Mr. LaRiviere said salary contingency had been transferred to the General Contingency Fund since the TSCC requires all contingencies to be shown as a single item.

Edward Dahl, 5635 S.E. 103rd Avenue, Portland, Oregon, testified he had recently attended a public meeting in Southeast Portland regarding Johnson Creek. He requested the Council make funds available for Johnson Creek and the project continue.

Coun. Burton told Mr. Dahl the Coordinating Committee had moved to recommend funds for a regional drainage program but he had been concerned that the motion to recommend funding was not supported by a specific work program. This, he said, left some confusion among Committee members regarding Metro's exact role in drainage management during FY 82. Coun. Burton said some decision would have to be made in the future.

Coun. Rhodes said she was glad a position had been included for drainage management, it was important to keep the project alive and the Council should use the funds for regional problems, not a specific problem. She agreed the Council's position should be established.

Coun. Bonner said he was pleased the Coordinating Committee had added \$25,000 in the Solid Waste budget to assist regional recycling efforts. He hoped this action would prompt staff to set criteria for granting money for those efforts.

Coun. Etlinger recalled there was a tie vote at the Coordinating Committee to recommend funding of a newsletter. Since several Councilors were not at that meeting, he asked Coun. Burton to explain the issue. Coun. Burton said a motion was made at the Committee to fund a Council newsletter at \$30,000. Subsequent to the motion, it was learned several other newsletters would be published and it would be more economic to consolidate Council and other concerns into one newsletter. Some Committee members also felt that by consolidating all issues into one publication, the public would gain a better understanding of the scope of Metro's responsibilities, Coun. Burton said.

Executive Officer Gustafson said staff were preparing a proposal for a consolidated newsletter and would present a sample to Council for their review and approval by the end of this fiscal year.

Coun. Etlinger said the proposed FY 82 budget would not provide adequate funds to fully promote the concept of regional government. He suggested foundation money be sought for this purpose. He quoted Coun. Schedeen by saying Councilors were elected but not accepted and said the acceptance of Metro was the most important task to be accomplished next fiscal year.

Coun. Williamson asked staff about the possibility of removing money from the General Contingency Fund for reallocation to the tele-communication project. Mr. Kent said the amount of budget cuts recommended by the Coordinating Committee had exceeded the amount of expenditures recommended. However, he said the Committee and staff had generally agreed the \$6,000 proposed for the project would not be enough funds to be effective. Coun. Bonner added the technology for the project was not readily available and that next year might be a better time to address the possibility of funding.

The Presiding Officer expressed his thanks to the Executive Officer, Chief Administrative Officer, Coun. Burton and the Coordinating Committee, Charles Shell and Jennifer Sims for their efforts in preparing and reviewing the budget. Coun. Burton said he appreciated the patience of the Coordinating Committee during their budget review.

There being no further comments, Presiding Officer Deines closed the public hearing on the FY 82 budget.

7. REPORTS

7.1 Executive Officer Report

Executive Officer Gustafson said he was speaking before the Washington County Public Affairs Forum this coming Monday. He also reported he had been one of 50 public officials invited to attend the Lincoln Institute Conference on Government in the 1980's. He considered the invitation an honor and said other elected government officials from around the nation would also be in attendance. He said he would report to the Council about the conference when he returned.

7.2 Committee Reports

Coun. Bonner reported he would set up a meeting for the Development Committee, to be held the last week in May, for reviewing UGB amendment standards. He said the first hearing of the Clackamas County case would most likely occur during the first week in June.

Presiding Officer Deines ruled that only he and officially appointed members of the Regional Development Committee would participate in the standards development and hearings process. Other Councilors should stay home, he said.

Coun. Burton said the Coordinating Committee would address Council operating rules at their next meeting. He requested Councilors not attending that meeting to submit their comments in writing to him before the meeting date.

8. GENERAL DISCUSSION

Resolution No. 81-242, For the Purpose of Making Recommendation to the Pacific Northwest Electric Power and Conservation Planning Council

Coun. Kirkpatrick moved for adoption of the resolution she had distributed to Councilors. Coun. Bonner seconded the motion. Coun. Kirkpatrick explained the resolution, if adopted, would be submitted to the Planning Council for their consideration on April 28, 1981.

The Presiding Officer said the resolution was intended to be a statement of the Metro Council's position. Coun. Bonner further explained the resolution stated that the BPA, in addressing the purposes of the Pacific Northwest Electric Power Planning and Conservation Act, must allocate more time and money to local governments for making plans. He said the Development Committee would soon concern itself with recommending a specific set of work tasks in connection with this project.

A vote was taken on the motion to adopt the resolution and it passed unanimously.

SB852, Dues Authority Legislation

Executive Officer Gustafson reported the Legislative Senate Committee on Local Government would be meeting on April 27, 1981, to consider SB852. Senator Roberts, chairman of the committee, had asked Metro whether they would support an amendment to remove municipal corporations from the authority to levy mandatory dues. The Executive Officer explained the current legislation includes cities, counties and other municipal corporations. He said the only two municipal corporations currently being assessed dues are the Port of Portland and Tri-Met and they have paid their dues on virtually a volunteer basis. The Executive Officer asked the Council for their direction and stressed that Senator Roberts had urged Metro to accept the proposed amendment since opposing the amendment or submitting other amendments could jeopardize dues assessment authority to cities and counties. The Executive Officer was confident that a voluntary agreement could be reached with the Port and Tri-Met for continued dues assessment.

Coun. Williamson moved to instruct Metro's lobbyist to make every reasonable effort to keep municipal corporations in the legislation. Coun. Burton seconded the motion. Coun. Oleson asked Coun. Williamson if his motion would carry even if it meant delays in work sessions or legislation. Coun. Williamson said his intent was for the lobbyist to do whatever was reasonable and prudent, including drafting an amendment, talking with committee members before their work sessions, and presenting the amendment at the work session. He said to do otherwise would mean losing a substantial portion of assured local dues. Coun. Burton added that if it did not appear reasonable to continue dues assessment to municipal corporations, efforts should be dropped.

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Coun. Bonner said Metro should seek written voluntary commitment from the Port of Portland and Tri-Met regarding future dues. If that commitment could not be obtained, then Metro should attempt to amend the legislation on the House floor to get dues assessed on a mandatory basis, he said.

Coun. Rhodes said Metro had run out of time for negotiating. She said she would not support Coun. Williamson's motion because it could jeopardize the progress gained.

A vote was taken on the motion. Voting aye were Coun. Williamson, Etlinger and Burton. Voting no were Coun. Oleson, Kirkpatrick, Rhodes, Schedeen, Bonner and Presiding Officer Deines. The motion failed.

Coun. Bonner then moved the Council direct Executive Officer Gustafson and Presiding Officer Deines to request from both Tri-Met and the Port of Portland some significant written commitment to continue their financial responsibilities to Metro to be received before SB852 goes to the House Committee. If such commitment is received, the Metro lobbyist should be instructed to not oppose the currently proposed legislation, he said. Coun. Rhodes seconded the motion.

A vote was taken on the motion and it passed unanimously.

Other Discussion

The Executive Officer reported the legislation allowing Metro Councilors to run for other offices was approved by the Senate committee. He congratulated Coun. Banzer for her accomplishments.

Coun. Burton noted the Oregonian's inconsistent editorial policy. The newspaper supported similar legislation for state senators but was opposed to Metro Councilors running for other offices, he said.

There being no further business, the Presiding Officer adjourned the meeting at 9:40 p.m.

Respectfully submitted,



A. Marie Nelson
Acting Clerk of the Council

MINUTES OF THE COUNCIL
OF THE METROPOLITAN SERVICE DISTRICT

May 7, 1981

Councilors in Attendance

Presiding Officer Jack Deines
Vice Presiding Officer Betty Schedeen
Coun. Craig Berkman
Coun. Corky Kirkpatrick
Coun. Jane Rhodes
Coun. Betty Schedeen
Coun. Cindy Banzer
Coun. Bruce Etlinger
Coun. Marge Kafoury

Staff in Attendance

Paula Godwin
Caryl Waters
Gus Rivera
Warren Iliff
McKay Rich
Judy Bieberle
Denton Kent
Andy Jordan

Others in Attendance

Jack Pement
Sharon Mitchell
Beth Blunt
Bob Blunt
Gay Stryker
Gerard Landon

CALL TO ORDER

After declaration of a quorum, the meeting was called to order by Presiding Officer Jack Deines at 7:30 p.m. in the Council Chamber, 527 S.W. Hall Street, Portland, Oregon.

1. WRITTEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

There were no written communications to Council at this meeting.

2. CONSENT AGENDA

Coun. Kirkpatrick moved, seconded by Coun. Kafoury, to approve the Consent Agenda. A vote was taken on the motion and it passed unanimously.

3. ORDINANCE

3.1 PUBLIC HEARING on Ordinance No. 81-108, For the purpose of Adopting New Admissions Fees and Policies at the Washington Park Zoo and Repealing Code Section 4.01.060 (First Reading)

Coun. Banzer moved, seconded by Coun. Schedeen, to adopt Ordinance No. 81-108.

Coun. Banzer said that the Regional Services Committee at their meeting of April 7, had discussed increasing the Zoo's admission fees. This Committee will also be taking public testimony at their May 13 meeting. The Committee will then make recommendation as to whether or not it will support this Ordinance at the Council's May 28 meeting.

Warren Iliff, Director of the Washington Park Zoo, reviewed the four questions that this Ordinance change is meant to address:

- split fee vs single fee
- pricing of Zoo admissions
- cost of operating Zoo
- ratio of income to costs

Mr. Iliff said that the Ordinance change process was done in consultation with both his staff and the Friends of the Zoo. He pointed out the pros and cons of the split fee vs the single fee and from the Zoo's administrative experience, it has become clear that the single fee is far better. He then explained how the single fee will promote quicker Zoo admission at the gate, will be more equitable to both area and non-area residents, will simplify cash

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intake for accounting purposes and encourage tourism by charging one fee.

He stated the special services to tax payers of the region will be: free Tuesday afternoons after 3:00 p.m., the Zoomobile, traveling exhibits, etc.

Mr. Iliff, in referring to the pricing of the Zoo admission, said that although there may be concern about raising the fees 100%, i.e., Adult increase to \$2 from \$1 and children (6-12) increase to \$1 from 50¢, the increase is necessary. In 1971 the Zoo was charging 75¢ per adult and 25¢ per child. In 1978 to the present time, on a split fee basis, an adult pays \$1 and a child 50¢, so over a 10-year period there has only been a 25¢ increase. Had there been moderate fee adjustments to keep up with operating costs, the proposed fees would not seem so dramatic. The recommendation to charge children ages 3-5 years is that although this age group has free admittance, they are charged for the Zoo Train because of seat occupancy. The Zoo would like to encourage family joint-ticket buying for both the Zoo and Zoo Train. These joint-tickets can be discounted and will encourage families to stay longer on their visits. Most facilities do not charge for children under 6 because of low attendance whereas at Washington Park Zoo, children under 6 constitute a major audience. He then displayed a chart of Zoo admissions across the country which showed that the cost is now \$2-\$3 per adult.

Mr. Iliff also displayed a chart showing that the operating cost has kept pace with inflation. This cost has almost doubled since 1977. Although attendance has increased by 20,000 over last year the Zoo received \$25,000 less in revenues because a much higher percentage are paying the lower fee. Per capita income from attendance has been going down. The Zoo has a long established policy under Metro to try to obtain 50% of its operating costs from generated revenue. At the end of this fiscal year the Zoo will be at 46% of earned revenue. If the new fees go into effect - the 50% requirement will be reached. If the fees are not increased then the Zoo will fall short and go down to 41% of earned revenue and the following year to 39%. The result will be a cut in services and not replacing necessary equipment.

Coun. Kafoury said that by looking at the chart, it doesn't seem that the fee increase will be enough. Mr. Iliff replied that according to a 1976 study based on continued inflation, it will be necessary to raise fees every two years.

Coun. Etlinger suggested lowering the Zoo admission during the winter season to encourage visitors. Perhaps OMSI could be induced to lower their winter rates and offer the public a special reduced entertainment package. Mr. Iliff said that preliminary studies by PSU have shown that the weather rather than the cost acts as a deterrent, however it is worth investigating that possibility.

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In response to Coun. Banzer's question - if raising the fees would result in a drop in attendance - Mr. Iliff said no, an 8-10% increase is projected. Having the Primate house and Otter-Beaver exhibit should increase attendance even more.

Coun. Schedeen asked how the free 3:00 p.m. time at the Zoo was arrived at, instead of having it free from noon on? Mr. Iliff replied that 3:00 p.m. was good for children after school and during the summer, it gives the public 5-6 hours visit time. If the Zoo was free from 2:00 p.m. instead of 3:00 p.m. it would result in approximately \$20,000 of lost revenue and up to \$45,000 if the time was moved up to 1:00 p.m.

Mr. Iliff felt that one of the most effective ways of keeping pace with inflation and continuing to make improvements at the Zoo, is to have the Zoo become a major tourist attraction. The Beaver-Otter exhibit represents the first opportunity to show the people something that is special to the Northwest. If the Zoo can level out its rates and find some equitable way to compensate for that, it will be able to go after group marketing and tourism. With these activities, the Zoo will not have to ask the tax payer for as much subsidy in relationship to its overall cost.

Coun. Banzer stated that it's important to look very seriously at the trade-off, (i.e., what is planned that couldn't be accomplished if the fee isn't increased) when considering increasing admission by 100%.

Presiding Officer Deines informed visitors that the public hearing on Ordinance No. 81-108 was now open for testimony.

Gerard Landon said that in 1962 he was elected to the Zoo Commission and to the Board of the Zoological Society. He now serves as a board member to the Friends of the Zoo in Washington Park. During that period he has noted that many senior citizens are often short of funds and therefore could only visit the Zoo on Senior Citizen Day. As a senior citizen and lover of animals, himself, he knows the great joy the Zoo has brought to these attendees. The proposed free Tuesday afternoons at the Zoo is an excellent idea. It will create a lot of goodwill and give much satisfaction to those who wish to avail themselves to living for a few hours in a beautiful world!

Gay Stryker, President of the Friends of the Zoo, said that her group is in agreement with Mr. Iliff's presentation this evening. The Friends believe that the request for a fee increase is fiscally responsible and is to the benefit of both the visitor and the tax payer. The Zoo should be run as a business.

Presiding Officer Deines read a letter from Mr. Richard Drew from Wilsonville, Oregon regarding Ordinance No. 81-108. Mr. Drew objects to increasing the Zoo's admission fee to Metro residents and in particular, to charge children 3-6 years - 50¢ whereas it has been free.

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Presiding Officer Deines reminded those present that additional testimony will be taken at the Regional Services Committee meeting on Wednesday, May 13. As there was no further testimony to be given, the hearing was closed.

4. GENERAL DISCUSSION

Presiding Officer Deines noted that the Senate Bill 852 which concerns Metro's Dues went through a senate vote of 25-1. It still has to go through the Legislature.

There being no further business, Presiding Officer Deines adjourned the meeting at 8:20 p.m.

Respectfully submitted,



Toby Janus
Acting Clerk of the Council

A G E N D A M A N A G E M E N T S U M M A R Y

TO: Council Coordinating Committee
FROM: Executive Officer
SUBJECT: Selection of Oregon City Resource Recovery Site Developer

I. RECOMMENDATIONS:

- A. ACTION REQUESTED: Approve the award of a contract to Eucon Corporation of Pasco, Washington, for the construction of an engineered fill at the Oregon City resource recovery site.
- B. POLICY IMPACT: The Resource Recovery Facility is a major element of the five-year Management Plan. This construction, which will begin when necessary permits have been received from Oregon City, represents the first major step in the development of the Resource Recovery Facility in Oregon City. By proceeding with this project, the site will be available for construction of the Resource Recovery Facility in the fall of 1982, and the Clackamas Refuse and Recycling Center in early 1982.

This project is part of Metro's Five Year Operational Plan.

- C. BUDGET IMPACT: The engineer's estimate for the Site Development construction, as prepared by Mitchell Nelson & Associates, was \$4,186,000. The low bid submitted by Eucon Corporation was \$2,992,100. The funds have been made available through a 70 percent loan and 30 percent grant from the Department of Environmental Quality (DEQ). Debt Service on this loan for FY 82 is \$300,000 and is available in the FY 82 budget which was transmitted to TSCC.

II. ANALYSIS:

- A. BACKGROUND: Metro purchased 10.17 acres of property in 1976 for the Resource Recovery Facility. The site is critical to the Facility due to its proximity in relation to a major steam user, Publishers Paper Co. In order to prepare the site for the Facility, it is necessary to place an engineered fill (approximately 425,000 yards of material), raising the elevation to 45 feet. The consolidation resulting from the overburden material will ensure a stable foundation for the plant.
- B. ALTERNATIVES CONSIDERED: Six bids were submitted at a public bid opening, Wednesday, April 29, 1981. All six bidders submitted construction cost under the engineer's estimate. The three low bidders were: 1) Eucon Corporation \$2,992,100; 2) Bonstan Construction Company \$3,228,925; and 3) Peter Kiewit & Sons Company

\$3,333,560. An evaluation of the bid documents was performed by legal counsel, staff and W. R. Gamble Engineering, Metro's construction manager for this project. As a result of the evaluation, the low bid submitted by Eucon Corporation was found to be proper and acceptable.

- C. CONCLUSION: The Resource Recovery Facility, a critical element to the overall Solid Waste Plan, will provide the region with a disposal site for the next 25 years.

To assure continuation of disposal service and to meet schedule for construction of both the Clackamas Center and the Resource Recovery Facility, the site must be filled during the summer and fall of 1981. Therefore, it is recommended that the fill contract be awarded to Eucon Corporation.

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A G E N D A M A N A G E M E N T S U M M A R Y

TO: Metro Council
FROM: Executive Officer
SUBJECT: Approval of Personal Service Contract
for Black & Veatch Consulting Engineers

I. RECOMMENDATIONS:

- A. ACTION REQUESTED: Approve \$130,025 contract with Black and Veatch Consulting Engineers for the purpose of designing and engineering the Clackamas Refuse and Recycling Center (CRRC). The CRRC is an essential part of the overall Resource Recovery Facility.
- B. POLICY IMPACT: The Council has adopted a Solid Waste Management Plan which incorporates the development of a Resource Recovery Facility. The action requested advances the implementation of this Council adopted policy and is in accord with the Five-Year Operational Plan.
- C. BUDGET IMPACT: Both the adopted 1981 Resource Recovery Budget and the proposed 1982 Resource Recovery Budget currently include monies to contract for personal services in the amount of this contract (\$130,025). The proposed FY 82 Resource Recovery Budget is for \$6,774,067. This includes monies from solid waste user fees, a matching grant from the U. S. Environmental Protection Agency and a grant/loan from the State of Oregon Pollution Control Loan Fund.

II. ANALYSIS:

- A. BACKGROUND: The ultimate operational plan for the Resource Recovery Facility includes specific facilities dedicated to solid waste transfer and recycling service for the local Clackamas area. These facilities, termed the CRRC, are required to be operational by June, 1982, to coincide with the closure of Rossman's Landfill. Due to this time constraint, the design and construction of the CRRC must precede the energy recovery vendor selection, contract negotiations, design and construction of the Resource Recovery Facility incinerators/boilers, scheduled to be operational in 1985. Therefore, separate design services for the CRRC were solicited by RFP and ten (10) proposals were received.

An evaluation committee was formed and given responsibility for reviewing proposals, conducting interviews and making a recommendation to the Council. The committee was composed of a Metro Solid Waste staff person, a DEQ representative, a member of the Portland Recycling Team, an engineer from the Lane County Solid Waste Management Division, and two consultants from Jackson and Associates.

The ten (10) proposals were reviewed for completeness and responsiveness to the RFP. Five (5) firms were selected for interviews and all ten (10) were evaluated against a common set of weighted criteria. Based upon the evaluation process, Black and Veatch Consulting Engineers was selected as the most responsive proposal. It should be noted that Black and Veatch has identified a local MBE, Cooper and Associates, to receive approximately 20 percent of the design fee.

- B. ALTERNATIVES CONSIDERED: The alternative to a contract would be the design at the CRRC by the Metro staff. Since this design effort requires detailed architectural development, as well as considerable engineering, the existing Metro staffing levels would not be adequate. And, since the design effort would extend for approximately six months, it is not feasible to employ additional temporary staff.
- C. CONCLUSION: Approval of the \$130,025 personal service contract with Black and Veatch Consulting Engineers will provide Metro with sufficient design and engineering services for subsequent construction at the CRRC before the closure of Rossman's Landfill.

A G E N D A M A N A G E M E N T S U M M A R Y

TO: Metro Council
FROM: Executive Officer
SUBJECT: Zoo Construction Management Contract

I. RECOMMENDATION

- A. ACTION REQUESTED: That the Zoo construction management contract be extended to June 30, 1984 — the end of the 1981-84 tax levy for constructing the maintenance facility, the beaver-otter exhibit, the penguinarium remodel and phase 1 of the African plains exhibit.
- B. POLICY IMPACT: The requested action is in conformance with Executive Order No. 2, Section III(D).
- C. BUDGET IMPACT: \$25,000 per year for a total of \$75,000.

II. ANALYSIS

- A. BACKGROUND: As the result of an RFP, RIC Consulting was retained for construction management services for the Zoo in 1978. Jim Riccio was actively involved in the formulation of the Zoo Development Plan and has acted as Construction Manager for development projects since that time including the quarantine building, the elephant yard, the entrance plaza and the primate remodel. We presently are in the construction phase of the beaver-otter exhibit funded partially by the Schamoni bequest and partly from the 1981-84 serial levy. This exhibit should be completed by next spring.

We are currently interviewing firms to design the maintenance facility and plan to have it constructed by June of 1982.

Concurrently, Mr. Riccio has been working with the keepers in charge of the penguinarium and other members of the Zoo penguinarium project team to develop an RFP for the remodel of this exhibit. The RFP should go out in June and design of the facility should commence in August or September of this year with construction to take place next spring.

At the same time Mr. Riccio is working with the Alaskan project team in preparing an RFP for design of that exhibit and while it is being designed and built, we will be working on the design for phase 1 of the African plains exhibit. This will complete the projects approved by the voters for the 1981-84 levy period,

The Zoo staff has been pleased with the performance of RIC Consulting. The Construction Manager works closely with the staff in preparing RFP's including estimating costs. He works with architects and engineers in project design to protect the integrity of the project within budgetary constraints, assists with the bidding process and serves as the owner's representative through construction. Upon Mr. Riccio's advice, Metro rebid the elephant project and saved about \$70,000 doing so. Again upon his advice, we rejected the bids on the primate remodel and negotiated a bid at considerable savings.

- B. ALTERNATIVES CONSIDERED: The staff considered advertising again for this service for the period of 1981-84. This appeared unwise and unnecessary given the factors listed previously.
- C. CONCLUSIONS: Because of the sequencing of the projects for 1981-84 including being part-way into construction of the beaver-otter exhibit and being as far into the maintenance and penguinarium projects as we are and because Mr. Riccio is willing to extend his contract at his current rate, staff concluded it would be prudent to maintain his services for the 1981-84 construction projects. Staff plans to request proposals for construction management services after the completion of this levy period according to prospective funding and staffing at that time.

AMR:amn
5/11/81

A G E N D A M A N A G E M E N T S U M M A R Y

TO:
FROM: Executive Officer
SUBJECT: Authorizing Legal Proceedings to Collect Delinquent
 Disposal Fee and User Fee Accounts and Civil Penalties

I. RECOMMENDATIONS:

- A. ACTION REQUESTED: Council adoption of the attached Resolution authorizing the Executive Officer to commence legal proceedings to collect overdue solid waste accounts and penalties.
- B. POLICY IMPACT: Consistent with ordinance authority to assess and collect disposal and user fees and civil penalties.
- C. BUDGET IMPACT: Such fees, and to a lesser extent penalties, constitute a substantial revenue source. Litigation will be handled by in-house counsel and is provided for in the budget.

II. ANALYSIS:

- A. BACKGROUND: There are currently delinquent disposal/user fee accounts of waste haulers of approximately \$100,000. Appropriate demands have been made to no avail, and litigation is the only remaining remedy. This is not an isolated circumstance but a continuing problem. In addition, though Metro has not heretofore exercised its authority to collect civil penalties for waste disposal Code violations, several such violations have been noted and are pending investigation and assessment.
- B. ALTERNATIVES CONSIDERED: The alternatives of negotiation and discussion are not fruitful in most flagrant cases where overdue accounts are significant. The alternative of refusing service is being exercised to the extent possible, but haulers are able to dispose of waste outside the Metro area. Unless Metro controls all disposal sites, service refusal is largely ineffective.
- C. CONCLUSION: That the attached Resolution be approved allowing an effective means to collect delinquent disposal accounts and civil penalties.

AJ/gl
3152B/236

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

A RESOLUTION AUTHORIZING LEGAL) RESOLUTION NO. 81-245
PROCEEDINGS TO COLLECT DELINQUENT)
DISPOSAL FEE ACCOUNTS AND CIVIL) Introduced by the Council
PENALTIES) Coordinating Committee

WHEREAS, The Metro Code authorizes the levy and collection of disposal charges and user fees from users and operators of landfills within the Metro area; and

WHEREAS, Such charges and fees are, in appropriate cases, collected and billed as accounts receivable; and

WHEREAS, Certain account customers and operators have in the past failed to maintain current accounts and have allowed such accounts to become delinquent; and

WHEREAS, The Metro Code authorizes the assessment of civil penalties for Code violations relating to solid waste; and

WHEREAS, In four cases, such fee accounts and penalties are collectible only through litigation or other legal proceedings; now, therefore,

BE IT RESOLVED,

1. That the Executive Officer is hereby authorized, on behalf of Metro, to commence and prosecute appropriate litigation or other legal proceedings necessary to collect delinquent disposal charge and user fee accounts and civil penalties relating to solid waste from the following users and operators:

Mr. James Moore
Master Sanitary
2037 N. Farragut
Portland, OR 97217

delinquent account

Mr. Harold Alexander
Alexander's Dispos-Haul
Systems Inc.
810 North Hunt
Portland, OR 97203

delinquent account

Mr. Gene Plew
AID Disposal and Recycling
8305 N.E. Union Ave.
Portland, OR 97211

delinquent account
and civil penalty
relating to solid waste

Mr. Steve Smith
Steve Smith Contracting, Inc.
13619 N.E. Clark Road
Vancouver, WA 98665

delinquent account

The nature of such litigation or other proceedings shall include any legal action, suit or procedure deemed necessary in the sound discretion of the Executive Officer.

2. That the authority conferred upon the Executive Officer includes the authority to dismiss, settle or compromise such litigation or proceedings in a manner designed to assure ultimate collection of accounts or penalties, but does not include the authority to settle or compromise cases or accounts for less than the full amount of the delinquent account or penalty, which authority is reserved to the Council.

ADOPTED by the Council of the Metropolitan Service District
this 28th day of May, 1981.

Presiding Officer

AJ/gl
3151B/236

A G E N D A M A N A G E M E N T S U M M A R Y

TO: Metro Council
FROM: Executive Officer
SUBJECT: Recognizing Washington County Resolution and Order
No. 81-59 as an Adequate Replacement for Metro Ordinance
No. 80-95

I. RECOMMENDATIONS:

- A. ACTION REQUESTED: Adoption of the attached Resolution No. 81-244, recognizing Washington County Resolution and Order No. 81-59 as an adequate replacement for Metro Ordinance No. 80-95.
- B. POLICY IMPACT: Metro is fulfilling the commitment made to LCDC, at the time the Urban Growth Boundary (UGB) was acknowledged, to ensure that development within the UGB is managed in a manner consistent with Metro's policy guidelines.

The substantive differences between Ordinance No. 80-95, on which Metro had previously relied for this purpose, and the County's recently adopted policies are minor. Terminating Metro's direct involvement in implementation of the policy guidelines is, therefore, appropriate in light of the "Criteria for Metro Involvement" in the Five Year Operational Plan.

- C. BUDGET IMPACT: None.

II. ANALYSIS:

- A. BACKGROUND: In November, 1979, Metro adopted a set of policy guidelines for regional growth management and committed to ensure implementation of policies consistent with these guidelines in each of the three Metro-area counties. In December, 1979, LCDC acknowledged the Metro UGB based on this commitment.

Multnomah and Clackamas Counties subsequently adopted plan policies adequate to implement Metro's policy guidelines. Because of delays in its comprehensive planning process, Washington County was unable to do so by the established deadline of July 1, 1980. In consequence, Metro adopted Ordinance No. 80-95 to provide interim compliance with the policy guidelines until the County submitted its plan to LCDC or July 1, 1981, whichever came first.

Although the County's current compliance schedule does not provide for plan completion until 1983, the County has adopted a set of growth management policies to guide land

use actions in the interim. As explained in the attached staff report, staff believes these policies provide an adequate basis for growth management in the County, generally consistent with the standards established in Ordinance No. 80-95. Based on the staff recommendation, the Regional Development Committee recommended, at its May 11 meeting that the Council recognize them as an adequate replacement for the Metro ordinance.

- B. ALTERNATIVES CONSIDERED: No alternatives need be considered unless the actual implementation of the County's policies proves insufficient in practice to ensure continued consistency with Metro's policy guidelines.
- C. CONCLUSION: Washington County has expressed its commitment to a growth management strategy generally consistent with Metro's policy guidelines and should be given an opportunity to act on that commitment.

JH/gl
2978B/236

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF RECOGNIZING	)	RESOLUTION NO. 81-244
WASHINGTON COUNTY RESOLUTION)	
AND ORDER NO. 81-59 AS AN	)	Introduced by the Regional
ADEQUATE REPLACEMENT FOR METRO	)	Development Committee
ORDINANCE NO. 80-95)	

WHEREAS, During the process of acknowledgment of the Metro UGB the LCDC directed that the UGB could not be acknowledged as complying with Goal No. 14 (Urbanization) unless Metro or its constituent local jurisdictions adopted and implemented policies relating to the conversion of future urbanizable land to urban use in accordance with Goal No. 14; and

WHEREAS, Prior to acknowledgment, such policies were developed by Metro (Metro Resolution No. 79-83 and Resolution No. 79-102) in coordination with Washington, Multnomah and Clackamas Counties, and LCDC acknowledged the Metro UGB based in part on a finding in the Acknowledgment of Compliance order dated January 16, 1980, that "Metro is committed to continue to utilize...the policy guidelines in Metro's Resolution of August 23, 1979, as amended on November 8, 1979"; and

WHEREAS, On June 26, 1980, Metro adopted Ordinance No. 80-95, Relating to the Use of Urbanizable Land in Washington County, in order to provide interim implementation for these guidelines until Washington County had adopted and implemented its own policies for this purpose; and

WHEREAS, Ordinance No. 80-95 is effective only through July 1, 1981; and

WHEREAS, On April 14, 1981, the Washington County Board of Commissioners adopted Resolution and Order No. 81-59, establishing certain growth management policies for the unincorporated areas of the County within the Metro UGB; and

WHEREAS, Metro finds these policies generally consistent with Ordinance No. 80-95 and Metro's policy guidelines, based on the evaluation attached as Exhibit A; now, therefore,

BE IT RESOLVED,

1. That the Metro Council finds that the Washington County Resolution and Order No. 81-59 is an adequate replacement for Metro Ordinance No. 80-95.

2. That the terms of Metro Ordinance No. 80-95 shall therefore cease to apply as of July 1, 1981, pursuant to Section 3(b) of that Ordinance.

ADOPTED by the Council of the Metropolitan Service District this 28th day of May, 1981.

Presiding Officer

JH/gl
2979B/236

EXHIBIT A

EVALUATION OF WASHINGTON COUNTY'S GROWTH MANAGEMENT POLICIES

On April 14, 1981, Washington County adopted Resolution and Order No. 81-59, adopting growth management policies for the unincorporated area of Washington County within the regional Urban Growth Boundary (UGB). This report is an evaluation of the extent to which these policies provide a suitable replacement for Metro's Ordinance No. 80-95, relating to the use of urbanizable land in Washington County.

Summary of Basic Provisions and Effect

The County's Resolution and Order and the policies adopted thereby are attached to this report.

The relevant portions of the County's policies are as follows:

1. Sewer and water must be approved concurrent with any land use action unless

- a. the lot is 10 acres or larger (Policy 1);
- b. the action is to allow construction of a detached single family residence on a lot of record (Policy 4.E.1);
- c. the following findings are made based on compelling evidence in the record:

- "(1) that the impact of the proposed development upon the unacceptable service(s) will not exceed that of a single family residence;
- "(2) that the approval of the development without the particularly unacceptable service(s) will not impede the orderly, efficient provision of any critical or essential service to that area;
- "(3) that the public or nearby residents will not be endangered by the granting of the exception;
- "(4) that it is consistent with the intent and purpose of LCDC Goal Nos. 11 and 14 regarding Public Facilities and Urbanization, respectively, and the policies involved with the LCDC acknowledgment of the Portland Metropolitan Area UGB." (Policy 4.E.2).

Where sewer and water service are available, land divisions into parcels smaller than 10 acres may be approved provided that: (1) the land is not designated Future Urban; (2) other service standards established by the County are met; and (3) the land is zoned RU-3 or denser, "except as allowed by Metro Ordinance No. 80-95." In addition, the County policies provide for the Future Urban designation to be eliminated when site specific land-use plans are

adopted for an area, unless findings are adopted in support of retaining that designation.

In general, the policies themselves represent a good approach to urban growth management which addresses the key provisions of Ordinance No. 80-95, as well as other critical questions relating to the provision of a full range of urban services. The shortcomings of these policies are certain ambiguities relating to their legal status and to the meaning and intended application of specific provisions.

The policies are adopted as "an indication of this (Washington County) Board's intentions as to the application of the Statewide and regional land-use laws and is designed to work in conjunction with State, regional and County land use requirements..." rather than as law, except where so provided in a planned text, such as for the 185th Street Study Area Plan. The policies thus give direction to staff and to the County's hearings officer relative to how these requirements should be interpreted and applied and express the Board's intent relative to its own actions.

If the County does not follow through on this commitment, however, it is uncertain what weight, if any, the Land Use Board of Appeals (LUBA) would give the resolution itself as distinct from the goal requirements it is designed to apply, if a violation of these policies were appealed. Similarly, if the County relies on the resolution alone as the justification for actions consistent with it, rather than supporting such actions by appropriate goal findings, the legality of such action might be questioned on appeal.

In addition, the resolution lacks the clarity and specificity of an ordinance. The meaning and application of several key provisions are vague or ambiguous. As a statement of intent, the policies represent the County's commitment to manage growth in a responsible way consistent with State and regional requirements; as law, however, they have little binding effect beyond that provided by the application of the goals themselves.

Evaluation of specific provisions relative to the provisions of Ordinance No. 80-95.

Ordinance No. 80-95 establishes the following standards for development approvals:

1. Urban development is allowed in urban commercial and industrial zones and on residential land zoned RU-3 or denser, provided sewer and water are available;
2. "Sub-Urban" development, where sewer or water is not available or the land is zoned RS-1, is limited to partitioning into lots 10 acres or greater except where:
 - a. special natural features make urban development with urban services inappropriate;

- b. a special hardship makes a variance of the 10-acre minimum desirable;
3. In Specially Regulated Areas, land division is prohibited in residential zones; development in commercial or industrial zones is allowed only when there are no suitable alternative locations elsewhere in the UGB; and
4. Septic tank permits are prohibited except for lots of record and lots created consistent with the ordinance standards.

The way in which the County's Growth Management Policies address each of these requirements is discussed below.

URBAN DEVELOPMENT

The County's Policy provides that partitions or subdivisions of less than 10 acres be approved only if: 1) the land is not designated for Future Urban use; 2) service standards are met as described in the County's Policy 4 (including a requirement that sewer and water be considered a critical service which shall result in a denial of the land use application if unavailable); and 3) for residential land, the zoning is RU-3 or denser, except as allowed by Metro Ordinance No. 80-95. In general these provisions establish requirements comparable to those of Section V(A)(1) of Ordinance No. 80-95, relating to allowed urban development. The County's standards for allowing development in areas zoned less densely than RU-3 or where sewers are not available are discussed under Sub-Urban Development below.

SUB-URBAN DEVELOPMENT

The County's Policy 1 effectively prohibits any land division below 10 acres in areas designated Future Urban. The exact circumstances in which suburban development can occur in areas zoned RS-1 or MA-E in the Immediate Urban Area is less clear. Condition 2 in Policy 1 provides that the service standards listed in Policy 4 must be met before any partition less than 10 acres may be approved. It is unclear, however, whether this reference is intended only to apply to the service standards themselves (Sub-sections A, B, and C of Policy 4 describing the requirements for critical, essential, and desirable services), or whether the reference is intended to include the exceptions to those standards provided for in Sub-Section E. This sub-section allows exception to the growth management standards in cases where the impact of the proposed development will not exceed that of a single family residence, and the development itself will not impede the orderly and efficient provision of services to the area in the future. At issue here is whether land division in MA-E zones to allow industrial development on septic tanks will be allowed in cases where these exception standards are met. If so, these standards vary from those of Ordinance No. 80-95, which allow large lot partitions on septic tanks in MA-E only when the County's variance standards are met.

In addition, the third condition listed in Policy 1 explicitly requires that residential land must be zoned RU3 or denser "except as allowed by Metro Ordinance No. 80-95." Exactly which of the exceptions provided for in Ordinance No. 80-95 the County intends to include by this reference is ambiguous, and however this language is interpreted, it remains problematical what legal weight it will carry if Ordinance No. 80-95 itself is no longer in effect. But although this language is vague and confusing, questions about its intent and application relate only to whether all, some, or none of the exceptions provided by Ordinance No. 80-95 for development in RS-1 zones will be allowed by the County. In other words, the policies may preclude certain types of sub-urban land divisions that Ordinance No. 80-95 would have allowed but they would not allow any land division for residential purposes that Ordinance No. 80-95 would have prohibited.

SPECIALLY REGULATED AREAS (SRAs)

Beyond recognizing that the Future Urban designation should be continued in SRAs, the County has not applied any special development standards to these areas. The policies adopted would allow the division of land into parcels ten acres or larger in SRAs as in any other Future Urban area. In consequence, the County's policies alone are not adequate to comply with Metro's policy guidelines for SRAs, which call for a prohibition of residential land division and place severe limitations on commercial and industrial development for 10 years, unless the County provides otherwise in its comprehensive plan. Metro's guidelines for SRAs were adopted prior to LCDC's application, in the Compliance Acknowledgment Order for Metro's UGB, of Goal No. 3 (Agricultural Lands) to SRAs, however. Since Goal No. 3 standards for the approval of land divisions are generally stricter than those established by Metro, further "special regulations" may not be needed to provide appropriate protection for these areas until the County has planned for them on a comprehensive basis.

The application of Goal No. 3 and Ordinance No. 80-95 provisions for SRAs differ in two respects:

1. Ordinance No. 80-95 prohibits any land divisions in residential zones while Goal No. 3 would allow partition consistent with continued commercial agricultural activity; and
2. Ordinance No. 80-95 regulates the issuance of building permits in commercial and industrial zones, while the County has applied Goal No. 3 only to land divisions and other discretionary land use actions, and not to building permits.

In its six-month review of Ordinance No. 80-95, staff evaluated the desirability of revising Ordinance No. 80-95 to allow land divisions that were consistent with Goal No. 3 and concluded that such a change was consistent with Metro's policy guidelines, but that it

would have no practical effect because the County's general policy was not to approve any land divisions in areas where Goal No. 3 applied until appropriate lot size standards were adopted. In other words, relative to the first difference between Goal No. 3 and Ordinance No. 80-95, the former provides the more appropriate standard, and the difference need be of no further concern here.

In the second case, the issue is somewhat more problematical. Although Goal No. 3 will effectively restrict the creation of new lots in commercial or industrial zones in SRAs, Ordinance No. 80-95 would, further, have limited the issuance of building permits on lots of record to cases where there was a finding that no suitable alternative location for the proposed use was available elsewhere in the UGB. The County's policies do not recognize this standard for commercial and industrial development on lots of record in SRAs in any way.

However, the enigmatic paragraph E of Policy 4 implies, by virtue of excepting construction of a single family house on a lot of record, that the service standards, including the sewer requirement, and the provisions for exceptions to them, will be applied to all other building permits issued with the UGB. If so, this provides some limitation on development of lots of record, but these limitations are not as restrictive as those provided by the Metro policy guidelines.

SEPTIC TANK PERMITS

Ordinance No. 80-95 allows the issuance of septic tank permits for lots of record and for new lots created consistent with ordinance provisions.

The extent to which the County's policies on land divisions are consistent with Ordinance No. 80-95 are discussed above. Additional considerations to be evaluated here are: 1) definition of a lot of record; 2) conditions for issuance of a septic tank permit for lots of record or newly approved lots.

The County defines a lot of record as follows:

"As defined in Washington County's Zoning Laws for residential zones within the urban growth boundary. The timing for becoming a lot of record is that the lot was created prior to the date that these management standards would have become otherwise operative as law to the site in question."

Since the resolution provides that the policies do not become operative "as law" until so enacted "such as in a plan text,...." This apparently means that any single family lot created while this resolution is in effect as an interim measure (until a plan enacting these policies as law is adopted) would have status as a lot of record for purposes of issuance of a septic tank permit. So long as

the creation of new lots is itself regulated by the County's policies, such a definition remains generally consistent with Metro's policy on lots of record. Unlike Ordinance No. 80-95, it would allow the issuance of septic tank permits for lots approved prior to resolution adoption, whether or not legally recorded, but, because Ordinance No. 80-95 was in effect during the 10 preceding months, the number of lots so affected is insignificant. If, however, a lot may be "created," for the purpose of this definition, without being approved by the County as a subdivision or partition, then this provision would allow an inappropriate level of septic tank development.

Lots of record are defined in the applicable section of the County's zoning ordinance as follows:

"Lots lawfully created...by a subdivision plat record in the Plat Records of the Department of Records and Elections, or lawfully created in such zoning districts by deed or sales contract and of record in the Deed or Miscellaneous Record of Washington County...of record prior to the effective date of the regulation sought to be avoided."

This language suggests that a lot that is created by deed without being approved through the partition process, may qualify as a lot of record provided it meets the applicable zoning standards--a one-acre minimum lot size in RS-1. Presumably, however, such a lot could not be considered "lawfully" created, given the requirements of the County's minor partitioning ordinance that the division of any parcel into three or more lots must be approved pursuant to the standards and procedures in that ordinance. The treatment of lots of record thus appears generally consistent with that in Ordinance No. 80-95.

Relative to the conditions for issuing septic tank permits, Ordinance No. 80-95 contains a provision that for residentially zoned lots of record for which a septic tank permit is requested, the building permit should be reviewed to ensure that the location of the house on the lot would not prevent future redevelopment at urban densities with urban services. The County's policies do not contain such a provision. This provision was not necessary to implement Metro's policy guidelines, however, but was added to Ordinance No. 80-95 at the request of DLCD. Metro staff has not evaluated if or how this provision has been applied by the County to date.

Finally, Ordinance No. 80-95 requires a waiver of the right to remonstrate against future formation of a local improvement district (LID) for sewers in conjunction with the issuance of septic tank permits for newly created lots subject to the 10-acre minimum lot size standards. The County's policies do not include such a requirement, but do provide that service standards, including the

requirement for sewers, may be waived only when the County finds that the development approval will not impede orderly and efficient service provision in the future.

Summary and Conclusions

The County's policies provide for, but do not legally ensure, management of growth in urban and urbanizable areas consistent with the basic principles of Metro's policy guidelines as applied in Ordinance No. 80-95. The details of the County's strategy differ from those of Ordinance No. 80-95 in several particulars, but the differences are not significant relative to the basic objectives of the policy guidelines with two possible exceptions:

1. The County's policies may allow the creation of lots between five and ten acres in size in MA-E zones, for industrial development on septic tanks, based on standards that differ from those in Ordinance No. 80-95. The County's standards are, nonetheless, intended to preserve future sewerage options for these areas;
2. The County's policies would allow commercial or industrial development on lots of record in SRAs under certain circumstances inconsistent with the standards in the policy guidelines;

It is difficult to evaluate at this time how much development may occur under the County's policies that would not have occurred under Ordinance No. 80-95 as a result of these differences, or the extent to which such development may negatively constrain future development options.

Such activities should be monitored in the future, as should land divisions and other land use actions which are subject to the County's policies, and appropriate solutions identified if and when a problem becomes apparent.

In general, however, the County has committed to a sensible growth management strategy which, if implemented firmly and consistently, provides adequate replacement for Ordinance No. 80-95 during the interim while the County completes its plan.

JH/gl
2886B/231

1 IN THE BOARD OF COUNTY COMMISSIONERS
2 FOR WASHINGTON COUNTY, OREGON

3 In the Matter of the Adoption of Growth)
4 Management Policies for the Unincorporated) RESOLUTION AND ORDER
5 Area of Washington County Within the)
6 Regional Urban Growth Boundary) NO. _____

7 The above-entitled matter came on regularly before the Board at its meeting
8 of April 14, 1981; and

9 It appearing to the Board that a need to provide specific policies address-
10 ing Growth Management for unincorporated lands inside the Regional Urban Growth
11 Boundary exists; and

12 It appearing to the Board that the Board formed a Task Force to review and
13 recommend Growth Management Policies for the unincorporated portions of Washing-
14 ton County inside the Urban Growth Boundary on January 20, 1981; and

15 It appearing to the Board that the Board of Commissioners, Planning Com-
16 mission, Community Planning Organizations, Cities, Special Districts, and other
17 interested parties received the recommendations of the Growth Management Task
18 Force on February 17, 1981; and

19 It appearing to the Board that joint Board of Commissioners and Planning
20 Commission Public Hearings were held on March 3 and 12, at which time public
21 testimony was received by both hearing bodies on the proposed policies; and

22 It appearing to the Board that the Board received a recommendation from
23 the Washington County Planning Commission for the adoption of Growth Manage-
24 ment Policies on March 16, 1981; and

25 It appearing to the Board that the Board held a public hearing on March 16,
26 1981 to consider the recommendations of the Planning Commission, Growth Manage-
ment Task Force, Incorporated Cities, CPOs, and other interested parties for

COUNTY COUNSEL, WASHINGTON COUNTY
HILLSBORO, OREGON 648-8747

COUNTY COUNSEL, WASHINGTON COUNTY
HILLSBORO, OREGON 97101

1 the establishment of Growth Management Policies; and

2 It appearing to the Board upon consideration of the Planning Commission
3 recommendation, public testimony, Metropolitan Service District policies and
4 ordinances, and the Oregon Land Conservation and Development Commission's
5 Land Use Goals, that the establishment of Growth Management Policies are a
6 necessary and important land use planning tool, therefore, it is hereby:

7 RESOLVED AND ORDERED that the Growth Management Policies, marked as
8 Exhibit "A", attached hereto and by this reference incorporated herein, are
9 adopted for utilization in the unincorporated portions of Washington County
10 within the Regional Urban Growth Boundary; and it is further

11 RESOLVED AND ORDERED that said Growth Management Policies be forwarded
12 for consideration as being stated as law in the revision of the Washington
13 County Comprehensive Framework Plan; and it is further

14 RESOLVED AND ORDERED that in those unincorporated areas within the
15 Regional Urban Growth Boundary where said Policies have not been enacted by
16 this Board as law, such as in a plan text, said Policies shall only operate
17 as an indication of this Board's intentions as to the application of state-
18 wide and regional land use laws and is designed to work in conjunction with
19 State, Regional and County land use requirements; and it is further

20 RESOLVED AND ORDERED that in those unincorporated areas within the Regional
21 Urban Growth Boundary where said Policies are enacted by this Board as law,
22 such as in a plan text, said Policies shall be applied to land use decisions
23 as delineated therein.

24 DATED this ____ day of April, 1981.

25 BOARD OF COUNTY COMMISSIONERS
26 FOR WASHINGTON COUNTY, OREGON

Chairman

Recording Secretary

WASHINGTON COUNTY GROWTH MANAGEMENT POLICIES

POLICY 1: The County shall manage land within the Urban Growth Boundary to insure that critical and essential urban services are available to support orderly urban development.

Supportive Policies:

- . Washington County supports the adopted Regional Urban Growth Boundary as acknowledged by the Oregon Land Conservation and Development Commission.
- . Partitions and subdivisions to lots of less than ten acres shall be permitted consistent with existing zoning, provided that:
 1. The land is not designated Future Urban;
 2. Service standards are met as described in Policy 4; and
 3. For residential land, the zoning is RU-3 or denser, except as allowed by Metro Ordinance 80-95.

POLICY 2: The Future Urban designation shall remain as a growth management strategy in Specially Regulated Areas and where required by County-City Urban Planning Area Agreements; and upon the legislative adoption of a site-specific community land use plan that designation shall cease to exist unless the body adopting that plan provides findings of fact indicating that the Future Urban designation shall be retained.

POLICY 3: The County is an appropriate unit of government to provide urban services in the unincorporated area in conjunction with special service districts and other municipal bodies. Therefore, in cooperation with cities, special districts, and its citizens, the County will coordinate a study to determine the appropriate institutional arrangement of urban services for the betterment of the residents of the County.

POLICY 4: The County shall place urban services into three categories: Critical, Essential and Desirable.

- A. Critical Services are defined as: Water, sewer, fire, drainage, and local and minor collector roads. An inability to provide an acceptable level of all critical services shall result in the denial of a land use application.
- B. Essential Services are defined as: Schools, arterial and major collector roads, on-site transit improvements (such as bus shelters and turnouts, etc.) and police protection. Failure to insure the availability of an acceptable level of all essential services within five (5) years from occupancy may result in the denial of the land use application. The approving authority may condition the approval to limit the period of time to a period shorter than five (5) years depending upon the degree of impact that the land use proposal has on the unacceptable ser-

vice(s) and the risks to public safety in the interim period.

The land use application will be denied when the essential services can not be insured within the required time period unless the following findings of fact can be made:

1. The particular unacceptable service(s) is not necessary for the particular land use proposal within the aforesaid five year period;
 2. The approval of the land use application will not substantially interfere with the ability to later provide the particular unacceptable service(s) to anticipated land uses in the vicinity of the subject property;
 3. The approval of the land use application without the insurance of the particular unacceptable service(s) will not cause a danger to the public or residents in the vicinity of the subject property; and
 4. It is shown that the applicant has exhausted all practical methods within the ability of the applicant to insure the provision of the unacceptable service(s).
- C. Desirable Services are defined as: Public transportation service and parks. These are services which can be expected in a reasonable time frame (five year period) from the occupancy of a development. An application may be conditioned to facilitate these services based upon specific findings.
- D. The County shall rely upon the standards established by the appropriate special service district and adopted County standards as the measurement of acceptability for the service provided by the service provider. The information obtained from the service provider shall be treated as a rebuttable presumption as to the ability to provide an acceptable level of the service. However, the evidence that can rebut it must be compelling evidence based upon objective data in order to controvert the determination of the service provider.
- E. These Growth Management Standards shall apply to all land use actions except for the following:
1. Construction of a detached single family residence on a lot of record.
 2. Those exceptions approved by the approving authority where the individual notification indicates that an exception is being considered and where the following findings are made based upon compelling evidence in the record:
 - a. That the impact of the proposed development upon the unacceptable service(s) will not exceed that of a single family residence;

- b. That the approval of the development without the particularly unacceptable service(s) will not impede the orderly, efficient provision of any critical or essential service to that area;
 - c. That the public or nearby residents will not be endangered by the granting of the exception; and
 - d. That it is consistent with the intent and purpose of LCDC Goals 11 and 14 regarding Public Facilities and Urbanization, respectively, and the policies involved with the LCDC acknowledgement of the Portland Metropolitan Area Urban Growth Boundary.
- F. The cost of providing the required County urban services for a particular land use proposal under consideration shall be borne by the applicant or benefited properties unless otherwise authorized by the Board of County Commissioners.

POLICY 5: Administration of Growth Management Standards

The determination of compliance with the growth management standards shall be determined in conjunction with any land use application within the Urban Growth Boundary in accordance with the same procedural requirements (i.e. notice; hearing; findings; ability to approve, deny or approve with conditions; appeal; etc.) as the accompanying land use request, except that the following shall also apply:

- A. The individual and any published notice of the accompany land use request shall indicate that compliance with the growth management standards will be considered.
- B. When the land use request subject to the growth management standards is a Design Review application pursuant to Washington County's Zoning Ordinance, the procedure for determining compliance with the growth management standards shall be like those utilized for considering an "Eating and Drinking Establishment" such as Section 963-10 of the Washington County Zoning Ordinance, B-2 District.
- C. Once it has been determined that a land use application on a particular site complies with the growth management standards, then that determination shall be conclusive as to future land use requests on the same site unless it can be demonstrated that substantial changes of conditions or intensity of uses have occurred which warrant the application of the standards. If a development application is the same as or in the intended sequence to the preceding one, these standards should not be re-applied.
- D. A reasonable fee to defray the cost of consideration of compliance with the growth management standards shall be prescribed by Resolution and Order of the Board of County Commissioners. Any such established fee must accompany the land use application.

DEFINITIONS:

The following definitions shall apply to the aforementioned Policies:

Future Urban Area:

The Future Urban Area is that geographic area of the County which lies between the Immediate Urban Area and the Metro Urban Growth Boundary as depicted on the Comprehensive Framework Plan map. It is intended to supply the County with sufficient land to meet the County's land use needs through the year 2000.

Immediate Urban Area:

The Immediate Urban Area is that geographic portion of the County depicted on the Comprehensive Framework Plan map, which is intended to meet the immediate land use and development needs of the County and which are planned and programmed for the provision of Urban Services.

Insure:

A legal and enforceable document, contract or process which guarantees to the County a public improvement will be accomplished. Assurances include, but are not limited to, the following:

- * Cash in escrow, assignment of letter of credit, etc.
- * Establishment of an LID (post remonstrance period).
- * Evidence of formal action by other public or private agencies or companies authorizing monies or scheduling of a requisite public improvement.
- * Annexation of the development area to a public agency which has pledged to assume the liability of a requisite improvement.
- * The requisite improvement is included in an adopted RTP or CIP with funds assured by the agency.
- * County assumption of responsibility for the improvement.
- * Dedication of M.S.C.I.P. (major street capital improvement program "system development charge") funds.
- * Any other legally binding arrangement which assures the improvement will be made.

Lot of Record:

As defined in Washington County's Zoning Laws for residential zones within the urban growth boundary. The timing for becoming a lot of record is that the lot was created prior to the date that these management standards would have become otherwise operative as law to the site in question.

Specifically Regulated Areas:

Land areas within the Regional Urban Growth Boundary acknowledged by LCDC to which LCDC Goal #3 (Agriculture) continues to apply.

A G E N D A M A N A G E M E N T S U M M A R Y

TO: Metro Council
 FROM: Executive Officer
 SUBJECT: Authorizing Federal Funds for 16(b)(2) Special
 Transportation Projects

I. RECOMMENDATIONS:

- A. ACTION REQUESTED: Recommend Council adoption of the attached Resolution which would authorize \$223,440 of Federal 16(b)(2) funds to support the purchase of eight (8) lift equipped vehicles and related equipment to provide special transportation services in the Metro region.
- B. POLICY IMPACT: This action is consistent with the adopted Interim Regional Special Transportation Plan. TPAC and JPACT have reviewed and approved these projects.
- C. BUDGET IMPACT: The approved Metro budget includes funds to monitor federal funding commitments.

II. ANALYSIS:

- A. BACKGROUND: Section 16(b)(2) authorizes the Urban Mass Transportation Administration (UMTA) to make capital grants to private, nonprofit organizations to provide transportation services for elderly and handicapped persons. Capital investments include purchase of conventional and paratransit vehicles and other equipment associated with providing local and regional (non-intercity) transportation services to the elderly and handicapped. Apportioned 16(b)(2) funds are not available for operating expenses. Transportation Improvement Programs and their Annual Elements must be amended to include new 16(b)(2) projects.

The adopted Interim Special Transportation Plan, in part, established plan objectives, service priorities and implementation strategies to be used in the regional evaluation of candidate 16(b)(2) applications. The Metro Council makes recommendations regarding the applications to the Oregon Department of Transportation based on these policies. Local providers have submitted two applications for the use of federal funds. The staff analysis concludes that these projects are consistent with the Interim Special Transportation Plan:

Project 1

Applicant: Special Mobility Services, Inc.

Project Description: Special Mobility Services requests UMTA 16(b)(2) capital assistance to purchase five mini-buses (all lift equipped) and five mobile radios for special transportation services in Multnomah County. This project would constitute a portion of the region's special effort. This application is coordinated with Tri-Met.

<u>Project Cost:</u>	UMTA 16(b)(2)	\$139,650
	Local (20%)	<u>34,913</u>
	Total	\$174,563

Project 2

Applicant: Special Mobility Services, Inc.

Project Description: Special Mobility Services requests UMTA 16(b)(2) capital assistance to purchase three mini-buses (all lift equipped) and three mobile radios for special transportation services in Washington County. This project would constitute a portion of the region's special effort. This application is coordinated with Tri-Met.

<u>Project Cost:</u>	UMTA 16(b)(2)	\$ 83,790
	Local (20%)	<u>20,948</u>
	Total	\$104,738

- B. ALTERNATIVES CONSIDERED: Inasmuch as these are nonduplicative services, the alternative would be to provide no special transportation services in these areas. This alternative is not acceptable.
- C. CONCLUSION: Based on Metro staff analysis, it is recommended that the attached Resolution funding the projects be approved.

BP:gl
2881B/214

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING) RESOLUTION NO. 81-246
FEDERAL FUNDS FOR 16(b)(2))
SPECIAL TRANSPORTATION PROJECTS) Introduced by the Joint
) Policy Advisory Committee on
) Transportation

WHEREAS, The Oregon Department of Transportation (ODOT) has requested the Council to make recommendations regarding the allocation of Urban Mass Transportation Administration (UMTA) 16(b)(2) funds in the Metro region; and

WHEREAS, To comply with federal requirements the Transportation Improvement Program (TIP) must be amended to include projects recommended for UMTA 16(b)(2) funds; and

WHEREAS, The adopted Interim Special Transportation Plan established regional policies and criteria for purposes of evaluating UMTA 16(b)(2) applications; and

WHEREAS, Local providers have submitted two projects for funding authorization involving \$223,440 in Federal 16(b)(2) funds; and

WHEREAS, The projects described in Attachments A and B were reviewed and found consistent with federal requirements and regional policies and objectives; now, therefore,

BE IT RESOLVED,

1. That \$223,440 of Federal 16(b)(2) funds be authorized for the purchase of special transportation vehicles and related equipment for the two projects.

2. That the TIP and its Annual Element be amended to reflect this authorization as set forth in the Attachments.

3. That the Metro Council finds the projects to be in accordance with the region's continuing, cooperative, comprehensive planning process and, hereby, gives affirmative A-95 Review approval.

ADOPTED by the Council of the Metropolitan Service District
this 28th day of May, 1981.

Presiding Officer

BP:gl
2882B/214

PROJECT INFORMATION FORM - TRANSPORTATION IMPROVEMENT PROGRAM PORTLAND METROPOLITAN AREA

PROJECT DESCRIPTION
 RESPONSIBILITY (AGENCY) Multnomah County Special Mobility
 LIMITS N/A LENGTH N/A
 DESCRIPTION Purchase of 5 mini-bus passenger vehicles and related equipment consisting of 5 wheelchair lifts and 5 mobile radios.

PROJECT NAME Multnomah County Special Mobility Services
 ID No _____
 APPLICANT Special Mobility Services

SCHEDULE
 TO ODOT _____
 PE OK'D _____ EIS OK'D _____
 CAT'Y _____ BID LET _____
 HEARING _____ COMPL'T _____

RELATIONSHIP TO ADOPTED TRANSPORTATION PLAN
 LONG RANGE ELEMENT _____ TSM ELEMENT X

FUNDING PLAN BY FISCAL YEAR

	FY 80	FY 81	FY 82	FY 83	FY 84	TOTAL
TOTAL		174,563				174,563
FEDERAL		139,650				139,650
STATE						
LOCAL		34,913				34,913

APPLICANT'S ESTIMATE OF TOTAL PROJECT COST

PRELIM ENGINEERING \$ _____
 CONSTRUCTION _____
 RIGHT OF WAY _____
 TRAFFIC CONTROL _____
 ILLUMIN, SIGNS, LANDSCAPING, ETC _____
 STRUCTURES _____
 RAILROAD CROSSINGS _____

Capital Equip. 174,563
 TOTAL \$ 174,563

LOCATION MAP

SOURCE OF FUNDS (%)

FEDERAL
 FAUS (PORTLAND) _____
 FAUS (OREGON REGION) _____
 FAUS (WASH REGION) _____
 UMTA CAPITAL _____ UMTA OPRTG _____
 INTERSTATE _____
 FED AID PRIMARY _____
 INTERSTATE SUBSTITUTION _____
16(b) (2) 80
 NON FEDERAL
 STATE _____ LOCAL 20

Attach. to Res. 81-246

ATTACHMENT "A"

PROJECT INFORMATION FORM - TRANSPORTATION IMPROVEMENT PROGRAM PORTLAND METROPOLITAN AREA

PROJECT DESCRIPTION
 RESPONSIBILITY (AGENCY) Washington County Special Mobility
 LIMITS N/A LENGTH N/A
 DESCRIPTION Purchase of 3 mini-bus passenger vehicles and related equipment consisting of 3 wheelchair lifts and 3 mobile radios.

PROJECT NAME Washington County Special Mobility Services
 ID No _____
 APPLICANT Special Mobility Services

SCHEDULE
 TO ODOT _____
 PE OK'D _____ EIS OK'D _____
 CAT'Y _____ BID LET _____
 HEARING _____ COMPL'T _____

RELATIONSHIP TO ADOPTED TRANSPORTATION PLAN
 LONG RANGE ELEMENT _____ TSM ELEMENT X

FUNDING PLAN BY FISCAL YEAR

	FY 80	FY 81	FY 82	FY 83	FY 84	TOTAL
TOTAL		104,738				104,738
FEDERAL		83,790				83,790
STATE						
LOCAL		20,948				20,948

APPLICANT'S ESTIMATE OF TOTAL PROJECT COST

PRELIM ENGINEERING \$ _____
 CONSTRUCTION _____
 RIGHT OF WAY _____
 TRAFFIC CONTROL _____
 ILLUMIN, SIGNS, LANDSCAPING, ETC _____
 STRUCTURES _____
 RAILROAD CROSSINGS _____

Capital Equip. 104,738
 TOTAL \$ 104,738

LOCATION MAP

SOURCE OF FUNDS (%)

FEDERAL
 FAUS (PORTLAND) _____
 FAUS (OREGON REGION) _____
 FAUS (WASH REGION) _____
 UMTA CAPITAL _____ UMTA OPRTG _____
 INTERSTATE _____
 FED AID PRIMARY _____
 INTERSTATE _____
 SUBSTITUTION 16(b) (2) _____ 80
 NON FEDERAL
 STATE _____ LOCAL 20

Attach. to Res. 81-246

ATTACHMENT "B"

A G E N D A M A N A G E M E N T S U M M A R Y

TO: Metro Council
FROM: Joint Policy Advisory Committee on Transportation (JPACT)
SUBJECT: Approving the Process and Guidelines for Development of
the Ten-Year Interstate Transfer Program

I. RECOMMENDATIONS:

- A. ACTION REQUESTED: Recommend Council adoption of the attached Resolution and its attachment which sets forth the process and guidelines for development of a Ten-year Interstate Transfer Program.
- B. POLICY IMPACT: This action refines the Interstate Transfer programming process to establish a schedule that completes the program over the next 10 years, rather than the previously anticipated five-year period. It responds to recent federal funding limitations by establishing project priorities to be used in their implementation and as funds become available. TPAC and JPACT have reviewed and approved the process and guidelines for this program.
- C. BUDGET IMPACT: None

II. ANALYSIS:

- A. BACKGROUND: The Portland metropolitan area has nearly completed the process of identifying projects to use the \$487 million (as of December 31, 1980) of Interstate Transfer funding that resulted from the withdrawal of the Mt. Hood and I-505 freeways. However, based upon recent changes in federal funding availability, it is apparent that the remaining \$372.7 million will not be forthcoming within the next five years as expected. As such, it is necessary to further examine the projects that have been identified to develop an implementation schedule that completes the projects over a longer time period, consistent with a reduced annual funding level.
- B. ALTERNATIVES CONSIDERED: Four basic alternatives are available to develop the Ten-year Interstate Transfer program. These are:
1. The allocation of funds beyond the Banfield to the three counties (for all projects in the counties) and the City of Portland on a per capita basis. (A second alternative is to allocate the funds on a 25 percent basis to each jurisdictional area.) The four areas would then define their program for their respective areas utilizing either local criteria or regional criteria.

The allocated amounts per jurisdiction resulting from a per capita division of \$30, \$20 and \$10 million are as follows:

	<u>\$10m</u>	<u>\$20m</u>	<u>\$30m</u>
Multnomah County (20.34%)	2.034m	4.068m	6.102m
Clackamas County (17.02%)	1.702m	3.404m	5.106m
Washington County (23.44%)	2.344m	4.688m	7.032m
City of Portland (39.2%)	3.92m	7.840m	11.76m
TOTAL	10.0m	20.0m	30.0m

Unresolved issues to be discussed with this concept include how to address previous policy commitments and priorities, transit improvements, and ODOT projects. Additionally, the decision would have to be made to develop and use regional or local policies and criteria to identify the proposed programs. The overall drawback of this method is that high cost, high priority projects would have to be stretched out over several years or eliminated. In addition, issues revolving around potential retroactive applications of this formula for prior years would need to be resolved.

2. An additional major concept is to agree upon categories of projects, divide the funding into these categories and prioritize the projects within the categories. A possible categorical breakdown is as follows:
 - a. Regional Corridors (current regional priority status).
 - b. Replacement Projects (previously committed projects for replacing withdrawn Interstate segments).
 - c. Supportive Major Arterial Improvements on the Regional System.
 - d. Supportive Minor Arterial/Local Projects.

This concept would be intended to allow the region to define a hierarchy of projects for incorporation in the regional ten-year program. Along with additional information, such as estimated project schedules, selected policy/evaluation criteria to discriminate among projects in each of the categories, and the information received from the three-county areas and the City of Portland, the region would identify which projects should be scheduled first in developing the program.

3. Prioritizing all projects at the regional level based upon a single set of criteria.

4. Prioritizing projects at the county/Portland level and merging this into a ten-year regional program.

C. CONCLUSION: Metro staff recommends approval of the attached Resolution which is a hybrid of the four alternatives, taking advantage of the best features of each.

BP:ga 3055B:236

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF APPROVING THE	)	RESOLUTION NO. 81-247
PROCESS AND GUIDELINES FOR)	
DEVELOPMENT OF THE TEN-YEAR INTER-	)	Introduced by the Joint
STATE TRANSFER PROGRAM	)	Policy Advisory Committee
	)	on Transportation

WHEREAS, The Metro Council adopted Resolution No. 81-223 which endorsed project priorities using Interstate Transfer funds in FY 1981; and

WHEREAS, These projects and priorities were geared to federal funding limitations for FY 1981; and

WHEREAS, Federal funding limitations are anticipated to continue throughout this decade; and

WHEREAS, A planning assumption was made that the Interstate Transfer Program will become a ten-year program; and

WHEREAS, A working group of member jurisdictions was established by the Transportation Policy Alternatives Committee (TPAC) to address the problems associated with the stretchout of the Program; and

WHEREAS, The working group has recommended a process and guidelines for development of a Ten-Year Interstate Transfer Program as described in Attachment A; now, therefore,

BE IT RESOLVED,

1. That the Metro Council approves the process and guidelines for development of the Ten-Year Interstate Transfer Program described in Attachment A, Staff Report No. 76.

2. That the Council directs its staff to work with affected local jurisdictions, the Oregon Department of Transportation (ODOT) and Tri-Met in implementing the process and guidelines for development of the Ten-Year Interstate Transfer Program.

ADOPTED by the Council of the Metropolitan Service District
this 28th day of May , 1981.

Presiding Officer

BP:ga
3057B/236

STAFF REPORT NO. 76

PROPOSED PROCESS AND GUIDELINES
FOR DEVELOPMENT OF
THE TEN-YEAR INTERSTATE TRANSFER PROGRAM

May 1, 1981

METROPOLITAN SERVICE DISTRICT

PROCESS AND GUIDELINES
FOR THE DEVELOPMENT OF
THE TEN-YEAR INTERSTATE TRANSFER PROGRAM

A hybrid programming process is recommended to use the attributes of each of the alternatives as well as maintain past policy commitments for the Interstate Transfer program. The recommended prioritization process is as follows:

1. Highway projects and transit projects should be prioritized separately since funding is received from USDOT in this manner. However, interrelated transit and highway projects should be programmed consistently.
2. All highway projects should be divided into two categories, thereby providing the basis for dividing the funding into categories. The recommended categories are as follows:

Category I

- a. Regional Corridor Projects.
- b. Interstate Withdrawal Replacement Projects.

Category II

Other projects.

- The projects, by category, are shown in Figure 1.
3. In principle, past commitments on Interstate Transfer funding call for top priority to be placed on Category I projects. As such, under a condition of constrained funding over a ten-year period, the rate of expenditure on Category I projects would start out the majority of the program and generally diminish to be a small percentage of the program by the tenth year. At an absolute minimum, Category II funding should be \$3.4 million to replace FAU funds transferred downstate.
 4. Annual programming levels for the Banfield Transitway project will be developed by ODOT and Tri-Met. For planning purposes, the balance of the Category I and Category II program will be developed over a 10-year period based upon \$10, \$20 and \$30 million starting points.
 5. Category II highway projects will be programmed by each county/Portland based upon a five- and ten-year completion schedule. This will be merged into a regional program based upon a consistent set of guidelines (Section 8). This process applies to all city, county and ODOT sponsored projects.
 6. Each of the four jurisdictional areas will receive, at a minimum, the per capita share of \$3.4 million as follows:

Multnomah County - \$691,500; Clackamas County - \$578,700; Washington County - \$797,000; and City of Portland - \$1,332,800. This funding will be used for the highest priority Category II project that is identified in each county and Portland.

7. Projects in Category II will be programmed over the ten-year period based upon realistic schedules for project development (i.e., allowing sufficient time for PE and right-of-way) and realistic estimates of local match availability.
8. Policy guidelines for use by each county/ Portland for programming Category II projects and by TPAC and JPACT to integrate these into a single regional program are as follows:
 - Projects addressing an existing or known, near-term (three years) capacity deficiency (v/c program) will be scheduled before future capacity deficiencies for a logical roadway segment.
 - Projects necessary to sustain existing or create new permanent jobs will be programmed before others.
 - Projects supporting transit service as defined in the Transit Development Program will be programmed before others.
 - Projects with a higher local match contribution than required (including R/W dedication or investment in supporting or parallel facilities required for optimum operation of the completed project) will be programmed before others.
 - All other factors being equal, projects on Principal and Major Arterials will be programmed before others.
 - Critical Category II projects will be programmed consistent with the schedule established for Category I projects.
 - Projects addressing deferred maintenance or structural inadequacy or to protect an existing investment will be programmed before others.
 - Other pertinent factors, including, but not limited to:
 - safety
 - air quality
 - energy conservation

PRELIMINARY

FIGURE 1 - Interstate Transfer - Highway Projects

Category I - Regional Corridor and Freeway Replacement

Banfield Freeway	\$ 66.4 million
McLoughlin Boulevard - North	19.5 million
Yeon/Vaughn/Nicolai	26.3 million
McLoughlin Boulevard - South	1.0 million
Powell Boulevard	7.2 million
Westside Corridor - Highway Elements	*

\$120.4 million

* Since the Westside Corridor preferred alternative has not been selected, the highway portions cannot be identified.

Category II - Other Arterials and Collectors

Principal and Major Arterials:

Oregon City Bypass	\$ 15.5 million
Highway 212	5.2 million
Highway 217/72nd	1.1 million
221st/223rd	4.5 million
TV/185th	1.8 million
SW 185th Avenue	1.3 million
Sunset/217	14.0 million
SE 182nd Avenue	1.1 million
Columbia Boulevard	3.7 million
NE Lombard/Columbia (at 60th)	2.8 million
NE Portland Highway	1.5 million
SE Burnside	1.7 million
Oswego Creek Bridge	2.4 million
State Street	1.4 million
Beaverton-Hillsdale Highway	1.5 million
St. Helens Road	3.2 million
Cornell	1.6 million

\$ 64.3 million

Minor Arterials and Collectors:

Barbur/Terwilliger	\$ 15.9 million
Front Avenue	5.0 million
Marine Drive	3.6 million
Towle Road	3.5 million
RR/Harmony	2.9 million
Allen Boulevard	2.4 million
190th/Powell	2.7 million
257th	2.5 million
Hollywood Business District	2.3 million

FIGURE 1
(Continued)

Minor Arterials and Collectors (cont.):

Basin/Going.	\$ 1.7 million
Going Noise.	1.0 million
158th/Jenkins.	1.6 million
39th Avenue.	1.6 million
Sunnyside Road	1.2 million
82nd Avenue.	1.3 million
Barnes Road.	1.3 million
Arterial Overlays.	1.2 million
Cherry Park Road	1.1 million
Farmington Road. . . . .	.3 million
14th/16th. . . . .	.7 million
Sandy Boulevard TSM. . . . .	.4 million
Gateway TSM. . . . .	.4 million
Gladstone-Milwaukie TSM.	1.5 million
McLoughlin Pedestrian Underpass.	<u>.3 million</u>
	\$ 56.4 million
Other Unassigned Projects and Reserves	<u>42.9 million</u>
GRAND TOTAL.	\$284.0 million

INTERSTATE TRANSFER PROGRAM PROJECT INFORMATION SHEET

The following is an outline of project information needed for each Interstate Transfer project. This information will be used to prepare the region's "Concept Plan" and assist the counties/Portland, TPAC and JPACT in establishing priorities. The material should be complete but concise and include a map for each project.

Project Name _____

1. Project Description (attach clear graphics describing project location and conceptual design; functional classification):

2. General Description of Transportation Problem to Be Solved and How Project Solves Problem:

3. Objectives of Project:

4. Alternatives Explored:

5. Current Project Cost Estimate (include cost estimates in March, 1981 dollars for logical segments and a breakdown of cost by PE, R/W and construction; include date of original cost estimate):

6. Status and Current Project Schedule Assuming Funding is Available (PE, R/W, Construction):

7. Previous Regional and Local Priority Commitments:

8. Specific Description of Project Relationship to the Following Programming Guidelines:

- A. Current, near-term (3-year) and future year volumes and current and improved capacities.
- B. Relationship of improvement to system continuity.
- C. Economic consequences/benefits of improvement, especially in relationship to development investment (in dollars), land development (in acres by type) and jobs (number of existing and expected).
- D. Relationship of project to transit service and Transit Development Program.
- E. Source, amount and type (including R/W dedication or investment in supporting or parallel facilities required for optimum operation of the completed project) of local match beyond 15 percent share of total project cost.
- F. Fiscal and/or operational interrelationship to programming of other projects identified for Interstate Transfer funding.
- G. Relationship of project to deferred maintenance or structural inadequacy of existing transportation investment.
- H. Other factors, including, but not limited to:
 - safety
 - air quality
 - energy conservation

BP/ga
3058B/233

A G E N D A M A N A G E M E N T S U M M A R Y

TO: Metro Council
 FROM: Executive Officer
 SUBJECT: Approving the FY 1982 Unified Work Program (UWP)

I. RECOMMENDATIONS:

- A. ACTION REQUESTED: Approve the UWP containing the transportation planning work program for FY 1982. Authorize the submittal of grant applications to the appropriate funding agencies.
- B. POLICY IMPACT: Approval will mean that grants can be submitted and contracts executed so work can commence on July 1, 1981 in accordance with established Metro priorities. TPAC and JPACT have reviewed and approved the FY 82 UWP.
- C. BUDGET IMPACT: The UWP matches the projects and studies reflected in the proposed Metro budget to be submitted to the Tax Supervisory and Conservation Commission.

II. ANALYSIS:

- A. BACKGROUND: The FY 1982 UWP describes the transportation/air quality planning activities to be carried out in the Portland/Vancouver metropolitan region during the fiscal year beginning July 1, 1981. Included in the document are federally funded studies to be conducted by Metro, Clark County Regional Planning Council (RPC), Tri-Met, the Oregon Department of Transportation (ODOT) and local jurisdictions.

The Oregon portion of the UWP is divided into six major categories for FY 82:

Regional Transportation Plan - Long-Range Element -- focuses on studies which will provide policies setting the direction for the transportation system, projections of long-range travel demands and deficiencies in the system and identify capital and service improvements to the system.

Regional Transportation Plan - Short-Range Element -- studies to identify capital and service improvements to serve travel demands over the next five years, including air quality improvement actions and energy contingency plans.

Corridor Refinement Studies -- include studies necessary for implementation of proposed corridor transit improvements along the Banfield, Westside and McLoughlin corridors.

Transportation Improvement Program -- coordinates projects and programs of regionwide transportation improvements.

Technical Assistance -- allows Metro staff to respond to jurisdictional requests for data and special analysis.

Coordination and Management -- provides overall management to support the UWP and compliance with federal requirements.

- B. ALTERNATIVES CONSIDERED: The alternative of not conducting the various studies was considered and rejected because of critical nature of issues to be addressed in solving the region's transportation problems.
- C. CONCLUSION: Adoption of the resolution will ensure application for federal funds will be made in a timely manner so as to continue transportation projects in FY 82.

KT:gl
2842B/214

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF APPROVING THE) RESOLUTION NO. 81-248
FY 1982 UNIFIED WORK PROGRAM (UWP))
) Introduced by the Joint
) Policy Advisory Committee on
) Transportation

WHEREAS, The Unified Work Program (UWP) describes all federally-funded transportation/air quality planning activities for the Portland/Vancouver metropolitan area to be conducted in FY 1982; and

WHEREAS, The FY 82 UWP indicates federal funding sources for transportation/air quality planning activities carried out by Metro, Clark County Regional Planning Council (RPC), the Oregon Department of Transportation (ODOT), Tri-Met and the local jurisdictions; and

WHEREAS, The FY 82 UWP contains an agreement on interagency responsibilities between ODOT, Tri-Met and Metro; and

WHEREAS, Approval of the FY 82 UWP is required to receive federal transportation planning funds; and

WHEREAS, The FY 82 UWP is consistent with the proposed Metro budget submitted to the Tax Supervisory and Conservation Commission; and

WHEREAS, The FY 82 UWP has been reviewed and agreed to by the Transportation Policy Alternatives Committee (TPAC) and the Joint Policy Advisory Committee on Transportation (JPACT); now, therefore,

BE IT RESOLVED,

1. That the FY 82 UWP is hereby approved.
2. That the FY 82 UWP is consistent with the continuing, cooperative and comprehensive planning process and is hereby given positive A-95 Review action.
3. That the Metro Executive Officer is authorized to apply for, accept and execute grants and agreements specified in the UWP including the Metro/ODOT/Tri-Met Interagency Agreement.

ADOPTED by the Council of the Metropolitan Service District
this 28th day of May, 1981.

Presiding Officer

KT:gl
2841B/214

ORDINANCE NO. 81-108

TITLE For the Purpose of Adopting New
Admissions Fees and Policies at the
Washington Park Zoo and Repealing Code
Section 4.01.060

DATE INTRODUCED May 7, 1981

FIRST READING May 7, 1981

SECOND READING May 28, 1981

DATE ADOPTED _____

DATE EFFECTIVE _____

ROLLCALL

	Yes	No	Abst.
Burton			
Oleson			
Williamson			
Berkman			
Kirkpatrick			
Deines			
Rhodes			
Schedeen			
Miller			
Banzer			
Etlinger			
Kafoury			

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF ADOPTING NEW	)	ORDINANCE NO. 81-108
ADMISSIONS FEES AND POLICIES AT)	
THE WASHINGTON PARK ZOO AND	)	Introduced by the Regional
REPEALING CODE SECTION 4.01.060	)	Services Committee

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1: Code Section 4.01.060 is repealed and Section 2 of this ordinance is enacted in lieu thereof.

Section 2: Admission Fees and Policies

(a) Regular Fees.

(1) Definitions:

- A. "School Group" is defined as a group of five or more students of a state accredited school or licensed pre-school including one chaperone for every five students of high school age or under. Registration for a specified visit date at least one day in advance is required to qualify as a school group.
- B. "Group Other Than School Group" is defined as any group, other than a school group, of 15 or more members who have purchased tickets at least one day in advance. All advance tickets shall bear an expiration date not to exceed six months from the date of issuance.

(2) Fee Schedule:

Adult (12 years and over) \$2.00
Youth ([6] 5 years through 11 years). \$1.00
Child [3 years through] under 5 years [\$.50] free
~~(Infant (under 3 years) free)~~
Senior Citizen (65 years and over). . \$1.00
School Groups ~~free~~ ^{15¢}
Chaperones accompanying
 school groups free
Groups other than school groups:
 15 to 49 per group 10% discount
 50 to 99 per group 15% discount
 100 or more per group 20% discount

(b) Free and Reduced Admission Passes

(1) Free and reduced admission passes may be issued by the Director in accordance with this Ordinance.

(2) A free admission pass will entitle the holder only to enter the Zoo without paying an admission fee.

(3) A reduced admission pass will entitle the holder only to enter the Zoo by paying a reduced admission fee.

(4) The reduction granted in admission, by use of a reduced admission pass (other than free admission passes), shall not exceed twenty percent.

(5) Free or reduced admission passes may be issued to the following groups or individuals and shall be administered as follows:

A. Metro employees shall be entitled to free admission upon presentation of a current Metro

employee identification card.

B. Metro Councilors and the Metro Executive Officer shall be entitled to free admission.

C. Free admission passes in the form of volunteer identification cards may, at the Director's discretion, be issued to persons who perform volunteer work at the Zoo. Cards shall bear the name of the volunteer, shall be signed by the Director, shall be non-transferrable, and shall terminate at the end of each calendar year or upon termination of volunteer duty, whichever date occurs first. New identification cards may be issued at the beginning of each new calendar year for active Zoo volunteers.

D. Reduced admission passes may be issued to members of any organization approved by the Council, the main purpose of which is to support the Washington Park Zoo. Such passes shall bear the name of the pass holder, shall be signed by an authorized representative of the organization, shall be non-transferrable, and shall terminate not more than one year from the date of issuance.

E. Other free or reduced admission passes may, with the approval of the Director, be issued to other individuals who are working on educational projects or projects valuable to the Zoo. Such passes shall bear an expiration date not to exceed three months from the date of issuance, shall bear the name of the

pass holder, shall be signed by the Director and shall be non-transferrable.

(c) Special Admission Days.

(1) Special admission days are days when the rates established by this Ordinance are reduced or eliminated for a designated group or groups. Six special admission days may be allowed, at the discretion of the Director, during each calendar year.

(2) Three additional special admission days may be allowed each year by the Director for designated groups. Any additional special admission days designated under this subsection must be approved by the Executive Officer.

(d) Special Free Hours. Admission to the Zoo shall be free for all persons from 3:00 p.m. until closing each Tuesday afternoon.

(e) Commercial Ventures. Proposed commercial or fund-raising ventures with private profit or nonprofit corporations involving admission to the Zoo must be authorized in advance by the Executive Officer.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1981.

Presiding Officer

ATTEST:

Clerk of the Council

MH/gl/2510B/214

Ord. No. 81-108
Page 4 of 4

MEETING TITLE REGULAR COUNCIL MEETING

DATE MAY 28, 1981

NAME

AFFILIATION/ADDRESS

Beth Blunt

Observer LWJ

Bob Blunt

LWJ -

METRO COUNCIL
ROLL CALL ROSTER

AGENDA ITEM

MEETING DATE

Roll Call

5-28-80

	<u>AYE</u>	<u>NAY</u>
<u>DISTRICT 4</u>		
Corky Kirkpatrick	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 6</u>		
Jane Rhodes	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 7</u>		
Betty Schedeen	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 8</u>		
Ernie Bonner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 9</u>		
Cindy Banzer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 10</u>		
Bruce Etlinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 11</u>		
Marge Kafoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 12</u>		
Mike Burton	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 1</u>		
Bob Oleson	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>DISTRICT 2</u>		
Charles Williamson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 3</u>		
Craig Berkman	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>DISTRICT 5</u>		
Jack Deines	<input checked="" type="checkbox"/>	<input type="checkbox"/>
TOTAL	<input type="checkbox"/>	<input type="checkbox"/>

METRO COUNCIL
ROLL CALL ROSTER

AGENDA ITEM *P.12*

MEETING DATE

4.7

5-28-81

	<u>AYE</u>	<u>NAY</u>
<u>DISTRICT 6</u>		
Jane Rhodes	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 7</u>		
Betty Schedeen	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 8</u>		
Ernie Bonner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 9</u>		
Cindy Banzer	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>DISTRICT 10</u>		
Bruce Etlinger	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>DISTRICT 11</u>		
Marge Kafoury	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>DISTRICT 12</u>		
Mike Burton	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>DISTRICT 1</u>		
Bob Oleson	<input type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 2</u>		
Charles Williamson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 3</u>		
Craig Berkman	<input type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 4</u>		
Corky Kirkpatrick	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 5</u>		
Jack Deines	<input checked="" type="checkbox"/>	<input type="checkbox"/>
TOTAL		

METRO COUNCIL
ROLL CALL ROSTER

AGENDA ITEM

MEETING DATE

6/13
Amend 5.1

5-28-81

	<u>AYE</u>	<u>NAY</u>
<u>DISTRICT 7</u>		
Betty Schedeen	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 8</u>		
Ernie Bonner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 9</u>		
Cindy Banzer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 10</u>		
Bruce Etlinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 11</u>		
Marge Kafoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 12</u>		
Mike Burton	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 1</u>		
Bob Oleson	<input type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 2</u>		
Charles Williamson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 3</u>		
Craig Berkman	<input type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 4</u>		
Corky Kirkpatrick	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 6</u>		
Jane Rhodes	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 5</u>		
Jack Deines	<input checked="" type="checkbox"/>	<input type="checkbox"/>
TOTAL	<input type="checkbox"/>	<input type="checkbox"/>

METRO COUNCIL
ROLL CALL ROSTER

AGENDA ITEM

MEETING DATE

5.1 ~~RB~~ ^{Ord.}
81-108 ~~90~~
as amended

	<u>AYE</u>	<u>NAY</u>
<u>DISTRICT 8</u>		
Ernie Bonner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 9</u>		
Cindy Banzer	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<u>DISTRICT 10</u>		
Bruce Etlinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 11</u>		
Marge Kafoury	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 12</u>		
Mike Burton	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 1</u>		
Bob Oleson	<input type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 2</u>		
Charles Williamson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 3</u>		
Craig Berkman	<input type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 4</u>		
Corky Kirkpatrick	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 6</u>		
Jane Rhodes	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 7</u>		
Betty Schedeen	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<u>DISTRICT 5</u>		
Jack Deines	<input checked="" type="checkbox"/>	<input type="checkbox"/>
TOTAL		