

# A G E N D A

600 NORTHEAST GRAND AVENUE | PORTLAND, OREGON 97232 2736  
TEL 503 797 1542 | FAX 503 797 1793



**METRO**

## **Agenda**

MEETING: METRO COUNCIL REGULAR MEETING  
DATE: April 11, 2002  
DAY: Thursday  
TIME: 7:00 PM  
PLACE: Pacific University McGill Auditorium, Forest Grove

### **CALL TO ORDER AND ROLL CALL**

#### **1. INTRODUCTIONS**

- Welcome by Mayor Kidd, Forest Grove
- Welcome by President Gabelnick, Pacific University

#### **2. CITIZEN COMMUNICATIONS**

#### **3. EXECUTIVE OFFICER COMMUNICATIONS**

#### **4. SUBREGIONAL DISCUSSION**

#### **5. FOREST GROVE TRANSFER STATION ENHANCEMENT GRANT PROGRAM**

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

#### **7. CONSENT AGENDA**

7.1 Consideration of Minutes for the April 4, 2002 Metro Council Regular Meeting.

#### **8. ORDINANCES - FIRST READING - QUASI-JUDICIAL PROCEEDING**

8.1 **Ordinance No. 02-941**, For the Purpose of Annexing Lands Containing the Christian Life Center Church to the Metro Jurisdictional Boundary.

#### **9. ORDINANCES - SECOND READING**

9.1 **Ordinance No. 02-940**, For the Purpose of Adopting the Annual Budget for Fiscal Year 2002-03, Making Appropriations, and Levying Ad Valorem Taxes, and Declaring an Emergency.  
**(PUBLIC HEARING, NO FINAL ACTION)**

**10. RESOLUTIONS**

- 10.1 **Resolution No. 02-3170**, For the Purpose of Approving the Year 13 Partnership Plan for Waste Reduction (Fiscal Year 2002-03). Atherton
- 10.2 **Resolution No. 02-3175**, For the Purpose of Confirming the Appointments of Ron Carley, Clifton Deal, Linda Dobson, Rebecca Geisen, Chris Hathaway, Lynne Kennedy, Joel Komarek, Debrah Marriott, Chris Noble, Lorna Stickel and Tom Wolf to the Water Resources Policy Advisory Committee. McLain

**11. COUNCILOR COMMUNICATION**

**ADJOURN**

**Cable Schedule for Week of April 11, 2002 (TVCA)**

	Sunday (4/14)	Monday (4/15)	Tuesday (4/16)	Wednesday (4/17)	Thursday (4/11)	Friday (4/12)	Saturday (4/13)
CHANNEL 11 (Community Access Network) (most of Portland area)		4:00 PM				2:00 PM (previous meeting)	
CHANNEL 21 (TVCA) (Washington Co., Lake Oswego, Wilsonville)					1:00 AM		
CHANNEL 30 (TVCA) (NE Washington Co. - people in Wash. Co. who get Portland TCI)					1:00 AM		
CHANNEL 30 (CityNet 30) (most of City of Portland)	8:30 PM	8:30 PM					
CHANNEL 30 (West Linn Cable Access) (West Linn, Rivergrove, Lake Oswego)	4:30 PM			5:30 AM	1:00 PM 5:30 PM	3:00 PM	
CHANNEL 32 (ATT Consumer Svcs.) (Milwaukie)		10:00 AM 2:00 PM 9:00 PM					

**PLEASE NOTE THAT ALL SHOWING TIMES ARE TENTATIVE BASED ON THE INDIVIDUAL CABLE COMPANIES' SCHEDULES. PLEASE CALL THEM OR CHECK THEIR WEB SITES TO CONFIRM SHOWING TIMES.**

Portland Cable Access      [www.pcatv.org](http://www.pcatv.org)      (503) 288-1515  
 Tualatin Valley Cable Access      [www.tvca.org](http://www.tvca.org)      (503) 629-8534  
 West Linn Cable Access      [www.ci.west-linn.or.us/CommunityServices/htmls/wltvsked.htm](http://www.ci.west-linn.or.us/CommunityServices/htmls/wltvsked.htm)      (503) 650-0275  
 Milwaukie Cable Access                (503) 652-4408

Agenda items may not be considered in the exact order. For questions about the agenda, call Clerk of the Council, Chris Billington, 797-1542. Public Hearings are held on all ordinances second read and on resolutions upon request of the public. Documents for the record must be submitted to the Clerk of the Council to be considered included in the decision record. Documents can be submitted by email, fax or mail or in person to the Clerk of the Council. For assistance per the American Disabilities Act (ADA), dial TDD 797-1804 or 797-1540 (Council Office).

**Agenda Item Number 7.1**

**Consideration of the April 4, 2002 Regular Metro Council Meeting minutes.**

**Metro Council Meeting  
Thursday, April 11, 2002  
Pacific University, McGill Auditorium**

Agenda Item Number 8.1

**Ordinance No. 02-941, For the Purpose of Annexing Lands containing the Christian Life Center Church to the Metro Jurisdictional Boundary.**

***First Reading***

**Metro Council Meeting  
Thursday, April 11, 2002  
Pacific University, McGill Auditorium**

**BEFORE THE METRO COUNCIL**

<p><b>FOR THE PURPOSE OF ANNEXING LANDS CONTAINING THE CHRISTIAN LIFE CENTER CHURCH TO THE METRO JURISDICTIONAL BOUNDARY</b></p>	<p>) ) ) ) ) ) )</p>	<p><b>ORDINANCE NO. 02-941</b></p> <p><b>Introduced by: Councilor Susan McLain</b></p>
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WHEREAS, the duty and authority to review and approve annexations to the Metro jurisdictional boundary is granted to Metro pursuant to Oregon Revised Statute 268.354 (3) (c); and

WHEREAS, Metro received a complete petition from the property owners and registered voters of a certain tract of land depicted on the attached map and described in Exhibit A to this ordinance, requesting that their property be annexed to Metro; and

WHEREAS, Metro received written consent from a majority of the electors in the territory to be annexed and owners of more than half the land in the territory proposed to be annexed, as required by ORS 198.855 (3); and

WHEREAS, Metro Council in Resolution No. 02-3153 has expressed its intent to adopt an ordinance amending the Urban Growth Boundary to include the territory described in Exhibit A within 30 days of receiving notification that the territory has been annexed to Metro; and

WHEREAS, a report was prepared as required by law and Metro having considered the report and the testimony at the public hearing, does hereby favor annexation of the subject property based on the findings and reasons for decision attached hereto as Exhibit B; now therefore

**THE METRO COUNCIL ORDAINS;**

1. The territory described in Exhibit A and depicted on the attached map is hereby annexed to the Metro jurisdictional boundary.
2. Pursuant to Metro Code 3.09.050 (f), the effective date of this annexation decision shall be immediately upon adoption of this ordinance.

3. This ordinance is necessary for the immediate preservation of public health, safety and welfare because it is necessary to allow the Council to subsequently change the Urban Growth Boundary in a timely fashion. An emergency is therefore declared to exist, and this ordinance shall take effect immediately, pursuant to Metro Charter Section 39 (1).

ADOPTED by the Metro Council this \_\_\_\_ day of \_\_\_\_\_ 2002.

\_\_\_\_\_  
Carl Hosticka, Presiding Officer

ATTEST:

Approved as to Form

\_\_\_\_\_  
Recording Secretary

\_\_\_\_\_  
Daniel Cooper, General Counsel

## EXHIBIT A

Map 1S214DC, Tax Lot 6200 and is more particularly described as follows, to-wit:

A tract of land in Section 14, Township 1 South, Range 2-West of the Willamette Meridian, in the County of Washington, State of Oregon, described as follows:

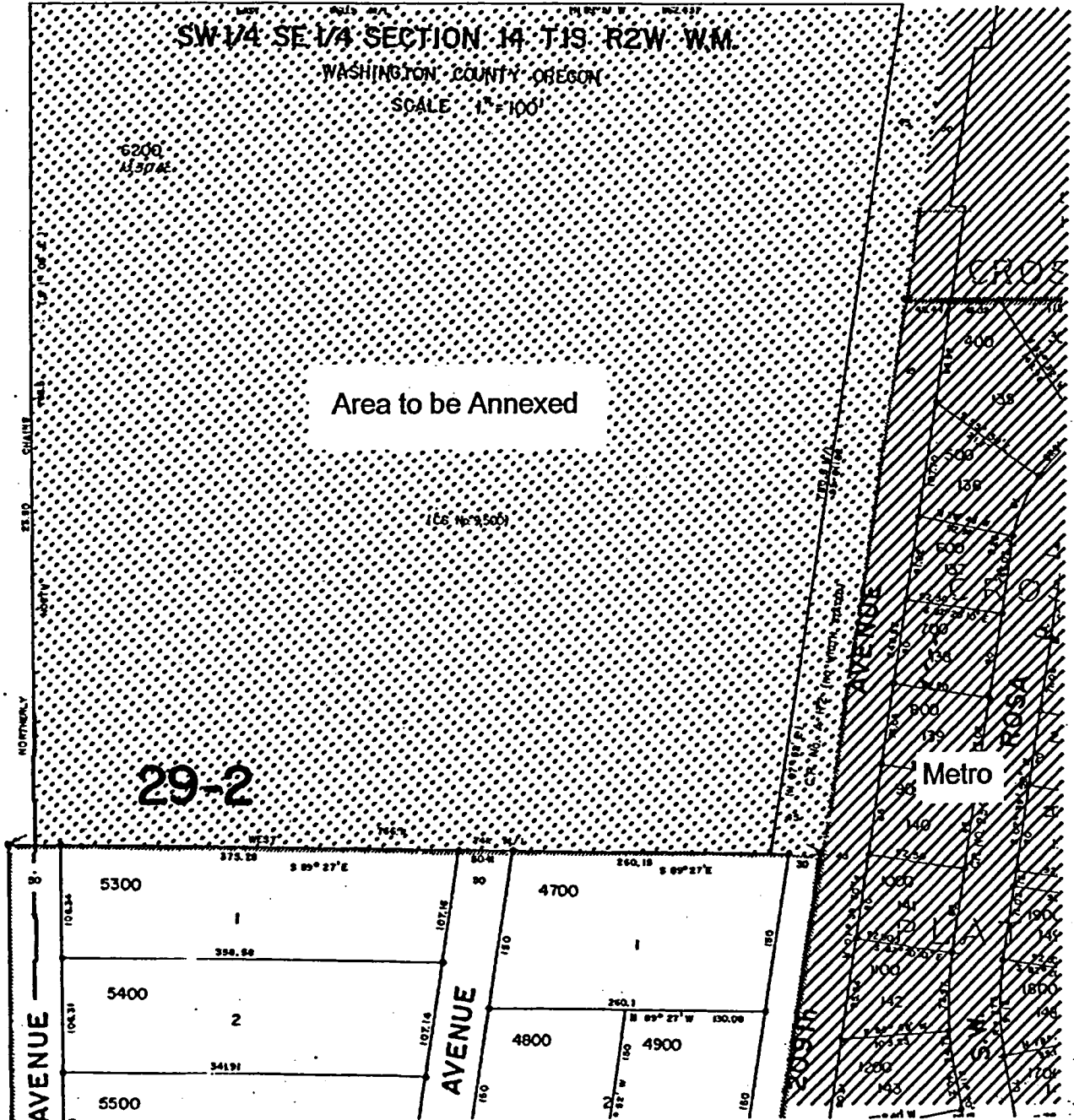
Beginning at a point in the West line of the A. J. Masters Donation Land Claim in Section 14, Township 1 South, Range 2 West of the Willamette Meridian, Washington County, Oregon, 780 feet North of the, Southwest corner of said claim; thence North on said West line of the A. J. Masters Donation Land Claim about 768.5 feet to the Northwest corner of the land, deeded to the Oregon Realty Co., by J. B. Kishpaugh, et al, and recorded in Book 95, Page 56 on November 14, 1912; thence East 860.5 feet, more or less, to the center of the county road; thence Southwesterly along the center of said county road 780.5 feet, more or less, to the Northeast corner of the land deeded by the Oregon Realty Co. to Geo. Chlebowski on February 26, 1914, and recorded in Book 101, Page 360; thence West along the North line of the land deeded by the Oregon Realty Co. to Geo. Chlebowski about 741 feet, more or less, to the point of beginning.

# Proposal No. MU0102



600 NE Grand Ave.  
Portland, OR 97232-2736  
Voice 503 797-1782  
FAX 503 797-1909  
Email [dnr@metro-region.org](mailto:dnr@metro-region.org)

Annexation to the Metro Jurisdictional Boundary  
Washington Co.  
Map 1S2W14DC



PROPOSAL NO. MU0102  
METRO JURISDICTIONAL BOUNDARY  
Figure 2



## FINDINGS

Based on the study and the public hearing, the Council found:

1. The territory to be annexed contains 13.3 acres, a church and a church school serving about 200 students.
2. The annexation is being sought so that the Urban Growth Boundary locational adjustment can be finalized. The UGB change was sought to legitimize the urban nature of the educational use of the site. In their application for the UGB change the petitioners stated:

Petitioner for this locational adjustment wants the land to be included in the UGB so there will be no question regarding the continued operation of the educational portion of its ministry. Washington County has determined the percentage of students attending petitioner's school who reside in urban areas is not permitted under the present zoning, and thus denied permission to operate and ordered the school closed.

3. Oregon Revised Statute 198.852 directs the Council to consider the local comprehensive plan for the area and any service agreement executed between a local government and the affected district.

A second set of criteria can be found in Chapter 3.09 of the Metro Code. That Code states that a final decision shall be based on substantial evidence in the record of the hearing and that the written decision must include findings of fact and conclusions from those findings. The findings and conclusions shall address seven minimum criteria:

1. Consistency with directly applicable provisions in ORS 195 agreements or ORS 195 annexation plans [ORS 195 agreements are agreements between various service providers about who will provide which services where. The agreements are mandated by ORS 195 but none are currently in place. Annexation plans are timelines for annexation which can only be done after all required 195 agreements are in place and which must have been voted on by the District residents and the residents of the area to be annexed.]
2. Consistency with directly applicable provisions of *urban planning area agreements* between the annexing entity and a necessary party. [A necessary party is governmental entity which is providing or might provide an urban service to the area to be annexed.]
3. Consistency with directly applicable standards for boundary changes contained in Comprehensive land use plans and public facility plans.
4. Consistency with directly applicable standards for boundary changes contained in the Regional framework or any functional plans.
5. Whether the proposed boundary change will promote or not interfere with the timely, orderly and economic provision of public facilities and services.
6. If the boundary change is to Metro, determination by Metro Council that territory should be inside the UGB shall be the primary criteria.

7. Consistency with other applicable criteria for the boundary change in question under state and local law.

The Metro Code also contains a second set of 10 factors which are to be considered where no ORS 195 agreements have been adopted and the boundary change is being contested by a necessary party. This boundary change is not being contested by a necessary party so these additional criteria need not be addressed.

4. The site is basically flat. It contains a 38,000 square foot church and related educational facility with associated parking. The territory to be annexed also contains a soccer field and two softball fields. To the west of the site lies vacant EFU land. To the north and south is rural residential land containing single family dwellings on large lots. To the east are residential subdivisions inside the UGB.
5. This territory abuts the Metro jurisdictional boundary and the regional Urban Growth Boundary (UGB) on the east along SW 209<sup>th</sup> Avenue.

The law that dictates that Metro adopt criteria for boundary changes requires those criteria to include "... compliance with adopted regional urban growth goals and objectives, functional plans ... and the regional framework plan of the district [Metro]." The Framework Plan (which includes the regional urban growth goals and objectives and the 2040 Growth Concept) has been examined and found not to contain any directly applicable standards and criteria for boundary changes.

There are two adopted regional functional plans, the Urban Growth Management Plan and the Regional Transportation Plan. These were examined and found not to contain any directly applicable standards and criteria for boundary changes.

6. The Metro Council recently considered a proposal to add this property to the regional Urban Growth Boundary. On February 7, 2002 the Council expressed its intent to adopt an ordinance amending the Urban Growth Boundary to include this territory. The Council Resolution (No. 02-3153) states this ordinance will be adopted within 30 days of receiving notification that the property has been annexed to Metro.
7. The Washington County Comprehensive Plan was searched for criteria relative to annexations. No directly applicable criteria were found.

This territory is zoned AF-10, Agriculture and Forestry. The AF-10 designation is intended to retain the area's rural character and conserve natural resources while providing for rural residential uses. This designation normally requires a minimum lot size of 10 acres. The Planning designations are the same as the zoning designations on the Washington County Comprehensive Plan. Churches are permitted in AF-10 areas.

In its County 2000 program Washington County has adopted a policy favoring a service delivery system which distinguishes between municipal and countywide services. The reason for the policy

is to achieve tax fairness and expenditure equity in the provision of public services. The County policy favors municipal services being provided by cities or special districts.

8. The territory is not within any city's Urban Planning Area since it has been outside the regional Urban Growth Boundary. No urban planning area agreements cover this territory. The City of Beaverton's Urban Planning Area Boundary lies along SW 209<sup>th</sup> Avenue. Notice of this annexation was sent to the City.
9. ORS 195 requires agreements between providers of urban services. Urban services are defined as: sanitary sewers, water, fire protection, parks, open space, recreation and streets, roads and mass transit. These agreements are to specify which governmental entity will provide which service to which area in the long term. The counties are responsible for facilitating the creation of these agreements. The statute was enacted in 1993 but there are no urban service agreements in place in this general area to date. In fact the requirement for urban service agreements only applies to areas within urban growth boundaries. Thus no ORS 195 agreements were required relative to the territory since it has been outside the regional UGB.

ORS 195 also provides for a new method of annexation based on an annexation plan which has been voted on by the residents of a governmental entity and the residents of the area the entity intends to annex. No such plans cover this area.

10. Some urban services are currently extended to this site despite the fact that it is not within an urban growth boundary. The County granted approval for extension of public sewer service to the site from the Clean Water Services county service district. The Boundary Commission approved extension of water service to the site from the Tualatin Valley Water District.

Annexation to Metro in and of itself will not make additional urban services available because the services which Metro offers are not what would generally be described as *urban services*.

11. This territory lies within Tualatin Valley Fire & Rescue. This is a large rural fire protection district serving both urban and rural areas in Washington, Multnomah and Clackamas counties. The nearest District station is at SW 209<sup>th</sup> & Blanton about a mile north of the territory to be annexed.

The site is within the Hillsboro School District and the Portland Community College District. The jurisdictional boundaries of Tri-Met and the Portland of Portland also cover the territory.

Other services are provided generally at a rural level by Washington County. This includes police protection, the Courts, tax collection, etc.

12. Metro provides a number of services on the regional level. Primary among these is regional land use planning and maintenance of the regional Urban Growth Boundary. Metro has provided this service to this site through the process of reviewing and tentatively approving the inclusion of this area in the UGB.

Metro provides some direct park service at what are basically regional park facilities and has an extensive green spaces acquisition program funded by the region's voters. Metro is responsible for solid waste disposal including the regional transfer stations and contracting for the ultimate disposal at Arlington. The District runs the Oregon Zoo and other regional facilities such as the Convention Center and the Performing Arts Center. These are all basically regional services provided for the benefit of and paid for by the residents within the region. These facilities are funded through service charges, excise taxes and other revenues including a small tax base for operating expenses at the Zoo and tax levies for bonded debt.

Metro has no service agreements with local governments that would be relative to district annexation in general or to this particular site.

13. There is no known opposition to this annexation. No one has contacted staff on this matter despite extensive notification which included posting and publishing of notices and notices to surrounding property owners. There was no opposition to the UGB change.

### CONCLUSIONS AND REASONS FOR DECISION

Based on the Findings, the Council concluded:

1. Oregon Revised Statutes 198 requires the Council to consider the local comprehensive plan when deciding a boundary change. The Metro Code at 3.09.050 (d) (3) calls for consistency between the Council decision and any "specific directly applicable standards or criteria for boundary changes contained in comprehensive plans, public facilities plans . . ." The Council has reviewed the applicable comprehensive plan which is the Washington County Comprehensive Plan and finds that it contains no directly applicable criteria for making district boundary change decisions.
2. Oregon Revised Statutes 198 also requires consideration of "any service agreement executed between a local government and the affected district." As noted in Finding No. 12 Metro has no relevant service agreements.
3. Metro Code 3.09.050 (d) (1) requires the Council to address the consistency between its decision and any urban service agreement or annexation plan under ORS 195. There are no ORS 195 agreements or annexation plans in place in this area (see Finding No. 9). Therefore the Council concludes that its decision is not inconsistent with any such agreements or plans.
4. The Metro Code calls for consideration of any directly applicable standards or criteria to be found in urban planning area agreements. There are no urban planning area agreements covering the area to be annexed.
5. The Metro Code at 3.09.050 (d) (4) calls for consistency between the Council decision and any

"specific directly applicable standards or criteria for boundary changes contained in . . . regional framework and functional plans . . ." As noted in Finding No. 5 there are no directly applicable criteria in Metro's regional framework plan or in the two adopted functional plans, the Urban Growth Management Functional Plan and the Regional Transportation Plan.

6. Metro Code 3.09.050 (e) (5) states that another criteria to be addressed is "Whether the proposed change will promote or not interfere with the timely, orderly and economic provisions of public facilities and services." The Council finds that the provision of public facilities and services to this area has already been addressed. As noted in Findings 10 & 11 all necessary urban services have already been made available to the site. Therefore the Council finds that this annexation does not interfere with the timely, orderly and economic provision of public facilities and services.
7. Metro Code 3.09.050 (d) (6) states that if a proposed boundary change is for annexation to Metro, a determination by the Council that the property should be within the UGB shall be the primary criteria for approval. The Council has made such a determination as noted in Finding No. 6. Therefore the Council finds that the primary reason for approving this proposal is the determination that the property should be within the UGB.
8. The final criteria to be considered under the Metro Code 3.09.050 (d) (7) is consistency with other applicable criteria under state and local law. The applicable criteria under state law were covered in Reasons No. 1 & 2 above. No other local laws applying to this annexation were found to exist.

**STAFF REPORT**

**IN CONSIDERATION OF ORDINANCE NO. 02-941 FOR THE PURPOSE OF ANNEXING LAND CONTAINING THE CHRISTIAN LIFE CENTER CHURCH TO THE METRO JURISDICTIONAL BOUNDARY**

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Date: March 29, 2002

Prepared by: Ken Martin, Annexation Staff

**SECTION I: APPLICATION SUMMARY**

**CASE:** AN-0102, Annexation To Metro Jurisdictional Boundary

**APPLICANT:** Christian Life Center Church

**PROPOSAL:** The petitioner is requesting annexation to the Metro boundary following the Metro Council's "expression of intent to amend the urban growth boundary" on February 7, 2002.

**LOCATION:** The territory is located on the west edge of the District on the west edge of SW 209<sup>th</sup> Ave. north of Vermont St. and south of the SW Hagg Ln. (See Figure 1).

**PLAN/ZONING** AF-10, Agriculture and Forest - 10

**APPLICABLE REVIEW CRITERIA:** ORS Chapter 198, Metro Code 3.09

**SECTION II: STAFF RECOMMENDATION**

Staff recommends adoption of Ordinance No. 02-941 approving Boundary Change Proposal No. AN-0102, annexation to Metro.

**SECTION III: BACKGROUND INFORMATION**

**Initiation:** Proposal No. AN-0102 was initiated by a consent petition of the property owners and registered voters. The petition meets the requirement for initiation set forth in ORS 198.855 (3) (double majority annexation law), ORS 198.750 (section of statute which specifies contents of petition) and Metro Code 3.09.040 (a) (which lists minimum requirements for petition).

**Site Information:** The territory to be annexed is located on the west edge of the District on the west edge of SW 209<sup>th</sup> Ave. north of Vermont St. and south of the SW Hagg Ln. The territory contains 13.3 acres, a church and a church school serving about 200 students.

## REASON FOR ANNEXATION

The annexation is being sought so that the Urban Growth Boundary locational adjustment can be finalized. The UGB change was sought to legitimize the urban nature of the educational use of the site. In their application for the UGB change the petitioners stated:

Petitioner for this locational adjustment wants the land to be included in the UGB so there will be no question regarding the continued operation of the educational portion of its ministry. Washington County has determined the percentage of students attending petitioner's school who reside in urban areas is not permitted under the present zoning, and thus denied permission to operate and ordered the school closed.

## CRITERIA

Oregon Revised Statute 198.852 directs the Council to consider the local comprehensive plan for the area and any service agreement executed between a local government and the affected district.

A second set of criteria can be found in Chapter 3.09 of the Metro Code. That Code states that a final decision shall be based on substantial evidence in the record of the hearing and that the written decision must include findings of fact and conclusions from those findings. The findings and conclusions shall address seven minimum criteria:

1. Consistency with directly applicable provisions in ORS 195 agreements or ORS 195 annexation plans [ORS 195 agreements are agreements between various service providers about who will provide which services where. The agreements are mandated by ORS 195 but none are currently in place. Annexation plans are timelines for annexation which can only be done after all required 195 agreements are in place and which must have been voted on by the District residents and the residents of the area to be annexed.]
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4. Consistency with directly applicable standards for boundary changes contained in the Regional framework or any functional plans.
5. Whether the proposed boundary change will promote or not interfere with the timely, orderly and economic provision of public facilities and services.
6. If the boundary change is to Metro, determination by Metro Council that territory should be inside the UGB shall be the primary criteria.
7. Consistency with other applicable criteria for the boundary change in question under state and local law.

The Metro Code also contains a second set of 10 factors which are to be considered where no ORS 195 agreements have been adopted and the boundary change is being contested by a necessary party. This boundary change is not being contested by a necessary party so these additional criteria need not be addressed.

## **LAND USE PLANNING**

### ***SITE CHARACTERISTICS***

The site is basically flat. It contains a 38,000 square foot church and related educational facility with associated parking. The territory to be annexed also contains a soccer field and two softball fields. To the west of the site lies vacant EFU land. To the north and south is rural residential land containing single family dwellings on large lots. To the east are residential subdivisions inside the UGB.

### ***REGIONAL PLANNING***

This territory abuts the Metro jurisdictional boundary and the regional Urban Growth Boundary (UGB) on the east along SW 209<sup>th</sup> Avenue.

#### **Regional Framework Plan**

The law that dictates that Metro adopt criteria for boundary changes requires those criteria to include "... compliance with adopted regional urban growth goals and objectives, functional plans ... and the regional framework plan of the district [Metro]." The Framework Plan (which includes the regional urban growth goals and objectives and the 2040 Growth Concept) has been examined and found not to contain any directly applicable standards and criteria for boundary changes.

There are two adopted regional functional plans, the Urban Growth Management Plan and the Regional Transportation Plan. These were examined and found not to contain any directly applicable standards and criteria for boundary changes.

#### **Tentative Urban Growth Boundary Change**

The Metro Council recently considered a proposal to add this property to the regional Urban Growth Boundary. On February 7, 2002 the Council expressed its intent to adopt an ordinance amending the Urban Growth Boundary to include this territory. The Council Resolution (No. 02-3153) states this ordinance will be adopted within 30 days of receiving notification that the property has been annexed to Metro.

## ***COUNTY PLANNING***

The Washington County Comprehensive Plan was searched for criteria relative to annexations. No directly applicable criteria were found.

This territory is zoned AF-10, Agriculture and Forestry. The AF-10 designation is intended to retain the area's rural character and conserve natural resources while providing for rural residential uses. This designation normally requires a minimum lot size of 10 acres. The Planning designations are the same as the zoning designations on the Washington County Comprehensive Plan. Churches are permitted in AF-10 areas.

#### **County 2000**

In its County 2000 program Washington County has adopted a policy favoring a service delivery system which distinguishes between municipal and countywide services. The reason for the policy is to achieve tax fairness and expenditure equity in the provision of public services. The County policy favors municipal services being provided by cities or special districts.



## **CITY PLANNING**

The territory is not within any city's Urban Planning Area since it has been outside the regional Urban Growth Boundary. No urban planning area agreements cover this area. The City of Beaverton's Urban Planning Area Boundary lies along SW 209<sup>th</sup> Avenue. Notice of this annexation was sent to the City.

## **FACILITIES AND SERVICES**

**ORS 195 Agreements.** This statute requires agreements between providers of urban services. Urban services are defined as: sanitary sewers, water, fire protection, parks, open space, recreation and streets, roads and mass transit. These agreements are to specify which governmental entity will provide which service to which area in the long term. The counties are responsible for facilitating the creation of these agreements. The statute was enacted in 1993 but there are no urban service agreements in place in this general area to date. In fact the requirement for urban service agreements only applies to areas within urban growth boundaries. Thus no ORS 195 agreements were required relative to the territory since it has been outside the regional UGB.

ORS 195 also provides for a new method of annexation based on an annexation plan which has been voted on by the residents of a governmental entity and the residents of the area the entity intends to annex. No such plans cover this area.

**Urban Services.** Some urban services are currently extended to this site despite the fact that it is not within an urban growth boundary. The County granted approval for extension of public sewer service to the site from the Clean Water Services county service district. The Boundary Commission approved extension of water service to the site from the Tualatin Valley Water District.

Annexation to Metro in and of itself will not make additional urban services available because the services which Metro offers are not what would generally be described as *urban services*.

**Other Services.** This territory lies within Tualatin Valley Fire & Rescue. This is a large rural fire protection district serving both urban and rural areas in Washington, Multnomah and Clackamas counties. The nearest District station is at SW 209<sup>th</sup> & Blanton about a mile north of the territory to be annexed.

The site is within the Hillsboro School District and the Portland Community College District. The jurisdictional boundaries of Tri-Met and the Portland of Portland also cover the territory.

Other services are provided generally at a rural level by Washington County. This includes police protection, the Courts, tax collection, etc.

**Metro Services.** Metro provides a number of services on the regional level. Primary among these is regional land use planning and maintenance of the regional Urban Growth Boundary. Metro has provided this service to this site through the process of reviewing and tentatively approving the inclusion of this area in the UGB.

Metro provides some direct park service at what are basically regional park facilities and has an extensive green spaces acquisition program funded by the region's voters. Metro is responsible for solid waste disposal including the regional transfer stations and contracting for the ultimate disposal at Arlington. The District runs the Oregon Zoo and other regional facilities such as the Convention Center and the Performing Arts Center. These are all basically regional services provided for the benefit of and paid for by the residents within the region. These facilities are funded through service charges, excise taxes and other revenues including a small tax base for

operating expenses at the Zoo and tax levies for bonded debt.

Metro has no service agreements with local governments that would be relative to district annexation in general or to this particular site.

**SECTION IV: ANALYSIS/INFORMATION**

1. **Known Opposition** - There is no known opposition to this annexation. No one has contacted staff on this matter despite extensive notification which included posting and publishing of notices and notices to surrounding property owners. There was no opposition to the UGB change.
2. **Legal Antecedents** - This annexation is a follow-up to the tentative UGB change passed by the Council as Resolution 02-3153. The annexation is being processed under provisions of ORS 198 and Metro Code 3.09.
3. **Anticipated Effects** - No significant effect is anticipated. The uses allowed on this site are already in place.
4. **Budget Impacts** - None

**SECTION V: SUMMARY AND RECOMMENDATION**

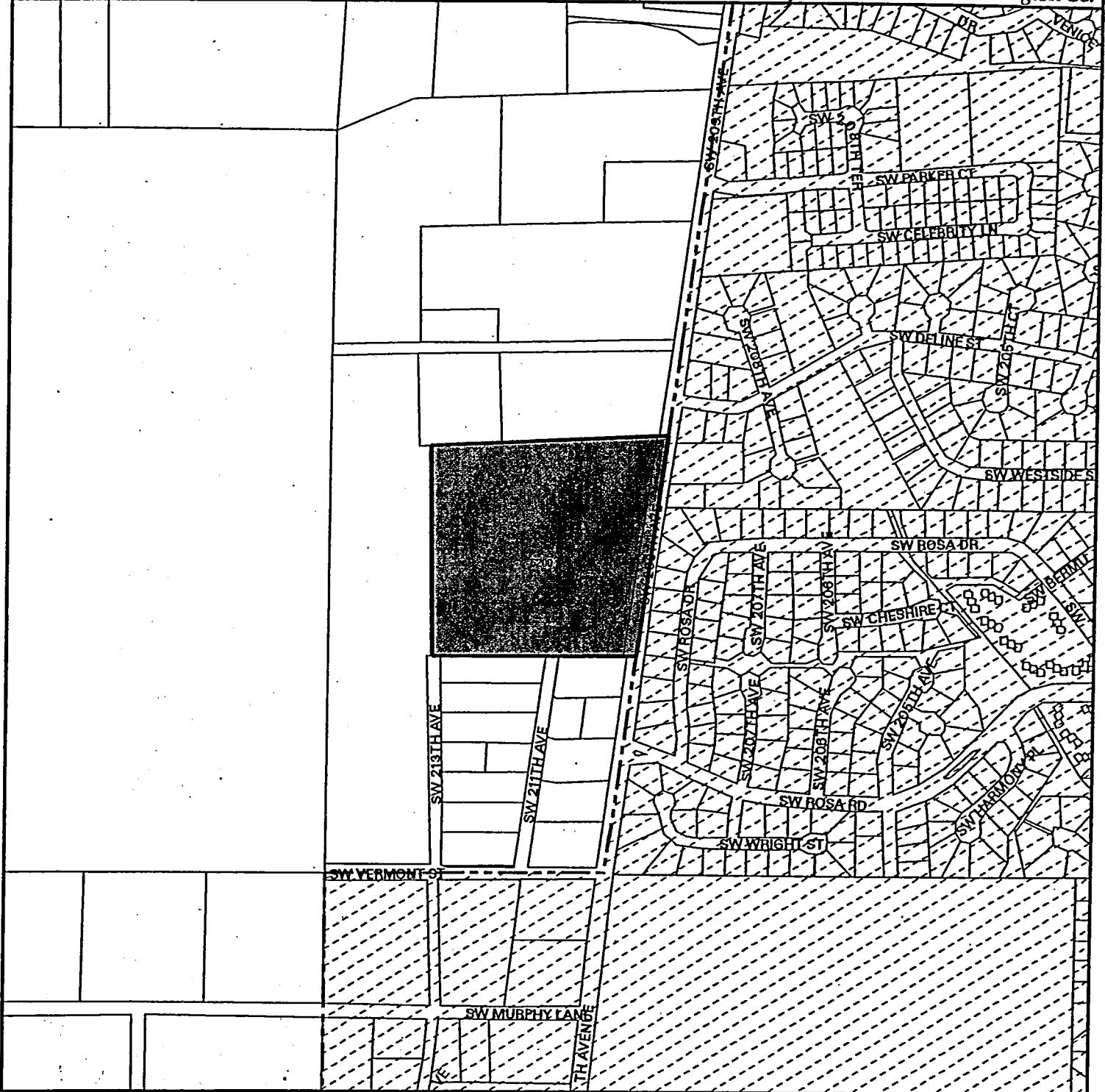
This petition seeks to annex approximately 13.3 acres of land into the Metro Jurisdictional boundary in order to allow expansion of the UGB. This expansion will legitimize the urban use of the land which includes a church and school. Based on the study above and the proposed Findings and Reasons For Decision found in Exhibit A, the staff recommends that Proposed Annexation No. AN-0102 be *approved*. This approval should be implemented by adoption of Ordinance No. 02-941 (attached).

# Proposal No. MU0102

1S2W14DC

Annexation to the Metro Jurisdictional Boundary

Washington Co.






R L I S  
 REGIONAL LAND INFORMATION SYSTEM



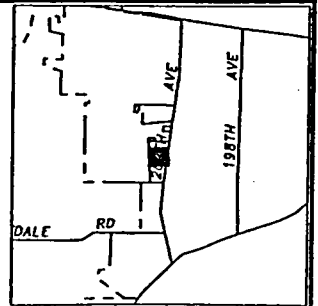
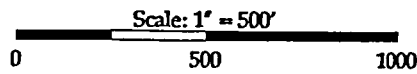
600 NE Grand Ave.  
 Portland, OR 97232-2736  
 Voice 503 797-1742  
 FAX 503 797-1909  
 Email drc@metro-region.org

**METRO**

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-  Metro boundary
-  Annexation boundary
-  Area to be annexed

Proposal No. MU0102  
 METRO JURISDICTIONAL BOUNDARY  
 Figure 1

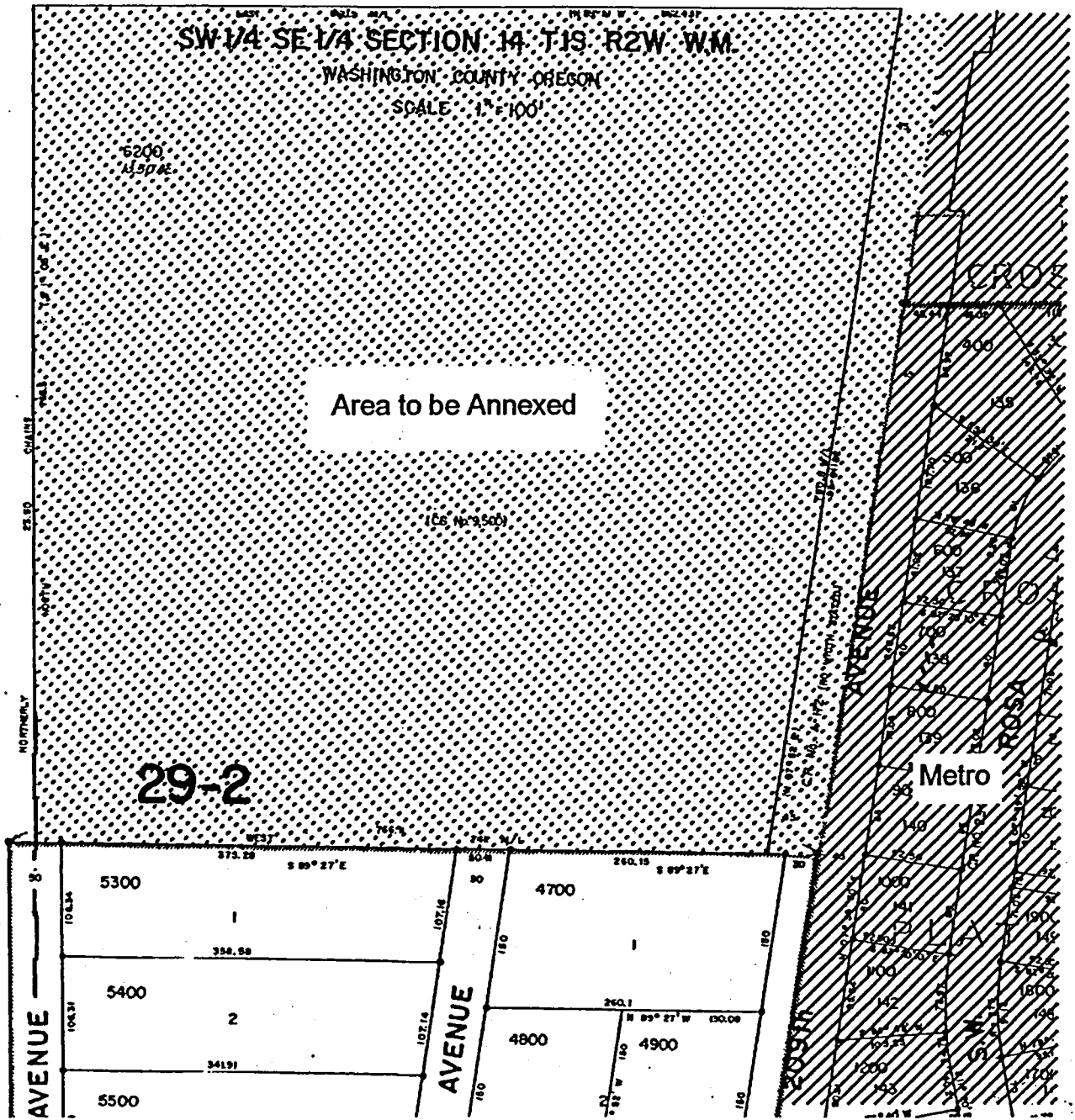


# Proposal No. MU0102



600 NE Grand Ave.  
Portland, OR 97232-2736  
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Annexation to the Metro Jurisdictional Boundary  
Washington Co.  
Map 1S2W14DC



PROPOSAL NO. MU0102  
METRO JURISDICTIONAL BOUNDARY  
Figure 2

## FINDINGS

Based on the study and the public hearing, the Council found:

1. The territory to be annexed contains 13.3 acres, a church and a church school serving about 200 students.
2. The annexation is being sought so that the Urban Growth Boundary locational adjustment can be finalized. The UGB change was sought to legitimize the urban nature of the educational use of the site. In their application for the UGB change the petitioners stated:

Petitioner for this locational adjustment wants the land to be included in the UGB so there will be no question regarding the continued operation of the educational portion of its ministry. Washington County has determined the percentage of students attending petitioner's school who reside in urban areas is not permitted under the present zoning, and thus denied permission to operate and ordered the school closed.

3. Oregon Revised Statute 198.852 directs the Council to consider the local comprehensive plan for the area and any service agreement executed between a local government and the affected district.

A second set of criteria can be found in Chapter 3.09 of the Metro Code. That Code states that a final decision shall be based on substantial evidence in the record of the hearing and that the written decision must include findings of fact and conclusions from those findings. The findings and conclusions shall address seven minimum criteria:

1. Consistency with directly applicable provisions in ORS 195 agreements or ORS 195 annexation plans [ORS 195 agreements are agreements between various service providers about who will provide which services where. The agreements are mandated by ORS 195 but none are currently in place. Annexation plans are timelines for annexation which can only be done after all required 195 agreements are in place and which must have been voted on by the District residents and the residents of the area to be annexed.]
2. Consistency with directly applicable provisions of *urban planning area agreements* between the annexing entity and a necessary party. [A necessary party is governmental entity which is providing or might provide an urban service to the area to be annexed.]
3. Consistency with directly applicable standards for boundary changes contained in Comprehensive land use plans and public facility plans.
4. Consistency with directly applicable standards for boundary changes contained in the Regional framework or any functional plans.
5. Whether the proposed boundary change will promote or not interfere with the timely, orderly and economic provision of public facilities and services.
6. If the boundary change is to Metro, determination by Metro Council that territory should be inside the UGB shall be the primary criteria.

7. Consistency with other applicable criteria for the boundary change in question under state and local law.

The Metro Code also contains a second set of 10 factors which are to be considered where no ORS 195 agreements have been adopted and the boundary change is being contested by a necessary party. This boundary change is not being contested by a necessary party so these additional criteria need not be addressed.

4. The site is basically flat. It contains a 38,000 square foot church and related educational facility with associated parking. The territory to be annexed also contains a soccer field and two softball fields. To the west of the site lies vacant EFU land. To the north and south is rural residential land containing single family dwellings on large lots. To the east are residential subdivisions inside the UGB.
5. This territory abuts the Metro jurisdictional boundary and the regional Urban Growth Boundary (UGB) on the east along SW 209<sup>th</sup> Avenue.

The law that dictates that Metro adopt criteria for boundary changes requires those criteria to include "... compliance with adopted regional urban growth goals and objectives, functional plans ... and the regional framework plan of the district [Metro]." The Framework Plan (which includes the regional urban growth goals and objectives and the 2040 Growth Concept) has been examined and found not to contain any directly applicable standards and criteria for boundary changes.

There are two adopted regional functional plans, the Urban Growth Management Plan and the Regional Transportation Plan. These were examined and found not to contain any directly applicable standards and criteria for boundary changes.

6. The Metro Council recently considered a proposal to add this property to the regional Urban Growth Boundary. On February 7, 2002 the Council expressed its intent to adopt an ordinance amending the Urban Growth Boundary to include this territory. The Council Resolution (No. 02-3153) states this ordinance will be adopted within 30 days of receiving notification that the property has been annexed to Metro.
7. The Washington County Comprehensive Plan was searched for criteria relative to annexations. No directly applicable criteria were found.

This territory is zoned AF-10, Agriculture and Forestry. The AF-10 designation is intended to retain the area's rural character and conserve natural resources while providing for rural residential uses. This designation normally requires a minimum lot size of 10 acres. The Planning designations are the same as the zoning designations on the Washington County Comprehensive Plan. Churches are permitted in AF-10 areas.

In its County 2000 program Washington County has adopted a policy favoring a service delivery system which distinguishes between municipal and countywide services. The reason for the policy

is to achieve tax fairness and expenditure equity in the provision of public services. The County policy favors municipal services being provided by cities or special districts.

8. The territory is not within any city's Urban Planning Area since it has been outside the regional Urban Growth Boundary. No urban planning area agreements cover this territory. The City of Beaverton's Urban Planning Area Boundary lies along SW 209<sup>th</sup> Avenue. Notice of this annexation was sent to the City.
9. ORS 195 requires agreements between providers of urban services. Urban services are defined as: sanitary sewers, water, fire protection, parks, open space, recreation and streets, roads and mass transit. These agreements are to specify which governmental entity will provide which service to which area in the long term. The counties are responsible for facilitating the creation of these agreements. The statute was enacted in 1993 but there are no urban service agreements in place in this general area to date. In fact the requirement for urban service agreements only applies to areas within urban growth boundaries. Thus no ORS 195 agreements were required relative to the territory since it has been outside the regional UGB.

ORS 195 also provides for a new method of annexation based on an annexation plan which has been voted on by the residents of a governmental entity and the residents of the area the entity intends to annex. No such plans cover this area.

10. Some urban services are currently extended to this site despite the fact that it is not within an urban growth boundary. The County granted approval for extension of public sewer service to the site from the Clean Water Services county service district. The Boundary Commission approved extension of water service to the site from the Tualatin Valley Water District.

Annexation to Metro in and of itself will not make additional urban services available because the services which Metro offers are not what would generally be described as *urban services*.

11. This territory lies within Tualatin Valley Fire & Rescue. This is a large rural fire protection district serving both urban and rural areas in Washington, Multnomah and Clackamas counties. The nearest District station is at SW 209<sup>th</sup> & Blanton about a mile north of the territory to be annexed.

The site is within the Hillsboro School District and the Portland Community College District. The jurisdictional boundaries of Tri-Met and the Portland of Portland also cover the territory.

Other services are provided generally at a rural level by Washington County. This includes police protection, the Courts, tax collection, etc.

12. Metro provides a number of services on the regional level. Primary among these is regional land use planning and maintenance of the regional Urban Growth Boundary. Metro has provided this service to this site through the process of reviewing and tentatively approving the inclusion of this area in the UGB.

Metro provides some direct park service at what are basically regional park facilities and has an extensive green spaces acquisition program funded by the region's voters. Metro is responsible for solid waste disposal including the regional transfer stations and contracting for the ultimate disposal at Arlington. The District runs the Oregon Zoo and other regional facilities such as the Convention Center and the Performing Arts Center. These are all basically regional services provided for the benefit of and paid for by the residents within the region. These facilities are funded through service charges, excise taxes and other revenues including a small tax base for operating expenses at the Zoo and tax levies for bonded debt.

Metro has no service agreements with local governments that would be relative to district annexation in general or to this particular site.

13. There is no known opposition to this annexation. No one has contacted staff on this matter despite extensive notification which included posting and publishing of notices and notices to surrounding property owners. There was no opposition to the UGB change.

### CONCLUSIONS AND REASONS FOR DECISION

Based on the Findings, the Council concluded:

1. Oregon Revised Statutes 198 requires the Council to consider the local comprehensive plan when deciding a boundary change. The Metro Code at 3.09.050 (d) (3) calls for consistency between the Council decision and any "specific directly applicable standards or criteria for boundary changes contained in comprehensive plans, public facilities plans . . ." The Council has reviewed the applicable comprehensive plan which is the Washington County Comprehensive Plan and finds that it contains no directly applicable criteria for making district boundary change decisions.
2. Oregon Revised Statutes 198 also requires consideration of "any service agreement executed between a local government and the affected district." As noted in Finding No. 12 Metro has no relevant service agreements.
3. Metro Code 3.09.050 (d) (1) requires the Council to address the consistency between its decision and any urban service agreement or annexation plan under ORS 195. There are no ORS 195 agreements or annexation plans in place in this area (see Finding No. 9). Therefore the Council concludes that its decision is not inconsistent with any such agreements or plans.
4. The Metro Code calls for consideration of any directly applicable standards or criteria to be found in urban planning area agreements. There are no urban planning area agreements covering the area to be annexed.
5. The Metro Code at 3.09.050 (d) (4) calls for consistency between the Council decision and any



"specific directly applicable standards or criteria for boundary changes contained in . . . regional framework and functional plans . . ." As noted in Finding No. 5 there are no directly applicable criteria in Metro's regional framework plan or in the two adopted functional plans, the Urban Growth Management Functional Plan and the Regional Transportation Plan.

6. Metro Code 3.09.050 (e) (5) states that another criteria to be addressed is "Whether the proposed change will promote or not interfere with the timely, orderly and economic provisions of public facilities and services." The Council finds that the provision of public facilities and services to this area has already been addressed. As noted in Findings 10 & 11 all necessary urban services have already been made available to the site. Therefore the Council finds that this annexation does not interfere with the timely, orderly and economic provision of public facilities and services.
7. Metro Code 3.09.050 (d) (6) states that if a proposed boundary change is for annexation to Metro, a determination by the Council that the property should be within the UGB shall be the primary criteria for approval. The Council has made such a determination as noted in Finding No. 6. Therefore the Council finds that the primary reason for approving this proposal is the determination that the property should be within the UGB.
8. The final criteria to be considered under the Metro Code 3.09.050 (d) (7) is consistency with other applicable criteria under state and local law. The applicable criteria under state law were covered in Reasons No. 1 & 2 above. No other local laws applying to this annexation were found to exist.

Agenda Item Number 9.1

**Ordinance No. 02-940, For the Purpose of Adopting the Annual Budget for Fiscal Year 2002-03, Making Appropriations, and Levying Ad Valorem Taxes, and Declaring an Emergency.**

***Public Hearing - No Final Action***

Metro Council Meeting  
Thursday, April 11, 2002  
Pacific University, McGill Auditorium

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ADOPTING THE )  
ANNUAL BUDGET FOR FISCAL YEAR 2002- )  
03, MAKING APPROPRIATIONS, AND )  
LEVYING AD VALOREM TAXES, AND )  
DECLARING AN EMERGENCY )

ORDINANCE NO. 02-940

Introduced by  
Mike Burton, Executive Officer

WHEREAS, the Multnomah County Tax Supervising and Conservation Commission held its public hearing on the annual Metro budget for the fiscal year beginning July 1, 2002, and ending June 30, 2003; and

WHEREAS, recommendations from the Multnomah County Tax Supervising and Conservation Commission have been received by Metro (attached as Exhibit A and made a part of the Ordinance) and considered; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. The "Fiscal Year 2002-03 Metro Budget," in the total amount THREE HUNDRED TWENTY-SEVEN MILLION THREE HUNDRED FOURTY-TWO THOUSAND FOUR HUNDRED (\$327,342,400) DOLLARS, attached hereto as Exhibit B, and the Schedule of Appropriations, attached hereto as Exhibit C, are hereby adopted.

2. The Metro Council does hereby levy ad valorem taxes, as provided in the budget adopted by Section 1 of this Ordinance, at the rate of \$0.0966 per thousand dollars of assessed value for Zoo operations and in the amount of SIXTEEN MILLION SEVEN HUNDRED NINETY SEVEN THOUSAND THREE HUNDRED EIGHT FIVE (\$16,797,385) DOLLARS for general obligation bond debt, said taxes to be levied upon taxable properties within the Metro District for the fiscal year 2002-03. The following allocation and categorization subject to the limits of Section 11b, Article XI of the Oregon Constitution constitute the above aggregate levy.

SUMMARY OF AD VALOREM TAX LEVY

	Subject to the General Government <u>Limitation</u>	Excluded from <u>the Limitation</u>
Zoo Tax Rate Levy	\$0.0966/\$1,000	
General Obligation Bond Levy		\$16,797,385

3. The Smith & Bybee Lakes Trust Fund is hereby renamed the Smith & Bybee Lakes Fund. The purpose of the fund remains the same.

4. The Regional Parks Trust Fund is hereby renamed the Regional Parks Special Accounts Fund. The purpose of the fund remains the same.

5. In accordance with Section 2.02.125 of the Metro Code, the Metro Council hereby authorizes positions and expenditures in accordance with the Annual Budget adopted by Section 1 of this Ordinance, and hereby appropriates funds for the fiscal year beginning July 1, 2001, from the funds and for the purposes listed in the Schedule of Appropriations, Exhibit C.

6. The Executive Officer shall make the filings as required by ORS 294.555 and ORS 310.060, or as requested by the Assessor's Office of Clackamas, Multnomah, and Washington Counties.

7. This Ordinance being necessary for the health, safety, or welfare of the Metro area, for the reason that the new fiscal year begins July 1, 2002, and Oregon Budget Law requires the adoption of a budget prior to the beginning of the fiscal year, an emergency is declared to exist and the Ordinance takes effect upon passage.

ADOPTED by the Metro Council on this \_\_\_\_\_ day of June, 2002.

\_\_\_\_\_  
Carl Hosticka, Presiding Officer

ATTEST:

Approved as to Form:

\_\_\_\_\_  
Recording Secretary

\_\_\_\_\_  
Daniel B. Cooper, General Counsel

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## STAFF REPORT

### CONSIDERATION OF ORDINANCE NO. 02-940 ADOPTING THE ANNUAL BUDGET FOR FISCAL YEAR 2002-03, MAKING APPROPRIATIONS AND LEVYING AD VALOREM TAXES, AND DECLARING AN EMERGENCY

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Date: February 11, 2002

Presented by: Mike Burton  
Executive Officer

## BACKGROUND

I am forwarding to the Council for consideration and approval my proposed budget for Fiscal Year 2002-03.

Council action, through Ordinance No. 02-940 is the final step in the process for the adoption of Metro's operating financial plan for the forthcoming fiscal year. Final action by the Council to adopt this plan must be completed by June 30, 2002.

Once the budget plan for Fiscal Year 2002-03 is adopted by the Council, the number of funds and their total dollar amount and the maximum tax levy cannot be amended without review and certification by the Tax Supervising and Conservation Commission. Adjustments, if any, by the Council to increase the level of expenditures in a fund are limited to no more than 10 percent of the total value of any fund's appropriations in the period between Council approval and adoption.

Exhibits B and C of the Ordinance will be available at the public hearing on March 7, 2002.

## ANALYSIS/INFORMATION

1. **Known Opposition** – Council hearings will be held on the Proposed Budget during the months of March and April 2002. Several opportunities for public comments will be provided. Opposition to any portion of the budget will be identified during that time.
2. **Legal Antecedents** – The preparation, review and adoption of Metro's annual budget is subject to the requirements of Oregon Budget Law, ORS Chapter 294. Oregon Revised Statutes 294.635 requires that Metro prepare and submit its approved budget to the Tax Supervising and Conservation Commission by May 15, 2002. The Commission will conduct a hearing during June 2002 for the purpose of receiving information from the public regarding the Council's approved budget. Following the hearing, the Commission will certify the budget to the Council for adoption and may provide recommendations to the Council regarding any aspect of the budget.
3. **Anticipated Effects** – Adoption of this ordinance will put into effect the annual FY 2002-03 budget, effective July 1, 2002.
4. **Budget Impacts** – The total amount of the proposed FY 2002-03 annual budget is \$327,342,400.

## EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance No. 02-940.

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**Agenda Item Number 10.1**

**Resolution No. 02-3170, For the Purpose of Approving the Year 13 Partnership Plan for Waste Reduction (Fiscal Year 2002-03)**

**Metro Council Meeting  
Thursday, April 11, 2002  
Pacific University, McGill Auditorium**

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF APPROVING ) RESOLUTION NO. 02-3170  
THE YEAR 13 PARTNERSHIP PLAN )  
FOR WASTE REDUCTION ) Introduced by:  
(FISCAL YEAR 2002-03) ) Mike Burton, Executive Officer

WHEREAS, the Partnership Plan for Waste Reduction has been a significant part of the Region's waste reduction and recycling programs for the past twelve years in order to attain state mandated regional recovery goals (OAR 340-90-050); and,

WHEREAS, the Partnership Plan serves as an implementation tool for the Regional Solid Waste Management Plan; and,

WHEREAS, the Partnership Plan continues to be one of the primary mechanisms for Metro and local governments to establish and improve recycling and waste reduction efforts throughout the Region; and,

WHEREAS, the means of implementing these waste reduction tasks is through the Partnership Plan, which is adopted by Metro and local governments and defines the work to be completed in the region; and,

WHEREAS, the Plan for the 2002-03 fiscal year is the third year of a significantly revised three-year plan in response to lower-than-anticipated recovery rates in the region, to Council concerns about the focus of joint waste reduction efforts and to local government desires for simplified reporting requirements; and,

WHEREAS, a cooperative process for formulating the Year 13 Partnership Plan was used by Metro and local governments and ensures a coordinated regional effort to reduce waste; and,

WHEREAS, the Year 13 Partnership Plan has been through a public comment period; and,

WHEREAS, the Year 13 Partnership Plan is consistent with and meets the intent of the goals and objectives in the Regional Solid Waste Management Plan; and,

WHEREAS, the Partnership Plan funding distribution to local governments for the maintenance section programs is a revenue-sharing program that is tied to adherence to the plan and satisfactory completion of work plan elements; and,

WHEREAS, the Partnership Plan grants are funded in the 2002-03 budget; and,

WHEREAS, the Year 13 Partnership Plan has been reviewed by the Solid Waste Advisory Committee and recommended for Metro Council approval; and,

WHEREAS, the resolution was submitted to the Executive Officer for consideration and was forwarded to the Council for approval; now therefore,

**BE IT RESOLVED**, that the Metro Council approves the Year 13 Partnership Plan for Waste Reduction (attached hereto as Exhibit "A") and supports increased efforts to reduce waste in the Metro Region.

**ADOPTED** by the Metro Council this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

\_\_\_\_\_  
Carl Hosticka, Presiding Officer

**Approved as to Form:**

\_\_\_\_\_  
Daniel B. Cooper, General Counsel



**DRAFT #2**  
**Year 13 (FY 2002-03)**

**Metro and Local Government Partnership Plan**  
**for Waste Reduction**

February 6, 2002

**A. Background:**

Since 1990, Metro and its local government partners have developed cooperative plans to implement the region's waste reduction and recycling programs.

These plans, implemented by both Metro and local governments, are designed to:

- build on the foundation of the Regional Solid Waste Management Plan,
- contribute to accomplishing state and regional waste reduction goals,
- provide regional continuity among the various local government and Metro programs.

Through this and other programs, Metro and local governments have worked together to provide programs and services including:

- single and multi-family residential recycling services,
- curbside yard debris collection,
- home composting education,
- waste reduction consultations to businesses,
- in-school programs for students and teachers,
- hazardous waste public outreach and education, and many other valuable programs and services.

Despite demonstrated successes in the residential sector, findings from the State of the Regional Solid Waste Management Plan Report indicated a need to place more emphasis and resources on three critical areas: Commercial waste reduction and recycling; construction and demolition debris management; and recovery of organic wastes. Substantial changes were made to the Annual Plan during 1999-2000, with the Year 11 (2000-01) Plan as the inaugural year for the new format. Year 13 begins the third year of this new structure, a focused approach to the three critical areas (commercial, organics and C&D) and continued support and maintenance of existing regional programs.

In rethinking the manner in which programs are planned and implemented, Metro, DEQ and local government partners chose to take a true team-oriented approach to developing new programs and initiatives. Intergovernmental work groups were formed to plan the new strategies and will implement and measure these new strategies as a team—a truly regional effort. Local jurisdictions and Metro will also continue to maintain and report on independent activities.

This plan brings together three integral pieces of the region's waste reduction and recycling system: New and focused efforts to recover more from the commercial, construction/demolition debris (C&D) and organics sectors; continuation of competitive grants for innovative waste reduction programs; and the maintenance of programs that form the foundation of the region's recycling infrastructure.

## **B. Plan Structure and Format:**

The Year 13 Partnership Plan is divided into the following three program areas:

- Part I: New Initiatives in Commercial, C&D, and Organics
- Part II: Targeted Competitive Grant Program
- Part III: Maintenance Programs

**Part I** is composed of initiatives in the three focus areas: Commercial, C&D, and commercial organics. These initiatives, now in their third year of implementation, form the core of the work and activities to be implemented in the region. Each of the three programs was identified as lagging in recovery levels necessitating intensive, focused planning and implementation efforts over the next few years.

**Part II** provides competitive grant funds and a structure to target RSWMP practices that are not otherwise addressed in other program plans and for which other sources of funding are not available. This portion of the program also seeks to support creative methods for addressing solid waste issues. Each year, an area or areas of focus will be developed based upon targeted needs or regional priorities.

**Part III** tracks the backbone of established programs in the region that must be continually maintained by local government and Metro services. These programs form the foundation of the region's waste reduction and recycling system and include single and multi-family residential recycling services, regular outreach and education to all residents and businesses, school education programs, household hazardous waste education and outreach, home composting programs, and regional planning support.

## **C. Annual Work Plan Development and Approval Process Schedule:**

The public input process and program plan development schedule are incorporated into the Year 13 Annual Plan as "Appendix A".

## **D. Link to the Regional Solid Waste Management Plan Recommended Practices:**

The Regional Solid Waste Management Plan (RSWMP) presents a set of recommended solid waste management practices designed to meet the overall goal of the RSWMP: Continue to develop and implement a Solid Waste Management Plan that achieves a regionally balanced, environmentally sound and publicly acceptable solid waste system.

The RSWMP recommended practices embody six broad, integrated strategies:

1. Invest in waste reduction before building additional transfer and disposal capacity.
2. Expand the opportunity to recycle.
3. Emphasize the waste reduction hierarchy.
4. Maintain flexibility and encourage innovation.
5. Set interim target dates, define roles and responsibilities, and focus on implementation issues.
6. Advance cost-effective practices for managing the region's waste.

The RSWMP-recommended practices were developed for particular areas of the solid waste system: Residential waste reduction, business waste reduction, building industries waste reduction, solid waste facilities regulation and siting, and transfer and disposal facilities.

Specific activities in this annual partnership plan will be tied to the recommended practices through the annual State of the Regional Solid Waste Management Plan Report published by Metro at the end of each calendar year. The Year 13 Partnership Plan addresses all areas of the RSWMP recommended practices through maintenance of established programs, a new emphasis on commercial waste reduction and recycling, construction & demolition debris recovery, and commercial organic waste reduction and recovery.

### **E. Measurement and Evaluation:**

Each of the three sections in this partnership plan for waste reduction has an independent progress measurement and reporting scenario tied to the specific tasks involved. At the end of the fiscal year, progress reports for each section will be produced independently. These reports, combined with other important measures such as the State of the Regional Solid Waste Management Plan Report and the Annual DEQ Recycling and Recovery Report will be combined and used to assess regional waste reduction and recycling progress.

#### **Long-term goal:**

- To reduce the amount of materials generated and disposed in the Metro watershed.

#### **Secondary goals:**

- To develop and implement new, focused Metro and local government waste prevention and recycling programs aimed at the largest waste substreams (Waste Reduction Initiatives).
- To target special waste prevention and recycling areas for increased attention (targeted competitive grants).
- To maintain and increase existing Metro and local government waste prevention and recycling programs (foundation support grants).

#### **Measurement (effectiveness):**

- Increased regional recovery in total and by RSWMP recommended practice (total tons and per capita tons recovered and disposed).
  - How measured: DEQ recovery and disposal data; DEQ waste composition study (bi-annual); State-of-the-Plan Report.
  - Frequency of reporting: Annual.
  - Metro resources required: Waste Reduction staff, 400 hours; \$85,000 to \$100,000 (bi-annual DEQ waste composition study).

## **WASTE REDUCTION INITIATIVES**

### **Organics**

#### **Objectives:**

- Reduce the generation of organic wastes through waste prevention.
- Recover an additional 52,000 tons of organic waste over 1995 baseline recovery, by 2005.

#### **How?**

- By increasing donation of edible food to established food rescue organizations.
- By developing processing infrastructure for commercially generated food waste (with local governments and private processors).

#### Measurement (accountability):

- The Commercial Organics Work Group will complete 90 percent of its annual work plan activities.

#### Measurement (effectiveness):

- Increased capacity for donation of edible food and increased donation.
  - How measured: Food rescue organizations will report the additional capacity (by volume) and additional donation (by weight).
  - Frequency of reporting: Annual.
- Increased organics processing infrastructure.
  - How measured: Number of facilities in region able to accept vegetative food waste; number of facilities in region able to accept all food waste; tons by facility (capacity and throughput).
  - Frequency of reporting: Annual.

### **Construction & demolition debris**

#### Objectives:

- Reduce the generation of C&D wastes through waste prevention.
- Recover an additional 130,000 tons of C&D materials over 1995 baseline recovery, by 2005.

#### How?

- By increasing salvage and deconstruction of usable building materials.
- By increasing source-separated recycling and post-collection recovery of C&D materials.

#### Measurement (accountability):

- The Construction & Demolition Work Group will complete 90 percent of its annual work plan activities.

#### Measurement (effectiveness):

- Increased salvage and deconstruction of C&D materials.
  - How measured: Increase in quantity of salvage and deconstructed building materials; increase in contractor use of used building materials infrastructure.
  - Frequency of reporting: Annual.
- Increased recovery of source-separated and mixed C&D materials.
  - How measured: DEQ recovery and disposal data (source-separated); Metro facility reports (source-separated and mixed); DEQ waste composition study (bi-annual); State-of-the-Plan Report; survey of contractors.
  - Frequency of reporting: Annual.

### **Commercial**

#### Objectives:

- Reduce the generation of commercial wastes through waste prevention.
- Recover an additional 168,000 tons of commercial materials over 1995 baseline recovery, by 2005.

#### How?

- By increasing business waste prevention practices and diversion.
- By increasing the opportunity to recover commercial materials.

#### Measurement (accountability):

- The Commercial Work Group will complete 90 percent of its annual work plan activities.

#### Measurement (effectiveness):

- Increased waste prevention activities in businesses.
  - How measured: Each targeted project will be evaluated (potential diversion, participation).
  - Frequency of reporting: At the conclusion of a project.
- Increased technical assistance to businesses for waste prevention, recovery and buy recycled:
  - How measured: By jurisdiction, collection of baseline data through on-site visits, follow-up and progress visits; reports; third-party, in-field evaluations.
  - Frequency of reporting: Annual; interim report in November 2001.
- Increased recovery of commercially generated materials.
  - How measured: DEQ recovery and disposal data; DEQ waste composition study (bi-annual); State-of-the-Plan Report.
  - Frequency of reporting: Annual.

### TARGETED COMPETITIVE GRANTS

#### Objective:

- Target RSWMP recommended practices and Waste Reduction Initiative efforts not addressed in other program areas.

#### Measurement (accountability):

- Grant recipients will identify and undertake a specific recycling or waste prevention project.
  - How measured: Reports (progress and final) by grant recipient, that describe the planned and actual activities for each grant; annual report by Waste Reduction staff summarizing goals, objectives, activities, measurement and results for all grants.
  - Frequency of reporting: Progress (90-day) and annual reports by grant recipient; annual summary report of all grants.

#### Measurement (effectiveness)

- Each grant application and resulting scope of work will identify goals, objectives, activities, measurement and anticipated results.
  - How measured: Reports (progress and final) by grant recipient, based on the goals, objectives, activities, measurement and results for each grant; annual report by Metro Waste Reduction staff summarizing goals, objectives, activities, measurement and results for all grants.
  - Frequency of reporting: Progress (90-day) and annual reports by grant recipient; annual summary report of all grants.

## **FOUNDATION SUPPORT GRANTS**

### **Objectives:**

- To maintain and increase recovery through existing local government waste reduction and recycling programs.
- To provide an incentive for local governments to participate in regional waste reduction planning activities (Solid Waste Advisory Committee, Local Government Recycling Coordinator group, Organics Waste Reduction Initiative Work Group, Commercial Waste Reduction Initiative Group, Construction & Demolition Work Group).
- To continue to ensure the region is meeting (and exceeding) required state program elements for waste reduction and recycling programs.

### **Measurement (accountability):**

- Local governments will identify and undertake a specific curbside recycling outreach activity for an existing local government program.
- Local government representatives will participate in at least one regional waste reduction planning group (larger jurisdictions will tend to participate in more than one group).
- Local governments will provide jurisdictional solid waste and recycling budget information.
  - How measured: Local government reports.
  - Frequency of reporting: Annual.

### **Measurement (effectiveness)**

- Maintained or increased curbside recovery (total tons and per capita tons recovered and disposed).
  - How measured: DEQ recovery and disposal data; DEQ waste composition study (bi-annual); State-of-the-Plan Report.
  - Frequency of reporting: Annual.
  - Metro resources required: Included in overall program measurement costs, above.

## Part I: New Initiatives in Commercial, C&D and Organics

### **Background:**

The recent State of the Plan Report for the Regional Solid Waste Management Plan, which evaluated the region's progress toward its waste reduction goals, indicated a need for new initiatives in three solid waste program areas.

In June of 1999, a group of Metro and local government solid waste managers convened to address the issue of the need for new efforts in certain targeted sectors. As a result, three work teams comprised of Metro, local government and DEQ staff were formed to develop new strategies and initiatives in the commercial, construction & demolition debris, and commercial organics sectors. The teams' objectives included:

- Development of a new approach to the waste reduction planning process that results in unified, measurable, accountable and targeted work plans.
- Increase regional recovery by concentrating on the lagging sectors of commercial, organics, and construction and demolition (while continuing to support existing strong recovery from the residential sector.)
- Identify areas within these lagging sectors on which to focus cooperative waste reduction activities.
- Identify emerging issues in waste reduction planning that may need special attention; e.g., co-collection.
- Integrate the results of new initiatives into the State of the Regional Solid Waste Management Plan Report, DEQ Waste Composition Study and other recycling and solid waste data and studies.
- Determine the resources required for these new initiatives and measurement/ reporting activities.
- Regular evaluation of the focus areas to ensure they remain relevant.

### **Fiscal Year 2002-03 Program Overview:**

#### Commercial:

In order to reach regional recovery goals, the region needs to have recovered an additional 168,000 tons of commercial recyclables. To meet this goal, about half of the available recyclable paper (including OCC), containers and scrap metal remaining in commercial waste would need to be captured. During Year 13, the Commercial Recovery Work Group will focus its efforts in two major areas:

- 1) Implementation of the commercial technical assistance program (CTAP), which provides on-site visits and evaluations to businesses, and development of supporting resources and tools for this program; and
- 2) Investigation of a generator-based recycling requirement or equivalent recommendation which may include a multi-stakeholder process.

Action on other commercial recovery work group initiatives identified in previous work plans, such as targeted waste prevention projects or commercial outreach efforts, was put on hold when funding for them was eliminated during the budget process.

### Construction & Demolition Debris:

According to the revised RSWMP recovery rates, the region must recover 130,000 tons of C&D debris in order to meet its established goals. The Construction and Demolition Debris Recovery plan is composed of three tracks, designed to increase recycling and recovery in all sectors of the construction industry while adhering to the solid waste hierarchy of reduce, reuse, recycle, recover, landfill. For fiscal year 2002-03 the C&D task force will focus efforts on the following tasks:

1) C&D salvage & recycling outreach:

The C&D task force is continuing to implement the three year education and outreach plan created by a consultant in 2001. The task force will hire a consultant to carry out most of the outreach plan. The Scope of work includes: building and maintaining partnerships with building industry associations, creating both sponsored and earned media campaigns, updating publications and creating other outreach tools.

2) Evaluate C&D education efforts:

The task force will hire a market research/survey contractor to evaluate the effectiveness of the various components of the FY 02-03 education/outreach plan. Phone and intercept surveys will be the primary tool.

3) Research & pilot programs for C&D processing and disposal requirements & incentives:

The disposal ban and processing requirement concepts are intended to be a consequence that is implemented only when other optional or incentive programs fail to create the needed recovery. The task force will begin by investigating and piloting incentive approaches to increasing the effectiveness and quantity of recovery at dry waste landfills and other MRFs performing post collection recovery on C&D debris, which may include a multi-stakeholder process.

4) Printing, stuffing & mailing construction site recycling guide:

This is the primary tool for communicating with field contractors, smaller builders and sub-contractors. Publication has a proven track record that is supported by numerous surveys and focus groups with the industry. The Toolkit also is one of the publications that we use to reach project managers, architects, developers and property owners.

### Commercial Organics:

According to the revised RSWMP recovery rates, the region must recover 52,000 tons of organic waste in order to meet its established goals. This plan is designed to guide the region in the direction of increased recovery while adhering to the solid waste hierarchy of reduce, reuse, recycle, recover, compost, landfill.

This plan takes a two-track approach to organic waste management. The first track emphasizes waste prevention, donation and diversion. This is considered to be a least-cost approach, since preventing the generation of the material in the first place removes the need to manage it as a waste product. Donation is the highest end-use of food that is produced, and diversion to animal feed is the next step down in the hierarchy. Each of these approaches can be implemented in a relatively rapid fashion in that an existing infrastructure is present in the region, and outreach materials may be produced with short turnaround. While the food donation infrastructure does exist, some assistance and support will be necessary to enhance capacity to accommodate new and increasing flow of material.

The second track focuses on developing a processing system to accommodate organic waste that cannot be diverted to higher-end uses. Every effort will be made to utilize existing infrastructure and tailor generator and collection programs to fit within existing operations and regulatory systems.



Fiscal Year 2002-03 will be an assessment year for the organics initiative. A contractor will be hired to review the successes and failures of first three years of the program and provide recommendations for the development of the next three year plan. The assessment will be completed in the winter of 2002 and the next three year plan will be developed in the Spring of 2003 in preparation for implementation in 2003-04. Along with assessment, education and outreach will continue to be developed and distributed. The grants for the development and enhancement of the food donation infrastructure will continue at the current level of funding and support and will be guided by amendments developed through an in-house assessment of the food donation grant and outreach program to be completed in Spring of 2002.

**Program Administration and Reporting:**

Because these new initiatives require the work and the support of all regional partners, the day-to-day administration of the various tasks in the Commercial, C&D and Organics programs will be managed by the respective regional intergovernmental work teams that developed these plans. Individual team members will be assigned oversight of particular pieces of the plans, and will be responsible for reporting back to the team when they meet on an ad-hoc basis. Each work team will give a regular update at the monthly Local Government Recycling Coordinators Meeting and will solicit feedback from the group as well as inform the group of progress being made. Data collection, measurement and year-end progress reports will be the responsibility of the work teams. As part of the overall Year 13 Program Plan, each work team will be responsible for production of a year-end report on the progress made in the region.

**2002-03 Budgeted Funds:**

Commercial initiatives:	\$498,000
Construction & Demolition Débris Initiatives:	\$305,000
<u>Commercial Organics Initiatives:</u>	<u>\$283,000</u>
<b>Total:</b>	<b>\$1,086,000</b>

## **Part II: Targeted Competitive Grant Program**

### **Overview:**

The competitive grant program is designed to supplement the program funding available through the Partnership Program. These grants are intended to assist local jurisdictions in targeting the RSWMP practices that are not addressed in other program plans, and for which other sources of funding are not available. This program also seeks to support creative methods for addressing solid waste issues.

### **Format and Structure:**

Each year, Metro will specify focus area(s) or target(s) for this competitive grant program based upon RSWMP needs and priorities. Applicants will have the choice to:

- 1) Submit a proposal in the focus area(s), **OR**
- 2) Propose a project outside the focus area(s) and demonstrate that there is a true need for this approach that is not being addressed through new initiatives, maintenance programs or other means. Alternative programs must also demonstrate that they contribute to meeting RSWMP goals.

Local jurisdictions interested in this program must submit an application for funds using a standardized form provided by Metro. Applications must include:

- A clear goal statement,
- A clear justification of need,
- A specific dollar amount requested,
- Concise and meaningful measurement tools and methods, and
- A description of intended results.

Applications must identify the specific practices of the RSWMP to which the funds will be applied, demonstrate clear benefits to the region, and should be transferable to other jurisdictions.

Local jurisdictions are required to provide at least a 50% match to funds requested. This match may be dollars, materials, in-kind services or a combination of these. Applicants are encouraged to cooperate or develop formal partnerships with nonprofit, volunteer agencies, business associations, chambers of commerce or other groups. In-kind matches may be provided in part by some or all partners.

### **Reporting:**

A 90-day progress report as well as a final report due 30 days from the completion of the project must be submitted to Metro. Reports must demonstrate how the project has met the stated criteria and the impacts the project has had to the prevention, recycling and recovery of waste in the region.

### **2002-03 Budgeted Funds:**

**\$185,000**

## **Part III: Maintenance of Existing Programs**

### **Overview:**

Part III of the Partnership for Waste Reduction focuses on the maintenance of existing and established local and regional waste reduction and recycling programs. Significant progress in waste reduction and recycling has been made over past years through these existing programs. In order to maintain these successes, established programs must continue to be funded, staffed and maintained at the same time that new initiatives are introduced.

### **Maintenance Program Plan Format, Structure and Timeline:**

The Maintenance Program format is intentionally simple and straightforward. Local governments and Metro will each complete the attached chart, detailing the outreach, education and collection programs currently implemented and the efforts each will engage in to maintain these programs. This will provide a comprehensive regional picture of the existing programs implemented and maintained by local governments and Metro.

The reporting section is to be completed at the end of the fiscal year and submitted to Metro no later than August 1, 2002. This section will detail each task's actual implementation date, as well as relevant status reports, changes and noted results. The reporting section will serve as the basis for integrating existing program status and progress into the recommended practices of the RSWMP, as well as the required annual reporting to the Department of Environmental Quality.

### **Compliance with State Law and the Regional Solid Waste Management Plan:**

All regional partners will continue to be required to comply with the provisions set forth in State Law (OAR 340-90-040) in addition to the tasks listed in the RSWMP. Metro will be the reporting agency for the region's three county area. Metro will also assume responsibility for integrating maintenance programs into the recommended practices set forth in the RSWMP. This integration will be illustrated in the Annual State of the Plan Report section titled Implementation Status of Recommended Practices.

### **Annual Allocation:**

The funding assistance provided to local jurisdictions for the maintenance of existing programs is allocated on a per-capita basis. Each jurisdiction receives an allocation based upon its percent of the region's total population.

The FY 2002-03 allocation for the City/County of \_\_\_\_\_ equals \$\_\_\_\_\_. This represents \_\_\_\_\_% of the overall City/County solid waste and recycling budget.

### **Program Overview Narrative:**

This section of the Plan provides a more descriptive and encompassing overview of maintenance programs. Local governments and Metro will each provide a short annual narrative describing the range of programs and the principles behind them.

### **2002-03 Budgeted Funds:**

\$618,000

## PLANNED MAINTENANCE ACTIVITIES FOR FISCAL YEAR 2002-03

The Program Plan Table is divided into two sections: Planning and Reporting. The planning section lists program areas under the header marked "Tasks" which are to be completed in detail by Metro and local governments. All outreach, education, collection and other existing program efforts are to be listed under each task area with an associated implementation date noted under the heading "Planned Date." The section header "R/WP/B" identifies whether this particular program or activity is primarily recycling (R), waste prevention (WP) or both (B). This notation is to assist Metro in the collection of data for reporting to the Department of Environmental Quality on the region's waste prevention activities. The completed planning section of the table is due to Metro no later than June 1, 2002.

PLANNING			REPORTING	
Tasks	Planned Date	R/WP/B	Implemented Date	Implementation Status/Results
<b>Residential</b>				
▪				
▪				
<b>Multifamily</b>				
▪				
▪				
<b>Home Composting</b>				
▪				
▪				
<b>Commercial</b>				
▪				
▪				
<b>Construction &amp; Demolition</b>				
▪				
▪				
<b>Household Hazardous Waste</b>				
▪				
▪				
<b>Regional Planning Support</b>				
▪				
▪				
<b>School Outreach and Education</b>				
▪				
▪				
<b>Other</b>				
▪				
▪				

## Appendix A

### Fiscal Year 2002-2003 Metro and Local Government Partnership Plan for Waste Reduction

#### PLAN DEVELOPMENT SCHEDULE

Timeline	Annual Work Plan Process
September 30, 2001	Metro and local government targeted sector work teams (Organics, C&D, Commercial) review and amend plans and associated budgets.
December 30, 2001	Draft overall framework developed by Metro and local government staff.
January – March 2002	<b>Regional public involvement:</b> Public Comment and Metro SWAC review of drafts SW&R Committee work session on drafts SW&R Committee public hearing on final version
March – April 2002	<b>Council approval process:</b> Metro Council consideration and adoption.
April - May 2002	<b>Local and Regional Public Involvement:</b> Local SWAC and other public involvement Metro budget hearings Local government budget hearings
June 1, 2002	<b>Local Government Participation Commitment Agreements Drafted</b>
<b>PLAN IMPLEMENTATION</b>	
July 1, 2002	Start of Fiscal Year - Implementation begins
No later than Nov. 30, 2002	Intergovernmental agreements for grant funding approved and funds distributed to local governments to support the maintenance of existing programs.
<b>PROGRESS REPORTING</b>	
Aug. 1, 2003	Local government and Metro assess progress.
Nov. 30, 2003	Metro publishes annual "State of the Regional Solid Waste Management Plan" status report for the previous fiscal year period

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## **SOLID WASTE AND RECYCLING COMMITTEE REPORT**

### **CONSIDERATION OF RESOLUTION NO. 02-3170, FOR THE PURPOSE OF APPROVING THE YEAR 13 PARTNERSHIP PLAN FOR WASTE REDUCTION (FISCAL YEAR 2002-03)**

Date: April 4, 2002

Presented by: Councilor Atherton

**Committee Recommendation:** At its April 3 meeting, the committee considered Resolution No. 01-3170 and voted unanimously to send the resolution to the Council for adoption. Voting in favor: Councilors Bragdon, McLain, Park and Chair Atherton. Councilor Monroe was absent.

**Background:** State law (ORS Chapter 459A) and administrative rules establish various requirements related to local solid waste, recycling and waste prevention programs as they relate to statewide solid waste recovery goals. The Metro Regional Solid Waste Management Plan serves as a framework for the development, implementation and coordination of regional and local recycling and waste reduction programs. The annual partnership plans are a primary implementation tool to meeting the provisions of the RSWMP and state law.

#### **Committee Discussion:**

Meg Lynch, REM Solid Waste Reduction Supervisor, presented the staff report. She explained that the proposed resolution seeks Council approval of the Year 13 Partnership Plan. The plan represents an annual cooperative effort between Metro and our local partners to develop and implement coordinated waste prevention, reduction and recycling programs. The plan is designed to implement provisions of Metro's RSWMP and meet state waste recovery goals. She noted the state goals currently require the region to meet a 64% waste recovery goal by 2005 and a 64% goal by 2009. She indicated that the current recovery rate is 51%.

Metro provides about \$1.9 million in funding for the implementation of the partnership plan. Funding is divided into three subcategories:

- \*Foundation grants to local governments for basic programs mandated by state law (\$618,000).

- \*Competitive grants for new and innovative programs (\$185,000) and

- \*Implementation of the Waste Initiatives program that focuses on commercial, C&D, and organics waste reduction and recycling (\$1.1 million)

Lynch noted that staff has been working hard over the past two years to develop and implement performance measures associated with the programs and projects funded under the partnership plan. These efforts have included the gathering and analysis of additional data that will result in a more detailed evaluation of program effectiveness as well as assisting in the development of new programs. She indicated that the evaluation process was being conducted in as cost-effective manner as possible. She also noted that the comments from the general public and Solid Waste Advisory Committee concerning the proposed plan had been positive.

Councilor McLain noted her longstanding interest in the development and implementation of performance measures. She elaborated that funding for the partnership plan is significant and

that the Council should receive information that indicates the relative effectiveness of the programs that are being funded. This is particularly important during the annual budget review process. She also noted the limited number of general public comments that had been received on the proposed plan and encouraged staff to broaden its public involvement efforts related to the plan.

Lynch responded that the department, in addition to gathering additional data on program and project effectiveness, also convenes a monthly meeting of local recycling coordinators that focuses on reviewing the status and effectiveness of regional and local programs. She noted that program evaluation could sometimes be delayed by the timing of the receipt of state data on waste recovery. For example, such data for the 2001 calendar year will not be available until August or September 2002. She cited the compost bin sale program as an example of a program that has been thoroughly evaluated.

Steve Apotheker, REM staff, provided background on the types of data that had been gathered to facilitate the evaluation of the bin sale program. Chair Atherton noted that he personally had had problems with rodents resulting from the use of a compost bin. Apotheker responded that a small percentage of users (5%) had reported such problems and that department staff would be happy to work with him to address the problem.

## STAFF REPORT

### IN CONSIDERATION OF RESOLUTION NO.02-3170, FOR THE PURPOSE OF APPROVING THE YEAR 13 PARTNERSHIP PLAN FOR WASTE REDUCTION (FISCAL YEAR 2002-03)

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Date: February 22, 2002

Prepared by: Jennifer Erickson

#### BACKGROUND

Each year since 1990, Metro staff and local government staff have prepared a work plan for the region's waste reduction activities in the upcoming fiscal year. The plan is designed to provide a regional framework for programs to lend continuity throughout the region as well as to partner in our efforts to meet state requirements and work toward reaching regional goals.

The plan for the 2002-03 fiscal year is the third year of a three-year revised format developed in response to lower-than-anticipated recovery rates in the region and to Council concerns about the focus of joint waste reduction efforts. The primary change in the Year 13 Partnership Plan is the incorporation of a measurement system that is designed to assess both the accountability and the effectiveness of program elements.

The new plan includes three program areas: maintenance, targeted competitive grants, and new initiatives in commercial, construction and demolition debris, and organics recovery.

- *Maintenance* provides baseline support (on a per capita basis) for the foundation of regional recycling through a joint work plan and funding for established local and regional waste reduction and recycling programs.
- *Targeted competitive grants* supplement maintenance funding by helping local governments to target Regional Solid Waste Management Plan practices that are not addressed elsewhere and for which other sources of funding are not available, especially for "lagging" waste sectors. Local governments provide matching funds.
- *New initiatives in waste reduction* for the commercial, construction and demolition debris, and organics sectors will receive increased focus. The State-of-the-Plan Report found that significant amounts of recoverable materials are present in those sectors and that recovery in these sectors was lagging. Three work groups, one group for each sector, and comprised of Metro and local government staff, developed separate work plans for three fiscal years beginning in 1999-2000.

Public comment: Over 60 interested parties were solicited and offered the opportunity to comment on the plan. Staff received comments from three parties: two citizens and a representative of the Multifamily Housing Association. All parties responded favorably to the plan. Public comments are attached to this staff report.

Solid Waste Advisory Committee (SWAC) Review: The plan has been to SWAC for review, comment and approval and received its unanimous endorsement without amendments on March 18, 2002.

Previous Council Review: The Plan along with public comment received was presented at Council Solid Waste and Recycling Committee work session for review and discussion on March 20, 2002.



## **ANALYSIS/INFORMATION**

### **1. Known Opposition:**

None.

### **2. Legal Antecedents:**

ORS 459A "Opportunity to Recycle Act" requires "that the city, county or metropolitan service district responsible for solid waste management" provide recycling services, public education programs, and contribute to the statewide solid waste recovery goals. OAR 340-90-040 sets forth the administrative requirements for such programs. In response to state requirements and more aggressive regional goals, Metro developed a Regional Solid Waste Management Plan (a functional plan) adopted by Council via Ordinance 95-624, "For the Purpose of Adopting the Regional Solid Waste Management Plan." The Partnership Plan, adopted by resolution annually, is one of the implementation tools developed to fulfill the recommended practices of the Regional Solid Waste Management Plan

### **3. Anticipated Effects**

This resolution will approve the format and framework for the Annual Partnership Plan for Waste Reduction between local governments and Metro. This enables local jurisdictions to complete their portion of the plan and for Metro and local jurisdictions to begin the annual waste reduction program implementation process.

### **4. Budget Impacts:**

A total of \$1,889,000 has been proposed in the FY 2002-03 budget for the three parts of this program:  
\$618,000 for maintenance programs  
\$185,000 for the Targeted Competitive Grants  
\$1,086,000 for the Waste Reduction Initiatives.

## **RECOMMENDED ACTION**

The Executive Officer recommends approval of Resolution 02-3170.

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**Year 13 Public Comment  
Metro and Local Government Partnership Plan for Waste Reduction  
Fiscal Year 2002-03**

February 2002

The following comments on the Year 13 Plan were received from the public input process which concluded February 28, 2001.

Comment	Source	Response
1. Thank you for the opportunity to review this plan. While I have no specific comments on the detail of the plan, I want to offer my support for the direction that the plan has moved over the past few years. Although I would like to see the residential curbside recycling options eventually increase, I totally agree with the commercial focus of the plan. The document makes it very clear that commercial is the place where the greatest "next step" decreases in the waste stream can be achieved. I am especially hopeful that the focus on organics will also help relieve some of the stress and shortages being experienced at area food banks in this time of high unemployment.	Citizen	Thank you for your support for the direction of the Plan. We hope that the new initiatives in waste reduction will help to address some of those "next step" decreases in waste you mention. While we may be concentrating on commercial sector programs, we are always monitoring the residential programs and keeping an eye out for possible improvements.
2. What kind of impact will Year 13 have on multifamily housing?	Multifamily Housing Association	The Plan has very little direct impact on multifamily housing but individual local jurisdictions may be upgrading programs on a case-by-case basis. Both the City of Gresham and Clackamas County are reviewing and improving multifamily recycling programs.
3. Is there some way that we can bring our communities together with activities around nature, resource conservation and waste reduction such as leaf raking and collection?	Citizen	Metro helps to sponsor community and neighborhood cleanup events that not only reduce waste and beautify communities, but hopefully also bring neighbors together to help one another. We agree that it is often difficult to change behaviors and priorities in light of the day-to-day pressures that compete for people's time and attention.

## ATTACHMENT A (cont'd)

FNAME	LNAME	COMPANY	ADDRESS	CITY	STATE	ZIP	E-MAIL
		CENTRAL NE NEIGHBORS, INC.	5540 NE SANDY BLVD	PORTLAND	OR	97213	cnn123@teleport.com
		ROBERTSON HAY & WALLACE	1801 SE GRAND AVE	PORTLAND	OR	97214	
ORVEL	AKIN		5905 SE SKYHIGH CT	MILWAUKIE	OR	97267	
STEVEN	BALL		3201 NE 223RD AVE #33	FAIRVIEW	OR	97024	
JAMES E	BENEDICT		1001 SW 5TH AVE SUITE #2000	PORTLAND	OR	97204-1136	
RICHARD	BLOOM		2020 RIVERKNOLL CT	WEST LINN	OR	97068	
JUNE	BOONE		18212 SW FALLATIN	ALOHA	OR	97007	jmboone@ix.netcom.com
PAT	BOZANICH		2406 NE 12TH AVE	PORTLAND	OR	97212-4139	bozanich@teleport.com
BILL	BRIGGS	HARBOR OIL	4150 N SUTTLE RD	PORTLAND	OR	97217	
EVELYN	CLINK		4742 SE 39TH AVE	PORTLAND	OR	97202-4015	
CAROL	COLLEEN	MULTNOMAH ESD	PO BOX 301039	PORTLAND	OR	97294	carol_colleen@email.mesd.k12.or.us
STEVEN	DAHL	CLACK CTY PUBLIC HEALTH	710 CENTER ST	OREGON CITY	OR	97045	
BRYAN	ENGLESON	EASTSIDE RECYCLING	PO BOX 56238	PORTLAND	OR	97238	
LINDA	FARRIS		9289 SW 8TH AVE	PORTLAND	OR	97219	
SHARON	FLEMMING-BARRETT		PO BOX 5517	PORTLAND	OR	97228	
FLORENCE	FLESKES		1346 NE EMERSON ST	PORTLAND	OR	97211	
BERYL	FLETCHER	DIR. OF PROFESSIONAL AFFAIRS	17898 SW MCEWAN RD	PORTLAND	OR	97224	
BOBBI L.	GARY		2642 SE TIBBETTS ST	PORTLAND	OR	97202	
CAM	GILMOUR	DTD ADMIN CLACKAMAS COUNTY	9101 SE SUNNYBROOK BLVD	CLACKAMAS	OR	97015	
JOHN	GRONEWOLD	METRO MULTIFAMILY HOUSING ASSN	921 SW WASHINGTON STE 818	PORTLAND	OR	97205	
ESTLE	HARLAN	HARLAN BUSINESS CONSULTANTS	2202 SE LAKE RD	MILWAUKIE	OR	97222	
LARRY	HEAD	AMERICAN SANITARY	PO BOX 1767	GRESHAM	OR	97030	
BRIAN	HEIBERG	HEIBERG GARBAGE	PO BOX 22069	PORTLAND	OR	97269	
BILL	HELZER	ALBERTA SANITARY	PO BOX 20895	PORTLAND	OR	97220	
FRANK	HOWATT	RIVERHOUSE BOARD	438 N HAYDEN BAY DR.	PORTLAND	OR	97217	
LES	JOEL	SMURFIT NEWSPRINT	419 MAIN STREET	OREGON CITY	OR	97045	
MICHAEL	JORDAN	BOARD OF COUNTY COMMISSIONERS	906 MAIN STREET	OREGON CITY	OR	97045	
FRED	KAHUT		PO BOX 550	CANBY	OR	97013	
DEAN	KAMPFER	MILLER'S SANITARY	PO BOX 217	BEAVERTON	OR	97075-0217	
KATHLEEN	KEENE	MCFARLANES BARK	13345 SE JOHNSON ROAD	MILWAUKIE	OR	97222	
BILL	KENNEMER	BOARD OF COUNTY COMMISSIONERS	906 MAIN STREET	OREGON CITY	OR	97045	
PHIL	KREITNER	WOOD RESOURCE EFFICIENCY NETWORK	PO BOX 9130	PORTLAND	OR	97207	
WINSTON	KURTH		13745 SE FERNRIDGE	MILWAUKIE	OR	97222	
L. GUY	MARSHALL		10425 N BLOSS	PORTLAND	OR	97283	

## ATTACHMENT A (cont'd)

LARRY	MC INTYRE		1629 JAMIE CIRCLE	WEST LINN	OR	97068	
TRAVIS	PADDOCK	NEIGHBORS WEST/NW	1819 NW EVERETT ST #205	PORTLAND	OR	97209	
JERRY	POWELL	RESOURCE RECYCLING	PO BOX 42270	PORTLAND	OR	97242-0270	resrecycle@aol.com
MARGARET	PRITCHARD		2510 SE CONCORD RD	MILWAUKIE	OR	97267	
WAYNE	RIFER		1975 NW 113TH AVE	PORTLAND	OR	97229	
JEANNE	ROY		2420 SW BOUNDARY ST	PORTLAND	OR	97201	
JULIA LINK	RUDER	STEINFELDS PRODUCTS CO	10001 N RIVERGATE BLVD	PORTLAND	OR	97203	julieruder@steinfelds.com
DONALD	SIDDALL		4557 SE ROBIN RD	MILWAUKIE	OR	97267	
LARRY	SOWA	BOARD OF COUNTY COMMISSIONERS	906 MAIN STREET	OREGON CITY	OR	97045	
GRANT	TAYLOR		8205 N SMITH ST	PORTLAND	OR	97203	
BILL	THOMPSON	RECYCLE SALVAGE	5025 NE 30TH AVE	PORTLAND	OR	97211	
TERRY	WADDELL	JP LEHL GARBAGE CO	16791 SE 120TH AVE	CLACKAMAS	OR	97015	
DAVID	WEBB	BASKIN ROBBINS	10855 SE 82ND	PORTLAND	OR	97266	
DAVID	WHITE	OREGON REFUSE & RECYCLING ASSOC.	1739 NW 156TH AV	BEAVERTON	OR	97006	orra@ix.netcom.com
M.J.	WHITE		4312 SW FREEMAN ST	PORTLAND	OR	97219-3540	

<b>EMAIL ONLY!</b>							
DEBBI	ALLEN		PO BOX 22744	MILWAUKIE	OR	97269	dallen@hevanet.com
CHARLOTTE	BECKER	ASSN OF OREGON RECYCLERS	PO BOX 483	GRESHAM	OR	97030-0107	beckerprojects@mindspring.com
DICK	JONES		3205 SE VINEYARD RD	MILWAUKIE	OR	97267	BULLDOGJONES@prodigy.net
BETTY	PATTON	ENVIRONMENTAL PRACTICES	32 NE 44TH	PORTLAND	OR	97213	epractices@spiretech.com
LIEVE	PRIANO	PRIANO & ASSOCIATES	9045 SE TELFORD RD	GRESHAM	OR	97080	priano@macsrule.com
DAN	BLUE	PSU COMMUNITY ENVIRONMENT	PO BOX 751/HSB	PORTLAND	OR	97207	blued@pdx.edu
SMOKEY	SATTERLEE		5014 NE SIMPSON ST.	PORTLAND	OR	97218-1839	BEARESENTIALS1@JUNO.COM
JOE	WONDERLICK	MERINA, MCCOY & CO.	5499 AMY ST	WEST LINN	OR	97068	joew@merinamccoy.com
THOR	HINCKLEY						thors@thors.com

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December 19, 2001 DRAFT #1

Agenda Item Number 10.2

**Resolution No. 02-3175, For the Purpose of Confirming the Appointments of Ron Carley, Clifton Deal, Linda Dobson, Rebecca Geisen, Chris Hathaway, Lynne Kennedy, Joel Komarek, Debrah Marriott, Chris Noble, Lorna Stickel and Tom Wolf to the Water Resources Policy Advisory Committee.**

Metro Council Meeting  
Thursday, April 11, 2002  
Pacific University, McGill Auditorium

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF CONFIRMING THE ) RESOLUTION NO. 02- 3175  
APPOINTMENTS OF RON CARLEY, CLIFTON )  
DEAL, LINDA DOBSON, REBECCA GEISEN, ) Introduced by Executive Officer Mike Burton  
CHRIS HATHAWAY, LYNNE KENNEDY, JOEL )  
KOMAREK, DEBRAH MARRIOTT, CHRIS )  
NOBLE, LORNA STICKEL AND TOM WOLF )  
TO THE WATER RESOURCES POLICY )  
ADVISORY COMMITTEE )

WHEREAS, Chapter 2.19 of the Metro Code Relating to Advisory Committees, Section 2.10.019 provides for a Water Resources Policy Advisory Committee (WRPAC); and

WHEREAS, Section 2.10.019 authorizes representatives and alternates for Committee membership; and

WHEREAS, All WRPAC representatives and alternates must be appointed by the Executive Officer and are subject to confirmation by the Metro Council; and

WHEREAS, Vacancies have occurred in the WRPAC membership; and

WHEREAS, The Executive Officer has appointed these individuals, subject to confirmation by the Metro Council; now, therefore,

BE IT RESOLVED, That the Metro Council confirms the WRPAC members and alternates as noted in Exhibit A to this resolution to serve on WRPAC.

ADOPTED by the Metro Council this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

\_\_\_\_\_  
Carl Hosticka, Presiding Officer

Approved as to Form:

\_\_\_\_\_  
Daniel B. Cooper, General Counsel

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**WATER RESOURCES POLICY ADVISORY COMMITTEE ROSTER**  
**March 2002 (Pending Council Approval)**

<b>JURISDICTION/ ORGANIZATION</b>	<b>MEMBER NAME &amp; ADDRESS &amp; NOS.</b>	<b>ALTERNATE NAME &amp; ADDRESS &amp; NOS.</b>
1. Voting Members (27 total; a quorum is 14 members)	Chair Susan McLain Metro Council Dept. 600 NE Grand Ave. Portland OR 97232-2786 Phone: 797-1553 Fax: 797-1793 "mclains@metro.dst.or.us"	None
2. Tualatin Valley Water District	Todd Heidgerken Intergovernmental Relations Coordinator PO Box 745 Beaverton, OR 97075 Phone: 503-642-1511 Fax: 503-848-3013 "toddh@tvwd.org"	Greg DiLoreto PO Box 745 Beaverton, OR 97075 Phone: 642-1511 Fax: 649-2733 "greg@tvwd.tualatin.or.us"
3. Clackamas River Water	Dale Jutila PO Box 2439 Clackamas OR 97015-2439 Phone: 722-9221 Fax: 656-7086 "djutila@crwater.com"	Alan Fletcher PO Box 2439 Clackamas OR 97015-2439 Phone: 722-9222 Fax: 656-7086 "afletcher@crwater.com"
4. Portland Water Bureau	<u>Rebecca Geisen</u> <u>1001 SW 5<sup>th</sup> Ave., #450</u> <u>Portland, OR 97204-1147</u> <u>Phone: 823-7493</u> <u>Fax: 823-7269</u> "rgeisen@water.ci.portland.or.us"	<u>Lorna Sticke!</u> <u>1001 SW 5<sup>th</sup> Ave., #450</u> <u>Portland OR 97204-1147</u> <u>Phone: 823-7502</u> <u>Fax: 823-7269</u> "lsticke!@water.ci.portland.or.us"
5. CleanWater Services (formerly USA) (sewerage & surface water)	Craig Dye Planning Division Manager 155 N 1 <sup>st</sup> Ave., Suite 270 Hillsboro OR 97124 Phone: 503-846-3755 Fax: 503-846-3525 "dyec@cleanwaterservices.org"	Kendra Smith Program Manager 155 N. 1 <sup>st</sup> Ave., #270 Hillsboro, OR 97124 Phone: 503-844-8118 Fax: 503-640-3525 "ksmith@usa-cleanwater.org"
6. Oak Lodge Sanitary District	R. Kent Squires General Manager 14611 SE River Road Milwaukie, OR 97267-1198 Phone: 653-1653 Fax: 653-0586 Rksquires@olsd.net	Walt Mintkeski Mgr. Of Planning & Engineering 14611 SE River Road Milwaukie, OR 97267-1198 Phone: 503-653-1653 Fax: 503-653-0586 Wcmintkeski@olsd.net
7. Gresham Dept. of Environmental Services	Carrie Pak Stormwater Division Manager 1333 NW Eastman Parkway Gresham, OR 97030-3813 Phone: 503-618-2583 Fax: 503-665-6825 Carrie.Pak@ci.gresham.or.us	<u>Lynne Kennedy</u> <u>Water Resources Program Manager</u> <u>1333 NW Eastman Parkway</u> <u>Gresham, OR 97030-3813</u> <u>Phone: 503-618-2634</u> <u>Fax: 503-665-6825</u> <u>Lynne.Kennedy@ci.gresham.or.us</u>
8. Water Environment Services of Clackamas County	Michael Read 16770 SE 82nd Drive #441 Clackamas OR 97015 Phone: 503-353-4560 Fax: 503-353-4565 "jmread@co.clackamas.or.us"	Ela Whelan 16770 SE 82nd Drive #441 Clackamas OR 97015 Phone: 503-353-4575 Fax: 503-353-4599 "elaw@co.clackamas.or.us"

9. Portland Bureau of Environmental Services	<u>Linda Dobson</u> 1120 SW 5 <sup>th</sup> Ave., Ste. 1000 Portland, OR 97204-1912 Phone: 503-823-7640 Fax: 503-823-6995 <u>lindado@bes.ci.portland.or.us</u>	Dave Kliewer 1120 SW Fifth Ave., Ste. 1100 Portland OR 97204-1972 Phone: 823-7213 Fax: 823-6995 "davek@bes.ci.portland.or.us"
10. Washington County Soil & Water Conservation District	Terry Peters District Director 3225 Oakcrest Dr. Forest Grove, OR 97116 503-357-6382 "tejope@hotmail.com"	Vacant
11. Clackamas County Soil & Water Conservation District	Michael Weinberg 18714 S. Springwater Road Estacada, OR 97023 Phone: 631-7901 Fax: 650-2367 "MikeJWein@aol.com"	Randy Stinson Manager 256 Warner-Milne Rd. Oregon City, OR 97045 Phone: 503-656-3499, ext. 110 "randy-stinson@or.nacdn.net.org"
12. East Multnomah County Soil & Water Conservation District	<u>Clifton Deal</u> 735 SE Hale Place Gresham, OR 97080 Phone: 503-661-4392 Fax: 503-661-4392 "cdeal@compuserve.com"	Vacant
13. West Multnomah County Soil & Water Conservation District	Vacant	Vacant
14. Oregon Environmental Council	WITHDREW FROM WRPAC EFFECTIVE 7/3/00	
15. Portland Audubon Society	Mike Houck Urban Naturalist 5151 NW Cornell Road Portland OR 97210 Phone: 292-6855 ext. 111 Fax: 292-1021 "houckm@teleport.com"	<u>Ron Carley</u> <u>Urban Conservationist</u> <u>5151 NW Cornell Road</u> <u>Portland, OR 97210</u> Phone: 503-292-6855, ext. 112 Fax: 503-292-1021 Rcarley@audubonportland.org
16. Environmental Member at Large	<u>Tom Wolf</u> <u>Oregon Council Trout Unlimited</u> <u>22875 NW Chestnut</u> <u>Hillsboro, OR 97124</u> Phone: 503-640-2123 <u>tmilowolf@msn.com</u>	Vacant
17. Fishery Interest – Native Fish Society	Vacant	Vacant
18. Cities of Clackamas County	Nancy Kraushaar City of Oregon City PO Box 3040 Oregon City OR 97045 Phone: 503-657-0891 ext. 185 Fax: 503-657-7892 "nancy-k@ci.oregon-city.or.us"	<u>Joel Komarek</u> <u>Asst. City Engineer</u> <u>City of Lake Oswego</u> <u>PO Box 369</u> <u>Lake Oswego OR 97034-0369</u> "jkomarek@ci.oswego.or.us"



19. Cities of Washington County	David Winship City of Beaverton PO Box 4755 Beaverton OR 97076-4755 Phone: 526-2222 Fax: 526-2479 "dwinship@ci.beaverton.or.us"	Mike McKillip City of Tualatin PO Box 369 Tualatin OR 97062-0369 Phone: 692-2000 Fax: 692-5421 "mmckillip@ci.tualatin.or.us"
20. Regional Parks and Greenspaces Advisory Committee	Chris Noble 20118 NE Interlachen Lane Fairview, OR 97204 Phone: 503-667-6042 chris.noble@worldnet.att.net	Vacant
21. Homebuilders Association	Andrew Stamp Martin Bischoff 888 SW 5 <sup>th</sup> Ave., Suite 900 Portland OR 97204 Phone: 503-224-3113 "astamp@martinbischoff.com"	Vacant
22. High Tech Business	Vacant	Vacant
23. Nursery Operator	Vacant	None
24. Citizen: Tualatin River Watershed	Sue Marshall Tualatin Riverkeepers 16340 SW Beef Bend Rd. Sherwood, OR 97140 Phone: 503-590-5813 Fax: 503-590-6702 Suemarshall@tualatinriverkeepers.org	April Olbrich Tualatin River Watershed Council 17960 SW Kinnaman #8 Aloha OR 97007 Phone: 649-4901 Fax: 797-1792 "olbricha@metro.dst.or.us"
25. Citizen: Clackamas River Watershed	Michael Carlson Clackamas River Basin Council Coordinator PO Box 1869 Clackamas, OR 97015 Phone: 503-650-1256 Fax: 503-657-8955 Crbc@clackamasriver.org	Lowell Hanna Clackamas River Basin Council Clackamas River Water PO Box 2439 Clackamas OR 97015-2439 Phone: 722-9220 "lhanna@crwater.com"
26. Citizen: Lower Willamette River Watershed	Vacant	Liz Callison Tryon Resource Management Partnership 6039 SW Knightsbridge Drive Portland OR 97219-4959 Phone: 503-244-0641 Fax: Same Info@westmultconserve.org
27. Citizen Developer	TBA	TBA

<b>NON-VOTING MEMBERS (13 Total)</b>		
1. Dept. of Land Conservation & Development	Vacant	Vacant
2. US Army Corps of Engineers	Vacant	Vacant
3. Port of Portland	Dorothy Sperry PO Box 3529 Portland, OR 97208-3529 Phone: 944-7642 Fax: 944-7466 "sperrd@portptld.com"	Mary Gibson PO Box 3529 Portland OR 97208-3529 Phone: 503-944-7519 Fax: 503-944-7466 "gibsom@portptld.com"
4. Environmental Protection Agency	Ralph Rogers 811 SW 6th Ave. #300 Portland OR 97204-1315 Phone: 326-3250 Fax: 326-3399 "rogers.ralph@epamail.epa.gov"	Vacant
5. Portland General Electric	Dave Heintzman 121 SW Salmon St. Portland OR 97204-2901 Phone: 464-8162 Fax: 464-2944 "david_heintzman@pgn.com"	Gary Hackett 121 SW Salmon St. Portland OR 97204-2901 Phone: 464-8005 Fax: 464-2285 "gary_hackett@pgn.com"
6. Lower Columbia River Estuary Partnership	Chris Hathaway 811 SW Naito Parkway, Ste. 120 Portland, OR 97204 Phone: 503-226-1565 Fax: 503-226-1580 "hathaway.chris@lcrep.org"	Debrah Marriott 811 SW Naito Parkway, Ste. 120 Portland OR 97204 Phone: 503-226-1565 Fax: 503-226-1580 Marriott.debrah@lcrep.org
7. Oregon Dept. of Environmental Quality	Andy Schaedel Water Quality Mgr., NW Region 2020 SW 4 <sup>th</sup> Ave. #400 Portland OR 97201-4987 Phone: 229-6121 Fax: 229-6957 "SCHAEDEL.Andrew.L@deq.state.or.us"	Rob Burkhart Tualatin Basin Coordinator, NW Region 2020 SW 4 <sup>th</sup> Ave., Ste. 400 Portland, OR 97201-4987 Phone: 503-229-5566 Fax: 503-229-6957 "Burkhart.Robert@deq.state.or.us"
8. Oregon Water Resources Dept.	Bill Fujii 158 12th St. NE Salem OR 97310-0210 Phone: (503) 378-8455 Ext. 254 Fax: (503) 378-8130 "william.h.fujii@wrd.state.or.us"	Dave Jarrett 158 12 <sup>th</sup> St. NE Salem OR 97310-0210 Phone: 503-378-3739 Fax: 503-378-8130 dave.e.jarrett@wrd.state.or.us

9. Oregon Dept. of Agriculture	Jim Johnson Land Use and Water Planning Coordinator Natural Resources Division 635 Capitol St., NE Salem, OR 97301-2532 Phone: 503-986-4706 Fax: 503-986-4730 "jjohnson@oda.state.or.us"	Vacant
10. Oregon Dept. of Forestry	Ken Kushman Molalla Field Office 14995 S Hwy. 211 Molalla OR 97038 Phone: 829-2216	Vacant
11. Oregon Dept. of Fish & Wildlife	Vacant	Vacant
12. US Fish & Wildlife Service	Jennifer Thompson 2600 SE 98 <sup>th</sup> Ave., Ste. 100 Portland OR 97266 Phone: 231-6179 Fax: 231-6195 "Jennifer L Thompson@r1.fws.gov"	John Marshall 2600 SE 98 <sup>th</sup> Ave., Ste. 100 Portland OR 97266 Phone: 231-6179 Fax: 231-6195 "john_marshall@fws.gov"
13. Natural Resources Conservation Service	Vacant	Vacant
> <b>METRO STAFF</b> (Members with no e-mail: Brad Bloes, Dick Kover, Rick Charriere, Ken Kushman)	Mark Turpel Manager Planning Dept. 600 NE Grand Ave. Portland, OR 97232-2736 Phone: 503-797-1734 Fax: 503-797-1911 Turpelm@metro.dst.or.us	Paul Ketcham Principal Regional Planner Planning Dept. 600 NE Grand Ave. Portland, OR 97232-2736 Phone: 797-1726 Fax: 797-1911 "ketcham@metro.dst.or.us"
If your data/info changes, contact Paulette Copperstone ASAP	Paulette Copperstone Program Assistant 2 Planning Dept. 600 NE Grand Ave. Portland OR 97232-2736 Phone: 797-1562 Fax: 797-1911 "copperstonep@metro.dst.or.us"	

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Corrected/Updated 2/11/97; 7/21/97; 9/9/97; 9/23/97; 12/1/97; 3/1/98; 5/8/98; 12/17/98; 3/12/99; 5/20/99; 6/22/99; 8/11/99; 9/20/99;  
10/27/99; 11/10/99; 11/17/99; 12/13/99; 1/10/00; 2/14/00; 3/13/00; 4/20/00; 5/23/00; 8/8/00; 10/3/00; 11/9/00; 1/8/01; 7/16/01;  
7/23/01; 9/10/01; 10/16/01; 1/16/02; 3/4/02

## STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 02-3175, FOR THE PURPOSE OF CONFIRMING THE APPOINTMENTS OF RON CARLEY, CLIFTON DEAL, LINDA DOBSON, REBECCA GEISEN, CHRIS HATHAWAY, LYNNE KENNEDY, JOEL KOMAREK, DEBRAH MARRIOTT, CHRIS NOBLE, LORNA STICKEL AND TOM WOLF TO THE WATER RESOURCES POLICY ADVISORY COMMITTEE

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Date: March 4, 2002

Prepared by: Andy Cotugno/Mark Turpel

### BACKGROUND

Per Metro Code Section 2.19.019, the following persons have been nominated by the appropriate agency/entity to fill the following vacancies on the Water Resources Policy Advisory Committee (WRPAC). The Executive Officer has accepted the nominations and has appointed the following individuals subject to Council confirmation:

#### VOTING SEATS:

Seat No. 4: Portland Water Bureau – Rebecca Geisen and Lorna Stickel are switching seats to become the member and alternate, respectively.

Seat No. 7: Gresham Dept. of Environmental Services – The City of Gresham has nominated Lynne Kennedy, Water Resources Program Manager, to be Carrie Pak's alternate.

Seat No. 9: Portland Bureau of Environmental Services – Portland BES has nominated Linda Dobson to be their representative on WRPAC; Dave Kliewer remains the alternate.

Seat No. 12: East Multnomah County Soil & Water Conservation District – Clifton Deal is moving from the alternate position to the representative position to replace Marty Mitchell who has resigned.

Seat No. 15: Portland Audubon Society – Ron Carley replaces Jacqueline Dingfelder as Mike Houck's alternate.

Seat No. 16: Environmental Member at Large – Tom Wolf, Oregon Council Trout Unlimited, is replacing John LeCavalier, Environmental Learning Center, who has resigned.

Seat No. 18: Cities of Clackamas County – Joel Komarek, Lake Oswego, replaces Mark Schoening, also of Lake Oswego, as Nancy Kraushaar's alternate.

Seat No. 20: Regional Parks and Greenspaces Citizen Advisory Committee – Chris Noble replaces Seth Tane whose term on the RPAC CAC has expired.

#### NON-VOTING SEATS:

Seat No. 6: Lower Columbia River Estuary Partnership – Chris Hathaway, Director of Watershed Programs, and Debrah Marriott, Executive Director, are switch seats to become the member and alternate, respectively.

### ANALYSIS/INFORMATION

1. **Known Opposition** – There is no known opposition.
2. **Legal Antecedents** - This has legal antecedents in prior resolutions to appoint members to WRPAC.
3. **Anticipated Effects** – Filling WRPAC vacancies.
4. **Budget Impacts** – None.

### RECOMMENDED ACTION

The Executive Officer recommends approval of Resolution No. 02-3175.

# M E M O R A N D U M

600 NORTHEAST GRAND AVENUE | PORTLAND, OREGON 97232 2736  
TEL 503 797 1700 | FAX 503 797 1797

RESOLUTION NO. 02- 3175  
STAFF REPORT  
ATTACHMENT 1



**METRO**

**DATE:** February 20, 2002  
**TO:** Chair Susan McLain  
Water Resources Policy Advisory Committee  
**FROM:** Paulette Copperstone, Program Assistant 2 *pac*  
**RE:** **WRPAC VACANCIES AND PROPOSED NOMINEES**

As noted in the WRPAC Bylaws:

*Section 2. Appointment and Tenure.*

*A. Each jurisdiction or agency shall nominate a representative and an alternate who will serve in the absence of the representative. In the case of representatives of multiple jurisdictions or agencies the nominations will be made by a poll of those represented.*

- i. When action is about to take place to fill a pending vacancy, the vacancy will be listed as a WRPAC agenda item, prior to solicitation of nominees.*
- ii. The name(s) of the nominee(s) selected for Council approval will be listed as a WRPAC agenda item, prior to Council action.*
- iii. Growth Management Services Department staff will keep a list of organizations and individuals that are notified when vacancies occur. The list will be updated annually.*

The following list contains nominees and suggested candidates for vacant seats:

**Seat No. 4:** At the January 28, 2002 WRPAC meeting, Rebecca Geisen indicated that she and Lorna Stickel wished to switch their seats on WRPAC – Rebecca Geisen becoming the primary member and Lorna Stickel becoming the alternate.

**Seat No. 7:** The City of Gresham has nominated Lynne Kennedy, Water Resources Program Manager, to be Carrie Pak's alternate.

**Seat No. 9:** The City of Portland has nominated Linda Dobson, Bureau of Environmental Services, to be their primary member with Dave Kliewer remaining the alternate.

**Seat No. 12:** Marty Mitchell has resigned from WRPAC. The East Multnomah County Soil & Water Conservation District has nominated her alternate, Clifton Deal, to be their primary member.

**Seat No. 15:** Mike Houck has indicated that Ron Carley, Portland Audubon Society, should serve as his alternate rather than Jacqueline Dingfelder.

**Seat No. 16:** John LeCavalier has also resigned. A broad solicitation was done of interested citizens and groups and Tom Wolf, Oregon Council Trout Unlimited, has indicated his readiness to serve dependent on WRPAC's approval.

MEMO  
February 20, 2002  
Page 2

Seat No. 18: Mark Schoening has left the City of Lake Oswego and they have nominated Joel Komarek to serve as Nancy Kraushaar's alternate.

Seat No. 20: Seth Tane's membership with the Regional Parks and Greenspaces Advisory Committee expires in March and Chris Noble has been nominated to fill his seat.

In addition to considering the nominees listed above, it would be helpful in light of the WRPAC bylaws change requirement of 30 days notice to also discuss Multnomah County's request to have a seat on WRPAC. Mike Powers made this request at the January 28, 2002 meeting so that Multnomah County can give input on regional water issues. If discussed at the February meeting, WRPAC could possibly take action on that request at the March meeting.

Thank you. If you have any comments or questions, don't hesitate to contact me at 503-797-1562 or Mark Turpel at 503-797-1734.

I:\gm\gmadm\staff\paulette\old\_IPAULETTE\WRPAC\022002 Memo to WRPAC re Filling Vacancies.doc

April 10, 2002

MEMORANDUM

TO: Councilors Park and Hosticka  
 FROM: Dick Benner  
 SUBJ: Options for Two-Step UGB Expansion

**QUESTION:** Assuming that Metro will not complete its Goal 5 program in time to influence a UGB expansion in Task 2 of periodic review (December, 2002), what are the options for a second UGB expansion following adoption of the Goal 5 program?

**Option 1: Full UGB expansion in PR Task 2; Post-Goal 5 UGB expansion as PAPA**

- Add capacity to accommodate the full 20-year need on the current Task 2 periodic review schedule.
- Adopt the Goal 5 program after termination of periodic review.
- Obtain LCDC acknowledgement of Goal 5 program.
- After Goal 5 acknowledgement, add capacity to account for the loss of capacity from the Goal 5 program as a "post-acknowledgement plan amendment" (PAPA).

Discussion: This option is allowed by law without any periodic review extensions or revisions. This option maximizes Metro's timing flexibility, but exposes the post-Goal 5 UGB expansion to LUBA appeals. Sub-option: Pursue an amendment to ORS 197.626 to require LCDC approval of Metro UGB expansions over 50 acres (all large jurisdictions except Metro are currently subject to this requirement). This would protect UGB expansions from LUBA appeals

**Option 2: Full UGB expansion in PR Task 2; Post-Goal 5 UGB expansion in Task 3**

- Add capacity to accommodate the full 20-year need on the current Task 2 periodic review schedule.
- Obtain agency revision of the periodic review work program to add a new Task 3 (to add capacity to account for the loss of capacity from the adopted Goal 5 program).
- Adopt the Goal 5 program after completion of Task 2.
- Obtain LCDC acknowledgement of Goal 5 program.
- Add capacity to account for the loss of capacity from the Goal 5 program as Task 3 of periodic review.
- Sub-option: add Goal 5 to periodic review as Task 3, capacity expansion as Task 4.

Discussion: This option involves DLCD or LCDC modification of Metro's periodic review work program. ORS 197.644 authorizes the agency to modify a work program for specified reasons. LCDC would likely find one of those reasons to modify the work program. This option enhances Metro's timing flexibility without exposing the post-Goal 5 expansion to LUBA appeal. Metro can seek an extension of the deadline for completion of Task 3.

**Option 3: Partial UGB expansion in PR Task 2; Post-Goal 5 UGB expansion under PR time extension**

- Add capacity to accommodate XX percent of the 20-year need on the current Task 2 periodic review schedule.
- Obtain agency approval of a time extension (maximum one year) to complete Task 2, after acknowledgement of Goal 5 program.
- Adopt the Goal 5 program.
- Obtain LCDC acknowledgement of Goal 5 program.
- Add capacity to accommodate the remainder of Task 2 need and to account for the loss of capacity from the adopted Goal 5 program.

Discussion: This option involves DLCD or LCDC approval to extend the deadline for completion of periodic review. ORS 197.636 authorizes the agency to grant only one extension for a maximum of one year beyond the previously deadline. This option gives Metro some timing flexibility, but gives Metro only one year to complete the Goal 5 program and add post-Goal 5 capacity.

**Option 4: Partial UGB expansion in PR Task 2; Post-Goal 5 UGB expansion in Task 3**

- Add capacity to accommodate XX percent of the 20-year need on the current Task 2 periodic review schedule.
- Obtain agency revision of the periodic review work program to redefine Task 3 to require accommodation only of XX percent of 20-year need and add a new Task 3 (accommodate balance of full need; account for the loss of capacity from the adopted Goal 5 program).
- Adopt the Goal 5 program.
- Obtain LCDC acknowledgement of Goal 5 program.
- Add capacity to accommodate the remainder of need and to account for the loss of capacity from the adopted Goal 5 program.

Discussion: This option involves DLCD or LCDC modification of Metro's periodic review work program. The option gives Metro more timing flexibility than Option 3 because it adds a Task 3 to the periodic review work program (agencies can set schedule for Task 3 completion) rather than extends the deadline for Task 2 (with its one-year limit).

**Option 5: Postpone UGB expansion until after completion of Goal 5 program**

- Obtain LCDC approval of a time extension (maximum one year) to complete Task 2, after acknowledgement of Goal 5 program.
- Adopt the Goal 5 program.
- Obtain LCDC acknowledgement of Goal 5 program.
- Add capacity to accommodate the remainder of Task 2 need and to account for the loss of capacity from the adopted Goal 5 program.

Discussion: As with Option 3, this option involves DLCD or LCDC approval to extend the deadline for completion of periodic review. Also as with Option 3, this option gives



Metro some timing flexibility, but gives Metro only one year to complete the Goal 5 program and add post-Goal 5 capacity. This option sends Metro into the 2003 session with a perceived failure for not expanding the UGB and will complicate the full UGB expansion later.

cc: Dan Cooper  
Andy Cotugno

**Metro Council Briefing  
April 11, 2002**

**SUBJECT: Forest Grove Transfer Station Community Enhancement Grant Program**

**1. IGA between Metro & City of Forest Grove:**

- ✓ Signed October 1989, payments retroactive to January 1, 1989

Metro Agrees to:

- A. Impose \$.50 per ton on all solid waste received at Forest Grove Transfer Station (excludes source separated materials)
- B. Pay collected funds to City of Forest Grove quarterly
- C. Make monthly reports available regarding gross weight of solid waste received

City of Forest Grove Agrees to:

- A. Establish a boundary of eligibility for rehabilitation and enhancement funds
- B. Establish criteria for granting funds under the program
- C. Hold a public hearing to provide community input on the two above items, and
- D. Hold public hearings annually for selecting the projects or programs to be funded
- E. Create a special fund for these funds to be maintained
- F. Report annually to metro on the expenditures and any fund balance

- ✓ City of Forest Grove Completed per Resolution #90-02:

Boundary: City of Forest Grove Urban Growth Boundary

- Criteria:
1. Enhance appearance & cleanliness of area within the boundary
  2. Improve public safety within the boundary
  3. Improve transportation including pedestrian and bike routes within the boundary
  4. Improve viability of commercial, industrial, and residential areas within the boundary

Evaluation: When evaluating projects meeting one or more of the criteria, the following factors will be considered:

- Project/program should help alleviate the direct impacts associated with operation of the transfer station
- The project/program should reduce the volume of solid waste flowing through the transfer station

The following factors may be considered:

- Amount of matching funds
- Number of benefitting residents
- Future costs
- Public support

- 2. How much money has been collected and paid to the City of Forest Grove? \$509,505 (January 1, 1989 through December 31, 2001)**

- 3. How much money has the City of Forest Grove disbursed in grants?**

Not sure of exact amount, but after disbursements and interest earnings, the current fund balance is nearly to \$90,000

- 4. Examples of projects funded in the past: Vergie Ries, City Manager of Forest Grove**

- 5. Status of Current Grant Cycle:**

3/1-4/5 Applications Received  
4/15 City Council Meeting - to hear presentations by sponsors  
4/22 Evaluations compiled and discussion of fund distribution  
5/13 Public Hearing on proposed projects  
6/10 Adoption of City Budget  
7/1 Contracts between sponsor & City to be executed

**MINUTES OF THE METRO COUNCIL MEETING**

Thursday, April 4, 2002  
Metro Council Chamber

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

Councilors Absent: None

Presiding Officer Hosticka convened the Regular Council Meeting at 2:10 p.m.

**1. INTRODUCTIONS**

Councilor Bragdon introduced Kate Schiele, a candidate for Metro Council President.

**2. CITIZEN COMMUNICATIONS**

There were none.

**3. EXECUTIVE OFFICER COMMUNICATIONS**

Mike Burton updated the Council on Regional Water Initiative initial meeting, its goals and objectives concerning the region's 14 water districts. He reviewed Draft 5 charge, timeframe and membership of the Transportation Investment Task Force (a copy of which is found in this meeting record). He requested councilors' input on the Task Force so he could then bring the proposal forward in resolution form. Councilor Burkholder spoke to the Transportation Committee work plan and their timeline for dealing with this issue. Mr. Burton asked that the councilors give him input by Friday, April 12<sup>th</sup>. Councilor Bragdon made some suggestions about focusing on the local freight industry as part of the membership. Presiding Officer Hosticka asked about budgetary issues. Mr. Burton spoke to financial commitments and timelines.

**4. REGIONAL GREENSPACES SYSTEM UPDATE**

Charles Ciecko and Heather Nelson-Kent, Regional Parks and Greenspaces Program, and Steve Bozack, Tualatin Hills Parks and Recreation District and member of GTAC updated the Council on the Regional Greenspaces System. Mr. Ciecko spoke as chair of the Greenspaces Technical Advisory Committee (GTAC). He suggested that having the system would help better plan limited resources.

Ms. Nelson-Kent reviewed the history and work of the advisory committee. She spoke to the Regional Framework Plan policy goals for the regional greenspaces system, which also included a trail system. The Greenspaces Technical Advisory Committee had been the ones who had developed the system plan. Councilor McLain asked for clarification on the map. Ms. Nelson-Kent overviewed the map, its history, refinements, the model, and coordination with the Goal 5 program. She also talked about the Regional Trails and Greenways Plan.

Councilor Burkholder asked about implementation of the trails plan and the Park Department's plan. Ms. Nelson-Kent said there were limited funds from transportation. It was important to identify priorities. Mr. Ciecko responded the greatest impact to implementation would be funding sources. They would be working with local partners to establish priorities.

Councilor McLain asked how many original trail miles were planned as well as what the additions and subtractions amendments were. Mel Huie, Regional Parks and Greenspaces, said the original trail miles were 340 miles, the new miles were 168 miles. 109 miles were completed. Ms. Nelson-Kent talked about the draft master planning, level of service standards and guidelines for local jurisdictions.

Mr. Ciecko suggested Mr. Bozack comment on his involvement. Mr. Bozack, representing GTAC, noted the work they had completed and their goals in going forward at the local jurisdiction level. Councilor Atherton asked about alignment and connectivity issues. Mr. Huie responded to his question about Fanno Creek connectivity.

Mr. Ciecko closed by saying they had hoped this would be the beginning of a dialogue. He asked for feedback on the concept map, the councilor's reaction on the completed work. Was it responsive to the Regional Framework Plan and to the public? Secondly, he asked about timing for public review and council consideration? He requested Council input on public involvement. Should the trails plan amendment be part of the concept plan? He also asked if their work as it relates to Goal 5 was in the right direction?

Councilor Park asked about Green Streets Program and how this was captured? Ms. Nelson-Kent said the current map created with 1997 data was in 2-acre minimums. Councilor Park said it would be nice to get it mapped in more detail to capture the Green Streets Program.

Councilor McLain complimented staff on the thoroughness of their study. She spoke to the Incentive Study, she felt they were on the right track. She acknowledged the next step, timing, which was the hardest part of the process. Presiding Officer Hosticka asked about timing on the trails portion of the plan. Mr. Ciecko proposed that they advance an amendment for council consideration once their work with local jurisdictions was wrapped up.

## 5. CONSENT AGENDA

### 5.1 Consideration of minutes of the March 28, 2002 Regular Council Meeting.

Motion	Councilor Atherton moved to adopt the meeting minutes of the March 28, 2002, Regular Council meeting and Councilor McLain seconded the motion.
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Vote:	Councilors Bragdon, Atherton, Monroe, Park, Burkholder, McLain and Presiding Officer Hosticka voted aye. The vote was 7 aye, the motion passed.
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## 6. ORDINANCES – FIRST READING

### 6.1 Ordinance No. 02-942, For the Purpose of Adding a New Chapter 2.20 to the Metro Code Creating the Office of Chief Operating Officer.

Presiding Officer Hosticka assigned Ordinance No. 02-942 to the Governmental Affairs Committee.

## 7. RESOLUTIONS

**7.1 Resolution No. 02-3178, For the Purpose of Adopting the FY 2002-2005 Metropolitan Transportation Improvement Program (MTIP) and Consolidating Actions of Resolution No. 01-3029A (2002 MTIP Project Selection Procedures) and No. 01-3098A (Allocation of FY 2004-2005 STP/CMAQ Funds).**

Motion	Councilor Monroe moved to adopt Resolution No. 02-3178.
Seconded:	Councilor Atherton seconded the motion

Councilor Monroe reviewed the staff report and details of the resolution. He spoke to specific projects that were being funded. He urged support.

Councilor Park asked about federally mandated portions of the funding, compliance and consequences. Andy Cotugno, Planning Director, spoke to air quality mandates and programs which reduced vehicle emissions as well as the sanctions. Councilor Park spoke to the weight of this funding and the importance of the issue. Councilor Monroe said this had gone through a long process including JPACT review. He again urged support.

Vote:	Councilors Monroe, Atherton, Bragdon, Park, Burkholder, McLain and Presiding Officer Hosticka voted aye. The vote was 7 aye, the motion passed.
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**8. CONTRACT REVIEW BOARD**

**8.1 Resolution No. 02-3172, For the Purpose of Exempting the Procurement of a Personal Services Contract with Oregon Environmental Council from the Competitive Procurement Requirements of Metro Code.**

Motion	Councilor Atherton moved to adopt Resolution No. 02-3172.
Seconded:	Councilor Bragdon seconded the motion

Councilor Atherton said this was the first of two minor changes in contracts. He reviewed the grant requirements, Code requirements and the request for an exemption. He urged an aye vote.

Vote:	Councilors Bragdon, Atherton, Monroe, Park, Burkholder, McLain and Presiding Officer Hosticka voted aye. The vote was 7 aye, the motion passed.
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**8.2 Resolution No. 02-3173, For the Purpose of Authorizing the Executive Officer to Execute Change Order No. 28 to the Contract Between Metro and CSU Transport, Inc. Regarding Waste Transport Services.**

Motion	Councilor Atherton moved to adopt Resolution No. 02-3173.
Seconded:	Councilor McLain seconded the motion

Councilor Atherton said this resolution sought approval of a minor change order with CSU, explained the changes. He reviewed the history of the transport contract and urged support.

Vote:	Councilors Bragdon, Atherton, Monroe, Park, Burkholder, McLain and Presiding Officer Hosticka voted aye. The vote was 7 aye, the motion passed.
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## 9. COUNCILOR COMMUNICATION

Presiding Officer Hosticka reminded everyone that the Metro Council meeting next week would be in Forest Grove at 7:00 p.m.

Councilor McLain said this meeting would be on April 11, 2002 at Pacific University, she overviewed the day's program and encouraged attendance.

Councilor Burkholder passed out an amendment packet for consideration of the 2002-03 Budget. He asked councilors to review the amendments prior to their meeting next week on April 9<sup>th</sup> and 10<sup>th</sup>. He encouraged attendance of all councilors.

Councilor Atherton reported on the Westside Business Alliance Conference held on April 3<sup>rd</sup> in Tigard. He felt that the economic report prepared by Joe Courtright was excellent. He expressed concern about the increasing numbers of low-income individuals. He noted the value of livability and a high quality environment. He noted density issues and compact urban form, which weather economic downturns much better than other parts of the country. Councilor Park had also attended the conference. He found the comment about competing region by region in the future important to note and the need for a regional economic strategy.

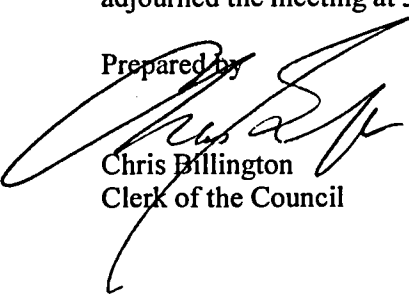
Councilor Bragdon said although the conference was to focus on west side concerns, Mr. Courtright expressed the important of linkages to the rest of the region, mutually independent and interdependence of the region.

Councilor McLain spoke to Mr. Courtright's contributions. She noted the importance of acknowledging educational and economic connections.

## 10. ADJOURN

There being no further business to come before the Metro Council, Presiding Officer Hosticka adjourned the meeting at 3:22 p.m.

Prepared by



Chris Billington  
Clerk of the Council

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF APRIL 4, 2002**

ITEM #	TOPIC	DOC DATE	DOCUMENT DESCRIPTION	DOC. NUMBER
5.1	MINUTES	3/28/02	METRO COUNCIL MINUTES OF 3/28/02 SUBMITTED FOR APPROVAL	040402C-01
3.0	DRAFT 5	3/25/02	TRANSPORTATION INVESTMENT TASK FORCE PROPOSED BY MIKE BURTON TO METRO COUNCIL	040402C-02
9.0	BUDGET AMENDMENTS	4/4/02	PROPOSED BUDGET AMENDMENTS TO THE FY 2002-03 BUDGET TO BE CONSIDERED AT BUDGET AND FINANCE COMMITTEE ON 4/9 AND 4/10/02	040402C-03

**METRO FISCAL YEAR 2002-03 BUDGET SUMMARY****Resources****% of Budget**

Beginning Fund Balance	\$142,229,938	43.45%
<b>Current Revenues:</b>		
Property Taxes	\$24,783,208	7.57
Excise Tax	9,623,258	2.94
Grants	15,993,808	4.88
Local Govern'm't Shared Revenues	8,397,309	2.57
Contributions From Other Govern'ts	1,160,660	0.36
Enterprise Revenue	92,160,705	28.15
Interest Earnings	2,019,341	0.62
Donations	2,878,246	0.87
Other Miscellaneous Revenues	888,792	0.27
Interfund Transfers	27,207,135	8.32
<b>TOTAL</b>	<b>\$327,342,400</b>	<b>100.00%</b>

**Expenditures****By Category:**

Personal Services	\$55,097,905	16.86
Materials and Services	89,487,263	27.34
Capital Outlay	50,041,600	15.29
Debt Service	25,155,717	7.68
Interfund Reimbursements	12,929,067	3.95
Internal Service Charges	1,419,219	0.43
Interfund Loan	106,100	
Fund Equity Transfers	12,752,749	3.90
Contingency	18,291,621	5.59
Ending Fund Balance	62,061,159	18.96
<b>TOTAL</b>	<b>\$327,342,400</b>	<b>100.00%</b>

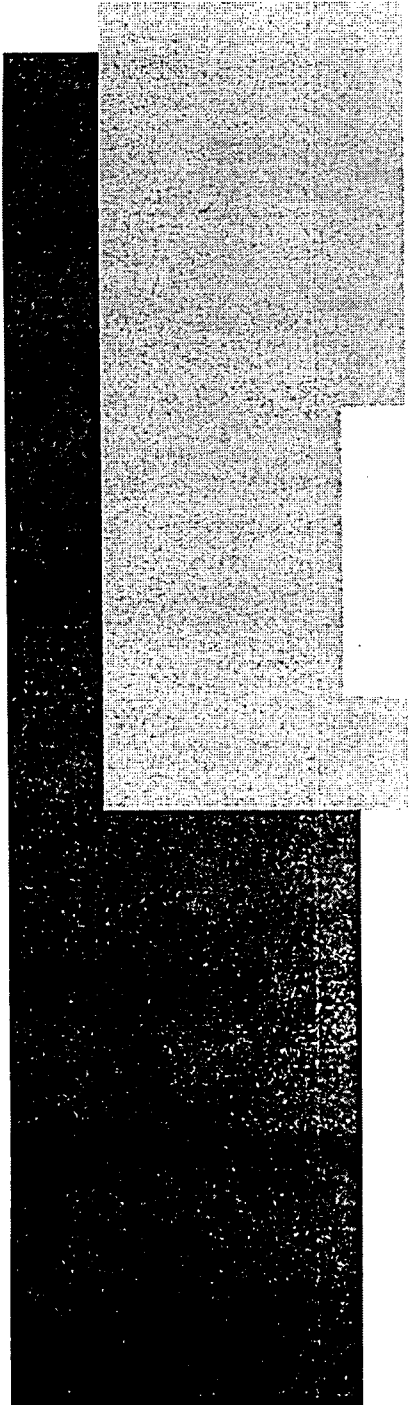
**By Department:**

Administrative Services	12,393,669	3.81
Office of the Auditor	595,792	0.18
Office of the Council	1,540,583	0.47
Office of the Executive Officer	1,493,461	0.46
Office of the General Counsel	2,032,420	0.62
Human Resources	867,620	0.26
Information Technology	2,756,673	0.84
MERC	67,996,539	20.77
Oregon Zoo	22,799,594	6.97
Planning	17,781,321	5.43
Reg. Environmental Management	54,980,251	16.80
Regional Parks/Greenspaces	13,539,453	4.13
Non-Departmental	48,212,244	14.72
Contingency	18,291,621	5.58
Ending Fund Balance	62,061,159	18.96
<b>TOTAL</b>	<b>\$327,342,400</b>	<b>100.00%</b>



**METRO FTE BY DEPARTMENT**  
**(not including temporary, seasonal or part time)**

<u>DEPARTMENT</u>	<u># OF FTE</u>
Administrative Services	45.95
Office of the Auditor	5.00
Office of the Council	20.00
Office of the Executive Officer	16.10
Office of the General Counsel	13.50
Human Resources	9.10
Information Technology	22.10
MERC	192.00
Oregon Zoo	168.73
Planning	78.75
Regional Environmental Management	109.15
Regional Parks and Greenspaces	48.00
<b>TOTAL</b>	<b>728.38</b>



# **Budget Overview**

## **FY 2002-03**

**Presented to**  
**Metro Budget and Finance Committee**

**March 12, 2002**



# **Changes from Last Year**

# **Address Critical Funding Needs**

## **■ Regional Parks**

- Additional \$1 per ton excise tax on Solid Waste**
- Projected revenue of \$1.2 million**

## **■ Transportation**

- Support for Transportation Investment Task Force**

# **Implement Consistent Excise Tax Policy**

- **Excise Tax earned on Parks' operations would not be dedicated to Parks**
- **Additional \$163,000 to unrestricted General Fund**
- **Requires Council Action**

# **Direct Allocations to General Fund**

- **For some Council and Executive Programs**
- **No pass-through from Support Services Fund**



# **Assumptions**

# The Usuals

- **Personal Services 5%**
- **Materials and Services 3%**
- **Capital Projects - as adopted in CIP**
- **Interest rates at 1.5%**



# **General Fund Excise Tax Allocations**

- **Parks**
- **Planning**
- **Base Allocations at 3% above  
FY 2001-02**



# **General Fund Ending Fund Balance**

- **Council Direction - No Reduction**
- **Contingency \$500,000**
- **Discretionary Fund Balance  
\$293,000**



# Health Insurance

- **Budget at negotiated cap of \$535 per month per employee**
- **Labor and Management working together to find solutions**

# Transition

- **At Council's direction,**

- **No transition-related savings were assumed**

- **No positions changes except**

- ✦ **Executive Officer**

- ✦ **Presiding Officer**

- ✦ **Council President**

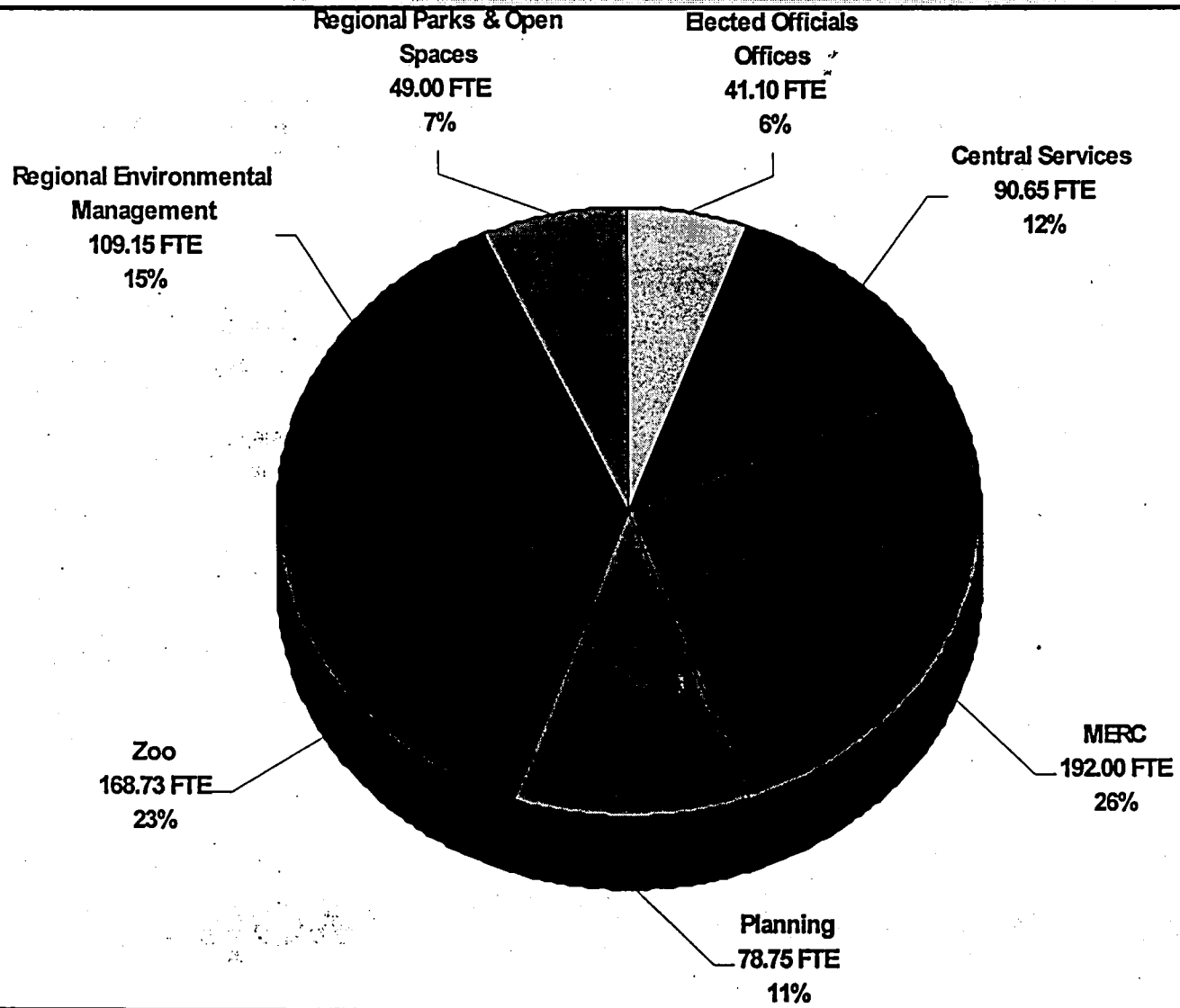
# Overview of Resources

	Adopted FY 2001-02	Amended FY 2001-02	Proposed FY 2002-03	% Change from Amended FY 2001-02
<b>Resources</b>				
<i>Beginning Fund Balance</i>	\$226,190,441	\$226,190,441	\$142,229,938	(37.12%)
<b>Current Revenues</b>				
Real Property Taxes	26,901,786	26,901,786	24,783,208	(7.88%)
Excise Tax	7,937,199	7,937,199	9,623,258	21.24%
Grants	16,924,586	16,999,586	15,993,808	(5.92%)
Local Government Shared Revenues	7,137,609	7,137,609	8,397,309	17.65%
Contributions from other Governments	1,387,300	1,387,300	1,160,660	(16.34%)
Enterprise Revenue	87,404,289	87,404,289	92,160,705	5.44%
Interest Earnings	9,118,556	9,118,556	2,019,341	(77.85%)
Donations	2,801,855	2,801,855	2,878,246	2.73%
Other Misc. Revenue	1,627,757	1,627,757	888,792	(45.40%)
Bond and Loan Proceeds	1,100,000	1,100,000	0	(100.00%)
Interfund Transfers:				
Interfund Reimbursements	12,410,637	12,410,637	12,929,067	4.18%
Internal Service Transfers	2,293,874	2,293,874	1,419,219	(38.13%)
Interfund Loan	0	407,000	106,100	(73.93%)
Fund Equity Transfers	11,659,002	11,659,002	12,752,749	9.38%
<b>Subtotal Current Revenues</b>	<b>188,704,450</b>	<b>189,186,450</b>	<b>185,112,462</b>	<b>(2.15%)</b>
<b>Total Resources</b>	<b>\$414,894,891</b>	<b>\$415,376,891</b>	<b>\$327,342,400</b>	<b>(21.19%)</b>

# Overview of Requirements

	Adopted FY 2001-02	Amended FY 2001-02	Proposed FY 2002-03	% Change from Amended FY 2001-02
<b>Requirements</b>				
<b>Current Expenditures</b>				
Personal Services	\$52,291,446	\$52,346,393	\$55,097,905	5.26%
Materials and Services	89,983,362	90,146,862	89,487,263	(0.73%)
Capital Outlay	99,004,857	99,213,857	50,041,600	(49.56%)
Debt Service	26,522,980	26,522,980	25,155,717	(5.16%)
<b>Interfund Transfers:</b>				
Interfund Reimbursements	12,410,637	12,410,637	12,929,067	4.18%
Internal Service Transfers	2,293,874	2,293,874	1,419,219	(38.13%)
Interfund Loan	0	407,000	106,100	(73.93%)
Fund Equity Transfers	11,659,002	11,659,002	12,752,749	9.38%
<b>Subtotal Current Expenditures</b>	<b>319,605,494</b>	<b>319,680,494</b>	<b>265,281,241</b>	<b>(17.02%)</b>
Contingency	25,439,336	24,679,889	18,291,621	(25.88%)
<i>Ending Fund Balance</i>	<i>95,289,397</i>	<i>95,696,397</i>	<i>62,061,159</i>	<i>(35.15%)</i>
<b>Total Requirements</b>	<b>\$414,894,891</b>	<b>\$415,376,891</b>	<b>\$327,342,400</b>	<b>(21.19%)</b>
<b>Full-Time Equivalent (FTE)</b>	<b>688.23</b>	<b>689.43</b>	<b>728.38</b>	<b>5.65%</b>

# FTE Summary



# FTE Summary

## Comparison of FTE - FY 2001-02 to FY 2002-03 (Does not include temporary, seasonal or MERC part-time labor)

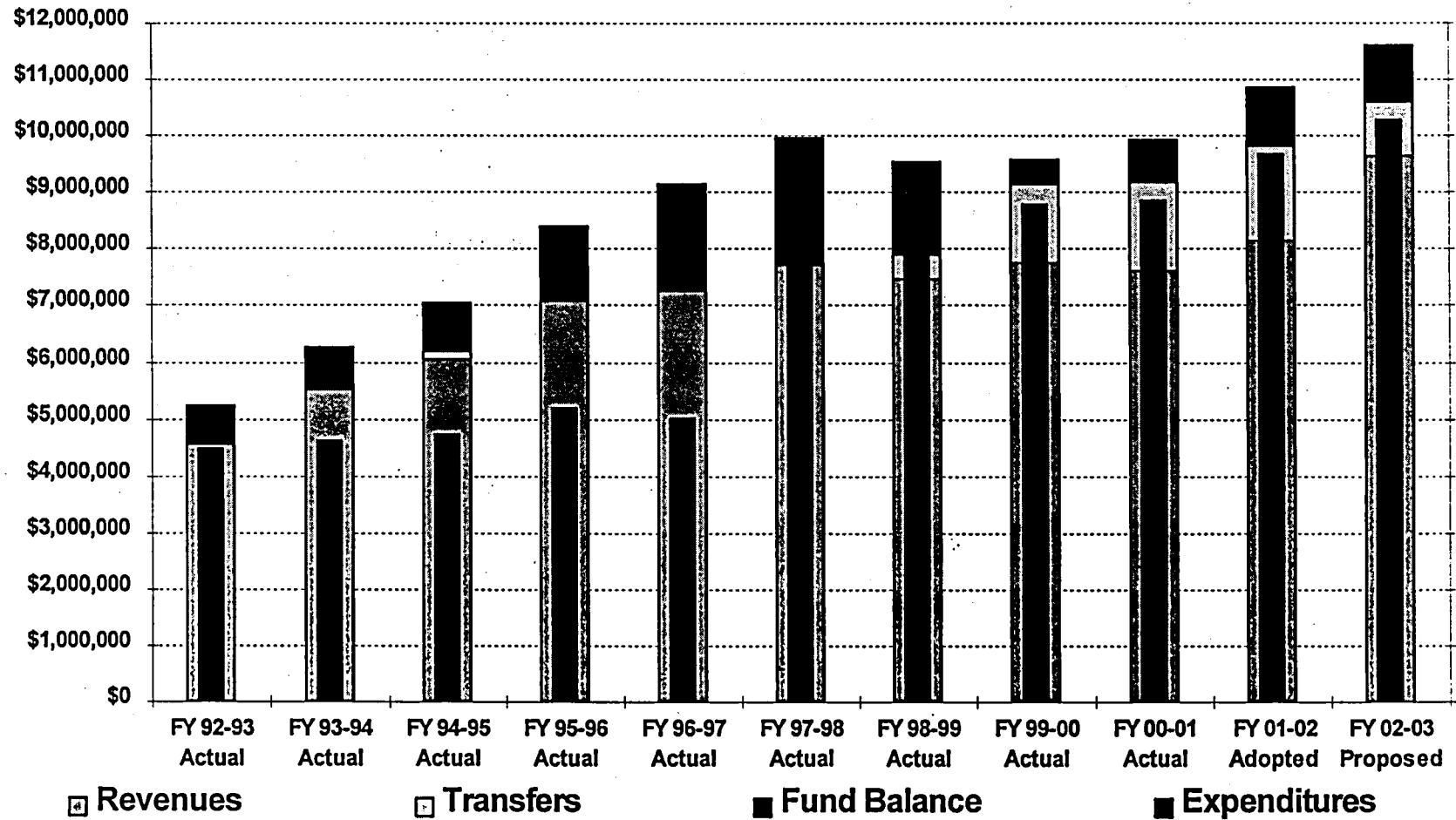
DEPARTMENT	Amended FY 2001-02	Adopted FY 2002-03	Change from FY 2001-02	% Change from FY 2001-02
<b>Excise Tax Funded Departments</b>				
Council Office	20.00	20.00	0.00	0.00%
Office of the Executive Officer	16.60	16.10	(0.50)	(3.01%)
Planning	80.25	78.75	(1.50)	(1.87%)
Regional Parks and Greenspaces	49.50	48.00	(1.50)	(3.03%)
Sub-Total	166.35	162.85	(3.50)	(2.10%)
<b>Enterprise Departments</b>				
Metro E-R Commission	152.00	192.00	40.00	26.32%
Oregon Zoo	166.03	168.73	2.70	1.63%
Regional Environmental Management	110.15	109.15	(1.00)	(0.91%)
Sub-Total	428.18	469.88	41.70	9.74%
<b>Support Services Departments</b>				
Office of General Counsel	13.75	13.50	(0.25)	(1.82%)
Office of the Auditor	5.00	5.00	0.00	0.00%
Administrative Services	44.95	45.95	1.00	2.22%
Human Resources	9.10	9.10	0.00	0.00%
Information Technology	22.10	22.10	0.00	0.00%
Sub-Total	94.90	95.65	0.75	0.79%
<b>Total All Departments</b>	<b>689.43</b>	<b>728.38</b>	<b>38.95</b>	<b>5.65%</b>



# **Excise Tax Related Funds**

- **General Fund**
- **Planning**
- **Regional Parks**

## General Fund Comparison of Actual Resources to Expenditures



# General Fund Resources

	FY 2001-02	FY 2002-03	CHANGE	% CHANGE
	Adopted Budget	PROPOSED BUDGET	2001-02 to 2002-03	2001-02 to 2002-03
<b><u>Resources</u></b>				
Beginning Fund Balance				
Undesignated	664,064	669,000	4,936	1%
Estimated Prior Year Underspending	95,500	70,000	(25,500)	-27%
Project Carryover				
* BM 56 Notifications	200,000	200,000	0	0%
* 2040 Re-engagement	5,000	0	(5,000)	-100%
* Council Office - Transition	0	40,000	40,000	n/a
Fund Balance draw/used to balance	50,716	0	(50,716)	-100%
Excise Taxes	7,937,199	9,623,258	1,686,059	21%
Interest on Investments	35,000	15,000	(20,000)	-57%
Other Revenue	184,000	0	(184,000)	-100%
Transfer of Resources from Support Services	1,682,833	0	(1,682,833)	-100%
Indirect Transfer	0	980,978	980,978	n/a
<b>Total Resources</b>	<b>\$10,854,312</b>	<b>\$11,598,236</b>	<b>\$743,924</b>	<b>7%</b>

# General Fund Requirements

	FY 2001-02	FY 2002-03	CHANGE	% CHANGE
	Adopted Budget	PROPOSED BUDGET	2001-02 to 2002-03	2001-02 to 2002-03
<b><u>Requirements</u></b>				
Executive Office	1,664,028	915,789	(748,239)	-45%
Council Office	1,446,355	1,540,583	94,228	7%
<b>Special Appropriations</b>				
Water Consortium Dues	15,000	15,000	0	0%
Transition Costs	77,500	70,000	(7,500)	-10%
Elections Expense	250,000	250,000	0	0%
Transportation Investment Task Force	0	50,000	50,000	n/a
BM 56 Notifications	200,000	75,000	(125,000)	-63%
<b><u>Subtotal Special Appropriations</u></b>	<b>542,500</b>	<b>460,000</b>	<b>(82,500)</b>	<b>-15%</b>
<b>Interfund Transfers</b>				
Central Service Transfers	942,389	895,327	(47,062)	-5%
<b>Excise Tax Transfers</b>				
* to Planning	3,966,110	4,269,548	303,438	8%
* to MERC	75,000	50,000	(25,000)	-33%
* to General Revenue Bond Fund	7,000	0	(7,000)	-100%
* to Regional Parks (general allocation)	478,872	509,506	30,634	6%
* to Regional Parks (earned on SW)	691,852	710,532	18,680	3%
* to Regional Parks (landbanking)	217,748	224,280	6,532	3%
* to Regional Parks (\$1 per ton)	0	1,230,000	1,230,000	n/a
* to Regional Parks (earned on facilities)	158,394	0	(158,394)	-100%
<b><u>Subtotal Interfund Transfers</u></b>	<b>6,537,365</b>	<b>7,889,193</b>	<b>1,351,828</b>	<b>21%</b>
Contingency	500,000	500,000	0	0%
Undesignated Ending Balance	164,064	292,671	128,607	78%
<b><u>Subtotal unrestricted Ending Balance</u></b>	<b>664,064</b>	<b>792,671</b>	<b>128,607</b>	<b>19%</b>
<b>Total Requirements</b>	<b>\$10,854,312</b>	<b>\$11,598,236</b>	<b>\$743,924</b>	<b>-14%</b>

# Planning Fund

- **Operating Expenses down 4.2%  
or \$800,000**
- **FTE reduction of 1.5**

# **Regional Parks Fund**

- **Beginning Fund Balance**
  - up \$290,000 from FY 02 Budget
  - unrestricted Fund Balance down \$150,000 from actual
- **Current Revenues are down \$730,000**
- **Operating Expenses are up 8% or \$360,000**
- **FTE up 3.25**



# **Enterprise Funds**

- **MERC Operating**
- **Solid Waste Revenue**
- **Zoo Operating**

# **MERC Operating Fund**

- **Beginning Fund Balance reduced by \$4 million**
- **Current Revenues are up by \$2.7 million**
- **Operating Expenses are up by \$2 million**
- **Ending Fund Balance is down 34% or \$4.7 million**
- **FTE increased by 35**



# **Solid Waste Revenue Fund**

- **Beginning Fund Balance down \$6 million**
- **Current Revenues down 2% or \$950,000**
  - **Enterprise Revenues flat at \$49.5 m**
  - **Interest earnings down by \$1.2 m**
- **Operating Expenses down 5% or \$2.4 million**
- **Ending Fund Balance down \$3.5 million**

# Zoo Operating Fund

- **Beginning Fund Balance is down \$500,000**
- **Current Revenues are up \$2 million**
- **Operating Expenses up 7% or \$1.4 million**
- **Ending Fund Balance stays level at \$4 million**
- **FTE increase of 2.7**



# **Central Service Funds**

- **Support Services**
- **Building Management**
- **Risk Management**

# Support Services Fund

- **Beginning Fund Balance down \$140,000**
  - FY 02 spending of IT capital reserves
- **Interfund Transfers**
  - Net addition of \$540,000
- **Operating Expenditures net increase of 9% or \$700,000**
- **FTE transfer of 6.15**
  - Changes to Creative Services and Citizens Involvement
  - One new position in ASD

# **Building Management Fund**

- **Beginning Fund Balance up 12%**
  - Reserve for Future Debt Service
- **Expenditures increase for utilities and CIP projects**
- **Increase in Ending Fund Balance, for Debt Service Reserves**



# **Risk Management Fund**

- **Enterprise Revenue up \$900,000**
  - **Health Insurance**
- **Transfers In for Indirect Charges unchanged**
- **Operating Expenditures are up \$1.5 million for insurance and claims**



# **Capital Funds**

- **Convention Center Project Capital**
- **MERC Pooled Capital**
- **Open Spaces**
- **Zoo Capital**



# **Convention Center Project Capital Fund**

- **Reflects the progress on the construction of the expanded facility**
- **Scheduled for completion in FY 2002-03**





# **MERC Pooled Capital**

- **Capital expenditures up \$3.3 million for OCC and PCPA projects**
- **FTE up 4.94 to 5.49**
  - **shift of staff from Operating Fund**



# **Open Spaces Fund**

- **Beginning Fund Balance down \$16 million**
- **Capital Expenditures down 87% or \$13 million**
- **\$1.5 million reserve in Ending Fund Balance**
- **FTE down 4.8**



# **Zoo Capital Fund**

- **Beginning Fund Balance flat**
- **Capital Expenditures down 10%  
or \$167,000**
- **Ending Fund Balance down  
\$167,000**



# **Other Funds**

- **Smith and Bybee Lakes**

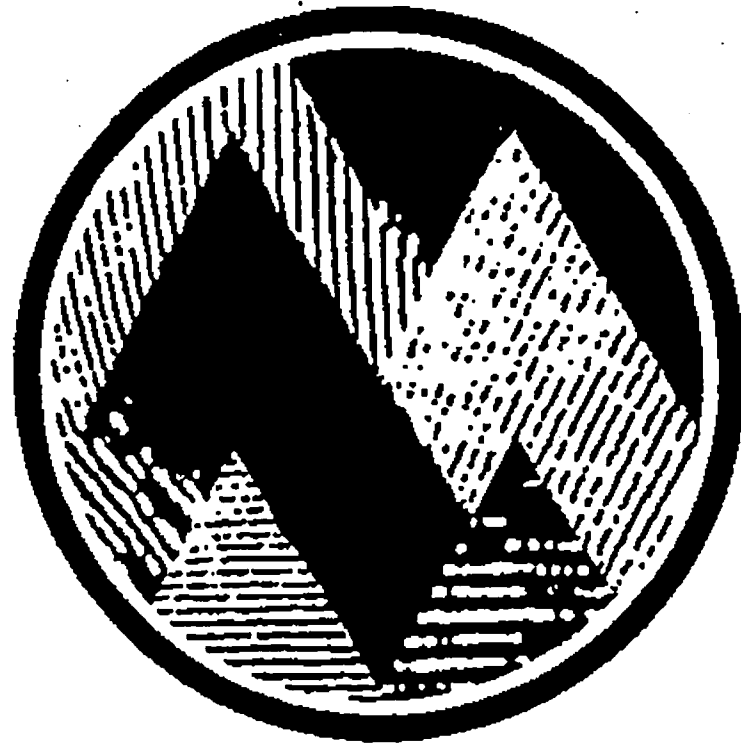
- renamed from **Smith and Bybee Lakes Trust Fund**

- **Regional Parks Special Accounts**

- renamed from **Regional Parks Trust Fund**

# **Decision Packages**

- **Response to Council Priorities**
- **Cut packages for departments that receive excise tax**
  - To match FY 02 levels
- **Add packages for programs**
  - Identified by Council
  - OR
  - Considered a priority by department



**METRO**

Department	#
Auditor	2

## PROPOSED FY 2002-03 BUDGET AMENDMENT

**PRESENTER**     Councilor McLain  
**DRAFTER:**     Metro Auditor Alexis Dow, CPA  
**DATE FILED**     April 11, 2002

### PROPOSED AMENDMENT

<u>AFFECTED DEPARTMENT(S)</u>	<u>AFFECTED FUND(S)</u>	<u>AFFECTED LINE ITEMS</u>
Auditor	Support Services    5240	Contracted Professional Services    \$30,000

### PROGRAM/STAFFING IMPACTS

This restores contracted professional services in the Auditor's budget to the amount originally requested in the budget proposal. It does not reflect an increase.

### ARGUMENTS IN FAVOR OF PROPOSED AMENDMENT

This budget amendment reinstates funds to the same level as originally requested in the budget proposal. These funds are necessary to provide resources to the Auditor to complete projects underway at June 30, 2002 and to obtain specialized technical expertise as needed.

**OPTIONS FOR FUNDING THIS AMENDMENT** – There are several alternatives the Council can consider for funding this amendment. For example, the Council can reverse the transfer of funds made by the Executive Officer. The Council can also reinstate the cut funds for the Office of the Auditor without a corresponding reduction elsewhere in the budget.

**NATURAL RESOURCES COMMITTEE REPORT**

CONSIDERATION OF RESOLUTION NO. 02-3175, FOR THE PURPOSE OF CONFIRMING THE APPOINTMENTS OF RON CARLEY, CLIFTON DEAL, LINDA DOBSON, REBECCA GIESEN, CHRIS HATHAWAY, LYNNE KENNEDY, JOEL KOMAREK, DEBRAH MARRIOTT, CHRIS NOBLE, LORNA STICKEL AND TOM WOLD TO THE WATER RESOURCES POLICY ADVISORY COMMITTEE

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Date: April 5, 2002

Presented by: Councilor McLain

**Committee Action:** At its April 3, 2002 meeting, the Natural Resources Committee voted 4-0 to recommend Council adoption of Resolution 02-3175. Voting in favor: Councilors Atherton, Bragdon, Park and McLain.

**Background:** A number of vacancies exist in WRPAC, an advisory committee that reports to the Metro Council in matters of water and the environment. Participating agencies have nominated individuals to fill the vacancies. The Executive Officer has accepted the nominations and made appointments, subject to Council confirmation.

**Committee Issues/Discussion:** There was no public or committee discussion.

- Existing Law: Metro code section 2.19.019.
- Budget Impact: None