

## MINUTES OF THE METRO COUNCIL WORK SESSION MEETING

Tuesday, July 15, 2008  
Metro Council Chamber

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

Councilors Absent: Carl Hosticka (excused)

Council President Bragdon convened the Metro Council Work Session Meeting at 2:01 p.m.

### **1. DISCUSSION OF AGENDA FOR COUNCIL REGULAR MEETING, JULY 17, 2008/ADMINISTRATIVE/CHIEF OPERATING OFFICER COMMUNICATIONS**

Council President Bragdon reviewed the July 17, 2008 Metro Council agenda.

Councilor Harrington asked whether Thursday's Council Meeting was expected to be a large media event. Council President Bragdon said that although it was not noted as a public hearing he would not curtail public comment, but would limit the comment time to 90 seconds per citizen or group.

Councilor Harrington and Councilor Burkholder discussed differences in wording between earlier and the current task force recommendations. Wording will be worked on.

Councilor Collette asked to what degree council recommendations had been altered. Councilor Burkholder said that both versions were essentially the same; only wording was slightly different. Council President Bragdon asked if there were questions on Wednesday's meetings. Councilor Liberty asked what information would be presented.

Councilor Burkholder said that Jason Tell of ODOT was willing to come and address Council, and if there were additional questions Jeff Hamlin of ODOT would also be available. Councilor Liberty said that the health of fisheries is an important factor when considering this project.

### **2. PROPOSED BUSINESS RECYCLING REQUIREMENTS**

Mike Hoglund, Director, Solid Waste and Recycling (SWR), said his department had received direction from Council in November, 2007 to develop mandatory business recycling requirements. He went through a PowerPoint (attached) that discussed benefits and challenges of this. Policy development was gone over.

Marta McQuire of SWR discussed education, best practices and public outreach. Input from national programs was taken into consideration, as well as from regional entities.

Councilor Liberty asked for and received clarification on the obligations of non-profits under the proposal's requirements. An additional \$400,000 was requested for education, which brought the budget to one million dollars.

A path for exceptions was developed, as well as the process to receive an exception.

Councilor Liberty asked what the size threshold would be. Marta McQuire discussed the differences between exemptions and exceptions. Local governments would be involved in the exemption process. Councilor Liberty discussed the exemption process. Mike Hoglund said that this process would be handled within each jurisdiction. Mandatory recycling requirements would be in effect on January 1, 2009. A grace period of six months was suggested. Stakeholder feedback showed overall support, with education and voluntary compliance preferred over a mandatory process.

There was discussion: on whether Council was ready to consider an ordinance. Councilor Burkholder brought up the issue of mandatory compliance versus education. Mike Hogle said that education programs had been in place since the late 90s, and still progress had not been as good as hoped. Tenants in larger buildings were concerned about being held responsible if their hauler did not comply, but Mr. Hogle said that the building owner was responsible for subscribing to service and providing containers. If a breakdown in process occurred, this was an opportunity to go in and determine where problems exist.

Councilor Harrington said that she has been to many presentations and had no questions for staff. Councilor Liberty commented on minimal-interest by stakeholders in having a recycler team come out and assess specific problem situations.

Regarding a question on multi-family exemptions, Marta McQuire said she would check with OMA, and that clarification would be provided.

Councilor Park said he'd like a more clear definition of what has been accomplished. He said that people want to do a lot of good things. He said that MPAC's response was interesting. Councilor Harrington said there had been a lot of outreach.

Councilor Collette said she had been hearing pushback lately, such as from Mayor Hammerstad of Lake Oswego, who voted against it, but that she had voted before hearing back from her chamber, which had seemed supportive. Mike Hogle said SWR was happy to go out and hear concerns and answer questions.

### **3. BREAK**

### **4. MILWAUKIE TO PORTLAND LIGHT RAIL PROJECT LOCALLY PREFERRED ALTERNATIVE**

Bridget Wieghart, Planning Department, introduced the project. Councilor Liberty recapped the project to date.

Mr. Brandman said many new issues have arisen, and recommendations had come from a number of groups, most of which had similar input on alignment and terminus issues.

Ms. Wieghart drew the Council's attention to the resolution in the packet, noting that it was less impactful than the resolution put forth in 2030. The decision on whether the terminus would reach to Park will not be made until next year. Councilor Liberty commented on building the Harold Station.

The biggest worries regarding the closeness of the MAX line to schools would be resolved by Lake Road as a station, since it is further from St. John's and Waldorf's schools.

Councilor Liberty said that door-to-door canvassing showed many people were in support of the project.

Richard Brandman said that the type of river crossing over the Willamette was being looked at and there was a great pool of talent involved in the process.

Councilor Burkholder asked what the impact would be on the trolley trail. Ms. Wieghart said that for three fourths of a mile the light rail would be going parallel to the trolley trail, which would alter development of the trolley trail. It would make for a different experience on the trolley, Councilor Liberty said, but there would be no break in the trolley trail.

Councilor Burkholder asked about Ruby Junction and whether there was continuity of the trail, and staff responded.

Councilor Park asked about the LUFO process with regards to the Gresham City Council. Ms. Wieghart said staff had worked out concerns with the City of Gresham regarding accommodating the trail and access road to the industrial area, and had documented these agreements in the Land Use Final Order (LUFO), which is a legal document that states concerns. Richard Brandman said the Minimum Operating Segment (MOS) should be considered in the LUFO, in case it became

fiscally necessary. This had caused consternation in some circles, and Councilor Liberty said that the issue had taken on a life of its own; and that if they were pressed to adopt the MOS there would be political fallout from the Milwaukie City Council. The Locally Preferred Alternative (LPA) was set to be adopted tonight by the Milwaukie City Council, so there could be some changes.

Councilor Liberty said there were concerns about the terminus; if it stopped short of Park Avenue, the Park and Ride would not be constructed. Was a Park and Ride the best use of the land? A third track could be detrimental; but talks with TriMet indicated that a third track would be not used. A terminus at Park would boost ridership, and staff did not see that the line ending at Park would adversely impact the schools nearby.

Councilor Liberty asked what the legal impact would be if the Milwaukie City Council did not approve the MOS.

Ms. Wieghart said that after the LPA was approved there would be a Land Use Final Order (LUFO) decision made to consolidate land use projects and that the LUFO would be available tomorrow. The LUFO would use broad instead of narrow language to cover all connected elements.

Councilor Harrington asked for clarification on future decisions if there were not enough funds to build all the way go Park. Richard Brandman responded.

Councilor Park asked about the politics involved; was it structured as an all or nothing process?

Councilor Collette said that the Milwaukie City Council wanted to go all the way to Park. There was history with Milwaukie's unhappiness; they have had a 20-year temporary transit station in the middle of their downtown, and they want to cooperate but do not want a similar situation to occur. Leverage was a worrisome issue; they felt small compared to Portland.

Councilor Liberty said getting the light rail line to Park Ave. was more important than having a luxury bridge, and that Milwaukie is tracking this aspect of the project closely. Councilor Harrington asked about the Portland City Council's stance on a beautiful bridge and the involved costs. Richard Brandman said former Mayor Katz had informed the design team of issues that needed to be addressed, including a greenway, views of and from the bridge and fitting into the landscape of Portland, but that trade offs would need to be made.

Councilor Park asked about the current stage of bridge design, and Mr. Brandman responded.

Councilor Harrington asked and was assured that the bridge design team was well aware of cost issues. Councilor Collette asked if there was a bridge budget. Mr. Brandman said no, that at this point they're looking at design. Ms. Wieghart said there is a price range and other budget assumptions in the Funding Scenarios handout (attached).

Risk assessment would be made, using the federal government's contingency requirements, which currently stand at about forty percent.

## **5. COUNCIL BRIEFINGS/COMMUNICATIONS**

Logistics regarding Thursday's meeting were discussed. Councilor Liberty had a City of Portland hearing on Thursday at 2:00 so will be late to Council.

Council President Bragdon would be coming back from an SB82 Task Force meeting in Salem.

Councilor Burkholder was recently in Chicago to attend a meeting of the Association for Metropolitan Plan Associations. This is the first time he had been able to attend. They worked on by-laws; he joined the board to work on the Federal Reauthorization Proposal. It had been in the works for 2 years. Global warming was a topic, although agreement was not unanimous on its actual existence. The essence of their mission was similar to Metro's. He

remarked that: Chicago had many public partnerships, he even saw flower wells on the street that had sponsor name plates attached.

Councilor Harrington had spoken to each member of the council regarding Deb Nudelman doing work with the Urban and Rural Reserves, but she wanted to check whether or not there was a perception issue since Ms. Nudelman was also working with the I5-99/W Connector Project. Tom Ryan was currently out of the country, but Council may want go talk with him when he returns.

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 4:05 p.m.

Prepared by,

A handwritten signature in black ink that reads "Phyllis Cole". The signature is written in a cursive style with a long horizontal line extending to the right.

Phyllis Cole  
Council Information Assistant

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF  
JULY 15, 2008**

<b>Item</b>	<b>Topic</b>	<b>Doc. Date</b>	<b>Document Description</b>	<b>Doc. Number</b>
1	Agenda		Agenda: Metro Council regular meeting, July 17, 2008	071508cw-01
2	PowerPoint	07/15/2008	PowerPoint: Proposed Business Recycling Requirements Review and Discussion	071508cw-02
4	Table	07/15/2008	Funding Scenarios, Tillamook to Park, Portland-Milwaukie Light Rail Project	071508cw-03