



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Agenda

DATE: September 25²⁶, 1991
MEETING: METRO COUNCIL
DAY: Thursday
TIME: 5:30 p.m.
PLACE: Metro Council Chamber

Approx.
Time*

Presented
By

5:30
(5 min.)

CALL TO ORDER/ROLL CALL

1. INTRODUCTIONS
2. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS
3. EXECUTIVE OFFICER COMMUNICATIONS

5:35
(20 min.)

3.1 Arts Plan 2000+ Presentation on the Future of Arts Programs, Arts Organizations, Public Art and Related Issues

4. CONSENT AGENDA (Action Requested: Motion to Adopt the Items Listed Below)

4.1 Minutes of June 13 and September 12, 1991

4.2 Resolution No. 91-1508, For the Purpose of Approving a Request for Proposals Document for Establishing an Employee Assistance Program and Waiving Council Approval of the Contract and Authorizing the Executive Officer to Execute the Contract Subject to Conditions

4.3 Resolution No. 91-1501, For the Purpose of Amending the FY 92 Unified Work Program to Include the I-5/I-205 Portland/Vancouver Preliminary Alternative Analysis

4.4 Resolution No. 91-1509, For the Purpose of Authorizing the Executive Office to Execute a Contract with CTR for the Purchase of Computer Hardware, Software and Services and a Contract with First Portland Leasing for the Financing of Said Purchase and Completing the Strap Computer Project

(Continued)

* All times listed on this agenda are approximate; items may not be considered in the exact order listed.

Approx.
Time*

Presented
By

5. ORDINANCES, FIRST READINGS

5:55
(5 min.)

5.1 Ordinance No. 91-427, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose of Funding Special District Association Dues for FY 1991-92 (Action Requested: Refer to Finance Committee)

5.2 Ordinance No. 91-428, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose of Funding Entry into PERS (Action Requested: Refer to Finance Committee)

5.3 Ordinance No. 91-429, For the Purpose of Amending Metro Code Chapter 5.06 to Allow for Committee Member Reappointment, Staggered Terms, and Establishing Committee Membership Date Effective as of Confirmation (Action Requested: Refer to Solid Waste Committee)

6. ORDINANCES, SECOND READINGS

REFERRED FROM THE TRANSPORTATION & PLANNING COMMITTEE

6:00
TIME
CERTAIN
(1 hr.)

6.1 Ordinance No. 91-418A, An Ordinance Repealing the Columbia Region Association of Governments Land Use Goals and Objectives and Adopting the Regional Urban Growth Goals and Objectives Public Hearing (Action Requested: Motion to Adopt the Ordinance) Gardner

REFERRED FROM THE REGIONAL FACILITIES COMMITTEE

7:00
(10 min.)

6.2 Ordinance No. 91-424, For the Purpose of Approving the Revision of Metro Code Section 4.01.060 Revising Admission Fees at the Metro Washington Park Zoo Public Hearing (Action Requested: Motion to Adopt the Ordinance) Devlin

REFERRED FROM THE FINANCE COMMITTEE

7:10
(10 min.)

6.3 Ordinance No. 91-425, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose of Funding an Amendment to the R.W. Beck Contract Public Hearing (Action Requested: Motion to Adopt the Ordinance) Wyers

(Continued)

Approx.
Time*

Presented
By

REFERRED FROM THE GOVERNMENTAL AFFAIRS COMMITTEE

7:20
(10 min.) **6.4 Ordinance No. 91-426, For the Purpose of**
 Approving the Revision of Metro Code Sections
 2.02.180, 2.02.185, 2.02.200, and Adopting the
 Management Compensation Plan Public Hearing
 (Action Requested: Motion to Adopt the
 Ordinance)

DeJardin

7. RESOLUTIONS

REFERRED FROM THE TRANSPORTATION & PLANNING COMMITTEE

7:30
(10 min.) **7.1 Resolution No. 91-1489A, A Resolution Adopting**
 By-Laws for the Regional Policy Advisory
 Committee (Action Requested: Motion to Adopt
 the Resolution)

REFERRED FROM THE REGIONAL FACILITIES COMMITTEE

7:40
(10 min.) **7.2 Resolution No. 91-1494B, For the Purpose of**
 Authorizing the Execution of a Sale Agreement for
 the Acquisition of the Sears Facility (Action
 Requested: Motion to Adopt the Resolution)

Knowles

7:50
(10 min.) **7.3 Resolution No. 91-1505B, For the Purpose of**
 Authorizing the Issuance of Metro Headquarters
 Project Design/Build and Ratifying the Previously
 Issued RFQ

Knowles

BEFORE THE CONTRACT REVIEW BOARD

8:00
(10 min.) **7.4 Resolution No. 91-1507, For the Purpose of**
 Exempting the Headquarters RFQ/RFP Process from
 Competitive Bidding Process Pursuant to Metro
 Code 2.04.041 (Action Requested: Motion to
 Adopt the Resolution)

Knowles

8:10
(10 min.) **7.5 Resolution No. 91-1504, For the Purpose of**
 Authorizing Exemption to the Requirement of
 Competitive Bidding Pursuant to Metro Code
 2.04.041(c) and Approving Portland General
 Electric as a Sole Source Contractor Pursuant to
 Metro Code 2.04.060 (Action Requested: Motion
 to Adopt the Resolution)

(Continued)

Approx.
Time*

Presented
By

8:20 (10 min.) 7.6 Resolution No. 91-1503, For the Purpose of Authorizing an Exemption to the Requirement to Solicit Competitive Proposals for Amendment No. 2 to the Contract with R.W. Beck & Associates, Providing Additional Performance Test Monitoring for the Riedel Compost Facility (Action Requested: Motion to Adopt the Resolution)

McFarland

REFERRED FROM THE TRANSPORTATION & PLANNING COMMITTEE

8:30 (10 min.) 7.7 Resolution No. 91-1498, For the Purpose of Adopting the FY 1992 to Post 1995 Transportation Improvement Program and the FY 1992 Annual Element (Action Requested: Motion to Adopt the Resolution)

Devlin

REFERRED FROM THE GOVERNMENTAL AFFAIRS COMMITTEE

8:40 (10 min.) 7.8 Resolution No. 91-1506, For the Purpose of Adopting a Management Compensation Package (Action Requested: Motion to Adopt the Resolution)

DeJardin

8:50 (10 min.) 7.9 Resolution No. 91-1467A, For the Purpose of Adopting Rules Establishing Procedures Relating to the Conduct of Council Business (Action Requested: Motion to Adopt the Resolution)

Devlin

8. NON-REFERRED RESOLUTIONS

9:00 (20 min.) 8.1 Resolution No. 91-1496, For the Purpose of Expressing Council Intent to Amend Metro's Urban Growth Boundary for Contested Case No. 91-1, Dammasch Public Hearing (Action Requested: Motion to Adopt the Resolution)

9:20 (10 min.) **9. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS**

9:30 **ADJOURN**



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: October 1, 1991

TO: Metro Council
Executive Officer
Interested Staff

FROM: Paulette Allen, Clerk of the Council *PA*

RE: COUNCIL ACTIONS OF SEPTEMBER 26, 1991 (REGULAR MEETING)

COUNCILORS PRESENT: Presiding Officer Tanya Collier, Deputy Presiding Officer Jim Gardner, Roger Buchanan, Richard Devlin, Tom DeJardin, Sandi Hansen, Susan McLain, George Van Bergen and Judy Wyers. COUNCILORS ABSENT: David Knowles and Ruth McFarland.

AGENDA ITEM

ACTION TAKEN

1. INTRODUCTIONS

Presiding Officer Collier introduced Mike Bear and Boy Scout Troop #815 Sunnyside.
2. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

Patricia Miller, Friends of Cedar Mill, thanked Metro for its participation via the Metro Greenspaces booth at their street dance the previous weekend.
3. EXECUTIVE OFFICER COMMUNICATIONS
 - 3.1 Arts Plan 2000+ Presentation on the Future of Arts Programs, Arts Organizations, Public Art and Related Issues

Dr. Thomas Wolfe gave Arts Plan 2000+ preliminary recommendations; final report pending.
4. CONSENT AGENDA
 - 4.1 Minutes of June 13, 1991

Adopted (DeJardin/Gardner; 8-0 vote).
 - 4.2 Resolution No. 91-1508, For the Purpose of Approving a Request for Proposals Document for Establishing an Employee Assistance Program and Waiving Council Approval of the Contract and Authorizing the Executive Officer to Execute the Contract Subject to Conditions

4.3 Resolution No. 91-1501, For the Purpose of Amending the FY 92 Unified Work Program to Include the I-5/I-205 Portland/Vancouver Preliminary Alternative Analysis

4.4 Resolution No. 91-1509, For the Purpose of Authorizing the Executive Office to Execute a Contract with CTR for the Purchase of Computer Hardware, Software and Services and a Contract with First Portland Leasing for the Financing of Said Purchase and Completing the Strap Computer Project

5. ORDINANCES, FIRST READINGS

5.1 Ordinance No. 91-427, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose of Funding Special District Association Dues for FY 1991-92 Referred to the Finance Committee.

5.2 Ordinance No. 91-428, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose of Funding Entry into PERS Referred to the Finance Committee.

5.3 Ordinance No. 91-429, For the Purpose of Amending Metro Code Chapter 5.06 to Allow for Committee Member Reappointment, Staggered Terms, and Establishing Committee Membership Date Effective as of Confirmation Referred to the Solid Waste Committee.

6. ORDINANCES, SECOND READINGS

6.1 Ordinance No. 91-418A, An Ordinance Repealing the Columbia Region Association of Governments Land Use Goals and Objectives and Adopting the Regional Urban Growth Goals and Objectives Public hearing held. Adopted as amended (Gardner/DeJardin; 8-1 vote).

6.2 Ordinance No. 91-424, For the Purpose of Approving the Revision of Metro Code Section 4.01.060 Revising Admission Fees at the Metro Washington Park Zoo Adopted (Hansen/DeJardin; 7-1 vote).

- 6.3 Ordinance No. 91-425, An Ordinance Amending Ordinance No. 91-390A Revising the FY 1991-92 Budget and Appropriations Schedule for the Purpose of Funding an Amendment to the R.W. Beck Contract Adopted (Wyers/Hansen; 8-0 vote).
- 6.4 Ordinance No. 91-426, For the Purpose of Approving the Revision of Metro Code Sections 2.02.180, 2.02.185, 2.02.200, and Adopting the Management Compensation Plan Adopted (DeJardin/Hansen; 8-0 vote).
7. RESOLUTIONS
- 7.1 Resolution No. 91-1489A, A Resolution Adopting By-Laws for the Regional Policy Advisory Committee Adopted as amended (Gardner/Devlin; 10-0 vote).
- 7.2 Resolution No. 91-1494B, For the Purpose of Authorizing the Execution of a Sale Agreement for the Acquisition of the Sears Facility Removed from the agenda.
- 7.3 Resolution No. 91-1505B, For the Purpose of Authorizing the Issuance of Metro Headquarters Project Design/Build and Ratifying the Previously Issued RFQ Removed from the agenda.
- 7.4 Resolution No. 91-1507, For the Purpose of Exempting the Headquarters RFQ/RFP Process from Competitive Bidding Process Pursuant to Metro Code 2.04.041 Removed from the agenda.
- 7.5 Resolution No. 91-1504, For the Purpose of Authorizing Exemption to the Requirement of Competitive Bidding Pursuant to Metro Code 2.04.041(c) and Approving Portland General Electric as a Sole Source Contractor Pursuant to Metro Code 2.04.060 Adopted (Buchanan/Wyers; 8-0 vote).
- 7.6 Resolution No. 91-1503, For the Purpose of Authorizing an Exemption to the Requirement to Solicit Competitive Proposals for Amendment No. 2 to the Contract with R.W. Beck & Associates, Providing Additional Performance Test Monitoring for the Riedel Compost Facility Adopted (Wyers/Buchanan; 8-0 vote).

- 7.7 Resolution No. 91-1498, For the Purpose of Adopted (Gardner/Buchanan;
Adopting the FY 1992 to Post 1995 8-0 vote).
Transportation Improvement Program and the
FY 1992 Annual Element
- 7.8 Resolution No. 91-1506, For the Purpose of Adopted (DeJardin/Hansen;
Adopting a Management Compensation Package 8-0 vote).
- 7.9 Resolution No. 91-1467A, For the Purpose Deferred to October 10
of Adopting Rules Establishing Procedures Council meeting.
Relating to the Conduct of Council
Business

8. NON-REFERRED RESOLUTIONS

- 8.1 Resolution No. 91-1496, For the Purpose of Adopted as amended
Expressing Council Intent to Amend Metro's (DeJardin/Buchanan; 8-0
Urban Growth Boundary for Contested Case vote).
No. 91-1, Dammasch

9. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

No Action Requested.

Meeting Date: September 26, 1991
Agenda Item No. 4.1

MINUTES

MINUTES OF THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

June 13, 1991

Council Chamber

Councilors Present: Presiding Officer Tanya Collier, Deputy Presiding Officer Jim Gardner, Larry Bauer, Roger Buchanan, Richard Devlin, Tom DeJardin, Sandi Hansen, David Knowles, Ruth McFarland, Susan McLain, George Van Bergen and Judy Wyers

Councilors Absent: None

Also Present: Executive Officer Rena Cusma

Presiding Officer Collier called the regular meeting to order at 5:35 p.m.

Presiding Officer Collier announced Agenda Item No. 3, Executive Officer Communications, had been scheduled after consideration of Agenda Item No. 7.1, Resolution No. 91-1437A. She announced Cliff Carlsen, chair, Metro's Public Policy Advisory Committee on Regional Facilities would brief the Council on that committee's activities to date under Executive Officer Communications.

Presiding Officer Collier announced an Executive Session had been added to the agenda and would be considered as Agenda Item No. 8 before Agenda Item 9, Councilor Communications and Committee Reports.

1. INTRODUCTIONS

None.

2. CITIZEN COMMUNICATIONS TO COUNCIL ON NON-AGENDA ITEMS

None.

3. EXECUTIVE OFFICER COMMUNICATIONS

None.

4. CONSENT AGENDA

4.1 Resolution No. 91-1470, Supporting Tualatin River Discovery Day and Its Goals of Recreation and Preservation

Motion: Councilor DeJardin moved, seconded by Councilor Wyers, for adoption of the Consent Agenda as listed.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, McFarland, McLain, Van Bergen, Wyers and Collier voted aye. Councilors Bauer and Knowles were absent. The vote was unanimous and the Consent Agenda was adopted.

5. ORDINANCES, FIRST READINGS

5.1 Ordinance No. 91-406, For the Purpose of Amending Ordinance No. 88-266B Adopting the Regional Solid Waste Management Plan to Incorporate the Illegal Dumping Chapter

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-406 had been referred to the Solid Waste Committee for consideration.

5.2 Ordinance No. 91-407, For the Purpose of Amending Metro Code Sections 2.01.070, 2.01.090, 2.01.120, 2.01.130 and 2.01.140 Relating to Conduct of Debate at Council Meetings, Receipt of Public Testimony at Council Meetings and Consideration of a Consent Agenda at Council Meetings and Standing Committees of the Council

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-407 had been referred to the Governmental Affairs Committee for consideration.

5.3 Ordinance No. 91-408, For the Purpose of Amending the Planning Procedure for Designating Functional Planning Areas and Activities

The Clerk read the ordinance for a first time by title only.

Presiding Officer Collier announced Ordinance No. 91-408 had been referred to the Transportation & Planning Committee for consideration.

Presiding Officer Collier called a recess at 5:36 p.m. The Council reconvened at 5:45 p.m.

7. RESOLUTIONS

7.1 Resolution No. 91-1437A, Establishing Policy for Development of the Washington County Solid Waste System Chapter to the Regional Solid Waste Management Plan

Main Motion: Councilor Gardner moved, seconded by Councilor Wyers, for adoption of Resolution No. 91-1437A.

Councilor Gardner gave the Solid Waste Committee's (SWC) report and recommendation. He said the SWC on May 22 voted 3 to 1 in favor to recommend the Council adopt the resolution as amended. He said the resolution established the policy to be used while developing the Washington County chapter of the Regional Solid Waste Management Plan (RSWMP). He said those policies were the result of two years of work performed by the Washington County Steering Committee (Steering Committee) and recommended to Metro.

Councilor Gardner explained Solid Waste Committee amendments. He said the Steering Committee had recommended policy to develop a solid waste system to serve the Washington County portion of the region or the west waste shed. He said the Committee amended the process Metro would use to determine how and who would construct a transfer station in the Wilsonville area to serve that portion of Washington County. He said the amendment provided for a competitive Request for Proposals (RFP) process by Metro and that proposers would be asked to submit two proposals: 1) A proposal for a privately-owned franchise station; and 2) A proposal for a publicly-owned transfer station under a turn-key arrangement in which a proposer would design and build a station which would undergo performance testing. He said when it was finished and ready for operation, ownership would transfer to Metro. He said part of the proposal would be for a three-to-five year contract for the designing firm to operate the transfer station after which Metro would rebid the transfer station's operations contract. He said the amendment would allow the Council to determine if Metro West Station should be publicly or privately owned. He said other recommendations made by the Steering Committee still stood as to the possible number and size of transfer stations. He said the issue to be decided was whether ownership decisions could be delegated to groups other than Metro and whether that decision was made two to three years previous to when the Steering Committee began work.

Councilor Gardner referred to a June 1988 meeting at which four current Councilors, Executive Officer Cusma, Planning & Development staff, and the Solid Waste Policy Advisory Committee were present. He said at that meeting consensus was reached on the local option. He said that meant Washington County could

form their own group and decide how solid waste should be handled in their part of the region and then submit that plan to Metro. He said that agreement stated Metro would evaluate and accept all options found to be consistent with RSWMP. He recalled a discussion regarding when the local option plan came back as to who would decide it was consistent with regional policy and said the consensus was that Metro would decide because Metro was giving up the option to plan disposal details for that part of the region. He said the local solution had to meet clear and objective standards.

Councilor Gardner said the Council had been told by the Steering Committee, Planning & Development staff and the Executive Officer the plan was consistent with RSWMP and with regional solid waste policy. He said among questions to be asked were whether such decisions could be made by other parties or whether it was the Council's decision to make. He said Council's right to decide whether the plan was consistent with the RSWMP and other policies. He said those questions were reflected in the amendments made at Committee related to Metro West Station ownership. He said the Solid Waste Committee had amended the resolution to make the procurement process an open and competitive one and decided after the proposals were submitted, Metro would decide then if a privately or publicly owned transfer station would best serve the region.

Motion to Substitute Minority Report for Main Motion:

Councilor DeJardin moved, seconded by Councilor Devlin, to substitute Resolution No. 91-1437B for Resolution No. 91-1437A.

Councilor DeJardin said Resolution No. 91-1437B would amend Resolution No. 91-1437A as recommended by the Solid Waste Committee on May 21. He said Resolution No. 91-1437B eliminated the option for ownership of the transfer station to be located in eastern Washington County, to be decided during procurement, and eliminated the two different procurement processes. He said Resolution No. 91-1437B recognized the need for Metro to maintain the ability to provide for facility changes during a long-term ownership/operations franchise agreement by identifying Metro's authority to do so. He said the purpose of Resolution No. 91-1437B was to establish Metro policy and support for Washington County's solid waste plan that was consistent with Metro past action.

Councilor DeJardin said a great deal of time, energy and money had been spent on the issue before the Council. He appreciated Councilor Gardner's report and the issues he raised, but noted the solid waste disposal problems Metro had faced in previous

years. He noted the St. Johns Landfill was reaching capacity in 1988 and neither Metro nor the State of Oregon could site a new landfill. He said the State's super siting authority had failed. He said Oregon City threatened to close Metro South Station because it was over-capacity then and still was. He said the Environmental Quality Commission (EQC) had imposed a Stipulated Order (SO) on Metro's waste reduction efforts and said planning for Metro East Station was a year behind schedule at the time. He said as a result, the Council joined with the Executive Officer to ask local governments for their assistance. He said a series of meetings and workshops were held between local government officials, Metro Councilors and Metro's Executive Officer in an attempt to initiate a regional cooperative working effort. He said the most significant of these meetings was held on June 4, 1988, between the Metro Council, the Solid Waste Policy Advisory Committee comprised of local government officials, the Metro Executive Officer, the Department of Environmental Quality (DEQ) and the City of Portland. He said discussion at this meeting provided the framework for the solid waste planning policies which were adopted unanimously by the Metro Council in October 1988 and incorporated into RSWMP. He said those agreements were now Metro policy and remained valid until changed through official Council action and said the Council had not changed such policy.

Councilor DeJardin said since the June 1988 meeting, the region had leaped forward in effective waste reduction efforts. He said every local government in the region currently had in place their own waste reduction plan which identified tasks, timelines and budgets and said local jurisdictions were fulfilling their portion of the regional waste reduction program. He said such events represented a huge reversal from the situation in 1988 when Metro had threatened local governments with penalties if they did begin waste reduction activity. He said Metro was considered a leader in the nation in the field of waste reduction because of its cooperation with local governments.

He said Metro's success in solid waste management over the last four years was commendable. He said Washington County had worked with Metro since the initiation of the cooperative decision-making process on solid waste issues. He said Washington County carried out Metro's plan over the previous four years. He said Washington County had developed an excellent yard debris program in response to EQC's rule on yard debris and had actively worked with Metro to provide appropriate zoning for solid waste facilities throughout Washington County, although the Council itself had not yet passed the model zoning ordinance for solid waste facilities. He said the model zoning ordinance was first presented to the Solid Waste Committee on April 2, 1991 and

recommended for adoption by the SWC on May 7 and said final Council action on the ordinance was anticipated in June. He said given the fact that the Council had not yet adopted the model zoning ordinance, it was not possible to hold local government responsible for amending their ordinances to provide appropriate zoning for solid waste facilities. He said local governments had developed their model zoning ordinance in conjunction with Metro. He said Washington County had also brought to Metro a comprehensive transfer material recovery plan system. He said Washington county's relationship with Metro had been a good one.

Councilor DeJardin discussed six policy issues related to Metro and the plan proposed by the Steering Committee. He said Resolution No. 91-1437A was not consistent with the six policies adopted via Ordinance No. 88-266B and Resolution Nos. 89-1156, 90-1263, 90-1250A, and 90-1358B. He said the issues involved more than the procurement process alone and whether ownership was private or public. He reiterated Washington County had carried out every aspect of their plan as originally promised to Metro. He said Resolution No. 91-1437A was not consistent with Washington County's proposed plan or Metro adopted policy. He said the resolution was not consistent with Ordinance No. 88-266B because it was not based on or supported the findings of the technical analysis (TA). He said Resolution No. 91-1437A required the public turn-key ownership option for one of the two transfer facilities, stated procurement for that facility would be via an RFP process, and said such action would not be consistent with Metro policy. He said Resolution No. 91-1437B was consistent with Metro policy and relied on the findings of the TA. He said most important of all was Resolution 90-1250A which specifically stated, "the Council authorized the private versus public ownership analysis on the Washington County system components to be conducted during the planning phase and states its intention to make a decision on this issue prior to commencement of the procurement phase."

Councilor DeJardin said Resolution No. 91-1437A ensured ownership decisions would be made during the procurement phase and said that was not consistent with Metro policy. Councilor DeJardin said the most important aspect of the public/private issue was vested interest. He said an applicant might have a vested interest because the site could be contaminated or because of other related issues. He said the public interest must be protected. He said staff and the consultants conducted a thorough analysis on ownership issues. He said the Steering Committee's recommended plan was consistent with such analysis. Councilor DeJardin said he dwelt on policy in his presentation of Resolution No. 91-1437B because the Metro Council was a policy-making body. Councilor DeJardin said the community

expected Metro to follow its own policies. He said based on the TA, the decision on ownership should adhere to Washington County's stated preference for private ownership. He said there was no technical justification for delaying ownership decisions on the larger transfer station in Washington County and said there was no rationale for allowing the smaller transfer station to be privately owned while the larger one was not. He said some Councilors expressed concern about Metro Code franchise language and asked, if the station were privately owned if the Council would have any authority to modify the station/system as improved technology developed in the future. He said under Metro's franchise code, Metro would have the necessary authority to write a franchise agreement with the private sector which explicitly stated Metro's control and ability to cause necessary changes to facility capital improvements, methods, and operations.

Councilor DeJardin said the real issue did not center on ownership but related to set up and management of the over-all waste reduction program for the region.

Councilor DeJardin noted Resolution No. 91-1437A recommended a competitive long-term franchise process for the smaller transfer station in Forest Grove and an RFP with a turn-key ownership option for the larger station, possibly to be located in Wilsonville. He said that recommendation was not based on the TA and would result in a cumbersome and unfair procurement process because the turn-key option would limit public competition and noted Metro Central Station as a turn-key facility had not led to substantial cost savings. He said Resolution No. 91-1437A's recommended procurement process followed the same guidelines as those used for Metro Central Station.

Councilor DeJardin said Resolution No. 91-1437B said language was added to page 1, sixth WHEREAS, which stated: "Chapter 13 of the Regional Solid Waste Management Plan establishes criteria for determining the form of facility ownership that best serves the public interest, including that facilities must be able to adjust to changing circumstances which may require capital improvements..." He said also added on page 2 to BE IT RESOLVED Section No. 1, "...to ensure that the Washington County Plan is consistent with the Regional Solid Waste Management Plan." He said language added to Page 4, 1(e) stated: "Public/private financing; with option for Metro to sponsor Revenue Bonds with a limited Metro pledge..." and eliminated other language. He said under (f) language was eliminated that stated: "private financing costs do not exceed financing costs for an identically priced facility finance through Metro limited pledge private activity bonds, and the only increase in operating costs is due

to the payment of local property taxes. Councilor DeJardin discussed other language as revised from Resolution No. 91-1437A. Councilor DeJardin explained Resolution No. 91-1437A was changed to be consistent with the plan as submitted by the Steering Committee and Metro policy. Councilor DeJardin said Resolution No. 91-1437A stated on page 6: "These policies are identified as the preferred policy options in the April, 1991 Policy and Technical Analysis for the Washington County System Plan. These policies represent the conclusion of the analysis conducted on various solid waste system options for Washington County."

Councilor DeJardin discussed Councilor Gardner's June 10 memorandum "Comments on Minority Report on Resolution No. 91-1437A." He said in response to the memo's statement: "It is fundamentally inconsistent with Metro statutory responsibilities and the regional plan for Metro to obligate itself to defer to local government recommendations on broad regional system management issues," that Metro was not deferring but delegating responsibilities in this instance. He said Councilor Gardner had also stated: "with the composter and Metro Central in place the system is not in crisis." Councilor DeJardin disagreed with that assessment and noted again Metro South was over-capacity and cited transportation difficulties to Metro Central. Councilor DeJardin asked for the Council's unanimous support of Resolution No. 91-1437B.

Presiding Officer Collier opened the public hearing.

Mayor Gussie McRoberts, City of Gresham, discussed the importance of regional cooperation. She said those who had served on Metro's Urban Growth Management Policy Advisory Committee for the past two years struggled to define Metro's and local government's roles in future regional planning. She said progress had been made because that committee believed the Council could be trusted to follow the rules agreed upon by all parties involved. She said the Council had previously ruled local jurisdictions could develop their own solid waste plans. She said Metro staff had determined Washington County's plan met the criteria previously established to handle such plans. She expressed concern that if Metro violated its previous commitment with local governments on solid waste issues, it would be difficult to gain consensus and move forward with the Regional Urban Growth Goals and Objectives (RUGGO). She urged the Council to think about such issues when voting on either Resolution No. 91-1437A or Resolution No. 91-1437B.

Councilor Gardner agreed with Mayor McRoberts on regional consensus on growth management. He said the debate at this meeting centered on what rules were agreed upon by the parties

involved two or three years ago. He said all parties hoped to achieve the same goals. He said it was important rules be developed and understood by all so that if they were not followed all involved parties would know. He said such rules made in the past were fuzzy at best and the result were two different understandings of what the rules were. He said the fault was in not writing clear rules two years ago.

Councilor Bauer thanked Mayor McRoberts for her testimony because she addressed the main point which was consensus building. Councilor Buchanan thanked Mayor McRoberts for her testimony also.

Councilor Forrest Soth, president, Beaverton City Council, introduced John Atkins, Assistant to the Mayor of Beaverton, who was Beaverton's representative on the Washington County Solid Waste Systems Design Steering Committee. Mr. Atkins on behalf of the County Solid Waste Committee and the City, expressed Beaverton's appreciation to the Council for giving Wa County the opportunity and resources to develop a county-wide solid waste plan as a component of the regional solid waste management program. He said the cooperative effort began three years ago following a divisive unsuccessful effort to site a transfer station in Washington County. He said Washington County's local governments had worked diligently since then to produce a comprehensive material recovery system plan for adoption. He said the plan had been developed in full conformance with the adopted standards and policies Metro set before local governments at the outset of the planning process. He said the plan was reviewed by Metro staff, analyzed by a team of consultants, and was found to be consistent with Metro's policies and with the RSWMP. He said the plan also satisfied criteria Washington County governments' set for themselves in land use and transportation goals. He said Washington County wanted a plan that would succeed politically with the units of local government. He said there was no proof that Washington County's plan was out of compliance with Metro adopted policy. He said Policy 16 of RSWMP stated: "Implementation of the Solid Waste Management Plan shall give priority to solutions developed at the local level that are consistent with all Plan policies." He said the local jurisdictions had complied with Metro policy and kept their end of the bargain and respectfully asked the Council to adopt Resolution No. 91-1437B.

Mr. Soth said Beaverton felt strongly they had met the test of policies in the RSWMP. He said they had followed the guidelines in the resolution establishing the local solutions in Washington County. He said they had designed the plan with the best technical analysis available. He said the plan would work and

would work well. He said the plan was developed through a local cooperative process and had earned the Metro Council's support and urged they adopt Resolution No. 91-1437B.

Emilie Kroen, representative for Mayor of Tualatin Steve Stolze, urged the Council to adopt Resolution No. 91-1437B as soon as possible because the region needed to establish recycling rates.

Mayor Clifford Clark, City of Forest Grove, representative on Steering Committee, and previously served as representative of cities of Washington County on the Solid Waste Policy Advisory Committee. He testified in opposition to Resolution No. 91-1437A. He said the Steering Committee originally proposed 4-5 material recovery sites which were dropped because of the technical analysis findings and compromised on one large facility. He said Metro's control of the gate houses had been supported. He said they originally proposed a direct franchise process after Metro Legal Counsel defined the parameters for the procurement process, the Steering Committee developed a procurement process consistent with those needs including complete and open competition for both transfer stations. He said they originally proposed a system to handle Washington County waste only, but expand the system to handle some Clackamas County waste. They originally proposed private financing only but recently after the TA showed public/private was best, supported that. He said earlier mention had been made of the model zoning ordinance and noted that ordinance had not been adopted by the Council and said criticism of local governments for not adopting it had been seriously misplaced. He said they had been reasonable with regard to technical needs, legal requirements, or existing adopted Metro policies were identified. He said Policy 16 was not an ambiguous policy. He said the Washington County system would fit with the rest of the regional solid waste system and urged adoption of Resolution No. 91-1437B.

Councilor Van Bergen asked Mayor Clark if they believed the requirement under Resolution No. 91-1437B require open, competitive bidding. Clark said they had always supported a competitive process and that he supported that as the best option for Washington County. he said political support from Washington County rested on private ownership.

Councilor Gardner noted the TA looked three different ways to finance transfer stations; straight public financing, straight private financing, and a combined public/private financing. He asked MC which of the three the TA show would be the least expensive financing mechanism. MC said public financing was the least expensive option but contended that if private financing with a Metro pledge option was put into place it would result in

an efficient and effective system also. He said the 1 to 5 cents per can differential was worth the private option.

Councilor Gardner said the TA was being used as the final word for how the Council should make its decision, and asked again what was the cheapest financing option. Mayor Clark said the cheapest was the public ownership option.

Councilor Devlin said the competition issue would recur although he did not believe it to be the primary issue. He noted Forest Grove was unique in that it permitted solid waste facilities on industrial land as outright use. Mayor Clark said general industrial on outright use. Councilor Devlin asked if there were other general industrial areas in Forest Grove not currently occupied. Mayor Clark did not know of such industrial areas at this time.

Jerry Taylor, city manager, City of Cornelius, Steering Committee alternate, said the Steering Committee was on record in support of a competitive long-term process for any company that submitted a bid for both portions of the west waste shed. He said the procurement process supported by the Steering Committee would ensure a fair deal. He said Metro had spent a great deal of money for a financial model to ascertain what a fair and reasonable price would be. He said if a fair and reasonable bid was not received, the Steering Committee was on record in support of a second round of bidding which could include public financing and ownership options. He said that would be a useful safety valve and could be applied to all of the waste sheds. He said Resolution No. 91-1437A eliminated that safety valve. He urged the Council to support Resolution No. 91-1437B.

Jerry Krummel, Mayor of Wilsonville, urged the Council to adopt Resolution No. 91-1437B. He said any delay would cause negative repercussions on their local land use permitting process. He said after months of extensive analysis on waste generation rates and tonnages, questions had been raised about the need for a transfer station in the eastern portion of the waste shed. He said that issue had created confusion in Wilsonville, and the delay had raised doubt about whether two essential elements in the Washington County plan for the eastern waste shed would be included in the final plan with regard to tonnage caps and private ownership. He said if those elements were not included, Wilsonville would not support a transfer station.

Jim Rapp, city manager, City of Sherwood, said RSWMP required all local regional governments to adopt clear and objective siting standards for solid waste facilities. He said as chair of Metro's Land Use Technical Subcommittee for RSWMP, he knew how

difficult it was for such standards to be developed. He said that committee worked for one year to produce a model siting code to comply with RSWMP. He said some issues such as odor could not be easily reduced to quantifiable clear and objective standards. He said in other areas such as air quality, criteria equal or similar in complexity to DEQ regulations were the only answer to clear and objective mandates. He said the work involved in the model siting ordinance was not appreciated and it was not known that some parts of the model were of necessity complex. He said the Steering Committee was on record in support of working with Metro to adopt and develop such standards. He said Washington County was implementing those standards already although the Council had not yet adopted the ordinance. He noted Forest Grove already permitted many solid waste uses outright. He said Sherwood had incorporated key portions of the model into its zoning code with the remainder scheduled for adoption by the end of 1991. He said other jurisdictions had already scheduled the model ordinance for incorporation into their work programs. He said such signs of good faith and commitment was also reflected in the Washington County plan. He said the Council should honor that commitment by adopting Resolution No. 91-1437B.

Liz Newton, community relations coordinator, City of Tigard, and Tigard representative on Steering Committee, noted the Steering Committee had worked hard for a cooperative effort with the Metro Council. She said the Council had been invited to all of their meetings, had received all materials, that the Council's opinion had been solicited throughout the process, and said the Steering Committee had held workshops in November and April to which the Council had been invited. She said the same spirit of cooperation had been utilized in Tigard itself, resulting in county-wide consensus on the plan. She urged the Council to support Resolution No. 91-1437B.

Steve Schwab, owner Sunset Garbage and president, Clackamas County Refuse Disposal Association, said the Association supported Resolution No. 91-1437B for a privately owned and operated transfer station in Washington County. He said the transfer station proposed in Wilsonville was critical for Clackamas County haulers because it would alleviate the current over-use of Metro South and the resulting long lines at that transfer station. He said private ownership appeared more costly, but said rate impact would be minimal and would not offset the benefits the Association felt would result from such a transfer station being sited. He said United Disposal Inc. was a long-time member of the Association and had an excellent reputation for service and efficiency in operations. He said the Association had complete confidence in United Disposal's ability to construct and operate a state-of-the-art facility in

Wilsonville. He said RSWMP would be complete with implementation of Washington County's plan.

Councilor Van Bergen asked Mr. Schwab if he understood whether procurement under either Resolution No. 91-1437A or Resolution No. 91-1437B required open, competitive bidding. Mr. Schwab said they did.

Karen Joy Douglas Rowe, 25635 Garden Acres, Sherwood, urged the Council to site the transfer station away from existing residential areas. She said environmental studies had not been done on the property proposed for the transfer station site and noted their interchange was due for construction work. She said other interchanges already had water and sewer that could be used and described transportation and traffic flow problems with the interchange closest to the proposed site.

Councilor McLain asked Ms. Rowe if Resolution No. 91-1437A or Resolution No. 91-1437B was site specific in Wilsonville. Ms. Rowe said a site had been purchased with an option in Wilsonville and Wilsonville's Planning Commission had voted 5 to 1 against the site. Ms. Rowe said the residents were aware of the site proposed for the transfer station.

Delyn Kies, Washington County solid waste manager, said the TA performed by consultants under contract to Metro looked at specifications for system solid waste facilities for Washington County which included the type of facility, number and size of facilities, location, and methods of financing, phasing or timing of those facilities. She said the TA's purpose was first to evaluate how changes in those factors would affect the collection, transfer, processing and disposal costs of a variety of solid waste facilities and then to estimate the capital and operating costs of a specific solid waste system for Washington County. She said one item discussed was whether or not there was a cost differential between publicly or privately owned facilities and financing and how great that cost differential would be. She said there would be specific benefit to regional rate payers if Metro could use the private sector to leverage its overall bonding capacity and noted a memorandum to Becky Crockett, Regional Planning Supervisor, from Ken Rust, Public Financial Management, Inc. dated April 17, 1991, titled "Further Explanation of Financing for Washington County Transfer Stations" which stated: "Metro has two choices for securing the financing of solid waste facilities: senior lien debt used historically by Metro to finance publicly owned facilities and subordinate lien debt historically used by Metro to finance privately owned facilities." Ms. Kies said in utilizing subordinate lien debt to finance elements of the solid waste disposal system, Metro

could improve senior lien debt financial performance, minimize impacts on rates and charges by more closely equating revenue requirements to cash requirements and maintain senior lien debt capacity for projects providing system wide services and benefits. She those factors should combine to reduce overall long-term borrowing costs and reduce Metro's solid waste program costs.

Ms. Kies said the results of the financial review and the TA were applied to an analysis of 11 policy issues on the RSWMP. She said those issues included facility ownership, procurement of facilities, and rates at those facilities. She said conclusions were: 1) The Washington County plan was supported by the TA; and 2) That the Washington County plan was consistent with RSWMP. Ms. Kies urged the Council to support Resolution No. 91-1437B.

Councilor Van Bergen said Ms. Kies' testimony on subordinate lien debt raised new issues. He said Metro had used solid waste rates as security to borrow funds in the past. He said \$50 million had been secured against the rates. He asked if subordinate lien debt created a separate rate and asked what that rate was.

Ken Rust, Public Financial Management, Inc., said Metro's current secured debt pledged to the bond holders the net revenues of the system, or the revenue after paying system expenditures. He said Metro via its bond ordinance, had created two debts or two outstanding bond issues which were: 1) Senior lien debt in which after all operating expenses were paid, the bond holders were the first to get paid; and 2) Subordinate lien debt which paid bond holders second after Metro paid operating costs and the senior lien debt. He said this system created two classifications of debt.

Councilor Van Bergen asked if the subordinate lien debt created a second rate of interest at a higher rate of interest than the first rate. Mr. Rust said it did and that their analysis showed financing would take place in the form of a "limited Metro pledge." Mr. Rust estimated that approximately 4 tenths of 1 percent of a penalty would be paid in borrowing costs. He said that equated to approximately 11 cents per ton by 1993-94 when all facilities were on-line and said there was a higher cost differential with the subordinate lien debt.

Councilor Devlin asked if \$50 million borrowed on senior lien debt would receive a higher rating. Mr. Rust said it would. Councilor Devlin and Mr. Rust discussed bonding and interest issues briefly. Mr. Rust said to maintain the same high rating Metro enjoyed on the senior lien obligations, Metro would likely want reported coverage in one year of at least 1.1 percent.

Councilor Gardner asked if such scenarios were used to develop the TA. He asked Mr. Rust which of the options would be cheaper to borrow on. Mr. Rust said senior lien debt with a coverage requirement would have to be raised to a higher level than with just a combination of senior and junior debt even with higher financing costs. Councilor Wyers asked if any those scenarios were used in the TA. Mr. Rust said Public Management reviewed the three options in the TA and assumed the private ownership option would be covered through the subordinate lien debt obligation.

Commissioner Bonnie Hays, chair, Washington County Board of Commissioners, noted Commissioners Steve Larrance and Linda Peters were also present. She said Washington County had invested heavily in the cooperative planning process with Metro. She said the Commission and staff had spent a great deal of time on the plan to ensure it met with RSWMP and Washington County solid waste requirements. She discussed regional partnership and trust. She said if Resolution No. 91-1437B passed, it would be a shining example of regional cooperation. She said the State of Oregon had charged Metro with solving regional solid waste needs via RSWMP. She said Metro's local option policy allowed local jurisdictions to develop their own solutions and believed that Washington County had developed a good plan. She said the Washington County plan was worthy of undivided support.

Councilor Bauer for the record asked Commissioner Hays how many elected local officials in Washington County had participated in development of the plan. Commissioner Hays estimated approximately 55 elected officials supported the plan unanimously. She said she had only seen such consensus for the Oregon Convention Center and Westside Lightrail.

Commissioner Hays submitted for the record a letter from federal Washington County legislators stating their support for the Washington County plan dated June 5 to the Council:
Representative Tom Brian; Representative Ted Calouri,
Representative Mary Alice Ford; Representative Delna Jones;
Representative John Meek; Senator Jeanette Hamby; and Senator Paul Phillips.

Bill Duncan, Garden Acres Neighborhood Association representative, discussed the proposed site. He said Washington County had spent a great deal of time on the plan, but said his association was never invited to or asked to participate in any of the meetings held by the Steering Committee. He said transportation problems had not been solved. He said the site proposed had groundwater on top of a basalt ridge. He said the only accessible service at the site was water and said the

closest sewer line was 4,000 feet away. He asked who would pay for the sewer hook-up. He said the Wilsonville Planning Commission voted against the plan because of such issues. He said he provided a position statement by the Garden Acres Neighborhood Association to the SWC and said that document addressed all of the above issues and provided comparison rebuttals to the Washington County plan. He said other issues related to land use and said the site would have to be expanded outside of the Urban Growth Boundary (UGB) which Metro's own rule prohibited. He expressed Garden Acres Neighborhood Association's support for Resolution No. 91-1437A because it would provide flexibility on all options regarding the west waste shed. He urged the Council to read the position paper distributed to the SWC previously.

Sam Brentano, United Disposal, Inc., (UDI) discussed private versus turn-key ownership issues. He said Richard Brentano founded UDI in 1956. He said UDI involved itself in recycling efforts early on and that UDI was among the first to utilize drop boxes, packers and automation. He said 10 years before it was mandated by the State, UDI provided residential recycling services. He said UDI was interested in the proposed transfer station because of their commitment to the industry and the community.

Richard Brentano, United Disposal, Inc., said UDI would not site a facility that was not compatible with the community it served. He discussed the site UDI selected when they first heard about the proposed facility. He said their proposed site was large enough and would not need expansion outside the UGB and Wilsonville. He said it was close to the Ellington Road Interchange and I-205 and therefore close to Arlington. He said the site had water and UDI was prepared to bring the sewer line to the site. He noted discussion on smaller and larger stations and said their proposed facility would be medium-sized facility. He said they could handle 25 percent of Metro South's volume initially and later, at most, approximately 50 percent of Metro South's volume.

Councilor Devlin said Resolution No. 91-1437B called for a competitive franchise process. He asked Mr. Brentano if UDI was prepared to compete with other proposers. Mr. Sam Brentano said UDI believed it was competitive enough to compete.

Councilor Van Bergen asked UDI's representatives if they understood that procurement under either Resolution No. 91-1437A or Resolution No. 91-1437B required competitive bidding. Mr. Sam Brentano said they understood the issues. He believed a company

which had already begun work on the transfer station would have a head start on other bidders.

Mike Ragsdale noted he served as the Council's Presiding Officer when the June 1988 meeting was held and said because of Metro's difficulties with solid waste facility siting and other problems, Metro embarked on a cooperative effort with local governments and said the June 1988 meeting was the beginning of that cooperative effort. He noted Councilor Gardner's memo which stated "at the time the final decision is made, this Council needs to reserve the latitude to determine if the decision is consistent with what we want the policy to be." Mr. Ragsdale said such policy was already in existence. He said the Council committed to a plan and policy in 1988. He said the current Council should not change policy already established and trust already built.

Councilor Bauer asked Mr. Ragsdale if the Council promised at the 1988 meeting that the Steering Committee would have the opportunity to develop an independent component of the regional solid waste plan. Mr. Ragsdale said the Council did not do so specifically, but said the Council had embarked on a policy of establishing plans and policies that would set guidelines for future actions. He said Washington County had already made clear their intent to host multiple facilities. He said policy was supposed to be developed in the RSWMP that any future components had to be system compatible and had to fit Metro's policies as they existed on public/private ownership and financing. He said Resolution No. 91-1437B fit that criteria. He said Washington County was told if their component was more costly, Metro would not subsidize a more expensive system at the cost of the region. He said the Council should follow guidelines already established.

Councilor Buchanan asked if Resolution No. 91-1437B met the requirements as listed by Mr. Ragsdale above. Mr. Ragsdale said it did.

Councilor Gardner asked Mr. Ragsdale if RSWMP policies could be used and applied separately to any given situation or decision the Council might have to make. Mr. Ragsdale equated the RSWMP with the 14 goals and guidelines of Oregon's land use policy. He said those rules did not have equal authority as was intended by the Legislature. He said when looking at a plan, one had to see if it matched existing policy, but said plans should not be based on criteria to be developed at a later time.

Councilor Devlin said Mr. Ragsdale's premise was that if the Steering Committee submitted a plan consistent with the RSWMP, the Council was obligated to adopt the plan. He said it was the same matter of integrity if the Council could not demonstrate the

plan was inconsistent with policy. He said if sponsors of Resolution No. 91-1437A could not demonstrate the Steering Committee's plan was inconsistent, he asked if the Council was obligated to adopt the plan because the Council's obligation was to determine if the plan was inconsistent. He said he saw no evidence to prove Washington County's plan was inconsistent with the RSWMP. Mr. Ragsdale agreed and said the Council did not have a legal obligation to adopt the plan as submitted, but noted the Council's previous promises to Washington County. He said if the Council did not agree the plan was consistent with the RSWMP, they should send it back to the Steering Committee for further work.

Councilor Knowles said it was of interest to hear on an on-going basis that the Council had committed itself to Washington County's preferred policies. He said he was not present at the June 1988 meeting, but had read the Steering Committee's minutes and the Council's minutes when the Council had considered the issue on various occasions. He said at each of those meetings when policies were discussed, several Councilors had indicated their discomfort with some of the policies proposed. He noted both he and Mr. Ragsdale served on the Council together and both had expressed similar concerns on a conceptual plan as submitted. Councilor Knowles said Mr. Ragsdale expressed concern that receipt of the plan might express endorsement of those policies when it was submitted at a May 1990 meeting. He said he and Mr. Ragsdale both amended the resolution to clarify the Council was not endorsing those policies and would be used as part of the frame work for the technical analysis. He said those concerns arose again in December 1990. Councilor Knowles asked when the Council had committed itself on the record to adhere to the Steering Committee's policies. Mr. Ragsdale said the Council should tell Washington County if the plan did not match stated policy, they should fix it, but said he did not believe goal posts should be changed during the process. He believed the plan met all the tests.

Councilor Knowles noted on two occasions the Council did not wholly approve the plan as submitted by Washington County. He said Washington County should have been told their plan did not meet certain criteria and should be amended to remedy the problem. He said no one had asked Washington County to do so. He said supporters of Resolution No. 91-1437A he had talked to had not stated a specific deviation from the RSWMP. He recalled not liking some components of the plan and said he had attended Steering Committee meetings to state that. He said Resolution No. 91-1437B did meet the Council's goals.

Councilor Knowles said he was not aware of any record where the Council had stated the only applicable test was whether or not the Plan met the RSWMP. He said the Council had not stated as long as there was consistency they would not object to various options contained in the plan regarding private or public ownership options and other issues. He said the plan might be consistent with RSWMP but still contained only one option. He said the record was clear in stating the Council told Washington County their plan was consistent but their options were not.

Councilor Gardner said the Solid Waste Committee had noted several times where and how the plan was inconsistent with RSWMP. He asked Mr. Ragsdale what proof the Council should provide to prove their plan was inconsistent with Metro policy. He asked if it should be technical or legal analysis to prove it was inconsistent. Mr. Ragsdale said the Council should review their adopted policies and ask questions in that context.

Councilor Van Bergen said he attended the June 1988 meeting and did not recall that group reaching consensus on the local option. Mr. Ragsdale noted Councilor Van Bergen left the meeting early and said the group did reach consensus later in the meeting. He said that meeting began the consensus process.

Estle Harlan, Tri-County Association, said haulers believed Resolution No. 91-1437B to be the best plan. She said they believed the cost differential would be minimal and did not believe it would impact the regional rate structure. To Councilor Van Bergen's question, Ms. Harlan stated both Resolution No. 91-1437A and Resolution No. 91-1437B spoke to competition, but believed Resolution No. 91-1437A would impede competition and make it likely that the only bidder would be a large national company. Councilor Gardner said Resolution No. 91-1437A asked that bidders submit both private and public proposals. He asked if Ms. Harlan if the bid allowed bidders to submit one or the other or bids on both types of ownership, if it would be more acceptable to potential bidders. Ms. Harlan said UDI had indicated it would be impossible for them to submit a bid on the public/turn-key ownership option.

Presiding Officer Collier asked if any other citizens present wished to testify. No citizens appeared to testify and the public hearing was closed.

Presiding Officer Collier recessed the meeting at 8:45 p.m. The Council reconvened at 8:55 p.m.

Councilor Wyers asked Councilor DeJardin where amendments to Resolution No. 91-1437A had originated from. He said some

amendments resulted from SWC discussion, concerns expressed by Councilors, and the requirement to be able to adapt to any changing technology. He said the amendments tried to incorporate concerns as expressed by Councilors over the Washington County plan. Councilor Wyers said Resolution No. 91-1437B had not been discussed by the Solid Waste Committee and said Resolution No. 91-1437B had not undergone public discussion and debate. Councilor DeJardin noted he did distribute Resolution No. 91-1437B to fellow Councilors and to Washington County.

Councilor Buchanan noted he served on the Steering Committee, expressed his support for Resolution No. 91-1437B and said it furthered the goals of regional cooperation. He urged the Council to vote for Resolution No. 91-1437B because the Council's goal was to further regional cooperation.

Councilor Devlin said his stated goal by the end of his elective term was that a transfer station be built in Washington County. He said during the process he had issued various warnings to both parties about issues that could become problematic. He said at no time did he ever say that would limit what the Steering Committee or the Council could do. He recalled a lengthy discussion with a former Councilor on an issue and told him his decision on an issue. He said the former Councilor said he had forgotten one criteria which was "Is it possible?" He said Resolution No. 91-1437B would result in two transfer stations in Washington County with five times greater solid waste disposal capacity than currently existed. He said if Resolution No. 91-1437A version were adopted, the entire issue would collapse because of the integrity issue. He said there would not have been as much debate if Washington County had proposed a publicly-owned option only. He displayed a binder titled "The WTRC Story." He said this entire process would end up in a binder if Resolution No. 91-1437A was adopted rather than Resolution No. 91-1437B.

Councilor McLain said she would vote aye on Resolution No. 91-1437B. She said she would not base her decision on previous history as discussed extensively at this meeting, but on the merits of the plan as submitted by Washington County because it was structurally sound, although there problematic issues on cost and public or private ownership. She said Wilsonville had transportation problems and the hauling industry had told Metro they must be able to access a viable interchange. She noted groundwater and neighborhood problems as discussed previously, but believed the Washington County Commission could solve those problems. She stated her respect for Councilor Gardner and his amendments as submitted. She said any policy board had the right to go back and revisit decisions and that Councilor Gardner had

exercised his right to amend the resolution. She agreed with Mr. Ragsdale Washington County's plan met the test. She expressed unhappiness with "turf" battles. She said jurisdictions had to protect their own constituencies, but that trust was necessary also. She said Councilor Gardner behavior during this issue should be used as a standard for future dealings with other elected officials.

Executive Officer Rena Cusma reiterated her previous testimony before the Council on the issues and said they involved Metro's credibility. She said the Washington County plan was not the only item on Metro's agenda and said the Council would seek regional support for the Charter Committee, MERC, the Headquarters Hotel, Arts Plan 2000, Greenspaces, RUGGO, and the vehicle registration fee agreement. She urged the Council to think about those programs as they voted on the resolution.

Councilor Gardner urged the Council to vote no on the motion to substitute Resolution No. 91-1437B for Resolution No. 91-1437A. He said Resolution No. 91-1437B was inconsistent with RSWMP language on facility ownership which stated ownership of facilities would be made on a case-by-case basis by the Council and in making those decisions, the Council would apply 13 different criteria. He said Washington County's recommendation did not leave the option for the 13 criteria and was therefore inconsistent with RSWMP. He said the Washington County Steering Committee had been told that. He noted from Steering Committee minutes that Councilor Devlin had stated the parties involved must realize that if the analysis came back and the private and the public options were found to be relatively equal in merit, or if the publicly-owned option was found to be preferable after the TA was performed, that procurement had to include scenarios for both public and privately owned options. He said the Steering Committee was told this several times. He said the TA demonstrated public ownership would be less expensive. He said the policy analysis concluded regardless of expense the recommendation should be for private ownership. He said Metro's past experience had shown real competition meant greater cost-effectiveness. Councilor Gardner expressed concern about animosity expressed over the issue by the parties involved. He said if the Council adopted Resolution No. 91-1437B, it would telegraph a message that if a part of the region assembled and would not negotiate with Metro on an issue, they would win. He said adoption of Resolution No. 91-1437B could set bad precedent for the future.

Councilor Devlin noted Councilor Gardner quoted his statements from the minutes of a May 1990 Steering Committee meeting. He noted at that time, all entities involved had decided to wait for

the TA before making final decisions and said the TA had solved many outstanding issues since that time.

Councilor DeJardin said policy and technical committees reviewed the resolution, as well as consultants, the solid waste industry, local industry, elected officials, legal counsel, Executive Officer Cusma, Oregon City and staff and had given their time to develop a good plan to solve regional solid waste problems. He said other governments used Metro as a model and would in this issue also. He said a bid submitted by a large national company would hurt small, local companies. Councilor DeJardin urged the Council to adopt Resolution No. 91-1437B.

Vote on Motion to Substitute Resolution No. 91-1437B for Resolution No. 19-1437A: Councilors Bauer, Buchanan, Devlin, DeJardin, Hansen, and McLain voted aye. Councilors Gardner, Knowles, McFarland, Van Bergen, Wyers and Collier voted nay. The vote was 6 to 6 and the motion failed.

Councilor McFarland distributed an amendment to Resolution No. 91-1437A. She proposed to delete paragraph (i) on page 5, "Larger Facility" and to substitute the following language:

"Larger Facility: Competitive request for proposals process allowing proposers to submit proposals for either private ownership and operation (20 year franchise) or public ownership (turnkey with 3-5 year operation agreement), or for both. Proposers submitting proposals for both private and public ownership must state a single capital cost. Proposers must specify financing method for private ownership if non-Metro assisted financing is proposed."

Councilor Devlin said he could not support the amendment because Resolution No. 91-1437A's language on "Smaller Facility" had taken out the language that gave the Council the authority to use a competitive RFP process in the smaller facility scenario and said the scenario as proposed in the amendment was not feasible. He said Washington County had clearly stated a preference for private ownership.

Councilor McLain said she could not support the amendment because of testimony given by Ms. Harlan at this and other meetings.

Councilor Gardner said public ownership was in the best interests of the public both for cost reasons and also to manage the system. He said the amended language could mean Metro only received proposals for privately owned facilities. He expressed support for the amendment to create a competitive atmosphere.

Councilor McFarland said her amendment was in response to potential bidders who had stated it was not possible to submit both public and private bids.

Vote on Motion to Amend Resolution No. 91-1437A: Councilors Gardner, Knowles, McFarland, Van Bergen, Wyers and Collier. Councilors Bauer, Buchanan, Devlin, DeJardin, Hansen and McLain voted nay. The vote was 6 to 6 and the motion failed.

Councilor Wyers said if the main vote to adopt Resolution No. 91-1437A failed, the Solid Waste Committee would work on the resolution further. She said as Solid Waste Committee chair she was willing to work on a compromise solution. She said the committee could work on bifurcating the two stations and review the competition aspect. She said the committee could return the resolution in a passable form for Council adoption.

Councilor Gardner agreed with Councilor Wyers and said the Council could identify where the resolution was inconsistent with the RSWMP and ask the Steering Committee to work on that piece of the plan if the main motion did not pass.

Vote to Adopt Resolution No. 91-1437A: Councilors Gardner, McFarland, Van Bergen, Wyers and Collier voted aye. Councilors Bauer, Buchanan, Devlin, DeJardin, Hansen, Knowles and McLain voted nay. The vote was 7 to 5 opposed and the motion failed.

Motion to Reconsider Resolution No. 91-1437A: Councilor DeJardin moved, seconded by Councilor Devlin, to reconsider Resolution No. 91-1437A.

The Council briefly discussed the motion.

Vote on Motion to Reconsider Resolution No. 91-1437A: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland and McLain voted aye. Councilors Van Bergen, Wyers and Collier voted nay. The vote was 9 to 3 in favor and the motion passed.

Councilor Van Bergen asked what had happened to the issue of vertical integration or integrated ownership.

Motion to Substitute Resolution No. 91-1437B for Resolution No. 91-1437A: Councilor DeJardin moved, seconded by Councilor Buchanan, to substitute Resolution No. 91-1437B for Resolution No. 91-1437A.

Vote on Motion to Substitute Resolution No. 91-1437B for Resolution No. 91-1437A: Councilors Bauer, Buchanan, Devlin, DeJardin, Hansen, McFarland and McLain voted aye. Councilors Gardner, Knowles, Van Bergen, Wyers and Collier voted nay. The vote was 7 to 5 in favor and the motion passed.

Motion to Amend Resolution No. 91-1437B: Councilor McFarland moved, seconded by Councilor DeJardin, to amend Resolution No. 91-1437B so that Section 1(i) would read as follows: "Section 1(i). Competitive long-term franchise process with the option to circulate RFP, if the private sector is unable to obtain facility financing and meet other criteria for the franchise. These criteria shall include a cost which is no greater than the cost of a publicly financed facility using the assumptions and methodology in the technical analysis."

Councilor McFarland said her amendment as proposed was an attempt to reconcile the two points of view. Councilor Van Bergen said an outstanding problem were the unknown costs.

Vote on Motion to Amend Resolution No. 91-1437B: Councilors Bauer, Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Van Bergen and Wyers voted nay. The vote was 10 to 2 in favor and the motion passed.

Vote on Motion to Adopt Resolution No. 91-1437B as Amended: Councilors Bauer, Buchanan, Devlin, DeJardin, Hansen, McFarland and McLain voted aye. Councilors Gardner, Knowles, Van Bergen, Wyers and Collier voted nay. The vote was 7 to 5 in favor and the Resolution No. 91-1437B was adopted as amended.

Presiding Officer Collier recessed the meeting at 10:00 p.m. The Council reconvened at 10:06 p.m.

6.1 Ordinance No. 91-398, An Ordinance Amending Ordinance No. 90-340A Revising the FY 1990-91 Budget and Appropriations Schedule for the Purpose of Funding Due Diligence Costs Related to the Metro Headquarters Relocation Project (Public Hearing)

The Clerk read the ordinance by title only for a second time.

Presiding Officer Collier announced Ordinance No. 91-398 was first read on May 23 and referred to the Finance Committee. The

Finance Committee considered the ordinance and recommended it on June 6 for adoption by the full Council.

Motion: Councilor Hansen moved, seconded by Councilor DeJardin, for adoption of Ordinance No. 91-398.

Councilor Hansen gave the Finance Committee's report and recommendations. She said the ordinance requested the transfer of \$20,000 from Building Fund Contingency and \$80,000 from Capital Outlay to the Miscellaneous Professional Services line item in the Building Fund Materials and Services Category. She said the purpose of the transfer was to properly budget and account for expenditures already incurred on due diligence costs for the proposed acquisition of the Sears Building for use as the new Metro Center.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Ordinance No. 91-398 was adopted.

6.2 Ordinance No. 91-399, An Ordinance Amending Ordinance No. 90-340A Revising the FY 1990-91 Budget and Appropriations Schedule for the Purpose of Funding Increases in at Metro ERC Facilities (Public Hearing)

The Clerk read the ordinance by title only for a second time.

Presiding Officer Collier announced Ordinance No. 91-399 was first read on May 23 and referred to the Finance Committee which considered the ordinance and recommended it to the full Council for adoption on June 6.

Motion: Councilor Hansen moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-399.

Councilor Hansen presented the Finance Committee's report and recommendations. She said the ordinance would amend the MERC Oregon Convention Center Fund and the MERC Spectator Facilities Fund. She said MERC had requested transferring \$220,000 from the Personal Services category to various line items in the Material and Services category in the Convention Center Fund because savings were realized in Personal Services because personnel had been hired later than anticipated. She said the major expenditure increase in the Concession/Catering line item was

because of increased business at that facility. She said the \$300,000 would be transferred from the Concession/Catering line item under Materials & Services to the Wages line item for part-time employees under the Personal Services category. Councilor Hansen explained line item transfers and changes further.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Ordinance No. 91-399 was adopted.

6.3 Ordinance No. 91-400A, An Ordinance Amending Ordinance No. 90-340A Revising the FY 1990-91 Budget and Appropriations Schedule for the Purpose of Fund Increases in Zoo Operations (Public Hearing)

The Clerk read the ordinance by title only for a second time.

Presiding Officer Collier announced Ordinance No. 91-400 was first read on May 23. The Finance Committee considered it on June 6 and recommended Ordinance No. 91-400A for adoption.

Motion: Councilor Devlin moved, seconded by Councilor Hansen, for adoption of Ordinance No. 91-400A.

Councilor Devlin gave the Finance Committee's report and recommendations. He explained several small fund transfers were needed at the Zoo to cover increased or changed expenses which included: 1) A transfer of \$12,000 from Operating Contingency to cover increases over-time costs in the Administration Division for security services and increased food costs in the Animal Management Division; and 2) A transfer of \$10,000 from the Education Services Division Capital Outlay category to the same division's Personal Services category to cover increased costs for Workmen's Compensation. He said funds would also be transferred from the African Rain Forest construction contract line item in Materials & Services to Personal Services to cover the costs of electricians' services on the project.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Ordinance No. 91-400A was adopted.

6.4 Ordinance No. 91-401, An Ordinance Amending the FY 1990-91 Budget and Appropriations Schedule for the Purpose of Funding Increased Expenses in the Solid Waste Revenue Fund

The Clerk read the ordinance for a second time by title only.

Presiding Officer Collier announced the ordinance was first read on May 23 and referred to the Finance Committee. The Finance Committee considered the ordinance on June 6 and recommended it for adoption by the full Council.

Motion: Councilor Hansen moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-401.

Councilor Hansen explained the requested changes affected three divisions of the Operating Account and three capital projects in the General Account. She explained the Operating Account changes included: 1) The transfer of \$5,000 in the Administration Division's Personal Services fund to Materials & Services; 2) The transfer of \$15,000 in the Engineering and Analysis Division Materials and Services category to the Personal Services category; and 3) The transfer of \$240,000 from Fund Contingency to both Materials & Services and Personal Services in the Operations Division. She explained the General Account changes included the transfer of \$750,000 from the Fund Contingency to cover increased costs for design and construction contract change orders for Metro South Station's renovation; design contract change orders for Metro South's household hazardous waste facility and St. John's Landfill Closure contract change orders.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Ordinance No. 91-401 was adopted.

6.5 Ordinance No. 91-402, An Ordinance Amending Ordinance No. 90-340A Revising the FY 1990-91 Budget and Appropriations Schedule for the Purpose of Funding Increased Expenses in the Council Department (Public Hearing)

The Clerk read the title for a second time by title only.

Presiding Officer Collier announced the ordinance was first read on May 23 and referred to the Finance Committee for consideration. The Finance Committee considered the ordinance on June 6 and recommended it to the full Council for adoption.

Motion: Councilor Devlin moved, seconded by Councilor Hansen, for adoption of Ordinance No. 91-402.

Councilor Devlin gave the Finance Committee's report and recommendations. He said the ordinance would authorize interfund transfers to cover the cost of a new personal computer purchased FY 1989-90 but charged to FY 1990-91. He said several new changes included transfer of funds from Election Expense to cover increased Personal Services expenditures and the purchase of Capital Outlay items.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, DeJardin, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilor Gardner voted nay. Councilors Bauer, Van Bergen and Wyers were absent. The vote was 8 to 1 in favor and Ordinance No. 91-402 was adopted.

6.6 Ordinance No. 91-403, An Ordinance Amending Ordinance No. 90-340A Revising the FY 1990-91 Budget and Appropriations Schedule for the Purpose of Funding Increased Expenses in the Business License Program

The Clerk read the ordinance by title only for a second time.

Presiding Officer Collier announced the ordinance was first read on May 23 and referred to the Finance Committee. The Finance Committee considered it on June 6 and recommended it to the full Council for adoption.

Motion: Councilor Buchanan moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-403.

Councilor Buchanan gave the Finance Committee's report and recommendations.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Ordinance No. 91-403 was adopted.

6.7 Ordinance No. 91-404, An Ordinance for the Purpose of Amending Chapter 5.02 of the Metro Code to Provide that All User Fees and Other Fees Submitted to Metro for Solid Waste Generated Within the District Shall Be Calculated on a Tonnage Basis Using Certified Scale Weights (Public Hearing)

The Clerk read the title for a second time by title only.

Presiding Officer Collier announced the ordinance was first read on May 23 and referred to the Solid Waste Committee. The Solid Waste Committee considered the ordinance on June 4 and recommended it to the full Council for adoption.

Motion: Councilor DeJardin moved, seconded by Councilor Gardner, for adoption of Ordinance No. 91-404.

Councilor DeJardin gave the Solid Waste Committee's report and recommendations.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Councilor McFarland asked Mr. Martin to submit figures based on new scale weight configurations because she said one constituent had told her the new system would cost eight times as much as before.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Ordinance No. 91-404 was adopted.

6.8 Ordinance No. 91-405A, An Ordinance for the Purpose of Amending Chapter 5.02 of the Metro Code to Amend Section 5.02.025(c) Regarding the Recyclable Material Credit

The Clerk read the title for a second time by title only.

Presiding Officer Collier announced the ordinance was first read on May 23 and referred to the Solid Waste Committee. The Solid

Waste Committee considered the ordinance on June 4 and recommended it to the full Council for adoption.

Motion: Councilor McLain moved, seconded by Councilor Hansen, for adoption of Ordinance No. 91-405A.

Councilor McLain gave the Solid Waste Committee's report and recommendations. She said staff explained the ordinance would eliminate the recyclable material credit at Metro Central Station and the staff planned to install a recycling depot so that self-haulers could drop off recyclable before their garbage was weighted and eliminate the need for the credit.

Presiding Officer Collier opened the public hearing. No citizens appeared to testify and the public hearing was closed.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Ordinance No. 91-405A was adopted.

6.9 Ordinance No. 91-395A, An Ordinance Adopting a Final Order and Amending the Metro Urban Growth Boundary for Contested Case No. 90-1: Wagner

The Clerk read the title for a second time by title only.

Presiding Officer Collier announced the Council would consider the ordinance in its capacity as a quasi-judicial decision-maker. She announced the ordinance was first read on May 23 at which time the Council received the Hearings Officer's report and staff's report. A public hearing was held and no one spoke in opposition to the ordinance. She said consideration of Ordinance No. 91-395A was continued to this meeting for final consideration and adoption.

Motion: Councilor Knowles moved, seconded by Councilor Devlin, for adoption of Ordinance No. 91-395A.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Ordinance No. 91-395A was adopted.

7. RESOLUTIONS (Continued)

7.2 Resolution No. 91-1456, Establishing a Strategy for High Capacity Transit Studies

Motion: Councilor Devlin moved, seconded by Councilor DeJardin, for adoption of Resolution No. 91-1456.

Councilor Devlin explained the resolution would establish coordinate strategies for light rail studies in the I-205/Milwaukie area and the I-5/I-205 North Corridor to Clark County, Washington. He said the resolution ensured lightrail studies by Metro and the Intergovernmental Resource Center (IRC) in Vancouver, Washington would be conducted on a concurrent, coordinated schedule.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Resolution No. 91-1456 was adopted.

7.3 Resolution No. 91-1468, Revising Guidelines for Council Per Diem, Councilor Expense and General Council Materials & Services Accounts

Motion: Councilor DeJardin moved, seconded by Councilor Buchanan, for adoption of Resolution No. 91-1468.

Councilor DeJardin gave the Governmental Affairs Committee's report and recommendations. Councilor DeJardin said the Council had already approved increasing the amount of per diem days from 120 to 144 and the amount of Councilor expense reimbursement from \$2,000 to \$2,200. He said the Portland All Urban Consumer CPI was used as the basis for increases in the per diem rate and the 1990 6.74 percent CPI increase translated to a \$4.00 increase in Councilor per diem. He said the increased per diem would result in a budget adjustment and increase the Council Department's budget by \$1,728 for the year.

Councilor Devlin noted there would be numerous small adjustments to the budget and noted Councilor Wyers' survey of the Council showed that nine Councilors were in favor of increasing the per diem; the increase had been approved in the budget; and the increase needed to be approved in June to become effective with the new fiscal year beginning July 1 and that it was not necessary to increase the per diem for the current fiscal year.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, McFarland, McLain and Collier voted aye. Councilor Knowles voted nay. Councilors Bauer, Van Bergen and Wyers were absent. The vote was 8 to 1 in favor and Resolution No. 91-1468 was adopted.

Presiding Officer Collier recessed the Council of the Metropolitan Service District and convened the Contract Review Board of the Metropolitan Service District. She announced the Contract Review Board would consider Agenda Item Nos. 7.4, 7.5 and 7.6

7.4 Resolution No. 91-1464, Authorizing an Exemption from Requirements of the Metro Code to Permit Amending the Deloitte and Touche Contract for Economic Impact Assessments for Regional Facilities

Motion: Councilor Devlin moved, seconded by Councilor Hansen, for adoption of Resolution No. 91-1464.

Councilor Devlin gave the Finance Committee's report and recommendations. He said the amendment to the Deloitte and Touche contract for the services specified in the Scope of Work was a result of the District's financial advisor, Public Financial Management (PFM), taking a job with the Portland Trail Blazers to provide financial advice on the proposed new arena. He said Metro staff believed it was a conflict of interest for PFM to provide consulting services to Metro regarding the proposed arena. He said Metro had a current contract with Deloitte and Touche for an economic analysis for spectator and performing arts facilities.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Resolution No. 91-1464 was adopted.

7.5 Resolution No. 91-1431, Authorizing an Exemption from Metro Code Section 2.04.054 for an Amendment of the Zimmer Gunsul Frasca Contract

Motion: Councilor McFarland moved, seconded by Councilor Knowles, for adoption of Resolution No. 91-1431.

Councilor McFarland gave the Regional Facilities Committee's report and recommendations. Councilor McFarland explained the resolution would Amendment No. 24 to the original contract with

Zimmer Gunsul Frasca (ZGF) for architectural services at the Oregon Convention Center. She said the original contract cost was for \$3.76 million and amendments to the contract had cost \$1.09 million. She said Amendment No. 24 would authorize an additional expenditure of \$174,189 for final administrative changes and added work related to the original contract for \$65,000 and follow up work for the Skyview Terraces for \$108,000.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Resolution No. 91-1431 was adopted.

7.6 Resolution No. 91-1446, Authorizing an Exemption to Metro Code Chapter 2.04.041(c) Competitive Bidding Procedures and Authorizing a Sole Source Contract with Information Systems, Inc., for Consulting Services with Weight Systems Software at Solid Waste Disposal Facilities

Motion: Councilor McFarland moved, seconded by Councilor Devlin, for adoption of Resolution No. 91-1446.

Councilor McFarland gave the Solid Waste Committee's report and recommendations. Councilor McFarland said staff explained the computer system provided by the vendor was customized for Metro and copyrighted and that if Metro planned to use the system, Information Systems, Inc. was the only vendor which could provide it. She said in such case, a sole source contract was justified.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Resolution No. 91-1446 was adopted.

Presiding Officer Collier adjourned the Contract Review Board and reconvened the Council of the Metropolitan Service District.

7.7 Resolution No. 91-1445, Authorizing the Executive Officer to Lease the Property from Riedel Environmental Technologies, Inc., Located at 5610 N.E. Columbia Boulevard for a Transport Trailer Storage Area

Motion: Councilor Gardner moved, seconded by Councilor Buchanan, for adoption of Resolution No. 91-1445.

Councilor Gardner gave the Solid Waste Committee's report and recommendations. He explained the property consisted of storage

and a staging area to be leased to Jack Gray Transport, Inc., (JGT) fulfilling a portion of Metro's original contract with JGT.

Vote: Councilors Buchanan, Devlin, DeJardin, Gardner, Hansen, Knowles, McFarland, McLain and Collier voted aye. Councilors Bauer, Van Bergen and Wyers were absent. The vote was unanimous and Resolution No. 91-1445 was adopted.

The Council discussed odor abatement at the Metro-Riedel Composting Facility. Charles Bird, Riedel manager said Riedel had met with Councilor Buchanan and neighborhood groups to discuss the action Riedel planned to ease the situation. He said Riedel hoped to alleviate the problem by July 1991.

8. EXECUTIVE SESSION Held Under the Authority of ORS 192.660(1)(e) Related to Real Property

The Executive Session began at 10:51 p.m. Present: Councilors Hansen, Devlin, McFarland, DeJardin, Gardner, Collier, Buchanan and McClain; Executive Officer Cusma, Deputy Executive Officer Engstrom. Staff present: Neil Saling, Director of Regional Facilities; Dan Cooper, General Counsel; Casey Short, Council Analyst; Don E. Carlson, Council Administrator; Berit Stevenson, Senior Management Analyst; and Jennifer Sims, Director of Finance and Management Information.

The Executive Session ended at 11:01 p.m.


9. COUNCILOR COMMUNICATIONS AND COMMITTEE REPORTS

Councilor Devlin distributed proposed reapportionment maps of Council districts for Councilors' review and comment.

Presiding Officer Collier asked Councilors present to calculate their hours spent per week on Metro Council business and give those estimates to staff to report to the Charter Committee.

All business having been attended to, Presiding Officer Collier adjourned the meeting at 11:05 p.m.

Respectfully submitted,


Faulette Allen
Clerk of the Council

Meeting Date: September 26, 1991
Agenda Item No. 4.2

RESOLUTION NO. 91-1508



METRO

Memorandum

2000 S.W. First Avenue
Portland, OR 97201-5398
503.221-1646

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 4.2; RESOLUTION NO. 91-1508

The Governmental Affairs Committee report will be distributed in advance to Councilors and available at the Council meeting September 26.

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 91-1508 FOR THE PURPOSE OF APPROVING A REQUEST FOR PROPOSALS DOCUMENT FOR AN EMPLOYEE ASSISTANCE PROGRAM AND WAIVING THE REQUIREMENT FOR COUNCIL APPROVAL OF THE CONTRACT AND AUTHORIZING THE EXECUTIVE OFFICER TO EXECUTE THE CONTRACT SUBJECT TO CONDITIONS

Date: September 11, 1991 Presented by: Paula Paris

FACTUAL BACKGROUND AND ANALYSIS

In the F.Y. 1991 - 1992 budget an appropriation of \$20,000 for funding an employee assistance program was approved.

The employee assistance program is designed to provide professional, confidential, and timely assistance for employees with problems or concerns which may affect their job performance. This program, to be administered through the Personnel Department program by an independent service provider, will increase productivity, decrease time loss, enhance morale and provide a vehicle for employees and/or managers to seek short-term, solution oriented, professional assistance.

The employee assistance provider will be selected from respondents to the Request for Proposals and selected in accordance with Metro contract rules for personal services. Proposals will be evaluated on the basis of ability to provide adequate service; experience with similar clients and references; experience, training, and qualifications of staff; accessibility of facilities and services; and ability to provide training and orientation sessions to staff and management.

The firm selected will be appointed for a period between November 1, 1991 and June 30, 1992. The contract will be renewed on a fiscal year basis for up to two additional fiscal years, provided there is future appropriation and satisfactory performance by the provider.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Resolution No. 91-1508.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

| | | |
|-----------------------------------|---|---------------------------|
| FOR THE PURPOSE OF APPROVING A |) | RESOLUTION NO. 91-1508 |
| REQUEST FOR PROPOSALS DOCUMENT |) | |
| FOR ESTABLISHING AN EMPLOYEE |) | Introduced by Rena Cusma, |
| ASSISTANCE PROGRAM AND WAIVING |) | Executive Officer |
| THE REQUIREMENT FOR COUNCIL |) | |
| APPROVAL OF THE CONTRACT AND |) | |
| AUTHORIZING THE EXECUTIVE OFFICER |) | |
| TO EXECUTE THE CONTRACT SUBJECT |) | |
| TO CONDITIONS |) | |

WHEREAS, Section 2.04.033(b) of the Metro Code requires the Council must approve the Request for Proposal document for certain contracts; and

WHEREAS, the contract for an Employee Assistance Program requires Council approval, and the Request for Proposal document has been filed with the Council Clerk; now therefore,

BE IT RESOLVED, That the Council of the Metropolitan Service District 1) approves the Request for Proposals for an Employee Assistance Program attached as Exhibit A hereto and authorizes immediate release for response by vendors or proposers; and 2) subject to the conditions in Exhibit B attached hereto waives the requirement for Council approval of the contract and authorizes the Executive Officer to execute the contract if the conditions are met.

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

EXHIBIT A

METROPOLITAN SERVICE DISTRICT REQUEST FOR PROPOSALS EMPLOYEE ASSISTANCE PROGRAM

INTRODUCTION

The Metropolitan Service District (Metro) is a regional government responsible for the management of the Metro Washington Park Zoo; St. John's Landfill, Metro South Station, Metro Central Station, Metro Composter; urban growth and transportation planning; Oregon Convention Center, Portland Center for the Performing Arts, Civic Stadium, and Memorial Coliseum.

Metro is soliciting written proposals for an organization to establish an Employee Assistance Program (EAP) for approximately 275 regular employees, who are either non-represented or members of the American Federation of State, County, and Municipal Employees.

Both groups participate in the Metro-sponsored health care plan. This package consists two health care choices; an indemnity plan with ODS which includes a preferred provider organization overlay through CareMark, or a health maintenance organization plan with Kaiser Permanente.

PROPOSAL INFORMATION

Proposals will be received at the business office of the Metropolitan Services District, Personnel Division, 2000 S.W. First Avenue, Portland, Oregon 97201, to the attention of Sarah Keele, until 5:00 p.m., PDT, Wednesday, October 9, 1991. Proposals submitted prior to that date should be delivered to the Personnel Division, marked "Proposal - Employee Assistance Program."

The initial contract period will be from November 1, 1991 through June 30, 1991. The contract will be renewed on a fiscal year basis (July 1, to June 30 each year) for up to two (2) additional fiscal years, providing future appropriation by Metro and satisfactory performance by the provider.

Each proposal must be submitted on the prescribed form as described in this proposal document.

In the 1991 - 1992 Metro budget, \$20,000 has been appropriated for this contract.

SCOPE OF WORK

1) Provide three solution-oriented, short-term employer-paid counseling sessions ~~for~~ ^{per} employee/ per fiscal year. Those employees whose needs require chronic or long term

treatment shall be referred to an appropriate provider utilizing the employer-sponsored medical plan and preferred provider organization, if applicable.

- 2) Provide counseling services including, but not limited to, assessment, referral, and/or short term problem solving for psychological, conflict resolution, identity, job related illness, marital, family, and chemical dependency assessment and referral. It is assumed that if the diagnosis of alcohol or chemical dependency is made, the employee will be referred to an appropriate alcohol or chemical dependency treatment program.
- 3) Provide information and referral, for those services beyond the scope of the employee assistance program, and follow-up on all such referrals. This shall be done through effective coordination with the benefit program provided by employee health insurance plans and preferred provider organization, if applicable.
- 4) Have available information on counselor's specialties, credentials, etc., and the option for employees to select a counselor available from the EAP provider, if desired.
- 5) Provide initial orientation sessions at various work sites for interested employee groups addressing the purpose and utilization of an Employee Assistance Program. This must include the ability to provide presentations to swing and grave yard shift employees. Additional orientation sessions will be provided, if needed, to increase ones understanding of available services and EAP utilization if determined by Metro. Sessions are to be conducted by professional counseling staff.
- 6) Provide initial training and follow-up sessions as needed for managers, supervisors, and labor representatives on the use of an Employee Assistance Program and how to make proper referrals.
- 7) Provide periodic orientation and training sessions for new employees and supervisors as needed and as determined by Metro.
- 8) Develop and provide materials for the purpose of educating and maintaining awareness of an Employee Assistance Program, e.g., posters, brochures, home mailings, new employee orientation materials, etc. Metro will coordinate and pay for actual mailing.
- 9) Provide statistical data on Metro employees regarding the use of the Employee Assistance Program on a monthly and quarterly basis. Provide analysis of trends and patterns of usage.
- 10) Provide on-site mediation, facilitation, and conflict resolution services at Metro facilities on an "as needed" basis.
- 11) Provide confidential case consultation to supervisors, managers, and labor representatives.

MINIMUM REQUIREMENTS

Proposers must meet the following minimum requirements in order to be considered a

Qualified Proposer.

- 1) Those responsible for administering and providing the counseling services must currently be located in offices within Multnomah, Washington, and Clackamas County boundaries.
- 2) The proposer must be a single agency, currently engaged solely in providing employee assistance counseling services and has provided this service for a minimum of three (3) years.
- 3) Proposers must have adequate staff of mental health professionals to provide the services as outlined in the Scope of Work. Those agencies engaging in only information and referral (brokerage services) will not be considered as a Valid Proposer.

EVALUATION CRITERIA:

- | | |
|---|--------|
| 1) Experience with similar clients | 25 pts |
| 2) Experience, training and qualifications of staff | 25 pts |
| 3) References | 25 pts |
| 4) Cost for services per employee, per month | 25 pts |
| 5) Accessibility of facilities and services | 20 pts |
| 6) Compliance with the terms and conditions of the Request for Proposals | 10 pts |

Total Possible Points: 130

INDEMNIFICATION AND INSURANCE

1) Contractor shall hold harmless, defend, and indemnify Metro and its Councilors, officers, agents, and employees against all claims, demands, actions, and suits (including attorney fees and costs) brought against any of them arising from the Contractor's work resulting from work under this Agreement.

2) The contractor shall purchase and maintain at the contractor's expense, the following types of insurance covering the contractor, its employees and agents.

A. Broad form comprehensive general liability insurance covering personal injury, property damage, and personal injury with automatic coverage for premises and operations and product liability. The policy must be endorsed with contractual liability coverage.

B. Automobile bodily injury and property damage liability insurance.

Insurance coverage shall be a minimum of \$500,000 per person, \$1,000,000 per occurrence, and \$50,000 property damage. If coverage is written with an annual aggregate limit, the aggregate limit shall not be less than \$1,000,000.

Metro, its Councilors, departments, employees and agents shall be named as an **ADDITIONAL INSURED**. Notice of any material change or policy cancellation shall

be provided to Metro thirty days (30) prior to the change.

3) The Contractor shall comply with ORS 656.017 for all employees who work in the State of Oregon for more than 10 days. The Contractor shall provide Metro with certification of worker's compensation insurance including employer's liability.

4) The Contractor shall provide professional liability insurance covering personal injury and property damage arising from errors, omissions, or malpractice. Coverage shall be in minimum of \$1,000,000. Metro shall receive certification of insurance and 30 days notice of material change or cancellation.

PROPOSAL INSTRUCTIONS:

A. Deadline and Submission of Proposals:

Three copies of the proposal shall be furnished to Metro addressed to:

**PERSONNEL DIVISION
METROPOLITAN SERVICE DISTRICT
2000 S.W. FIRST AVENUE
PORTLAND, OREGON 97201**

Proposals will not be considered if received after 5:00 p.m., PDT, October 9, 1991. Postmarks are not acceptable.

B. Basis for Proposals

This Request for Proposals represents the most definitive statement Metro will make concerning the information upon which proposals are to be based. Any verbal information which is not addressed in this Request for Proposals will not be considered by Metro in evaluating the proposal. All questions relating to the Request for Proposals should be addressed to Sarah Keele, Benefits Analyst. Any questions, which in the opinion of Metro, warrant a written reply or Request for Proposals amendment will be furnished to all parties receiving this Request for Proposals.

C. General Proposal and Contract Conditions:

Limitation and award - This Request for Proposals does not commit Metro to the award of a contract, nor to pay any costs incurred in the preparation and submission of proposal in anticipation of a contract. Metro reserves the right to accept any or all proposals received as the result of this request, to negotiate with all qualified sources, or to cancel all or part of this Request for Proposals.

D. Contract Type:

Metro intends to award a personal service contract with the selected firm for this project. A copy of the standard contract form which the successful consultant will be required to execute is attached.

E. Validity Period and Authority:

The proposal shall be considered valid for a period of at least ninety days and shall contain a statement to that effect. The proposal shall contain the name, title, address and telephone number of an individual or individuals with authority to bind any company contracted during the period in which Metro is evaluating the proposal.

TERMS OF AGREEMENT

1) The initial term of this agreement shall be from November 1, 1991 through and including June 30, 1992.

2) Metro reserves the option to extend the contract for up to two (2) additional fiscal year periods. Changes in the fee schedule may be requested for any additional contract periods, if justifiable. Renewal will result assuming provided the following conditions are met:

A. Future appropriation by Metro.

B. Satisfactory performance as determined exclusively by Metro.

The contract may be terminated at any time by either party subject to a thirty (30) day written notice of such termination.

PROPOSAL CONTENT:

All proposals must be submitted in the format described below. Submissions which do not address all questions posed or are otherwise incomplete will be deemed non-responsive and not considered as part of this competitive process.

General Information:

1. Provide name, address of provider, date established, and brief description of agency's background.

2. State the number of personnel in your organization and their general duties.

3. Describe the experience and professional credentials of the staff in your firm who would be assigned to work on Metro's account on the enclosed form titled; "Experience/Training Questionnaire." Resumes of individuals proposed for this contract may be attached.

4. Provide a copy of your agency's Affirmative Action Plan.

5. Provide evidence of insurances specified under the section titled, "Indemnification and Insurance."

Information Contained within RFP Document:

1. Completed "Employee Assistance Program Proposal Form."
2. Provide a response to each of the questions contained under the section titled, "Provider Questionnaire."
3. Provide the name, titles, and references of an adequate number of clients you feel would best represent your ability to perform the duties contained within the Scope of Work.

PROVIDER QUESTIONNAIRE:

A. Experience, Training and Qualification of Staff

1. List all staff members who will be directly involved in providing the services required with level of education, practical experience, credentials or certification, areas of expertise, types of services provided and length of time with your organization.

B. Accessibility of Facilities and Services

1. List the facilities at which your organization will be utilizing to provide services; give the address and type of facility.
2. List the regular hours and days of the week during which your organization provides services.
3. Describe what accommodations or arrangements you will make to provide access to services during times other than those listed in No. 2.
4. Provide an estimate of how quickly an employee can receive services once contact is made with your organization during both your usual business hours and non-business hours.
5. Provide a statement as to the feasibility of providing services at the work site or at "neutral" locations.
6. Describe your familiarity with and use of community resources in the provision of services.

C. Experience with Similar Clients/References

1. Describe your experience in setting up and administering employee assistance programs, including current and previous client organizations you have serviced of equal size and similar composition. Include the number of employees each, the duration of the contract or service, period and the name and number of a contact person with each organization.

2. List any references other than the contact persons listed above who are familiar with the quality of services offered by your organization.

D. Ability to Provide Training and Orientation Sessions

1. Describe the type and extent of orientation sessions you would provide for employees with an estimate of the time involved in each session and the ideal group size you would recommend.

2. Describe the type and extent of training you would provide managers, supervisors and labor representatives in their role in and use of the EAP.

E. Extent of and Ability to Provide Services.

1. List and briefly describe the types of short-term counseling services your organization provides.

2. Describe the procedure you would follow from the point of initial contact by an employee or group of employees to the point of receiving counseling at one of your facilities. Include a description of the initial screening process you would employ as well as the types of assessment and diagnostic tools you would use.

3. Describe the general approach you would use for the assessment, treatment and referral of drug/alcohol dependence problems.

4. Describe the general approach you would use for the assessment, treatment and referral of chronic mental health problems.

5. Describe your procedures for coordinating your services with those provided through the employee's health insurance benefits program.

6. Describe the procedures you would use to follow up on the progress of employees whom you have referred to another service provider.

7. Describe the assistance your organization will provide in developing summary data on the effectiveness of the program, including client satisfaction, extent of and patterns of utilization, and the outcomes of counseling and referral services while maintaining confidentiality.

8. Describe our organization's policies for assuring the confidentiality of services provided to employees.

9. Describe the capability of your organization has to expand resources should other employee groups (numbering as many as 1,000) be included under your EAP.

SELECTION PROCESS

The following are approximate timelines in the selection process:

1. Evaluation committee will evaluate the proposals using the criteria outlined which follows.

Week of October 14, 1991

2. Interview finalists by evaluation committee, using same criteria as used for the written proposals.

Week of October 21, 1991

3. References checked, final selection made.

Week of October 28, 1991

4) Contract implementation

November 1, 1991

EXPERIENCE/TRAINING
QUESTIONNAIRE

| <u>NAME</u> | <u>EDUCATION LEVEL</u> | <u>CREDENTIALS/ CERTIFICATION</u> | <u>TYPE OF SERVICE PROVIDED</u> | <u>LENGTH OF TIME WITH ORGANIZATION</u> |
|-------------|----------------------------|---------------------------------------|-------------------------------------|---|
| 1. | | | | |
| 2. | | | | |
| 3. | | | | |
| 4. | | | | |
| 5. | | | | |
| 6. | | | | |
| 7. | | | | |
| 8. | | | | |
| 9. | | | | |

5406 SW Sherman
Portland, OR 97215

Metropolitan Family Service
2281 NW Everett
Portland, OR 97210

Affiliated Psych. Assoc.
5319 SW Westgate Drive, Ste. 141
Portland, OR 97221

Occupational Health Services Corporation
125 E. Sir Francis Drake Blvd.
Larkspur, CA 94939-1860

Southwest Washington Hospitals
Employee Assistance Program
P.O. Box 1600
Vancouver, Washington 98668

***No DBE/MBE organizations in the area provide this type of service**

EAP MAILING LIST

**CAPE Employee Assistance
5415 SE Milwaukie Ave.
Portland, OR 97202**

**CODA Employee Assistance Resource
210 NE 20th
Portland, OR 97232**

**Cascade Center
7180 SW Fir Loop
Tigard, OR 97223**

**Columbia Employee Assistance Program
3105 SW 1st Ave.
Portland, OR 97201**

**EAP Sisters of Providence
1235 NE 47th Ave, Suite 297
Portland, OR 97213**

**E.A.S.E.
2110 SW Jefferson, Suite 200
Portland, OR 97201**

**Employee Assistance Professionals
Legacy Health System
18770 SW Boones Fy. Road
PO Box 863
Tualatin, OR 97062**

**Managed Health Network-HRG
1001 SW Fifth Ave., Suite 1000
Portland, OR 97204**

**Northwest Employee Assistance Group
Fladers Professional Building
2250 NW Flanders, Suite 105
Portland, OR 979210**

**Holiday Park Medical Center
1225 NE 2nd Ave.
Portland, OR 97232**

Evergreen Counseling

EXHIBIT B

CONDITIONS FOR WAIVER OF COUNCIL APPROVAL

The Council of the Metropolitan Service District waives the requirement for Council approval of the Employee Assistance Program Provider contract, subject to the following conditions:

- 1. The amount of the contract shall not exceed \$50,000.**
- 2. The service provided shall conform in all material respects to the specifications set out in the Request for Proposals for an Employee Assistance Program provider.**

EMPLOYEE ASSISTANCE PROGRAM
BID FORM

Please attach this form to your written responses to the questionnaire contained within the Invitation to Bid.

NAME
OF ORGANIZATION _____

ADDRESS _____

TELEPHONE NO. _____

CONTACT _____
(please print)

TITLE _____

Price per Employee per Month for Services

Described in the Scope of Work: _____

This bid will remain in effect for a period of 90 days from date of signature.

Signed _____ Date: _____

Meeting Date: September 26, 1991
Agenda Item No. 4.3

RESOLUTION NO. 91-1501



METRO

Memorandum

2000 S.W. First Avenue
Portland, OR 97201-5398
503.221-1646

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council. *PA*

RE: AGENDA ITEM NO. 4.3; RESOLUTION NO. 91-1501

The Transportation & Planning Committee will meet on September 24 to consider Resolution No. 91-1501. The Committee report will be distributed to Councilors in advance and will be available at the Council meeting September 26.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING THE) RESOLUTION NO. 91-1501
FY 92 UNIFIED WORK PROGRAM TO)
INCLUDE THE I-5/I-205 PORTLAND/) Introduced by
VANCOUVER PRELIMINARY ALTERNA-) David Knowles, Chair
TIVES ANALYSIS) Joint Policy Advisory Commit-
tee on Transportation

WHEREAS, The FY 92 Unified Work Program was adopted by
Resolution No. 91-1407; and

WHEREAS, The region is undertaking preliminary
alternatives analysis within the I-205 and Milwaukie Corridors;
and

WHEREAS, The region is undertaking the Regional High
Capacity Transit Study; and

WHEREAS, The Intergovernmental Resource Center and C-
TRAN are completing the Clark County High Capacity Transit system
planning studies; and

WHEREAS, The State of Washington has funds within the
High Capacity Transit Development account for HCT corridor
planning; and

WHEREAS, JPACT and Metro Council have adopted
Resolution No. 91-1456 calling for a Preliminary Alternatives
Analysis to be conducted within the I-5 North and I-205 North
corridors between Portland and Clark County, in coordination and
on a concurrent schedule with the I-205/Milwaukie Preliminary
Alternatives Analysis; now, therefore,

BE IT RESOLVED,

1. That the Council of the Metropolitan Service District does hereby amend the FY 92 Unified Work Program to include the I-5/I-205 Portland/Vancouver Preliminary Alternatives Analysis as reflected in Exhibit A.

2. That this work program and policy conclusions shall be coordinated with actions in the I-205/Milwaukie Preliminary Alternatives Analysis and in Clark County, Washington.

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

ACC:LPS:bc

Proposed Draft Unified Work Program Amendment

I-5/I-205 PORTLAND/VANCOUVER PRELIMINARY ALTERNATIVES ANALYSIS

PROGRAM DESCRIPTION

To select and prepare a North priority corridor and to determine whether it should advance into a federal or locally sponsored Alternatives Analysis simultaneous with or following a Southeast Corridor Alternative Analysis. Comparative analysis of potential transit demand in the I-205 North and I-5 North corridors. Identification of the transportation problems within the corridors and development of a range of alternatives that respond to those problems. Screening those alternatives to a handful of promising alternatives. Development or refinement of design and operations standards for Transportation Systems Management (TSM), high occupant vehicle (HOV), busway and light rail transit alternatives. Conceptual engineering analysis for critical elements within the corridors, such as river crossings and major interchanges. Development of a work program for the AA/DEIS as appropriate.

RELATION TO PREVIOUS WORK

In May 1991, the Joint Policy Advisory Committee on Transportation endorsed a proposal to undertake a locally funded Preliminary Alternatives Analysis study for the I-5 Corridor from downtown Portland to Vancouver and other parts of Clark County and the I-205 corridor into Clark County. JPACT further directed that this I-5/I-205 Portland/Vancouver Preliminary Alternatives Analysis be completed on a concurrent schedule with the I-205/Milwaukie Preliminary Alternatives Analysis. A systems analysis of the I-205 and I-5 corridors within Clark County is currently in process under the direction of the Intergovernmental Resource Center. This current study includes a preliminary study of expanded bus, HOV lanes, busway and LRT alternatives and transit travel demand within the corridors, including a feasibility study of converting the I-205 bridge crossing of the Columbia River to include LRT or a dedicated busway. C-TRAN and the City of Portland are also participating in a study of the I-5 bridge crossing the Columbia River. Metro and the Intergovernmental Resource Center (IRC) are participating in another study, the Bi-State Study, which will determine the anticipated travel demand, both transit and highway, across the Columbia River, and whether additional capacity is justified beyond that planned for in the Regional Transportation Plan.

OBJECTIVES

The I-5/I-205 Portland/Vancouver Preliminary Alternatives Analysis is intended to culminate in a decision on whether to advance one of those corridors into Alternatives Analysis. The work program for the study will be designed to provide the technical information needed by the region to make this decision.

Following are the tasks that will be completed within the study:

- Overall project management responsibility, including the coordination of technical, citizen and policy advisory committees;
- Identify transportation problems and needs within the corridor;
- Develop and refine TSM, busway, transitway, HOV lane and LRT design and operation guidelines; ¹
- Develop and implement a citizen involvement program and staffing a Citizen Advisory Committee;
- Initiate and maintain an expert peer group review for the study; ¹
- Document the background information on population, employment and travel trends within the corridors;
- Prepare the ridership estimates for each corridor and all alternatives under consideration;
- Assess the land use impacts and development potential associated with the potential alternatives within each corridor;
- Identify the impact of LRT, busway and TSM alternatives on highway demand and congestion, and costs of improvements associated with highway projects;
- Determine the operating and capital costs for each alternative;
- Determine the interrelationship between the corridors;
- Assess the significant environmental and traffic impact of the alternatives;

¹ To be jointly funded with the I-205/Milwaukie Preliminary Alternatives Analysis

- Develop a financial strategy for the corridor consistent with the systemwide financial plan to be developed within the Regional HCT study;
- Determine the preliminary cost effectiveness of the alternatives and corridors;
- Determine whether to initiate a federally or locally sponsored Alternatives Analysis and select the corridor to enter into Alternatives Analysis;
- Refine mode and alignment alternatives within the priority corridor;
- Prepare a conceptual work program, cost estimates and schedule for Alternatives Analysis;

These tasks are a multi-year effort, to be completed in FY 92-93. The project has previously been endorsed by JPACT. This work program description is intended as a general overview. A full scope of work and budget will be prepared for approval prior to initiation of the study.

PRODUCTS/MILESTONES

- Present detailed Work Plan to IRC Transportation Policy Committee and JPACT for approval and to UMTA for review and comment - October/November 1991.
- Work program approved - November/December 1991.
- Consultant contract approved - February 1992.
- Selection of a priority corridor - March/April 1993.
- Completion of Study - July 1993.

EXPENSES

Personal Services:
 Materials and Services:
 Computer (M&S)
 Capital Outlay:
 Transfers:
 Contingency: _____

REVENUES

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 91-1501 FOR THE PURPOSE
OF AMENDING THE FY 92 UNIFIED WORK PROGRAM TO INCLUDE
THE I-5/I-205 PORTLAND/VANCOUVER PRELIMINARY
ALTERNATIVES ANALYSIS WORK ELEMENT

Date: August 28, 1991

Presented by: Andrew Cotugno

PROPOSED ACTION

This resolution would amend the FY 92 Unified Work Program to include the I-5/I-205 Portland/Vancouver Preliminary Alternatives Analysis. The following actions would follow adoption of this resolution:

1. Development of a detailed Work Plan for the Preliminary Alternatives Analysis by Metro, IRC and C-TRAN with assistance of a Technical Advisory Committee.
2. Submission of a grant application to the Washington State Department of Transportation for High Capacity Transit Development funds to finance portions of the project.
3. Development of Intergovernmental Agreements, including detailed scopes of work and budget agreements for expenditures and local match requirements.
4. Development of a consultant scope of work, and solicitation and selection of a planning consultant to perform elements of the project work as outlined in the detailed work plan.
5. Establishment of an Expert Review Panel and Citizen's Advisory Committee to provide independent evaluation and comment on the study's assumptions, methodologies, and alternatives being considered.
6. Identification of the transportation problems within the corridor, development of study guidelines and methodologies, and development of Transportation Systems Management (TSM) and high capacity transit (HCT) alternatives that respond to those problems.
7. Screening of alternatives into a handful of most promising alternatives within each corridor.
8. Evaluation and selection of a priority corridor based upon the alternatives within each corridor using local criteria.
9. Development of a corridor financial strategy, consistent with the regional HCT financing plan.

10. Development of an action plan for transit development in the remaining corridor.

FACTUAL BACKGROUND AND ANALYSIS

The Portland region is currently completing the preparation of a Final Environmental Impact Statement and Preliminary Engineering for the Westside Project. It is also preparing an Alternatives Analysis and Draft Environmental Impact Statement for the Hillsboro Corridor, an extension to the Westside Corridor.

In order to prepare additional HCT corridors for advancement into Alternatives Analysis, the region is undertaking three systems-level planning studies. First, the Unified Work Program (UWP) includes the I-205/Milwaukie Preliminary Alternatives Analysis, to select the next priority corridor to advance into Alternatives Analysis. The study will identify the transportation problems within the corridors, develop and screen TSM and HCT alternatives within the two corridors, and, based upon the performance of the alternatives and other local criteria, select a priority corridor. Products of the study will be an application to UMTA for advancement into AA, the development of a corridor financial strategy, and an action plan for transit development in the mid and long-term in the remaining corridor.

The second study to be undertake is also included within the FY 92 UWP. The Regional High Capacity Transit study will prepare a system-wide financial plan for the long-term development of HCT in the region. It will also update HCT corridor travel demand forecasts to the year 2010, and prioritize remaining HCT corridors and extensions. Finally, the study will evaluate HCT alignment options within the Portland CBD, concentrating on operations, transit ridership, travel times, costs and urban design issues.

The third HCT transit study is the proposed I-5/I-205 Portland/Vancouver Preliminary Alternatives Analysis. Since adoption of the FY 92 UWP, JPACT and the Metro Council have adopted a resolution authorizing initiation of the I-5/I-205 Portland/Vancouver Preliminary AA to be conducted in coordination and on a concurrent schedule with the I-205/Milwaukie Preliminary AA. The proposed work plan as described in the draft UWP amendment includes the following key areas of activity:

Administration

The project will include general administration of the project and planning consultants. It will included regular meetings with a Technical Advisory Committee, a Citizen Advisory Committee, and a Project Management Group (PMG). The PMG will be shared with the I-205/Milwaukie Preliminary AA. Policy oversight of the study will be provided by JPACT and the IRC Transportation Policy Committee. A public involvement plan will be implemented that will include regular staff presentations and public comment to

the CAC, a project newsletter, and public meetings and presentations. An Expert Review Panel (ERP) will be formed, in compliance with Washington State HCT development account regulations, in order to provide independent review of the study assumptions, methodologies and alternatives. The ERP will be shared with the I-205/Milwaukie Preliminary AA.

Data Development

Previous and concurrent HCT and transportation studies within the corridors will be reviewed. Data on the travel patterns and demographic characteristics of the corridors will be prepared and summarized. Finally, a draft statement of the transportation problems within the two corridors will be developed.

Methodologies and Guidelines

A local evaluation methodology and criteria will be prepared. The methodology and criteria will provide a structure for the local screening of alternatives and the selection of a priority corridor. Guidelines will be developed or refined for the development of facility and operations plans for the alternatives to be considered. Methodologies for determining capital and operating costs, forecasting travel demand, financial analysis, and evaluating various local criteria will be developed.

Development and Screening of Alternatives

Using the facility and operation guidelines, alternatives will be developed that respond to the identified transportation problems within the two corridors. Then, using the local evaluation methodology and criteria, the alternatives will be screened to a handful of most promising alternatives within each corridor.

Evaluation of Corridors

The screened alternatives will be mapped and defined to a greater level of detail to allow capital and operating costs, travel demand estimates, transportation impacts, financial analysis and assessment of a variety of local criteria to be prepared. Conceptual engineering will be prepared at significant sites that have exceptionally high costs, significant engineering problems, or major trade-offs between facility and operations designs.

Priority Corridor

Using the information developed on the two corridors, including the performance of the alternatives, a priority corridor will be selected. The a final problem statement will be developed, the small set of promising alternatives will be refined, indicators of cost effectiveness will be prepared, a corridor and system-wide financial plan will be finalized, and a scope and budget for AA will be prepared. A key objective of this task will be the coordination of a priority corridor decision for the I-5/I-205

Portland/Milwaukie Preliminary AA with the I-205/Milwaukie Preliminary AA.

Prepare Action Plan for the Other Corridor

For the remaining corridor, a mid and long-term transit development plan will be developed. It will include plans for capital and service improvements, and a financial strategy to fund those improvements consistent with the systemwide financial plan.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Resolution No. 91-1501.

Meeting Date: September 26, 1991
Agenda Item No. 4.4

RESOLUTION NO. 91-1509



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 4.4; RESOLUTION NO. 1509

The Finance Committee report on Resolution No. 91-1509 will be distributed in advance to Councilors and available at the Council meeting September 26.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING THE)
EXECUTIVE OFFICE TO EXECUTE A)
CONTRACT WITH CTR FOR THE PURCHASE)
OF COMPUTER HARDWARE, SOFTWARE AND)
SERVICES AND A CONTRACT WITH FIRST)
PORTLAND LEASING FOR THE FINANCING)
OF SAID PURCHASE AND COMPLETING THE)
STRAP COMPUTER PROJECT)

RESOLUTION NO. 91-1509

Introduced by Rena Cusma,
Executive Officer

WHEREAS, The Council approved funding for computer hardware,
software and services for an inter-departmental network; and

WHEREAS, Metro departments find it advantageous and efficient to
have the capability to electronically transfer information and
documents between work groups; and

WHEREAS, Cost savings resulting from shared equipment and software
licenses can be achieved by inter-departmental coordination; and

WHEREAS, A Request for Proposals for an inter-departmental
computer network was approved for release by the Council Finance
Committee; and

WHEREAS, The proposals received were reviewed and evaluated by the
Information Systems Division and the STRAP network users group; and

WHEREAS, A budget amendment restructuring the financing
arrangements was adopted by Council; and

WHEREAS, Metro Code Section 2.04.033 requires these contracts to
be approved by Council; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District authorizes
the Executive Officer to execute contracts with CTR and First Portland
Leasing for the purchase and financing of Phase II and completing the

Resolution No. 91-1509

Page 2

STRAP inter-departmental computer network.

ADOPTED by the Council of the Metropolitan Service District this

_____ day of _____, 1991.

Tanya Collier, Presiding Officer

kr:dpuser:strapres
September 9, 1991

ATTACHMENT 1

August 29, 1991

S.T.R.A.P. Network Recommendation

Recommendation -

The S.T.R.A.P. committee recommends the purchase of networking hardware, software, and cabling as proposed by CTR Business Systems. The major reasons for making this recommendation are; 1) network expandability, 2) network management capabilities, 3) redundancy, and 4) maintainability of network operations.

Functionality -

The proposed network is designed to meet several primary objectives those being:

- 1) Provide the ability for various work groups to access and run RLIS applications in ARC/INFO.
- 2) Replace old, failing technology, ie. the Solid Waste 3COM network.
- 3) Provide integration of all work group networks through an internet.
- 4) Allow sharing of limited resources such as printers, plotters, optical disks, modems, and tape backup systems.
- 5) Provide ability to expand the system to accommodate needs of additional departments.

History of STRAP The S.T.R.A.P (Solid Waste, Transportation, Public Affairs, Planning and Development and Council) group was formed early in 1991 as a response to the common need for access to the RLIS data bases and ARC/INFO applications and/or integrating work groups of personal computers. A cooperative effort to meet these needs was recognized as a means of assuring a consistent computing environment enabling sharing of data and device access within and between the member departments.

Request for Proposals A joint RFP was issued in May, 1991 for computers running the UNIX operating system required to support ARC/INFO and components needed to network the new and existing systems. The two elements were combined in a single RFP to give vendors a full picture of the system being created, however, they were given the opportunity to propose on either part.

Evaluation of Responses Two responses (addressing both computers and networking) were received:

Hewlett-Packard: proposed using their new 700 series computers to support ARC/INFO and act as personal computer file servers (by running Novell Netware 9000). A single backbone network was proposed to support the internet between departments; and

CTR Business Systems/SUN: proposed SUN SPARC computers to support ARC/INFO applications and a COMPAQ System Pro as personal computer file server. A bridged, dual backbone network separately linking the UNIX and personal computer systems was proposed to provide inter-departmental networking.

Per the structure of the RFP, an initial decision was made to divide the evaluation and selection into two phases: selection of ARC/INFO computers and selection of network components.

Phase I: Compute Servers The machines proposed by CTR/SUN, although well considered, will not be commercially available until late 1991. A tenet of the STRAP evaluation team, stated in the RFP, is that any system proposed must be available for bench mark tests. Because SUN could not meet this requirement, the compute server portion of the proposal was rejected as non-responsive.

The HP proposal was accepted based on:

1. Demonstrated success of similar HP equipment currently supporting RLIS ARC/INFO applications at METRO; and
2. Computing power offered by the HP 700 series that is considerably greater than that of competing, similarly priced machines.

Phase II: Network Components

The CTR Business Systems proposal for a dual backbone network using a Compaq SystemPro as a network server was accepted for Phase II based on the following:

Novell - The Hewlett-Packard proposal would have Novell running as a sub-process to UNIX; in other words Novell is being emulated. This is inefficient when compared to the CTR proposal which runs Novell as the operating system (native) on a compute server. "Native" Novell has a larger install-base, or market share, of applications software that ensures continued vendor support and third party development efforts.

System Performance - Hewlett-Packard claimed that their servers are so fast that they give performance equivalent to that of the 486/33mhz processor used in the Compaq SystemPro. However, the SystemPro enhances processor performance by use of the Intelligent Disk Array (IDA). IDA accomplishes this by disk striping. An added value of the SystemPro is disk duplexing which keeps two copies of user files, providing continuous service in the event of a disk failure. A failure of one set of disks will not disrupt service, both disk controllers would have to fail simultaneously before the DOS side of the network would be off line. The maintenance agreement with CTR is set up so that CTR maintains a pool of spare parts. Should a disk failure occur it can be corrected quickly, usually within 4 hours.

Network Performance - Hewlett-Packard proposed a single backbone network supporting both ARC/INFO and DOS traffic. A single coaxial line does not provide any network redundancy; in the event of a failure the entire network is down. In this type of environment, network traffic can quickly become unmanageable. CTR's dual backbone network separates ARC/INFO and DOS onto separate networks connected by a managed bridge. This allows network redundancy so that if one side fails the other is still operational. Traffic control is obviously more manageable because of the isolation. This network environment will also make future expansion much easier.

Network Management - Hewlett-Packard manages the network with a combination of hardware and software. Bridges and concentrators (hubs) would be used to segment, or isolate, each department. Network management software is used to monitor traffic and maintain network operations. CTR's dual backbone network uses concentrators and a bridge to achieve the segmentation of departments. These items are essentially identical in electrical performance to the Hewlett-Packard hardware. However, they are more easily managed and maintained in that these items are modular; if a part fails it can be replaced simply by pulling it out of the chassis and putting in a new part. The Simple Network Management Protocol software (SNMP) is able to provide the network administrator with greater detail about the network components for problem analysis and maintenance.

Cost - The Hewlett-Packard network proposal cost \$211,000. The CTR proposal is \$220,000. The \$9,000 cost difference is justified by the advantages of network redundancy, expansion capabilities, manageability, and vendor support and application software available to the CTR Compaq SystemPro network.

STRAP Evaluation: Hewlett-Packard Network Costs

Items in Italics were added to complete the HP proposal

| | Qty | Unit Price | Total Cost |
|---------------------|-----|------------|------------|
| General | | | |
| Server | 0 | \$0 | \$0 |
| Concentrators | | | |
| Cabling | 0 | 0.00 | 0.00 |
| Installation | 1 | 29,823.00 | 29,823.00 |
| Network OS | 1 | 28,000.00 | 28,000.00 |
| | | | |
| Network Mgmt | 1 | 22,577.00 | 22,577.00 |
| Maintenance | 12 | 1,384.00 | 16,608.00 |
| Backup System | 1 | 5,990.00 | 5,990.00 |
| Dial-Out Service | 1 | 4,081.00 | 4,081.00 |
| DRC | | | |
| Server | 0 | | |
| Bridges | 2 | 3,374.25 | 6,748.50 |
| Concentrators | 2 | 1,724.25 | 3,448.50 |
| Client Cards | 2 | 206.25 | 412.50 |
| Misc Hardware | 2 | 74.25 | 148.50 |
| | 9 | 119.25 | 1,073.25 |
| Network OS (server) | 0 | 0.00 | 0.00 |
| Network OS (Client) | 0 | 0.00 | 0.00 |
| Solid Waste | | | |
| Server | 1 | 21,793.40 | 21,793.40 |
| Bridges | 1 | 3,374.25 | 3,374.25 |
| Concentrators | 0 | 0.00 | 0.00 |
| Client Cards | 0 | 0.00 | 0.00 |
| Misc Hardware | 1 | 5,345.00 | 5,345.00 |
| Network OS (server) | 0 | 0.00 | 0.00 |
| Network OS (Client) | 0 | 0.00 | 0.00 |

Planning and Development

| | | | |
|---------------------|----|----------|----------|
| Server | 1 | 6,792.50 | 6,792.50 |
| Bridges | 1 | 3,374.25 | 3,374.25 |
| Concentrators | 3 | 1,724.25 | 5,172.75 |
| Client Cards | 20 | 206.25 | 4,125.00 |
| Misc Hardware | 3 | 74.25 | 222.75 |
| | 1 | 119.25 | 119.25 |
| Network OS (server) | 0 | 0.00 | 0.00 |
| Network OS (Client) | 0 | 0.00 | 0.00 |

Council

| | | | |
|---------------------|---|-----------|-----------|
| Server | 1 | 10,653.80 | 10,653.80 |
| Bridges | 1 | 3,374.25 | 3,374.25 |
| Concentrators | 1 | 1,724.25 | 1,724.25 |
| Client Cards | 8 | 206.25 | 1,650.00 |
| Misc Hardware | 1 | 74.25 | 74.25 |
| | 1 | 119.25 | 119.25 |
| Network OS (server) | 0 | 0.00 | 0.00 |
| Network OS (Client) | 0 | 0.00 | 0.00 |

Public Affairs

| | | | |
|---------------------|----|----------|----------|
| Server | 0 | | |
| Bridges | 1 | 3,374.25 | 3,374.25 |
| Concentrators | 1 | 1,724.25 | 1,724.25 |
| Client Cards | 12 | 570.00 | 6,840.00 |
| Misc Hardware | 1 | 74.25 | 74.25 |
| | 6 | 119.25 | 715.50 |
| | 1 | 5,345.00 | 5,345.00 |
| Network OS (server) | 0 | 0.00 | 0.00 |
| Network OS (Client) | 1 | 5,744.00 | 5,744.00 |

Total

\$210,642.45

STRAP NETWORK COST SHEET

| Quan | Item Description | Unit cost | Extended Cost | Subtotals |
|-----------------------------------|--|-------------|---------------|--------------------|
| General Network Components | | | | |
| | Cabling (AATronics, Inc.) | \$13,858.00 | \$13,858.00 | \$13,858.00 |
| | Network Maintenance | | | |
| 1 | 3 year on-site maintenance for Fileserver | \$15,000.00 | \$15,000.00 | |
| 1 | 3 year on-site maintenance for Dial-Out Server | \$1,200.00 | \$1,200.00 | |
| | 3 year on-site maintenance for Concentrators | | | |
| 1 | 3 year on-site maintenance for Tape Drive | \$1,500.00 | \$1,500.00 | |
| 2 | 3 year on-site maintenance for HP LaserJet IIIsi | \$2,400.00 | \$4,800.00 | |
| | Network Maintenance subtotal: | | | \$22,500.00 |
| | Equipment Configuration | | | |
| 2 | Configuration of Novell Fileservers | \$2,000.00 | \$4,000.00 | |
| 1 | Configuration of Communication Servers | \$1,500.00 | \$1,500.00 | |
| 1 | Configuration of Tape Backup sub-system | \$350.00 | \$350.00 | |
| 1 | Configuration of Bridges | \$1,000.00 | \$1,000.00 | |
| | Equipment Configuration subtotal: | | | \$6,850.00 |
| | Internet Connectivity/Management Components (ISD) | | | |
| 1 | Synoptics 2810 concentrator (12 port) | \$2,161.00 | \$2,161.00 | |
| 3 | Transceivers (AUI to ThinNet) | \$200.00 | \$600.00 | |
| 1 | ACC ACS 2100 SNMP Managed Bridge | \$3,250.00 | \$3,250.00 | |
| 1 | BNC T-Connector and Transceiver Tap | \$200.00 | \$200.00 | |
| 1 | Synoptics Management for UNIX/NetWare (software)* | \$5,995.00 | \$5,995.00 | |
| | Internet subtotal: | | | \$12,206.00 |

*(software controls diagnostics, mgmt for entire network and assumes a control console is available.)

Spares

| | | | |
|---|---------------------------------------|----------|----------|
| 2 | 3Com Ethernet II 10Base-T adapters | \$295.00 | \$590.00 |
| 1 | 3COM Etherport adapters for Macintosh | \$395.00 | \$395.00 |
| 1 | Transceiver (AUI to ThinNet) | \$200.00 | \$200.00 |

Spares subtotal:

\$1,185.00

General Network Components subtotal:

\$56,599.00

Server Components

Server Hardware

| | | | |
|---|--|-------------|-------------|
| 1 | Compaq SystemPro Model 480/240 | \$16,675.00 | \$16,675.00 |
| 4 | Additional Duplexed Drive Array(s), 4 x 1.02Gb | \$7,900.00 | \$31,600.00 |
| 1 | 32 bit IDA Controller for Duplexing | \$2,490.00 | \$2,490.00 |
| 1 | 24Mb memory upgrade | \$2,740.00 | \$2,740.00 |
| 1 | 13" monochrome monitor | \$169.00 | \$169.00 |
| 1 | Serial adapter for Print Services | \$150.00 | \$150.00 |
| 1 | Compaq DOS 3.31 | \$85.00 | \$85.00 |
| 1 | Novell NE3200 32 bit Ethernet Adapter | \$975.00 | \$975.00 |

Hardware subtotal:

\$54,884.00

Server Software

| | | | |
|---|---------------------------------------|------------|------------|
| 1 | Novell Netware 3.11, 100 user version | \$4,995.00 | \$4,995.00 |
| 1 | Novell NFS NLM | \$3,995.00 | \$3,995.00 |
| 1 | Novell Name Service NLM | \$1,475.00 | \$1,475.00 |

Software subtotal:

\$10,465.00

Server subtotal:

\$65,349.00

Miscellaneous Network Software

| | | | |
|---|---------------------------------------|------------|------------|
| 1 | Novell LAN Workplace for DOS, 10 user | \$1,850.00 | \$1,850.00 |
| 2 | Novell LAN Workplace for Macintosh | \$185.00 | \$370.00 |

Miscellaneous subtotal:

\$2,220.00

UPS Power Backup

| | | | |
|---|-----------------------------|---------|---------|
| 1 | Remington PowerBacker 1200* | | |
| 1 | UPS monitor I/F and cable | \$90.00 | \$90.00 |

* Solid Waste UPS unit is compatible and will be used

\$90.00

Backup System

| | | | |
|----|-----------------------------|------------|------------|
| 1 | Emerald external 2.2Gb VAST | \$5,500.00 | \$5,500.00 |
| 10 | 2.2Gb Tape Cartridge | \$49.00 | \$490.00 |

Backup System subtotal:

\$5,990.00

Dial-Out Service

| | | | |
|---|---|------------|------------|
| 1 | CTR 386/25 LANStation, 2Mb RAM, 40Mb HD | \$2,395.00 | \$2,395.00 |
| 1 | WNIM+ adapters (8 ports) | \$618.00 | \$618.00 |
| 1 | Novell NACS software (asynchronous Dial Service) | \$1,068.00 | \$1,068.00 |

Modem Server subtotal:

\$4,081.00

Public Affairs

| | | | |
|----|---|------------|------------|
| 12 | Dayna 10Base-T NIC for Macintosh | \$359.00 | \$4,308.00 |
| 1 | Novell Macintosh Service NLM, 20-user | \$695.00 | \$695.00 |
| 2 | Novell LAN WorkPlace for Macintosh | \$185.00 | \$370.00 |
| 2 | Install LAN WorkPlace on Macintoshes | \$125.00 | \$250.00 |
| 1 | HP LaserJet IIIsi, Postscript, Ethernet adapter | \$5,345.00 | \$5,345.00 |
| 1 | AT&T StarLAN 12 port concentrator* | | |
| 1 | Transceiver (AUI to ThinNet) | \$200.00 | \$200.00 |

Public Affairs subtotal:

\$11,168.00

*(reuse existing concentrator in Transportation)

Council

| | | | |
|---|---|----------|------------|
| 8 | 3COM Ethernet II 10Base-T adapters | \$295.00 | \$2,360.00 |
| 8 | Install Client Netware, 2 network apps. | \$170.00 | \$1,360.00 |
| 1 | AT&T StarLAN 12 port concentrator* | | |
| 1 | Tranceiver (AUI to ThinNet) | \$200.00 | \$200.00 |

Council subtotal:**\$3,920.00**

*(reuse existing concentrator in Transportation)

Planning & Development

| | | | |
|----|---|------------|------------|
| 28 | 3COM Ethernet II 10Base-T adapters | \$295.00 | \$8,260.00 |
| 3 | Install LAN WorkPlace, Client Netware, 3 network apps | \$250.00 | \$750.00 |
| 25 | Install Client Netware, 3 network apps | \$220.00 | \$5,500.00 |
| 1 | Install PC Tools Deluxe, WP Office, WP5.1 on server | \$250.00 | \$250.00 |
| 1 | Synoptics 2310 concentrator (36 port) | \$6,395.00 | \$6,395.00 |
| 1 | Tranceiver (AUI to ThinNet) | \$200.00 | \$200.00 |

Planning & Development subtotal:**\$21,355.00****Solid Waste**

| | | | |
|----|---|------------|------------|
| 1 | HP LaserJet IIIsi, Postscript, Ethernet adapter | \$5,345.00 | \$5,345.00 |
| 7 | Install LAN WorkPlace, Client Netware, 2 network apps | \$200.00 | \$1,400.00 |
| 31 | Install Client Netware, 2 network apps | \$170.00 | \$5,270.00 |
| 1 | Synoptics 3030 concentrator chassis (4-slot version) | \$1,395.00 | \$1,395.00 |
| 1 | Synoptics 3301 6-port BNC module* | \$1,595.00 | \$1,595.00 |
| 1 | Net Management module (hardware) | \$5,032.00 | \$5,032.00 |
| 1 | Tranceiver (AUI to ThinNet) | \$200.00 | \$200.00 |
| 1 | AT&T StarLAN 12 port concentrator** | | |

Solid Waste subtotal:**\$20,237.00**

*(all existing thin-net connections in Solid Waste attach here)

**(reuse existing concentrators in Transportation)

Transportation/Data Resources Center

| | | | |
|---|---------------------------------------|------------|------------|
| 1 | Synoptics 2310 concentrator (36 port) | \$6,395.00 | \$6,395.00 |
|---|---------------------------------------|------------|------------|

| | | | |
|---|--|------------|------------|
| 1 | 3COM 3C588 15 slot chassis | \$989.00 | \$989.00 |
| 1 | 3COM 3C588 15 slot chassis* | \$989.00 | |
| 4 | 1 port Thin-net modules** | \$219.00 | |
| 3 | Transceiver (AUI to ThinNet) | \$200.00 | \$600.00 |
| 1 | ACC ACS 2100 SNMP Managed Bridge | \$3,250.00 | \$3,250.00 |
| 1 | BNC T-Connector and Transceiver tap | \$200.00 | \$200.00 |
| 1 | Synoptics 3030 concentrator chasis | \$1,395.00 | \$1,395.00 |
| 1 | Net Management module (hardware) | \$5,032.00 | \$5,032.00 |
| 2 | Synoptics 3308 12 port 10Base-T module | \$3,099.00 | \$6,198.00 |

Transportation/Data Resources Center subtotal:

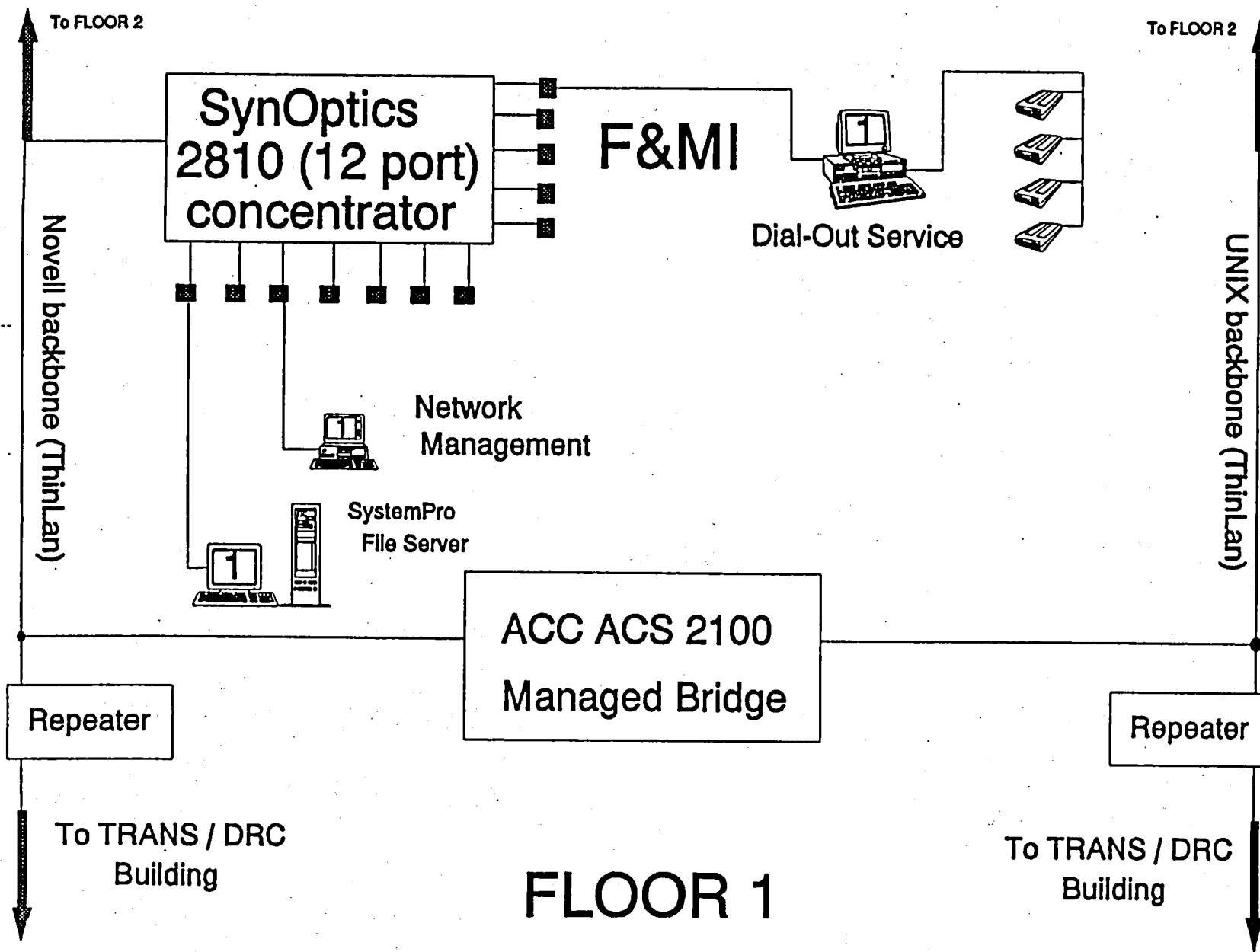
\$24,059.00

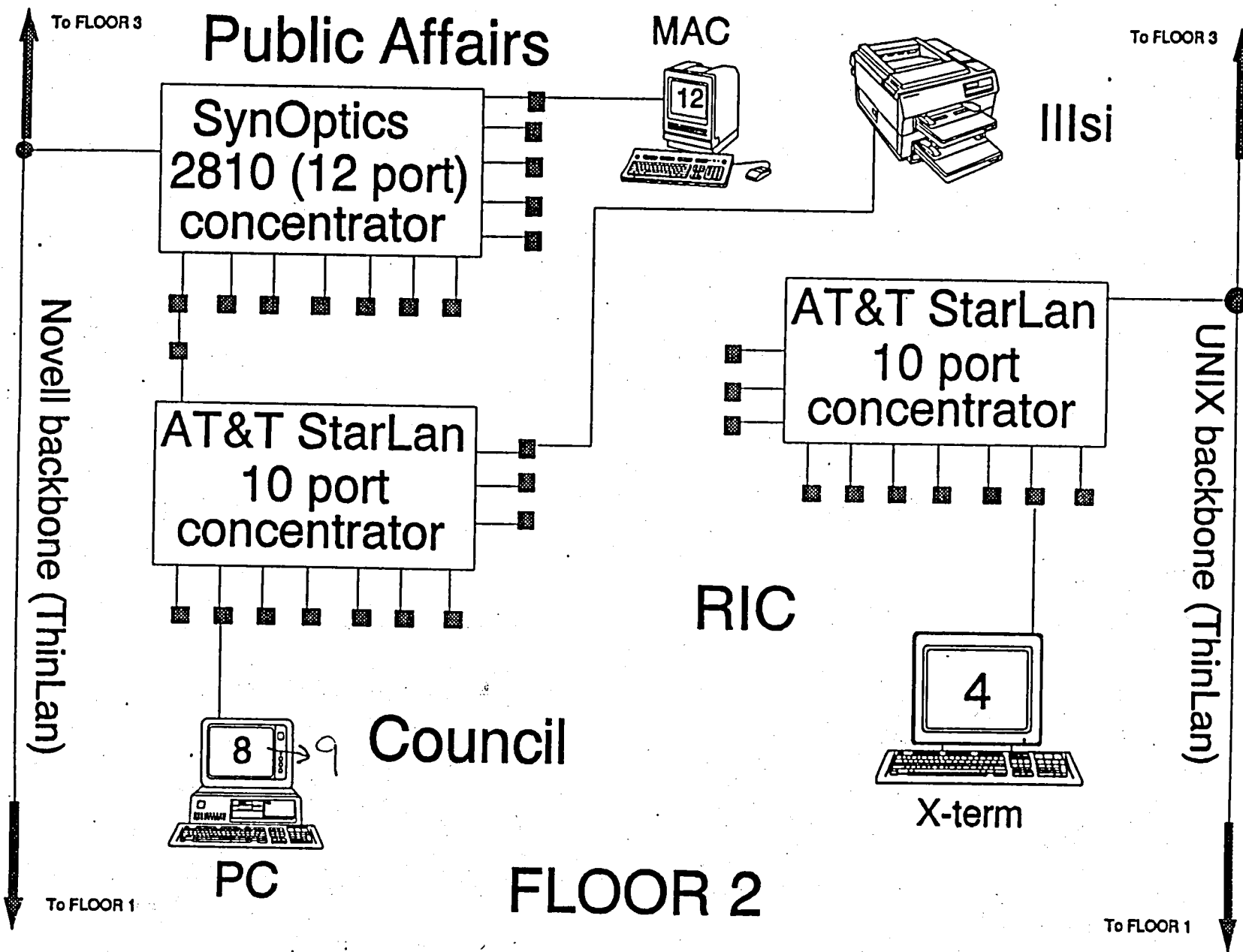
*(reuse existing chassis in Solid Waste)

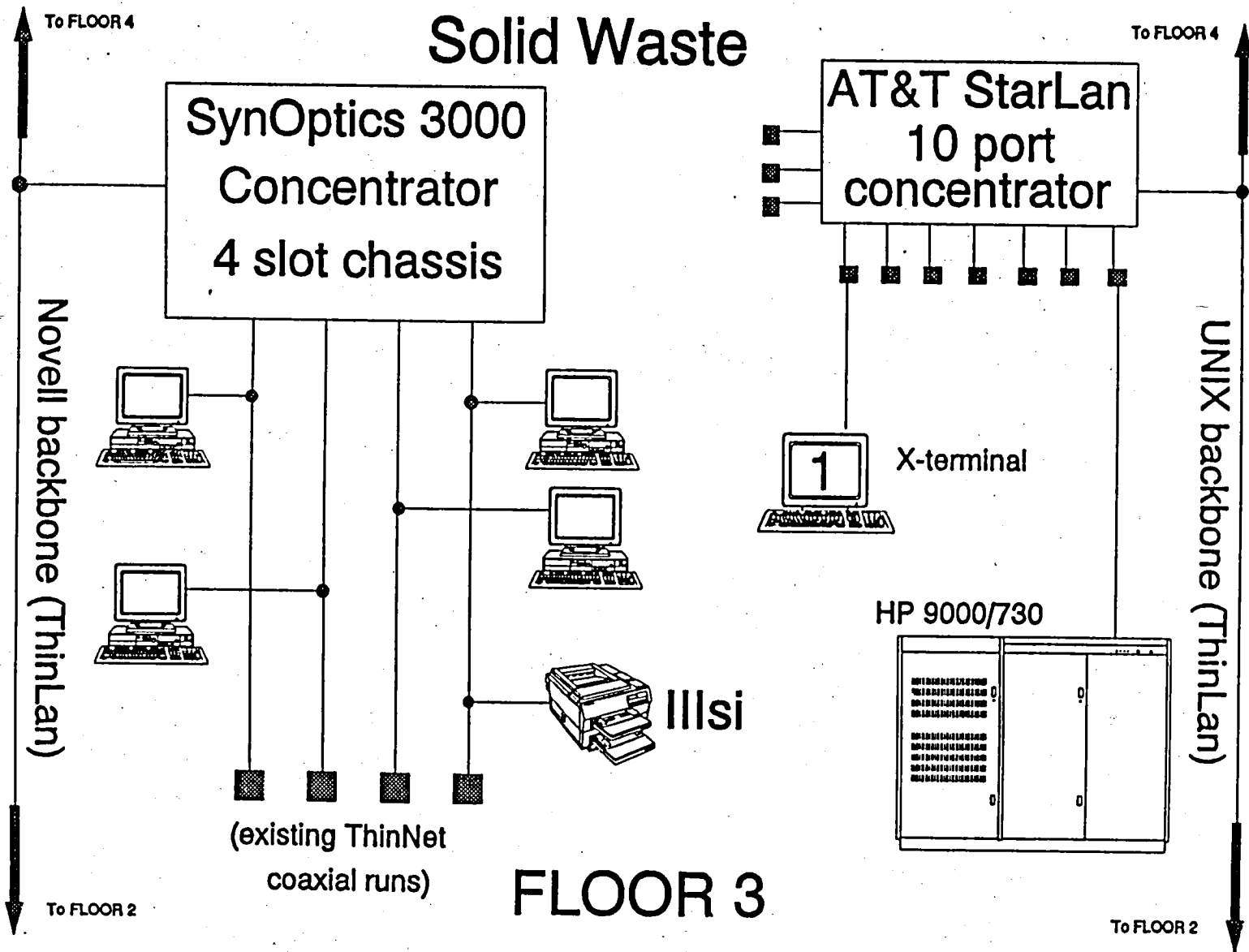
** (reuse existing modules in Solid Waste)

Network Total:

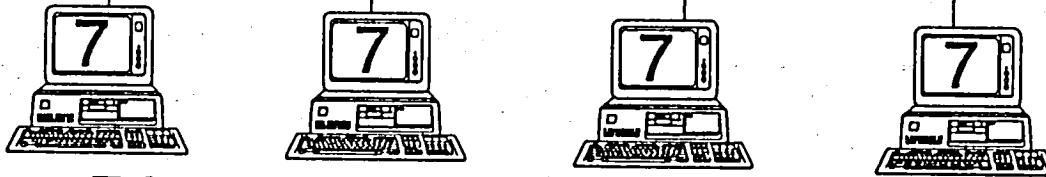
\$215,068.00







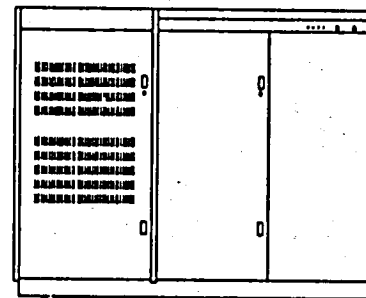
SynOptics 2310 36 port concentrator



Planning & Development

Handwritten note: yikes! asst...

HP 9000/345



Direct ThinNet connection

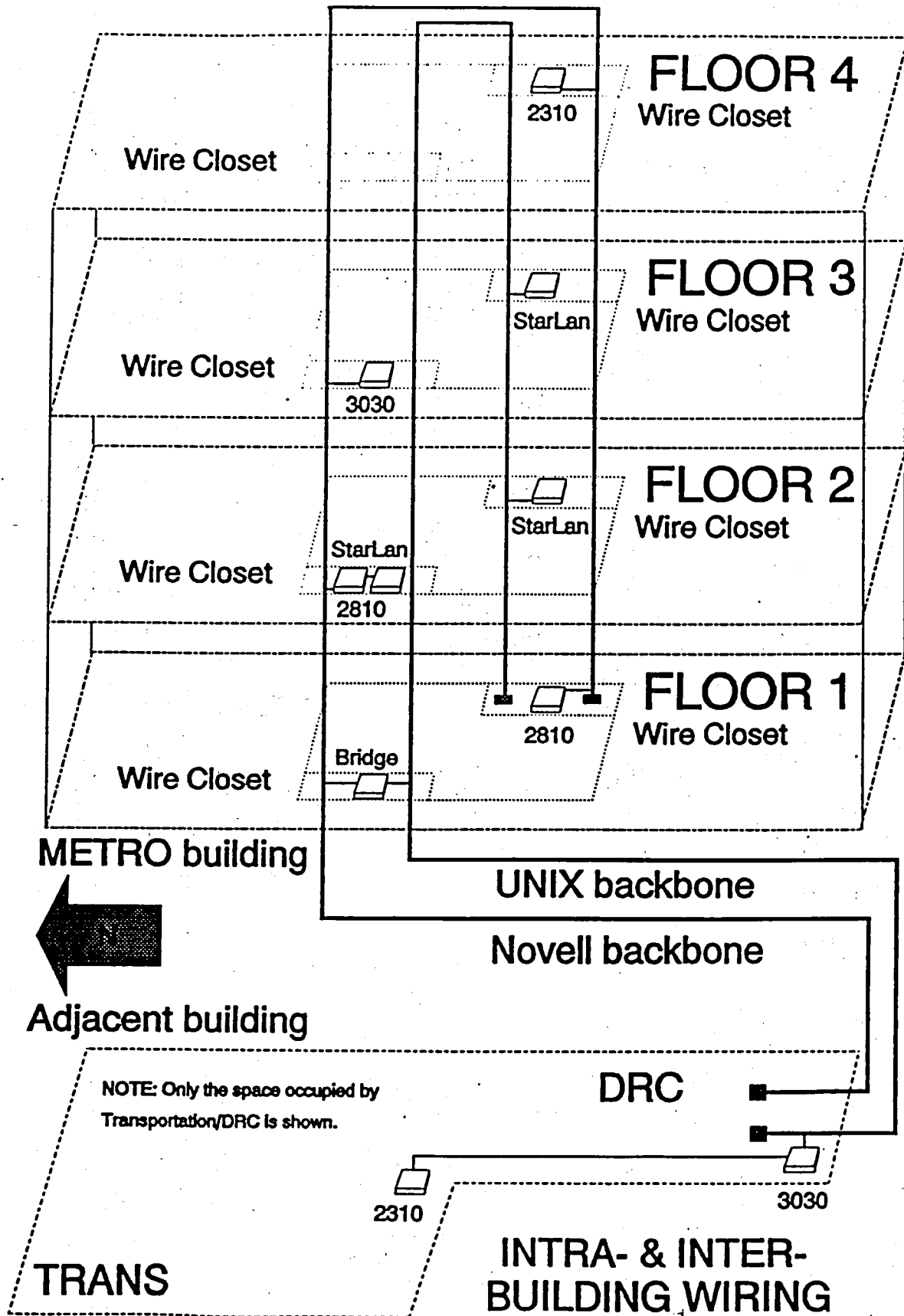
Novell backbone (ThinLan)

UNIX backbone (ThinLan)

To FLOOR 3

FLOOR 4

To FLOOR 3



To METRO Bldg 1st floor

Transportation & DRC

To METRO Bldg 1st floor

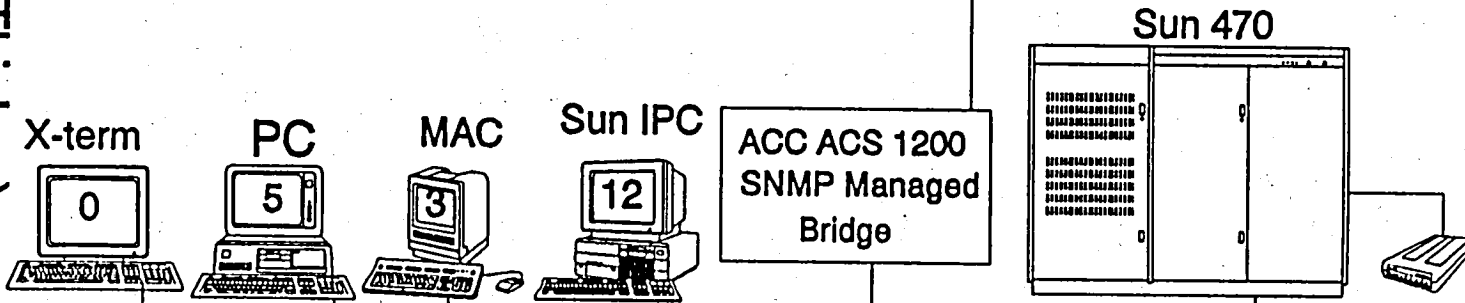
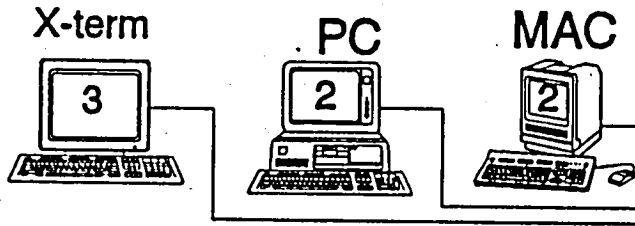
Six
compute
servers:

- HP 9000/750
- HP 9000/750
- HP 9000/730
- HP 9000/380
- HP 9000/380
- HP 9000/340

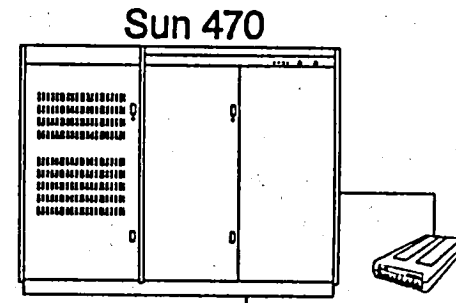
SynOptics 3000
Concentrator
4 slot chassis
two 12 port cards

Novell backbone (ThinLan)

UNIX backbone (ThinLan)



ACC ACS 1200
SNMP Managed
Bridge



SynOptics 2310 36 port concentrator

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 91-1509 AUTHORIZING THE EXECUTIVE OFFICE TO EXECUTE A CONTRACT WITH CTR FOR THE PURCHASE OF COMPUTER HARDWARE, SOFTWARE AND SERVICES AND A CONTRACT WITH FIRST PORTLAND LEASING FOR THE FINANCING OF SAID PURCHASE AND COMPLETING THE STRAP COMPUTER PROJECT

Date: September 9, 1991

Presented by: Keith Lawton

FACTUAL BACKGROUND AND ANALYSIS

On May 16, 1991, the Council Finance Committee approved Resolution No. 91-1451A, authorizing the issuance of a Request for Proposal for the purchase of UNIX based computers for applications using the Regional Land Information System database and Arc-Info software, and for the network infrastructure needed to link these computers and various departments. The purchase anticipated under this RFP was to be accomplished in two phases. The contract approval for Phase I of this project was waived at the time the RFP was authorized. The purchase of the Phase I UNIX computers and network infrastructure is already in process.

Phase II of the process includes the purchase of hardware and software necessary to network the various DOS based computer departments. This network will serve all personal computers and Macintoshes in the Solid Waste, Public Affairs, Planning and Development and Council departments, and includes bridges to the UNIX network with Transportation and the Recycling Information Center. It allows easy extension to include other Metro departments when they so wish. This action is brought to authorize contracts with CTR and First Portland Leasing for the purchase and financing, respectively, of Phase II of the process.

Following a careful evaluation of the proposals by the Information Systems Division, the STRAP committee recommended the purchase of Phase II equipment from CTR. Documentation outlining the review and evaluation process is attached. The financing arrangements proposed as part of the RFP have been coordinated by the Finance Division.

Since the initial release of the RFP, the Solid Waste Department began experiencing severe equipment problems with their existing network. The current Solid Waste network is incapable of meeting the demands and is partially inoperative. This, along with other factors, demanded a change in the purchase/financing structure of the project.

On July 18, 1991, Ordinance No. 91-414A was presented to the Finance Committee to move appropriation from capital outlay to capital lease. This budget amendment permitted the purchase and financing of an integrated multi-department network within the amount budgeted for FY 1991-92. As fully explained at the meeting, the effect of this action added a future cost of approximately \$352,154 for the two

succeeding fiscal years for a total financing cost of approximately \$627,198 for both phases over three years. The Finance Committee and Council unanimously approved and adopted the amendment. A summary showing the recently revised total costs for Phases I and II for FY 1991-92 and the estimated costs for the next three fiscal years is attached to this staff report.

This action requests the approval of a contract with CTR for the purchase of hardware, software and maintenance not to exceed \$230,000, and a three year financing contract with First Portland Leasing not to exceed \$324,000. The leasing agreement will include financing for the above mentioned purchase with CTR and the purchase of ARC/INFO software for the Public Affairs and Solid Waste Departments of \$45,154.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Resolution No. 91-1509, approving contracts for the purchase and financing of network hardware and software to complete Phase II of the STRAP Network.

kr:dpuser:strapr
September 9, 1991

TOTAL STRAP PROJECT COSTS
Cost Summarized by Phases

| | FY 1991-92 | FY 1992-93 | FY 1993-94 | FY 1994-95 | PROJECT |
|-----------------------------------|------------------|------------------|------------------|-----------------|------------------|
| | Total Costs | Total Costs | Total Costs | Total Costs | Total Costs |
| TRANSPORTATION | | | | | |
| Phase I | | | | | |
| Lease of HP Hardware | \$28,119 | \$37,492 | \$37,492 | \$9,373 | \$112,476 |
| Purchase of Hardware | \$4,065 | \$0 | \$0 | \$0 | \$4,065 |
| Phase II | | | | | |
| Lease of CTR Hardware | \$15,210 | \$20,280 | \$20,280 | \$5,070 | \$60,840 |
| Purchase of ARC/INFO Software | \$33,720 | \$0 | \$0 | \$0 | \$33,720 |
| Subtotal Department | \$81,114 | \$57,772 | \$57,772 | \$14,443 | \$211,101 |
| PUBLIC AFFAIRS | | | | | |
| Phase I | | | | | |
| Lease of HP Hardware | \$23,285 | \$31,046 | \$31,046 | \$7,762 | \$93,138 |
| Purchase of Hardware | \$4,065 | \$0 | \$0 | \$0 | \$4,065 |
| Phase II | | | | | |
| Lease of CTR Hardware | \$11,443 | \$15,257 | \$15,257 | \$3,814 | \$45,771 |
| Lease of ARC/INFO Software | \$9,632 | \$12,843 | \$12,843 | \$3,211 | \$38,528 |
| Software Development | \$20,000 | \$0 | \$0 | \$0 | \$20,000 |
| Subtotal Department | \$68,424 | \$59,146 | \$59,146 | \$14,786 | \$201,502 |
| SOLID WASTE | | | | | |
| Phase I | | | | | |
| Lease of HP Hardware | \$10,531 | \$14,041 | \$14,041 | \$3,510 | \$42,123 |
| Purchase of Hardware | \$4,065 | \$0 | \$0 | \$0 | \$4,065 |
| Phase II | | | | | |
| Lease of CTR Hardware | \$14,093 | \$18,791 | \$18,791 | \$4,698 | \$56,372 |
| Lease of ARC/INFO Software | \$3,563 | \$4,751 | \$4,751 | \$1,188 | \$14,254 |
| Subtotal Department | \$32,252 | \$37,583 | \$37,583 | \$9,396 | \$116,814 |
| PLANNING & DEVELOPMENT | | | | | |
| Phase II | | | | | |
| Lease of CTR Hardware | \$14,420 | \$19,226 | \$19,226 | \$4,807 | \$57,679 |
| Subtotal Department | \$14,420 | \$19,226 | \$19,226 | \$4,807 | \$57,679 |
| COUNCIL | | | | | |
| Phase II | | | | | |
| Lease of CTR Hardware | \$9,325 | \$12,433 | \$12,433 | \$3,108 | \$37,299 |
| Subtotal Department | \$9,325 | \$12,433 | \$12,433 | \$3,108 | \$37,299 |
| TOTAL ALL DEPARTMENTS | | | | | |
| Phase I | | | | | |
| Lease of HP Hardware | \$61,934 | \$82,579 | \$82,579 | \$20,645 | \$247,737 |
| Purchase of Hardware | \$12,195 | \$0 | \$0 | \$0 | \$12,195 |
| Phase II | | | | | |
| Lease of CTR Hardware | \$64,490 | \$85,987 | \$85,987 | \$21,497 | \$257,962 |
| Purchase of ARC/INFO Software | \$33,720 | \$0 | \$0 | \$0 | \$33,720 |
| Lease of ARC/INFO Software | \$13,195 | \$17,594 | \$17,594 | \$4,398 | \$52,781 |
| Software Development | \$20,000 | \$0 | \$0 | \$0 | \$20,000 |
| Total All Departments | \$205,535 | \$186,160 | \$186,160 | \$46,540 | \$624,395 |

Items shaded have been previously approved

FY 1991-92 assumes 9 months of lease payments
FY 1994-95 assumes 3 months of lease payments

Meeting Date: September 26, 1991
Agenda Item No. 5.1

ORDINANCE NO. 91-427

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 91-427 AMENDING ORDINANCE NO.
91-390A REVISING THE FY 1991-92 BUDGET AND APPROPRIATIONS
SCHEDULE FOR THE PURPOSE OF FUNDING SPECIAL DISTRICTS
ASSOCIATION DUES FOR FY 1991-92

Date: September 16, 1991

Presented by: Kathy Rutkowski

FACTUAL BACKGROUND AND ANALYSIS

Metro has been a member of the Special Districts Association (SDAO) since 1985. Historically, the primary purpose for the membership was to enable the District to purchase insurance from the SDAO excess pool. As a result, the dues were always funded out of the Insurance Fund. As of January, 1991, Metro no longer purchases its insurance through the Special Districts. In FY 1990-91, the Executive Officer executed a contract with Western Advocates through the Special Districts Association for lobbyist services. This contract has extended into FY 1991-92.

During the FY 1991-92 budget process, the SDAO dues were deleted from the Insurance Fund. They were to be transferred to the Office of Governmental Relations. However, they were inadvertently left out of that division's budget.

This action requests the transfer of \$1,600 from the General Fund Contingency to Materials & Services in the Office of Governmental Relations to fund the Special District Association dues for FY 1991-92.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends the adoption of Ordinance No. 91-427, transferring \$1,600 from the General Fund Contingency to fund Special District Association dues for FY 1991-92.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE AMENDING ORDINANCE NO.)
91-390A REVISING THE FY 1991-92)
BUDGET AND APPROPRIATIONS SCHEDULE)
FOR THE PURPOSE OF FUNDING SPECIAL)
DISTRICT ASSOCIATION DUES FOR FY)
1991-92)

ORDINANCE NO. 91-427

Introduced by Rena Cusma,
Executive Officer

WHEREAS, The Council of the Metropolitan Service District has reviewed and considered the need to transfer appropriations within the FY 1991-92 Budget; and

WHEREAS, The need for a transfer of appropriation has been justified; and

WHEREAS, Adequate funds exist for other identified needs; now, therefore,

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

1. That Ordinance No. 91-390A, Exhibit B, FY 1991-92 Budget, and Exhibit C, Schedule of Appropriations, are hereby amended as shown in the column titled "Revision" of Exhibits A and B to this Ordinance for the purpose of transferring \$1,600 from the General Fund Contingency to fund the Special District Association dues for FY 1991-92

2. This Ordinance being necessary for the immediate preservation of the public health, safety and welfare, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Council of the Metropolitan Service District this

_____ day of _____, 1991.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

**EXHIBIT A
ORDINANCE NO. 91-427**

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|--------------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| GENERAL FUND | | | | | | | |
| Office of Governmental Relations | | | | | | | |
| Total Personal Services | | 1.50 | 81,005 | 0.00 | 0 | 1.50 | 81,005 |
| Materials & Services | | | | | | | |
| 521100 | Office Supplies | | 3,080 | | 0 | | 3,080 |
| 521310 | Subscriptions | | 300 | | 0 | | 300 |
| 521320 | Dues | | 0 | | 1,600 | | 1,600 |
| 524190 | Misc. Professional Services | | 160,000 | | 0 | | 160,000 |
| 526500 | Travel | | 200 | | 0 | | 200 |
| 526800 | Training, Tuition, Conferences | | 200 | | 0 | | 200 |
| 529500 | Meetings | | 540 | | 0 | | 540 |
| Total Materials & Services | | | 164,320 | | 1,600 | | 165,920 |
| Total Capital Outlay | | | 4,000 | | 0 | | 4,000 |
| TOTAL EXPENDITURES | | 1.50 | 249,325 | 0.00 | 1,600 | 1.50 | 250,925 |

**EXHIBIT A
ORDINANCE NO. 91-427**

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|-------------------------|---|----------------|-----------|----------|---------|-----------------|-----------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| GENERAL FUND | | | | | | | |
| General Expenses | | | | | | | |
| | Total Interfund Transfers | | 2,989,170 | | 0 | | 2,989,170 |
| | Contingency and Unappropriated Balance | | | | | | |
| 599999 | Contingency | | 401,558 | | (1,600) | | 399,958 |
| | Total Contingency and Unappropriated Balance | | 401,558 | | (1,600) | | 399,958 |
| | TOTAL EXPENDITURES | 18.75 | 5,016,718 | 0.00 | 0 | 18.75 | 5,016,718 |

EXHIBIT B
ORDINANCE NO. 91-427
SCHEDULE OF APPROPRIATIONS

| GENERAL FUND | CURRENT APPROPRIATION | REVISION | PROPOSED APPROPRIATION |
|---|--------------------------|----------------|---------------------------|
| Council | | | |
| Personal Services | 403,577 | 0 | 403,577 |
| Materials & Services | 372,828 | 0 | 372,828 |
| Capital Outlay | 8,000 | 0 | 8,000 |
| Subtotal | 784,405 | 0 | 784,405 |
| Executive Management | | | |
| Personal Services | 348,071 | 0 | 348,071 |
| Materials & Services | 60,963 | 0 | 60,963 |
| Capital Outlay | 6,000 | 0 | 6,000 |
| Subtotal | 415,034 | 0 | 415,034 |
| Office of Governmental Relations | | | |
| Personal Services | 81,005 | 0 | 81,005 |
| Materials & Services | 164,320 | 1,600 | 165,920 |
| Capital Outlay | 4,000 | 0 | 4,000 |
| Subtotal | 249,325 | 1,600 | 250,925 |
| Regional Facilities | | | |
| Personal Services | 154,106 | 0 | 154,106 |
| Materials & Services | 23,120 | 0 | 23,120 |
| Capital Outlay | 0 | 0 | 0 |
| Subtotal | 177,226 | 0 | 177,226 |
| General Expenses | | | |
| Interfund Transfers | 2,989,170 | 0 | 2,989,170 |
| Contingency | 401,558 | (1,600) | 399,958 |
| Subtotal | 3,390,728 | (1,600) | 3,389,128 |
| Total General Fund Requirements | 5,016,718 | 0 | 5,016,718 |

ALL OTHER APPROPRIATIONS REMAIN AS PREVIOUSLY APPROVED

Meeting Date: September 26, 1991
Agenda Item No. 5.2

ORDINANCE NO. 91-428

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE AMENDING ORDINANCE NO.)
91-390A REVISING THE FY 1991-92)
BUDGET AND APPROPRIATIONS SCHEDULE)
FOR THE PURPOSE OF FUNDING ENTRY)
INTO PERS)

ORDINANCE NO. 91-428

Introduced by Rena Cusma,
Executive Officer

WHEREAS, The Council of the Metropolitan Service District has reviewed and considered the need to transfer appropriations within the FY 1991-92 Budget; and

WHEREAS, The need for a transfer of appropriation has been justified; and

WHEREAS, Adequate funds exist for other identified needs; now, therefore,

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

1. That Ordinance No. 91-390A, Exhibit B, FY 1991-92 Budget, and Exhibit C, Schedule of Appropriations, are hereby amended as shown in the column titled "Revision" of Exhibits A and B to this Ordinance for the purpose of transferring funds from Contingency to fund the additional cost impact of entry into PERS dues for FY 1991-92
2. This Ordinance being necessary for the immediate preservation of the public health, safety and welfare, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|-----------------------------|--|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| GENERAL FUND | | | | | | | |
| Executive Management | | | | | | | |
| Personal Services | | | | | | | |
| 511110 | ELECTED OFFICIALS | | | | | | |
| | Executive Officer | 1.00 | 73,080 | | 0 | 1.00 | 73,080 |
| 511121 | SALARIES-REGULAR EMPLOYEES (full time) | | | | | | |
| | Deputy Executive Officer | 1.00 | 62,747 | | 0 | 1.00 | 62,747 |
| | Sr. Management Analyst | 1.00 | 48,146 | | 0 | 1.00 | 48,146 |
| | Sr. Public Info. Specialist | 0.50 | 22,113 | | 0 | 0.50 | 22,113 |
| | Administrative Assistant | 1.00 | 31,044 | | 0 | 1.00 | 31,044 |
| 511221 | WAGES-REGULAR EMPLOYEES (full time) | | | | | | |
| | Administrative Secretary | 1.00 | 24,073 | | 0 | 1.00 | 24,073 |
| 511235 | WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | |
| | Temporary Intern | 0.25 | 4,500 | | 0 | 0.25 | 4,500 |
| 512000 | FRINGE | | 82,368 | | 7,836 | | 90,204 |
| | Total Personal Services | 5.75 | 348,071 | 0.00 | 7,836 | 5.75 | 355,907 |
| | Total Materials & Services | | 60,963 | | 0 | | 60,963 |
| | Total Capital Outlay | | 6,000 | | 0 | | 6,000 |
| | TOTAL EXPENDITURES | 5.75 | 415,034 | 0.00 | 7,836 | 5.75 | 422,870 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|--|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| GENERAL FUND | | | | | | | |
| Office of Governmental Relations | | | | | | | |
| Personal Services | | | | | | | |
| 511121 | SALARIES-REGULAR EMPLOYEES (full time) | | | | | | |
| | Sr. Management Analyst | 1.50 | 61,836 | | 0 | 1.50 | 61,836 |
| 512000 | FRINGE | | 19,169 | | 1,855 | | 21,024 |
| Total Personal Services | | 1.50 | 81,005 | 0.00 | 1,855 | 1.50 | 82,860 |
| Total Materials & Services | | | 165,920 | | 0 | | 165,920 |
| Total Capital Outlay | | | 4,000 | | 0 | | 4,000 |
| TOTAL EXPENDITURES | | 1.50 | 250,925 | 0.00 | 1,855 | 1.50 | 252,780 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|---------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| GENERAL FUND | | | | | | | |
| Regional Facilities | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Directors | 0.10 | 6,772 | | 0 | 0.10 | 6,772 |
| | Managers (Finan., Const.) | 1.00 | 61,431 | | 0 | 1.00 | 61,431 |
| | Sr. Management Analyst | 0.80 | 33,710 | | 0 | 0.80 | 33,710 |
| | Asst. Management Analyst | 0.30 | 10,392 | | 0 | 0.30 | 10,392 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 0.25 | 5,333 | | 0 | 0.25 | 5,333 |
| 512000 FRINGE | | | | | | | |
| | | | 36,468 | | 3,529 | | 39,997 |
| Total Personal Services | | 2.45 | 154,106 | 0.00 | 3,529 | 2.45 | 157,635 |
| Total Materials & Services | | | 23,120 | | 0 | | 23,120 |
| Total Capital Outlay | | | 0 | | 0 | | 0 |
| TOTAL EXPENDITURES | | 2.45 | 177,226 | 0.00 | 3,529 | 2.45 | 180,755 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|----------------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| GENERAL FUND | | | | | | | |
| Council | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Council Administrator | 1.00 | 66,276 | | 0 | 1.00 | 66,276 |
| | Sr. Management Analyst | 3.00 | 124,243 | | 0 | 3.00 | 124,243 |
| | Clerk of the Council | 1.00 | 27,405 | | 0 | 1.00 | 27,405 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 3.00 | 72,142 | | 0 | 3.00 | 72,142 |
| | Secretary | 0.75 | 13,832 | | 0 | 0.75 | 13,832 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Temporary Administrative Support | 0.30 | 4,176 | | 0 | 0.30 | 4,176 |
| 512000 FRINGE | | | | | | | |
| | | | 95,503 | | 9,117 | | 104,620 |
| Total Personal Services | | 9.05 | 403,577 | 0.00 | 9,117 | 9.05 | 412,694 |
| Total Materials & Services | | | 372,828 | | 0 | | 372,828 |
| Total Capital Outlay | | | 8,000 | | 0 | | 8,000 |
| TOTAL EXPENDITURES | | 9.05 | 784,405 | 0.00 | 9,117 | 9.05 | 793,522 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|------------------|--|----------------|-----------|----------|----------|-----------------|-----------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| GENERAL FUND | | | | | | | |
| General Expenses | | | | | | | |
| | Total Interfund Transfers | | 2,989,170 | | 0 | | 2,989,170 |
| | Contingency and Unappropriated Balance | | | | | | |
| 599999 | Contingency | | 399,958 | | (22,337) | | 377,621 |
| | Total Contingency and Unappropriated Balance | | 399,958 | | (22,337) | | 377,621 |
| | TOTAL EXPENDITURES | 18.75 | 5,016,718 | 0.00 | 0 | 18.75 | 5,016,718 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|----------------------------------|----------------|------------------|-------------|---------------|-----------------|------------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SUPPORT SERVICE FUND | | | | | | | |
| Finance and Management Information | | | | | | | |
| Personal Services | | | | | | | |
| 511221 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Directors | 1.00 | 69,763 | | 0 | 1.00 | 69,763 |
| | Data Processing Administrator | 1.00 | 53,078 | | 0 | 1.00 | 53,078 |
| | Chief Accountant | 1.00 | 57,441 | | 0 | 1.00 | 57,441 |
| | Management Analyst Supervisor | 1.00 | 46,795 | | 0 | 1.00 | 46,795 |
| | Sr. Management Analyst | 4.00 | 182,289 | | 0 | 4.00 | 182,289 |
| | Assoc. Management Analyst | 3.00 | 103,349 | | 0 | 3.00 | 103,349 |
| | Asst. Management Analyst | 2.00 | 54,283 | | 0 | 2.00 | 54,283 |
| | D.P. Systems Analyst | 3.00 | 110,219 | | 0 | 3.00 | 110,219 |
| | D.P. Computer Programmer | 1.00 | 31,445 | | 0 | 1.00 | 31,445 |
| | Administrative Assistant | 1.00 | 28,500 | | 0 | 1.00 | 28,500 |
| | Senior Accountant | 3.00 | 116,920 | | 0 | 3.00 | 116,920 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | D.P. Computer Operator | 1.00 | 28,608 | | 0 | 1.00 | 28,608 |
| | D.P. Computer Technician | 1.00 | 25,970 | | 0 | 1.00 | 25,970 |
| | Administrative Secretary | 1.00 | 21,350 | | 0 | 1.00 | 21,350 |
| | Secretary | 2.00 | 43,166 | | 0 | 2.00 | 43,166 |
| | Lead Accounting Clerk | 1.00 | 23,548 | | 0 | 1.00 | 23,548 |
| | Reproduction Clerk | 1.00 | 25,870 | | 0 | 1.00 | 25,870 |
| | Accounting Clerk 2 | 4.00 | 82,358 | | 0 | 4.00 | 82,358 |
| | Accounting Clerk 1 | 3.00 | 54,849 | | 0 | 3.00 | 54,849 |
| | Office Assistant | 1.00 | 15,956 | | 0 | 1.00 | 15,956 |
| | Operations Utility Worker | 1.00 | 19,268 | | 0 | 1.00 | 19,268 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Temporary Administrative Support | 1.00 | 18,683 | | 0 | 1.00 | 18,683 |
| 511400 OVERTIME | | | | | | | |
| | | | 4,074 | | 0 | | 4,074 |
| 512000 FRINGE | | | | | | | |
| | | | 377,513 | | 35,851 | | 413,364 |
| Total Personal Services | | 38.00 | 1,595,295 | 0.00 | 35,851 | 38.00 | 1,631,146 |
| Total Materials & Services | | | 957,420 | | 0 | | 957,420 |
| Total Capital Outlay | | | 54,770 | | 0 | | 54,770 |
| TOTAL EXPENDITURES | | 38.00 | 2,607,485 | 0.00 | 35,851 | 38.00 | 2,643,336 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|----------------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SUPPORT SERVICE FUND | | | | | | | |
| Regional Facilities | | | | | | | |
| Personal Services | | | | | | | |
| 51121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Directors | 0.70 | 47,406 | | 0 | 0.70 | 47,406 |
| | Managers (Finan., Const.) | 0.70 | 40,193 | | 0 | 0.70 | 40,193 |
| | Procurement Officer | 1.00 | 52,507 | | 0 | 1.00 | 52,507 |
| | Sr. Management Analyst | 1.00 | 40,099 | | 0 | 1.00 | 40,099 |
| | Assoc. Management Analyst | 1.00 | 34,645 | | 0 | 1.00 | 34,645 |
| | Asst. Management Analyst | 0.20 | 6,928 | | 0 | 0.20 | 6,928 |
| | Support Services Supervisor | 0.50 | 23,228 | | 0 | 0.50 | 23,228 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 1.25 | 28,882 | | 0 | 1.25 | 28,882 |
| | Secretary | 0.75 | 14,526 | | 0 | 0.75 | 14,526 |
| | Accounting Clerk 1 | 1.00 | 18,676 | | 0 | 1.00 | 18,676 |
| | Building Operations Worker | 0.50 | 11,213 | | 0 | 0.50 | 11,213 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Temporary Professional Support | 0.50 | 9,000 | | 0 | 0.50 | 9,000 |
| | Temporary Administrative Support | 0.25 | 4,500 | | 0 | 0.25 | 4,500 |
| 512000 FRINGE | | | | | | | |
| | | | 102,859 | | 9,549 | | 112,408 |
| Total Personal Services | | 9.35 | 434,662 | 0.00 | 9,549 | 9.35 | 444,211 |
| Total Materials & Services | | | 317,966 | | 0 | | 317,966 |
| Total Capital Outlay | | | 40,500 | | 0 | | 40,500 |
| TOTAL EXPENDITURES | | 9.35 | 793,128 | 0.00 | 9,549 | 9.35 | 802,677 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|----------------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SUPPORT SERVICE FUND | | | | | | | |
| Personnel | | | | | | | |
| Personal Services | | | | | | | |
| 51121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Personnel Manager | 1.00 | 52,853 | | 0 | 1.00 | 52,853 |
| | Sr. Management Analyst | 3.00 | 125,582 | | 0 | 3.00 | 125,582 |
| | Assoc. Management Analyst | 1.00 | 32,995 | | 0 | 1.00 | 32,995 |
| | Asst. Management Analyst | 1.00 | 27,038 | | 0 | 1.00 | 27,038 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | 0 | | | | 0 |
| | Administrative Secretary | 1.00 | 27,035 | | 0 | 1.00 | 27,035 |
| | Secretary | 1.00 | 18,442 | | 0 | 1.00 | 18,442 |
| | Receptionist | 1.00 | 17,562 | | 0 | 1.00 | 17,562 |
| | Accounting Clerk 1 | 1.00 | 17,562 | | 0 | 1.00 | 17,562 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | 0 | | | | 0 |
| | Temporary Administrative Support | 0.25 | 4,182 | | 0 | 0.25 | 4,182 |
| 511400 OVERTIME | | | 400 | | 0 | | 400 |
| 512000 FRINGE | | | 100,332 | | 9,572 | | 109,904 |
| Total Personal Services | | 10.25 | 423,983 | 0.00 | 9,572 | 10.25 | 433,555 |
| Total Materials & Services | | | 62,310 | | 0 | | 62,310 |
| Total Capital Outlay | | | 1,227 | | 0 | | 1,227 |
| TOTAL EXPENDITURES | | 10.25 | 487,520 | 0.00 | 9,572 | 10.25 | 497,092 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|--------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SUPPORT SERVICE FUND | | | | | | | |
| Office of General Counsel | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | General Counsel | 1.00 | 67,464 | | | 1.00 | 67,464 |
| | Senior Assistant Counsel | 3.00 | 155,265 | | | 3.00 | 155,265 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Legal Secretary | 1.00 | 30,910 | | | 1.00 | 30,910 |
| | Secretary | 1.00 | 19,171 | | | 1.00 | 19,171 |
| 511400 OVERTIME | | | | | | | |
| | | | 1,500 | | | | 1,500 |
| 512000 FRINGE | | | | | | | |
| | | | 85,036 | | 8,184 | | 93,220 |
| Total Personal Services | | 6.00 | 359,346 | 0.00 | 8,184 | 6.00 | 367,530 |
| Total Materials & Services | | | 19,544 | | 0 | | 19,544 |
| Total Capital Outlay | | | 2,955 | | 0 | | 2,955 |
| TOTAL EXPENDITURES | | 6.00 | 381,845 | 0.00 | 8,184 | 6.00 | 390,029 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|--------------------------------|----------------|----------------|-------------|---------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SUPPORT SERVICE FUND | | | | | | | |
| Public Affairs | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Directors | 1.00 | 69,059 | | | 1.00 | 69,059 |
| | Public Information Supervisor | 1.00 | 38,047 | | | 1.00 | 38,047 |
| | Sr. Public Info. Specialist | 2.50 | 100,296 | | | 2.50 | 100,296 |
| | Assoc. Public Info. Specialist | 4.00 | 145,787 | | | 4.00 | 145,787 |
| | Asst. Public Info. Specialist | 1.00 | 29,925 | | | 1.00 | 29,925 |
| | Graphics/Exhibit Designer | 3.00 | 77,254 | | | 3.00 | 77,254 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 1.00 | 23,457 | | | 1.00 | 23,457 |
| | Secretary | 1.00 | 18,302 | | | 1.00 | 18,302 |
| 512000 FRINGE | | | | | | | |
| | | | 155,659 | | 15,064 | | 170,723 |
| Total Personal Services | | 14.50 | 657,786 | 0.00 | 15,064 | 14.50 | 672,850 |
| Total Materials & Services | | | 136,040 | | 0 | | 136,040 |
| Total Capital Outlay | | | 7,485 | | 0 | | 7,485 |
| TOTAL EXPENDITURES | | 14.50 | 801,311 | 0.00 | 15,064 | 14.50 | 816,375 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|-----------------------------|---|----------------|-----------|----------|----------|-----------------|-----------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SUPPORT SERVICE FUND | | | | | | | |
| General Expenses | | | | | | | |
| | Total Interfund Transfers | | 416,068 | | 0 | | 416,068 |
| | Contingency and Unappropriated Balance | | | | | | |
| 599999 | Contingency | | | | | | |
| | * General | | 330,000 | | (78,220) | | 251,780 |
| | * Builders License | | 7,848 | | 0 | | 7,848 |
| | Total Contingency and Unappropriated Balance | | 337,848 | | (78,220) | | 259,628 |
| | TOTAL EXPENDITURES | 78.10 | 5,825,205 | 0.00 | 0 | 78.10 | 5,825,205 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|-----------------------------|----------------|---------|----------|--------|-----------------|---------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| BUILDING MANAGEMENT FUND | | | | | | | |
| Metro Center Account | | | | | | | |
| Personal Services | | | | | | | |
| 511221 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Director | 0.10 | 6,772 | | 0 | 0.10 | 6,772 |
| | Support Services Supervisor | 0.50 | 23,228 | | 0 | 0.50 | 23,228 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 0.25 | 5,333 | | 0 | 0.25 | 5,333 |
| | Secretary | 0.25 | 4,842 | | 0 | 0.25 | 4,842 |
| | Building Operation Worker | 0.50 | 11,213 | | 0 | 0.50 | 11,213 |
| | Security Officer | 1.00 | 17,502 | | 0 | 1.00 | 17,502 |
| 512000 FRINGE | | | 27,757 | | 2,067 | | 29,824 |
| Total Personal Services | | 2.60 | 96,647 | 0.00 | 2,067 | 2.60 | 98,714 |
| Total Materials & Services | | | 639,118 | | 0 | | 639,118 |
| Total Capital Outlay | | | 50,000 | | 0 | | 50,000 |
| TOTAL EXPENDITURES | | 2.60 | 785,765 | 0.00 | 2,067 | 2.60 | 787,832 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|---------------------------------------|----------------|-------------------|-------------|------------|-----------------|-------------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| BUILDING MANAGEMENT FUND | | | | | | | |
| Metro Headquarters Project | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Construction Manager | 0.10 | 5,742 | | 0 | 0.10 | 5,742 |
| | Senior Management Analyst | 0.50 | 21,069 | | 0 | 0.50 | 21,069 |
| | 512000 FRINGE | | 8,311 | | 804 | | 9,115 |
| | Total Personal Services | 0.60 | 35,122 | 0.00 | 804 | 0.60 | 35,926 |
| | Total Materials & Services | | 899,628 | | 0 | | 899,628 |
| | Total Capital Outlay | | 16,115,386 | | 0 | | 16,115,386 |
| | TOTAL EXPENDITURES | 0.60 | 17,050,136 | 0.00 | 804 | 0.60 | 17,050,940 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---------------------------------|---|----------------|------------|----------|---------|-----------------|------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| BUILDING MANAGEMENT FUND | | | | | | | |
| General Expenses | | | | | | | |
| | Total Interfund Transfers | | 12,250,000 | | 0 | | 12,250,000 |
| | Contingency and Unappropriated Balance | | | | | | |
| 599999 | Contingency | | | | | | |
| | Metro Center Account | | 50,000 | | (2,057) | | 47,933 |
| | Metro Headquarters Project | | 50,000 | | (804) | | 49,196 |
| 599990 | Unappropriated Balance | | | | | | |
| | Metro Center Account | | 25,000 | | 0 | | 25,000 |
| | Total Contingency and Unappropriated Balance | | 125,000 | | (2,871) | | 122,129 |
| | TOTAL EXPENDITURES | 3.20 | 30,210,901 | 0.00 | 0 | 3.20 | 30,210,901 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|---------------------------|----------------|------------------|-------------|----------------|-----------------|------------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| INSURANCE FUND | | | | | | | |
| Personal Services | | | | | | | |
| 51121 SALARIES-REGULAR EMPLOYEES (full-time) | | | | | | | |
| | Risk Manager | 1.00 | 45,000 | | 0 | 1.00 | 45,000 |
| | Assoc. Management Analyst | 1.00 | 31,725 | | 0 | 1.00 | 31,725 |
| 51121 WAGES-REGULAR EMPLOYEES (full-time) | | | | | | | |
| | Administrative Secretary | 1.00 | 19,400 | | 0 | 1.00 | 19,400 |
| 512000 FRINGE | | | | | | | |
| | | | 29,798 | | 2,884 | | 32,682 |
| Total Personal Services | | 3.00 | 125,923 | 0.00 | 2,884 | 3.00 | 128,807 |
| Total Materials & Services | | | 947,290 | | 0 | | 947,290 |
| Total Capital Outlay | | | 16,220 | | 0 | | 16,220 |
| Contingency & Unappropriated Balance | | | | | | | |
| 599999 | Contingency | | 483,284 | | (2,884) | | 480,400 |
| 599990 | Unappropriated Balance | | 4,026,941 | | 0 | | 4,026,941 |
| Total Contingency & Unapp. Balance | | | 4,510,225 | | (2,884) | | 4,507,341 |
| TOTAL EXPENDITURES | | 3.00 | 5,599,658 | 0.00 | 0 | 3.00 | 5,599,658 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|----------------------------|----------------|----------------|-------------|---------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| ZOO OPERATING FUND | | | | | | | |
| Administration | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Director | 1.00 | 78,400 | | 0 | 1.00 | 78,400 |
| | Assistant Director | 1.00 | 64,500 | | 0 | 1.00 | 64,500 |
| | Sr. Management Analyst | 1.00 | 39,046 | | 0 | 1.00 | 39,046 |
| | Development Officer | 1.00 | 45,190 | | 0 | 1.00 | 45,190 |
| | Safety/Security Supervisor | 1.00 | 31,422 | | 0 | 1.00 | 31,422 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 2.00 | 53,689 | | 0 | 2.00 | 53,689 |
| | Program Assistant 2 | 1.00 | 24,642 | | 0 | 1.00 | 24,642 |
| | Security 1 | 3.00 | 53,568 | | 0 | 3.00 | 53,568 |
| | Security 2 | 1.00 | 19,367 | | 0 | 1.00 | 19,367 |
| 511225 WAGES-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Security 1-reg | 0.50 | 8,366 | | 0 | 0.50 | 8,366 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Security 1-temp | 1.40 | 22,338 | | 0 | 1.40 | 22,338 |
| 511325 REPRESENTED 483-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Cashroom Clerk | 1.50 | 30,968 | | 0 | 1.50 | 30,968 |
| 511335 REPRESENTED 483-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Cashroom Clerk | 1.00 | 18,172 | | 0 | 1.00 | 18,172 |
| 511400 OVERTIME | | | | | | | |
| | | | 10,902 | | 0 | | 10,902 |
| 512000 FRINGE | | | | | | | |
| | | | 145,165 | | 18,334 | | 163,499 |
| Total Personal Services | | 16.40 | 645,735 | 0.00 | 18,334 | 16.40 | 664,069 |
| Total Materials & Services | | | 265,846 | | 0 | | 265,846 |
| Total Capital Outlay | | | 3,000 | | 0 | | 3,000 |
| TOTAL EXPENDITURES | | 16.40 | 914,581 | 0.00 | 18,334 | 16.40 | 932,915 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|-------------------------------|----------------|-----------|----------|--------|-----------------|-----------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| ZOO OPERATING FUND | | | | | | | |
| Animal Management | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Curator | 1.00 | 48,043 | 0 | | 1.00 | 48,043 |
| | Veterinarian | 1.00 | 50,363 | 0 | | 1.00 | 50,363 |
| | Research Coordinator | 1.00 | 45,640 | 0 | | 1.00 | 45,640 |
| | Assistant Curator | 1.00 | 46,920 | 0 | | 1.00 | 46,920 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 1.00 | 21,348 | 0 | | 1.00 | 21,348 |
| | Veterinary/Research Assistant | 1.00 | 34,070 | 0 | | 1.00 | 34,070 |
| | Records Specialist | 1.00 | 31,539 | 0 | | 1.00 | 31,539 |
| 511225 WAGES-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Animal Hospital Attendant | 0.70 | 13,026 | 0 | | 0.70 | 13,026 |
| | Program Assistant 1 | 0.50 | 9,221 | 0 | | 0.50 | 9,221 |
| 511231 WAGES-TEMPORARY EMPLOYEES (Full Time) | | | | | | | |
| | Management Intern | 1.50 | 31,626 | 0 | | 1.50 | 31,626 |
| 511235 WAGES-TEMPORARY EMPLOYEES (Part Time) | | | | | | | |
| | Management Intern | 0.20 | 4,200 | 0 | | 0.20 | 4,200 |
| 511321 REPRESENTED 483-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Nutrition Technician | 1.00 | 26,808 | 0 | | 1.00 | 26,808 |
| | Senior Animal Keeper | 7.00 | 198,219 | 0 | | 7.00 | 198,219 |
| | Animal Keeper | 24.00 | 649,892 | 0 | | 24.00 | 649,892 |
| 511325 REPRESENTED 483-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Animal Keeper-PT | 2.00 | 53,616 | 0 | | 2.00 | 53,616 |
| 511335 REPRESENTED 483-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Animal Keeper | 0.72 | 16,570 | 0 | | 0.72 | 16,570 |
| | 511400 OVERTIME | | 55,300 | 0 | | | 55,300 |
| | 512000 FRINGE | | 481,122 | 36,861 | | | 517,983 |
| Total Personal Services | | 44.62 | 1,817,523 | 0.00 | 36,861 | 44.62 | 1,854,384 |
| Total Materials & Services | | | 359,244 | | 0 | | 359,244 |
| Total Capital Outlay | | | 114,900 | | 0 | | 114,900 |
| TOTAL EXPENDITURES | | 44.62 | 2,291,667 | 0.00 | 36,861 | 44.62 | 2,328,528 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|------------------------------------|----------------|-----------|----------|--------|-----------------|-----------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| ZOO OPERATING FUND | | | | | | | |
| Facilities Management | | | | | | | |
| Personal Services | | | | | | | |
| 511221 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Managers (B&G, Const, VS, Ed, PR) | 1.00 | 42,182 | | 0 | 1.00 | 42,182 |
| | Maintenance Supervisor | 1.00 | 32,995 | | 0 | 1.00 | 32,995 |
| | Fac. Mgmt. Project Coordinator | 1.00 | 32,995 | | 0 | 1.00 | 32,995 |
| | Fac. Mgmt. Work Center Coordinator | 1.00 | 29,926 | | 0 | 1.00 | 29,926 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 1.00 | 24,737 | | 0 | 1.00 | 24,737 |
| 511225 WAGES-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Secretary | 0.77 | 14,201 | | 0 | 0.77 | 14,201 |
| 511321 REPRESENTED 483-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Maintenance Worker 3 | 3.10 | 88,822 | | 0 | 3.10 | 88,822 |
| | Maintenance Technician | 1.00 | 28,652 | | 0 | 1.00 | 28,652 |
| | Maintenance Worker 2 | 6.50 | 176,567 | | 0 | 6.50 | 176,567 |
| | Maintenance Worker 1 | 8.25 | 202,489 | | 0 | 8.25 | 202,489 |
| | Senior Gardener | 1.00 | 30,748 | | 0 | 1.00 | 30,748 |
| | Gardener 2 | 1.00 | 27,164 | | 0 | 1.00 | 27,164 |
| | Gardener 1 | 6.00 | 147,265 | | 0 | 6.00 | 147,265 |
| | Maintenance Mechanic | 1.00 | 29,889 | | 0 | 1.00 | 29,889 |
| | Master Mechanic | 1.00 | 33,305 | | 0 | 1.00 | 33,305 |
| | Maintenance Electrician | 1.00 | 36,512 | | 0 | 1.00 | 36,512 |
| 511331 REPRESENTED 483-TEMPORARY EMPLOYEES(Full Time) | | | | | | | |
| | Laborer | 0.68 | 13,269 | | 0 | 0.68 | 13,269 |
| | Maintenance Worker 3-FT Seasonal | 0.69 | 17,702 | | 0 | 0.69 | 17,702 |
| | Maintenance Worker 2 FT Seasonal | 0.50 | 12,062 | | 0 | 0.50 | 12,062 |
| | Maintenance Worker 1-FT Seasonal | 0.40 | 8,527 | | 0 | 0.40 | 8,527 |
| 511335 REPRESENTED 483-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Temporary Keeper/Support | 0.68 | 13,269 | | 0 | 0.68 | 13,269 |
| | Maintenance Worker 1 | 0.17 | 3,766 | | 0 | 0.17 | 3,766 |
| 511400 OVERTIME | | | | | | | |
| | | | 27,005 | | 0 | | 27,005 |
| 512000 FRINGE | | | | | | | |
| | | | 386,658 | | 29,353 | | 416,011 |
| Total Personal Services | | 38.74 | 1,460,707 | 0.00 | 29,353 | 38.74 | 1,490,060 |
| Total Materials & Services | | | 1,408,190 | | 0 | | 1,408,190 |
| Total Capital Outlay | | | 379,550 | | 0 | | 379,550 |
| TOTAL EXPENDITURES | | 38.74 | 3,248,447 | 0.00 | 29,353 | 38.74 | 3,277,800 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|-----------------------------------|----------------|----------------|-------------|---------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| ZOO OPERATING FUND | | | | | | | |
| Education Services | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Managers (B&G, Const, VS, Ed, PR) | 1.00 | 44,243 | | 0 | 1.00 | 44,243 |
| | Program Coordinator | 2.00 | 56,038 | | 0 | 2.00 | 56,038 |
| | Ed. Service Specialist | 1.00 | 39,112 | | 0 | 1.00 | 39,112 |
| | Volunteer Coordinator | 1.00 | 31,417 | | 0 | 1.00 | 31,417 |
| | Graphics Coordinator | 1.00 | 39,967 | | 0 | 1.00 | 39,967 |
| | Graphics/Exhibit Designer | 1.00 | 28,501 | | 0 | 1.00 | 28,501 |
| 511125 SALARIES-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Graphics/Exhibit Designer | 1.00 | 28,501 | | 0 | 1.00 | 28,501 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 1.00 | 27,267 | | 0 | 1.00 | 27,267 |
| | Program Assistant 2 | 1.00 | 24,737 | | 0 | 1.00 | 24,737 |
| | Graphics Technician | 1.00 | 24,715 | | 0 | 1.00 | 24,715 |
| | Program Assistant 1 | 2.00 | 40,715 | | 0 | 2.00 | 40,715 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Education Service Aide I | 5.29 | 83,724 | | 0 | 5.29 | 83,724 |
| | Education Services Aide II | 0.61 | 11,493 | | 0 | 0.61 | 11,493 |
| 511400 OVERTIME | | | | | | | |
| | | | 8,193 | | 0 | | 8,193 |
| 512000 FRINGE | | | | | | | |
| | | | 151,473 | | 11,556 | | 163,029 |
| Total Personal Services | | 18.90 | 640,096 | 0.00 | 11,556 | 18.90 | 651,652 |
| Total Materials & Services | | | 263,574 | | 0 | | 263,574 |
| Total Capital Outlay | | | 10,200 | | 0 | | 10,200 |
| TOTAL EXPENDITURES | | 18.90 | 913,870 | 0.00 | 11,556 | 18.90 | 925,426 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|-----------------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| ZOO OPERATING FUND | | | | | | | |
| Marketing | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Managers (B&G, Const, VS, Ed, PR) | 1.00 | 48,715 | | 0 | 1.00 | 48,715 |
| | Assoc. Pub. Affairs Specialist | 1.00 | 34,662 | | 0 | 1.00 | 34,662 |
| | Asst. Pub. Affairs Specialist | 1.00 | 31,417 | | 0 | 1.00 | 31,417 |
| 511225 WAGES-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Program Assistant I/Photographer | 0.50 | 11,213 | | 0 | 0.50 | 11,213 |
| | Educational Service Aide | 0.75 | 12,561 | | 0 | 0.75 | 12,561 |
| | 512000 FRINGE | | 42,956 | | 4,460 | | 47,416 |
| Total Personal Services | | 4.25 | 181,524 | 0.00 | 4,460 | 4.25 | 185,984 |
| Total Materials & Services | | | 358,919 | | 0 | | 358,919 |
| Total Capital Outlay | | | 4,000 | | 0 | | 4,000 |
| TOTAL EXPENDITURES | | 4.25 | 544,443 | 0.00 | 4,460 | 4.25 | 548,903 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|--------------------------------------|----------------|------------------|-------------|---------------|-----------------|------------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| ZOO OPERATING FUND | | | | | | | |
| Visitor Services | | | | | | | |
| Personal Services | | | | | | | |
| 511221 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Managers (B&G, Const, VS, Ed, PR) | 1.00 | 42,000 | 0 | 0 | 1.00 | 42,000 |
| | Food Service Supervisor | 1.00 | 41,941 | 0 | 0 | 1.00 | 41,941 |
| | Retail Supervisor | 1.00 | 34,344 | 0 | 0 | 1.00 | 34,344 |
| | Food Service Coordinator | 4.00 | 97,608 | 0 | 0 | 4.00 | 97,608 |
| | Retail Coordinator | 1.00 | 23,459 | 0 | 0 | 1.00 | 23,459 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 1.00 | 21,348 | 0 | 0 | 1.00 | 21,348 |
| | Storeskeeper | 1.00 | 23,549 | 0 | 0 | 1.00 | 23,549 |
| 511225 WAGES-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Office Assistant | 0.50 | 10,168 | 0 | 0 | 0.50 | 10,168 |
| | Visitor Service Worker 3-reg | 3.00 | 47,010 | 0 | 0 | 3.00 | 47,010 |
| | Visitor Service Worker 1-reg | 1.00 | 11,291 | 0 | 0 | 1.00 | 11,291 |
| 511241 WAGES-SEASONAL EMPLOYEES | | | | | | | |
| | Visitor Service Worker 2-temp | 6.00 | 75,079 | 0 | 0 | 6.00 | 75,079 |
| | Visitor Service Worker 1-temp | 29.00 | 312,866 | 0 | 0 | 29.00 | 312,866 |
| 511321 REPRESENTED 483-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Typist/Receptionist-reg | 1.00 | 17,670 | 0 | 0 | 1.00 | 17,670 |
| 511325 REPRESENTED 483-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Typist/Receptionist Reg. (part time) | 2.25 | 39,756 | 0 | 0 | 2.25 | 39,756 |
| 511335 REPRESENTED 483-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Typist/Receptionist-temp | 1.50 | 23,612 | 0 | 0 | 1.50 | 23,612 |
| | Stationmaster-temp | 2.20 | 47,127 | 0 | 0 | 2.20 | 47,127 |
| | 511400 OVERTIME | | 15,500 | 0 | 0 | | 15,500 |
| | 512000 FRINGE | | 247,612 | 12,304 | 0 | | 259,916 |
| Total Personal Services | | 56.45 | 1,131,940 | 0.00 | 12,304 | 56.45 | 1,144,244 |
| Total Materials & Services | | | 1,176,198 | | 0 | | 1,176,198 |
| Total Capital Outlay | | | 43,650 | | 0 | | 43,650 |
| TOTAL EXPENDITURES | | 56.45 | 2,351,788 | 0.00 | 12,304 | 56.45 | 2,364,092 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|------------------------|----------------|------------|----------|-----------|-----------------|------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| ZOO OPERATING FUND | | | | | | | |
| General Expenses | | | | | | | |
| Total Interfund Transfers | | | 1,000,931 | | 0 | | 1,000,931 |
| Contingency and Unappropriated Balance | | | | | | | |
| 599999 | Contingency | | 824,073 | | (112,868) | | 711,205 |
| 599990 | Unappropriated Balance | | 2,393,612 | | 0 | | 2,393,612 |
| Total Contingency and Unappropriated Balance | | | 3,217,685 | | (112,868) | | 3,104,817 |
| TOTAL EXPENDITURES | | 179.36 | 14,483,412 | 0.00 | 0 | 179.36 | 14,483,412 |

**EXHIBIT A
ORDINANCE NO. 91-428**

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|------------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SOLID WASTE REVENUE FUND | | | | | | | |
| OPERATING ACCOUNT:Administration | | | | | | | |
| Personal Services | | | | | | | |
| 511221 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Dir. of Solid Waste Planning | 1.00 | 72,064 | | 0 | 1.00 | 72,064 |
| | Sr. Management Analyst | 1.00 | 40,121 | | 0 | 1.00 | 40,121 |
| | Assoc. Management Analyst | 1.00 | 28,501 | | 0 | 1.00 | 28,501 |
| | Administrative Assistant | 2.00 | 48,074 | | 0 | 2.00 | 48,074 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 1.00 | 20,335 | | 0 | 1.00 | 20,335 |
| | Secretary | 1.00 | 18,399 | | 0 | 1.00 | 18,399 |
| | Office Assistant | 1.00 | 15,125 | | 0 | 1.00 | 15,125 |
| 511225 WAGES-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Office Assistant | 1.00 | 17,940 | | 0 | 1.00 | 17,940 |
| 511400 OVERTIME | | | | | | | |
| | | | 2,837 | | 0 | | 2,837 |
| 512000 FRINGE | | | | | | | |
| | | | 84,287 | | 7,817 | | 92,104 |
| Total Personal Services | | 9.00 | 347,683 | 0.00 | 7,817 | 9.00 | 355,500 |
| Total Materials & Services | | | 75,673 | | 0 | | 75,673 |
| TOTAL EXPENDITURES | | 9.00 | 423,356 | 0.00 | 7,817 | 9.00 | 431,173 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|----------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SOLID WASTE REVENUE FUND | | | | | | | |
| OPERATING ACCOUNT: Budget & Finance | | | | | | | |
| Personal Services | | | | | | | |
| 511221 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Budget and Finance Manager | 1.00 | 55,729 | | 0 | 1.00 | 55,729 |
| | Sr. Solid Waste Planner | 1.00 | 40,121 | | 0 | 1.00 | 40,121 |
| | Assoc. Solid Waste Planner | 1.00 | 36,289 | | 0 | 1.00 | 36,289 |
| | Sr. Management Analyst | 3.00 | 114,246 | | 0 | 3.00 | 114,246 |
| | Management Technician | 1.00 | 30,057 | | 0 | 1.00 | 30,057 |
| 512221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Program Assistant 2 | 1.00 | 21,348 | | 0 | 1.00 | 21,348 |
| 512000 FRINGE | | | | | | | |
| | | | 95,293 | | 8,934 | | 104,227 |
| Total Personal Services | | 8.00 | 393,083 | 0.00 | 8,934 | 8.00 | 402,017 |
| Total Materials & Services | | | 179,720 | | 0 | | 179,720 |
| TOTAL EXPENDITURES | | 8.00 | 572,803 | 0.00 | 8,934 | 8.00 | 581,737 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCF # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|----------------------------|----------------|-------------------|-------------|---------------|-----------------|-------------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SOLID WASTE REVENUE FUND | | | | | | | |
| OPERATING ACCOUNT: Operations | | | | | | | |
| Personal Services | | | | | | | |
| 511221 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Facilities Superintendent | 1.00 | 46,109 | | 0 | 1.00 | 46,109 |
| | Sr. Solid Waste Planner | 1.00 | 44,243 | | 0 | 1.00 | 44,243 |
| | Assoc. Management Analyst | 1.00 | 28,610 | | 0 | 1.00 | 28,610 |
| | Hazardous Waste Specialist | 3.00 | 89,826 | | 0 | 3.00 | 89,826 |
| | Site Manager II | 1.00 | 31,351 | | 0 | 1.00 | 31,351 |
| | Site Manager I | 3.00 | 59,377 | | 0 | 3.00 | 59,377 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Hazardous Waste Technician | 9.00 | 215,561 | | 0 | 9.00 | 215,561 |
| | Scalehouse Technician | 19.00 | 290,796 | | 0 | 19.00 | 290,796 |
| 511225 WAGES-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Scalehouse Technician | 3.65 | 61,315 | | 0 | 3.65 | 61,315 |
| 511400 OVERTIME | | | | | | | |
| | | | 38,973 | | 0 | | 38,973 |
| 512000 FRINGE | | | | | | | |
| | | | 289,972 | | 26,016 | | 315,988 |
| Total Personal Services | | 41.65 | 1,196,133 | 0.00 | 26,016 | 41.65 | 1,222,149 |
| Total Materials & Services | | | 43,878,534 | | 0 | | 43,878,534 |
| TOTAL EXPENDITURES | | 41.65 | 45,074,667 | 0.00 | 26,016 | 41.65 | 45,100,683 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|----------------------------|----------------|----------------|-------------|---------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SOLID WASTE REVENUE FUND | | | | | | | |
| OPERATING ACCOUNT: Engineering & Analysis | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Engineering Manager | 1.00 | 53,653 | | 0 | 1.00 | 53,653 |
| | Sr. Engineer | 2.00 | 80,131 | | 0 | 2.00 | 80,131 |
| | Assoc. Engineer | 2.00 | 72,276 | | 0 | 2.00 | 72,276 |
| | Sr. Solid Waste Planner | 2.00 | 92,894 | | 0 | 2.00 | 92,894 |
| | Construction Coordinator | 1.00 | 48,847 | | 0 | 1.00 | 48,847 |
| | Assoc. Solid Waste Planner | 1.00 | 36,138 | | 0 | 1.00 | 36,138 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Program Assistant 1 | 1.00 | 22,426 | | 0 | 1.00 | 22,426 |
| 512000 FRINGE | | | | | | | |
| | | | 130,037 | | 12,191 | | 142,228 |
| Total Personal Services | | 10.00 | 536,402 | 0.00 | 12,191 | 10.00 | 548,593 |
| Total Materials & Services | | | 257,125 | | 0 | | 257,125 |
| TOTAL EXPENDITURES | | 10.00 | 793,527 | 0.00 | 12,191 | 10.00 | 805,718 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|---------------------------------|----------------|------------------|-------------|---------------|-----------------|------------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SOLID WASTE REVENUE FUND | | | | | | | |
| OPERATING ACCOUNT:Waste Reduction | | | | | | | |
| Personal Services | | | | | | | |
| 511221 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Solid Waste Planning Supervisor | 2.00 | 80,317 | | 0 | 2.00 | 80,317 |
| | Sr. Solid Waste Planner | 2.00 | 74,498 | | 0 | 2.00 | 74,498 |
| | Assoc. Solid Waste Planner | 4.00 | 133,683 | | 0 | 4.00 | 133,683 |
| | Asst. Solid Waste Planner | 1.00 | 28,434 | | 0 | 1.00 | 28,434 |
| | Assoc. Public Affairs Spec. | 1.00 | 32,919 | | 0 | 1.00 | 32,919 |
| | Waste Reduction Manager | 1.00 | 52,220 | | 0 | 1.00 | 52,220 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Program Assistant 1 | 4.00 | 72,891 | | 0 | 4.00 | 72,891 |
| 511225 WAGES-REGULAR EMPLOYEES (part time) | | | | | | | |
| | Program Assistant | 0.50 | 9,151 | | 0 | 0.50 | 9,151 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Temporary | 0.15 | 2,754 | | 0 | 0.15 | 2,754 |
| 511400 OVERTIME | | | | | | | |
| | | | 5,292 | | 0 | | 5,292 |
| 512000 FRINGE | | | | | | | |
| | | | 157,491 | | 15,985 | | 173,476 |
| Total Personal Services | | 15.65 | 649,650 | 0.00 | 15,985 | 15.65 | 665,635 |
| Total Materials & Services | | | 3,154,796 | | 0 | | 3,154,796 |
| TOTAL EXPENDITURES | | 15.65 | 3,804,446 | 0.00 | 15,985 | 15.65 | 3,820,431 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---------------------------------|---|----------------|-------------|----------|----------|-----------------|-------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| SOLID WASTE REVENUE FUND | | | | | | | |
| General Expenses | | | | | | | |
| | Total Interfund Transfers | | 17,742,748 | | | | 17,742,748 |
| | Contingency and Unappropriated Balance | | | | | | |
| | 599999 Contingency | | 2,465,797 | | (70,943) | | 2,394,854 |
| | 599990 Unappropriated Fund Balance | | 21,460,391 | | 0 | | 21,460,391 |
| | Total Contingency and Unappropriated Balance | | 23,926,188 | | (70,943) | | 23,855,245 |
| | TOTAL REVENUE FUND EXPENDITURES | 84.30 | 115,180,228 | 0.00 | 0 | 84.30 | 115,180,228 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|------------------------------|----------------|------------------|-------------|-----------------|-----------------|------------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| TRANSPORTATION PLANNING FUND | | | | | | | |
| Personal Services | | | | | | | |
| 51121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Transportation Director | 1.00 | 67,714 | | 0 | 1.00 | 67,714 |
| | Trans. Planning Manager | 1.00 | 58,506 | | 0 | 1.00 | 58,506 |
| | Technical Manager | 1.00 | 58,506 | | 0 | 1.00 | 58,506 |
| | Regional Planning Supervisor | 1.00 | 53,056 | | 0 | 1.00 | 53,056 |
| | Trans. Planning Supervisor | 3.00 | 141,790 | | 0 | 3.00 | 141,790 |
| | Senior Regional Planner | 2.00 | 82,855 | | 0 | 2.00 | 82,855 |
| | Senior Management Analyst | 1.00 | 43,711 | | 0 | 1.00 | 43,711 |
| | Senior Trans. Planner | 8.00 | 309,615 | | 0 | 8.00 | 309,615 |
| | Assoc. Trans. Planner | 7.00 | 224,742 | | 0 | 7.00 | 224,742 |
| | Assoc. Regional Planner | 3.00 | 90,415 | | 0 | 3.00 | 90,415 |
| | Asst. Trans. Planner | 3.00 | 83,367 | | 0 | 3.00 | 83,367 |
| | Asst. Regional Planner | 3.00 | 63,062 | | 0 | 3.00 | 63,062 |
| | Administrative Assistant | 1.00 | 29,921 | | 0 | 1.00 | 29,921 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 1.00 | 27,248 | | 0 | 1.00 | 27,248 |
| | Secretary | 1.00 | 23,023 | | 0 | 1.00 | 23,023 |
| | Planning Technician | 1.00 | 19,461 | | 0 | 1.00 | 19,461 |
| 511231 WAGES - TEMPORARY EMPLOYEES (full time) | | | | | | | |
| | Temporary | 1.00 | 21,404 | | 0 | 1.00 | 21,404 |
| 512000 FRINGE | | | | | | | |
| | | | 433,503 | | 41,310 | | 474,813 |
| Total Personal Services | | 39.00 | 1,831,899 | 0.00 | 41,310 | 39.00 | 1,873,209 |
| Total Materials & Services | | | 2,094,538 | | 0 | | 2,094,538 |
| Total Capital Outlay | | | 61,585 | | 0 | | 61,585 |
| Total Interfund Transfers | | | 722,712 | | 0 | | 722,712 |
| Contingency and Unappropriated Balance | | | | | | | |
| 599999 | Contingency | | 264,668 | | (41,310) | | 223,358 |
| 599990 | Unappropriated Fund Balance | | 38,000 | | 0 | | 38,000 |
| Total Contingency and Unappropriated Balance | | | 302,668 | | (41,310) | | 261,358 |
| TOTAL EXPENDITURES | | 39.00 | 5,013,402 | 0.00 | 0 | 39.00 | 5,013,402 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|--------------------------------|----------------|----------------|-------------|--------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| PLANNING & DEVELOPMENT FUND | | | | | | | |
| Land Use Division | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Director of Planning & Develop | 0.30 | 20,577 | 0 | 0 | 0.30 | 20,577 |
| | Regional Planning Supervisor | 1.00 | 48,781 | 0 | 0 | 1.00 | 48,781 |
| | Senior Regional Planner | 3.50 | 131,951 | 0 | 0 | 3.50 | 131,951 |
| | Senior Management Analyst | 0.50 | 19,107 | 0 | 0 | 0.50 | 19,107 |
| | Management Technician | 0.30 | 9,427 | 0 | 0 | 0.30 | 9,427 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 0.50 | 12,358 | 0 | 0 | 0.50 | 12,358 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Temporary Administrative Help | 0.25 | 2,500 | 0 | 0 | 0.25 | 2,500 |
| 512000 FRINGE | | | | | | | |
| | | | 75,857 | | 7,266 | | 83,123 |
| Total Personal Services | | 6.35 | 320,558 | 0.00 | 7,266 | 6.35 | 327,824 |
| Total Materials & Services | | | 476,772 | | 0 | | 476,772 |
| Total Capital Outlay | | | 10,700 | | 0 | | 10,700 |
| TOTAL EXPENDITURES | | 6.35 | 808,030 | 0.00 | 7,266 | 6.35 | 815,296 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|--------------------------------|----------------|------------------|-------------|---------------|-----------------|------------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| PLANNING & DEVELOPMENT FUND | | | | | | | |
| Environmental Planning Division | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Director of Planning & Develop | 0.30 | 20,577 | | 0 | 0.30 | 20,577 |
| | Regional Planning Supervisor | 1.00 | 50,579 | | 0 | 1.00 | 50,579 |
| | Senior Regional Planner | 3.00 | 119,125 | | 0 | 3.00 | 119,125 |
| | Senior Management Analyst | 1.00 | 42,138 | | 0 | 1.00 | 42,138 |
| | Assoc. Regional Planner | 1.00 | 31,424 | | 0 | 1.00 | 31,424 |
| | Management Technician | 0.30 | 9,428 | | 0 | 0.30 | 9,428 |
| | Assoc. Management Analyst | 1.00 | 32,990 | | 0 | 1.00 | 32,990 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 0.50 | 12,357 | | 0 | 0.50 | 12,357 |
| | Program Assistant 1 | 1.00 | 17,565 | | 0 | 1.00 | 17,565 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Temporary Administrative Help | 0.50 | 5,000 | | 0 | 0.50 | 5,000 |
| 512000 FRINGE | | | | | | | |
| | | | 105,767 | | 10,085 | | 115,852 |
| Total Personal Services | | 9.60 | 446,950 | 0.00 | 10,085 | 9.60 | 457,035 |
| Total Materials & Services | | | 911,255 | | 0 | | 911,255 |
| Total Capital Outlay | | | 7,640 | | 0 | | 7,640 |
| TOTAL EXPENDITURES | | 9.60 | 1,365,845 | 0.00 | 10,085 | 9.60 | 1,375,930 |

**EXHIBIT A
ORDINANCE NO. 91-428**

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|--------------------------------|----------------|----------------|-------------|---------------|-----------------|----------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| PLANNING & DEVELOPMENT FUND | | | | | | | |
| Urban Services Division | | | | | | | |
| Personal Services | | | | | | | |
| 511121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Director of Planning & Develop | 0.40 | 27,436 | | 0 | 0.40 | 27,436 |
| | Regional Planning Supervisor | 1.00 | 48,781 | | 0 | 1.00 | 48,781 |
| | Senior Solid Waste Planner | 1.00 | 34,640 | | 0 | 1.00 | 34,640 |
| | Assoc. Solid Waste Planner | 2.00 | 67,636 | | 0 | 2.00 | 67,636 |
| | Senior Regional Planner | 0.50 | 21,069 | | 0 | 0.50 | 21,069 |
| | Senior Management Analyst | 3.50 | 135,207 | | 0 | 3.50 | 135,207 |
| | Management Technician | 0.40 | 12,570 | | 0 | 0.40 | 12,570 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Secretary | 1.00 | 19,367 | | 0 | 1.00 | 19,367 |
| 511235 WAGES-TEMPORARY EMPLOYEES (part time) | | | | | | | |
| | Temporary Administrative Help | 0.25 | 2,500 | | 0 | 0.25 | 2,500 |
| 512000 FRINGE | | | | | | | |
| | | | 114,454 | | 11,001 | | 125,455 |
| Total Personal Services | | 10.05 | 483,660 | 0.00 | 11,001 | 10.05 | 494,661 |
| Total Materials & Services | | | 386,712 | | 0 | | 386,712 |
| Total Capital Outlay | | | 12,581 | | 0 | | 12,581 |
| TOTAL EXPENDITURES | | 10.05 | 882,953 | 0.00 | 11,001 | 10.05 | 893,954 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|--|--|----------------|-----------|----------|----------|-----------------|-----------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| PLANNING & DEVELOPMENT FUND | | | | | | | |
| General Expenses | | | | | | | |
| | Total Interfund Transfers | | 525,190 | | 0 | | 525,190 |
| | Contingency and Unappropriated Balance | | | | | | |
| 599999 | Contingency | | 114,353 | | (28,352) | | 86,001 |
| | Total Contingency and Unappropriated Balance | | 114,353 | | (28,352) | | 86,001 |
| | TOTAL EXPENDITURES | 26.00 | 3,696,371 | 0.00 | 0 | 26.00 | 3,696,371 |

EXHIBIT A
ORDINANCE NO. 91-428

| ACCT # | DESCRIPTION | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---|------------------------------|----------------|------------------|-------------|----------------|-----------------|------------------|
| | | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |
| CONVENTION CENTER PROJECT CAPITAL FUND | | | | | | | |
| Personal Services | | | | | | | |
| 51121 SALARIES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Regional Facilities Director | 0.10 | 6,772 | | 0 | 0.10 | 6,772 |
| | Construction Manager | 0.20 | 11,484 | | 0 | 0.20 | 11,484 |
| | Senior Management Analyst | 0.70 | 29,497 | | 0 | 0.70 | 29,497 |
| | Assistant Management Analyst | 0.50 | 17,320 | | 0 | 0.50 | 17,320 |
| 511221 WAGES-REGULAR EMPLOYEES (full time) | | | | | | | |
| | Administrative Secretary | 0.25 | 5,333 | | 0 | 0.25 | 5,333 |
| 512000 FRINGES | | | | | | | |
| | | | 21,826 | | 2,122 | | 23,948 |
| Total Personal Services | | 1.75 | 92,232 | 0.00 | 2,122 | 1.75 | 94,354 |
| Total Materials & Services | | | 23,950 | | 0 | | 23,950 |
| Total Capital Outlay | | | 1,351,779 | | 0 | | 1,351,779 |
| Total Interfund Transfers | | | 98,904 | | 0 | | 98,904 |
| Contingency and Unappropriated Balance | | | | | | | |
| 599999 | Contingency | | 266,028 | | (2,122) | | 263,906 |
| Total Contingency and Unappropriated Balance | | | 266,028 | | (2,122) | | 263,906 |
| TOTAL EXPENDITURES | | 1.75 | 1,832,893 | 0.00 | 0 | 1.75 | 1,832,893 |

EXHIBIT B
ORDINANCE NO. 91-428
SCHEDULE OF APPROPRIATIONS

| GENERAL FUND | CURRENT APPROPRIATION | REVISION | PROPOSED APPROPRIATION |
|---|--------------------------|-----------------|---------------------------|
| Council | | | |
| Personal Services | 403,577 | 9,117 | 412,694 |
| Materials & Services | 372,828 | 0 | 372,828 |
| Capital Outlay | 8,000 | 0 | 8,000 |
| Subtotal | 784,405 | 9,117 | 793,522 |
| Executive Management | | | |
| Personal Services | 348,071 | 7,836 | 355,907 |
| Materials & Services | 60,963 | 0 | 60,963 |
| Capital Outlay | 6,000 | 0 | 6,000 |
| Subtotal | 415,034 | 7,836 | 422,870 |
| Office of Governmental Relations | | | |
| Personal Services | 81,005 | 1,855 | 82,860 |
| Materials & Services | 165,920 | 0 | 165,920 |
| Capital Outlay | 4,000 | 0 | 4,000 |
| Subtotal | 250,925 | 1,855 | 252,780 |
| Regional Facilities | | | |
| Personal Services | 154,106 | 3,529 | 157,635 |
| Materials & Services | 23,120 | 0 | 23,120 |
| Capital Outlay | 0 | 0 | 0 |
| Subtotal | 177,226 | 3,529 | 180,755 |
| General Expense | | | |
| Interfund Transfers | 2,989,170 | 0 | 2,989,170 |
| Contingency | 399,958 | (22,337) | 377,621 |
| Subtotal | 3,389,128 | (22,337) | 3,366,791 |
| Total General Fund Requirements | 5,016,718 | 0 | 5,016,718 |
| SUPPORT SERVICES FUND | | | |
| Finance & Administration | | | |
| Personal Services | 1,595,295 | 35,851 | 1,631,146 |
| Materials & Services | 957,420 | 0 | 957,420 |
| Capital Outlay | 54,770 | 0 | 54,770 |
| Subtotal | 2,607,485 | 35,851 | 2,643,336 |

EXHIBIT B
ORDINANCE NO. 91-428
SCHEDULE OF APPROPRIATIONS

| SUPPORT SERVICES FUND (continued) | CURRENT APPROPRIATION | REVISION | PROPOSED APPROPRIATION |
|---|--------------------------|-----------------|---------------------------|
| Regional Facilities | | | |
| Personal Services | 434,662 | 9,549 | 444,211 |
| Materials & Services | 317,966 | 0 | 317,966 |
| Capital Outlay | 40,500 | 0 | 40,500 |
| Subtotal | 793,128 | 9,549 | 802,677 |
| Personnel | | | |
| Personal Services | 423,983 | 9,572 | 433,555 |
| Materials & Services | 62,310 | 0 | 62,310 |
| Capital Outlay | 1,227 | 0 | 1,227 |
| Subtotal | 487,520 | 9,572 | 497,092 |
| Office of General Counsel | | | |
| Personal Services | 359,346 | 8,184 | 367,530 |
| Materials & Services | 19,544 | 0 | 19,544 |
| Capital Outlay | 2,955 | 0 | 2,955 |
| Subtotal | 381,845 | 8,184 | 390,029 |
| Public Affairs | | | |
| Personal Services | 657,786 | 15,064 | 672,850 |
| Materials & Services | 136,040 | 0 | 136,040 |
| Capital Outlay | 7,485 | 0 | 7,485 |
| Subtotal | 801,311 | 15,064 | 816,375 |
| General Expense | | | |
| Interfund Transfers | 416,068 | 0 | 416,068 |
| Contingency | 337,848 | (78,220) | 259,628 |
| Subtotal | 753,916 | (78,220) | 675,696 |
| Total Support Services Fund Requirements | 5,825,205 | 0 | 5,825,205 |

BUILDING MANAGEMENT FUND

| | | | |
|--|----------------|--------------|----------------|
| Metro Center Management Account | | | |
| Personal Services | 96,647 | 2,067 | 98,714 |
| Materials & Services | 639,118 | 0 | 639,118 |
| Capital Outlay | 50,000 | 0 | 50,000 |
| Subtotal | 785,765 | 2,067 | 787,832 |

EXHIBIT B
ORDINANCE NO. 91-428
SCHEDULE OF APPROPRIATIONS

| BUILDING MANAGEMENT FUND (continued) | CURRENT APPROPRIATION | REVISION | PROPOSED APPROPRIATION |
|--|--------------------------|----------------|---------------------------|
| Metro Headquarters Project | | | |
| Personal Services | 35,122 | 804 | 35,926 |
| Materials & Services | 899,628 | 0 | 899,628 |
| Capital Outlay | 16,115,386 | 0 | 16,115,386 |
| Subtotal | 17,050,136 | 804 | 17,050,940 |
| General Expenses | | | |
| Contingency | 100,000 | (2,871) | 97,129 |
| Interfund Transfers | 12,250,000 | 0 | 12,250,000 |
| Subtotal | 12,350,000 | (2,871) | 12,347,129 |
| Unappropriated Balance | 25,000 | 0 | 25,000 |
| Total Building Management Fund Requirements | 30,210,901 | 0 | 30,210,901 |
| INSURANCE FUND | | | |
| Personal Services | 125,923 | 2,884 | 128,807 |
| Materials & Services | 947,290 | 0 | 947,290 |
| Capital Outlay | 16,220 | 0 | 16,220 |
| Contingency | 483,284 | (2,884) | 480,400 |
| Unappropriated Balance | 4,026,941 | 0 | 4,026,941 |
| Total Insurance Fund Requirements | 5,599,658 | 0 | 5,599,658 |
| ZOO OPERATING FUND | | | |
| Administration | | | |
| Personal Services | 645,735 | 18,334 | 664,069 |
| Materials & Services | 265,846 | 0 | 265,846 |
| Capital Outlay | 3,000 | 0 | 3,000 |
| Subtotal | 914,581 | 18,334 | 932,915 |
| Animal Management | | | |
| Personal Services | 1,817,523 | 36,861 | 1,854,384 |
| Materials & Services | 359,244 | 0 | 359,244 |
| Capital Outlay | 114,900 | 0 | 114,900 |
| Subtotal | 2,291,667 | 36,861 | 2,328,528 |

EXHIBIT B
ORDINANCE NO. 91-428
SCHEDULE OF APPROPRIATIONS

| | CURRENT APPROPRIATION | REVISION | PROPOSED APPROPRIATION |
|--|--------------------------|------------------|---------------------------|
| ZOO OPERATING FUND (continued) | | | |
| Facilities Management | | | |
| Personal Services | 1,460,707 | 29,353 | 1,490,060 |
| Materials & Services | 1,408,190 | 0 | 1,408,190 |
| Capital Outlay | 379,550 | 0 | 379,550 |
| Subtotal | 3,248,447 | 29,353 | 3,277,800 |
| Education | | | |
| Personal Services | 640,096 | 11,556 | 651,652 |
| Materials & Services | 263,574 | 0 | 263,574 |
| Capital Outlay | 10,200 | 0 | 10,200 |
| Subtotal | 913,870 | 11,556 | 925,426 |
| Marketing | | | |
| Personal Services | 181,524 | 4,460 | 185,984 |
| Materials & Services | 358,919 | 0 | 358,919 |
| Capital Outlay | 4,000 | 0 | 4,000 |
| Subtotal | 544,443 | 4,460 | 548,903 |
| Visitor Services | | | |
| Personal Services | 1,131,940 | 12,304 | 1,144,244 |
| Materials & Services | 1,176,198 | 0 | 1,176,198 |
| Capital Outlay | 43,650 | 0 | 43,650 |
| Subtotal | 2,351,788 | 12,304 | 2,364,092 |
| General Expenses | | | |
| Interfund Transfers | 1,000,931 | 0 | 1,000,931 |
| Contingency | 824,073 | (112,868) | 711,205 |
| Subtotal | 1,825,004 | (112,868) | 1,712,136 |
| Unappropriated Balance | 2,393,612 | 0 | 2,393,612 |
| Total Zoo Operating Fund Requirements | 14,483,412 | 0 | 14,483,412 |
| SOLID WASTE REVENUE FUND | | | |
| Administration | | | |
| Personal Services | 347,683 | 7,817 | 355,500 |
| Materials & Services | 75,673 | 0 | 75,673 |
| Subtotal | 423,356 | 7,817 | 431,173 |

SOLID WASTE REVENUE FUND (continued)

| APPROPRIATION | CURRENT | REVISION | PROPOSED |
|-------------------------------|------------|----------|------------|
| Budget & Finance | 393,083 | 8,934 | 402,017 |
| Personal Services | | | |
| Materials & Services | 179,720 | 0 | 179,720 |
| Subtotal | 572,803 | 8,934 | 581,737 |
| Operations | | | |
| Personal Services | 1,196,133 | 26,016 | 1,222,149 |
| Materials & Services | 43,878,534 | 0 | 43,878,534 |
| Subtotal | 45,074,667 | 26,016 | 45,100,683 |
| Engineering and Analysis | | | |
| Personal Services | 536,402 | 12,191 | 548,593 |
| Materials & Services | 257,125 | 0 | 257,125 |
| Subtotal | 793,527 | 12,191 | 805,718 |
| Waste Reduction | | | |
| Personal Services | 649,650 | 15,985 | 665,635 |
| Materials & Services | 3,154,796 | 0 | 3,154,796 |
| Subtotal | 3,804,446 | 15,985 | 3,820,431 |
| Debt Service Account | | | |
| Debt Services | 2,191,328 | 0 | 2,191,328 |
| Subtotal | 2,191,328 | 0 | 2,191,328 |
| Landfill Closure Account | | | |
| Materials & Services | 10,016,200 | 0 | 10,016,200 |
| Subtotal | 10,016,200 | 0 | 10,016,200 |
| Construction Account | | | |
| Capital Outlay | 3,525,000 | 0 | 3,525,000 |
| Subtotal | 3,525,000 | 0 | 3,525,000 |
| Renewal & Replacement Account | | | |
| Capital Outlay | 732,000 | 0 | 732,000 |
| Subtotal | 732,000 | 0 | 732,000 |

EXHIBIT B
ORDINANCE NO. 91-428
SCHEDULE OF APPROPRIATIONS

EXHIBIT B
ORDINANCE NO. 91-428
SCHEDULE OF APPROPRIATIONS

| | CURRENT APPROPRIATION | REVISION | PROPOSED APPROPRIATION |
|--|--------------------------|-----------------|---------------------------|
| SOLID WASTE REVENUE FUND (continued) | | | |
| General Account | | | |
| Materials & Services | 193,550 | 0 | 193,550 |
| Capital Outlay | 3,151,330 | 0 | 3,151,330 |
| Subtotal | 3,344,880 | 0 | 3,344,880 |
| Master Project Account | | | |
| Debt Service | 3,033,085 | 0 | 3,033,085 |
| Subtotal | 3,033,085 | 0 | 3,033,085 |
| General Expenses | | | |
| Interfund Transfers | 17,742,748 | 0 | 17,742,748 |
| Contingency | 2,465,797 | (70,943) | 2,394,854 |
| Subtotal | 20,208,545 | (70,943) | 20,137,602 |
| Unappropriated Balance | 21,460,391 | 0 | 21,460,391 |
| Total Solid Waste Revenue Fund Requirements | 115,180,228 | 0 | 115,180,228 |
| TRANSPORTATION PLANNING FUND | | | |
| Personal Services | 1,831,899 | 41,310 | 1,873,209 |
| Materials & Services | 2,094,538 | 0 | 2,094,538 |
| Capital Outlay | 61,585 | 0 | 61,585 |
| Interfund Transfers | 722,712 | 0 | 722,712 |
| Contingency | 264,668 | (41,310) | 223,358 |
| Unappropriated Balance | 38,000 | 0 | 38,000 |
| Total Transportation Planning Fund Requirements | 5,013,402 | 0 | 5,013,402 |
| PLANNING & DEVELOPMENT FUND | | | |
| Land Use Planning | | | |
| Personal Services | 320,558 | 7,266 | 327,824 |
| Materials & Services | 476,772 | 0 | 476,772 |
| Capital Outlay | 10,700 | 0 | 10,700 |
| Subtotal | 808,030 | 7,266 | 815,296 |

EXHIBIT B
ORDINANCE NO. 91-428
SCHEDULE OF APPROPRIATIONS

| PLANNING & DEVELOPMENT FUND (continued) | CURRENT APPROPRIATION | REVISION | PROPOSED APPROPRIATION |
|--|--------------------------|-----------------|---------------------------|
| Environmental Planning | | | |
| Personal Services | 446,950 | 10,085 | 457,035 |
| Materials & Services | 911,255 | 0 | 911,255 |
| Capital Outlay | 7,640 | 0 | 7,640 |
| Subtotal | 1,365,845 | 10,085 | 1,375,930 |
| Urban Services | | | |
| Personal Services | 483,660 | 11,001 | 494,661 |
| Materials & Services | 386,712 | 0 | 386,712 |
| Capital Outlay | 12,581 | 0 | 12,581 |
| Subtotal | 882,953 | 11,001 | 893,954 |
| General Expenses | | | |
| Interfund Transfer | 525,190 | 0 | 525,190 |
| Contingency | 114,353 | (28,352) | 86,001 |
| Subtotal | 639,543 | (28,352) | 611,191 |
| Total Planning & Development Fund Requirements | 3,696,371 | 0 | 3,696,371 |
| CONVENTION CENTER PROJECT CAPITAL FUND | | | |
| Personal Services | 92,232 | 2,122 | 94,354 |
| Materials & Services | 23,950 | 0 | 23,950 |
| Capital Outlay | 1,351,779 | 0 | 1,351,779 |
| Interfund Transfers | 98,904 | 0 | 98,904 |
| Contingency | 266,028 | (2,122) | 263,906 |
| Total Convention Center Project Capital Fund Requirements | 1,832,893 | 0 | 1,832,893 |

ALL OTHER APPROPRIATIONS REMAIN AS PREVIOUSLY ADOPTED

Meeting Date: September 26, 1991
Agenda Item No. 5.3

ORDINANCE NO. 91-429

EXECUTIVE SUMMARY

ORDINANCE NO. 91-429, FOR THE PURPOSE OF AMENDING METRO CODE CHAPTER 5.06 TO ALLOW FOR COMMITTEE MEMBER REAPPOINTMENT, STAGGERED TERMS, AND ESTABLISHING COMMITTEE MEMBERSHIP DATE EFFECTIVE AS OF CONFIRMATION

Date: September 17, 1991

Presented by: Don Rocks

In November, 1990, the Metro Council adopted Ordinance No. 90-331A creating the Composter Community Enhancement Program and Committee. The Ordinance established the geographic boundaries for the area, funding criteria for the program, and specified membership composition of a 10-member committee.

When it was adopted, the ordinance did not address the issue of committee member reappointment and it did not provide for staggered terms of office for members. Additionally, the appointments became effective the date the composter facility opened. The Executive Officer recommends amendments to the Metro Code to establish member appointment procedures for this committee consistent with those of other Metro citizen committees:

1. **Member reappointment:** It is customary for members of Metro committees who have served well in a volunteer capacity to be eligible for one or more reappointments. Ordinance No. 91-429 would amend the Code to provide for reappointment of members for one consecutive term or to serve on the committee for two full terms.
2. **Staggering of terms:** There is no provision for staggering of terms, whereby a portion of the members remain on the committee, while the terms of a portion expire. Ordinance No. 91-429 would amend the Code to permit staggering of terms to be determined by lot, to provide continuity and a portion of the members having recent experience with previous actions of the committee.
3. **Effective date of appointment:** The effective date of committee member appointment is the date the facility opened. The facility began receiving waste April 8. The member solicitation process began in March. Due to delays in organizations responding to the request, we have only recently received nominations from all groups. Ordinance No. 91-429 would amend the Code to provide the date of confirmation as the effective date of committee membership.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

| | | |
|-------------------------------------|---|----------------------|
| FOR THE PURPOSE OF AMENDING |) | ORDINANCE NO. 91-429 |
| METRO CODE CHAPTER 5.06 TO ALLOW |) | Introduced By |
| FOR COMMITTEE MEMBER REAPPOINTMENT, |) | Executive Officer |
| STAGGERED TERMS, AND ESTABLISHING |) | Rena Cusma |
| COMMITTEE MEMBERSHIP DATE EFFECTIVE |) | |
| AS OF CONFIRMATION |) | |

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. Metro Code Section 5.06.040, Composter Community Enhancement Committee, subsection (c), is amended to read as follows:

"(c) The effective date for all appointments of all members except the Metro Councilors shall be date of membership confirmation by the Metro Council. The initial terms of service for the eight non-Council members shall be four members for one year and four members for two years, designation to be determined by lot. Committee members may be reappointed for consecutive terms not to exceed two full terms."

~~[(c) All members except Metro Councilors shall be appointed for two year terms effective the date the facility opens. Appointments to fill vacancies shall be for the remainder of the vacant term.]~~

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

Meeting Date: September 26, 1991
Agenda Item No. 6.1

ORDINANCE NO. 91-418A



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: September 19, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 6.1; ORDINANCE NO. 91-418A

The Transportation & Planning Committee report and Ordinance No. 91-418A only have been printed in the Council agenda packet. A supplemental packet will be distributed in advance to Councilors and available at the meeting September 26. Those interested in obtaining a copy of the supplemental packet may contact the Clerk at ext. 206.

The Supplemental Packet contains:

1. Committee Report
2. Ordinance No. 91-418A and Exhibits A and B
3. Staff's report
4. Ordinance No. 91-418 and Exhibits
5. Testimony from the Special Districts Association of Oregon, testimony submitted by Robert L. Liberty, and 1000 Friends of Oregon
6. Letters and resolutions received from elected officials and jurisdictions
7. Letters received from citizens and associations

TRANSPORTATION AND PLANNING COMMITTEE REPORT

CONSIDERATION OF ORDINANCE NO. 91-418A, REPEALING THE COLUMBIA REGION ASSOCIATION OF GOVERNMENTS LAND USE GOALS AND OBJECTIVES AND ADOPTING THE REGIONAL URBAN GROWTH GOALS AND OBJECTIVES

Date: September 16, 1991

Presented by: Councilor Gardner

COMMITTEE RECOMMENDATION: At the September 10, 1991 meeting, the Committee voted unanimously to recommend Council adoption of Ordinance No. 91-418 as amended. Voting in favor were Councilors Bauer, Devlin, Gardner, McLain and Van Bergen.

COMMITTEE DISCUSSION/ISSUES: The Committee considered Ordinance No. 91-418 at the August 27, 1991 and September 10, 1991 meetings.

Staff report: Ethan Seltzer, Land Use Supervisor, presented the staff report. He explained that land use goals and objectives are required under Metro's enabling legislation. He noted that the Columbia Region Association of Governments goals under which Metro has been operating are outdated. He said that the proposed Goals and Objectives are intended to provide a policy framework for evaluating alternatives for urban growth in the region. He said they address the manner in which Metro will carry out its planning authority in cooperation with local jurisdictions. They also provide building blocks and concepts for development of functional plans to address substantive issues.

Mr. Seltzer described the process through which the draft RUGGOs were developed, including review by local elected officials and citizens who served on the Urban Growth Management Policy Advisory committee, supplemented by a series of public meetings. He noted that the Goals and Objectives establish a Regional Policy Advisory Committee (RPAC) to assist the Metro Council in addressing growth management and other regional issues.

Summary of comments at public hearing: A total of 34 persons provided testimony to the committee, twenty-two in person.

1000 Friends of Oregon, representatives from Sensible Transportation Alternatives for People, and Robert Liberty all commended Metro on its work, and supported many of the RUGGO concepts, but also expressed the view that the RUGGOs are too weak to be useful as an immediate implementation tool. Suggestions for amendments included adding statements requiring local comprehensive plans to conform to functional plans; defining areas and activities of metropolitan significance more clearly, and listing specific examples; substituting mandatory language for the permissive language in the current draft; adding a timetable for compliance; adding performance benchmarks; and changing the composition of the

TRANSPORTATION AND PLANNING COMMITTEE REPORT

Ordinance No. 91-418A

Page Two

proposed Regional Policy Advisory Committee from elected officials, Metro Councilors and citizens, to a committee comprised primarily of citizens.

These comments were echoed in the testimony of six citizens who testified generally in support of the substance of the Goals and Objectives, but who urged the Committee to incorporate stronger implementation language.

Eric Carlson from the City of Beaverton noted that these issues had been discussed extensively by the Policy Advisory Committee. He suggested that if the Committee or Council wished to consider these issues further with a view toward adopting them, the issues should be more fully and broadly discussed. He also supported technical and clarifying amendments suggested by Metro staff.

John Miller, a citizen who served on the Urban Growth Management Policy Advisory Committee, testified in support of the proposed Goals and Objectives. He said that the proposed RPAC composition is very fair, given practical difficulties in selecting a citizen committee. Charles Hales, who represented the Homebuilders Association on the Policy Advisory Committee, also expressed support. G. B. Arrington from Tri-Met urged prompt adoption of the Goals and Objectives, and said that Tri-Met should be regarded as an ally in the urban growth management process.

Other citizens who testified in support of the Goals and Objectives commented on their desire to avoid the California experience with congestion; the need to encourage pedestrian and bicycle routes; the importance of addressing parks and recreational needs; the need to include financing tools and cost-benefit analyses of development alternatives; the desirability of including a citizen petition process; the desirability of coordinating with the State of Oregon Land Conservation and Development Commission; and the importance of developing all alternatives up front, including potential future modes of transportation.

One citizen was concerned that creation of urban reserves will lead to expansion of the urban growth boundary into farm areas. Betty Atteberry of the Sunset Corridor Association generally supported the plan, but expressed concerns about the market for higher densities. One citizen objected to the RUGGOs based on the perceived impact on county government and lack of direct citizen involvement.

TRANSPORTATION AND PLANNING COMMITTEE REPORT
Ordinance No. 91-418A
Page Three

With regard to membership composition of the proposed Regional Policy Advisory Committee, Alan Fletcher testified on behalf of the Special Districts Association. He said that special districts have as much of an interest in regional growth management as local governments. The Association asked the Committee to include special districts within the membership of the RPAC, and to add references to special districts as appropriate when the Goals and Objectives refer to "cities and counties." Tri-Met also requested representation on the RPAC.

Twelve citizens forwarded written comments to the Committee, all in support of the Goals and Objectives, with eleven specifically mentioning the natural environment goal, and one writing in particular support of the transportation goal.

Committee consideration of proposed amendments: At the conclusion of the public hearing, the Committee considered a revised draft of the RUGGOs, annotated to reflect seventeen technical and clarifying amendments.

An amendment from Councilor Devlin was adopted unanimously by the Committee. The amendment added a new section 2 to the Ordinance adopting the Goals and Objectives. The new section provides that the Regional Policy Advisory Committee will replace the existing Urban Growth Management Policy Advisory Committee, and that the other existing Policy Advisory Committees will be phased out and replaced by RPAC once they complete their assigned tasks. The amendment also states that the Joint Policy Advisory Committee on Transportation will continue. Councilor Devlin indicated that the existing Policy Advisory Committees would be disbanded through adoption of resolutions.

The Committee unanimously adopted the wording proposed in five amendments suggested by Council staff. These amendments correct the wording of the ordinance adopting the Goals and Objectives, and clarify the relationship between the Council and the proposed RPAC. A memorandum from Council staff dated September 5, 1991, sets out the wording and rationale for each amendment (copy attached).

The Committee unanimously adopted a revised version of Amendment No. 6 from Council staff. The amendment as proposed reworded Objective 2.2 to clarify that the Council can determine the need for technical advisory committees and appoint them without the concurrence of the RPAC. The Committee unanimously voted to further amend Objective 2.2 to delete language which would have permitted RPAC to appoint not only technical advisory committees to assist it, but also task forces and other bodies. The Committee agreed that the phrase "task forces and other bodies" is ambiguous and overly broad.

TRANSPORTATION AND PLANNING COMMITTEE REPORT
Ordinance No. 91-418A
Page Four

Councilors McLain and Devlin explained that the intent of this objective is to allow the RPAC to appoint and seek advice from short term or special focus committees. They said that the appointment process for technical advisory committees which will assist the Council with development of specific functional plans should follow normal procedures, which call for Council approval or disapproval of Executive Officer appointments.

The Committee unanimously adopted ten technical amendments suggested by legal counsel. These amendments were intended to conform the language of the Goals and Objectives to wording contained in state land use law and regulations, and to otherwise bolster the legal sustainability of the Goals and Objectives. A memorandum from Larry Shaw dated August 29, 1991, sets out the wording and rationale for each amendment (copy attached).

The Committee voted unanimously to adopt an additional amendment recommended by Mr. Shaw, which he indicated was prompted by testimony from 1000 Friends. The proposed amendment is intended to clarify the relationship of the urban growth boundary line to statewide planning goals and the Regional Urban Growth Goals and Objectives. The amendment revised the third sentence of Objective 3.1.2) to read:

The location of the urban growth boundary line shall be [consistent] in compliance with applicable statewide planning goals and consistent with these goals and objectives.

Councilor McLain proposed an amendment, which she said was prompted by Mr. Liberty's testimony, to include a statement about the Council's ability to adopt functional plans. She said there is no question that Metro has the authority to undertake functional planning, and that there should be a clear statement to this effect to avoid doubt. She said this amendment also would be in keeping with other technical amendments adopted by the Committee. The Committee voted unanimously to adopt the amendment and to revise Objective 4.1.5) by adding language to provide that the Council shall "adopt functional plans necessary and appropriate for the implementation of these regional growth goals and objectives".

Committee discussion of Ordinance No. 91-418A: Councilor Van Bergen indicated that although he does not believe in the RUGGOs, he intended to vote to recommend Council adoption, because he believes they should have an opportunity to be tested.

He noted that the public testimony had been well-prepared, and that almost all of the witnesses came from Washington County. He indicated he had expected to hear more opposing testimony, because

TRANSPORTATION AND PLANNING COMMITTEE REPORT
Ordinance No. 91-418A
Page Five

local officials had expressed concerns to him. He noted that none had come forward at the public hearing. He indicated that in view of the good-faith effort by those involved in developing the Goals and Objectives, he would vote in favor. He said he hopes that the Goals and Objectives are what the people want, because otherwise, there will be considerable antagonism over them in the future.

Committee members noted that the Special Districts Association and Tri-Met had requested amendments to a companion resolution adopting by-laws for RPAC to include these groups as RPAC members. After discussion, Councilor Gardner said that Resolution No. 91-1489 would be deferred until the September 24, 1991 Committee meeting, with the intention that the Committee could forward any recommendations to the Council for consideration at the September 26, 1991 Council meeting.

Council staff noted, and Mr. Shaw concurred, that any changes in the proposed membership composition of the Regional Policy Advisory Committee would have to be reflected in Objective 2.1, as well as the proposed RPAC By-laws. Councilor Devlin suggested that the Committee could reconsider the applicable portion of the Goals and Objectives at the September 24 meeting, although he was not endorsing changes.

Councilor Devlin noted that the words "shall" and "should" are not used consistently in the Goals and Objectives, and that these words mean different things. He said the wording had been discussed extensively by the Urban Growth Management Policy Advisory Committee, and that in his view it would be best not to revise the Goals and Objectives at this point. In response to an inquiry from Councilor McLain, Mr. Shaw agreed that there is a legal distinction between the words, but that the Goals and Objectives are a constitution, which is general in nature. He said the wording used in the functional plans will be important.

Councilor Devlin also said that Mr. Liberty's suggestions regarding the need for performance benchmarks and specific guidelines have merit. He said that the Committee and the RPAC should address these issues within a short period of time. Mr. Shaw indicated, and Councilor Devlin concurred, that these issues are more appropriately addressed in budget documents or in a functional plan than in the Goals and Objectives.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

TO: Council Transportation and Planning Committee
FROM: Karla Forsythe, ^{VUF} Council Analyst
DATE: September 5, 1991
RE: Goal 1 of the Proposed RUGGOS: Clarifying Amendments

When the Committee considers the RUGGOS at its next meeting on September 10, Council staff suggests review of several paragraphs of the current draft to determine whether wording changes are needed to clarify the role of the Metro Council.

1. Appointment of task forces and other advisory bodies (Page 7, Objective 2.2).

This paragraph provides that the Council, consistent with the Regional Policy Advisory Committee bylaws, shall appoint technical advisory committees, task forces, and other bodies as it and the RPAC determine a need for such bodies. Article VI c. of the proposed bylaws similarly provides that the Council or the RPAC can appoint these bodies as it and the Committee determine need.

The following revision would provide for consistent wording in the objectives and the bylaws, and also would clarify that either the Council or the Committee can determine the need for technical advisory bodies. A similar change to the bylaws is also recommended.

Suggested change: The Metro Council or the Regional Policy Advisory Committee, consistent with the RPAC bylaws, shall appoint technical advisory committees, task forces, and other bodies as [it and] the Council or the Regional Policy Advisory Committee determine a need for such bodies.

2. Development of functional plans (Page 10, Objective 5.2).

This section provides that when the Council adopts factual reasons for development of a new functional plan, RPAC will oversee plan preparation. After the plan is prepared, and broad public and local government consensus is sought, RPAC may propose the plan to the Council for adoption. The paragraph further provides that "The Metro Council may act to resolve conflicts or problems impeding the development of a new functional plan should such conflicts or problems prevent the Regional Policy Advisory Committee from completing its work in a timely or orderly manner."

Goal 1 Clarifying Amendments
September 5, 1991
Page Two

This wording could be read to mean that RPAC need not present the plan to the Council, particularly if consensus has not been reached, and that the Council may become involved only in the event that RPAC has not proceeded in a timely or orderly manner. But in the event that RPAC and the Council do not agree about the need for or content of a plan, the Council may still wish to have the option of reviewing the plan.

If this is the intent of the Council, the paragraph should be revised to clarify the respective roles of RPAC and the Council.

Suggested change: Upon the Metro Council adopting factual reason for the development of a new functional plan, the Regional Policy Advisory Committee shall oversee the preparation of the plan, consistent with these goals and objectives and the reasons cited by the Metro Council. After preparing the plan and seeking broad public and local government consensus, using existing citizen involvement processes established by cities, counties, and Metro, the Regional Policy Advisory Committee shall present [may propose] the plan and its recommendations to the Metro Council [for adoption]. The Metro Council may act to resolve conflicts or problems impeding the development of a new functional plan, and may act to oversee preparation of the plan should such conflicts or problems prevent the Regional Policy Advisory Committee from completing its work in a timely or orderly manner.

3. RUGGO amendments (Page 12, Objective 6, lines 4-5).

This sentence provides for review at times determined jointly by RPAC and the Council. To avoid the appearance that RPAC can veto the Council's efforts to review RUGGOS, the Council may wish to revise the wording.

Suggested change: The Regional Urban Growth Goals and Objectives shall be reviewed at regular intervals or at other times determined [jointly by the Regional Policy Advisory Committee and the Metro Council] by the Metro Council after consultation with or upon the suggestion of the Regional Policy Advisory Committee.

4. Functional Plan amendments (Page 12, Objective 6.1, lines 14-16).

This sentence provides that if amendments to adopted functional plans are necessary, the Council shall act on amendments after referral of proposed amendments to the RPAC. To clarify the Council's process for seeking advice from RPAC, the wording should be revised.

Goal 1 Clarifying Amendments
September 5, 1991
Page Three

Suggested change (lines 14 - 16): . . . If amendments to adopted functional plans are necessary, the Metro Council shall act on amendments to applicable functional plans [after referral of proposed amendments to the Regional Policy Advisory Committee]. The Council shall request recommendations from the Regional Policy Advisory Committee regarding the amendments before taking action . . .

5. Technical changes to cover ordinance.

a. Section 1: The Regional Urban Growth Goals and Objectives, included in this ordinance as Attachment A, [is] are hereby adopted as Metro's regional land use goals and objectives.

b. Section 2: Metro's goals and objectives are consistent with the Statewide Land Use Planning Goals. Findings of consistency [are], included in this ordinance as Attachment B, are hereby adopted.

c: Ethan Seltzer
Larry Shaw



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: August 29, 1991

To: Ethan Seltzer, Land Use Supervisor
Planning and Development

From: *LS*
Larry Shaw, Senior Assistant Counsel

Regarding: TECHNICAL RUGGO AMENDMENTS

Introduction

Since the Urban Growth Management Policy Advisory Committee is scheduled to pass RUGGO and RPAC Bylaws to the Metro Council, legislative land use findings of consistency with statewide planning goals are being prepared. In this process of detailed comparison with statewide goals, the following technical amendments are suggested for RUGGO provisions to more precisely demonstrate consistency with some statewide goals.

RUGGO Introduction

The following additional paragraph explicitly states in the body of RUGGO the relationship intended by Metro between Goals, Objectives, and Planning Activities:

"Metro's regional goals and objectives required by ORS 268.380(1) are in RUGGO Goals I and II and Objectives 1-18 only. RUGGO planning activities contain implementation ideas for future study in various stages of development that may or may not lead to RUGGO amendments, new functional plans or functional plan amendments. Functional plans and functional plan amendments shall be consistent with Metro's regional goals and objectives, not RUGGO planning activities."

Goal I, Objective 1.1

"Metro shall establish a Regional Citizen Involvement Coordinating Committee to assist with the development, implementation, and evaluation of its citizen involvement program* * * *"

These additional roles of a "CCI" are probably required by statewide Goal I.

Ethan Seltzer
Page 2
August 29, 1991

Goal I, Objective 5.2.1

"The Regional Policy Advisory Committee may recommend that the Metro Council ~~designate~~ an area or activity of metropolitan significance* * *"

This reflects the recent amendment to Metro's procedural ordinance eliminating the "findings" requirement for initiating a functional plan to avoid confusion with a quasi-judicial land use decision.

Goal I, Objective 5.3

"If a city or county determines that a functional plan recommendation ~~should not~~ or cannot be incorporated into its comprehensive plan, then Metro shall review any apparent inconsistencies by the following process:"

Given the failure of clarifying statutory provisions in the 1991 legislative session, the nature of functional plan provisions as appealable "land use decisions" remains in doubt. A functional plan provision which must be included into a comprehensive plan change, unless it "cannot be incorporated" because it is against the law could be ruled a "land use decision" under LUBA's reasoning in its STOP v. Metro decision. If "cannot" were interpreted to not include a policy disagreement about the application of that functional plan provision to local circumstances, then functional plan "recommendations" could be ruled to operate like a "requirement," appealable when adopted.

This change is a clarification of general functional plan provision impact. It does not affect Metro's authority to make a functional plan provision a "requirement" by so stating in an appealable decision.

Goal 2, Objective 15.3

"Urban Reserves. Thirty year 'urban reserves,' adopted for purposes of coordinating planning and ~~delineating~~ ~~estimating~~ areas for future urban expansion, should be identified consistent with these goals and objectives, and reviewed by Metro every 15 years."

RUGGO Glossary

"Areas and Activities of Metropolitan Significance. A program, ~~resource or issue~~ area or activity, having significant impact upon the orderly and responsible development of the metropolitan area ~~affecting or arising from the orderly, efficient and~~

Ethan Seltzer
Page 3
August 29, 1991

~~environmentally sound development of the region that can benefit from be factually demonstrated to require a coordinated multi-jurisdictional response under ORS 268.390."~~

This is a key definition criticized at public hearing. Legally, it must be tied to the statutory language to avoid inconsistency, despite the general nature of those words. If the additional interpretation contained in the omitted words above is desired for clarification, an additional definition of "orderly and responsible development" using those words should be added. Further clarification from ORS 268.020(6) could be added too: "Metropolitan significance" means having major or significant district-wide impact.

"Economic Opportunities Analysis. An 'economic opportunities analysis' is a strategic assessment of the likely trends for growth of local economies in the state consistent with OAR 660-09-015. Such an analysis is critical for economic planning and for ensuring that the land supply in an urban area will meet long term employment growth needs."

Comprehensive plans must comply with four elements of analysis in the 1987 LCDC rule added to this RUGGO definition. While Metro may or may not undertake that analysis on a regional basis in its assistance of comprehensive plans, legal conflicts could arise if the definition is not consistent with the LCDC rule.

"Functional Plan. A limited purpose multi-jurisdictional plan which carries forward strategies for an area or activity having significant district-wide impact upon the orderly and responsible development of the metropolitan area to address identified areas and activities of metropolitan significance that serves as a guideline for local comprehensive plans consistent with ORS 268.390."

This is the most important definition in the RUGGO. Over the years, it is the one most likely to be litigated and to be used in future legislation. Therefore, it is important for the adopted RUGGO definition to be legally precise. The new wording comes from ORS 268.390(1), 268.020(6), and the 1977 legislative history on ORS chapter 268 that Metro would use to defend this definition, if necessary.

"Urban Growth Boundary. A boundary which identifies urban and urbanizable lands needed during the 20-year planning period to be planned and serviced to support urban development densities, and which separates urban and urbanizable lands from rural lands."

Ethan Seltzer
Page 4
August 29, 1991

These additional words comply with the Oregon Supreme Court's interpretation of a UGB in the Curry County case and clarify the "need" distinction between the UGB and urban reserves which are not currently needed.

"Urban Reserve. An area adjacent to the present urban growth boundary ~~that would provide~~ ~~determined to be a priority location~~ for any future urban growth boundary, ~~when needed.~~ Urban reserves are intended to provide cities, counties, and other service providers and both urban and rural landowners with a greater degree of certainty regarding future regional urban form ~~than presently exists.~~ Whereas the urban growth boundary describes an area needed to accommodate the urban growth forecasted over a 20-year period, the urban reserves ~~describe an estimate the area capable of accommodating the growth expected for an additional 30 years.~~ ~~Therefore, the urban growth boundary and urban reserves together provide the region with a 50-year planning area."~~

Urban reserves have not yet been authorized by statute. Therefore, the current Goal 14 is legally controlling. The Curry County case interpreted Goal 14 to provide for UGBs with the categories of "urban" and "urbanizable" land inside the UGB and "rural" and "exception" land outside the UGB. While Goal 11 on public facilities planning, for example, clearly contemplates planning for future extension of facilities, urban reserves can be merely estimates of the appropriate lands that may be needed in the future. A Goal 14 UGB amendment decision remains the final decision on the future UGB. Under the Curry County case, urban reserves probably cannot be final designations of "future urbanizable" lands.

LS/dr
1307

cc: Rich Carson
Karla Forsythe

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

| | | |
|---------------------------------|---|-------------------------|
| AN ORDINANCE REPEALING THE |) | ORDINANCE NO. 91-418A |
| COLUMBIA REGION ASSOCIATION OF |) | |
| GOVERNMENTS LAND USE GOALS AND |) | Introduced by Executive |
| OBJECTIVES AND ADOPTING THE |) | Officer Rena Cusma and |
| REGIONAL URBAN GROWTH GOALS AND |) | Councilor Jim Gardner |
| OBJECTIVES |) | |

WHEREAS Metro has been directed by the Oregon State Legislature (Oregon Revised Statutes Chapter 268, Section 380(1)) to develop land use goals and objectives for the Portland metropolitan region. Prior to adoption of those goals and objectives, the Columbia Region Association of Governments (CRAG) Goals and Objectives, adopted September 30, 1976 by the CRAG Board, have remained in effect by operation of 1977 Oregon Laws, Chapter 665 Section 25; and

WHEREAS Regional Goals and Objectives are intended to provide Metro with the policy framework needed to guide the District's regional planning program. All Metro functional plans and its management of the Urban Growth Boundary must be consistent with the District's goals and objectives; and

WHEREAS Metro has forecasted population growth of about 310,000 within the existing urban growth boundary between 1989 and 2010. In addition, the changes accompanying urban growth have begun to affect quality of life in the region. This kind of growth and these kinds of changes are not unique to this region. However, maintaining the livability of this region as it grows requires a fundamental examination of the policy framework used by Metro to guide its regional planning; and

WHEREAS To comply with its statutory requirements and in

recognition of the challenges posed by urban growth, Metro elected to begin development of Regional Urban Growth Goals and Objectives in March of 1989. Policy and Technical Advisory Committees were formed, and have met continuously since then.

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

AMENDMENT NO. 1 PER COUNCIL STAFF

Section 1. The Regional Urban Growth Goals and Objectives, included in this ordinance as Exhibit A, [~~is~~] are hereby adopted as Metro's regional land use goals and objectives.

AMENDMENT NO. 2 PER COUNCILOR DEVLIN

Section 2. The existing Urban Growth Management Policy Advisory Committee shall be replaced by the Regional Policy Advisory Committee upon Metro Council appointment implementing the Regional Urban Growth Goals and Objectives. The Joint Policy Advisory Committee on Transportation (JPACT) shall continue to operate as the forum for evaluating transportation needs and recommending funding for Metro both as the federal Metropolitan Planning Organization and for Metro's transportation functional plan. Other existing Policy Advisory Committees, established by ordinance or resolution to advise Metro about adopted or proposed functional plans, shall continue in their assigned roles until Metro Council action upon completion of assigned tasks.

AMENDMENT NO. 3 PER COUNCIL STAFF

Section [~~2-~~]3. Metro's goals and objectives are consistent with the Statewide Land Use Planning Goals. Findings of consistency, [are] included in this ordinance as Exhibit B, are

hereby adopted.

Section [3-]4. The CRAG Goals and Objectives, adopted September 30, 1976 by the CRAG Board, are hereby repealed and replaced by the Regional Urban Growth Goals and Objectives.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

ES/es
7/30/91
9/16/91/pa

Meeting Date: September 26, 1991
Agenda Item No. 6.2

ORDINANCE NO. 91-424



METRO

Memorandum

2000 S.W. First Avenue
Portland, OR 97201-5398
503.221-1646

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 6.2; ORDINANCE NO. 91-424

The Regional Facilities Committee will consider Ordinance No. 91-424 on September 24. The Committee report will be distributed in advance to Councilors and available at the Council meeting September 26.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503 221-1646

Memorandum

DATE: September 17, 1991

TO: Sherry Sheng, Zoo Director
Kay Rich, Assistant Zoo Director

FROM: Don Carlson, ^{DC} Council Administrator
Casey Short, ^{CS} Council Analyst

RE: Ordinance No. 91-424, Revising Zoo Admission Fees

Ordinance No. 91-424 proposes to increase admission fees at the Metro Washington Park Zoo, effective January 2, 1992. The ordinance is scheduled for hearing before the Council Finance Committee on September 19, and before the Council Regional Facilities Committee on September 24, with consideration by the full Metro Council proposed for September 26. The increase proposed in the ordinance is fifty cents for adult, youth and senior admissions. This is less than the one dollar increase anticipated in the 1991-92 budget.

The staff report accompanying the ordinance refers to a Five Year Financial projection which projects revenues and costs based on the most recent 1990-91 figures from accounting. Will you please provide a copy of this report to us, for distribution to the committees before their meetings?

The 1991-92 budget contains a note directing the Finance Division to prepare Five Year Financial Plans for several Funds, including the Zoo Operating Fund. What is the relation between the Five Year Plan and the financial projection referred to above? How does the proposed fee increase fit in with the financial projection and your expectations for the Five Year Plan? In short, will a fifty cent fee increase be adequate to meet the Zoo's revenue needs in the early years of the Five Year Plan?

Finally, what is the status of the Zoo Master Plan? The Regional Facilities Committee heard a presentation on the Master Plan in June, but the full Council has not received such a presentation. Do you plan to brief the Council on the Master Plan? Does the Master Plan contain assumptions regarding revenues and expenditures that will be reflected in the Five Year Financial Plan, and do you expect the Master Plan to require significant additional revenues for operating and capital needs? If so, what do you expect to be the source of those revenues?

cc: Finance Committee
Regional Facilities Committee

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF APPROVING THE)
REVISION OF METRO CODE SECTION)
4.01.060 REVISING ADMISSION FEES)
AT THE METRO WASHINGTON PARK ZOO)

ORDINANCE NO. 91-424
Introduced by Rena Cusma,
Executive Officer

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. Metro Code Section 4.01.060 Admission Fees and Policies is amended to read as follows:

"4.01.060 Admission Fees and Policies:

(a) Regular Fees:

(1) Definitions:

- (A) An Education discount is offered to groups of five (5) or more students in a state accredited elementary, middle, junior or high school or pre-school/daycare center. Qualifications for Education Discount include a minimum of one chaperon for every five (5) students of high school age or under; registration for a specific date at least two weeks in advance; and the purchase of curriculum materials offered by the Zoo, or submission of a copy of the lesson plan that will be used on the day of the visit.
- (B) The Group Discount is defined as any group of twenty-five (25) or more (including school groups that have not met the advance registration and curriculum requirements for the Education Discount; groups of students not accompanied by a minimum of one chaperon for every five students shall not qualify for the Group Discount).

(2) Fee Schedule:

| | | |
|--|-------------------|------------------------------|
| Adult (12 years and over) | \$4.50 | \$5.00 |
| Youth (3 years through 11 years) | \$2.50 | \$3.00 |
| Child (2 years and under) | | free |
| Senior Citizen (65 years and over) | \$3.00 | \$3.50 |
| Education Groups (per student) | | \$2.00 |
| Chaperons accompanying Education Groups | | free |
| Groups other than Education Groups | | |
| 25 or more per group | 20% discount from | appropriate fee listed above |

(b) Free and Reduced Admission Passes:

- (1) Free and reduced admission passes may be issued by the Director in accordance with this ordinance.
- (2) A free admission pass will entitle the holder only to enter the Zoo without paying an admission fee.
- (3) A reduced admission pass will entitle the holder only to enter the Zoo by paying a reduced admission fee.
- (4) The reduction granted in admission, by use of a reduced admission pass (other than free admission passes), shall not exceed twenty percent.
- (5) Free or reduced admission passes may be issued to the following groups or individuals and shall be administered as follows:
 - (A) Metro employees shall be entitled to free admission upon presentation of a current Metro employee identification card.
 - (B) Metro Councilors and the Metro Executive Officer shall be entitled to free admission.
 - (C) Free admission passes in the form of volunteer identification cards may, at the Director's discretion, be issued to persons who perform volunteer work at the Zoo. Cards shall bear the name of the volunteer, shall be signed by the Director, shall be non-transferrable, and shall terminate at the end of each calendar year or upon termination of volunteer duty, whichever date occurs first. New identification cards may be issued at the beginning of each new calendar year for active Zoo volunteers.
 - (D) Reduced admission passes may be issued to members of any organization approved by the Council, the main purpose of which is to support the Metro Washington Park Zoo. Such passes shall bear the name of the pass holder, shall be signed by an authorized representative of the organization, shall be non-transferrable, and shall terminate not more than one year from the date of issuance.

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

(c) Special Admission Days:

- (1) Special admission days are days when the rate established by this ordinance are reduced or eliminated for a designated group or groups. Six special admission days may be allowed, at the discretion of the Director, during each calendar year.
- (2) Three additional special admission days may be allowed each year by the Director for designated groups. Any additional special admission days designated under this subsection must be approved by the Executive Officer.

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

(e) Commercial Ventures: Proposed commercial or fund-raising ventures with private profit or nonprofit corporations involving admission to the Zoo must be authorized in advance by the Executive Officer. The Executive Officer may approve variances to the admission fees to facilitate such ventures.

(f) Special Events: The Zoo, or portions thereof, may be utilized for special events designed to enhance Zoo revenues during hours that the Zoo is not normally open to the public. The number, nature of and admission fees for such events shall be subject to the approval of the Executive Officer."

/////
/////

Section 2. The amendment to the Metro Code provided for in this Ordinance shall take effect on the later of either January 2, 1992, or 90 days after the adoption of this Ordinance.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

gl
1052

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 91-424
FOR THE PURPOSE OF AMENDING METRO CODE SECTION 4.01.060
REVISING ADMISSION FEES
AT METRO WASHINGTON PARK ZOO

Date: August 12, 1991

Presented by: Y. Sherry Sheng

FACTUAL BACKGROUND AND ANALYSIS

In 1984, the Metro Council adopted the following policies relating to the Zoo:

1. The Zoo shall rely on property tax for a portion of its revenue;
2. A ratio of approximately 50 percent tax and 50 percent non-tax revenue shall be maintained for funding zoo operations; and
3. The Council shall annually review admission fees to assist in meeting policy 2 above.

A Five Year Financial projection based on the most recent figures from accounting for Fiscal Year 1990-91 projects revenues and costs in accordance with these policies. Revenue projections assume a fifty cent increase in admission fees on January 1 of each year. Fees beginning January 1, 1992 would be \$5.00 for adults; \$3.00 for youth; \$3.50 for seniors and \$2.00 for Education Groups. The proposed increase is fifty cents less than that discussed during budget meetings and upon which the 1991-92 admission revenues were based. This reduction appears prudent due to a larger 1991-92 fund balance than projected and the need to avoid the public perception that fees are escalating too rapidly in the absence of new capital construction.

The projected admission fee schedule assists in providing non-tax revenues at better than the 50% level of operations and maintenance costs for fiscal years 1991-92, 1992-93 and 1993-94. This number drops to 48% for fiscal years 1994-95 and 1995-96. However, it should be noted that through these years the fund balance is being depleted, and in fiscal year 1995-96, the revenues are about \$1,500,000 below that required to maintain an unappropriated balance of no less than \$800,000. This is, in part, due to loss of tax revenue because of Measure 5, a projected decline in attendance because of no new major exhibits, significant increases in transfer costs to achieve self insurance programs and improved central services and the instigation of the excise tax and subsequent increases.

The actual level of attendance and revenues during any fiscal year is subject to the opening of new exhibits, weather conditions and other circumstances beyond the Zoo's control. Actual amounts may vary either positively or negatively compared to projections.

Expenses are monitored to conform with revenues. The proposed fee increase is based on the expanded services provided by the Zoo including the new Africa Rain Forest Exhibit that opened this year.

The proposed admission rate at the Zoo remains a good value compared to similar institutions in the west and to other educational and entertainment facilities in the Metro area as shown in Tables I and II. The recent trend of increased visitors does suggest that visitors to the zoo are willing to pay a fair admission fee for an experience that leaves them with some new knowledge in an increasingly sophisticated and pleasing environment. Recent surveys conducted for the Zoo indicate that people will consider the proposed fee a fair one.

TABLE I: SELECTED WEST COAST ZOOS

| | <u>Adults</u> | <u>Youth</u> | <u>Seniors</u> |
|-----------------------------|---------------|--------------|----------------|
| Wildlife Safari | \$8.50 | \$5.25 | \$7.00 |
| | + \$1 per car | | |
| San Francisco Zoo | \$6.00 | \$3.00 | \$3.00 |
| Los Angeles Zoo | \$6.00 | \$2.75 | \$5.00 |
| Denver Zoo | \$4.00 | \$2.00 | \$2.00 |
| Rio Grande Zoo | \$4.25 | \$2.25 | \$2.25 |
| Point Defiance Zoo (Tacoma) | \$5.75 | \$4.00 | \$5.25 |
| Woodland Park Zoo (Seattle) | \$4.00 | \$2.25 | \$2.25 |
| Hogle Park Zoo (Salt Lake) | \$4.00 | \$2.00 | \$2.00 |

TABLE II: SELECTED METRO AREA EDUCATIONAL/ENTERTAINMENT FACILITIES

| | <u>Adults</u> | <u>Youth</u> | <u>Seniors</u> |
|-----------------------------|---------------|--------------|----------------|
| Movie Theaters | \$6.00 | \$3.00 | \$3.00 |
| OMSI | \$4.50 | \$3.00 | \$3.50 |
| Shows at Expo Center (avg.) | \$4.00 | \$2.00 | \$4.00 |
| High Desert Museum (Bend) | \$4.50 | \$2.50 | \$4.00 |
| Pittcock Mansion | \$3.00 | \$1.00 | \$2.50 |
| Children Museum | \$3.00 | \$2.50 | \$3.00 |
| Japanese Gardens | \$3.50 | \$2.00 | \$2.00 |
| Art Museum | \$3.00 | \$1.50 | \$3.00 |
| World Forestry Center | \$3.00 | \$2.00 | \$2.00 |

In summary, the proposed new rate structure will assist to:

- provide over 50% of the costs for maintenance and operations from non-tax sources
- allow us to adequately care for the service needs of our visitors (custodial, landscaping, visitor services, security, etc.)
- provide proper care for the animals on exhibit
- maintain the considerable capital assets at the Zoo

Staff Recommendation:

Based on the forgoing information it is recommended that the admission rates be increased to \$5.00 for adults, \$3.50 for senior citizens, \$3.00 for youths and \$2.00 for education groups.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Ordinance No. 91-424.

Meeting Date: September 26, 1991
Agenda Item No. 6.3

ORDINANCE NO. 91-425



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503-221-1646

Memorandum

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 6.3; ORDINANCE NO. 91-425

The Finance Committee report on Ordinance No. 91-425 will be distributed in advance to Councilors and available at the Council meeting September 26.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AN ORDINANCE AMENDING ORDINANCE NO.)
91-390A REVISING THE FY 1991-92)
BUDGET AND APPROPRIATIONS SCHEDULE)
FOR THE PURPOSE OF FUNDING AN)
AMENDMENT TO THE R.W. BECK CONTRACT)

ORDINANCE NO. 91-425
Introduced by Rena Cusma,
Executive Officer

WHEREAS, The Council of the Metropolitan Service District has reviewed and considered the need to transfer appropriations within the FY 1991-92 Budget; and

WHEREAS, The need for a transfer of appropriation has been justified; and

WHEREAS, Adequate funds exist for other identified needs; now, therefore,

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

1. That Ordinance No. 91-390A, Exhibit B, FY 1991-92 Budget, and Exhibit C, Schedule of Appropriations, are hereby amended as shown in the column titled "Revision" of Exhibits A and B to this Ordinance for the purpose of funding an amendment to the R.W. Beck contract, transferring \$100,000 from the Waste Reduction Division of the Solid Waste Operating Account to the Solid Waste General Account

2. This Ordinance being necessary for the immediate preservation of the public health, safety and welfare, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

EXHIBIT A
ORDINANCE NO. 91-425

| FISCAL YEAR 1991-92 | | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---------------------|-------------|----------------|--------|----------|--------|-----------------|--------|
| ACCT # | DESCRIPTION | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |

SOLID WASTE REVENUE FUND
OPERATING ACCOUNT:Waste Reduction

| | | | | | | |
|--------------------------------|-------|---------|------|---|-------|---------|
| Total Personal Services | 15.65 | 649,650 | 0.00 | 0 | 15.65 | 649,650 |
|--------------------------------|-------|---------|------|---|-------|---------|

Materials & Services

| | | | | | | |
|--------|--|--|-----------|-----------|---|-----------|
| 521100 | Office Supplies | | 7,000 | | 0 | 7,000 |
| 521110 | Computer Software | | 830 | | 0 | 830 |
| 521240 | Graphics/Reprographic Supplies | | 13,000 | | 0 | 13,000 |
| 521260 | Printing Supplies | | 595 | | 0 | 595 |
| 521290 | Other Supplies | | 2,465 | | 0 | 2,465 |
| 521291 | Packaging Materials | | 425 | | 0 | 425 |
| 521293 | Promotion Supplies | | 7,500 | | 0 | 7,500 |
| 521310 | Subscriptions | | 3,800 | | 0 | 3,800 |
| 521320 | Dues | | 1,685 | | 0 | 1,685 |
| 521540 | Maintenance & Repairs Supplies-Equipment | | 300 | | 0 | 300 |
| 524130 | Promotion/Public Relations | | 217,200 | | 0 | 217,200 |
| 524190 | Misc. Professional Services | | 1,211,035 | (100,000) | | 1,111,035 |
| 524210 | Data Processing Services | | 14,000 | | 0 | 14,000 |
| 525640 | Maintenance & Repairs Services-Equipment | | 6,600 | | 0 | 6,600 |
| 525710 | Equipment Rental | | 36,932 | | 0 | 36,932 |
| 526200 | Ads & Legal Notices | | 65,000 | | 0 | 65,000 |
| 526310 | Printing Services | | 62,900 | | 0 | 62,900 |
| 526320 | Typesetting & Reprographics Services | | 7,095 | | 0 | 7,095 |
| 526410 | Telephone | | 2,650 | | 0 | 2,650 |
| 526420 | Postage | | 9,000 | | 0 | 9,000 |
| 526440 | Delivery Service | | 660 | | 0 | 660 |
| 526500 | Travel | | 18,100 | | 0 | 18,100 |
| 526610 | Temporary Help Services | | 49,150 | | 0 | 49,150 |
| 526800 | Training, Tuition, Conferences | | 8,500 | | 0 | 8,500 |
| 528100 | License, Permits, Payments to Other Agencies | | 1,493,374 | | 0 | 1,493,374 |
| 529500 | Meetings | | 15,000 | | 0 | 15,000 |

| | | | | | | |
|---------------------------------------|--|-----------|--|-----------|--|-----------|
| Total Materials & Services | | 3,254,796 | | (100,000) | | 3,154,796 |
|---------------------------------------|--|-----------|--|-----------|--|-----------|

| | | | | | | |
|---------------------------|-------|-----------|------|-----------|-------|-----------|
| TOTAL EXPENDITURES | 15.65 | 3,904,446 | 0.00 | (100,000) | 15.65 | 3,804,446 |
|---------------------------|-------|-----------|------|-----------|-------|-----------|

EXHIBIT A
ORDINANCE NO. 91-425

| FISCAL YEAR 1991-92 | | CURRENT BUDGET | | REVISION | | PROPOSED BUDGET | |
|---------------------|-------------|----------------|--------|----------|--------|-----------------|--------|
| ACCT # | DESCRIPTION | FTE | AMOUNT | FTE | AMOUNT | FTE | AMOUNT |

SOLID WASTE REVENUE FUND
GENERAL ACCOUNT

Materials & Services

| | | | | | | | |
|---------------------------------------|--|--|----------------|--|----------|--|----------------|
| BUDGET AND FINANCE | | | | | | | |
| 525740 | Capital Lease Payments-Furniture & Equipment | | 43,550 | | 0 | | 43,550 |
| WASTE REDUCTION | | | | | | | |
| 525740 | Capital Lease Payments-Furniture & Equipment | | 50,000 | | 0 | | 50,000 |
| ST. JOHNS LANDFILL | | | | | | | |
| 524190 | Misc. Professional Services | | 100,000 | | 0 | | 100,000 |
| Total Materials & Services | | | 193,550 | | 0 | | 193,550 |

Capital Outlay

| | | | | | | | |
|------------------------------|--|--|------------------|--|----------------|--|------------------|
| BUDGET AND FINANCE | | | | | | | |
| 571500 | Purchases-Office Furniture & Equipment | | 26,450 | | 0 | | 26,450 |
| OPERATIONS | | | | | | | |
| 571400 | Purchases-Equipment & Vehicles | | 365,000 | | 0 | | 365,000 |
| 571500 | Purchases-Office Furniture & Equipment | | 494,000 | | 0 | | 494,000 |
| WASTE REDUCTION | | | | | | | |
| 571400 | Purchases-Equipment and Vehicles | | 17,000 | | 0 | | 17,000 |
| METRO SOUTH | | | | | | | |
| 574130 | Engineering Services | | 100,000 | | 0 | | 100,000 |
| 574510 | Const. Work/Materials-Bldgs, Exhibits & Rel. | | 1,130,000 | | 0 | | 1,130,000 |
| ST. JOHNS LANDFILL | | | | | | | |
| 571200 | Improvements Other Than Building | | 50,000 | | 0 | | 50,000 |
| 574571 | Const. Work/Materials-Final Cover & Imp. | | 353,880 | | 0 | | 353,880 |
| METRO NORTHWEST IMPROVEMENTS | | | | | | | |
| 574130 | Engineering Services | | 75,000 | | 0 | | 75,000 |
| 574520 | Const. Work/Materials-Bldgs, Exhibits & Rel. | | 440,000 | | 0 | | 440,000 |
| COMPOST FACILITY | | | | | | | |
| 574130 | Engineering Services | | 0 | | 100,000 | | 100,000 |
| Total Capital Outlay | | | 3,051,330 | | 100,000 | | 3,151,330 |
| Total Requirements | | | 3,244,880 | | 100,000 | | 3,344,880 |

EXHIBIT B
SCHEDULE OF APPROPRIATIONS
Ordinance No. 91-425

| SOLID WASTE REVENUE FUND | CURRENT APPROPRIATION | REVISION | PROPOSED APPROPRIATION |
|--|--------------------------|------------------|---------------------------|
| Administration | | | |
| Personal Services | 347,683 | 0 | 347,683 |
| Materials & Services | 75,673 | 0 | 75,673 |
| Subtotal | 423,356 | 0 | 423,356 |
| Budget and Finance | | | |
| Personal Services | 393,083 | 0 | 393,083 |
| Materials & Services | 179,720 | 0 | 179,720 |
| Subtotal | 572,803 | 0 | 572,803 |
| Operations | | | |
| Personal Services | 1,196,133 | 0 | 1,196,133 |
| Materials & Services | 43,878,534 | 0 | 43,878,534 |
| Subtotal | 45,074,667 | 0 | 45,074,667 |
| Engineering and Analysis | | | |
| Personal Services | 536,402 | 0 | 536,402 |
| Materials & Services | 257,125 | 0 | 257,125 |
| Subtotal | 793,527 | 0 | 793,527 |
| Waste Reduction | | | |
| Personal Services | 649,650 | 0 | 649,650 |
| Materials & Services | 3,254,796 | (100,000) | 3,154,796 |
| Subtotal | 3,904,446 | (100,000) | 3,804,446 |
| Debt Service Account | | | |
| Debt Services | 2,191,328 | 0 | 2,191,328 |
| Subtotal | 2,191,328 | 0 | 2,191,328 |
| Landfill Closure Account | | | |
| Materials & Services | 10,016,200 | 0 | 10,016,200 |
| Subtotal | 10,016,200 | 0 | 10,016,200 |
| Construction Account | | | |
| Capital Outlay | 3,525,000 | 0 | 3,525,000 |
| Subtotal | 3,525,000 | 0 | 3,525,000 |
| Renewal and Replacement Account | | | |
| Capital Outlay | 732,000 | 0 | 732,000 |
| Subtotal | 732,000 | 0 | 732,000 |
| General Account | | | |
| Materials & Services | 193,550 | 0 | 193,550 |
| Capital Outlay | 3,051,330 | 100,000 | 3,151,330 |
| Subtotal | 3,244,880 | 100,000 | 3,344,880 |

**EXHIBIT B
SCHEDULE OF APPROPRIATIONS
Ordinance No. 91-425**

| SOLID WASTE REVENUE FUND (continued) | CURRENT APPROPRIATION | REVISION | PROPOSED APPROPRIATION |
|--|--------------------------|----------|---------------------------|
| Master Project Account | | | |
| Debt Services | 3,033.085 | 0 | 3,033.085 |
| Subtotal | 3,033.085 | 0 | 3,033.085 |
| General Expenses | | | |
| Interfund Transfers | 17,742.748 | 0 | 17,742.748 |
| Contingency | 2,465.797 | 0 | 2,465.797 |
| Subtotal | 20,208.545 | 0 | 20,208.545 |
| Unappropriated Balance | 21,460.391 | 0 | 21,460.391 |
| Total Solid Waste Revenue Fund Requirements | 115,180.228 | 0 | 115,180.228 |

STAFF REPORT

CONSIDERATION OF ORDINANCE NO. 91-425 AMENDING ORDINANCE NO. 91-390A REVISING THE FY 1991-92 BUDGET AND APPROPRIATIONS SCHEDULE FOR THE PURPOSE OF FUNDING AN AMENDMENT TO THE R.W. BECK CONTRACT

Date: August 29, 1991

Presented by: Roosevelt Carter
Kathy Rutkowski

FACTUAL BACKGROUND AND ANALYSIS

The Solid Waste Department has an existing contract with R. W. Beck and Associates to provide performance test monitoring for the Riedel Compost Facility. The total original contract amount is \$150,000. The department is requesting an amendment to this contract of \$150,000 for a total contract amount of \$300,000. The Council Solid Waste Committee will consider this request at its September 17, 1991, meeting.

During the FY 1991-92 budget process, the Council approved \$100,000 for this contract. This amount was budgeted in the Waste Reduction Division of the Operating Account. Subsequent review has determined this contract is more appropriately a General Account expenditure.

This action requests the transfer of the original \$100,000 from the Waste Reduction Division, Materials & Services, to the General Account, Capital Outlay. The additional amount needed will be funded through savings in existing General Account project appropriation. Specific savings will be realized from a delay in the proposed dewatering station at the Metro Center Transfer Station.

This action is necessary to reclass the original \$100,000 budgeted and is needed regardless of the Solid Waste Committee recommendation on the proposed contract amendment. The recommendation of the Solid Waste Committee will be presented at the Finance Committee meeting on September 19, 1991.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Ordinance 91-425 transferring \$100,000 from the Waste Reduction Division, Materials & Services, to the General Account, Capital Outlay, for the contract with R. W. Beck and Associates.

kr:ord91-92:sw:ar
September 3, 1991

Meeting Date: September 26, 1991
Agenda Item No. 6.4

ORDINANCE NO. 91-426



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503 221-1646

Memorandum

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 6.4; ORDINANCE NO. 91-426

The Governmental Affairs Committee report on Ordinance No. 91-426 will be distributed in advance to Councilors and available at the Council meeting September 26.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF APPROVING THE)
REVISION OF METRO CODE SECTIONS)
2.02.180, 2.02.185, 2.02.200, AND)
ADOPTING THE MANAGEMENT COMPEN-)
SATION PLAN)
ORDINANCE NO. 91-426
Introduced by Rena Cusma,
Executive Officer

THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT HEREBY ORDAINS:

Section 1. Metro Code Section 2.02.180 Vacation is amended to read as follows:

"2.02.180 Vacation:

(a) The following provisions are applicable to nonrepresented regular and regular part-time employees only. Appropriate contract provisions shall apply to those employees represented by an employee union.

(a) (b) Subject to the provision on probation, all regular and regular part-time employees shall be granted annual vacation leave with pay.

(b) (c) Regular and regular part-time employees who have been employed by Metro for more than six (6) consecutive months may be granted accrued vacation leave by approval of the department head or his/her designee. Department head vacations shall be approved by the Executive Officer. Special consideration of vacation needs of employees can be considered by the department head or the Executive Officer upon request.

(c) (d) Employees shall not accumulate more than 200 250 hours of vacation leave. Additional hours may be accrued with the written approval of the Executive Officer. Such written authorization shall be filed in the Personnel Office.

(d) (e) Any employee who is about to lose vacation credit because of accumulation limitations may, by notifying the department head five (5) days in advance, absent themselves to prevent loss of this time. Such action taken by the employee shall not constitute a basis for disciplinary action or loss of pay. Vacation leave shall not accrue during a leave of absence without pay, or educational leave with pay, the duration of which exceeds fifteen (15) consecutive calendar days. Any employee who is granted a leave of absence without pay shall first be

scheduled for any vacation leave and/or compensatory time that has accrued to the employee before commencing leave without pay.

(e) (f) Department heads or their designees shall schedule vacation for their respective staff with consideration for seniority, the desires of the staff and for the work requirements of the department. Vacation schedules may be amended to allow the department to meet emergency situations.

(f) (g) Any regular or regular part-time employee who resigns, retires, is laid off or dismissed from employment with Metro shall be entitled to immediate lump sum payment for accrued and unused vacation at his/her existing salary rate provided, however, that such lump sum payment shall not be made if separation occurs prior to the completion of the initial probationary period including any extensions."

Section 2. Metro Code Section 2.02.185 Vacation Credit and Accrual Rate is amended to read as follows:

"The vacation credit and accrual schedules for regular and regular part-time employees are as follows:

| <u>Total Years of Continuous Service</u> | <u>Accrual Rate Per Pay Period</u> | <u>Equivalent Annual Hours for Full-Time Employees</u> |
|--|------------------------------------|--|
| Date of Hire through completion of 3 years | 3-33 5.00 hours | 80 120 hours |
| 4 years through completion of 7 years | 5-00 6.00 hours | 120 144 hours |
| 8 years through completion of 11 years | 7.00 hours | 168 hours |
| 9 12 plus years | 6-66 8.00 hours | 160 192 hours |

~~The above schedule may vary from Metro contracts with employee unions, in which case the contract provisions shall apply to union employees. Regular part-time employees shall accrue vacation under the above schedule at a rate proportionate to the time worked per week."~~

Section 3. Metro Code Section 2.02.200 Leave of Absence with Pay is amended to read as follows:

"2.02.200 Leave of Absence with Pay: Regular nonrepresented and regular part-time nonrepresented

employees may request leave of absence with pay for the purposes specified in this section. Each request shall be approved by the Executive Officer on its merits and on the basis of the guidelines provided in this section. Approved requests shall be filed in the Personnel Division.

Appropriate contract provisions shall apply to those employees represented by an employee union.

(a) Compassionate Leave: In the event of a death in an employee's immediate family, the employee may be granted leave of absence with pay not to exceed three (3) working days. Time not worked because of such absence shall not affect accrual of vacation or sick leave.

(b) Funeral Participation: When an employee participates in a funeral ceremony, he/she may be granted one-half (1/2) day off to perform such duty. Time not worked because of such absence shall not affect accrual of vacation or sick leave.

(c) Witness or Jury Duty: When a Metro employee is called for jury duty, or is subpoenaed as a witness, he/she shall not suffer any loss of his/her regular compensation during such absence; however, the amount of compensation an employee receives for such duty shall be paid to Metro. Time not worked because of such duty shall not affect accrual of vacation and sick leave.

(d) Military Leave: An employee who has successfully completed the probationary period and who is a member of the National Guard, or of a reserve component of the Armed Forces of the United States, or of the United States Public Health Service, shall be entitled, upon application, to a leave of absence with pay for a period not exceeding fourteen (14) calendar days in any one (1) calendar year to perform temporary active or training duty. Such leave shall be granted without loss of time, or other leave, and without impairment of merit ratings or other rights or benefits to which he/she is entitled. Military leave shall be granted only when an employee receives bona fide orders to temporary active or training duty, and shall not be paid if the employee does not return to his/her position immediately following the expiration of the period for which he/she was ordered to duty.

(e) Administrative Leave: An employee at the level of department/division head, or above, may be granted administrative leave in recognition of their exempt status. Other senior staff may also be granted such leave at the discretion of their department/division head and with the approval of the Executive Officer. Such leave shall not be cumulative from year to year, shall be compensable only in

the form of leave time, and shall not exceed forty (40) hours in a fiscal year. Time not worked because of such leave shall not affect accrual of vacation or sick leave."

Section 4. This Ordinance being necessary for the immediate preservation of the public health, safety and welfare, an emergency is declared to exist, and this Ordinance takes effect upon passage.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

gl
1053

STAFF REPORT

CONSIDERATION OF ORDINANCE 91-426, FOR THE PURPOSE OF ADOPTING THE MANAGEMENT COMPENSATION PACKAGE FOR NON-REPRESENTED EMPLOYEES AND AMENDING THE PERSONNEL CODE.

Date: September 5, 1991

Presented by: Paula Paris

Background: As a result of discussions with non-represented employees regarding the integration of PERS, other areas of non-rep compensation and recognition were also explored. The objective of this ordinance amendment is to align the non-reps with other Metro/Merc employees and with other comparable jurisdictions, such as Multnomah County, Clackamas County, Washington County, Tri-Met, Port of Portland, Beaverton, and the State of Oregon.

Resolution No. 91-1506 will complete the management compensation package and will be presented along with this ordinance amendment.

Fiscal Impact: Budget neutral. No direct, immediate monetary impact. There is a potential future fiscal impact of the additional 50 hours to cash-out an employee who terminates or retires with a cap of 250 hrs., which is also the case for the AFSCME represented employees.

Vacation Leave: Increase the amount of time allowed to accumulate from 200 hrs. to 250 hrs. and increase the annual accrual rates. The 250 hour cap on time allowed to accumulate is the same amount that has been ratified in the AFSCME contract.

Some comparable jurisdictions have separate accrual rates for non-reps than for represented employees. The reasons for this are, a) managers are not hired as "entry" level employees. They have obtained their experience from one or more previous employers and are already at an accrual rate level commensurate with their experience, b) vacation time helps to re-create management employees to maximize high efficiency for the agency, and c) it establishes fair recognition for management employees. Directors and managers have also reported that the current accrual rates are a hinderance to the recruitment of management employees.

Administrative Leave: Establish Administrative Leave for manager level staff and above with discretion for senior staff.

The Administrative Leave provision allows us to remain competitive during recruitments, provides a clearer form of demarcation between management and represented employees, has the advantage of departmental discretion, and is a clear form of recognition for their (overtime) exempt status.

Most comparable jurisdictions have some form of a non-rep/management compensation package that includes various incentives for being in the management/non-rep service. Some jurisdictions

have diverse leave packages, higher salary schedules, more or better insurance packages, employer paid deferred compensation plans (in addition to PERS), and allow each non-rep employee to negotiate their own leave bank package when they are hired in addition to already established leave packages.

We believe this portion of the management compensation package to be an equitable and reasonable plan for our non-represented employees. It is, therefore, recommended by the Executive Officer that Ordinance No. 91-426 be adopted.

Meeting Date: September 26, 1991
Agenda Item No. 7.1

RESOLUTION NO. 91-1489A



METRO

Memorandum

2000 S.W. First Avenue
Portland, OR 97201-5398
503-221-1646

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 7.1; RESOLUTION NO. 91-1489A

The Transportation & Planning Committee will meet to consider Resolution No. 91-1489A on September 24. Committee reports on the resolution will be distributed in advance to Councilors and available at the Council meeting September 26.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503.221-1646

Memorandum

TO: Council Transportation and Planning Committee
FROM: Jim Gardner, ^{Chair}
DATE: September 5, 1991
RE: Proposed technical amendments to Resolution No. 91-1489

I plan to propose four technical amendments to Resolution No. 91-1489 (three to the resolution and one to the bylaws). The proposed changes are set out below, with deletions in brackets, and additions underlined.

1. Revise the third "whereas" paragraph so the wording is consistent with the proposed RPAC bylaws:

WHEREAS [Implementing] implementation of that partnership is intended to occur, in large part, through the creation of an on-going Regional Policy Advisory Committee (RPAC) to [provide a forum for discussing, and] advise and recommend actions to the Metro Council on ways to address [,] areas and activities of metropolitan significance;

2. Revise the fourth and fifth "whereas" paragraphs to clarify the purpose of the bylaws:

WHEREAS [Creating the RPAC requires by-laws which describe the membership, powers, and duties of that committee; and
WHEREAS] The Urban Growth Management Plan Policy Advisory Committee has prepared and proposed to the Metro Council a set of by-laws for RPAC which describe the membership, powers, and duties of that committee;

3. Revise the second "be it resolved" paragraph to extend the date by which creation of RPAC must be initiated, from 30 days after adoption of the resolution, to a date no later than January 1, 1992:

That the Metro Council directs the Presiding Officer to initiate the creation of the Regional Policy Advisory Committee [within 30 days of the adoption of this resolution] no later than January 1, 1992.

Councilor Gardner
Resolution No. 91-1489
September 5, 1991
Page Two

4. Revise Article VI.c. of the bylaws to clarify that either the Council or the Committee can determine the need for special technical advisory bodies:

c. The Metro Council or the Committee [,] can appoint special technical advisory committees, task forces, and other bodies as [it and] the Council or the Committee determine a need for such bodies.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

TO: Council Transportation and Planning Committee

FROM: Karla Forsythe, ^{KLF} Council Analyst

DATE: September 17, 1991

RE: Resolution No. 91-1489, Adopting By-Laws for the Regional Policy Advisory Committee - Previous Public Comment to the Committee

This memorandum has been prepared by Council staff to assist the Committee in reviewing previous testimony which is relevant to Committee consideration of the RPAC bylaws.

Background

The Committee considered Ordinance No. 91-418 at the August 27, 1991 and September 10, 1991 meetings. This Ordinance adopts the Regional Urban Growth Goals and Objectives, and also provides for creation of a Regional Policy Advisory Committee (RPAC). Bylaws for RPAC would be adopted under Resolution No. 91-1489, which the Committee will be considering at the September 24, 1991 meeting. Both Ordinance No. 91-418 and Resolution No. 91-1489 have been scheduled for consideration at the September 26, 1991 Council meeting.

During the Committee's public hearing on Ordinance No. 91-418, citizens commented on two issues which are addressed in both the Goals and Objectives and in the RPAC bylaws: RPAC membership and how citizen members of RPAC are appointed. If the Committee decides to amend provisions of the bylaws which address these issues, the Committee should also reconsider Objective 2.2 and amend it accordingly.

RUGGO Provision for RPAC

Objective 2.1 of the Goals and Objectives provides:

"The Regional Policy Advisory Committee (RPAC) shall be chosen according to the by-laws adopted by the Metro Council. The voting membership shall include elected officials of cities, counties, and the Metro Council as well as representatives of the State of Oregon and citizens. The composition of the Committee shall reflect the partnership that must exist among implementing jurisdictions in

Resolution No. 91-1489
Previous Public Comment
September 17, 1991
Page Two

order to effectively address areas and activities of metropolitan significance, with a majority of the voting members being elected officials from within the Metro District boundaries."

RPAC Bylaws: Membership Composition

Under the proposed bylaws, RPAC would have seventeen members:

- o 11 members appointed by cities and counties.
- o 3 citizen members.
- o 2 Metro Councilors appointed by the Presiding Officer.
- o 1 member from the State Agency Council.

Public comment on membership composition

1. Representatives from the Special Districts Association and from Tri-Met requested that RPAC membership be expanded to include their respective entities.

2. 1000 Friends of Oregon, Sensible Transportation Alternatives for People, Robert Liberty, and six other citizens suggested that RPAC should be comprised entirely or primarily of citizens.

RPAC Bylaws: Process for Appointing Citizen Members

Under the proposed bylaws, the process for appointing citizens would begin with Metro advertising openings and asking interested citizens to submit statements of interest. The applications would be sorted by county. The members of RPAC would then caucus by county (with Portland included in Multnomah County) to select a citizen member and alternate from the pool of applicants.

Public comment on process for appointing citizens

Several citizens suggested in their testimony to the Committee that citizen members of RPAC should be appointed by the Metro Council.

c: Ethan Seltzer



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

TO: Council Transportation and Planning Committee

FROM: Jim Gardner, ³⁶Chair

DATE: September 17, 1991

RE: Proposed technical amendments to Resolution No. 91-1489

In a memorandum to you dated September 5, 1991, I said that I planned to propose four technical amendments to Resolution No. 91-1489 (three to the resolution and one to the bylaws).

Although I still plan to propose four amendments, the wording of the fourth proposed amendment has been changed since my last memorandum. The change conforms to the Committee's RUGGO amendment which deleted references to RPAC's ability to appoint "task forces and other bodies."

The proposed changes are set out below, with deletions in brackets, and additions underlined.

1. Revise the third "whereas" paragraph so the wording is consistent with the proposed RPAC bylaws:

WHEREAS [Implementing] implementation of that partnership is intended to occur, in large part, through the creation of an on-going Regional Policy Advisory Committee (RPAC) to [provide a forum for discussing, and] advise and recommend actions to the Metro Council on ways to address [,] areas and activities of metropolitan significance;

2. Revise the fourth and fifth "whereas" paragraphs to clarify the purpose of the bylaws:

WHEREAS [Creating the RPAC requires by-laws which describe the membership, powers, and duties of that committee; and
WHEREAS] The Urban Growth Management Plan Policy Advisory Committee has prepared and proposed to the Metro Council a set of by-laws for RPAC which describe the membership, powers, and duties of that committee;

Councilor Gardner
Resolution No. 91-1489
September 17, 1991
Page Two

3. Revise the second "be it resolved" paragraph to extend the date by which creation of RPAC must be initiated, from 30 days after adoption of the resolution, to a date no later than January 1, 1992:

That the Metro Council directs the Presiding Officer to initiate the creation of the Regional Policy Advisory Committee [within 30 days of the adoption of this resolution] no later than January 1, 1992.

4. Revise Article VI.c. of the bylaws to clarify that either the Council or the Committee can determine the need for special technical advisory bodies. Also, delete the reference to "task forces, and other bodies", consistent with the Committee's RUGGO amendment.

c. The Metro Council or the Committee [,] can appoint special technical advisory committees [, task forces, and other bodies] as [it and] the Council or the Committee determine a need for such bodies.

c: Ethan Seltzer

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

A RESOLUTION ADOPTING BY-LAWS FOR)
THE REGIONAL POLICY ADVISORY)
COMMITTEE)

PROPOSED
RESOLUTION NO. 91-1489^A
INTRODUCED BY THE
EXECUTIVE OFFICER

WHEREAS Metro's regional planning program requires a partnership with cities, counties, and citizens in the region; and

WHEREAS That partnership is described in Goal I of the Regional Urban Growth Goals and Objectives, recommended to the Metro Council for adoption by the Urban Growth Management Plan Policy Advisory Committee; and

WHEREAS Implementing ^{ation of} that partnership is intended to occur, in large part, through the creation of an on-going Regional Policy Advisory Committee (RPAC) to ~~provide a forum for discussing, and~~ and recommend actions to advise the Metro Council on ways to address areas and activities of metropolitan significance; and

WHEREAS ~~Creating the RPAC requires by-laws which describe the membership, powers, and duties of that committee; and~~

~~WHEREAS~~ The Urban Growth Management Plan Policy Advisory Committee has prepared and proposed to the Metro Council a set of by-laws for RPAC; now, therefore, which describe the membership, powers and duties of that committee

BE IT RESOLVED,

1. That the by-laws for the Regional Policy Advisory Committee, dated August 1, 1991, and attached to this resolution as Attachment A, are hereby adopted.

2. That the Metro Council directs the Presiding Officer to initiate the creation of the Regional Policy Advisory Committee ~~within 30 days of the adoption of this resolution.~~
no later than January 1, 1992.

ADOPTED BY THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT this

_____ day of _____, 1991.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

ES/es: 8/1/91

Article VI.
TECHNICAL ADVISORY COMMITTEES

a. The Committee shall solicit and take into consideration the alternatives and recommendations of the appropriate technical advisory committees in the conduct of its business.

b. Existing technical advisory committees for solid waste, urban growth management, water resources, and natural areas will be continued to advise on their respective subject areas.

c. The Metro Council or the Committee, ~~can~~ appoint special technical advisory committees, task forces, and other bodies ~~as it and the Committee determine a need for such bodies.~~ as it and the Committee determine a need for such bodies.
the Council or

Article VII.
AMENDMENTS

a. These by-laws may be amended by a two-thirds vote of the full membership of the Committee and a majority vote of the Metro Council.

b. Written notice must be delivered to all members and alternates at least 30 days prior to any proposed action to amend the by-laws.

Article VIII.
SUNSET

a. These by-laws shall be deemed null and void three (3) years from the date of their adoption by the Metro Council.

b. Prior to adopting new by-laws for RPAC, the Metro Council, in consultation with the Committee shall evaluate the adequacy of the membership structure included in these by-laws for representing the diversity of views in the region.

STAFF REPORT

RESOLUTION NO. 91-1489: A RESOLUTION ADOPTING BY-LAWS FOR THE REGIONAL POLICY ADVISORY COMMITTEE

August 1, 1991

**Staff: Richard H. Carson
Ethan Seltzer**

Background

The Urban Growth Management Plan Policy Advisory Committee (PAC) has recommended the Regional Urban Growth Goals and Objectives (RUGGO's) to the Metro Council for adoption. The RUGGO's have two main goals. The first, Goal I: Regional Planning Process, provides a written description of the way in which Metro will address areas and activities of metropolitan significance, consistent with its enabling statute (ORS Chapter 268).

Central to that goal is the creation of an ongoing Regional Policy Advisory Committee (RPAC), which would succeed the present PAC. The RPAC would be established as an advisory committee for the Metro Council. The RPAC is proposed to have the following purposes:

- a. To provide advice and recommendations for the development and review of Metro's regional planning activities, including implementation of the Regional Urban Growth Goals and Objectives, development of new functional plans, and periodic review of the region's urban growth boundary.
- b. To create a forum for identifying and discussing areas and activities of metropolitan significance.
- c. To involve all cities, counties, and other interests in the development and implementation of growth management strategies.
- d. To coordinate its activities with the Joint Policy Advisory Committee on Transportation (JPACT) so that regional transportation planning is linked and consistent with regional growth management efforts.
- e. To review and comment, as needed, on the regional land use and growth management issues affecting or affected by local comprehensive plans or plans of state and regional agencies. RPAC is not intended to routinely review land use decisions or plan amendments in the region.

f. To discuss and make recommendations on land use and growth management issues of regional or subregional significance.

g. To establish a coordinating link with Vancouver and Clark County, Washington, and other parts of the state of Oregon to address land use and growth management issues of common interest.

The PAC had considerable discussion about the membership and duties of RPAC. The PAC concluded that a majority of the membership should be drawn from elected officials in the region, and that special interests should be represented on technical committees rather than on RPAC itself. The PAC also concluded that those represented on RPAC should be able to choose their representatives. Some PAC members felt that Metro Councilors should not be represented on a committee designed to provide the Council with advice. However, on two separate occasions, a significant majority of the PAC members felt that Metro Councilors should be on the RPAC in order to ensure complete communication between RPAC and the Council.

The PAC also spent a considerable amount of time discussing the selection process for the citizen members. Ideally there would be an established citizens' forum that could take responsibility for these selections. However, that forum does not yet exist regionwide. Goal I of the RUGGO's calls for the creation of a regional citizen involvement coordinating committee. The PAC would like that group to eventually oversee the appointment of citizen members, and has limited the citizen terms on RPAC to two years to allow that citizens' body time to organize and develop a process.

To facilitate the creation of RPAC, the PAC has developed by-laws which specify the duties, powers, and membership of the committee. These have been submitted to the Metro Council for adoption in conjunction with Council action on Ordinance No. 91-418, adopting the proposed RUGGO's. The PAC added a sunset clause to the by-laws in recognition of the fact that the RPAC structure and performance should be evaluated after it has had a chance to operate for a period of three years.

Executive Officer's Recommendation

Adopt Resolution No. 91-1489 and initiate the creation of RPAC.

**BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT**

**A RESOLUTION ADOPTING BY-LAWS FOR)
THE REGIONAL POLICY ADVISORY)
COMMITTEE)**

**RESOLUTION NO. 91-1489
INTRODUCED BY THE
EXECUTIVE OFFICER**

WHEREAS Metro's regional planning program requires a partnership with cities, counties, and citizens in the region; and

WHEREAS That partnership is described in Goal I of the Regional Urban Growth Goals and Objectives, recommended to the Metro Council for adoption by the Urban Growth Management Plan Policy Advisory Committee; and

WHEREAS Implementing that partnership is intended to occur, in large part, through the creation of an on-going Regional Policy Advisory Committee (RPAC) to provide a forum for discussing, and advise the Metro Council on ways to address, areas and activities of metropolitan significance; and

WHEREAS Creating the RPAC requires by-laws which describe the membership, powers, and duties of that committee; and

WHEREAS The Urban Growth Management Plan Policy Advisory Committee has prepared and proposed to the Metro Council a set of by-laws for RPAC; now, therefore,

BE IT RESOLVED,

1. That the by-laws for the Regional Policy Advisory Committee, dated August 1, 1991, and attached to this resolution as Attachment A, are hereby adopted.

2. That the Metro Council directs the Presiding Officer to initiate the creation of the Regional Policy Advisory Committee within 30 days of the adoption of this resolution.

ADOPTED BY THE COUNCIL OF THE METROPOLITAN SERVICE DISTRICT this

_____ day of _____, 1991.

Tanya Collier, Presiding Officer

ATTEST:

Clerk of the Council

ES/es: 8/1/91

Regional Policy Advisory Committee By-Laws

August 1, 1991

Article I

This committee shall be known as the REGIONAL POLICY ADVISORY COMMITTEE (RPAC).

Article II
MISSION AND PURPOSE

Section 1. It is the mission of RPAC to advise and recommend actions to the Metro Council as it creates and implements a participatory regional planning partnership to address areas and activities of metropolitan significance.

Section 2. The purposes of RPAC are as follows:

- a. To provide advice and recommendations for the development and review of Metro's regional planning activities, including implementation of the Regional Urban Growth Goals and Objectives, development of new functional plans, and periodic review of the region's urban growth boundary.
- b. To create a forum for identifying and discussing areas and activities of metropolitan significance.
- c. To involve all cities, counties, and other interests in the development and implementation of growth management strategies.
- d. To coordinate its activities with the Joint Policy Advisory Committee on Transportation (JPACT) so that regional transportation planning is linked and consistent with regional growth management efforts.
- e. To review and comment, as needed, on the regional land use and growth management issues affecting or affected by local comprehensive plans or plans of state and regional agencies. RPAC is not intended to routinely review land use decisions or plan amendments in the region.
- f. To discuss and make recommendations on land use and growth management issues of regional or subregional significance.
- g. To establish a coordinating link with Vancouver and Clark County, Washington, and

other parts of the state of Oregon to address land use and growth management issues of common interest.

**Article III.
COMMITTEE MEMBERSHIP**

Section 1. Membership

a. The Committee will be made up of representatives of the following:

| | |
|---|-----------|
| Multnomah County Commission | 1 |
| Citizens of Multnomah County | 1 |
| Largest City in Multnomah County (excluding Portland) | 1 |
| Cities in Multnomah County | 1 |
| | |
| City of Portland | 2 |
| | |
| Clackamas County Commission | 1 |
| Citizens of Clackamas County | 1 |
| Largest City in Clackamas County | 1 |
| Cities in Clackamas County | 1 |
| | |
| Washington County Commission | 1 |
| Citizens of Washington County | 1 |
| Largest City in Washington County | 1 |
| Cities in Washington County | 1 |
| | |
| Metro Council | 2 |
| | |
| State Agency Council | 1 |
| | |
| TOTAL | 17 |

b. Members from jurisdictions shall be elected officials.

c. Alternates shall be appointed to serve in the absence of the regular members.

d. Members and alternates shall be capable of representing the policy interests of their jurisdiction, agency, or constituency at all meetings of the Committee.

Section 2. Appointment of Members and Alternates

a. Members and alternates from the City of Portland, the Counties of Multnomah, Clackamas, and Washington, and the largest cities of Multnomah, Clackamas, and Washington

counties, excluding Portland, shall be appointed by the jurisdiction. The member and alternate will serve until removed by the appointing jurisdiction.

b. Members and alternates from the cities of Multnomah, Clackamas, and Washington counties, excluding Portland and the remaining largest city from each county, will be appointed by those cities represented and in a manner to be determined by those cities. The member and alternate will be from different jurisdictions. The member and alternate will serve two-year terms. In the event the member's position is vacated, the alternate will automatically become member and complete the original term of office.

c. Members and alternates from the Metropolitan Service District will be appointed by the Presiding Officer of the Metro Council and will represent a broad cross-section of geographic areas. The members and alternates will serve until removed by the Presiding Officer of the Metro Council.

d. Members and alternates representing citizens will be appointed using the following process:

1) Metro will advertise citizen openings on the Committee throughout the region, utilizing, at a minimum, recognized neighborhood associations and citizen planning organizations. Interested citizens will be asked to submit an application/statement of interest on forms provided by Metro.

2) Metro will collect the applications and sort them by county.

3) The members of RPAC from within each county will caucus by county, with Portland included in Multnomah County, to review the applications and select a citizen member and alternate from each county from that pool of applicants.

4) Citizen members and alternates will serve two-year terms. In the event the member's position is vacated, the alternate will automatically become the member and complete the original term of office.

e. Members and alternates from the State Agency Council will be chosen by the Chairperson of that body. The member and alternate will serve until removed by the Chairperson.

Article IV.

MEETINGS, CONDUCT OF MEETINGS, AND QUORUM

a. Regular meetings of the Committee shall be held monthly at a time and place established by the Chairperson. Special or emergency meetings may be called by the Chairperson or a majority of the members of the Committee.

b. A majority of the members (or designated alternates) shall constitute a quorum for the conduct of business. The act of a majority of those present at meetings at which a quorum is present shall be the act of the Committee.

c. Subcommittees to develop recommendations for RPAC may be appointed by the Chairperson. The Chairperson will consult with the full membership of the Committee at a regularly scheduled meeting on subcommittee membership and charge. Subcommittee members shall include RPAC members and/or alternates, and can include outside experts.

d. All meetings shall be conducted in accordance with Robert's Rules of Order, Newly Revised.

e. The Committee may establish other rules of procedure as deemed necessary for the conduct of business.

f. Each member, or designated alternate in the absence of the member, shall be entitled to one (1) vote on all issues presented at regular or special meetings of the Committee. The Chairperson shall vote only in the event of a tie.

g. Unexcused absence from regularly scheduled meetings for three (3) consecutive months shall require the Chairperson to notify the appointing body with a request for remedial action.

h. The Committee shall make its reports and findings public and shall forward them to the Metro Council.

i. Metro shall provide staff, as necessary, to record the actions of the Committee and to handle Committee business, correspondence, and public information.

Article V. OFFICERS AND DUTIES

a. The Chairperson and Vice-Chairperson shall be designated by the Metro Presiding Officer.

b. The Chairperson shall preside at all meetings, and shall be responsible for the expeditious conduct of the Committee's business.

c. In the absence of the Chairperson, the Vice-Chairperson shall assume the duties of the Chairperson.

Article VI.
TECHNICAL ADVISORY COMMITTEES

- a. The Committee shall solicit and take into consideration the alternatives and recommendations of the appropriate technical advisory committees in the conduct of its business.
- b. Existing technical advisory committees for solid waste, urban growth management, water resources, and natural areas will be continued to advise on their respective subject areas.
- c. The Metro Council or the Committee, can appoint special technical advisory committees, task forces, and other bodies as it and the Committee determine a need for such bodies.

Article VII.
AMENDMENTS

- a. These by-laws may be amended by a two-thirds vote of the full membership of the Committee and a majority vote of the Metro Council.
- b. Written notice must be delivered to all members and alternates at least 30 days prior to any proposed action to amend the by-laws.

Article VIII.
SUNSET

- a. These by-laws shall be deemed null and void three (3) years from the date of their adoption by the Metro Council.
- b. Prior to adopting new by-laws for RPAC, the Metro Council, in consultation with the Committee shall evaluate the adequacy of the membership structure included in these by-laws for representing the diversity of views in the region.

Meeting Date: September 26, 1991
Agenda Item No. 7.2

RESOLUTION NO. 91-1494B



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: September 19, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NOS. 7.2, 7.3 AND 7.4

Resolution Nos. 91-1494B, 91-1505B, and 91-1507 have been printed several times in both Regional Facilities Committee and Council agenda packets. A supplemental packet containing the three resolutions, committee reports, in-house correspondence and all other supporting data has been printed separately and will be distributed to Councilors in advance and available at the Council meeting September 26. If you wish to obtain a supplemental information packet, contact the Clerk at ext. 206.

REGIONAL FACILITIES COMMITTEE REPORT

RESOLUTION NO. 91-1494B, AUTHORIZING THE EXECUTION OF A SALE AGREEMENT FOR THE ACQUISITION OF THE SEARS FACILITY

Date: September 12, 1991

Presented by: Councilor Knowles

COMMITTEE RECOMMENDATION: At its September 10, 1991 meeting the Regional Facilities Committee voted 4-1 to recommend Council approval of Resolution No. 91-1494B. Voting aye were Councilors Knowles, Bauer, Buchanan, and McFarland. Councilor Gardner voted no.

COMMITTEE DISCUSSION/ISSUES: Chair Knowles explained that Resolution No. 91-1494B was substantially the same as the version of the resolution the committee had approved earlier, with the deletion of the exemption of the design/build RFQ/RFP process from competitive bidding requirements.

Councilor Buchanan asked for clarification of the contents of Resolution No. 91-1494B. Committee staff Casey Short explained that the committee had approved the "A" version of Resolution No. 91-1494 at its August 27 meeting. That earlier version authorized the Executive Officer to execute a sale agreement for purchase of the Sears facility, and exempted the RFQ/RFP process from competitive bidding requirements. Subsequent to that approval, counsel had recommended the two parts of the resolution be separated. Just prior to consideration of 91-1494B, the committee approved Resolution No. 91-1507, which authorized the exemption. The amended, "B" version of 91-1494 now contains only the authorization to execute the sale agreement, as well as other provisions relating to Council approval of the sale closing and analysis of the parking garage option.

Councilor Gardner announced his intention to vote no on the resolution because of his doubts regarding the basic sale itself, which he had discussed at the August 27 meeting.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING)
THE EXECUTION OF A SALE)
AGREEMENT FOR THE ACQUISITION OF)
THE SEARS FACILITY [AND EXEMPTING)
THE HEADQUARTERS RFQ/RFP PROCESS)
FROM COMPETITIVE BIDDING PROCESS)
PURSUANT TO METRO CODE 2.04.041]

RESOLUTION NO. 91-1494 - B
Introduced by Rena Cusma,
Executive Officer

WHEREAS, in October 1990 the Council of the Metropolitan Service District approved Resolution No. 90-1338 which authorized the execution of a sale agreement for the acquisition of the Sears facility as the site for Metro's administrative offices and authorized an alternative procurement process for selected contracts; and

WHEREAS, Resolution No.90 - 1338 provided for a due diligence period which conditioned the closing of the sale agreement by a determination by Metro of the suitability of the Sears facility as the Metro headquarters facility; and

WHEREAS, upon completion of the extended due diligence efforts, Metro's Relocation Task Force informed the owners of the Sears facility that the study had shown that the Sears facility, including the adjacent garage, was not economically suitable and allowed the initial sale agreement to lapse; and

WHEREAS, an unsolicited proposal indicated the possibility of renovation of the Sears building, excluding the adjacent parking garage, as the new Metro Headquarters Building within an economically acceptable budget; and

WHEREAS, the Executive Officer and the Relocation Task Force have reviewed the proposal and recommend the execution of a sale agreement, attached as Exhibit A, which provides for the closing of the sale of the Sears facility upon the satisfactory receipt and acceptance by Metro of a proposal to renovate the Sears building into Metro headquarters and for an independent series of options to purchase the adjacent garage facility; and

~~[WHEREAS, Metro staff, at the direction of the Relocation Task Force, commenced the preparation of a two-step design/build procurement (RFQ/RFP) process for the renovation of the Sears building; and]~~

~~[WHEREAS, the RFQ phase of such procurement process has been completed with the selection of three highly qualified design/build teams who would compete at the proposed RFP phase of the design/build procurement process; and]~~

~~[WHEREAS, the alternative design/build RFQ/RFP process will enable Metro to procure a renovated Headquarters building of high quality at reduced costs and will not encourage favoritism or substantially diminish competition; and]~~

~~[WHEREAS, the design/build procurement method has been employed successfully by other governments and is recognized as a modern and innovative contracting method;]~~

~~[WHEREAS, adequate time for a full "lowest bid" bid process is not available prior to the Sears facility Owners' stated deadline for the closing of the Sale Agreement.]~~

~~[WHEREAS, Resolution No. 91-1505 acts simultaneous with this Resolution to authorized the issuance of the design/build RFP and to ratify the previous issuance of the design/build RFQ and the selection of three highly qualified teams to continue in the design/build competition.]~~

BE IT RESOLVED,

1. That the Council renews its selection of the Sears facility as the site for Metro's new Headquarters Building.
2. That the Council hereby authorizes the Executive Officer to execute the the attached sale agreement and promissory note, Exhibit A, for the acquisition of the Sears facility.
3. That prior approval of the Council shall be required before the Executive Officer proceeds to closing of the Sale Agreement.
4. That the Council hereby directs the Executive Officer to undertake a financial analysis of the adjacent parking garage as a basis for a Council decision on the acquisition of that facility.

~~[BE IT FURTHER RESOLVED,~~

- ~~1. That the Council, acting as the Contract Review Board of the Metropolitan Service District, adopts the finds attached as Exhibit B.~~
- ~~2. That the Contract Review Board hereby exempts the Headquarters project design/build RFQ/RFP from competitive bidding process pursuant to Metro Code 2.04.041.]~~

ADOPTED by the Council of the Metropolitan Service District this ____ day of September, 1991.

Tanya Collier
Presiding Officer

Meeting Date: September 26, 1991
Agenda Item No. 7.3

RESOLUTION NO. 91-1505B



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: September 19, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NOS. 7.2, 7.3 AND 7.4

Resolution Nos. 91-1494B, 91-1505B, and 91-1507 have been printed several times in both Regional Facilities Committee and Council agenda packets. A supplemental packet containing the three resolutions, committee reports, in-house correspondence and all other supporting data has been printed separately and will be distributed to Councilors in advance and available at the Council meeting September 26. If you wish to obtain a supplemental information packet, contact the Clerk at ext. 206.

REGIONAL FACILITIES COMMITTEE REPORT

RESOLUTION NO. 91-1505B, AUTHORIZING THE ISSUANCE OF METRO HEADQUARTERS PROJECT DESIGN/BUILD RFP

Date: September 12, 1991

Presented by: Councilor Knowles

COMMITTEE RECOMMENDATION: At its September 10, 1991 meeting the Regional Facilities Committee voted 5-0 to recommend Council approval of Resolution No. 91-1505B.

COMMITTEE DISCUSSION/ISSUES: Neil Saling and Berit Stevenson presented the staff report. Mr. Saling reviewed the RFQ/RFP process for the Sears project, saying that 9 design/build teams had responded to the RFQ and six of those are being interviewed. Three teams will be selected to receive and respond to the RFP. He pointed out that the space program, which is part of the RFP, will be somewhat modified, and the team selected to do the work will prepare a final space program.

Ms. Stevenson gave an overview of the RFP, part of which was prepared by BOOR/A and the rest by staff. Each of the three selected teams will receive a \$25,000 honorarium to help defray the costs of preparing their response to the RFP. She discussed the project schedule, which calls for completion of the project by December 11, 1992; that's a tight schedule, but all the teams agree it can be done. The RFP also includes instructions to bidders, description of existing conditions, general conditions, and elements of the program specific to the design/build program. The RFP asks for a price estimate for the base building, with the opportunity to suggest alternatives. Proposals will be evaluated by a technical team and then by a jury, which will make a final recommendation to the Executive Officer and the Council. The composition of the jury is not final, though it could include representatives of the Council, the Metro E-R Commission, the Executive Officer, and the Regional Facilities Department. Following selection of the winning team, the contract will be negotiated to determine final obligations, including cost.

Mr. Saling said that the design/build process has numerous advantages, including a savings of time to allow completion of the project by next December. Councilor McFarland said she was not willing to lose ground on other fronts - such as cost - simply to save time.

Councilor Gardner asked how final is the building program, and whether there will be opportunity later to modify it. Ms. Stevenson said there will be a two to three month period following the contract award for Metro to work with the team to develop a final building program. Councilor Gardner said there were a couple of details in the building program he would like the Council to have the opportunity to work on, specifically dealing with Council's space.

Councilor Knowles asked if the RFP included removal of the building facade, and if it included the addition of windows. Ms. Stevenson said it did include windows, but the disposition of the facade would be up to the proposers.

Committee staff Casey Short asked whether the resolution would need to include the entire RFP. General Counsel Dan Cooper said that technical addenda could be included after Council's approval. Chair Knowles said he would interpret the motion to recommend approval of the resolution to include the fact that Council has the complete RFP document.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING)
THE ISSUANCE OF METRO)
HEADQUARTERS PROJECT)
DESIGN/BUILD RFP AND RATIFYING)
THE PREVIOUSLY ISSUED RFO)

RESOLUTION NO. 91-1505-B
Introduced by Rena Cusma,
Executive Officer

WHEREAS, simultaneous with this Resolution, the Metro Council is expected to approve Resolution No. 91-1494 which would authorize the execution of a sale agreement for the acquisition of the Sears facility as the site for Metro's administrative offices and to exempt the Metro Headquarters Design/Build RFQ/RFP from the competitive bidding process; and

WHEREAS, Metro Code at Section 2.04.033 requires the approval of the Metro Council prior to the issuance of Request for Proposal, attached as Exhibit A.

WHEREAS, Metro staff, in order to maintain the project schedule, have issued the Headquarters Project Design/Build RFO and have selected three qualified teams to continue participating in the design/build competition.

BE IT RESOLVED, that the Council of the Metropolitan Service District, simultaneous with their approval of Resolution No. 91-1494, hereby authorizes the issuance of the Metro Headquarters Project Design/Build RFP, ratifies the previously issued Metro Headquarters Project Design/Build RFO and authorizes the Executive Officer to make final selection of three qualified design/build teams as eligible to respond to the RFP.

ADOPTED by the Council of the Metropolitan Service District this ___ day of September, 1991.

Tanya Collier
Presiding Officer

Meeting Date: September 26, 1991
Agenda Item No. 7.4

RESOLUTION NO. 91-1507



METRO

Memorandum

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

DATE: September 19, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NOS. 7.2, 7.3 AND 7.4

Resolution Nos. 91-1494B, 91-1505B, and 91-1507 have been printed several times in both Regional Facilities Committee and Council agenda packets. A supplemental packet containing the three resolutions, committee reports, in-house correspondence and all other supporting data has been printed separately and will be distributed to Councilors in advance and available at the Council meeting September 26. If you wish to obtain a supplemental information packet, contact the Clerk at ext. 206.

BEFORE THE CONTRACT REVIEW BOARD OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF [AUTHORIZING)
THE EXECUTION OF A SALE)
AGREEMENT FOR THE ACQUISITION OF)
THE SEARS FACILITY AND] EXEMPTING)
THE HEADQUARTERS RFQ/RFP PROCESS)
FROM COMPETITIVE BIDDING PROCESS)
PURSUANT TO METRO CODE 2.04.041)

RESOLUTION NO. 91-1507
Introduced by Rena Cusma,
Executive Officer

WHEREAS, in October 1990 the Council of the Metropolitan Service District approved Resolution No. 90-1338 which authorized the execution of a sale agreement for the acquisition of the Sears facility as the site for Metro's administrative offices and authorized an alternative procurement process for selected contracts; and

WHEREAS, Resolution No.90 - 1338 provided for a due diligence period which conditioned the closing of the sale agreement by a determination by Metro of the suitability of the Sears facility as the Metro headquarters facility; and

WHEREAS, upon completion of the extended due diligence efforts, Metro's Relocation Task Force informed the owners of the Sears facility that the study had shown that the Sears facility, including the adjacent garage, was not economically suitable and allowed the initial sale agreement to lapse; and

WHEREAS, an unsolicited proposal indicated the possibility of renovation of the Sears building, excluding the adjacent parking garage, as the new Metro Headquarters Building within an economically acceptable budget; and

WHEREAS, the Executive Officer and the Relocation Task Force have reviewed the proposal and recommend the execution of a sale agreement, [~~attached as Exhibit A~~], which provides for the closing of the sale of the Sears facility upon the satisfactory receipt and acceptance by Metro of a proposal to renovate the Sears building into Metro headquarters [~~and for an independent series of options to purchase the adjacent garage facility~~]; and

WHEREAS, Metro staff, at the direction of the Relocation Task Force, commenced the preparation of a two step design/build procurement (RFQ/RFP) process for the renovation of the Sears building; and

WHEREAS, the RFQ phase of such procurement process has been completed with the selection of three highly qualified design/build teams who would compete at the proposed RFP phase of the design/build procurement process; and

WHEREAS, the alternative design/build RFQ/RFP process will enable Metro to procure a renovated Headquarters building of high quality at reduced costs and will not encourage favoritism or substantially diminish competition; and

WHEREAS, the design/build procurement method has been employed successfully by other governments and is recognized as a modern and innovative contracting method;

WHEREAS, adequate time for a full "lowest bid" bid process is not available prior to the Sears facility Owners' stated deadline for the closing of the Sale Agreement.

WHEREAS, Resolution No. 91-1505 acts simultaneous with this Resolution to authorized the issuance of the design/build RFP and to ratify the previous issuance of the design/build RFO and the selection of three highly qualified teams to continue in the design/build competition.

BE IT RESOLVED,

- ~~1. That the Council renews its selection of the Sears facility as the site for Metro's new Headquarters Building.~~
- ~~2. That the Council hereby authorizes the Executive Officer to execute the the attached sale agreement and promissory note, Exhibit A, for the acquisition of the Sears facility.~~
- ~~3. That prior approval of the Council shall be required before the Executive Officer proceeds to closing of the Sale Agreement.~~
- ~~4. That the Council hereby directs the Executive Officer to undertake a financial analysis of the adjacent parking garage as a basis for a Council decision on the acquisition of that facility.~~

~~BE IT FURTHER RESOLVED],~~

1. That the [~~Council, acting as the~~] Contract Review Board of the Metropolitan Service District, adopts the finds attached as Exhibit B.

2. That the Contract Review Board hereby exempts the Headquarters project design/build contract [RFQ/RFP] from competitive bidding process pursuant to Metro Code 2.04.041, subject to the requirement that the Executive Officer utilize the RFO/RFP process authorized by the Council by Resolution 91-1505 - B.

ADOPTED by the Council of the Metropolitan Service District this ____ day of September, 1991.

Tanya Collier
Presiding Officer

Exhibit B

FINDINGS

Metro Headquarters Design/build RFQ/RFP Process

As required by ORS 279.015(2)(a), the Metropolitan Service District Contract Review Board finds that exempting the Metro Headquarters Project design/build RFQ/RFP process from the competitive bidding process is unlikely to encourage favoritism or substantially diminish competition because:

1. The RFO process allows wide open competition for any and all interested parties to participate in the competition thereby discouraging favoritism.
2. After the RFO stage is completed, the three selected design/build teams will submit proposals which will be judged against the identified Metro budget for the work. Price will be a significant evaluation criteria and it is expected that each proposer will aggressively solicit and receive sub-bids from the local contracting community, thereby maintaining the usual degree of competition at the subcontractor level..
3. The RFP will require the successful design/build team to solicit and receive at least three bids for all elements of the tenant improvement work; to conduct all bid openings with a Metro representative present; and to award subcontracts to the bidder who's bid reflects the best value at the lowest cost, thus maintaining the usual level of competition for the tenant improvement work.

As required by ORS 279.015(2)(a), the Metropolitan Service District Contract Review Board finds that exempting the Metro Headquarters Project design/build RFQ/RFP process from the competitive bidding process will result in substantial cost savings because:

1. The design/build process is a "fast track" method which compresses the typical project schedule by simultaneously selecting design and construction services and by allowing the design/build contractor to commence initial elements of the project (demolition, ordering/fabrication of long-lead items) while the design process of other items is underway. This will lower the overall cost of the project to Metro by shortening the time period where Metro will incur expense for project supervision and overhead.
2. The design/build process usually results in fewer change orders because the responsibility of faulty design is shifted to the design/build contractor. This results in a lower cost to the public agency.
3. The time, expense and effort to develop detailed contract documents required for accurate bids will be avoided, thus allowing Metro to preserve valuable staff time and meet the closing deadline.
4. By using a "fast track" method, Metro will save costs of paying rent for its existing facility because it will be better able to find a sub-tenant for its remaining lease obligation at 2000 SW First Ave. by moving into the new headquarters building on an expedited basis. Following a traditional design then bid method will result in a significantly longer period where Metro will be paying rent for its existing headquarters.

Meeting Date: September 26, 1991
Agenda Item No. 7.5

RESOLUTION NO. 91-1504



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503-221-1646

Memorandum

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 7.5; RESOLUTION NO. 91-1504

The Regional Facilities Committee report on Resolution No. 91-1504 will be distributed in advance to Councilors and available at the Council meeting on September 26.

BEFORE THE CONTRACT REVIEW BOARD
OF THE METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING) RESOLUTION NO. 91-1504
EXEMPTION TO THE REQUIREMENT OF)
COMPETITIVE BIDDING PURSUANT TO)
METRO CODE 2.04.041 (c) AND) Introduced by the
APPROVING PORTLAND GENERAL ELECTRIC) Executive Officer
AS A SOLE SOURCE CONTRACTOR)
PURSUANT TO METRO CODE 2.04.060)

WHEREAS, Utility costs amount to approximately 50% of the operating portion of the Zoo Facilities Management Division Materials and Services budget and;

WHEREAS, Portland General Electric provides a service to commercial customers that audits electrical and natural gas usage and determines the energy efficiency of those uses and;

WHEREAS, Portland General Electric has proposed a two-year program and has committed \$84,000 to pay for the audit and;

WHEREAS, \$42,000 has been budgeted this fiscal year to implement energy conservation measures equal to year one costs of the audit; and

WHEREAS, the selection of Portland General Electric to perform the energy audit will result in substantial long-term cost savings and will not encourage favoritism or substantially diminish competition; now, therefore,

BE IT RESOLVED,

1. That the Contract Review Board of the Metropolitan Service District adopts the findings in EXHIBIT A. (~~FINDINGS~~)-1.

2. That the Contract Review Board authorizes exemption to the competitive bidding requirements of Metro Code Section 20.04.041 (c) and approves entering into a two year sole source agreement with Portland General Electric in substantially the form as shown in EXHIBIT B.

ADOPTED by the Contract Review Board of the Metropolitan Service District this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

EXHIBIT A

FINDINGS

AS REQUIRED BY ORS 279.015(2)(a), the Metropolitan Service District Contract Review Board finds that exempting the Metro Washington Park Zoo, Portland General Electric sole source agreement process from the competitive bidding process is unlikely to encourage favoritism or substantially diminish competition because:

1. Portland General Electric is a legal monopoly, and, as such, competition is not available for this process in their customer areas.

AS REQUIRED BY ORS 279.015(2)(a), the Metropolitan Service District Contract Review Board finds that exempting Portland General Electric from the competitive bidding process will result in substantial cost savings because:

1. The time, expense and effort to develop detailed contract documents required for competitive bidding will be saved, thus allowing Metro Washington Park Zoo to preserve valuable staff time and meet the project deadline.

JM:lmm:PGE/3

Portland General Electric

EXHIBIT B

COMMERCIAL RETROFIT AGREEMENT (LEVEL II ENERGY ANALYSIS)

THIS is an AGREEMENT between Portland General Electric Company ("PGE") and Metro Washington Park Zoo ("Participant") with regard to the commercial building or buildings located at 4001 SW Canyon Rd., Portland ("Facility").

WHEREAS PGE is offering an energy efficiency program to commercial property owners and managers within its service territory, which program makes available to owners and managers a Level II analysis of energy usage in their Facility and recommendations for cost effective Energy Conservation Measures ("ECMs") for that Facility; and

WHEREAS Participant is a commercial property owner or manager who wishes to have PGE perform or obtain such an analysis of the Facility on its behalf to obtain information about Energy Conservation Measures;

In consideration of the mutual promises contained herein, the parties hereby agree as follows:

PGE's Obligations:

1. PGE shall provide an analysis of the Facility's energy use ("Energy Analysis"). The Energy Analysis shall be presented to the Participant in the form of a report that contains a list of building systems affected, a list of proposed ECMs, and an analysis of the cost of the ECMs relative to the estimated energy savings. PGE shall provide this Energy Analysis at no cost to Participant if the Energy Analysis contains no ECMs with a simple payback of three years or less, or if: (1) Participant actually implements one or more of the ECMs in the Facility as described below, and (2) the cost of implementation meets or exceeds the cost of the Energy Analysis. If Participant fails to implement one or more of the ECMs within the time allowed or if the cost of implementation does not meet or exceed the cost of the Energy Analysis, the Energy Analysis shall be provided at the cost described below.

2. Upon receipt of an Installation Verification Form completed by the Participant that indicates one or more ECMs have been installed in the Facility, PGE shall visit the Facility to verify that the ECMs have been installed. PGE shall provide confirmation of its findings to Participant in writing.

Participant's Obligations:

1. As long as the Energy Analysis contains one or more ECMs with a simple payback of three years or less, if Participant fails to begin installation of one or more ECMs ~~with a simple payback of three years or less~~ ^{see attachment (A)} of the Energy Analysis, or if the cost of the Energy Analysis exceeds the cost of the ECMs implemented by Participant, Participant agrees to reimburse PGE for the cost of such Energy Analysis less the cost of the ECMs actually implemented by Participant less \$300. Such reimbursement shall be paid within 30 days of invoice from PGE. ~~Notwithstanding the foregoing, the maximum amount which the Participant will be required to reimburse is \$XXXXXXXXXX.~~

~~See attachment (B)~~
2. If Participant installs one or more ECMs in the Facility, Participant shall provide PGE with a completed Installation Verification Form that indicates which ECMs have been installed and the date of installation.

3. Participant agrees to install and service such ECMs in accordance with manufacturers' specifications and recommended practices..

Additional Terms and Conditions:

1. Within two years following installation of the ECMs, and upon reasonable notice, Participant agrees to give PGE access to Facility for the purpose of observing and monitoring, at PGE's expense, the operation of the ECMs at the Facility. PGE may use the information obtained from the observation and monitoring in its own promotional and informational publications. PGE shall inform Participant how the information will be used prior to its publication.

2. Upon request, Participant agrees to provide to PGE or allow PGE access to monthly electrical usage information from the Facility for use in developing case studies for promotional purposes.

3. PGE's liability under this Agreement is expressly limited to the amounts expended by PGE to obtain the Energy Analysis for the Facility. PGE shall not be liable to Participant for any cost, damage, claim or expense, whether in tort, including negligence, or otherwise, including, but not limited to, any special, consequential or incidental damages, arising out of the Commercial Retrofit Program, this Agreement, or any activities associated with or arising from this Agreement.

4. Participant shall defend, indemnify and hold PGE and its employees, agents and assigns harmless from any and all liability for injury or damages to persons or property arising wholly or in part from any act or omission of Participant, its subcontractors, agents or employees in the design, operation or use of the Facility.

5. PGE, its employees, and its consultants do not warrant that the installation of any ECM complies with applicable laws, regulations, codes or industry standards, nor that installation of any of the ECMs will necessarily result in any energy savings or in any measurable energy-related benefit. PGE, its employees, and its consultants make no warranties of any kind regarding installation of the ECMs.

6. Participant agrees to hold harmless, indemnify and defend PGE from any claims, cost, damage or expense arising from misrepresentations of energy savings or benefits by Participant to third parties.

7. This Agreement may not be assigned, in whole or in part, by Participant without the express written consent of PGE.

8. This Agreement is the entire agreement between the parties and supersedes all other communications and representations, whether oral or written.

9. This Agreement may only be modified in writing and the modification must be signed by both parties.

10. In the event that either party initiates any action or suit to enforce the terms of this Agreement, the prevailing party shall be entitled to its costs, expenses, and attorney fees incurred prior to, or at, trial and on any appeal.

I HAVE READ AND AGREE TO THE TERMS AND CONDITIONS CONTAINED AND DESCRIBED HEREIN.

PARTICIPANT:

By _____
Please Print

By _____
Signature

Date _____

PORTLAND GENERAL ELECTRIC COMPANY

By _____
Please Print

By _____
Signature

Date _____

ATTACHMENT (A):

Within one fiscal year of receipt

ATTACHMENT (B):

"Notwithstanding the foregoing, the maximum amount which the participant will be required to reimburse is \$42,000 for fiscal year 91/92 and \$42,000 for fiscal year 92/93, and in no event must the participant reimburse PGE for energy analysis costs if the participant implements all of the ECM's that have a simple payback of 3 years or less. If however, the ECM's with a simple payback of 3 years or less, exceed the amount budgeted in each of the fiscal years, PGE will extend the terms to allow for completion of installation in the following fiscal year without penalty.

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 91-1504 FOR THE PURPOSE OF AUTHORIZING EXEMPTION TO THE REQUIREMENT OF COMPETITIVE BIDDING PURSUANT TO METRO CODE 2.04.041(c) AND APPROVING A SOLE SOURCE AGREEMENT WITH PORTLAND GENERAL ELECTRIC PURSUANT TO METRO CODE 2.04.060

Date: August 30, 1991 Presented by: Judy Munro

PROPOSED ACTION:

Exemption from competitive bidding of a two year sole source agreement with Portland General Electric to provide energy audit services for all buildings at Metro Washington Park Zoo. Portland General Electric provides a service to commercial customers that audits electrical and natural gas usage and determines the energy efficiency of those uses.

FACTUAL BACKGROUND AND ANALYSIS:

The Metro Washington Park Zoo recognizes that utility costs amount to approximately 50% of the operating portion of the Facilities Management Division Materials and Services budget and have been taking independent measures to decrease those costs. Portland General Electric provides a service to commercial customers that will assess all electrical and natural gas usages within the site and determine the energy efficiency of those uses.

They have proposed a two year program and have committed a total of \$84,000 to pay for the audit. This audit, which is completed by an independent engineering firm specializing in such measurements, will then recommend capital improvements which will provide a payback based on energy conservation within three years or less. If the audit reveals no energy conservation measures, with a three year payback, Metro Washington Park Zoo is not responsible for any portion of the cost of the energy audit.

Forty-two thousand dollars has been budgeted this fiscal year to implement energy conservation measures equal to Year One costs of the audit. Engineering estimates, based on similar audits in other commercial facilities, have yielded savings of up to 20% per year once all measures are implemented. Based on projected expenditures for fiscal year 91/92 and, after Phase II of the implementation in fiscal year 92/93 is completed, we could experience savings of between \$90,000 and \$125,000 per year.

Staff recommends approval of the exemption to sign a two year sole source agreement (EXHIBIT B) with Portland General Electric.

EXECUTIVE OFFICER'S RECOMMENDATION:

The Executive Officer recommends approval of Resolution No. 91-1504.

JEM:PGE/1

Meeting Date: September 26, 1991
Agenda Item No. 7.6

RESOLUTION NO. 91-1503

SOLID WASTE COMMITTEE REPORT

CONSIDERATION OF RESOLUTION NO. 91-1503 FOR THE PURPOSE OF AUTHORIZING AN EXEMPTION TO THE REQUIREMENT TO SOLICIT COMPETITIVE PROPOSALS FOR AMENDMENT NO. 2 TO THE CONTRACT WITH R.W. BECK & ASSOCIATES, PROVIDING ADDITIONAL PERFORMANCE TEST MONITORING FOR THE RIEDEL COMPOST FACILITY

Date: September 18, 1991

Presented by: Councilor McFarland

Committee Recommendation: At the September 17 meeting, the Committee voted unanimously to recommend Council adoption of Resolution 91-1503. Voting in favor: Councilors DeJardin, McFarland, McLain and Wyers.

Committee Issues/Discussion: Metro has contracted with R.W. Beck and Associates to provide performance testing related to the Riedel Compost Facility. Payment under the original contract was limited to \$150,000 based on the assumption that testing would be completed by August 8, 1991. The contract may be amended to provide for additional testing with an adjustment in maximum allowable payment.

The Riedel facility has not met the required performance tests. The staff report notes that "though Riedel is continually learning and making adjustments, there is no definite end in sight." As a result, testing services provided by R.W. Beck may be required for up to several more months.

The Solid Waste Department is requesting an amendment to the contract to increase the allowable cost to \$300,000 and extend the length of the contract to March 31, 1992. The council will be asked to approve two documents: a budget amendment ordinance and Resolution 91-1503 which provides an exemption from the Metro Code requirement to obtain competitive proposals for the additional testing work to be performed.

Staff contends that an exemption is warranted because R.W. Beck has: 1) a familiarity with solid waste composting processes, 2) performed well under the existing contract, 3) developed a knowledge and experience with the Riedel facility that could not be transferred to another contractor, and 4) offered to continue providing services at the rates negotiated in the original contract.

Staff advised the committee that funding from the original contract is now exhausted and no performance testing is being conducted. Committee members supported the need for additional testing in light of continuing odor-related problems at the facility.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

To: Solid Waste Committee Members

From: John Houser, Council Analyst

Date: September 10, 1991

Re: Resolution No. 91-1503, For the Purpose of Authorizing an Exemption to the Requirement to Solicit Competitive Proposals for Amendment No. 2 to the Contract with R.W. Beck & Associates, Providing Additional Performance Test Monitoring For the Riedel Compost Facility

Resolution No. 91-1503 has been scheduled for consideration by the committee at the September 17, 1991 meeting.

Background

Metro has contracted with R.W. Beck and Associates to provide performance testing related to the Riedel Compost Facility. The original contractual terms placed a limit of \$150,000 on payments to R.W. Beck. This limit was based on the assumption that testing would be completed by August 8, 1991. The contract does provide that if further testing is needed the contract can be amended to adjust the maximum allowable cost.

The Riedel facility has not met the required performance tests and Metro has provided a one-month extension ending September 9, 1991. The staff report notes that "Though Riedel is continually learning and making adjustments, there is no definite end in sight." As a result, the testing services provided by R.W. Beck may be required for a period of several additional months.

Beck anticipates that the original contract amount will be fully spent by the end of September. The department is therefore requesting an amendment to the contract to increase the maximum allowable cost to \$300,000. The contract would be extended through March 31, 1992.

The council will be asked to approve two documents: a budget amendment ordinance that will be considered by the Finance Committee, and this resolution which provides an exemption from the Metro Code requirement (2.04.054 (a) (3)) to obtain competitive proposals for the additional testing work to be performed.

The staff report on the resolution notes that an exemption is warranted because R.W. Beck has: 1) a familiarity with composting facility, 2) performed well under the existing contract, 3) developed a knowledge and experience with the Riedel facility that

could not be transferred to another contractor, and 4) offered to continue providing services at the rates negotiated in the original contract.

The additional funding would be provided from the Waste Reduction Alternative Technology Program of the Engineering and Analysis Division of the Solid Waste Department. The amount requested is \$113,377. As a result of this transfer, the proposed dewatering station at Metro Central will be delayed.

Issues and Questions

The committee may wish to address the following issues and questions:

- 1) Were other potential sources of funding considered, and if so, what were they? How has the timeline for the dewatering station been changed?
- 2) Has Riedel been granted an additional extension and, if so, for how long?
- 3) What are Riedel's responsibilities related to the continuing need for performance testing?

BEFORE THE CONTRACT REVIEW BOARD OF THE
METROPOLITAN SERVICE DISTRICT

| | | |
|-----------------------------------|---|---------------------------|
| FOR THE PURPOSE OF AUTHORIZING AN |) | RESOLUTION NO. 91-1503 |
| EXEMPTION TO THE REQUIREMENT TO |) | |
| SOLICIT COMPETITIVE PROPOSALS FOR |) | Introduced by Rena Cusma, |
| AMENDMENT NO. 2 TO THE CONTRACT |) | Executive Officer |
| WITH R.W. BECK & ASSOCIATES, |) | |
| PROVIDING ADDITIONAL PERFORMANCE |) | |
| TEST MONITORING FOR THE RIEDEL |) | |
| COMPOST FACILITY |) | |

WHEREAS, The Metropolitan Service District (METRO) selected R.W. Beck & Associates on March 14, 1991 to provide consulting services for the performance testing of the Metro/Riedel Mass Composting Facility; and

WHEREAS, The terms of the contract are that Metro pay the consulting engineer on a time-and-materials basis for an amount not to exceed \$150,000; and

WHEREAS, The project will require additional performance test monitoring that could not have been anticipated at the time of award; and

WHEREAS, R.W. Beck is in the best position to perform the work for the lowest cost; and

WHEREAS, As required by Metro Code Section 2.04.054, the staff report submitted with this resolution contains findings demonstrating that it is impractical to solicit proposals to complete the work described in the original agreement; and

WHEREAS, It is necessary to extend the term and compensation limit in Metro's Agreement with R.W. Beck as specified in the attachment labeled "Amendment No. 2," and made part of this resolution by reference; and

WHEREAS, Funds necessary to complete the Performance Test monitoring under an amended R.W. Beck Agreement are available in the General Account but must be transferred under separate action of the Metro Council; and

WHEREAS, This resolution was submitted to the Executive Officer for consideration and was forwarded to the Contract Review Board for approval; now, therefore,

BE IT RESOLVED,

1. The Contract Review Board hereby exempts the attached contract Amendment No. 2 to the contract with R.W. Beck & Associates from the competitive procurement provisions of Metro Code Section 2.04.054(a)(3), to allow additional Performance test monitoring at the Metro/Riedel Mass Composting Facility.

2) The Executive Officer's authority to execute the attached contract amendment granted by this resolution, is contingent upon the transfer of funds necessary to carry out the amendment, by the Council of the Metropolitan Service District.

Adopted by the Contract Review Board of the Metropolitan Service District this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

**AMENDMENT NO. 2
TO THE CONTRACT BETWEEN R.W. BECK & ASSOCIATES AND
THE METROPOLITAN SERVICE DISTRICT, ENTITLED
"PROVIDE CONSULTING SERVICES FOR THE PERFORMANCE TEST OF
THE METRO/RIEDEL MASS COMPOSTING FACILITY"**

In exchange the for promises and other consideration set forth below and in the original agreement, the parties agree as follows:

Scope of Services, "Terms of Payment", Item 3, Page 6

Change: "the maximum amount to be paid by Metro to consulting engineer for services furnished and expenses reimbursed will be ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000)."

To: "the maximum amount to be paid by Metro to consulting engineer for services furnished and expenses reimbursed will be THREE HUNDRED THOUSAND AND NO/100THS DOLLARS (\$300,000)."

Scope of Services, "Term of Service", Item 1, Page 7

Change: "The term of this Contract shall expire on June 30, 1991."

To: "The term of this Contract shall expire on March 31, 1992."

All terms and conditions in the original agreement between the parties not specifically modified herein shall remain in full force and effect.

R.W. BECK & ASSOCIATES

METROPOLITAN SERVICE DISTRICT

BY: _____

BY: _____

DATE: _____

DATE: _____

CHANGE ORDER SUMMARY

PROJECT: Consulting Services to Monitor Testing and Acceptance phase of the Metro/Riedel Compost Facility

CONTRACTOR: R.W. Beck & Associates

CONTRACT NO.: 901746

BUDGET NO. 531-317400-52300-57413

DEPARTMENT: Solid Waste

FUND NAME General Account

THIS REQUEST IS FOR APPROVAL OF CHANGE NUMBER: 2

| | |
|--|-----------------------------------|
| 1. The original contract sum was | <u>\$150,000.00</u> |
| 2. Net change by previously authorized change order | <u>0</u> |
| 3. The contract sum prior to this request was | <u>\$150,000.00</u> |
| 4. Total amount of this change order request | <u>\$150,000.00</u> |
| 5. The new contract sum, including this change order | <u>\$300,000.00</u> |
| 6. The contract sum paid in FY 90-91 | <u>\$ 86,623.00</u> |
| 7. Fiscal Year appropriation for FY 91-92 | <u>(\$100,000) + (\$113,377)*</u> |

Line item name: Engineering Services

Estimated appropriation remaining as of 7/31/91 \$187,424

8. Start Date: July 1, 1991 Expire Date: March 31, 1992

REVIEW AND APPROVAL:

| | | | |
|--|------|---------------|------|
| Division Manager, Solid Waste Department | Date | Fiscal Review | Date |
| Director, Solid Waste Department | Date | Budget Review | Date |
| Director, Regional Facilities | Date | Legal Review | Date |

Comments: *\$100,000.00 transferred from Waste Reduction to General Account, Compost Facility

STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 91-1503 FOR THE PURPOSE OF AUTHORIZING AN EXEMPTION TO THE REQUIREMENT TO SOLICIT COMPETITIVE PROPOSALS FOR AMENDMENT NO. 2 TO THE CONTRACT WITH R.W. BECK & ASSOCIATES, PROVIDING ADDITIONAL PERFORMANCE TEST MONITORING FOR THE RIEDEL COMPOST FACILITY

Date: August 30, 1991

Presented By: Jim Watkins

FACTUAL BACKGROUND AND ANALYSIS

On March 14, 1991, Metro contracted with R.W. Beck & Associates (R.W. Beck) to provide consulting services for the Performance Test of the Metro/Riedel Mass Composting Facility. These services can be summarized as:

- Pretest Reviews
- Monitoring of the Performance Test
- Meetings & Post Test Reviews
- Assist Metro with Disputes

The terms of the contract are that Metro will pay the Consulting Engineer on a time and materials basis in an amount not to exceed \$150,000. The limit of \$150,000 was agreed to by both parties because it was assumed that the Performance Test monitoring would be completed within approximately three months, beginning May 6, 1991. The agreement stated that if the Performance Test period extended beyond the estimated time period an adjustment of the maximum allowable cost and contract period would be made by written amendment.

Metro's contract with Riedel provides that if the Facility failed to meet the Performance Standard by August 8, 1991, Riedel could be granted an extension of 547 days from the scheduled completion date plus any time extensions provided in the Service Agreement. To date, Metro has approved a one month extension that ends on September 9, 1991.

The original start date for the Performance Test was May 6, 1991. Riedel has, to date, rejected all batches of compost which has shifted the start date one day forward for each batch rejected. Though Riedel is continually learning and making adjustments, there is no definite end in sight, and process changes take weeks to evaluate. It is therefore contemplated that R.W. Beck's consulting services will be required for several more months. Since R.W. Beck will have expended the entire \$150,000 originally contracted for by mid-September, the amendment would allow further payments not to exceed \$150,000, for a total of \$300,000 and extend the term of the contract to March 31, 1992. Hopefully, Riedel will complete its performance test within this time frame.

Because the amount of this contract modification exceeds \$10,000, the competitive procurement procedures of Code Section 2.04.053 apply unless the initiating department as required by Code Section 2.04.054(a)(3) makes certain findings and the Contract Review Board grants an exemption. For the following reasons, an exemption is clearly justified in this instance.

First, there are fewer than three potential contractors qualified to provide the quality and type of services required. R.W. Beck was originally selected based on its familiarity with composting and knowledge of the Riedel facility. After completing four months of extensive monitoring and test results, R.W. Beck has gained knowledge and experience that cannot be matched by, or transferred to, a replacement contractor. R.W. Beck's work to date has been excellent, and its input and evaluations have benefitted both Metro and Riedel.

Second, the quality and type of services required make it unnecessary and impractical to solicit proposals. It is unnecessary, because Metro staff is satisfied with R.W. Beck's work, and R.W. Beck has agreed to continue working under its originally established rates. It is impractical to solicit proposals for the reasons stated above, and because it is unlikely that a new contractor could learn what it needs to know about this project quickly enough to provide the quality of services needed at a lower price.

BUDGET IMPACTS

The Waste Reduction Division currently has a \$100,000 appropriation level in FY 91-92 for consulting services at the Mass Composting Facility. For FY 91-92 R.W. Beck has approximately \$63,377 remaining on their original contract amount. To increase the contract amount from \$150,000 to \$300,000 would therefore require an increase of \$113,377 in the appropriation level. Since this project is currently being managed by the Engineering & Analysis Division, it is recommended that the \$100,000 in Waste Reductions Alternative Technology Program be transferred to the General Account, Engineering Services. The appropriation level can be made available in that account by delaying the proposed dewatering station at Metro Central. Execution of this contract amendment is contingent on this transfer of funds, which is proposed in Ordinance No. 91-425.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends Contract Review Board approval of Resolution No. 91-1503.

Meeting Date: September 26, 1991
Agenda Item No. 7.7

RESOLUTION NO. 91-1498



METRO

Memorandum

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 7.7; RESOLUTION NO. 91-1498

Resolution No. 91-1498 Exhibit A, Staff Report 103; Transportation Improvement Program; Proposed Program for Fiscal Years 1992 to Post 1995 Effective October 1, 1991 has been printed separately from the Council agenda packet. Supplemental packets will be distributed to Councilors in advance and available at the meeting September 26. Those parties wishing to obtain a copy may contact the Clerk at ext. 206. 2

TRANSPORTATION AND PLANNING COMMITTEE REPORT

CONSIDERATION OF RESOLUTION NO. 91-1498, FOR THE PURPOSE
OF ADOPTING THE FY 1992 TO POST 1995 TRANSPORTATION
IMPROVEMENT PROGRAM AND THE FY 1991 ANNUAL ELEMENT

Date: September 11, 1991

Presented by: Councilor Devlin

COMMITTEE RECOMMENDATION: At the September 10, 1991 meeting, the Committee voted unanimously to recommend Council adoption of Resolution No. 91-1498. Voting in favor were Councilors Bauer, Devlin, Gardner, McLain and Van Bergen.

COMMITTEE DISCUSSION/ISSUES: Transportation Director Andy Cotugno presented the staff report. He said that this annual update to the Transportation Improvement Program (TIP) will be the basis for receipt of federal transportation funds. He explained that the TIP incorporates into one document a variety of scheduling and cost updates as well as amendments through previously-adopted resolutions or administrative adjustments. He pointed out that historically the TIP has included funds authorized under the Surface Transportation Act. Since the current Act will soon expire, the funding has been estimated, and is subject to change when the new Act is approved.

Mr. Cotugno also addressed the issue of conformity with the Clean Air Act Amendments of 1990. He said that the federal agencies have adopted interim conformity guidelines which apply to the TIP, and that the TIP will be reviewed for compliance. This requires a determination that the TIP contributes to reductions in annual emissions for specified pollutants. He said that by October 1 staff will submit the TIP, along with a technical analysis and conformity determination, to EPA and USDOT. If the TIP conforms, staff will proceed with the normal adoption process and include a finding of interim conformity in the final published TIP. Amendments will be necessary if the analysis does not result in conformity.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF ADOPTING THE) RESOLUTION NO. 91-1498
FY 1992 TO POST 1995 TRANSPORTATION) Introduced by Rena Cusma,
IMPROVEMENT PROGRAM AND THE FY 1992) Executive Officer
ANNUAL ELEMENT)

WHEREAS, Projects using federal funds must be specified in the Transportation Improvement Program by the fiscal year in which obligation of those funds is to take place; and

WHEREAS, In accordance with the Metropolitan Service District-Intergovernmental Resource Center of Clark County Memorandum of Agreement, the Transportation Improvement Program has been submitted to the Intergovernmental Resource Center of Clark County for review and comment; and

WHEREAS, The Metropolitan Service District must certify compliance with the proposed policy on private enterprise participation in the Urban Mass Transportation Program; and

WHEREAS, The Metropolitan Service District must evaluate the program of transit projects included in the Transportation Improvement Program to ensure financial capacity to fund the capital improvements; and

WHEREAS, Some 1991 Annual Element projects may not be obligated by the end of FY 1991 and the exact time for their obligation is indeterminate; now, therefore,

BE IT RESOLVED:

1. That the Council of the Metropolitan Service District adopts the FY 1992 Transportation Improvement Program for the urban area as contained in the attachment to this Resolution

marked Exhibit A.

2. That projects that are not obligated by September 30, 1991 be automatically reprogrammed for FY 1992 for all funding sources.

3. That the Council of the Metropolitan Service District allows funds to be transferred among projects consistent with the Transportation Improvement Program Project Management Guidelines adopted by Resolution No. 85-592.

4. That the Transportation Improvement Program is in conformance with the Regional Transportation Plan, Clean Air Act Amendments of 1990 and the Interim Conformity Guidelines and the 1982 Air Quality State Implementation Plan (Ozone and Carbon Monoxide) and that the planning process meets all requirements of Title 23 -- Highways and Title 49 -- Transportation of the Code of Federal Regulations.

5. That the Council of the Metropolitan Service District finds that Tri-Met has complied with the requirements of the region's Private Enterprise Participation Policy, adopted in August 1987. Documentation is shown in the Attachment to the Staff Report.

6. That the Council of the Metropolitan Service District finds sufficient financial capacity as certified by Tri-Met and as demonstrated in the adopted Transit Development Plan, to complete the projects programmed for FY 1992 and incorporated in the Transportation Improvement Program.

7. That the Council of the Metropolitan Service District hereby finds the projects in accordance with the Regional Transportation Plan and, hereby, gives affirmative Intergovern-

mental Project Review approval.

ADOPTED by the Council of the Metropolitan Service District
this ____ day of _____, 1991.

Tanya Collier, Presiding Officer

WHP:lmk
91-1498.RES
08-28-91

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 91-1498 FOR
THE PURPOSE OF ADOPTING THE FY 1992 TO POST
1995 TRANSPORTATION IMPROVEMENT PROGRAM AND
THE FY 1992 ANNUAL ELEMENT

Date: August 29, 1991

Presented by: Andrew Cotugno

FACTUAL BACKGROUND AND ANALYSIS

Proposed Action

The Transportation Improvement Program (TIP) and FY 1992 Annual Element serve as the basis for receipt of federal transportation funds by local jurisdictions, the Oregon Department of Transportation (ODOT) and Tri-Met.

This TIP reflects changes from last year's update due to resolutions and administrative adjustments approved during the past year and to be approved by this resolution. The primary importance of the annual TIP update is to consolidate all past actions into a current document and set forth the anticipated programs for FY 1992. The FY 1992 program reflected herein is a first step in establishing actual priorities for FY 1992. A number of future actions will result in refinements to the material presented.

Adoption of the TIP endorses the following major actions:

- . Past policy endorsement of projects is identified in the TIP (including projects to be funded with Interstate, Interstate Transfer, Federal-Aid Urban and Urban Mass Transportation Administration (UMTA) funds), thereby providing eligibility for federal funding.
- . High Capacity Transit (HCT) Studies (Resolution No. 91-1456) -- Because of the large amount of HCT planning underway or proposed, it is important to organize activities to allow for the most efficient conduct of the work, to ensure participation by the jurisdictions affected by the decisions that must be made and to ensure proper consideration of functional and financial trade-offs between corridors. In particular, functional trade-offs and coordination is required to take into account the effect of one project on other parts of the HCT system and financial limitations dictate that careful consideration be given to defining regional priorities before committing to construction.

In the fall of 1987, JPACT evaluated the work which had been completed to that time and determined that the Westside, Milwaukie, and I-205 corridors have the highest priority and should be advanced within a 10-year timeframe. The Barbur and I-5 corridors were determined to be a lesser priority and recommended to be constructed in a 20-year timeframe. The Macadam Corridor need was determined to be beyond the 20-year timeframe.

In 1990, JPACT endorsed a resolution to advance the Hillsboro Corridor, an extension of the Westside Corridor from 185th and Baseline Road to downtown Hillsboro into Alternatives Analysis. In 1991, JPACT further refined the region's HCT planning priorities by endorsing a resolution that advances the I-205 and Milwaukie corridors and the I-5 North and I-205 North corridors into concurrent and coordinated Preliminary Alternatives Analyses.

JPACT has endorsed a Regional HCT Study that will examine long-term systemwide issues, concentrating on CBD alignments, operations and maintenance requirements, updating forecasts on future rail corridors and extensions, and establishing regional criteria and priorities for further HCT development.

Objectives of these studies will be to:

1. Continue planning and design on the region's No. 1 priority, the Westside and Hillsboro Corridor projects.
2. Determine the region's next HCT transit corridor(s) to advance into Alternatives Analysis. The results of the study will be a statement of the transportation problems within the priority corridor, a description of a handful of most promising alternatives that respond to those problems, preliminary cost-effectiveness analysis of those alternatives, a corridor financial strategy, and a scope and budget for Alternatives Analysis. The study will also result in an action plan for the mid and long-term development of transit in the remaining corridors.
3. Reassess the remaining high capacity corridors identified in the RTP. This assessment will document the performance of the light rail lines as one system, compare them to the "best bus" option, and help determine long-term needs in the downtown. All forecasts will be performed with a common model and horizon year, using the 1988 travel-forecasting model and new 2010 land use data.
4. Develop an overall system financing strategy and staging plan for HCT development and determine relative priorities of the corridors.

- Approximately \$16.5 million of Interstate Transfer highway and transit funding is programmed for FY 1992. Additional federal appropriations for the highway portion are estimated to be \$23.3 million for FY 1992 plus carryover funding from prior years adequate to fully fund the program. If the \$23.3 million is appropriated, it will mark the final appropriation and completion of the \$517.8 million Interstate Transfer Program.
- Some \$5.7 million of UMTA Section 3 "Trade" funds are programmed in FY 1992, of which \$0.4 million have been earmarked for shelters and \$5.2 million for the Transit Mall Extension North.
- The maximum allowable use of UMTA Section 9 funds for FY 1992 operating assistance is included (estimated to be \$4.8 million) which is equal to that for FY 91. The Section 9 program is projected in the TIP on a continuing basis through post 1995 (assuming adoption of a new Surface Transportation Act) based upon the Transit Development Plan and its revisions adopted by Tri-Met.
- Private enterprise participation for UMTA Section 3 and Section 9 programs is in accordance with Circular 7005.1. This requires that a local process be developed to encourage private providers to perform mass transportation and related services to the maximum extent feasible. See Attachment.
- An administrative amendment was made to the Westside LRT project in the TIP, following adoption by Resolution No. 91-1463, to make it consistent with Tri-Met's grant application. The SDEIS estimate (federal) of \$489.5 million (1990 dollars) was refined to \$522.0 million (1990 dollars), which was then escalated to year of construction dollars amounting to \$567.0 million (federal).
- On May 11, 1989, the Metro Council adopted Resolution No. 89-1094 calling for withdrawal of the I-205 bus lanes and allowing for substitution of light rail as an eligible project.

The amount of federal funds finally authorized by the withdrawal for a transit project in the I-205 corridor was \$16,366,283. This amount will be included in subsequent substitution cost estimates used to apportion funds appropriated from the general revenue funds for the Interstate substitution transit projects authorized under Section 103(e)(4) of Title 23 United States Code.

- An evaluation of transit financial capacity demonstrates that there are sufficient resources to meet future operating deficits and capital costs.

- . Resolution No. 91-1379 endorsed the statewide position paper on issues relating to the adoption of the Surface Transportation Act of 1991 by the U.S. Congress. The position paper was developed by ODOT with the input and participation of affected transportation organizations statewide, including Metro. The Surface Transportation Act (STA) provides the framework for federal investment in highway and transit improvements, defining program categories, requirements and limitations, funding level and local match requirements.

The current STA expires on September 30, 1991 and a new one must be adopted by the U.S. Congress prior to that time for federal funding to continue. A new Act is considered every 4-6 years. The new Act promises to be significantly changed from the past program and will have a profound impact on the 1991-1996 and future Six-Year Programs. The 1991-1996 program adopted last year is based on the current STAA and assumes continuation in that form.

TPAC has reviewed the annual TIP and recommends approval of Resolution No. 91-1498.

Background

The Metro TIP describes how federal transportation funds for highway and transit projects in the Metro region are to be obligated during the period October 1, 1991 through September 30, 1992. Additionally, to maintain continuity from one year to the next, funds are estimated for years before and after the Annual Element year and include carryover (unspent) funds. Final vouchered projects (those which have undergone final audit) are aggregated to one line item as are completed projects. Completed projects are defined as those which are or will shortly be entering the final audit stage.

This FY 1992 TIP is a refinement of the currently adopted TIP and is structured by the following major headings:

Interstate Transfer Program
Urban Mass Transportation Administration Programs
Federal-Aid Urban System Program
Other Programs - Interstate, Primary, Bridge, Safety, State
Modernization, Bike, Etc.

INTERSTATE TRANSFER PROGRAM

The TIP includes a fixed program amount for the Metro region of \$517,750,487 (federal) based upon the original amount for the withdrawn freeways, \$731,000 of additional transit withdrawal value provided by Congress in April 1987, and \$16,366,283 from the recent I-205 buslane withdrawal. The additional withdrawal values can only be applied to transit projects. At the end of

the federal fiscal year, unbuilt FY 1991 projects and funding will automatically shift to FY 1992.

The FY 1992 Interstate Transfer Program of approximately \$16.5 million represents the full funding need and this, together with the projects that slip from FY 1991, is well within the level of funding the region currently has available. The noted amount is earmarked for FHWA highway projects (\$16.0 million) and transit projects (\$0.5 million). Priorities will be established from among the full FY 1991 and FY 1992 programs later in the year based upon a closer estimate of project needs. Projects not funded in FY 1992, should there be insufficient funds, will be delayed; however, they will be considered for implementation and funding in FY 1993.

A number of revisions to last year's Annual Report and to the overall project allocations are incorporated including a variety of minor transfers due to cost overruns and underruns. Schedule changes to the Interstate Transfer Program consist of:

| <u>Project</u> | <u>From</u> | <u>To</u> |
|---|-------------|-----------|
| City of Portland | | |
| NW Intersection Improvements -- R/W and Construction | 1991 | 1992 |
| N.W. 23rd Avenue/Burnside -- R/W and Construction | 1991 | 1992 |
| Airport Way, Units II and III -- Construction | 1992 | 1991 |
| Airport Way, Wetland Mitigation | 1991 | 1992 |
| Multnomah County | | |
| Hawthorne Bridge | 1992 | 1991 |
| Deleted Projects | | |
| NW Circulation Improvements -- 10 Intersections | \$ 13,600 | |
| Airport Way | | |

The City of Portland has revised cost estimates for the overall project.

| | |
|--|----------------|
| Airport Way Unit Design, I-205 to 181st Avenue . . . | \$ 1,485,000 |
| Airport Way Embankment | 2,478,000 |
| Airport Way, I-205 to 138th Avenue, Unit I | 4,425,000 |
| Airport Way Units II and III, NE 138th Avenue to 181st Avenue | 5,149,913 |
| Airport Way, Three Structures, 158th Avenue to 181st Avenue | 1,890,000 |
| Airport Way Wetland Mitigation, NE 158th Avenue to 181st Avenue | <u>722,000</u> |
| | \$16,149,913 |

McLoughlin Corridor

Some \$22.1 million of Interstate Transfer funds have been authorized for the McLoughlin Corridor projects; only the Tacoma Overpass and Harrison/River Road project (Unit I) will be built using these funds. Unit II, Tacoma to Highway 224, and Unit IIIA, Union/Grand viaduct to Harold, will use Access Oregon Highway funds.

Unit I is currently undergoing litigation and it is not possible to obligate the funds previously set at \$11.9 million. Coupled with this is the need to obligate these funds in order to avoid their lapsing. Several actions have recently occurred to resolve the problem:

- . \$2.0 million was transferred to the Hawthorne Bridge project (Resolution No. 91-1462) and will be obligated in 1991. ODOT has agreed to replace these transferred funds with state funds.
- . The remaining balance of \$9.9 million (FAIX) on Unit I was transferred to Unit II which also will be obligated in FY 1991, thus avoiding potential lapse.
- . Unit II was originally scheduled for fiscal year 1991 using Access Oregon Highway funds. These funds have now been applied to Unit I for obligation in FY 1992 owing to the litigation underway.

McLoughlin Corridor Reserve

The McLoughlin Reserve was established in March 1986 through Resolution No. 86-632. Resolution No. 89-1135 allocated the final \$3,002,610 McLoughlin Interstate Transfer Reserve to seven projects. The projects and funding status as of June 30, 1991 are:

| <u>Project</u> | <u>Cost</u> | <u>Schedule</u> |
|--|-------------|-----------------|
| Johnson Creek Boulevard (32nd Avenue to 45th Avenue) | \$1,000,000 | Post 1995 |
| Harrison Street (Highway 224 - 32nd Avenue), P.E. Only | \$ 50,000 | Post 1995 |
| Johnson Creek Boulevard (Linwood Avenue to 82nd Avenue), P.E. Only | \$ 50,000 | 1991 |
| 45th Avenue (Harney to Glenwood), P.E. Only | \$ 50,000 | Post 1995 |

| | | |
|-----------------------------------|--------------------|----------|
| LRT Studies in Milwaukie Corridor | \$ 560,000 | 1992 |
| Hawthorne Bridge LRT study | \$ 5,000 | Expended |
| McLoughlin Corridor Highway | <u>\$1,287,610</u> | 1991 |
| | \$3,002,610 | |

The 45th Avenue project is a local street and therefore not eligible for federal funding. One of two options must occur in order to use the federal funds noted:

1. Apply to Metro for addition to Functional Classification System and for federal designation of 45th Avenue.
2. Exchange local/federal funds for the \$50,000 and apply to a McLoughlin related project.

Overall Program Status

The current status of the Interstate Transfer Program through June 30, 1991 is:

| | <u>Highway</u> | <u>Transit</u> | <u>Total</u> |
|------------------------|----------------|----------------|---------------|
| Total Program | \$345,274,802 | \$172,475,685 | \$517,750,487 |
| Past Obligations | 306,336,413 | 151,519,107 | 457,855,520 |
| Balance | 38,938,389 | 20,956,578 | 59,894,967 |
| Appropriations to date | 335,675,110 | 158,798,196 | 494,473,306 |
| Appropriations to go | 9,599,692 | 13,677,489 | 23,277,181 |

During the past year, the transit portion (authority) of the Interstate Transfer Program has been decreased through the following actions:

Transit to Highway Transfers

LRV purchase with transit e(4) funds to transit mall extension with highway e(4) funds (Resolution No. 90-1363) \$ 3,187,500

A revised Interstate Substitute Cost Estimate has been prepared for 1991. This revised estimate will be used in apportioning FY 1992 for substitute highway and transit projects. Metro has submitted the following estimate to USDOT:

| | <u>Final Amount of Funds Required</u> |
|-------------------|---------------------------------------|
| Transit | \$13,694,920 |
| Highway | 9,583,730 |

The program of projects for the funds remaining to be obligated (\$59 million) is consistent with the TIP. The major highway projects are as follows:

| | |
|--|------------------|
| McLoughlin, Phase I | \$ 9,900,000 |
| Transit Mall Extension. | 3,187,500 |
| Marine Drive. | 6,620,237 |
| Convention Center Area. | 2,000,000 |
| Airport Way, Unit 5 | 4,710,641 |
| Hawthorne Bridge. | 2,000,000 |
| 223rd Connector (207th) | 2,637,581 |
| Johnson Creek Boulevard | 1,000,000 |
| Miscellaneous, Under \$1 million . . . | <u>6,146,441</u> |
| | \$38,202,400 |

The transit projects are limited to the following:

| | |
|-----------------------------------|------------------|
| LRV Purchase. | \$ 2,863,490 |
| I-205 Buslane Withdrawal. | 16,366,283 |
| Planning/McLoughlin AA. | <u>1,744,514</u> |
| | \$20,974,287 |

URBAN MASS TRANSPORTATION ADMINISTRATION PROGRAMS

The Urban Mass Transportation Administration (UMTA) carries out the federal mandate to improve urban mass transportation. It is the principal source of federal financial assistance to help urban areas (and, to some extent, nonurban areas) plan, develop and improve comprehensive mass transportation systems.

UMTA's programs of financial aid include but are not limited to the following:

- . Section 3 Discretionary Capital Grant Program at 75 percent federal, 25 percent local funding.
- . Section 3 'Trade' Letter of Intent at 80 percent federal, 20 percent local funding.
- . Section 9 Formula Assistance Program at 80 percent federal, 20 percent local funding.

Section 3 Discretionary

Section 3 Discretionary funds are awarded on a competitive basis; therefore, not all projects can be considered for funding from this source. As such, only selected projects are recommended to be pursued.

- . Bus Purchases -- Resolution No. 91-1442 accelerated \$7.5 million from 1993 to the 1991 Annual Element year allowing for the procurement of 40 40-foot lift-equipped replacement buses and 10 30-foot lift-equipped new buses. The Clean Air Act allows for continued purchase of diesel buses if delivered by December 1992.

- Under terms of the Full-Funding Agreement, a \$5.8 million balance is still available. Tri-Met anticipates an FY 92 request for these funds.
- New Projects -- Three new projects have been added to the Section 3 Discretionary Program and embody elements of projects formerly under the Section 9 Program:

Banfield Retrofit Operations Control -- The Operations Control "Banfield Retrofit" is needed for common procedures to be used by controllers for the overall system rather than control information and methods to be "divided" at SW 11th Avenue between the two lines. This would provide the Banfield LRT with the same type of LRT operations control system as will be established on the West-side LRT.

Banfield Retrofit Double-Tracking -- The Double-Track project is needed to avoid having to reduce peak-period service in Gresham when service is increased on the rest of the system and for satisfactory on-time performance of train movements on the entire system. A second track between Ruby Junction and Cleveland Terminal (2.4 miles) would be constructed.

Banfield Retrofit Ruby Junction Expansion -- The Ruby Junction expansion is needed to store the quantity of LRVs which the timetable design would have pulling out of Ruby Junction for the peak periods and to allow for storeroom use of the full basement of the facility to support maintenance of the expanded LRV fleet. This project would "build out" of yardtracks, increasing storage capacity from 28 LRVs to 48 LRVs.

Section 3 "Trade" Funding

These are funds committed through a \$76.8 million Section 3 "Letter of Intent" issued May 14, 1982. The funds are restricted to bus capital purposes under the terms for which they were awarded to the region but are flexible as to the particular bus capital purpose.

The \$76.8 million program in the TIP is predicated on a Letter of Intent extension to 1992 and is currently allocated as itemized on Exhibit A and summarized below:

| | |
|---|------------------|
| Firm projects with grants approved for expenditure | \$58,391,120 |
| Anticipated grants pending approval | 12,764,400 |
| Projects programmed for grant applications in FY 1992 | |
| Passenger Shelters | 400,000 |
| Transit Mall Extension North | <u>5,244,480</u> |
| TOTAL | \$76,800,000 |

Program Status

The schedule of funding provided for in the Letter of Intent was approximately \$12 million per year from FY 1982 through FY 1988. Tri-Met applied for these funds at a rate slower than provided by the schedule, so there is currently a remaining balance of \$18.4 million composed of grants pending of \$12.8 million and proposed FY 1992 grants of \$5.6 million.

The remaining unobligated funds noted have been programmed for FY 1991 and FY 1992 as follows:

| | <u>Anticipated 1991</u> | <u>1992</u> |
|---------------------------------|-----------------------------|--------------------|
| Bus Purchases | \$11,656,000 | \$ 0 |
| Transit Mall Extension. | 466,800 | 5,244,480 |
| Special Need Buses. | 1,264,000 | 0 |
| Shelters. | 0 | 400,000 |
| Adjustments to Past Obligations | <u>- 622,400</u> | <u>0</u> |
| | <u>\$12,764,400</u> | <u>\$5,644,480</u> |

Bus Purchase -- The \$11.7 million will allow procurement of approximately 58 40-foot lift-equipped buses (replacement) and eight alternative fuel 40-foot lift-equipped buses (replacement).

Transit Mall Extension North -- This project uses a combination of "Trade" and Interstate Transfer funds; it calls for reconstructing 16 blocks on NW 5th and 6th Avenues between and including West Burnside and NW Irving Streets.

Special Needs Bus Purchase -- The \$1.3 million will allow procurement of approximately 25 minibuses, 20-25 foot, with lifts and radios. These are replacement buses.

Passenger Shelters -- The \$0.4 million will procure approximately 120 shelters with an expected service life of 16 years. These are for replacement.

In order to accomplish these priority projects, Resolution No. 91-1442 was adopted to provide for the following changes:

| | <u>Change (+/-)</u> |
|--|---------------------|
| Bus Purchase | \$ 8,656,000 |
| Passenger Shelters (new) | 400,000 |
| Route Terminus Sites (dropped) | - 250,000 |
| Sunset Transit Center (funded under Westside Corridor) | -5,270,000 |
| Parts and Equipment (Tri-Met funded) | -1,180,000 |
| Transit Mall Extension (reduced) | - 111,120 |
| Contingency. | - 8,880 |
| Special Needs Transportation (reduced) | -1,126,000 |
| Information/Communication Equipment (dropped). | <u>-1,110,000</u> |
| NET CHANGE | \$ 0 |

Section 9

These funds are committed to the region through a formula allocation. There is considerable flexibility on the use of the funds, although there is a maximum allowable level that can be used for operating assistance, and the remainder is generally intended for "routine" capital purposes such as bus replacement and support equipment. Actual funding levels are subject to amounts provided in the Surface Transportation Act, annual appropriations and fluctuations in the formula distribution.

Development of the Section 9 Program in the TIP was based on Resolution No. 90-1363 and administrative amendments made throughout the year with emphasis on the following projects:

| | <u>Change (+/-)</u> | <u>Proposed Author.</u> |
|--|---------------------|-----------------------------|
| Metro Planning (replaced from Tri-Met General Fund) | -\$ 300,000 | \$ 552,800 |
| Bus Dispatch Center. (new project) | 5,200,000 | 5,200,000 |
| Bus Purchases. (see comments below) | 2,360,000 | 14,560,000 |
| LRV Purchases. (supplemented with FAIX/FAUX funds) | 4,880,498 | 16,011,872 |
| Parts and Equipment. (replaced from Tri-Met General Fund) | - 1,676,717 | 11,155,344 |
| Hillsboro Alternatives Analysis. (increase covers P.E.) | 847,104 | 2,165,504 |
| Operating Program (1992) (consistent with 1991 amount received) | 366,474 | 4,841,744 |

Ruby Junction storage track, Westside rail initiatives, and double-tracking have been deleted. Counterparts will be applied for under Section 3 Discretionary funding.

Comments on Bus Purchases

At the April 26, 1991 TPAC meeting, concern was expressed about further consideration of acquisition of buses that emit lower noise and air pollution levels. This could be accomplished through the use of electric trolley buses, dual-mode buses (diesel and electric) or with buses that meet a higher standard for both noise level and air pollution emissions. The Committee recommended that these options be considered further prior to acquisition of replacements to the 86 articulated buses in 3-4 years. The Committee also acknowledged that Metro, JPACT and the other jurisdictions interested in transit

improvement should pursue funding options to facilitate these extra costs.

Section 9 Program Status

This 1992 Annual Report increases an additional five years of estimated Section 9 appropriations. The funding program beyond 1992 is not provided for in the current STAA. Appropriations of \$10.0 million have been included in the TIP for FY 1992 through post FY 1995. At best, these are only estimates and subject to change when the new STAA is approved.

Appropriations:

| <u>Year</u> | |
|--------------------------------------|-------------------|
| 1983 | \$ 4,702,744 |
| 1984 | 13,885,152 |
| 1985 | 15,819,150 |
| 1986 | 13,272,436 |
| 1987 | 12,449,906 |
| 1988 | 10,510,582 |
| 1989 | 9,561,245 |
| 1990 | 11,159,975 |
| 1991 | <u>11,781,341</u> |
| | \$103,142,531 |
| Less Obligations (6/30/91) | \$102,889,636 |

Forecast:

| | |
|----------------------|----------------------|
| Carryover. | \$ 252,895 |
| 1992 | 10,000,000 |
| 1993 | 10,000,000 |
| 1994 | 10,000,000 |
| 1995 | 10,000,000 |
| 1996 | <u>\$ 10,000,000</u> |
| GRAND TOTAL. | \$153,142,531 |

Special Transportation

Section 16(b)(2) funding authorizes UMTA to make capital grants (through the state) to private nonprofit social service organizations which provide transportation services to the elderly and handicapped.

One new special transportation project for 1991 was added to the TIP totaling \$200,000 and covering the purchase of vehicles and equipment:

| | |
|---------------------------------------|---------------|
| 3 Modified Vans with Lifts | \$108,570 |
| 4 Mini-Vans with Ramps | 112,800 |
| 4 Radios | 4,000 |
| 3 Telephone Disability Dispatch (TDD) | 1,050 |
| Contingencies | <u>13,580</u> |
| | \$240,000 |
| Less Local Match | <u>40,000</u> |
| Federal Funds. | \$200,000 |

The project is targeted to providing special transportation services in the Portland metropolitan area to specific client groups not served by Tri-Met. Inclusion in the TIP was based on the need and the applicant's agreement to coordinate service with the LIFT program. The potential recipient is:

Volunteer Transportation Program, Inc.

Inclusion of the project in the TIP for FY 1991 will allow the applicant to request 16(b)(2) funding from ODOT which, in turn, will award funds following consideration of other applications throughout the state.

Research, Development, and Demonstration

UMTA is authorized to approve grants to undertake research, development, and demonstration projects (Section 6) in all phases of urban mass transportation including the development, testing and demonstration of new facilities, equipment, techniques and methods.

Resolution No. 91-1440 endorsed two applications for federal demonstration grant funding to support two transportation management projects. The projects are a two-part "Multi-Modal Service Delivery System" by Tri-Met and development of an areawide freeway traffic management system by the Oregon Department of Transportation (ODOT). These projects, if funded, would be grants directed to the project agencies.

The multi-modal system project will begin with an on-ground service pilot project to match Tri-Met customers with the appropriate type of service required: carpool, vanpool, special needs transit, etc. The second phase will be the regionwide development of a database, using the Regional Land Information System (RLIS) and TIGER files, to dispatch transit services on a specific address basis.

The freeway traffic management project essentially will be expanding ramp metering at freeway entrances and establishing an incident response system to get services to roadway accidents as quickly as possible.

Bus Purchases Summary

This Annual Report covers the purchase of buses using Section 3 Discretionary and Trade funds in the amount of \$20,420,000 federal. The number of buses noted is consistent with Tri-Met's plan of 50 bus acquisitions per year. Exhibit A reflects these amounts as "Anticipated"; however, some funding may slip to FY 1992.

| | |
|---|-------------|
| Section 3 Discretionary | \$7,500,000 |
| 40 40-foot standards with lifts (replacement) | |
| 10 30-foot standards with lifts (new) | |
| Section 3 Trade (includes) | 11,656,000 |
| 58 40-foot standards with lifts (replacement) | |
| 8 40-foot alternative fuel with lifts (replacement) | |
| 25 20/25-foot SNT mini-buses with lifts (replacement) | 1,264,000 |

All estimated costs noted above include vehicle marking and delivery, radios, spare parts, inspections, and contingencies.

Light Rail Vehicle Purchases

Resolution No. 90-1363 amended the TIP to include a series of revisions to Tri-Met's Section 9, Interstate Transfer and Federal-Aid Urban programs. The revisions were made so that Tri-Met could establish an order for at least 8-10 vehicles.

Tri-Met has now received approval of its grant application for purchase of light rail vehicles for Banfield LRT in the federal amounts shown below:

| <u>Grant</u> | <u>Amount</u> |
|----------------------------------|-------------------|
| OR-23-2002 (FAUS) | \$ 850,000 |
| OR-23-9005 (FAIX) | 2,863,490 |
| OR-90-X035 (Section 9) | <u>16,011,872</u> |
| | \$19,725,362 |
| Local Match | <u>4,624,200</u> |
| TOTAL | \$24,349,562 |

Westside Corridor LRT

In May, Resolution No. 91-1463 amended the TIP and programmed some \$489.5 million in 1990 dollars (\$376.1 million federal) for the Westside light rail extension to 185th Avenue with provision for a future amendment to include the Locally Preferred Alternative resulting from the Hillsboro Alternatives Analysis. Additionally, it recognized that the TIP will be amended in the future as required to reflect detailed project costs and schedules as they become defined.

On July 1, 1991, Tri-Met submitted a grant application to the Urban Mass Transportation Administration (UMTA) for constructing the Westside light rail. Approval of the grant by UMTA will enable funding final design, right-of-way acquisition, light rail vehicle procurement, construction and system improvements.

Major milestones which directly supported the grant application and negotiations with UMTA for the terms of a Full-Funding Agreement (FFA) have been accomplished:

- . In May 1990, the RTP was amended to recognize the Westside Corridor project to Hillsboro as the region's next priority for consideration of LRT construction.
- . In July 1990, a regional compact was initiated with state, regional shares and amounts of funding for the Westside LRT Corridor. Defined contributions were developed in the form of statewide and regionwide benefits resulting from the project and contributions from jurisdictions representing residents, businesses and users directly benefiting from the project.
- . In September 1990, the vehicle for entering into an intergovernmental agreement regarding coordination of decision-making for the Westside Corridor project and Hillsboro project was initiated (subsequently amended in January 1991).
- . In November 1990, tri-county voters approved \$125 million (\$110 million for Westside LRT) in general obligation bonds for combining with funds from the state and local governments. These funds will provide the local match (25 percent) for federal funds (75 percent) in constructing the Westside Corridor LRT.
- . In spring 1991, HB 2128, providing the state's half of the local match for the Westside LRT, was adopted by the Oregon Legislature. The Oregon Legislature also adopted LC 2193 providing for a streamlined decision-making process to accommodate the September 30, 1991 deadline for entering into a Full-Funding Agreement with UMTA. The Supplemental Draft Environmental Impact Statement was published and work on the Final Environmental Impact Statement began.
- . In March and April 1991, in compliance with the requirements of UMTA, each governmental agency adopted the Locally Preferred Alternative (LPA). The Tri-Met Board of Directors adopted the final order defining the LPA in mid-April.

Tri-Met has recently revised the original cost estimates noted above based upon the final approved preferred alternative and an administrative amendment to the TIP to reflect these revisions has been implemented. The SDEIS estimate of \$489.5 million (1990 dollars) has been further refined based upon Tri-Met's completed preliminary (30 percent) engineering. An increase of \$32.9 million arises from additional costs of mitigation (\$7.0 million), accommodations for the Goose Hollow neighborhood (\$5.0 million), inclusion of elements requested by the participating jurisdictions (\$4.7 million), and further refinement of the project (\$20.5 million). Reductions in engineering and contingency (\$4.3 million) result in a net increase of \$32.9 million.

The original estimate of \$489.5 million plus \$32.9 million (both in 1990 dollars), when converted to year-of-construction expenditure dollars and for consistency with the grant application, results in the following:

(MILLIONS OF DOLLARS)

| <u>Cost Elements</u> | <u>IN 1990 \$</u> | <u>YEAR OF CONST. EXP. \$</u> |
|--|-----------------------|---------------------------------------|
| Right-of-Way | \$ 31.9 | \$ 49.8 |
| Alignment Preparation. | 87.3 | 260.4 |
| Tunnel | 86.7 | 34.7 |
| Track Materials. | 10.5 | 15.1 |
| Electrification, Signals, Communications | 38.1 | 58.5 |
| Stations and Park-and-Ride Lots. | 41.1 | 36.1 |
| Operations Facility and Equipment. | 16.2 | 22.9 |
| Light Rail Vehicles. | 58.2 | 91.0 |
| Engineering and Construction Management. | 89.6 | 137.5 |
| Design and Construction Contingency. | <u>29.9</u> | <u>50.0</u> |
| TOTAL PROJECT REQUIREMENTS | \$489.5 | \$756.0 |
| UMTA (75 percent). | \$367.1 | \$567.0 |
| Region (12.5 percent). | 61.2 | 94.5 |
| State (12.5 percent) | <u>61.2</u> | <u>94.5</u> |
| TOTAL PROJECT RESOURCES. | \$489.5 | \$756.0 |

The program in the TIP reflects the noted changes and is phased by year:

| | |
|------------|---------------------------------------|
| 1992 . . . | \$ 40.0 million (Annual Element year) |
| 1993 . . . | 58.0 |
| 1994 . . . | 100.0 |
| 1995 . . . | 100.0 |
| P1995. . . | <u>269.0</u> |
| | \$567.0 million |

FEDERAL-AID URBAN SYSTEM PROGRAM

Federal-Aid Urban (FAU) funds can be spent on most of the region's arterials and collectors with allocations from the state to the region based on a population formula. Under federal law, the City of Portland receives a designated portion (41.84%) of the funds with the remainder going to the balance of the region.

This ratio varies each year to coincide with population changes in the City and the region. The agreed-upon procedure (used in the past and for FY 1991) to compute the annual ratio uses the Center for Population Research and Census (CPRC) and Metro estimates to update 1980 Census data, based on the assumption that the urbanized area boundary remains relatively unchanged since the 1980 Census. The population estimates are factored accordingly using CPRC estimates. Population estimates are prepared each July by CPRC for Oregon cities and counties. Pending the status of the FAU Program and the STAA, new procedures may be developed as necessary.

New Projects

Four new FAU projects have been added to the TIP, all under the jurisdiction of the City of Portland. They are:

| | |
|--|-----------|
| FY 90-91 Road Rehabilitation Program | \$971,520 |
| Intersection Safety Program. | 180,400 |
| Signal Safety Improvements | 150,480 |
| NW 13th Avenue Intersection Improvements | 150,000 |

Project Changes

Many administrative adjustments, both large and small, have been made to the FAU Program for FY 1991. Of interest, however, are the following project changes:

Hawthorne Bridge -- This project has been allocated its FAU funding from trade-offs with other projects and the FAIX Program.

| <u>FAU Actions</u> | <u>Change (+/-)</u> | <u>New Author.</u> |
|------------------------------------|---------------------|--------------------|
| Hawthorne Bridge | \$1,863,687 | \$2,153,687 |
| 238th/242nd Improvements | - 647,460 | 0 |
| 223rd Connector via 207th. | -1,156,227 | 0 |
| Regional Reserve | - 60,000 | 178,685 |

The two deleted projects now use FAIX funds.

| <u>FAIX Actions</u> | | |
|--|-------------|--------------|
| Hawthorne Bridge (Resolution No. 91-1462) | \$2,000,000 | \$ 2,000,000 |
| McLoughlin Blvd., Phase I. | -2,000,000 | 18,590,825 |

Sunnybrook Split Diamond PE -- has been increased to \$210,249 using surplus funds of \$160,249 from the Harmony Road project.

Resolution No. 91-1380 authorized \$144,901 of Federal-Aid Urban (FAU) funds as the Portland region's contribution toward the update of the Oregon Roads Finance Study based on pro-rata shares of the region's FY 1991 FAU allocations:

| | | |
|----------------------------|---------------|----------------|
| Region | \$ 84,274 | . . . (58.16%) |
| City of Portland | <u>60,627</u> | . . . (41.84%) |
| | \$144,901 | |

The objective of the study is to develop a legislative proposal for the 1993 session for a roads financing package to meet the long-term

needs of the cities, counties and state. Key elements of the study toward this objective include establishment of road needs for Maintenance, Preservation and Modernization of the city, county and state systems, evaluation of existing and potential revenue sources, and development of a recommended package to fund unmet needs.

The 18-month study is to begin in May with funding (\$1.8 million) to be provided as follows: 60 percent from the State Highway Fund, 25 percent from Federal-Aid Secondary funds on behalf of the counties, and 15 percent (\$270,000) from Federal-Aid Urban funds on behalf of the cities. The funding shares are based upon the current formula for distributing state highway revenues. The resolution approved the Portland region's share (\$144,901) of the FAU portion of the funding based on FY 1991 pro-rata allocation of FAU funds statewide.

Exhibit A reflects these allocations and includes housekeeping functions as well as the new projects under the FAU program.

OTHER PROGRAMS

Six-Year Highway Improvement Program

ODOT's 1991-1996 Six-Year Highway Improvement Program contains projects identified by a variety of means. The program is updated every two years and incorporates input from citizens, local governments and Highway Division staff, as well as projects carried over from the last Six-Year Program. It is currently undergoing review for adopting an update July 1992.

Metro has initiated a continuing process to establish priorities for the development of a unified recommendation for projects of regional scope to the Oregon Transportation Commission for inclusion in ODOT's 1993-1998 Six-Year Program. This process incorporates the previous prioritization efforts conducted for the 1991-1996 Six-Year Program as well as an evaluation of the new project proposals relative to the ranking criteria adopted by JPACT.

The prioritization process concerns itself with three basic categories of project proposals:

Category 1 -- previously prioritized projects already included in the current (1991-1996) Six-Year Program;

Category 2 -- previously prioritized projects not contained in the current Six-Year Program; and

Category 3 -- new project proposals to be folded into the overall prioritization.

Regional Priorities and the Six-Year Highway Improvement Program

In June 1991, Metro submitted to ODOT results of a technical ranking process for establishing the Portland metropolitan area's priority

highway projects for inclusion in ODOT's 1993-1998 Six Year Transportation Improvement Program. Priority state highway projects were ranked in three categories: Interstate, Access Oregon Highways (AOH), and Other Highway Projects.

The list will be used to support development of the first draft of the new Six-Year Program. Additional comments and a formal JPACT/Metro Council adopted list of project priorities as part of the public review, comment and hearing process associated with OTC review and adoption of the program will follow later.

In general, the projects represent the region's highway project needs over the next decade as identified in the Regional Transportation Plan (RTP). As a result, an essential need is seen for these projects to be included in the program elements of the new Six-Year Program, whether construction, project development, or reconnaissance. Projects listed for construction in the existing (1991-1996) Six-Year Program are recommended to retain their present status and schedule.

Specifically recommended was for ODOT to identify the region's highway project priorities in the 1993-1998 Six-Year Program as follows:

Construction

All projects identified as a "high" priority (greater than 18 points) are recommended for construction. Of these, particular attention should be given to the following projects:

- . I-5: Greeley to N. Banfield (Phases 3 and 4). At a minimum, it is absolutely essential that elements related to the construction (phasing, right-of-way acquisition, local access, etc.) of a new blazer arena be integrated into the program.
- . Highway 99W: Pfaffle to Commercial (Phase 1) and I-5 to Pfaffle (Phase 2). While Phase 2 ranked higher, Phase 1 is the preferred initial project.

In addition, the following projects which did not score higher than 18 points should be programmed for construction or require special consideration:

- . I-205: Highway 24 Interchange. This project provides necessary staging for and is complimentary to Phase 1 of the Sunrise Corridor.
- . Highway 43: At Terwilliger Extension. If appropriate, this project should be constructed in conjunction with the Lake Oswego Trolley project. At the very least, an overall solution for the area should be defined through the Six-Year Program's Project Development Section and integrate both with the trolley and with ODOT's Highway 43 Metropolitan Area Corridor Study (MACS). The

study should also define specific local access and circulation issues related to the trolley.

- . U.S. 30: N. Columbia-Lombard at NE 60th. This project represents the final segment to the Northeast Portland Highway within the City of Portland between Rivergate and I-205. As a result of completion of other phases within the corridor, the project has ranked lower.

Project Development

Projects scoring between 14 and 17 (medium) points in the ranking and those scoring 18 or greater and not programmed for construction should be programmed for project development and/or right-of-way.

Park-and-Ride Facilities

Tri-Met has submitted and prioritized five park-and-ride lots associated with state highways. The priority park-and-ride lot project ready for construction as soon as possible is the expansion of the Tualatin facility. That lot should be programmed for construction. Given the complex nature of acquiring sites, certain actions on other sites should be as follows:

- . Southgate Theatre. ODOT should assist Tri-Met in finding and funding a permanent site.
- . MAX Expansion (Gateway). Request programming for an out year in the new Six-Year Program.
- . Lake Oswego Site. Coordinate with the Highway 43 MACS.
- . West Linn Site. Defer until site issues are resolved.

Criteria

The criteria were adopted by JPACT in 1989 for prioritization of projects associated with the 1991-1996 ODOT Six-Year Highway Program based on continuation of the current STAA for 1992 through post 1995. With minor modifications to provide points for pedestrian, bicycle and transit improvements, the criteria are essentially the same. However, the subcommittee recommended that the criteria be thoroughly reviewed prior to the next Six-Year Plan update in order that implications resulting from activities related to urban growth management in the Portland area, the state Transportation Rule, and the federal Clean Air and Surface Transportation Acts can be incorporated as necessary.

Western Bypass Study

The Western Bypass study area extends from the Sunset Highway (U.S. 26) south to the I-5/I-205 interchange near Wilsonville and Tualatin, west of Highway 217. The project will study various corridors and mode opportunities such as light rail, transit, highway and bus

service. Alternatives to be studied will include transit and transit/highway combinations with and without a new highway facility.

Resolution No. 91-1441 initiated the public involvement process and adoption of the Purpose and Need Statement. Additionally, it addressed definition of the strategies and alternatives to be considered, selection and endorsement of a series of alternatives, and endorsement of assumptions and methodologies.

Other Program Organization

The Other Program section of the TIP is organized by funding sources:

Federal-Aid Interstate System
Federal-Aid Interstate 4R
Federal-Aid Primary
Highway Bridge Replacement
Title II Safety Program
State Highway Funds Financing
Bicycle Transportation

Regional HCT Priorities

Regional consensus has been developed around a comprehensive transit and highway program requiring a broad set of local, regional, state and federal actions to implement. Regionwide support for MAX expansion has been demonstrated with interest in advancing HCT planning in a number of corridors. Technical studies have shown that expansion is or will be viable in the Sunset, Milwaukie, I-205, I-5 North and Barbur corridors. As such, development of a regional HCT system is the long-range vision described in the Regional Transportation Plan.

- Westside Corridor -- The Westside Corridor is clearly the state's and the region's number one priority. This has been the case since 1979 when it was established as the next priority after the Banfield LRT and has been reconfirmed on numerous occasions, most recently at the January 18, 1990 meeting of JPACT.

In 1979, when the Westside Alternatives Analysis was initiated, it was concluded that the segment from 185th Avenue to Hillsboro should also be advanced into Alternatives Analysis when land use plans and population and employment densities increased to the point where a light rail extension would be viable within a 15-year time frame. JPACT has concurred that the Westside Corridor to Hillsboro is the region's number one priority -- first on May 11, 1989 when they agreed to pursue the Hillsboro segment; again in October 1989 when they approved the Unified Work Program and grant application for the Hillsboro Alternatives Analysis; and finally, on January 18, 1990 when they reconfirmed the region's LRT priorities.

The Westside Corridor to Hillsboro is viewed as one corridor with a question remaining on where the western terminus will be located. The first segment from downtown Portland to 185th Avenue is in Preliminary Engineering and will advance into final design. The second segment from 185th Avenue to Hillsboro is in Alternatives Analysis comparing No-Build, TSM and LRT alternatives.

- I-205/Milwaukie -- The region has determined that the next HCT transit corridor to advance into Alternatives Analysis should have its terminus in Clackamas County, either in the I-205 or Milwaukie Corridor. Both corridors have been determined to be viable HCT corridors through previous studies. The region will undertake a Preliminary Alternatives Analysis, or transitional study, to select from I-205 and Milwaukie Corridors, the region's next priority corridor to advance into Alternatives Analysis. The results of the study will include identification of the transportation problems within the corridor; refinement and description of a small set of most promising alternatives, including No-Build, TSM and various LRT and other HCT options; a preliminary assessment of the potential cost-effectiveness of those alternatives; a systemwide financial plan; and a scope and budget for the Alternatives Analysis.
- I-5/I-205 Portland/Vancouver -- The region has agreed with Clark County, Washington to conduct an Alternatives Analysis for the I-5 North and I-205 North corridors from Portland into Clark County. The I-5/I-205 Portland/Vancouver Preliminary AA will be coordinated and proceed on a schedule concurrent with the I-205/Milwaukie Preliminary AA. While the objectives of the studies will be similar, the I-5/I-205 study will determine whether a North Corridor should advance into AA concurrent with or following a Southeast Corridor AA. A key objective of this study will be the development of a corridor financial strategy consistent with the Regional Systemwide Financial Plan.
- Regional HCT System -- The Regional Transportation Plan defines a long-range vision for an HCT system in the Portland region. Further local planning is underway, particularly by the City of Portland, Metro, and Tri-Met to refine this vision, determine the viability of HCT in each corridor and establish an overall staging plan. This is particularly important to aid in determining changes in land use plans to improve the long-term viability of HCT in these corridors. Key objectives of this study are to develop region HCT criteria and priorities, update travel demand forecasts to the year 2010, examine critical issues of expanding HCT in the Portland CBD, determine operations and maintenance requirements and limitations with system expansions, and develop a Regional Systemwide Financial Plan for the long-term development of HCT.

In summary, the region's HCT priorities are clear -- the Westside Corridor to Hillsboro is the number one priority and we wish to initiate Alternatives Analysis in either the I-205 or Milwaukie Corridors and to determine whether the I-5 North or I-205 North corridors should advance into AA concurrently with or following the

I-205 or Milwaukie Corridor AA. These priorities are being followed for purposes of seeking federal funds, state matching funds and identification of local or regional revenue sources.

Sunset Highway Improvements

In addition to the Westside LRT, over \$100 million in highway-related improvements are planned in the Sunset Highway Corridor between the Zoo and Highway 217. These changes will be managed by ODOT. Construction of highway improvements will be coordinated with construction of the light rail program.

The highway improvements using state funds have not as yet been approved by the Oregon Transportation Commission. When this occurs, the TIP will be revised to reflect the following project orientation:

| | |
|---|-----------|
| Highway 217/Sunset - SW Center Street to SW 76th (LRT line, Section 6, and highway improvements) | \$21.33 M |
| Sunset - Highway 217 to Zoo Interchange (Sylvan Interchange). | 14.68 |
| Sunset - Highway 217 to Zoo Interchange (Camelot, Canyon Court and Zoo Crossing). | 9.24 |
| Sunset - Highway 217 to Zoo Interchange (Canyon Court and Freeway Widening) | 36.67 |
| Sunset - Highway 217 to Zoo Interchange (Climbing Lane and Zoo Onramp). | 13.08 |
| Highway 217 - T.V. Highway to Sunset Interchange (Freeway Widening). | 17.17 |

General

UMTA Policy on Private Enterprise Participation

On December 5, 1986, UMTA published Circular 7005.1 establishing requirements for ensuring that UMTA grantees provide for consideration of private sector involvement in transit service delivery. Included in the circular is the requirement that the metropolitan planning organization adopts policies ensuring private sector participation and certifies at the time of adoption of the annual Transportation Improvement Program that all requirements are being met. In accordance with these requirements, Tri-Met's compliance with the policy to ensure private sector participation is demonstrated and endorsed by this resolution.

Self-Certification

Metro's certification of compliance with federal requirements has been adopted under Resolution No. 91-1408.

Financial Capacity

On March 30, 1987, UMTA issued Circular 7008.1 which requires transit agencies and MPOs to evaluate the financial ability of transit agencies to construct and operate projects proposed in the TIP. Tri-Met's Finance Administration has conducted an analysis of the District's ability to fund the capital improvements appearing in the TIP. The results show that Tri-Met has the financial capacity to fund the capital projects programmed for the FY 1992 Annual Element.

Air Quality

1. Clean Air Act of 1990 - Interim Conformity. The TIP has been found to comply with the Clean Air Act Amendments of 1990 and the Phase I Interim Conformity Guidelines. The TIP has been found to be consistent with the most recent estimates of mobile source emissions; provides for the expeditious implementation of transportation control measures; and contributes to annual emission reductions consistent with Section 182(b)(1) and 187(a)(7) of the Act.
2. The TIP is in conformity with the Oregon State Implementation Plan (SIP) for Air Quality adopted in 1982. An update to the ozone plan in 1985 demonstrates attainment of the standard by the end of 1987. All projects specified in the SIP as necessary for attainment of these standards are included in the TIP. In addition, the TIP has been reviewed to ensure that it does not include actions which would reduce the effectiveness of planned transportation control measures.

State Clearinghouse Review

The FY 1991 TIP has been submitted to the Oregon State Clearinghouse for review.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends approval of Resolution No. 91-1498.

ATTACHMENT

POLICY ON PRIVATE ENTERPRISE PARTICIPATION IN THE URBAN MASS TRANSPORTATION PROGRAM

TRI-MET DOCUMENTATION OF COMPLIANCE FOR FY 92

INVOLVEMENT OF THE PRIVATE SECTOR

Projects included in the FY 92 annual element of the Transportation Improvement Program (TIP) have been identified through the annual Tri-Met budget process. The Tri-Met budget undergoes extensive review by a seven member Citizens Advisory Committee and a public hearing on the proposed budget is convened by the Tri-Met Board of Directors.

The grant application process for all capital projects includes direct mailing to private transportation providers of notices of opportunity for public hearing on the proposed projects. Further opportunity for comment on the projects by private sector representatives is afforded when the Transportation Policy Alternatives Committee and the Joint Policy Advisory Committee on Transportation review the projects prior to approval of the TIP.

Finally, the competitive procurement process for purchase of equipment or vehicles, and provision of services or materials for the TIP annual element projects includes distribution of notices of bid advertisements or requests for proposals to prospective private sector bidders/proposers.

All major capital projects are examined prior to formulation of site plans to be certain that joint development possibilities are maximized from the inception of the project. This analysis focuses on possibilities in the area of obtaining contributions from property owners and developers and in being certain that air rights may be utilized without undue economic penalty to the private development.

In order to increase coordination and information sharing with the private sector, the Oregon Transit Association is continuing to expand membership of private transportation providers.

PROPOSALS FROM THE PRIVATE SECTOR

Tri-Met has received no unsolicited proposals from the private sector during the last year. Two proposals received the previous year under UMTA's Entrepreneurial Services Program are not being carried forward due to 13 (c) labor conflicts. Tri-Met offered four Requests for Proposals for the provision of transportation service during the past year. These new contracts are now in place and worth approximately \$3½ million per year.

DESCRIPTION OF IMPEDIMENTS TO HOLDING SERVICE OUT FOR COMPETITION

The major impediment to contracted transportation is the labor contract which requires all vehicles on lines of the District to be run by Tri-Met operators. The situation has changed somewhat because several contractors for elderly and disabled services have become organized. This has opened the door for further discussions toward resolving impediments to competition.

DESCRIPTION AND STATUS OF PRIVATE SECTOR COMPLAINTS

Tri-Met has received no private sector complaints regarding privatization in the past year.

PLANNING PROJECTS

A copy of fully allocated Tri-Met costs by route is attached. (Attachment A). Tri-Met has actively sought to contract out additional bus service at each of the last three labor negotiations. Tri-Met estimates the district would save between 18% and 25% of fully allocated costs per vehicle hour by contracting with the private sector. (See Attachment B).

PRIVATE ENTERPRISE PARTICIPATION POLICY

Dispute Resolution Process

A protest based upon Tri-Met's Private Enterprise Participation Policy must be received in writing by the Executive Director of Public Services or his designee no later than 10 working days following any decision or recommendation. The decision of the Executive Director of Public Services can be appealed by written communication to the General Manager or his designee within 10 working days of receiving notice of the Executive Director's decision. Tri-Met must in each case render a decision within 10 working days of receipt of the protest or appeal.

The protest or appeal must be in writing, include a detailed explanation of the basis of the protest or appeal, and state the course of action that the protesting party thinks Tri-Met should take. Any interpretation of UMTA regulations can be appealed to UMTA following the Tri-Met steps.

This dispute resolution process is not applicable to RFQ/RFP or bid protests which have their own procedures.

Attachment B

A. Range of Savings from Contracted Services

Maximum:

Minus
Administrative
Costs

Tri-Met Cost Savings
with Full Maintenance
Savings

\$32.26

Private Sector Costs*
(Range)

\$17.45 - 20.32
\$12.00 - 15.00

\$9.30 - 12.30

Minimum:

Tri-Met Cost Savings
w/o Full Maintenance
Savings

\$29.72

Private Sector Costs*
(Range)

\$17.45 - 20.32
\$ 9.42 - 12.40

\$8.50 - 12.12

Likely:

Tri-Met
Private Sector

\$30.00
20.00
\$10.00

\$7.30

B. Tri-Met Administration Costs per Platform Hour (First Year Costs)

Manager: \$37,000 * 1.4 = \$51,940

Analyst: \$30,000 * 1.4 = 42,000

\$93,946 - 34,684 annual platform hours

\$2.70/platform hour

C. FY88 Tri-Met System Operating Costs Per Hour - \$48.46

* Based on current contracts with private providers.

August 15, 1991

WESTSIDE CORRIDOR LIGHT RAIL PROJECT

Private Enterprise Participation Documentation

Summary:

The Westside Corridor project will be the most extensive public works enterprise in the history of the metropolitan area. As such, local jurisdictions have already exhibited a high level of planning coordination, financial commitment, and constituency involvement. Proof of broad public and private support of the project is evidenced in the November 1990 approval of a \$125 million bond measure by 74% of the voters in the District. A host of complementary public works activities will be undertaken which will enhance federally-assisted Westside LRT. The supportive partnership between government and the business and citizen communities is expected to continue throughout implementation of the transitway.

Funding has been, and will probably continue to be, a complex issue in expansion of LRT in the metropolitan area. Unlike some transit properties, Tri-Met lacks a dedicated resource to accommodate funding LRT construction. In tandem with efforts to secure traditional public sector funding sources, regional leaders have vigorously investigated public/private finance mechanisms. This investigation began with a theoretical review of these mechanisms by a task force, called the Public/Private Task Force on Transportation Finance (PPTF). The task force review was followed by consultant studies using the Westside LRT project as a case study.

During 1988, the PPTF convened to explore some creative methods of funding LRT expansion. The task force, composed of 15 business executives and six public officials from the region, was charged with designing a working partnership between the public and private sector for the financing of future transit projects. Findings and recommendations of the PPTF include:

Tax Increment Finance -- This mechanism should be used at selective station locations, not on a corridor-wide basis. Use should be considered in conjunction with urban renewal districts, and where LRT can directly contribute to redevelopment in alleviating blight.

Station Area Assessment Districts -- This mechanism should be implemented equally throughout the corridor to avoid unfair market impact. Districts would be established within ¼ mile walking distance of light rail stations. Assessments should be phased in, (a percentage of lease rates), reflect differing land uses (including vacant land), and be tiered according to pedestrian distance.

Joint Development and Station Cost Sharing -- Packaging of the sale or lease of land held by Tri-Met for private development could provide operating revenue. Tri-Met should acquire property around station sites with available federal dollars, with priority consideration given to sites that also support other development objectives beyond LRT. The potential for private station cost sharing should be considered when establishing the final alignment and station location.

The task force concluded that there is value to both the public and private sectors from development attributable to LRT improvements. This group understood that funding for the Region's transportation improvements will be met primarily from traditional public sources at the federal, state, and local level. However, property owners benefiting from LRT development should share in the cost of that development. The task force further concluded that there is a primary benefit to property owners adjacent to transit station development, and that a portion of that benefit should be "captured" or otherwise employed to help fund LRT improvements.

Dollar projections forecasted for four finance mechanisms are as follows:

| Public/Private Task Force September 1988 Key Findings and Recommendations | | | | |
|---|---------------|--------------------|----------------------|-------------------|
| | Tax Increment | Benefit Assessment | Station Cost Sharing | Joint Development |
| Westside LRT | \$14 M | \$15.0 | \$3 | Not Calculated |
| Estimates are \$15 M in the corridor and \$17 M in the central city attributable to Westside LRT, with the approximate distribution as shown above. | | | | |

The findings and recommendations of the task force were discussed and accepted by the Joint Policy Advisory Committee on Transportation, the Region's transportation policy setting group.

Following from the work of the task force, Tri-Met retained three consultants to review the applicability of the mechanisms using Westside LRT as a case study:

- 1) Tax Increment Financing -- Lyle Stewart, Oliver Norville, and Vicki Pflaumer;
- 2) Benefit Assessment Districts -- Shiels and Oblatz; and,
- 3) Joint Development and Station Cost Sharing -- Jeffrey Parker and Associates and Zimmer Gunsul Frasca.

With regard to numbers one and two above, the assignment was to review the conditions that would be necessary for the funding mechanism to be used when developing light rail corridors. Given the wealth of information available on Westside LRT, case studies of that facility were the basis for the reports. With regard to joint development and station cost sharing, the assignment was to develop specific recommendations that result in revenue generation or cost avoidance for the Westside LRT project. This was not an effort to identify potential land use demonstration projects.

The three consultant reports identified these findings and recommendations in 1990:

Tax Increment Financing -- Tri-Met does not have the legal authority to establish TIF but could work with local jurisdictions that have the authority to establish a TIF program. Using intergovernmental agreements, the region could legally tap TIF to raise tens of millions of dollars for transit development. This would be consistent with the task force findings. These funds could not legally be used to purchase rail vehicles or pay operating costs. Public understanding and support is critical when establishing a TIF program.

Station Area Assessment Districts -- Legally, these districts would be Local Improvement Districts (LID). The consultant had two recommendations. First, it was recommended that Tri-Met not pursue a corridor-wide LID program as suggested by the Task Force. It was argued that such a program would be technically difficult, too expensive to be cost effective, and meet with resistance from property owners.

Second, in lieu of a program funding specifically light rail, Tri-Met should consider undertaking a broader program in cooperation with jurisdictions to fund transit-related development in station areas. Work should be sought that is likely to have strong political and property owner support including road and access improvements; pedestrian ways, parks, wetlands and greenways; special urban design features, public and private utilities. Funding mechanisms would not need to be limited to assessment district. Tax increment; dedicated street lighting, sewer and water funds; system development funds; jurisdiction general funds and other local sources should be considered.

Joint Development and Station Cost Sharing -- Based upon an evaluation of seven Westside LRT station sites that were selected as promising joint development candidates, almost \$10 million could be derived in joint development through cost savings and additional revenues. A further opportunity to improve ridership and operations, as well as generate \$2.1 million in revenue, exists if Tri-Met invests its savings in project costs into additional land acquisition. These projections arise from future development scenarios in keeping with existing zoning and redevelopment alternatives that were evaluated at two workshops by private sector representatives.

With respect to Westside LRT, these mechanisms have not yet been implemented. Tax increment and assessment districts were not thought to be viable mechanisms for two reasons. First, the local portion of project funding was derived from bond proceeds. It was deemed more logical to offer voters one large bond measure rather than a smaller bond measure while also requesting approval for tax increment and assessment districts. Second, the idea to use these districts developed too late. Local governments and corridor property owners assumed traditional public funding sources were being sought for the project, thus there was no need for private investments to "make the project happen."

It is too early in the project to judge the full extent of station cost sharing and joint development. As Westside LRT enters final design, opportunities to employ these mechanisms will continue to be evaluated. Also at that time, potential uses of tax increment and benefit assessment districts for funding specific project elements will be revisited.

Documentation Specific to UMTA Circular 7005.1:

A. Description of Private Sector Involvement

Private citizens form the Citizen's Advisory Committee. The CAC received extensive public testimony regarding the LPA from downtown Portland to S.W. 185th. The CAC will continue in its advisory capacity and will make the initial recommendation for the locally preferred alternative for the extension to Hillsboro.

Further opportunity for public comment was afforded by hearings of the Project Management Group, the Steering Group, the discussions of the government agencies in adopting the preferred alternative, and the Tri-Met Board.

The grant application process for all capital projects includes direct mailing to private transportation providers of notices of opportunity for public hearing on the proposed projects. Further opportunity for comment on projects by private sector representatives is afforded when the Transportation Policy Alternatives Committee and Joint Policy Advisory Committee on Transportation review the projects prior to the approval of the TIP.

The competitive procurement process for equipment or vehicles, and provision of services or material for TIP annual element projects includes distribution of notices of bid advertisements or requests for proposals to prospective private sector bidders/proposers.

To date, private providers have fulfilled the following roles in the project:

- (1) consultants in preparing the SDEIS
- (2) tunneling and geological experts in analyzing route alternatives
- (3) engineers in analyzing surface alignments
- (4) financial advisors in analyzing employment impacts and funding choices
- (5) project management specialists in preparing the project management plan required by UMTA
- (6) engineers to perform value engineering
- (7) consultants in assisting with special mitigation problems

Private providers are expected to participate in the future in the following aspects of the project:

- (1) quality assurance
- (2) construction management
- (3) insurance
- (4) material testing program
- (5) pre-and post-construction surveys
- (6) systems and systems design
- (7) civil design

The actual construction will involve private providers as identified below:

- (1) civil work for line segments
- (2) civil work for tunnel
- (3) provision, installation and testing of track materials
- (4) landscaping
- (5) construction of stations and park-and-ride lots
- (6) provision, installation and testing of fare collection and accessibility equipment
- (7) provision, installation and testing of track electrification, signals and train-to-wayside communications, and communications systems
- (8) provision and testing of light rail vehicles
- (9) construction of operations facility

B. Description of Private Sector Proposals

Tri-Met has received no unsolicited proposals from the private sector during the last year. Two proposals received the previous year under UMTA's Entrepreneurial Services Program are not being carried forward due to 13 (c) labor conflicts. Tri-Met offered four Requests for Proposals for the provision of transportation service during the past year. These new contracts are now in place and worth approximately \$3½ million per year.

C. Description of Impediments to Holding Service Out for Competition

The major impediment to contracted transportation is the labor contract which requires all vehicles on lines of the District to be run by Tri-Met operators. The situation has changed somewhat because several contractors for elderly and disabled services have become organized. This has opened the door for further discussions toward resolving impediments to competition.

D. Description and Status of Private Sector Complaints

Tri-Met has received no private sector complaints regarding privatization in the past year.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: August 28, 1991

TO: TPAC

FROM: Michael Hoglund, ^{MH}Transportation Planning Supervisor

RE: RTP and FY 92 TIP; "Interim Conformity" with Clean Air Act Amendments of 1990

The Clean Air Act Amendments of 1990 require all transportation projects to either conform with the Act or come from a conforming plan and program. In the case of the Portland metropolitan area, the conforming plan is the Regional Transportation Plan (RTP) and the conforming program is the Transportation Improvement Program (TIP).

Final conformity regulations for future year's use are required to be released by November 15, 1991. For this year (referred to as the Phase I interim period), EPA and USDOT have developed "interim conformity guidelines" which apply to both the RTP and this year's FY 92 to Post 1995 TIP. In order for the region to receive federal transportation funds after November 15, 1991, both the TIP and RTP must be reviewed and approved by EPA and USDOT for compliance with the interim conformity guidelines. Essentially, compliance requires a determination that both the RTP and TIP contribute to reductions in annual emissions in CO and ozone non-attainment areas. The Portland region is a non-attainment area for both pollutants.

Attachment A describes the process and schedule for RTP and FY 92 TIP interim conformity determinations. The objective is to have a conforming RTP and TIP by November 15. To do so requires submittal of the technical analyses and conformity determination to EPA and USDOT together with the adopted TIP by October 1. If the TIP is found to conform, we will proceed with our normal TIP adoption process and include in the final TIP published document a finding of interim conformity. If the initial analyses do not result in conformity, TIP and/or RTP amendments will be necessary. In that case, Metro staff will present amendments at the September 27 TPAC meeting. If amendments are necessary, a TPAC subcommittee will be convened to address the issues.

MH/bc
Attachment

ATTACHMENT A

RTP, FY 92 TIP: Interim Conformity With CAAA Process, Format, Schedule

I. PROCESS

The following outline describes the methodology for determining interim conformity of the Portland Urbanized Area Transportation Improvement Program (TIP) for the fiscal years 1992 - post 1995 and the Regional Transportation Plan (RTP) with Clean Air Act Amendments of 1990. The methodology follows the recommended interim conformity guidelines as developed by the Environmental Protection Agency and the U.S. Department of Transportation. The methodology assumes that Metro and the Oregon Department of Transportation (ODOT), with assistance from the Department of Environmental Quality (DEQ), will be primarily responsible for the interim conformity determination.

Consistent with the interim conformity regulations, the outline describes both a qualitative and quantitative determination of conformity. The outline also describes how conformity will be integrated into TIP review and submittal and provides a conformity schedule.

A. Qualitative Analysis

The Interim Conformity Guidelines specify that a subjective analysis be performed to determine if the RTP and the proposed TIP generally enhance the implementation of any remaining Transportation Control Measures (TCMs) identified in currently adopted air quality State Implementation Plans (SIPs). To make a qualitative determination of compliance, Metro and ODOT will evaluate the following requirements.

1. Consistency with the Most Recent Mobile Source Emissions Estimates. RTP and TIP conformity will be based on the most recent emissions estimates (as conducted below in the quantitative analysis). The emission estimates, in turn, must be based on the most recent population, employment, travel and congestion estimates as determined by Metro. The qualitative analysis will include a finding consistent with this requirement.
2. No Negative Impacts on TCMs. In order to conform, Metro and ODOT must determine that the RTP and TIP does not "contradict in a negative manner" specific requirements of the SIP (e.g., neither the RTP or the TIP will state that SIP TCMs will not

be implemented or make it impossible to implement any SIP TCM).

3. **Expeditious Implementation of TCMs.** In order to conform, Metro and ODOT must determine that the RTP and TIP provide for, or have provided, for the expeditious implementation of SIP TCMs.
 - a. Expeditious implementation generally means as soon as "practicable," but no longer than provided for the TCM in the original implementation plan schedule.
 - b. The TIP must only include TCMs described in sufficient detail in the SIP. The determination of "sufficient" must be made "with the agreement of the air agencies involved." Metro and ODOT will seek DEQ compliance review for a finding related to this guideline.
 - c. The TIP must include the status of each SIP TCM.
 - d. The TIP must place a high priority on any remaining TCM and promote timely implementation of those measures.
 - e. Failure to implement any TCMs must be addressed in future conformity determinations.
 - f. Replacing SIP TCMs determined to be subsequently obsolete may only occur during SIP revisions.
 - g. Emission reductions from new (replacement) TCMs must be equal or greater than those from outdated TCMs being replaced.
4. **Qualitative Conformity Determination.** In order to conform, Metro and ODOT must determine that the transportation plan (RTP) and TIP generally conform to the SIP by supporting the achievement and maintenance of the National Ambient Air Quality Standards (NAAQS) and are consistent with the above guidelines.

B. Quantitative Analysis

A finding of conformity with the interim guidelines for the CAAA requires that a quantitative analysis be conducted, if possible, for both the RTP and TIP. Such

a quantitative analysis is possible for the Portland metropolitan area.

To determine conformity, Metro and ODOT must show that both the RTP and TIP contribute to annual emissions reductions. During the interim period for the proposed TIP (referred to as Phase I), "contributes" means that the TIP and the RTP will decrease emissions in the future relative to emissions over the same period without the TIP or RTP baseline cases (i.e., a Build/No-Build comparison). Summarized below are the key analytical steps for quantitative interim conformity requirements as included in the guidelines and tasks identified by Metro and ODOT necessary to complete the steps.

1. Define the "New TIP" or RTP Scenario. Defined as the "build" situation resulting from implementation of all federal projects scheduled in the TIP; non-federal projects required by State law to be in the TIP; and non-federal projects with clear funding sources or commitments and a completion date consistent with the analysis year. The design concept and scope of all projects must be described in sufficient detail to estimate emissions.

For the TIP, Metro and ODOT, with assistance from Tri-Met and the local cities and counties, will identify and define the applicable federal projects and any non-federal projects (Major Collector or higher) which may have system or emission impacts. For the RTP, the 2010 recommended network will be utilized (updated from 2005).

2. Define the Baseline Scenario. Defined as the "No-Build" situation consisting of the existing system, the completion of projects currently under construction, and the continuance of ongoing TDM/TSM or other similar programs. The No-Build Scenario should exclude projects with no impact on regional emissions (as listed in the Interim Guidelines).

Metro and ODOT are developing a "No-Build" scenario for 1990.

3. Perform the Emissions Impact Analysis. The difference in areawide emissions -- VOC (OZONE) and CO -- between the TIP Build and RTP with the No-Build scenarios should be estimated. The emissions

analyses "should use locally available transportation models and tools, and must be adequate to make a reasoned determination of whether the new (or build) TIP/RTP contributes to emission reductions." For each pollutant, the emissions comparisons should be done for two future years and a third year beyond attainment for the TIP, and 2010 for the RTP as follows:

TIP

- 1993 - OZONE
- 1995 - CO
- 1996 - OZONE
- , 2000 - CO

RTP

- 2010 - CO & OZONE

2000 is necessary for a TIP CO emissions comparison since 1995 is both an "attainment" and "milestone" year for the Portland Region.

Metro and ODOT are developing Build and No-Build networks for emission comparisons for 1990, 1993, 1995 and 2000. For the RTP, the Build/No-Build comparison will be made for 2010. The analysis will utilize Metro's EMME/2 Travel Forecast Model and either MOBILE 4.0 or 4.1. The PC version of MOBILE 4.1, as provided to DEQ by EPA, may not be compatible for EMME/2 hardware (according to Howard Harris). If not, MOBILE 4.0 can be utilized. According to the interim guidelines, MOBILE 4.1 must be used on conformity TIP emissions analyses work that starts later than three months after release of MOBILE 4.1. Release of MOBILE 4.1 was in July. The region's conformity analyses work began late July/early August.

The future SIP update will utilize MOBILE 5.0 following its release. MOBILE 5.0 incorporates new federal tailpipe emission standards.

4. Determine Conformity. The TIP contributes to emissions reductions if emissions from the Build scenario are less than those from the No-Build scenario for the "two end-point years" for both CO and OZONE. There also must be a logical basis for expecting less emissions in each intervening year. The RTP must be determined not to increase the frequency or severity of existing violations to satisfy Sections 176(c)(1)(B)(ii) of the Act (essentially, contribute to emission reductions).

II. FORMAT

The TIP for 1992 to post 1995 will include a section stating conformity with the CAAA of 1990 base on interim conformity guidelines as developed by EPA and USDOT. The section will note conformity for the milestone and attainment years identified above. Technical analyses, including travel and emission forecasting associated with interim conformity determinations, will not be included in the FY 1992 TIP but will be submitted separately for EPA and USDOT review and approval. Separate submittal of the technical analyses will allow for this year's TIP development process to proceed on its regular schedule.

Similarly, the RTP, during the 1991 revision, will include a statement of interim conformity. Technical analyses will be forwarded to EPA and USDOT separately.

III. SCHEDULE AND AMENDMENTS

A. Schedule

After November 15, 1991, only those projects contained in conforming TIPs can be approved for funding by either UMTA or FHWA. However, in order to provide EPA and USDOT adequate time to review the technical analysis associated with interim conformity, information and findings must be forwarded on or about October 1, 1991. Consequently, Metro and ODOT will need to finish the technical analysis and determine conformity by that date.

In addition, the normal TIP submittal process includes a review and adoption process that begins with the Transportation Policy Alternatives Committee (TPAC) meeting on September 6, 1991 and concludes with Council adoption on September 26, 1991 and submittal to FHWA and UMTA by October 1, 1991. As currently scheduled, conformity analysis is lagging behind the regular TIP schedule. Consequently, until such time that the interim conformity schedule is able to "catch up" with the regular TIP submittal schedule, it is recommended both schedules proceed independently. As the procedures converge, the analysis and interim conformity determination will be integrated into the TIP. In the meantime, the TIP will include a section which assumes conformity (see also "Amendments", below).

The actual interim conformity schedule is as follows:

1. Quantitative Analysis
 - a. Compile list of qualifying projects, including federally funded TIP projects and local projects of Major Collector or above. Complete August 11.
 - b. Define capacities for each qualifying project. Complete August 23.
 - c. Receive transit network information from Tri-Met. Complete August 26.
 - d. Code networks. Base (1990), and Build/No-Build for TIP (ozone: 1993 and 1996; CO 1995 and 2000), and RTP (2010). Begin August 19; complete September 13.
 - e. Receive emission factors from DEQ. Complete September 6.
 - f. Run emissions model. Begin September 9; Complete September 18 (to allow for TPAC mailing; otherwise later).
 - g. Quantitative conformity determination. September 18.
2. Qualitative Analysis. Complete September 12.
3. Reviews and Submittals

The following schedule provides for adequate local review of the interim conformity analyses and findings and enables the region to have an approved TIP on November 15, 1991. To do so, conformity findings need to be forwarded to EPA and USDOT prior to their final review and approval by JPACT and the Metro Council.

- a. TPAC: September 6 (Informational)
- b. TPAC: September 27 (Review)
- c. EPA/USDOT: October 1 (Submittal)
- d. EPA/USDOT: November 15, 1991 (Approval of Interim Conformity Findings)

B. Amendments

The FY 92 TIP is being reviewed and adopted assuming interim conformity compliance. If the TIP conforms, work will essentially be completed and the document submitted. If the analysis shows the TIP is not in conformance, then amendments enabling conformance will be presented at the September 27 TPAC meeting. The amendments will take the form of either new TCMs or modifications to the TIP elements or schedule. Consistent with the above schedule and to minimize delay, an amended TIP would still be submitted to EPA/USDOT on October 1. Amendments to the TIP would require JFACT and Metro Council review and adoption on October 10 and 24, respectively.

TIPC0827.ATT
August 28, 1991

Meeting Date: September 26, 1991
Agenda Item No. 7.8

RESOLUTION NO. 91-1506



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 7.8; RESOLUTION NO. 91-1506

The Governmental Affairs Committee report on Resolution No. 91-1506 will be distributed in advance to Councilors and available at the Council meeting September 26.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF ADOPTING) RESOLUTION NO. 91-1506
A MANAGEMENT COMPENSATION)
PACKAGE)

WHEREAS, there are employees of Metro who are not allowed representation by a labor organization under the Public Employees Collective Bargaining Act (PECBA); and

WHEREAS, the change-over to the PERS retirement system prompted discussions with the non-represented employees; and

WHEREAS, these discussions led to other areas of non-represented employee compensation and recognition; and

WHEREAS, these employees primarily perform management duties and represent Metro as such; and

WHEREAS, in recognition of their management status in Metro and under PECBA; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District hereby adopts the Management Compensation Package as shown in Exhibits A and B.

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

EXHIBIT A

PERS

Incorporate the Sick Leave Option into the non-reps plan.

Advantages/Justification: This would bring the Metro non-reps to parity with the Merc non-reps who already have the sick leave option under PERS. Local 483 employees also have the sick leave option in year two (92-93) of their contract. AFSCME was offered the sick leave option and declined it. Most other comparable jurisdictions have the sick leave option with PERS.

Fiscal Impact: Estimated total cost impact \$115,119.

EXHIBIT B

CURRENT RETIREMENT PLAN CONSOLIDATION

Roll the 5% Principal Financial Group plan into the 6% Western Retirement Trust plan.

Advantages/Justification: This would enable us to get out of the non-responsive, restrictive Principal plan and get into a merged single plan with Western which has a good service record with us and is responsive to our needs. The merging of funds will allow Western to administer a single plan instead of double plans which will result in cost savings associated with the administration and management of the program. This cost savings will also allow the employees to self-direct a percentage of their funds into different investment scenarios.

Western would be assigned as the trustee of the plan and therefore would have fiduciary responsibility instead of Metro's Executive Officer thus eliminating the Executive Officer's liability. As trustee, Western would negotiate the transfer of funds with Principal in our behalf.

Fiscal Impact: Nominal savings.

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 91-1506, FOR THE PURPOSE OF
ADOPTING A MANAGEMENT COMPENSATION PACKAGE FOR NON-
REPRESENTED EMPLOYEES.

Date: September 11, 1991

Presented by: Paula Paris

Background: As a result of discussions with non-represented employees regarding the integration of PERS, issues surfaced relative to PERS benefits and to the current retirement plans. All available options under PERS and the current retirement plans were explored and consideration was given to all options.

Fiscal Impact: Estimated total cost impact is \$115,119.

PERS: Incorporate the Sick Leave Option into the non-reps plan.

Advantages/Justification: This would bring the Metro non-reps to parity with the Merc non-reps who already have the sick leave option under PERS. Local 483 employees also have the sick leave option in year two (92-93) of their contract. AFSCME was offered the sick leave option and declined it. Most other comparable jurisdictions have the sick leave option with PERS.

CURRENT PLAN CONSOLIDATION: Roll the 5% Principal Financial Group plan into the 6% Western Retirement Trust plan.

Advantages/Justification: This would enable us to get out of the non-responsive, restrictive Principal plan and get into a merged single plan with Western which has a good service record with us and is responsive to our needs. The merging of funds will allow Western to administer a single plan instead of double plans which will result in cost savings associated with the administration and management of the program. This cost savings will also allow the employees to self-direct a percentage of their funds into different investment scenarios.

Western would be assigned as the trustee of the plan and therefore would have fiduciary responsibility instead of Metro's Executive Officer thus eliminating the Executive Officer's liability. As trustee, Western would negotiate the transfer of funds with Principal in our behalf.

We believe this portion of the management compensation package to be an equitable and reasonable plan for our non-represented employees. IT is, therefore recommended by the Executive Officer that Resolution No. 91-1506 be adopted.

Meeting Date: September 26, 1991
Agenda Item No. 7.9

RESOLUTION NO. 91-1467A



METRO

Memorandum

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

DATE: September 20, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council *PA*

RE: AGENDA ITEM NO. 7.9; RESOLUTION NO. 91-1467A

The Governmental Affairs Committee report on Resolution No. 91-1467A will be distributed in advance to Councilors and available at the Council meeting September 26.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503.221-1646

Memorandum

DATE: September 11, 1991

TO: Government Affairs Committee

FROM: Donald E. Carlson, ^{DFC} Council Administrator

RE: Proposed Amendments to Resolution No. 1467 Pertaining to Rules of Procedure for the Conduct of Council Business

Please find attached proposed amendments to Exhibit B of Resolution No. 1467. As you recall this resolution contains various procedures for the Council to follow as it conducts its business. Exhibit B deals specifically with rules of procedure relating to communications from the public.

The first proposed amendment exempts contested case matters from the proposed procedures. The most frequent contested case matters before the Council are UGB amendments. Contested cases are quasi-judicial matters which lend themselves to different procedures than regular matters before the Council.

The second proposed amendment provides the ability for a member of the public to address the Council more than once on a single matter before the Council. The limitation on this authorization would be that the Council must unanimously agree or another speaker must relinquish his or her time to speak.

cc: Councilor McFarland
Councilor McLain

Res 1467.exB

EXHIBIT B

(9/11/91)

RULES OF PROCEDURE RELATING TO COMMUNICATIONS FROM THE PUBLIC

The Council shall encourage the appearance of members of the public both for matters on the agenda and not on the agenda. To facilitate the orderly transaction of business the following procedures shall apply for matters other than contested cases:

1. At the beginning of each Council meeting and periodically during the meeting, the Presiding Officer shall announce that public testimony is allowed on matters before the Council and shall instruct members of the public to fill out sign-up cards and submit them to the Clerk of the Council. The sign up card shall indicate the name and address of the person to testify, the agenda item on which the person wishes to speak and whether the person is speaking in favor or against the matter before the Council.
2. A member of the public may appear only once on each separate matter before the Council and shall be limited to three (3) minutes of testimony, exclusive of answers to questions from Councilors. A member of the public may speak more than once and longer than three (3) minutes [~~only~~] with unanimous consent of the Council or if a member of the public who has also signed up to speak yields his or her time and opportunity to speak.

3. On matters before the Council on which a decision is to be made the Presiding Officer shall alternate the testimony between those speaking in favor of the matter and those speaking in opposition to the matter, starting with a person in favor of the matter. If there are no persons remaining to alternate, the Presiding Officer shall call the remaining persons to testify in which ever order he or she determines is best. The Presiding Officer shall request members of the public to avoid providing repetitive or irrelevant testimony.

4. A person addressing the Council shall do so from the rostrum or table upon first gaining recognition of the Presiding Officer and after stating his or her name and address for the record.

am:ex2.225



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

DATE: July 11, 1991

TO: Governmental Affairs Committee

FROM: Donald E. Carlson, *DE* Council Administrator

RE: Explanation of Resolution No. 91-1467 -- Adopting Rules of Procedure Relating to the Conduct of Council Business

Resolution No. 91-1467 is the implementing mechanism for Ordinance No. 91-407 which was adopted by the Council on June 27, 1991. That ordinance amended Chapter 2.01 of the Metro Code to require the Council to do the following:

- A. Adopt rules of procedure governing the conduct of debate on matters considered by the Council;
- B. Adopt rules of procedure relating to the receipt of communications from the public at Council meetings;
- C. Adopt rules of procedure for the introduction and consideration of ordinances and resolutions;
- D. Adopt the general order of business for Council meetings; and
- E. Adopt a rule establishing criteria for a Consent Agenda at Council meetings.

Resolution No. 91-1467 contains five exhibits which pertain to the matters listed above. Exhibits A and B establish new rules of procedure for rules of debate and receipt of communications from the public respectively. Exhibits C, D and E revise existing rules of procedure for ordinances and resolutions, the general order of business and the consent agenda respectively.

EXHIBIT A provides new rules of procedure governing debate on matters before the Council. Section 1. provides that debate cannot start until there is a question before the Council therefore on matters requiring a decision of the Council the first order of business is to have a motion and a second made. On matters referred to from a committee the person presenting the committee report shall be recognized first for a motion and presentation of the committee report. If a minority report is to be given then the person presenting it will be recognized immediately after the presentation of the committee report.

There is no time limit stated for the presentation of the committee or minority reports.

Section 2. requires that councilors speak to the matter before them and authorizes the Presiding Officer to terminate the debate of councilors who provide persistently irrelevant or repetitious comments.

Section 3. limits the frequency and time a councilor may speak on each motion (only once and no more than 5 minutes); provides the Council or and individual councilor may give a councilor more time to speak on a motion; and, enables a councilor to "have the floor" when asking questions of persons appearing before the Council.

Section 4. provides for the councilor moving and presenting the committee or minority report to close the debate and limits the time to 3 minutes.

Exhibit B provides new rules of procedure relating to the receipt of communications from the public. Section 1. provides for the Presiding Officer to obtain sign up cards from persons wishing to appear before the council. Section 2. limits a person appearing to once on each matter before the council and to 3 minutes of testimony exclusive of questions from councilors. Section 3. provides for the Presiding Officer to alternate testimony both for and against on matters before the council. Section 4. requires the public to use the table or rostrum when appearing before the council.

Exhibit C provides a revised set of procedures for the processing of ordinances and resolutions. The major changes from the prior procedures are 1) the consolidation of two separate procedures into one document; and 2) the addition of language in Section 5. which states the kinds of action a committee can take on an ordinance or resolution. This latter change is consistent with language included in Ordinance No. 91-407.

Exhibit D revises the general order of business for council meetings. The order of business is consistent with current practice while the old order or business was not.

Exhibit E revises the rules of procedure and criteria for the consent agenda. This set of rules and criteria conform to the current practice and terminology while the old rules did not.

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF ADOPTING) RESOLUTION NO. 91-1467A
RULES ESTABLISHING PROCEDURES)
RELATING TO THE CONDUCT OF) Introduced by Councilors
COUNCIL BUSINESS) McFarland and McLain and
) Presiding Officer Collier

WHEREAS, Ordinance No. 91-407 amends Metro Code Section 2.01.090 to require the Council to adopt rules establishing procedures governing the conduct of debate on matters considered by the Council;

WHEREAS, Ordinance No. 91-407 amends Metro Code Section 2.01.120 to require the Council to adopt rules establishing procedures relating to the receipt of communications from the public at Council meetings;

WHEREAS, Metro Code Sections 2.01.070 and 2.01.080 require the Council by resolution to adopt a rule establishing procedures for the introduction and consideration of ordinances and resolutions respectively which current procedures have been adopted by the Council through Resolution No. 88-874;

WHEREAS, Metro Code Section 2.01.130 requires the Council by resolution to adopt the general order of business which current general order of business has been adopted through Resolution No. 88-898; and

WHEREAS, Ordinance No. 91-407 requires the Council by resolution to adopt a rule establishing criteria for the presentation of a consent agenda for consideration and vote at a regular Council meeting which current criteria have been adopted by the Council through Resolution No. 84-499; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District hereby rescinds and adopts the following rules establishing criteria and/or procedures:

1. Adopts the rules of procedure governing debate on matters before the Council as shown in Exhibit A attached hereto;

2. Adopts the rules of procedure relating to receipt of communications from the public at Council meetings as shown in Exhibit B attached hereto;

3. Rescinds the procedures for the introduction and consideration of ordinances and resolutions set forth in Resolution No. 88-874 and adopts the rules of procedure for ordinances and resolutions as shown in Exhibit C attached hereto;

4. Rescinds the general order of business for Council meetings set forth in Resolution No. 88-898 and adopts the rules establishing the general order of business for Council meetings as shown in Exhibit D attached hereto; and

5. Rescinds the consent agenda criteria set forth in Resolution No. 84-499 and adopts the rule establishing consent agenda criteria and procedures as shown in Exhibit E attached hereto.

6. The Council may by a positive vote of eight members authorize the suspension of any rule adopted herein.

BE IT FURTHER RESOLVED,

That the appropriate standing Committee of the Council shall review the Council procedures contained in this Resolution six months from its adoption, and report its findings and recommendations to the Council.

ADOPTED by the Council of the Metropolitan Service District
this _____ day of _____, 1991.

Tanya Collier, Presiding Officer

an/res.225

EXHIBIT A

RULES OF PROCEDURE GOVERNING DEBATE ON MATTERS BEFORE THE COUNCIL

To conduct Council business in an orderly and expeditious manner the following rules of procedure are established:

1. All Councilors have a right to debate each matter brought before the Council. There shall be ~~[no debate on any matter unless there is]~~ a question before the Council prior to debate on any matter. On each matter brought before the Council for a decision, the Presiding Officer shall ask for a motion on the matter which must be seconded for it to be a proper question. For matters referred to the Council from a standing committee the Presiding Officer shall first recognize the Councilor designated to present the committee report for a motion and presentation of the committee report. If there is a minority report on any matter referred from a standing committee, the Presiding Officer shall recognize the Councilor presenting the minority report for a motion and presentation of the minority report immediately after the presentation of the committee report.
2. A Councilor speaking on a motion ~~[must]~~ shall confine his or her remarks to the matter under consideration by the Council and shall avoid repetition and irrelevant comment. ~~[The Presiding Officer may direct any Councilor to discontinue~~

~~speaking if he or she resorts to persistent irrelevance or to persistent repetition.]~~

3. A Councilor may speak [~~only~~] once for [~~not more than~~] up to five (5) minutes on each main motion and substantive amendment to a main motion before the Council. A Councilor may speak more than the allotted time with unanimous consent of the Council or if another Councilor yields his or her right to speak and time on the question at hand. A member may be permitted to speak a second time to clear up a matter of fact, to explain a point misunderstood, or to clear up a question that has arisen in the debate. A Councilor may be recognized by the Presiding Officer to question any person appearing before the Council. When a Councilor has been recognized he or she is considered to have the floor and need not be recognized for each subsequent question until he or she is finished with the questioning.

4. The Councilor who moves and presents the committee or minority report on a matter before the Council is entitled to close the debate after other Councilors wishing to speak have spoken. The closing comments shall be limited to [~~no more than~~] three minutes unless extended by unanimous consent of the Council.

am:exl.225

EXHIBIT B

RULES OF PROCEDURE RELATING TO COMMUNICATIONS FROM THE PUBLIC

The Council shall encourage the appearance of members of the public both for matters on the agenda and not on the agenda. To facilitate the orderly transaction of business the following procedures shall apply for matters other than contested cases:

1. At the beginning of each Council meeting and periodically during the meeting, the Presiding Officer shall announce that public testimony is allowed on matters before the Council and shall instruct members of the public to fill out sign-up cards and submit them to the Clerk of the Council. The sign up card shall indicate the name and address of the person to testify, the agenda item on which the person wishes to speak and whether the person is speaking in favor or against the matter before the Council.
2. A member of the public may appear only once on each separate matter before the Council and shall be limited to three (3) minutes of testimony, exclusive of answers to questions from Councilors. A member of the public may speak more than once and longer than three (3) minutes [early] with unanimous consent of the Council or if a member of the public who has also signed up to speak yields his or her time and opportunity to speak.

3. On matters before the Council on which a decision is to be made the Presiding Officer shall alternate the testimony between those speaking in favor of the matter and those speaking in opposition to the matter, starting with a person in favor of the matter. If there are no persons remaining to alternate, the Presiding Officer shall call the remaining persons to testify in which ever order he or she determines is best. The Presiding Officer shall request members of the public to avoid providing repetitive [~~or irrelevant~~] testimony.

4. A person addressing the Council shall do so from the rostrum or table upon first gaining recognition of the Presiding Officer and after stating his or her name and address for the record.

antex2.225

EXHIBIT C

RULES OF PROCEDURE AND CONSIDERATION

OF ORDINANCES AND RESOLUTIONS

1. Introduction: An ordinance or resolution may be introduced by the Council, a Councilor or Councilors, a Council standing committee, or the Executive Officer. Each ordinance or resolution shall designate the person, persons, or committee introducing the ordinance or resolution.

2. Filing: The Clerk of the Council (Council Clerk) shall assign numbers and approve [~~titles~~] titles for all proposed ordinances or resolutions. The Council Administrator may establish requirements for filing supporting materials with ordinances and resolutions to assist the Council and its committees in deliberating on matters brought before it. A proposed ordinance shall be filed with the Council Clerk at least eight (8) days prior to the next regular Council meeting for which it is requested to be considered for first reading. A proposed resolution shall be filed with the Council Clerk at least eight (8) days prior to consideration by a Council standing committee.

3. Disposition and Referral: An ordinance or resolution timely filed with the Council Clerk and in proper form (including all required supporting materials) shall be 1) in the case of an ordinance placed on the next available Council agenda

for first reading and referral by the Presiding Officer to one or more standing committee(s); or, 2) in the case of a resolution referred to one or more standing committee(s) by the Presiding Officer except for a resolution introduced and recommended by a standing committee. A resolution introduced and recommended by a standing committee shall be filed with the Council Clerk and shall be placed on a Council agenda at the discretion of the Presiding Officer. If the Presiding Officer refers an ordinance or resolution to more than one standing committee, the standing committees shall consider and act upon the ordinance or resolution in the order specified by the Presiding Officer at the time of referral. The Council Clerk shall notify Councilors and the Executive Officer on a weekly basis of the referral status of ordinances and resolutions.

4. Items Considered by the Council as a Whole: The following items [~~shall not be referred to committee by the Presiding Officer but~~] shall be considered and acted upon the Council as a whole, rather than referred to a committee by the Presiding Officer:

- a. Any ordinance placed on a Council agenda as provided in Section 2.01.070(1) of the Metro Code for which one reading only is required;

- b. Any ordinance, order or resolution proposed for Council action as a result of a contested case proceeding as provided in Chapter 2.05 of the Metro Code;
 - c. Any item placed on the agenda for any emergency meeting of the Council as provided in Section 2.01.050 of the Metro Code; and
 - d. Any action of the Metropolitan Exposition Recreation Commission placed on the Council agenda as provided by Section 6.01.080 of the Metro Code.
5. Committee Consideration: An ordinance or resolution referred to a standing committee shall be scheduled for public hearing and committee consideration at the discretion of the chair of the committee. The committee may refer an ordinance or resolution to the Council or another standing committee to which it was referred by the Presiding Officer either as originally submitted or as amended with a recommendation for approval or with no recommendation, table an ordinance or resolution or continue an ordinance or resolution to another meeting. Any ordinance or resolution which remains in a standing committee over six (6) months from the date it was initially considered by the committee shall be considered to be defeated and shall be filed with the Council Clerk and receive no further consideration.

The Presiding Officer or the Council by a majority vote of a quorum [~~or the Presiding Officer~~] may remove any ordinance or resolution from a committee for re-referral by the Presiding Officer or consideration by the Council at a subsequent meeting. Announcement of or Council consideration of such removal shall take place under the "Councilor Communication and Committee Reports" agenda item at Council meetings.

6. Committee Report: An ordinance or resolution referred to the Council with or without a favorable committee recommendation shall be placed on a Council agenda at the discretion of the Presiding Officer for second reading and/or Council consideration. There shall be a committee report for each ordinance or resolution referred to the Council. The Committee chair shall assign a member of the committee to present the report to the Council. The report shall state the committee recommendation, a record of the vote, the major issues discussed by the committee and any other pertinent information of use to the Council.

7. Minority Report: A minority report on any ordinance or resolution recommended by the committee may be submitted for Council consideration at the same Council meeting that the committee report is considered. Any committee member present at the committee meeting at which an ordinance or

resolution was considered and voting against the prevailing side may serve notice at that committee meeting of his or her intent to file a minority report for Council consideration. Upon such notice and in order for the minority report to be considered by the Council the Councilor who had served notice shall prepare a written minority report which shall be submitted to the Clerk of the Council prior to the Council meeting at which the ordinance or resolution is scheduled for a second reading and/or consideration. The Council shall hear and consider the minority report immediately after the presentation of the committee report.

am:exc.225

EXHIBIT D

A RULE ESTABLISHING THE GENERAL ORDER
OF BUSINESS FOR COUNCIL MEETINGS

1. The general order of business for regular council meetings shall be as follows:
 - o Call to order
 - o Introductions
 - o Citizen Communications to the Council on Non-Agenda
Items
 - o Executive Officer Communications
 - o Consent Agenda
 - o Ordinances
 - First Readings and Referrals
 - Second Readings
 - o Orders
 - o Resolutions
 - o Other Business
 - o Councilor Communications and Committee Reports
 - o Adjourn

2. The Presiding Officer shall follow the above general order of business in preparing regular Council meeting agendas and shall include approximate times for the consideration of each item on the agenda.

3. The Presiding Officer may change the order of business in preparing a regular Council meeting to meet special circumstances and shall notify the Council of such change in the general order of business at the beginning of the Council meeting.

am:exd.225

EXHIBIT E

RULES OF PROCEDURE AND CRITERIA FOR THE CONSENT AGENDA

The following criteria and procedures shall apply to the consent agenda:

1. Agenda items may be placed on the consent agenda if they conform to the following criteria:
 - a. The agenda item has received a unanimous favorable recommendation from a Council standing committee or committees if it has been considered by more than one standing committee;
 - b. The standing committee chairperson(s) request that the item be placed on the Council consent agenda, and
 - c. No public hearing is required by law or Metro ordinance before the Council.
2. Ordinances may not be included on the consent agenda.
3. A consent agenda may only be presented at a regular Council meeting and shall be included as part of the regular meeting agenda.
4. The Presiding Officer shall have final approval of which items shall be placed on the consent agenda and the Council Administrator shall certify that consent agenda items meet the criteria listed in Section 1 above.
5. If a Councilor objects to any item on the consent agenda, that item shall be removed from the consent agenda and placed on the regular agenda of the Council at a time or place to be determined by the Presiding Officer.

Meeting Date: September 26, 1991
Agenda Item No. 8.1

RESOLUTION NO. 91-1496



METRO

Memorandum

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

DATE: September 18, 1991

TO: Metro Council
Executive Officer
Interested Parties

FROM: Paulette Allen, Clerk of the Council

RE: NON-REFERRED RESOLUTIONS; URBAN GROWTH BOUNDARY AMENDMENT
RESOLUTION NO. 91-1496

Staff's report and Resolution No. 91-1496 only have been published in the Council agenda packet for the September 26 meeting. Supplemental packets containing Exhibit A, Map of proposed adjustment; Exhibit B, Contested Case No. 91-01, Hearings Officer Report and Recommendation; and all other supporting data will be printed separately and distributed in advance to Councilors and available at the meeting. Parties who wish to obtain a copy of the supplemental packet may contact the Clerk at ext. 206.

STAFF REPORT

CONSIDERATION OF RESOLUTION NO. 91-1496 FOR THE PURPOSE OF EXPRESSING COUNCIL INTENT TO AMEND METRO'S URBAN GROWTH BOUNDARY FOR CONTESTED CASE NO. 91-1, DAMMASCH

Date: August 22, 1991

Presented By: Ethan Seltzer

BACKGROUND

Contested Case No. 91-1 is a petition from the State of Oregon for a major amendment of the Urban Growth Boundary in Clackamas County. The property proposed for inclusion in the UGB totals approximately 184 acres and constitutes the sites for Dammasch State Hospital and the Callahan Center, located west of Wilsonville as shown in Exhibit A to the Resolution. The City of Wilsonville and Clackamas County have both taken positions in support of the amendment.

Currently, Metro considers petitions for major amendments to the UGB according to the process and criteria described in Metro Ordinance No. 85-189, as amended by Metro Ordinance No. 86-204. Unlike Metro's process and criteria for making Locational Adjustments, contained in Chapter 3.01 of the Metro Code and acknowledged by State as being consistent with the Statewide Planning Goals, the Major Amendment process has not been either codified by Metro or acknowledged by the state. Consequently, applicants for Major Amendments are required to address all applicable Statewide Planning Goals in their petition.

Metro Hearings Officer Larry Epstein held a hearing on this matter on June 19, 1991, in Wilsonville. Testimony was received from both the petitioner and from concerned citizens. The Hearings Officer's Report and Recommendation, attached as Exhibit B to the Resolution, concludes that the petition complies with the applicable statewide planning goals and that the petition should be granted. One exception to the decision has been filed and is attached to this staff report for your review.

Following presentation of the case by the Hearings Officer, and comments by the petitioner, the parties to the case will be allowed to present their exceptions to the Council. The petitioner will be given the opportunity to respond to the exceptions posed by parties. The Hearings Officer will be available to clarify issues as they arise.

At its meeting on the 26th of September, 1991, Council can approve this Resolution or remand the findings to staff or the Hearings Officer for modification. If the Resolution is approved, petitioner will need to annex the property to Metro prior to Council action on an Ordinance formally granting the petition.

Resolution 91-1496: Staff Report page 2

The annexation to the Metro district would occur concurrently with annexation to Wilsonville, and is an action of the Portland Metropolitan Area Local Government Boundary Commission. Should the Council approve this resolution, and if the petitioner then accomplishes the annexation of the subject property to the Metro district within 6 months of the date of Council approval, then the Council should expect to see an ordinance finally amending the UGB early in 1991.

ANALYSIS

Both the Dammasch State Hospital and the Callahan Center predate the adoption of comprehensive plans and the Metro UGB. They are part of a state ownership that total approximately 485 acres. Proposed for addition to the UGB are approximately 184 acres which comprise the area needed for future hospital development and/or are impacted by the existing facilities and their supporting infrastructure. The remaining state ownership of approximately 300 acres will remain outside the UGB and zoned for exclusive farm use.

Two issues confronting the state have motivated this application. First, Dammasch and the Callahan Center are served by a small sewage treatment plant that has been cited repeatedly for contributing to water quality violations in Mill Creek. The state has considered a variety of solutions to this problem, and has concluded that the only viable, long-term solution will be connection to the Wilsonville treatment facilities. However, if the property cannot be brought into the UGB, the state will be required to pay extraterritorial rates, which represent a significant increase in the cost of service.

Second, the Callahan Center is currently empty. Its re-use outside the UGB is complicated by the fact that it is a nonconforming use in an exclusive farm use zone. There is no appropriate zoning in the rural comprehensive plan of Clackamas County to guide the use of the facility, and limited opportunity for any use of the site without adequate sewage facilities. This amendment would allow inclusion of the Callahan Center in the City of Wilsonville, which could provide both appropriate zoning and sewage services. This would make the property significantly more marketable.

There are two primary ways to assess the "need" for this amendment. The first has to do with whether there is a need for this property inside the UGB to meet the expected growth in population and employment. Although there is clearly a need for the services of the state hospital in the region, the overall urban land supply is sufficient to meet the currently projected land needs.

The second basis for asserting the need for this addition has to do with issues affecting the livability, employment opportunity, and housing opportunities in the region. In this instance, the petitioner has asserted and the Hearings Officer has agreed that there is a need for the

Resolution 91-1496: Staff Report page 3

amendment to end the pollution of Mill Creek, to put the Callahan Center to productive use, to relieve the public from further financial obligation for the Callahan Center, and to economically and responsibly address the long-term service needs for Dammasch State Hospital.

At hearing, citizens appeared to raise concerns regarding the long-term disposition of the remainder of the state property. There is a great deal of concern regarding the continued protection of the lands zoned for exclusive farm use. The Hearings Officer has found that the proposed uses of the property to be added to the UGB will not conflict with continued farm activity.

The exception to the Hearings Officer report, filed by 1000 Friends of Oregon, agrees with the recommendation, but proposes that a condition be attached to any approval of the petition to prevent any connection outside of the UGB to new sewer lines serving Dammasch and the Callahan Center. Petitioner has indicated that they would not be opposed to such a condition. The Clackamas County comprehensive plan would similarly prohibit any such connections.

ES/es
8/23/91

1000 FRIENDS OF OREGON

August 20, 1991

Ethan Seltzer
Land Use Coordinator
METRO
2000 SW First Avenue
Portland, OR 97201-5398

Re: Exception to Report and Recommendation of Hearings Officer
in Contested Case No. 91-1: Dammasch

The State of Oregon has requested a major amendment to the urban growth boundary as a method of solving the sewage treatment problem it has at Dammasch State Hospital and the Callahan Center outside the City of Wilsonville. 1000 Friends of Oregon has one exception to the Hearings Officer's recommendation that the UGB amendment be approved. We request that a condition be imposed on the approval, prohibiting any connections to the sewer line which would serve any uses outside the UGB. We request this for several reasons.

First, the Hearings Officer recognized that for the proposed UGB amendment to comply with Goal 3, the sewer line "should not be connected with any use that is not allowed under ORS 215.203 and 215.213." See Hearings Officer's Report and Recommendation at 9; Statewide Planning Goal 3, Guideline 3. However, the Hearings Officer did not impose this prohibition as a condition. This condition should be part of the approval of the UGB amendment to comply with Goal 3; moreover, the applicant has stated it does not object to such a condition. See Application at 39.

Second, this condition is also necessary to comply with Goals 2 and 14. These Goals provide for the orderly and economic provision of urban services while retaining agricultural land and maintaining compatibility between urban and rural uses. In other words, expansion of the UGB and provision of sewer services to Dammasch should not cause the premature conversion of agricultural land in the area, particularly that land owned by the state and adjacent to Dammasch, which is now in farming.

The Hearings Officer's statement that "The UGB amendment will not change the impact of the Dammasch Hospital or its compatibility with adjacent uses" is simply wrong. Report and

Recommendation at 11. The only reason the amendment is being proposed is to extend sewer services from Wilsonville to Dammasch. The presence of those services does change the impact of Dammasch on adjacent farm land, because it brings urban services into the Exclusive Farm Use area, thereby possibly encouraging other urban development.

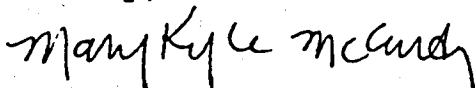
1000 Friends is particularly concerned about newspaper reports that the state has discussed selling the farm land surrounding Dammasch to pay for the sewer project, possibly to the City of Wilsonville. Urban development of this land has been discussed, including a golf course in particular. While a golf course is a conditionally permitted use under ORS 215.213, it is not a farm use. Washington County Farm Bureau v. Washington County, 17 Or LUBA 861 (1989). Premature urbanization of land simply to pay the state's bills does not comply with Goals 2, 3, and 14.

Therefore, this UGB amendment and extension of sewer services should not in any way encourage the premature conversion of nearby farm land to nonfarm uses. A condition prohibiting connections to the sewer line would help to alleviate the urban pressure that will inevitably come with the extension of urban services.

In conclusion, it is important to keep in mind that the Dammasch Hospital UGB amendment is a very unique situation. In this case, the UGB is not being expanded because this area is necessarily a needed and logical place for future urban expansion. Rather, an urban use has been at that location since before the land use planning laws, and it is now experiencing severe sewage treatment problems for which the UGB expansion offers a solution. Consequently, any approval to expand the UGB should be narrowly drawn, and the condition we request should be imposed.

Thank you for consideration of our comments.

Sincerely,



Mary Kyle McCurdy
Staff Attorney

**BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT**

**FOR THE PURPOSE OF EXPRESSING)
COUNCIL INTENT TO AMEND METRO'S) RESOLUTION NO. 91-1496
URBAN GROWTH BOUNDARY FOR CON-)
TESTED CASE NO. 91-1, DAMMASCH)**

WHEREAS, Contested Case No. 91-1 is a petition from the State of Oregon to the Metropolitan Service District for a major amendment of the Urban Growth Boundary to include approximately 184 acres west of Wilsonville in Clackamas County as shown on Exhibit A; and

WHEREAS, A hearing on this petition was held before a Metropolitan Service District Hearings Officer on June 19, 1991, in Wilsonville; and

WHEREAS, The Hearings Officer has issued his Report and Recommendation, attached as Exhibit B, which finds that all applicable requirements have been met and recommends that the petition be approved; and

WHEREAS, The property is currently outside, but contiguous with, the boundary for the Metropolitan Service District; and

WHEREAS, The Metropolitan Service District Code Section 3.01.070(c)(i) provides that action to approve a petition including land outside the District shall be by resolution expressing intent to amend the Urban Growth Boundary after the property is annexed to the Metropolitan Service District; now, therefore,

BE IT RESOLVED,

That the Metropolitan Service District, based on the findings in Exhibit B, attached, and incorporated herein, expresses its intent to adopt an Ordinance amending the Urban Growth Boundary as shown in Exhibit A within 30 days of receiving notification that the

property has been annexed to the Metropolitan Service District, provided such notification is received within six (6) months of the date on which this resolution is adopted.

ADOPTED by the Council of the Metropolitan Service District this
_____ day of _____, 1991.

Tanya Collier, Presiding Officer

ES/es
8/22/91