

MINUTES OF THE METRO COUNCIL MEETING

Thursday, November 20, 2008
Metro Council Chamber

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

Councilors Absent:

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

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

There were none.

3. MEN AND WOMEN OF FIRE

This presentation was postponed.

4. BLUE RIBBON COMMITTEE FINAL REPORT

Council President Bragdon said this was an effort to activate people across the region. This initiative was to create a regional trails system.

Councilor Burkholder said it was a pleasure to serve on the Blue Ribbon Committee. He talked about the committee composition. They were looking at trail connection within the region. The trails element had been going on for a long time, as early as 1904. The trail system had been being developed over a period of years. He estimated that at the current rate of investment the trails system would be done in 2198. He asked, was this acceptable? They had been spending about \$5 million a year on the trails system. He noted the purpose of the Committee, should they accelerate the process? He talked about what this system brought to the region and also talked about a strategy for completing the system sooner.

Dave Yaden, Blue Ribbon Committee Chair, provided a power point presentation on the Blue Ribbon Committee for Trails. He talked about the composition of the committee which represented a broad swath of the region. He noted the Council President's goal to create the best trails system in the world. He said this trail system could do more than they originally thought. They learned more than developing the trail system, they learned about connecting the dots. If the system was well integrated into the larger transportation system, it could do more than just create a trail system. He talked about their trip to Stockholm, Sweden, a third of the trips in the city were by bicycle. He talked about the elements that played into creating a transportation trails system. Transportation was more of a potential for the off road trails than when they had first started. He talked about the overall committee findings. He noted benefits from expanding the trail system. He provided an overview of the four key elements of an overall strategy including demonstrating the potential, reducing costs, develop a mobility strategy and organize the leadership. He talked about the cost of the demonstration projects and provided a cost benefit analysis. He also noted

return on investment. He said the real soul of the system was in connecting green. Councilor Burkholder talked about the leadership of the Committee. They were looking for answers and this was one of the good solutions. If they spent 5% of the transportation dollars on the trail system, they could have the system complete in 10 years. He acknowledged all of those who had participated and helped the Committee. He asked Council to endorse the work. He talked about a leadership caucus to support the movement.

Council President Bragdon said this had been an educational effort for all of them. Councilor Collette said she appreciated the efforts of the committee. Council President Bragdon thanked Mr. Yaden, the Committee and Councilor Burkholder. Councilor Burkholder said one recommendation was that Metro continued to provide support. He would be bringing forward an ordinance to fund this effort for the next six months.

Ric Catron, City of Gresham, 1333 NW Eastman Pkwy, Gresham Oregon 97030, said he was a park planner for the City of Gresham. He said their citizens used the facilities regularly. Metro region was a model for the rest of the country. He thanked Council for their support.

5. QUARTERLY MANAGEMENT PREPOT TO COUNCIL

Michael Jordan, Chief Operating Officer (COO), said Scott Robinson was presenting a management report to Council.

Scott Robinson, Deputy COO, highlighted the management reporting framework. This was not all new work but included past work in performance measures, Regional Leadership Initiative and the Sustainability Metro Initiative. He spoke to the four goals of the management report and plan. He then talked about how they were achieving those goals. He provided further details of the management reporting framework and system. In terms of this reporting period, they took out non-programmatic areas, and focused on the 20 programs. He spoke to next steps and the need to fine tune the process. Mr. Jordan added his comments about the framework. They were just starting to work on a similar process to track Auditor recommendations. They were working with the Auditor to put this tracking system in place. He provided some examples of business benchmarking. He mentioned another level of performance reporting, performance based growth management.

Councilor Harrington said she thought this framework will be useful to the Council and the staff. She asked when they can expect to get the summary report for the first quarter. Mr. Jordan said he provided that summary list to the Council (a copy of which is included in the meeting record). Council President Bragdon said he felt this reporting would be very helpful. He noted Council's oversight role. He talked about systems, how those systems work together, people as a system, and wondered how the human dimensions were integrated into this effort. Mr. Robinson provided details of their efforts in this area including continued skill base. Mr. Jordan said they had just completed the first employee survey. The results would be available on the intramet. Council President Bragdon asked about evaluation on the recycling efforts. He was interested in additional measures beyond the recycling percentage. Councilor Burkholder said he felt this would be helpful. He asked about resources to maintain this reporting and how do you age information so information stays current. Mr. Robinson said they were streamlining the format. He explained how they were envisioning the electronic system. Mr. Jordan added their reporting had been spotty in the past. This effort was an attempt to put in place appropriate reporting measures. Councilor Burkholder asked if there was a way to format this to provide a report card to the public. Mr. Jordan said there were a number of already created venues to provide this

information. Councilor Burkholder reminded that we had our Metro Committee for Citizen Involvement (MCCI). Councilor Park said as they were doing programmatic evaluations, the outcomes would be more precise. He felt this would make the outcomes better. Councilor Collette felt this was very helpful. She asked clarifying questions about the format and made some suggestions for usability. Mr. Robinson said this was primarily a management tool and mentioned the level of detail that could be provided. Councilor Liberty was interested in how he saw how employees could use the tool, a self evaluation opportunity. Mr. Jordan talked about the notion of transparency. Council President Bragdon talked about services that the agency provided and wondered if there would be a matrix pertaining to this area. Mr. Robinson responded to his question. He provided some options on the actions that might have to be taken.

6. CONSENT AGENDA

- 6.1 Consideration of minutes of the November 13, 2008 Regular Council Meeting.
- 6.2 **Resolution No. 08-3996**, For the Purpose of Confirming the Council President's Reappointments and Appointments to the Transportation Policy Alternatives Committee (TPAC) and appointments to the Regional Transportation Options (RTO) subcommittee of TPAC For 2009–2010.

Councilor Liberty acknowledged Mara Gross, a candidate TPAC member in the audience.

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| Motion: | Councilor Hosticka moved to adopt the meeting minutes of the November 13, 2008 Regular Metro Council and Resolution No. 08-3996. |
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| Vote: | Councilors Burkholder, Harrington, Liberty, Park, Collette, Hosticka and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed. |
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7. ORDINANCES – SECOND READING

- 7.1 **Ordinance No. 08-1202**, Amending the FY 2008-09 Budget and Appropriations Schedule By Transferring Appropriations From Contingency For the Sustainable Metro Initiative, Adding 1.0FTE Project Manager, Amending The FY 2008-09 through FY 2012-13 Capital Budget and Declaring an Emergency.

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| Motion: | Councilor Park moved to adopt Ordinance No. 08-1202. |
| Seconded: | Councilor Collette seconded the motion. |

Councilor Park said Council has provided agency direction through the establishment of the four goal areas and five critical success factors. The critical success factors, explicitly recognized Council’s desire to use best practices to operate Metro sustainably, effectively and efficiently. In May of 2008 Metro’s Chief Operating Officer announced a significant change initiative entitled the Sustainable Metro Initiative to improve focus on the critical success factors.

The Sustainable Metro Initiative set out to accomplish the following goals:

- Position Metro to meet the increasingly complex challenges of the future
- Provide for a more strategic approach to solving regional problems

Promote collaboration and efficiency
Attract and empower talented staff
Improve financial transparency and accountability
Develop a management culture based upon common practices

The results of the initiative were announced in September along with a new organizational design. The organizational design changes were then implemented on time on October 1, 2008, resulting in personnel services efficiencies and improved effectiveness.

In addition to making organizational changes in October, the Sustainable Metro Initiative work teams made numerous recommendations that involved tightening or in some cases revising management and business practices.

Most of the recommendations involved development and training in agency wide standards to be applied to key management and business processes such as managing personnel performance and contract management.

This budget amendment is intended to focus investment in key areas of the agency which has been identified by both the SMI work teams and a recently completed agency wide employee survey as those high leverage practices which can best improve the agencies efficiency, effectiveness and sustainability.

Specific among the investments:

- revision of key human resource management policies, processes and support materials (specifically surrounding performance management).
- Provision of agency wide training targeting managers and supervisors to improve the consistency in application of policies, procedures and practices.
- Implementation of common standards surrounding existing business such as contracting, contract management and close out.
- Purchase and implementation of a learning management system (LMS) to provide both on-going registration, class scheduling and class completion tracking along with on-line delivery of class content and materials to staff through a web enabled delivery system.
- Allocation of a full time project manager to ensure focus and appropriate resource coordination to achieve the Council goal surrounding responsible operations.

Metro staff was available if there are any questions. He urged joining him in adoption of Resolution 08-1202.

Council President Bragdon opened a public hearing on Ordinance No. 08-1202. No one came forward. Council President Bragdon closed the public hearing.

Councilor Harrington said she would be supporting this ordinance. It was an important change for the agency. This was one of Council's ways to support the agency as a whole.

Vote:

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| Councilors Park, Burkholder, Collette, Harrington, Liberty, Hosticka and Council President Bragdon voted in support of the motion. The vote was 7 aye, |
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the motion passed.

7.2 **Ordinance No. 08-1197**, For the Purpose of Amending Metro Code Chapter 5.05 to Include Riverbend Landfill on the List of Designated Facilities

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| Motion: | Councilor Harrington moved to adopt Ordinance No. 08-1197. |
| Seconded: | Councilor Park seconded the motion. |

Councilor Harrington introduced the ordinance. She said passage of Ordinance 08-1197 would add Riverbend Landfill to the list of designated facilities (DFA) in Chapter 5.05 of the Metro Code. Adoption of this ordinance would authorize the COO to establish a standard agreement (designated facility agreement) with Waste Management to allow Metro-area generated dry waste residual and cleanup waste to be disposed of at Riverbend. Riverbend would collect applicable Metro solid waste fees and taxes and remit them to Metro. Metro authorized disposal of Metro-generated solid waste at landfills outside the region by either: issuing NSLs (non-system licenses) to haulers/generators directly or entering into a DFA with a landfill to allow the landfill to dispose of Metro-generated waste in exchange for collecting Metro solid waste fees and taxes. NSLs were used, in practice, by Metro to allocate wet waste tonnage and DFAs authorize delivery of dry, special and cleanup waste from the region. She then provided Riverbend Landfill background: It was located in Yamhill County, near McMinnville about 40 miles south of Metro Center, owned and operated by Waste Management, Inc. Riverbend had satisfied the Code criteria for being listed as a designated facility of the Metro solid waste system although some issues have been raised by residents living near the landfill. The Landfill had a current projected life of about 6 years and was pursuing an expansion to increase the landfill's life to 25-30 years. Yamhill County was actively considering the expansion proposal through its land use approval process.

Councilor Harrington talked about Metro waste at Riverbend Landfill. Metro-generated waste accounts for about 46% of the total waste disposed of at Riverbend (FY2007-08). In FY2007-08, 287,000 tons of Metro-generated waste was delivered to Riverbend (228,000 was wet waste or about 86%) In FY2007-08, the remaining 59,000 tons of waste consisted of dry, special and cleanup waste (~14%). Approval of this ordinance would allow Metro-generated dry waste residual, special and cleanup waste to be delivered to Riverbend without haulers having to obtain an NSL.

Councilor Harrington said the COO recommended adoption of Ord. 08-1195. Solid waste staff and attorneys from Office of Metro Attorney (OMA) were present to answer any questions. Department of Environmental Quality (DEQ) staff was also here to answer any questions about the landfill. Waste Management was here to make a presentation regarding the landfill.

Council President Bragdon opened a public hearing on Ordinance No. 08-1197.

Mike Dewey, Waste Management, Salem, Oregon thanked Council and congratulated Metro for the passage of the Oregon Zoo bond measure. He commended the professionalism of the Metro staff for questions that had come up over time. With regard to Ordinance No. 08-1197, they thought it was clear that Waste Management complied with all of the requirements for a designated facility agreement. He pointed out that they were working with McMinnville Light

and Power to use methane gas. They also had a good wildlife habitat program at the landfill. He urged supporting the DFA. He felt the record spoke for itself.

Councilor Liberty asked about the timing on the permit. If the permit was approved would some of the material from Metro go into the expansion area? George Duyendack, Riverbend Landfill Waste Management, 13469 SW Hwy 18, McMinnville, OR 97128 responded to his question. Councilor Liberty then asked them to explain the role of benchmarks on emission standards. Mr. Duyendack said benchmarks were established in their permit and those benchmarks provided guidance to review and take some corrective action to bring numbers down. Councilor Liberty talked about the statement from the Willamette Riverkeepers about permit violations. Mr. Duyendack said due to the time that the permit took to be issued they were required to operate under the old permit until they received the acknowledgement from DEQ.

Councilor Harrington said she wanted to make sure she was in sync with information that they received from Metro staff. She talked about the current life of the landfill was about 6 years.

Council President Bragdon closed the public hearing.

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| Motion to amend: | Councilor Park moved to amend Ordinance No. 08-1197. |
| Seconded: | Councilor Liberty seconded the motion. |

Councilor Park explained his amendment (a copy of the new whereas in the ordinance is included in the record). He noted he would be asking for something similar for the NSLs. Councilor Hosticka asked Dan Cooper, Metro Attorney, would this be considered a substantive amendment? Mr. Cooper said no. Mr. Cooper said the record before Council included two notices to Yamhill County.

Vote to amend:

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| Councilors Park, Burkholder, Collette, Harrington, Liberty, Hosticka and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed. |
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Councilor Hosticka asked about the issue of local compliance. Mr. Robinson said with respect to the governing bodies at hand, the permitting facility was in compliance with Yamhill County. The consideration of expansion was still in process. Councilor Hosticka asked if they had determined compliance. Roy Brower, Finance and Administrative Services, said they always queried the local government if they had concerns. They had done this with Yamhill County and there were none.

Councilor Liberty said he looked beyond an assertion to determine compliance. Councilor Burkholder talked about being a responsible provider of services. The record before Council convinced him that the landfill was responsible. This was a place that they should be doing business with. He supported the ordinance. Councilor Park said this had been an emotional issue for some citizens that lived in the area. He was glad that the facility had been thoroughly vetted. He spoke to vehicle miles traveled. The first line of defense was to attempt to reduce waste.

Councilor Harrington said she believed that all parties involved showed that they were being good environmental stewards. She acknowledged the work on the supplemental staff report and again urged support of the amended ordinance.

Vote:

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

Michael Jordan, COO, handed out a memo from Margo Norton about the solid waste bond defeasance. The memo laid out four options to debase the bonds early to avoid technical violation. He talked about going to the bond markets soon for the Zoo bond measure and the need to provide minimal risk. The money was already in reserves. Councilors asked clarifying questions.

9. COUNCILOR COMMUNICATION

Councilor Liberty asked about the federal stimulus package. He wanted to make sure that they expand their conversation to include restoration projects and Zoo projects.

Councilor Burkholder talked about the Portland State University umbrella tours. The theme was on the work that was happening at Portland State University (PSU) on sustainability. Council President Bragdon noted the new PSU president's background was in urban planning.

Councilor Harrington said at the City of Beaverton, City Council meeting last Monday there was a presentation on restoration work. They credited Metro for their support. At the most recent City of Hillsboro Council meeting Erika Willis presented on climate change and her trip to the Arctic. City of Tigard was working on their downtown improvement plan partnerships. She participated in an Economic Business Alliance forum. She felt that because they were invited to participate, collaboration was making an impact. She talked about the need for a bit more time to hear the presentations and hear the Councilors comments on the Greatest Place work sessions. She suggested looking at the work session schedule to see if they had some additional time to talk about this issue. Council President Bragdon said on December 2nd they would be taking time to discuss goals.

Councilor Park said he went to Vancouver BC with the Portland Business Alliance to focus on transportation. He provided some observations and possible lessons learned. Councilors asked clarifying questions.

Councilor Collette said she spoke in Boise on Transit Oriented Development. She talked about the encouragement of low and high density development. Councilors asked clarifying questions.

Councilor Park said he was requesting designation to be the Council representative for the Travel Oregon Familiarity Trip. Several other councilors expressed an interest in attending. Council agreed to allow councilors to represent Council at this event.

10. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 4:17 p.m.

Prepared by

A handwritten signature in black ink, appearing to read 'Chris Billington', written in a cursive style.

Chris Billington
Clerk of the Council

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

| Item | Topic | Doc. Date | Document Description | Doc. Number |
|-------------|---|------------------|--|--------------------|
| 6.1 | Minutes | 11/13/08 | Metro Council Meeting Minutes of November 13, 2008 | 112008c-01 |
| 4.0 | Letter | 11/19/08 | To: Metro Council From: Mike Houck, Executive Director, Urban Greenspaces Institute Re: Blue Ribbon Committee's recommendations | 112008c-02 |
| 4.0 | Letter and final report | 11/20/08 | To: Metro Council From: Blue Ribbon Committee Members Re: Blue Ribbon Committee for Trails | 112008c-03 |
| 7.2 | Staff report and supplement | 11/20/08 | Ordinance No. 08-1197 , For the Purpose Amending Metro Code 5.05 to Include Riverbend Landfill on the List of Designated Facilities staff report and supplement | 112008c-04 |
| 7.2 | "A" version of Ord No. 08-1197 | 11/20/08 | Ordinance No. 08-1197A , For the Purpose Amending Metro Code 5.05 to Include Riverbend Landfill on the List of Designated Facilities "A" version | 112008c-05 |
| 8.0 | Memo | 11/13/08 | To: Michael Jordan COO and Scott Robinson Deputy COO From: Margo Norton, FAS Director Re: Solid Waste Bond Defeasance | 112008c-06 |
| 5.0 | Metro Management 1 st quarter report | 11/18/08 | To: Metro Council From: Michael Jordan and Scott Robinson Re: Metro Management Report: 1 st quarter FY 2008-09 | 112008c-07 |
| 4.0 | Power Point Presentation | 11/20/08 | To: Metro Council From: Mike Wetter, Council Office Re: Connecting Green Create a system of parks, trails and natural areas that is second to none | 112008c-08 |
| 5.0 | Report | 11/20/08 | Program Status Report, November 11, 2008 | 112008c-09 |
| 5.0 | Power Point Presentation | 11/20/08 | Quarterly Management Reporting Framework Power Point Presentation, November 2008 | 112008c-10 |