

MINUTES OF THE METRO COUNCIL MEETING

Thursday, October 24, 2002
Metro Council Chamber

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

Councilors Absent:

Presiding Officer Hosticka convened the Regular Council Meeting at 2:07 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

There were none.

3. MCCI RETREAT RECOMMENDATIONS

The Chair of MCCI was unable to present his report. Presiding Officer Hosticka announced that report would be moved to the December 12, 2002 Council meeting.

4. MPAC COMMUNICATIONS

Councilor Park said Metropolitan Policy Advisory Committee discussed regionally significant industrial lands and protections of those lands. Smaller jurisdictions expressed concern with a limited land base. They also discussed the corporate headquarters issue.

5. CONSENT AGENDA

5.1 Consideration of minutes of the October 10, 2002 Regular Council Meeting.

Motion	Councilor Bragdon moved to adopt the meeting minutes of the October 10, 2002, Regular Council meeting
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Vote:	Councilors Bragdon, Atherton, Monroe, Park, Burkholder, McLain and Presiding Officer Hosticka voted aye. The vote was 7 aye, the motion passed.
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6. ORDINANCES – FIRST READING

6.1 **Ordinance No. 02-967**, For the Purpose of Amending Title II Administration and Procedures (Chapter 2.03, 2.05, 2.06, 2.07, 2.09, 2.11, 2.12, 2.14, 2.15, 2.16, 2.17 and 2.18), of the Metro Code to Conform to the Metro Charter Amendments Adopted on November 7, 2000, and Declaring an Emergency.

Presiding Officer Hosticka assigned Ordinance No. 02-967 to the Governmental Affairs Committee.

6.2 **Ordinance No. 02-968**, For the Purpose of Amending Ordinance No. 99-809, Which Amended the Urban Growth Boundary to Include Former Urban Reserve Area 55W of Washington County.

Presiding Officer Hosticka assigned Ordinance No. 02-968 to the Community Planning Committee.

6.3 **Ordinance No. 02-971**, For the Purpose of Amending the FY 2002-03 Budget and Appropriations Schedule Recognizing \$411,051 in Grant Funds from Various State, Federal and Private sources; and Increasing the Regional Parks Fund Operating Expenses by \$411,051.

Presiding Officer Hosticka assigned Ordinance No. 02-971 to the Budget and Finance Committee.

6.4 **Ordinance No. 02-972**, For the Purpose of Amending Title III Planning of the Metro Code (Chapter 3.01 through Chapter 3.09), to Conform to the Metro Charter Amendments Adopted on November 7, 2000, and Declaring an Emergency.

Presiding Officer Hosticka assigned Ordinance No. 02-972 to the Governmental Affairs Committee.

6.5 **Ordinance No. 02-973**, For the Purpose of Amending Title IV Oregon Zoo of the Metro Code (Chapter 4.01), to Conform to the Metro Charter Amendments Adopted on November 7, 2000, and Declaring an Emergency.

Presiding Officer Hosticka assigned Ordinance No. 02-973 to the Governmental Affairs Committee.

6.6 **Ordinance No. 02-975**, For the Purpose of Amending Title VI Commissions of the Metro Code (Chapter 6.01), to Conform to the Metro Charter Amendments Adopted on November 7, 2000, and Declaring an Emergency.

Presiding Officer Hosticka assigned Ordinance No. 02-975 to the Governmental Affairs Committee.

6.7 **Ordinance No. 02-977**, For the Purpose of Amending Title IX Elections of the Metro Code (Chapter 9.01 and Chapter 9.02), to Conform to the Metro Charter Amendments Adopted on November 7, 2000, and Declaring an Emergency.

Presiding Officer Hosticka assigned Ordinance No. 02-977 to the Governmental Affairs Committee.

6.8 **Ordinance No. 02-978**, For the Purpose of Amending Title X Metro Parks and Greenspaces of the Metro Code (Chapter 10.01 through Chapter 10.03), to Conform to the Metro Charter Amendments Adopted on November 7, 2000, and Declaring an Emergency.

Presiding Officer Hosticka assigned Ordinance No. 02-978 to the Governmental Affairs Committee.

7. RESOLUTIONS

7.1 **Resolution No. 02-3231**, For the Purpose of Confirming the Appointments of James Strathman, Bernard Deazley, Dean Kampfer, and Paul Matthews to the Solid Waste Rate Review Committee.

Motion	Councilor Atherton moved to adopt Resolution No. 02-3231.
Seconded:	Councilor Monroe seconded the motion

Councilor Atherton spoke to the credentials of the appointees. He said all of the committee members were quite capable. He urged adoption.

Vote:	Councilors Park, Burkholder, McLain, Bragdon, Atherton, Monroe and Presiding Officer Hosticka voted aye. The vote was 7 aye, the motion passed.
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7.2 **Resolution No. 02-3234**, For the Purpose of Confirming the Appointments of Richard Reynolds and Jeffrey Key to the Regional Parks and Greenspaces Advisory Committee.

Motion	Councilor Atherton moved to adopt Resolution No. 02-3234.
Seconded:	Councilor Bragdon seconded the motion

Councilor Atherton said this resolution was to confirm appointments to the Regional Parks and Greenspaces Committee. He explained the process for consideration of the candidates. The Executive Officer recommended both individuals. He gave an overview of their credentials. This was reviewed at the Natural Resources Committee. He noted that there were still several vacancies on the committee. He urged support of these appointments.

Vote:	Councilors Burkholder, McLain, Bragdon, Atherton, Monroe, Park and Presiding Officer Hosticka voted aye. The vote was 7 aye, the motion passed.
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7.3 **Resolution No. 02-3235A**, For the Purpose of Authorizing Metro's Present and Future Participation in the North American Wetland Conservation Act (NAWCA) Grant Program with Ducks Unlimited and the U.S. Fish and Wildlife Service.

Motion	Councilor McLain moved to adopt Resolution No. 02-3235A.
Seconded:	Councilor Atherton seconded the motion

Councilor McLain said the title said it all. This resolution allowed us to meet some of our master planning goals for Parks and Greenspaces. She detailed the contributions of organizations involved. She urged adoption.

Councilor Burkholder asked about Metro's obligations in terms of receiving this money. Councilor McLain said they had discussed this in committee. This was a good indication that Metro would be sponsoring and taking care of this property for up to 30 years. We were making an obligation to do so. Jim Desmond, Regional Parks and Greenspaces, said Ducks Unlimited had applied for a grant through the U.S. Fish and Wildlife Service to complete some restoration projects on land that Metro had already purchased, the Tonquin Geologic area and the Tualatin River in the Scholls Road area.. Both properties would be enhanced with wetlands returning the

property back to a more natural riparian state through flooding, enhancing the wildlife habitats on the property. Metro's acquisition funds counted as a match.

Councilor Burkholder asked if there were more potential active uses of these properties that may come out of the master plan in the future that would be precluded because we had said this would be used for wetland habitat preservation? Mr. Desmond said these were all floodplain areas where they couldn't do such things as picnic shelters or parking lots. In Mr. Morgan's and Ducks Unlimited's opinion these were areas that should be flooded. They had also talked to the jurisdictions in the area to make sure they were supportive of the project. Wilsonville was very supportive of this application. Councilor Monroe said, in their natural state, these properties were flooded, were wetlands, by restoring them you were taking these back to its natural state? Mr. Desmond said correct.

Presiding Officer Hosticka said this was another instance where the public was willing to put their money and effort behind restoration of habitat areas. Councilor McLain said if there were to be any kind of an amendment both parties had to agree with it. The Council would see those changes to the agreement.

Vote:	Councilors McLain, Bragdon, Atherton, Monroe, Park, Burkholder and Presiding Officer Hosticka voted aye. The vote was 7 aye, the motion passed.
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7.4 **Resolution No. 02-3236A**, For the Purpose of Direction to the Executive Officer to Request a Modification of Metro's Periodic Review Work Program from the Department of Land Conservation and Development.

Motion:	Councilor Park moved to substitute Resolution No. 02-3236B for 02-3236A.
Seconded:	Councilor Bragdon seconded the motion

Presiding Officer Hosticka asked if there was objection to the substitution, there was none. Councilor Park explained the resolution. They were requesting additional time with possible work tasks being included. He detailed some of the additional tasks. The reason they were doing this was that meeting employment land in Task 2 did not fit neatly into any of the other areas that this could be done under. This would be the cleanest way to complete this task. They were anticipating approximately 2 years to December 2004. He was assuming the completion of Task 2 this year. He talked about the budget impact.

Motion to amend:	Councilor McLain moved an amendment to include in a whereas " <i>the agriculture industry is impacted by urban activity, and</i> " inclusion of
Seconded:	Councilor Bragdon seconded the amendment.
Vote to amend:	There was no objection to the amendment. Presiding Officer Hosticka declared the resolution amended.

Councilor Park urged an aye vote.

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

Councilor Park announced the next public hearing was in Gresham tonight at 5:00 p.m. for the map viewing and 6:00 p.m. for the public hearing.

Presiding Officer Hosticka said they had scheduled some additional Community Planning Committee meetings on November 7th and 14th after Metro Council. He noted the additional meeting on October 30th. He said they would like to plan a Council Informal on November 4th or 5th to discuss strategic issues related to the potential expansion of the Urban Growth Boundary. They were also looking for potential time for a three-hour council retreat in the week of November 18th through the 22nd.

Councilor Atherton said they had discussed the forecast of growth. He had consulted with a number of economists. Their continuing comment was a question of sensitivity analysis, factors and confidence levels of the range in the forecast. He would like to work with Mr. Morrissey to asked staff about the factors that go into the methodology and the confidence levels. The report mentioned sensitivity tests of the multiplier impacts but there was no detail. He was going to ask to see some of the details on this and bring this to Community Planning Committee next Tuesday.

Councilor Burkholder said the final Community Planning Committee public hearing on the Urban Growth Boundary was at the Portland City Hall Chamber next Tuesday October 29th.

Councilor Monroe said the Bi-State transportation Committee met. They had a presentation from the Port of Vancouver about their major industrial lands and the future of developing the lands for marine based jobs. They also talked about the ongoing communications with the Port of Portland in terms of their cooperative efforts to make sure that the economic vitality of this entire region increased and was prosperous. They talked about expanding the scope of the Bi-State on Transportation Committee to a Bi-State Coordinating Committee to include land use issues that were effected by some of the transportation projects.

Councilor McLain spoke to the upcoming transition meeting. She felt that this last time they had a work session it would have been good if they had all had an understanding of what the outcome was that the consultants were hoping to achieve. She has asked Ms. Coats to give her an opening to provide some understanding to herself and others about that. They had done some work on functions of the agency. They talked about opportunities and challenges that they might have in doing that. Those conversations were not finished. Then they talked about structure issues. She suggested that it would be good to focus on specifics. She hope that the Council would come with a clear understanding of what they wanted to achieve. She didn't find the last work session as helpful as it could have been. She thought it would be helpful to discuss what they wanted to achieve in the next meeting. Presiding Officer Hosticka said he would make sure that discussion occurred.

Councilor Atherton asked Councilor Monroe about the warehousing and distribution discussions and rail linkages at the Bi-State Transportation Committee. Councilor Monroe said they had discussed this at the committee and had questioned the Port of Vancouver about both rail and highway access to those industrial lands.

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9. ADJOURN

There being no further business to come before the Metro Council, Presiding Officer Hosticka adjourned the meeting at 2:50 p.m.

Prepared by

Chris Billington
Clerk of the Council

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF OCTOBER 24,

2002

ITEM #	TOPIC	DOC DATE	DOCUMENT DESCRIPTION	DOC. NUMBER
7.4	RESOLUTION No. 02-3236B	10/24/02	SUBSTITUTION RESOLUTION FOR RESOLUTION No. 02-3236A	102402C-01
7.4	COMMITTEE REPORT	10/24/02	TO: METRO COUNCIL FROM: MICHAEL MORRISSEY, COUNCIL ANALYST RE: RESOLUTION No. 02- 3236A	102402C-02
7.3	COMMITTEE REPORT	10/24/02	TO: METRO COUNCIL FROM: MICHAEL MORRISSEY, COUNCIL ANALYST, RESOLUTION No. 02-3235A	102402C-03