

MINUTES OF THE METRO COUNCIL MEETING

Thursday, December 17, 2009
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 2:00 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

R.J. Claus, Sherwood, provided testimony regarding Sherwood issues.

3. FRIENDS OF LONE FIR CEMETERY “THANK YOU” PRESENTATION

Reed Wagner, interim Parks and Environmental Services Director, and Rachel Fox, PES Manager, introduced Friends of Lone Fir staff and volunteers involved in the record-setting Lone Fir Halloween event that included tours and reenactments. Ms. Fox introduced individual staff and their roles. Councilors Collette and Liberty expressed interest in future participation.

4. METRO CENTRAL STATION COMMUNITY ENHANCEMENT COMMITTEE RECOMMENDED SLATE: 2010 GRANT AWARDS

Karen Blauer, Community Grants Coordinator, introduced the MCSCEC 2010 Grants agenda item. She introduced staff and grant review members. She discussed neighborhood improvement projects. John Bradley, MCSCEC Committee, discussed investments and grant results. Images of neighborhood improvements and results of grant funding were presented. Specific grant awards were presented and discussed. Councilor Burkholder discussed funding and general themes in grant selection. He said regional goals and objectives, including equity and sustainability, were met through grant awards. Councilor Harrington discussed setting the bar high for how the enhancement grant programs function. Councilor Collette added compliments.

5. CONSENT AGENDA

5.1 Consideration of minutes of the December 10, 2009, Regular Council Meeting.

Moved to January 7th for revisions and additions regarding urban and rural reserves administrative votes.

5.2 **Resolution No. 09-4098**, For the Purpose of Confirming Matthew S. Berkow as Multnomah County Citizen Member to the Metro Policy Advisory Committee (MPAC).

Motion:	Councilor Harrington moved to adopt Resolution No. 09-4098.
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.

6. ORDINANCES – FIRST READING

- 6.1 **Ordinance No. 09-1229:** Amending Metro Code Title VI, Chapter 6.01; Metro Code Chapter 2.02 Personnel Code, Section 2.02.010; and Metro Code Chapter 2.04, Section 2.04.024 Metro Contract Policies Relating to the Metropolitan Exposition-Recreation Commission.

Council President Bragdon assigned Ordinance No. 09-1229 to Council for second reading and vote on January 28th, 2010.

7. RESOLUTIONS

- 7.1 **Resolution No. 09-4099,** For the Purpose of Accepting the Draft 2035 Regional Transportation Plan, With the Following Elements, For Final Review and Analysis For Air Quality Conformance: the Transportation Systems Management and Operations Action Plan; the Regional Freight Plan; the High Capacity Transit System Plan; and the Regional Transportation Functional Plan.

Motion:	Councilor Burkholder moved to adopt Resolution No. 09-4099.
Seconded:	Councilor Park seconded the motion

Councilor Burkholder introduced the agenda item and the framework and specifics of the Regional Transportation Plan (RTP). He discussed revisions and support of a strong economy, investment in sustainability and environmental goals and objectives, and livable and vibrant communities. Councilor Park discussed regional progress. Robin McArthur, Planning and Development Director, introduced Kim Ellis, Principal Transportation Planner, and thanked Council for their direction on the RTP. She introduced specifics of the RTP. Ms. Ellis presented a PowerPoint presentation to the Council, highlighting revisions, changes, and differences in the plan – including performance targets. She discussed building community through transportation mechanisms. She described next steps, and timelines and processes.

Council President Bragdon opened a public hearing on Resolution No. 09-4099.

Terry Parker, Portland, provided testimony for the record (see attachments).

Chris Humphries, Ecologistics, provided testimony in support of carbon foot printing, including indicators of efficiency and energy indicators. Councilor Liberty asked how to address greenhouse gas emitted from current infrastructure.

President Bragdon closed the public hearing.

Councilor Collette discussed her appreciation for moving the plan forward and that it was a national model. Councilor Harrington said it was an honor and regionally important, and that it

was very important to continue engagement, involvement, and planning. Councilor Liberty discussed the breadth of progress represented through the RTP. He said it was still a document that required effort and attention. President Bragdon said ideals for regional aspirations were being articulated through the RTP and different views were being rationally connected. He said the plan was about possibilities and innovation. Councilor Burkholder closed the agenda item. He gave recognition to persons involved.

Vote:

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.

7.2 **Resolution No. 09-4100**, For the Purpose of Releasing a Draft Model Intergovernmental Agreement Between Metro and Clackamas, Multnomah and Washington Counties to Designate Urban Reserves and Rural Reserves For Public Comment.

Motion:	Councilor Harrington moved to adopt Resolution No. 09-4100.
Seconded:	Councilor Hosticka seconded the motion

Councilor Harrington clarified distributed documents and materials. She introduced Resolution No. 09-4100 to Councilors. She discussed specifics, background, and next steps. Councilor Hosticka asked about possibility for additions and revisions, including natural resource discussions. Richard Benner, Metro Attorney, said there would be revisions before final adoption in February. President Bragdon asked about map specifics. Councilor Collette noted it would help to categorize or label certain areas. Councilor Park asked for process clarification. President Bragdon said the resolution represented an understanding that materials would be released for public comment. He said hearings would be held in January and maybe February. Councilor Hosticka asked about final action. President Bragdon described statutory obligations and timelines for 2010. Councilor Collette asked clarifying questions about ranking criteria.

Council President Bragdon opened a public hearing on Resolution No. 09-4100.

Jim Emerson, Forest Park Neighborhood Association President, provided testimony on reserves maps. He discussed involvement issues. Councilor Harrington asked about local media.

Bob Vanderzanden, Washington County Farm Bureau, provided testimony on farmland protection and proper land-use. He wished for a conservative view on growth. Councilor Collette discussed the importance of speaking to county commissioners.

Larry Duyck, Washington County Farm Bureau, provided testimony on the designation process, the agriculture industry, impacts of designations, and areas involved in rural reserves designations. Councilors asked questions regarding land quality and geographic location specifics.

Jeff Stone, Oregon Association of Nurseries, provided testimony on reserves designations and provided testimony for the record (see attachments). Councilor Liberty asked about research on ag investments and reserves designations. President Bragdon asked about findings of foundation farmland.

Asha Swem, Beaverton, provided testimony on reserves designation issues including economic development and density issues.

Jerry Grossnickle, Portland, provided testimony on Area 1 land designation. He wished it were not “undesigned.”

Carol Chesarek, Portland, provided testimony on issues regarding specific maps. She discussed acreage numbers and cost.

Brian Wegener, Tualatin Riverkeepers, provided testimony on reserves designation issues and natural resource mapping and habitat conservation. Councilor Harrington clarified Council direction. Councilors asked specific map questions. Councilor Hosticka discussed federal guidelines for natural resource protection.

Teri Cummings, West Linn Councilor, provided testimony on reserves designations and urged the Council to err on the side of conservation. She discussed Stafford area issues.

Greg Mecklem, Save Helvetia, provided testimony on reserves designation issues. He said he felt the public process was fairly adverse, and urban specific.

Linda Peters, Save Helvetia, provided testimony on the reserves process. She commented on the importance of rural reserves for the region’s future. Councilor Liberty asked about citizen attitude about growing up and not out. Ms. Peters said there was a more welcoming attitude.

Mary Kyle McCurdy, 1000 Friends of Oregon, provided testimony on the reserves process role in addressing climate change.

Greg Malinowski, Portland, provided testimony on reserves issues. He provided testimony for the record (see attachments).

Jim Irvine, Portland, provided testimony on reserves public involvement practices and issues. He said big-picture, he was impressed with the process and outcomes.

President Bragdon closed the public hearing.

Councilor Hosticka provided acreage context. Councilor Burkholder said it was a process they were committed to and prepared to have discussions about. Councilor Collette passionately urged public involvement and comment. She said Oregon planning provided a foundation for beauty, conservation and progress, and was concerned with moving the acreage range “up” rather than “down.” Councilor Liberty discussed increased focus and concise testimony, and how important it was to continue dialogue. Councilor Park discussed perspective from outside the region. Councilor Harrington noted the map in front of Councilors was a product of the Core-4, and not solely a Metro Council map. She discussed and noted aspects of the map she appreciated and aspects she disagreed with.

Councilor Harrington closed Resolution No. 09-4100.

Vote:

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.

*7.3 **Resolution No. 09-4101**, For the Purpose of Expressing the Principles, Objectives and Concerns That Will Guide the Metro Council’s Continued Participation In and the Designation of Urban and Rural Reserves With Clackamas, Multnomah and Washington Counties Following Referral For Public Review of the December 17, 2009, Draft Model Intergovernmental Agreement and Map Proposed By the “Core 4” Representatives of the Four Governments.

*[Note: Added to the agenda during the regular Council meeting on December 17, 2009]

Motion:	Councilor Liberty moved to adopt Resolution No. 09-4101.
Seconded:	Councilor Hosticka seconded the motion

Councilors provided friendly amendments with no objections. They discussed language and content changes. Councilor Hosticka said he was happy to support as a concept of principle, and noted the process was now centered on negotiation. Councilor Harrington said the resolution provided clarity to work from. Councilor Collette noted the importance of adopted principles. Councilor Liberty closed discussion on Resolution No. 09-4101.

Vote:

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.

***8. CONTRACT REVIEW BOARD**

*Added to agenda one hour prior to meeting for contractual purposes.

8.1 **Resolution No. 09-4102**, For the Purpose of Authorizing an Exemption From Competitive Bidding Requirements and Adopting Findings Authorizing Use of Alternative Procurement Methods For Repair and Renovation of the Metro Regional Center Irving Street Parking Garage.

Reed Wagner, interim PES Director, and Darin Matthews, Metro Procurement Officer, provided background on the need for repairs to the Metro parking garage. Mr. Matthews described the purchasing and bidding process to Council.

Motion:	Councilor Burkholder moved to adopt Resolution No. 09-4102.
Seconded:	Councilor Park seconded the motion

Councilor Harrington asked about alternative solutions for fixing the parking garage. Mr. Wagner discussed best uses for the garage. Michael Jordan, COO, discussed the need for a short-term fix. Councilor Liberty talked about actual value of the garage and simultaneous appraisals.

Vote:

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

Michael Jordan, COO, discussed construction excise tax (CET) issues.

10. COUNCILOR COMMUNICATION

Councilors discussed meetings and events they had attended. Councilor Collette discussed letters of support required.

11. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 7:00 p.m.

Prepared by

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

Tony Andersen
Clerk of the Council

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF
December 17, 2009**

Item	Topic	Doc. Date	Document Description	Doc. Number
2.0	Packet	12/17/09	To: Metro Council From: R.J. Claus Re: City of Sherwood Issues	121709c-1
4.0	Report	12/2009	Preliminary outcomes report, 2009 Funding Cycle, Metro Central Station, Rehabilitation and Enhancement Grants	121709c-2
7.1	Powerpoint	12/17/09	RTP Powerpoint Presentation, 12/17/09	121709c-3
7.1	Testimony	12/17/09	To: Metro Council From: Terry Parker Re: RTP	121709c-4
7.1	Testimony	12/13/09	To: Metro Councilors From: Reba Tobey Re: RTP and Project 10731	121709c-5
7.2	Maps	12/17/09	Washington County Farm Bureau proposed reserves maps, original and copy	121709c-6
7.2	Petition	12/15/09	To: Metro Council From: Emma Jacobsen & Pacific University students and staff Re: UGB expansion	121709c-7
7.2	Memo	12/16/09	To: Commissioner Tom Brian, Commissioner Charlotte Lehan, Councilor Kathryn Harrington, Commissioner Jeff Cogen From: Matt Lowe, Attorney O'Donnell, Clark & Crew Re: Barker family property	121709c-8
7.2	Schedule	12/17/09	Schedule for Phase IV Public Events, Jan.6-21, 2010 (reserves)	121709c-9
7.2	Map	12/16/09	Core 4 Urban and Rural Reserve Proposal for Public Comment	121709c-10
7.2	Letter	12/17/09	To: Metro Council From: Jim Emerson, Forest Park Neighborhood Association President Re: Urban and Rural Reserves Public Outreach	121709c-11
7.2	Letter	12/15/09	To: Washington County Board of Commissioners From: Dave Vanasche, President Washington County Farm Bureau Re: Reserves Process	121709c-12
7.2	Letter	12/17/09	To: Metro Council From: Oregon Association of Nurseries Re: Reserves process	121709c-13
7.2	Memo	12/17/09	To: Metro Council	121709c-14

			From: Tualatin Riverkeepers Re: Land protection	
7.2	Testimony	12/17/09	To: Metro Council From: Greg Mecklem Re: Helvetia area	121709c-15
7.2	Testimony	12/17/09	To: Metro Councilors From: Greg Malinowski Re: Reserves process	121709c-16
*7.3	Resolution	12/17/09	Resolution No. 09-4101, draft	121709c-17
*7.3	Attachment	3/2009	Guiding Principles for Urban and Rural Reserves Analysis and Designation	121709c-18