

MINUTES OF THE METRO COUNCIL MEETING

Thursday, February 25, 2010
Metro Council Chamber

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

Councilors Absent:

Council President Bragdon convened the Regular Council Meeting at 2:00 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

Sharon Nasset, Portland, provided testimony on Columbia River Crossing (CRC) issues.

3. CONSENT AGENDA

3.1 Consideration of minutes for the February 18, 2010, Regular Council Meeting.

3.2 **Resolution No. 10-4125**, For the Purpose of Adopting the Hearings Officer's Proposed Order Regarding Metro's Notice of Violations NOV-225B and NOV-225C-09 issued to Greenway Recycling, LLC, and Authorizing the Chief Operating Officer to Issue a Final Order.

Motion:

Councilor Collette moved to adopt the meeting minutes of the February 18, 2010 Regular Metro Council meeting and Resolution No. 10-4125.
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Vote:

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

4. ORDINANCES – FIRST READING

4.1 **Ordinance No. 10-1236**, For the Purpose of Amending the FY 2009-10 Budget and Appropriations Schedule Recognizing New Donations, Transferring Appropriation Authority, Amending the FY 2009-10 through FY 2013-14 Capital Improvement Plan and Declaring an Emergency.

Council President Bragdon assigned Ordinance No. 10-1236 to Council for March 4, 2010.

5. RESOLUTIONS

5.1 **Resolution No. 10-4118**, For the Purpose of Endorsing the SW High Capacity Transit (HCT) Corridor - HCT Corridor #11, Portland to Sherwood in the Vicinity of Barbur Boulevard/OR 99W - As the Next Regional Priority to Advance into Alternatives Analysis.

Motion:	Councilor Collette moved to adopt Resolution No. 10-4118.
Seconded:	Councilor Hosticka seconded the motion

Councilor Collette introduced the resolution, background, and processes regarding public involvement and prioritization. Councilor Liberty discussed reasoning behind different project choices and larger contexts. Councilor Burkholder discussed frameworks and regional system collaboration. Councilor Hosticka thanked Mayor Dirkson of Tigard for his advocacy and vision.

Vote:

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

5.2 **Resolution No. 10-4119**, For the Purpose of Updating the Work Program for Corridor Refinement Planning through 2020 and Proceeding with the Next Two Corridor Refinement Plans in the 2010-2013 Regional Transportation Cycle.

Motion:	Councilor Collette moved to adopt Resolution No. 10-4119.
Seconded:	Councilor Liberty seconded the motion

Councilor Collette introduced the resolution, explained differences from Resolution No. 10-4118, and discussed prioritization of projects. She discussed specific plans and geographic areas. She discussed funding specifics and evaluation processes. Councilor Park discussed connections and plan specifics.

Vote:

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

5.3 **Resolution No. 10-4126**, For the Purpose of Approving Intergovernmental Agreements Between Metro and Clackamas, Multnomah and Washington Counties to Designate Urban Reserves and Rural Reserves in the Counties and Authorizing the Council President to Sign the Agreements.

Motion:	Councilor Harrington moved to adopt Resolution No. 10-4126.
Seconded:	Councilor Hosticka seconded the motion

Councilor Harrington introduced the resolution, described the intensive process, and thanked regional constituents and partners. She provided background and history. She discussed agreement dynamics and different group proposals. She discussed past and current urban and rural reserves designation processes and talked about the importance and need for reserves designations. She described barriers and opportunities to the reserves designation process and discussed regional collaboration on a proposed regional investment strategy.

Motion to Separate IGAs:

Councilor Collette motioned to separate the county IGAs of Resolution No. 10-4126, vote on separate IGAs (and amendments if motioned), and a final vote on Councilor Harrington's main motion on Resolution No. 10-4126. She noted the need to discuss and vote individually. Councilor Hosticka noted he disagreed with the process.

Motion:	Councilor Collette moved to separate and vote on Clackamas, Multnomah, and Clackamas County IGAs separately, as part of Resolution No. 10-4126.
Seconded:	Councilor Park seconded the motion

Councilors discussed how they would vote on the motion to separate and subsequent reasoning. Councilor Hosticka noted he disagreed with the process and would abstain. President Bragdon did not see the additional need to separate. Councilor Collette closed discussion on the motion to separate.

Vote:

Councilors Burkholder, Park, Collette, and Liberty voted in support of the motion. Council President Bragdon and Councilor Harrington opposed. Councilor Hosticka abstained. The vote was 4 aye, 2 nay, 1 abstained. The motion passed.

President Bragdon opened a public hearing on Resolution No. 10-4126.

Charlotte Lehan, Clackamas County Commissioner, provided testimony on the final reserves process and reported on current results.

Jim Bernard, Clackamas County Commissioner, provided testimony on reserves issues. He said he hoped for additional farmland protection. Councilor Liberty asked about future investments. Commissioner Bernard discussed Clackamas County projects. Councilors provided gratitude for hard work and provided discussion hoping for future work. They discussed specific geographic areas. Councilor Park asked about foundation farmland. Commissioner Lehan discussed agreements and specific land designations.

Tom Brian, Chair, Washington County Commissioner, provided a report on the Commission's vote and action on reserves designations the previous evening.

Larry Duyck, Washington County Commissioner, thanked Councilors for their collaboration and input, in addition to diligence and hard work. Councilor Park asked about specific geographic areas and subsequent votes and decisions. Commissioner Brian provided background and specifics on areas in Washington County. Councilor Hosticka discussed

geography and natural boundaries in Washington County. He said it was important to drive man-made policy boundaries by placement of urban and rural reserves.

Beverly Bookin, Portland, provided testimony on the wish for more undesignated reserves land. She supported reevaluation of reserves designations in 10-15 years.

Mayor Craig Dirksen, Mayor of Tigard, said it was time to move beyond reserves designation decisions and focus on the many additional challenges of the region.

Jane Leo, Portland Metro Association of Realtors, provided testimony on reserves issues including future landowners' notification of land designations for individual property purposes.

Christopher Lowe, Portland, provided testimony on expanding urban reserves into farmland areas.

Mayor Jerry Willey, Hillsboro Mayor, provided testimony on reserves issues.

Mayor Denny Doyle, Beaverton Mayor, provided testimony on reserves issues and thanked Councilors for their service.

David Nielsen, Home Builder's Association, discussed regional development and employment issues.

Sue Marshall, Coalition for a Livable Future & Audubon Society, provided testimony on the IGA and subsequent principles.

Burton Weast, Clackamas Co. Business Alliance, provided testimony on reserves issues including business partners' concerns with the amount of undesignated land in Washington County.

Denzil Scheller, Hillsboro Chamber of Commerce, provided testimony on reserves issues and development in the region.

Philippe Mazaud, Hillsboro, provided testimony supporting urban development and other issues related to managing and limiting sprawl.

Brian Wegener, Tualatin Riverkeepers, discussed stormwater runoff and wildlife corridors in relation to reserves planning and issues.

Jim Standring, Tigard, provided testimony on reserves issues and designations.

Carol Chesarek, Portland, provided testimony to accept the Multnomah County IGA and other reserves issues.

Brian Beinlich, Helvetia, provided testimony on project funding and reserves issues. He discussed project expansion, and designation specifics.

Bryan Dickerson, Troutdale, provided testimony on community supported agriculture and voting no on proposed IGAs that would affect regional farmland.

Florence Jessup, Hillsboro, provided testimony on Washington County agriculture and foundation farmland.

Mollie Nelson, Portland, provided testimony on reserves issues. She asked for acceptance of the amended Multnomah County IGA.

Cori Bacher, Portland, provided testimony on reserves issue and UGB expansion. She asked area nine be designated rural reserve.

Walt Brown, retired state senator, Lake Oswego, provided testimony on Clackamas County farmland issues.

Bob Clay, City of Portland for Mayor Sam Adams and Commissioner Amanda Fritz, provided testimony in support of IGAs before Councilors. He thanked Councilors for their hard work.

Gerritt Rosenthal, Tualatin, provided testimony on the reserves designation process.

Desari Strader, Washington County Commissioner, provided testimony on the reserves designation process. She thanked Councilors for their hard work. She said she had issues and was not an advocate of the process because of politics over policy. Councilor Liberty provided background on zoning and sprawl issues. Councilor Burkholder asked about specific designations.

Fred Nussbaum, Portland, provided testimony on Washington County designations. He said he still had issues with visions on density.

Richard Potestio, Portland, provided testimony on Portland density and the need for increased density. He said the real issue was how to develop land. Councilor Collette asked about examples. Mr. Potessio provided specific density examples.

Michelle DeChesser, Portland, supported farmland preservation and rural reserves. She discussed farms' roles as "invisible infrastructure."

Beverly Brown, Oregon Consumer League, provided testimony on sprawl and reserves issues.

Mary Kyle McCurdy, 1000 Friends of Oregon, provided testimony on reserves issues, regional planning, and infrastructure investments. She said the proposed maps were an economic development strategy.

Laura Masterson, Portland, provided testimony on disappointment with proposed Washington County reserves designation map. She said good processes didn't matter if there was not a good outcome. She opposed proposed land-use strategies.

Kirk Andrews, Portland, provided testimony on reserves decisions and his support.

Greg Malinowski, Portland, provided testimony on reserves decisions and other issues.

Linda Peters, Helvetia and North Plains, provided testimony on reserves designation placement and specific designations.

President Bragdon closed the public hearing.

Clackamas County IGA:

Motion:	Councilor Harrington motioned to include the Clackamas County IGA into Resolution No. 10-4126.
Seconded:	Councilor Liberty seconded the motion

Councilor Liberty discussed work involved in the Clackamas County proposal. Councilor Hosticka said there were parts of the proposal he didn't agree with, but was willing to support. Councilors discussed their support for the Clackamas County urban and rural reserves proposal map, and discussed areas they would have changed. Councilor Harrington closed discussion on the motion.

Vote:

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

Multnomah County IGA:

Motion:	Councilor Harrington motioned to include the Multnomah County IGA into Resolution No. 10-4126.
Seconded:	Councilor Collette seconded the motion

Councilor Harrington introduced discussion on the Multnomah County IGA.

Councilor Liberty motioned to amend the IGA, and Councilor Park seconded. Councilors discussed their views on the motion to amend. The motion to amend passed 5-2, with Councilors Burkholder, Hosticka, Collette, Park, and Liberty voting in favor. Council President Bragdon and Councilor Harrington opposed.

Councilors discussed amendments and revisions.

Councilor Harrington closed discussion on the motion to include the Multnomah County IGA within Resolution No. 10-4126. Councilors closed discussion on Councilor Liberty's motion to amend.

*The vote to include the Multnomah County IGA included Councilor Liberty's successful motion to amend.

Vote:

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

Washington County IGA:

Motion:	Councilor Harrington motioned to include the Washington County IGA into Resolution No. 10-4126.
Seconded:	Councilor Hosticka seconded the motion

Councilor Harrington introduced and motioned the Washington County draft IGA be included in Resolution No. 10-4126. Councilors Burkholder, Liberty, and Park provided comments on their opposition to the Washington County IGA. Councilors Harrington and Hosticka provided comments regarding their support for the Washington County IGA.

Vote:

Councilors Collette, Harrington, Hosticka, and Council President Bragdon voted in support of the motion. Councilors Burkholder, Park, and Liberty opposed. The vote was 4 aye, 3 nay, the motion passed.
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**Discussion resumed on Resolution No. 10-4126 (which included Clackamas County, Multnomah County, and Washington County IGAs post garnering majority votes to include). Councilor Hosticka noted the unprecedented attendance and subsequent audience demographics at the meeting and the task at hand. Councilor Burkholder noted his strong reservations but noted all the hard work involved. He discussed being stuck on the “hamster wheel” instead of working on ultra-important priorities. Councilor Park discussed regional needs.

Council President Bragdon and Councilor Harrington provided closing remarks on Resolution No. 10-4126.

*Note: the final vote included rejoining the three county IGAs as motioned and voted upon (Clackamas, amended Multnomah, and Washington)

Vote:

Councilors Burkholder, Collette, Harrington, Hosticka, and Council President Bragdon voted in support of the motion. Councilors Liberty and Park opposed. The vote was 5 aye, 2 nay, the motion passed.

6. CHIEF OPERATING OFFICER COMMUNICATION

Michael Jordan, COO, thanked staff and stated his pride to be involved in public service.

7. COUNCILOR COMMUNICATION

There were none.

8. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 6:05 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
FEBRUARY 25, 2010**

Item	Topic	Doc. Date	Document Description	Doc. Number
5.3	List	2/23/10	Clackamas County Property line adjustment agreements	022510c-1
5.3	Resolution	2/25/10	Resolution No. 10-4127, Clackamas County IGA resolution	022510c-2
5.3	Resolution	2/25/10	Resolution No. 10-4128, Multnomah County IGA resolution	022510c-3
5.3	Resolution	2/25/10	Resolution No. 10-4129, Washington County IGA resolution	022510c-4
5.3	Memo	10/14/09	To: Reserves Steering Committee From: 1000 Friends of Oregon, Land Use Representative to Reserves Steering Committee Re: Recommendations on Rural and Urban Reserves Date: October 14, 2009	022510c-5
5.3	Memo	2/24/10	To: Metro Council From: Bob Vanderzanden Re: Traffic impacts on agriculture in Washington County Date: February 24, 2010	022510c-6
5.3	Packet	10/15/09	To: Metro Council From: Greg Mecklem, Pacific Crest Accoyo America	022510c-7
5.3	Testimony	2/25/10	Testimony from Dave Vanasche, to Metro Council, February 25, 2010	022510c-8
5.3	Memo	8/26/09	To: Washington County Reserves Coordinating Committee From: Washington County Farm Bureau, Larry Duyck and Dave Vanasche Re: Aspirations and Comments on Washington County Staff's Proposed Rural and Urban Reserves Date: August 26, 2009	022510c-9
5.3	Letter	2/25/10	To: Metro Council From: 1000 Friends of Oregon Re: Rural and Urban Reserves Date: February 25, 2010	022510c-10
5.3	Letter	2/25/10	To: Metro Council From: Standing Groveland Investment Co., LLC Re: Urban and Rural Reserves Date: February 25, 2010	022510c-11
5.3	Report	1/13/10	Clackamas County Business Alliance	022510c-12

			Stafford Triangle Development Cost Estimate, January 13, 2010	
5.3	Testimony	2/25/10	Testimony by Burton Weast on Behalf of the Clackamas County Business Alliance, February 25, 2010	022510c-13
5.3	Letter	2/25/10	To: Metro Council From: Tualatin Riverkeepers Re: Intergovernmental Agreement between Metro and Washington County to adopt Urban and Rural Reserves Date: February 25, 2010	022510c-14
5.3	Testimony	2/25/10	Testimony to Metro Council on Urban and Rural Reserves, February 25, 2010	022510c-15
5.2	Letter	2/8/10	To: Metro Council From: Jeff Champion Re: (Your) 'A New Transit Study for Barbur Blvd. Corridor' errors and omissions Date: February 8, 2010	022510c-16
5.3	Letter	2/25/10	To: Metro Council From: Coalition for a Livable Future, Sue Marshall Re: Urban and Rural Reserves Date: February 25, 2010	022510c-17
5.3	Statement	2/25/10	Statement of Hillsboro Mayor Jerry Willey, February 25, 2010, Metro Resolution No. 10-4126	022510c-18
5.3	Packet	2/25/10	Testimony by Dave Nielsen to the Metro Council regarding the Reserves Designations on behalf of the Home Builders Association of Metro Portland	022510c-19