

MINUTES OF THE METRO COUNCIL INFORMAL MEETING

Tuesday, April 8, 2003
Metro Council Chamber

Councilors Present: David Bragdon (Council President), Susan McLain, Brian Newman, Carl Hosticka, Rod Park, Rod Monroe, Rex Burkholder

Councilors Absent:

Council President Bragdon convened the Metro Council Informal Meeting at 2:05 p.m. He introduced Cameron Vaughn-Tyler, the new Council Support Specialist.

1. SALEM LEGISLATIVE REPORT

Dan Cooper, Metro Attorney, spoke to legislative bill, which would include an area in Wilsonville that would be added to the Urban Growth Boundary. It had passed out of committee. They would be tracking that bill closely. He noted that there was talk that the legislature would adjourn mid-May. He noted a hearing schedule on a bill, which would amend the rules of urban growth boundary to do more detail work on specific needs. The electronic waste bill was also up for a hearing. Metro would generally support this bill. Discussion was occurring on bills concerning industrial land sites and periodic review reform. This periodic review reform issue would be discussed at the next MPAC meeting. Part of that discussion had to do with cities within Metro's boundary that would not be subject to periodic review. He explained the periodic review process if this bill passed.

Councilor Monroe asked about the transportation package. The governor and the legislature recognized that something needed to be done but he wasn't sure where they stood at this point and how far apart they were from agreement. Councilor Park asked about the periodic review bill. Mr. Cooper said there was a bill, it was in committee and the Chair indicated he would hold a hearing on the issue. There was a vehicle and process to get it on the floor of the House in the time remaining. Councilor Park talked about a proposal to make periodic review optional. Would that be a position that Metro could support? Mr. Cooper detailed the bill. Councilor McLain asked about the Forest Park bill. Mr. Cooper said he thought it was up for a potential hearing. Councilor McLain said she was asked to look at the language of the bill. Mr. Cooper had looked at the bill from a perspective of what Metro was required to do.

2. DISCUSSION OF AGENDA FOR COUNCIL REGULAR MEETING, APRIL 10, 2003.

Council President Bragdon reviewed the April 10th Council agenda (a copy of which is in the meeting record). He noted the Budget meeting tomorrow. Councilor McLain asked about the process for the budget meeting.

3. METROPOLITAN TRANSPORTATION IMPROVEMENT PROGRAM (MTIP)

Andy Cotugno, Planning Director, provided the context for MTIP. He gave an overview of the history of MTIP last year and where they stood in the process currently. He spoke to the first cut process, 150% list. There was a recommendation from Transportation Policy Advisory Committee (TPAC) (a copy of which is included in the meeting record). He noted the three public hearings this month for soliciting public input. Ted Leybold, Principal Transportation Planner,

provided the process TPAC had gone through to come up with the 150% list. Council President Bragdon asked about the procedures for the Council meeting. Mr. Cotugno said the MTIP 150% list would need to be approved by the Council to go forward for public comment. There may be slight revisions at JPACT that morning. Mr. Leybold noted that staff report which provided the process for how the 150% list was reached (a copy of which is found in the meeting record). The second piece was the policy direction, which was adopted by the Council. The third piece was the technical evaluation and qualitative assessments. Final consideration was funding for the projects throughout the region. Councilor Hosticka asked about integration of Transportation Investment Task Force with the MTIP process. He noted the project list. They were planning to allocate \$53 million, with \$18 million already committed. He spoke to specific requests. Councilors asked about ranking. Mr. Leybold talked about the technical analysis and scoring. They looked to achieve geographic balance and focused on policy direction from the Council such as center development. Councilor Newman asked about the 184% of available revenues and TOD money divisions. Mr. Cotugno responded to his questions. Councilor Hosticka asked about category balance. Mr. Cotugno said the policy emphasis guided them in the project list. Councilor Burkholder said there was not science to the list. This was a way to fund projects beyond road modernization which would further Metro's goals. He encouraged Council to read page 2 and 3 of staff report, which explained that rationale behind the recommendations.

He spoke to a draft memo dated April 8, 2003, which summarized the Council recommendations on Transportation Priorities 2004-07 list (a copy of which is included in the meeting record). He spoke to the travel options program.

Councilor Park talked about a regional transportation vote on funding. How an additional MTIP process would help Metro. Councilor Burkholder said the question was how were we prepared to deal with additional funding. Councilor Park talked about the duo process and how that would help in going out for a bond measure. Mr. Cotugno spoke to the Transportation Investment Task Force recommendations. Richard Brandman, Planning Department, spoke to leveraging MTIP monies for engineering projects. We needed the PE projects sooner than later. Councilor Monroe felt the direction made a lot of sense. The projects had to be ready to go. He spoke to the seriousness of the effort. Councilor Newman spoke to the role of MTIP to fund Tri-Met projects. Councilor Hosticka expressed concern about the memo. Mr. Cotugno made some suggestions on the 150% list and amendments to the list. Councilor Hosticka felt the process was flawed and explained why. Mr. Leybold said all of the projects on the 150% list would receive public comment. Councilor Burkholder said the process had a lot of iterations and explained further the process. Councilor Park said the proposal supported our urban growth boundary decisions. Councilors talked about their direction to JPACT. Councilor Park talked about strategic planning for the future.

4. ST. JOHN'S LANDFILL

Dennis O'Neil, Solid Waste and Recycling Department Program Supervisor, gave an overview of Metro's work on St. John's Landfill. He gave a history of the landfill and Metro's ownership responsibilities. They continued to monitor air, water and liquid waste, which went into the sewer. He explained expenditures and funding for the project. He spoke to forecasted expenditures. Councilor Hosticka asked about insurance to cover the project. Mr. O'Neil said Metro was self-insured. He spoke to the steps in the DEQ-Mandated Remedial Investigation/ Feasibility Study (a copy of which is found in the meeting record). He noted the primary questions, what was the risk and how did we effectively manage the risk. They were developing an RFP concerning the scope of work. Councilor McLain talked about the history of the steps and how long it had taken. We needed to have some scoping on the timeframe. Councilor Burkholder

asked about successful landfill closures in the northwest in a swamp and could we ever use this area for anything else. Mr. O'Neil said we would be land stewards of this area for a long time. He noted the landfill cover and that it was a good first step. Councilor Burkholder expressed concern about the future of the landfill.

5. SOLID WASTE REGULATORY DECISION MAKING

Mike Hogle, Director of Solid Waste and Recycling, and Janet Matthews, Program and Policy Manager, presented information on the regulatory decision-making. They thought Metro could do some streamlining. Mr. Hogle spoke to how we process things. He laid out some ideas on how to streamline activities such as licensing and franchise agreements. He detailed five suggestions and the goals. He gave an overview of the history of the regulated facilities. He spoke to licensing by other regulatory agencies. Our role was related to system impacts. Janet Matthews detailed some of the proposals. She talked about upcoming decisions including franchises. She reviewed Metro's regulatory tools (a copy of which is included in the meeting record). She talked about the comparison of the existing and proposed regulatory framework. Council President Bragdon asked about administrative function versus council action in the past. Councilor McLain talked about wet waste and the issues surrounding wet waste. There were some elements that were not administrative that would need public review. Ms. Matthews reviewed what they were proposing as administrative action versus Council action. She said if we keep this existing framework, there would be need for 21 decisions that would come before Council this year. She then spoke to what they were proposing. There would be seven decisions if Council went with the proposed framework. The question being asked was the present regulatory oversight still necessary and was there a better way. Councilor Monroe said he was supporting the direction of the department. He spoke to some concerns concerning food waste and some yard debris licensing and made some suggestions on how that could be done. The idea of a 10-day letter seemed appropriate.

Councilor Newman asked about appeals. All appeals would go to the Council. Councilor McLain applauded the attempt to simplify the system. There was a difference between an administrative check where policy had been set versus areas that might be controversial. She spoke to exceptions and felt those should come to the Council or be considered in a 10-day letter. She explained where she felt changes should be made specifically wet waste and food waste. Councilor Park asked about a fiscal concept. Ms. Matthews said Council action would be on the items that they considered high fiscal impact. Mr. Hogle said they could also look at fiscal impact on staff time. Councilors expressed support of the direction the department wanted to go. Council President Bragdon said he appreciated the distinction the department made. He agreed with the concerns Councilor Monroe had expressed.

6. CENTERS UPDATE

Councilor Newman introduced the topic and said Councilors number one priority was Centers. Brenda Bernards, Senior Regional Planner, presented a power point presentation on implementing 2040 centers (a copy which is found in the meeting record). She overviewed the goals of the Centers program and the different phases they had gone through. She spoke to what they had learned in each phase. She noted the 10 principles identified in Phase 3. She talked about the 8-step approach based on the principles. She spoke to the next steps in the program. Councilor Newman asked about the change of status from the Robert Wood Johnson Foundation. Ms. Bernards spoke to the change in focus. Sherry Oeser, Regional Planning Manager, said this was the very beginning material. No one had looked at the materials yet. She asked for input. Councilor Park talked about regional TIF fees. Councilors and staff talked about barriers including funding and sites shared by more than one jurisdiction.

7. TASK III ALTERNATIVES ANALYSIS BRIEFING

Tim O'Brien and Lydia Neill, Planning Department, gave a presentation on proposed methodology for identifying additional lands for industrial purposes (a copy of which is included in the meeting record). Mr. O'Brien spoke to steps in the process; taking a big picture look at the region, reviewing the studied lands to see if they met additional criteria. They were taking a two-tract process. He talked about maps they had developed which included a one-mile scope, access, and closeness to other industries. There were a lot of different ways to look at this and approach it in different ways. They talked about vacancy rate and reusable land and buildings. He then showed a map of 30-minute access to the airport. As they gather information they were finding similar site location characteristics issues. He explained future processes such as looking at wetlands, the best correct area, utilizing Metro policies and how they related to study areas. Councilor Hosticka asked about minimum lot requirement. Mr. Cotugno said we didn't mandate minimum lot size. Council and staff talked about capture rate. They had a capture rate on jobs established. Dick Benner, Senior Assistant Metro Attorney, said if you adjusted the jobs capture rate, you must adjust the housing capture rate. It was important to remember the relationship between the capture rates. Council expressed support of the general approach. As they go through the analysis, any areas they hadn't looked at previously went through a similar process.

8. CITIZEN COMMUNICATION

There were none.

9. COUNCILOR COMMUNICATION

Council was reminded of the upcoming public hearings on MTIP.

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 5:30 p.m.

Prepared by

Chris Billington
Clerk of the Council

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF APRIL 8, 2003

ITEM #	TOPIC	DOC DATE	DOCUMENT DESCRIPTION	DOC. NUMBER
2	COUNCIL AGENDA	4/10/93	TO: METRO COUNCIL FROM: COUNCIL PRESIDENT BRAGDON RE: COUNCIL AGENDA FOR 4/10/03	040803CI-01
3	MEMO	4/3/03	TO: JPACT MEMBERS AND INTERESTED PARTIES FROM: TED LEYBOLD, PRINCIPLE TRANSPORTATION PLANNER RE: TRANSPORTATION PRIORITIES 2004-07 – TPAC RECOMMENDED 150% LIST	040803CI-02
3	DRAFT MEMO	4/8/03	TO: JPACT AND MPAC FROM: METRO COUNCIL RE: COUNCIL RECOMMENDATION ON TRANSPORTATION PRIORITIES 2004-07 LIST	040803CI-03
3	WORKING CALENDAR	4/8/03	TO: METRO COUNCIL FROM: ROD PARK, JPACT CHAIR RE: JPACT WORKING CALENDAR APRIL THROUGH DECEMBER 2003	040803CI-04
4	PROCEDURE	3/25/03	TO: METRO COUNCIL FROM: DENNIS O'NEILL, SOLID WASTE & RECYCLING PROGRAM SUPERVISOR RE: DEQ-MANDATED REMEDIAL INVESTIGATION/FEASIBILITY STUDY ST. JOHN'S LANDFILL	040803CI-05
5	REGULATORY TOOLS	4/8/03	TO: METRO COUNCIL FROM: MIKE HOGLUND AND JANET MATTHEWS, SOLID WASTE AND RECYCLING DEPARTMENT RE: METRO REGULATORY TOOLS AND COMPARISON OF EXISTING AND PROPOSED REGULATORY FRAMEWORK	040803CI-06
6	INFORMATION PACKET	4/8/03	TO: METRO COUNCIL FROM: BRENDA BERNARDS, PLANNING DEPARTMENT RE: CENTERS INFORMATION PACKET	040803CI-07
6	POWER POINT PRESENTATION	4/8/03	TO: METRO COUNCIL FROM: BRENDA BERNARDS AND SHERRY OESER, PLANNING DEPT. RE: POWER POINT PRESENTATION ON 2040 CENTERS	040803CI-08
7	MEMO	4/1/03	TO: MARY WEBER, PLANNING MANAGER RE: TIM O'BRIEN, SENIOR REGIONAL PLANNER RE: IDENTIFYING ADDITIONAL LANDS FOR INDUSTRIAL PURPOSES	040803CI-09

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