

MINUTES OF THE METRO COUNCIL MEETING

Thursday, April 10, 2003
Metro Council Chamber

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

Councilors Absent:

Council President Bragdon convened the Regular Council Meeting at 2:03 p.m.

1. INTRODUCTIONS

Councilor Newman introduced Mr. Fred Bruening with Center Properties who was participating in the Center’s Initiative.

2. CITIZEN COMMUNICATIONS

There were none.

3. CONSENT AGENDA

3.1 Consideration of minutes of the April 3, 2003 Regular Council Meetings.

Motion: Councilor Park moved to adopt the meeting minutes of the April 3, 2003, Regular Metro Council meeting.

Vote: Councilors Park, Hosticka, Burkholder, McLain, Monroe, Newman and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

4. ORDINANCES - SECOND READING

4.1 **Ordinance No. 03-1002**, For the Purpose of Amending Section 2.20.020 of The Metro Code Relating to the Chief Operating Officer; and Declaring an Emergency.

Motion:	Councilor Monroe moved to adopt Ordinance No. 03-1002.
Seconded:	Councilor McLain seconded the motion

Councilor Monroe explained the current Code, which said the Chief Operating Officer (COO) had to be a resident of Metro. The change would allow the COO to live in one of the three counties; Washington, Multnomah, or Clackamas County.

Council President Bragdon opened a public hearing. No one came forward. Council President Bragdon closed the public hearing.

Councilor Monroe urged support.

Vote: Councilors Park, Hosticka, Burkholder, McLain, Monroe, Newman and

Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

5. RESOLUTIONS

5.1 **Resolution No. 03-3299**, For the Purpose of Entering An Order Relating To Compliance with the Urban Growth Management Functional Plan.

Motion:	Councilor McLain moved to adopt Resolution No. 03-3299.
Seconded:	Councilor Park seconded the motion

Councilor McLain explained that the Urban Growth Functional Plan guided our local jurisdictions in helping Metro with compliance of 2040 Growth Concept. Every year we had a compliance report from the jurisdictions. She explained the contents of the report. They had a public hearing concerning compliance. They had 98% compliance on Title 1 through 6. She spoke to efforts on Title 7 compliance. The formal order determined the status of each county's and city's compliance. Council President Bragdon added his support.

Vote:

Councilors Park, Hosticka, Burkholder, McLain, Monroe, Newman and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

5.2 **Resolution No. 03-3301**, For the Purpose of Appointing Kate Schiele and Elizabeth Tucker to the Metro Committee for Citizen Involvement (MCCI).

Motion:	Councilor Park moved to adopt Resolution No. 03-3301.
Seconded:	Councilor Burkholder seconded the motion

Councilor Park said MCCI had two at-large positions. Council President Bragdon had nominated Kate Schiele, who lived in District 2 and Elizabeth Tucker, who lived in District 5. He spoke to each candidate's attributes. He urged support. Councilor Burkholder spoke to Elizabeth Tucker's contributions to Metro. Ms. Tucker brought good energy, a strong interest in computers and some innovative ways of involving people. He supported her nomination. Council President Bragdon recommended both nominees. He noted both candidates' strengths. Councilor McLain said she was supporting Ms. Tucker's nomination. Ms. Tucker had helped at the county fair and in Salem. Councilor Park supported the nominations and urged an aye vote.

Vote:

Councilors Park, Hosticka, Burkholder, McLain, Monroe, and Council President Bragdon voted in support of the motion, Councilor Newman abstained from the vote. The vote was 6 aye/1 abstention, the motion passed.

5.3 **Resolution No. 03-3305**, For the Purpose of Confirming the Appointment Of Michael J. Jordan as Chief Operating Officer.

Motion:	Councilor Monroe moved to adopt Resolution No. 03-3305.
Seconded:	Councilor Newman seconded the motion

Councilor Monroe shared the history of this appointment. He spoke to Michael Jordan's attributes. He knew the agency and shared Metro's interest in its goals. He had good management background. Councilor McLain said she had lived in Canby as a child, it was a very positive item

to have a manager who understood the Urban Growth Boundary but also had ties to the neighboring cities. She spoke to his professionalism, common sense and ties to his family, which all bode well for Metro. Councilor Newman thanked the Council President and congratulated Mr. Jordan on his nomination. He felt the Council President was collaborative in the participation of Mr. Jordan's hire. He had set the bar for this appointment. He welcomed Mr. Jordan. This was a great turn for Metro. Councilor Park welcomed Mr. Jordan. He has worked closely with him this last year and enjoyed his sense of humor.

President Bragdon opened a public hearing.

Scott Rosenlund, 5900 NW Cornell, Portland, OR 97210, support Mr. Jordan's appointment. He spoke to his history with Mr. Jordan. He felt he had always been treated fairly. He felt he would do a fine job as COO. He expressed concerned about environmental issues.

Alexis Dow, Auditor, welcomed Michael Jordan to Metro. She spoke to her role as auditor and the need for good agency management. She was impressed with Mr. Jordan's strong management background.

Council President Bragdon closed the public hearing.

Councilor Burkholder talked about Mr. Rosenlund's commitment to Metro. He appreciated his support of this nomination. Council President Bragdon said a good process led to a good outcome. He talked about the process and characteristics of the person Metro would want. He spoke to Mr. Jordan's attributes and qualities. He knew Metro, was well qualified, could manage a diverse agency, could motivate a highly skilled work force as well as deal with the seven councilors. He reminded everyone of the process that they had gone through in the search for the COO.

Councilor Monroe closed by saying that Mr. Jordan was making considerable sacrifices to work at Metro. He urged support of his nomination.

Vote:

Councilors Park, Hosticka, Burkholder, McLain, Monroe, Newman and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

5.4 Resolution No. 03-3306, For the Purpose of Approving the Damascus/Boring Concept Plan Work Program to Address Conditions Identified in Resolution No. 01-3098A.

Motion:	Councilor Park moved to adopt Resolution No. 03-3306.
Seconded:	Councilor Newman seconded the motion

Councilor Park gave an overview of the resolution, which was requesting an approval for the Damascus/Boring concept plan work program. He spoke to the concept planning which included the transportation piece. Council President Bragdon recommended approval. Councilor Hosticka said, when they approved the Urban Growth Boundary expansion, they planned to have residents of the area be involved in the planning. Councilor Park talked about Exhibit A, which assured public involvement occurred from those who lived in the area. He said two groups had already been meeting, one from Boring and one from Damascus. Councilor Hosticka supported those provisions. Those who lived there should be responsible for the planning. He supported the resolution. Councilor McLain agreed with all of the councilors statements. She said she hoped as we were going through the Planning budget this year that Mr. Cotugno would point out where

those dollars were. There might be modeling work being done there that could be useful in other counties in the future. Councilor Newman asked about the Sunrise Corridor portion of this work plan. Andy Cotugno, Planning Director, said the Sunrise Corridor will be part of the plan and explained the details. Councilor Newman asked about the land use component. Mr. Cotugno said there had been a lot of background done in this area. All were resource materials. The community process will determine the directions they go. Councilor Park closed by thanking Mr. Cotugno for his negotiations between Clackamas County and this area. He urged support.

Vote:

Councilors Park, Hosticka, Burkholder, McLain, Monroe, Newman and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

5.5 Resolution No. 03-3308, For the Purpose of Approving the Year 14 Partnership Plan for Waste Reduction (Fiscal Year 2003-04).

Motion:	Councilor Monroe moved to adopt Resolution No. 03-3308.
Seconded:	Councilor McLain seconded the motion

Councilor Monroe said every year they had put together a work plan to reduce waste. They had worked collaboratively to have the best recycling record in the United States. The Solid Waste Advisory Committee had been reviewed the plan as well. He gave an overview of the elements of the plan.

Lee Barrett, Solid Waste & Recycling Manager of the Waste Reduction Program, spoke to the attributes of the program. This was a unique region. He provided a power presentation on the Partnership Plan (a copy of which is found in the meeting record).

Council President Bragdon opened a public hearing.

Bruce Walker, City of Portland, shared his history with waste composition. He noted that Portland had the highest recycling rate in the nation. It was shared within the whole region in terms of the progress made. They still had a ways to go. This partnership has helped them get to their goals. He explained further how this program helped reach their recycling goals.

Scott Keller, City of Beaverton, talked about the city’s goals in recycling. He noted their efforts in commercial recycling and gave a history of its success. He talked about a program called “Think inside the box” which was giving businesses recycling boxes. This program helped reach recycling goals and began to develop a relationship with those businesses.

Alison Cable, City of Gresham, focused on a competitive grant project in Gresham targeting multi-family properties in Gresham. She detailed elements, concepts and phases of the program. She emphasized that, with the technical assistance program, they focused on cooperation. She invited everyone to Gresham’s Earth Day.

Councilor Burkholder asked about motivating multi-family dwellings individuals in participating in recycling, what things had been successful? Ms. Cable said that was something they hoped to find out in their survey.

Council President Bragdon closed the public hearing.

Councilor McLain thanked Mr. Barrett and staff. Metro had excellent staff interfacing with the partners. Councilor Newman asked Mr. Barrett about the competitive grant programs. Were they fairly applied to different jurisdictions, specifically conditions such as the reports and the matching funds? Had the grant programs been used by small cities? Mr. Barrett said he didn't think that the grant program gave the larger cities an edge and explained why. They were trying to keep a good balance. He felt the small local governments had fair opportunity. Councilor Newman encouraged participation by the small cities. Councilor Burkholder asked what the source for these funds were. Mr. Barrett said the source of the funds came from the Solid Waste program. Councilor McLain commented that the reports had evolved. They provided valuable information. She spoke to both grant programs and urged support of the legislation.

Vote:

Councilors Park, Hosticka, Burkholder, McLain, Monroe, Newman and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.

5.6 **Resolution No. 03-3309**, For the Purpose of Authorizing Obligation of Roadway and Transit Funds Provided in the FY 2003 USDOT Appropriations Act.

Motion:	Councilor Burkholder moved to adopt Resolution No. 03-3309.
Seconded:	Councilor Hosticka seconded the motion

Councilor Burkholder explained the resolution, which included funding for projects that the U.S. Government had included. He detailed the projects. These had been identified in the Regional Transportation Plan. He noted an amendment at Joint Policy Advisory Committee on Transportation (JPACT) this morning. He spoke to a letter from Commissioner Francesconi, which detailed the amendment. Councilor Burkholder requested a friendly amendment to include the language approved at JPACT. The seconder of the motion, Councilor Hosticka agreed.

Vote as Amended:

Councilors Park, Hosticka, Burkholder, McLain, Monroe, Newman and Council President Bragdon voted in support of the motion as amended. The vote was 7 aye, Resolution No. 03-3309A passed.

5.7 **Resolution No. 03-3316**, For the Purpose of Approving the Inter-Governmental Agreement between Metro, by and through the Metropolitan Exposition-Recreation Commission (MERC), and the Tri-County Metropolitan Transportation District of Oregon (TriMet) for the Expo Center Interstate Max Project Improvements.

Motion:	Councilor Burkholder moved to adopt Resolution No. 03-3316.
Seconded:	Councilor Monroe seconded the motion

Councilor Burkholder said this related to a purchase agreement with TriMet for the Interstate Max line. The money would be dedicated to Phase III of the Expo expansion. There would also be covered walkways to Expo from the station. Councilor Hosticka asked about parking provisions. Alison Kean-Campbell, Senior Assistant Attorney, responded that the park-and-ride would take up 300 parking spaces. She explained the details of the park-and-ride and the overflow parking days. Mr. Williams talked about illegal parking and who was responsible for tagging those cars. Councilor Burkholder talked about the plan for overflow parking. Mr. Williams acknowledge staff, which had worked on the agreement for over two years.

Vote:

Councilors Park, Hosticka, Burkholder, McLain, Monroe, Newman and

Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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6. Metropolitan Transportation Improvement Program (MTIP) 150% LIST

Councilor Park said they would be asking Council to adopt the amended MTIP list. The list would be out to the public for comment starting next Monday, April 14th.

Ted Leybold, Principal Transportation Planner, gave an overview of the purpose of Council's action today, which was to release to the public the 150% list. It would focus the public dialogue on those projects. The list represented a balance of factors, which he detailed. He noted the amendments that were made at JPACT today (a copy of which is include in the meeting record). Andy Cotugno reported on JPACT proceedings. Councilor McLain asked how much it added up to. Mr. Leybold said the projects add up to \$94 million. This was a \$54 million program. He spoke to how much they would have to cut. Councilor Hosticka said this was not called the first cut list. He talked about the JPACT discussion and felt the list was fair. Councilor Burkholder talked about the Killingsworth Boulevard project funding, the future process and his hope for funding from the State. The demand was very high for all sorts of projects. Councilor Newman asked about the process from now until the meeting in June. Councilor Park responded that it would be a difficult process. They had a very fluid situation going on concerning funding sources. They needed public input. The public would have the opportunity to comment on all of these projects. By June he was hopeful that the legislature would have made some decisions about transportation funding. Councilor McLain talked about the public involvement, which included the public process at the beginning as well as throughout. She suggested that local jurisdictions provide information about how they handled their local public involvement process at the beginning of the process. Mr. Leybold said each local jurisdiction had a public involvement process and explained the steps prior to this process.

Council President Bragdon echoed Councilor McLain's point. This Council had emphasized this need for local jurisdiction involvement. Councilor Monroe talked about the process to date and the necessity to leave projects on the list that jurisdictions felt passionate about. He said the discussion in June would be philosophical, scientific, and political. Councilor Hosticka talked about the projects above the line, about half of those projects would be cut. Councilor Burkholder asked the staff to lie out the opportunities for the public to make their comments known. Mr. Leybold detailed the opportunities for public testimony including public hearings in the region, website commenting, written letters, transportation hot line, 797-1900. Mr. Cotugno added that the public meetings were at the beginning of the process.

Motion:	Councilor Park moved adoption of the 150% MTIP list as amended at JPACT.
Seconded:	Councilor Monroe seconded the motion

Vote:	Councilors Park, Hosticka, Burkholder, McLain, Monroe, Newman and Council President Bragdon voted in support of the motion. The vote was 7 aye, the motion passed.
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Council President Bragdon spoke to his history with this process. He said the clearer the criteria, the clearer the process. The public process had also improved. They were moving in the right direction. This was a small amount of money in terms of the money that got spent on transportation.

7. COUNCILOR COMMUNICATION

Councilor Park talked about a letter to the chair of Oregon Transportation Commission. He asked Councilor Burkholder to detail the letter (a copy of which is included in the meeting record). Councilor Burkholder said there were two issues addressed in the letter. He went into further detail about those issues. He said JPACT approved the letter with two provisos. There were no objections at Council to the letter being sent.

Council President Bragdon said in terms of the budget discussion more time was needed for discussion on solid waste issues. They would hear from the Solid Waste Department again on April 16th. He noted public hearing on April 17th, 29th and May 1st.

8. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 4:10 p.m.

Prepared by

Chris Billington
Clerk of the Council

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF APRIL 10, 2003

ITEM #	TOPIC	DOC DATE	DOCUMENT DESCRIPTION	DOC. NUMBER
3.1	MINUTES	4/3/03	METRO COUNCIL MINUTES OF APRIL 3, 2003 SUBMITTED FOR APPROVAL	041003C-01
5.3	EXHIBIT	3/19/03	EXHIBIT A TO RESOLUTION No. 03-3305	041003C-02
6	MEMO	4/10/03	TO: METRO COUNCIL AND INTERESTED PARTIES FROM: TED LEYBOLD, PRINCIPAL TRANSPORTATION PLANNER RE: TRANSPORTATION PRIORITIES 2004-07 – JPACT RECOMMENDED FIRST CUT LIST	041003C-03
5.5	POWER POINT PRESENTATION	4/10/03	TO: METRO COUNCIL FROM: LEE BARRETT, SOLID WASTE & RECYCLING RE: PARTNERSHIP PLAN FOR WASTE REDUCTION YEAR 14	041003C-04
5.6	MEMO	4/10/03	TO: JPACT MEMBERS FROM: COMMISSIONER FRANCESCONI RE: RESOLUTION No. 03-3309 PROPOSED AMENDMENT	041003C-05
7	DRAFT LETTER	4/10/03	TO: STEVEN COREY, CHAIR, OREGON TRANSPORTATION COMMISSION FROM: ROD PARK AND DAVID BRAGDON RE: TRANSPORTATION ISSUES	041003C-06