

MINUTES OF THE METRO COUNCIL MEETING

Thursday, April 17, 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 2:02 p.m.

1. INTRODUCTIONS

Councilor Newman introduced Milwaukie’s Mayor Jim Bernard, David Aschembrenner, and Clackamas County Commissioner Bill Kennemer.

2. CITIZEN COMMUNICATIONS

There were none.

3. AUDITOR’S COMMUNICATION

Alexis Dow, Metro Auditor, presented the Financial Statement Audit Management Report (a copy of which is included in the meeting packet). Ray Barlow, Manager of Grant Thornton LLP reviewed the audit comments and noted that recommendations were included in the management letter (a copy of these recommendations were included in the report). Ms. Dow added her comments. Councilor Newman asked how many years Grant Thornton had done the audit. Mr. Barlow said just for this last year. Ms. Dow explained the audit management report. For the most part, recommendations were implemented. Some recommendations were ongoing. Mark William, Chief Operating Officer, had not response.

4. CONSENT AGENDA

4.1 Consideration of minutes of the April 9, 2003 and April 10, 2003 Regular Council Meetings.

4.2 **Resolution No. 03-3302**, For the Purpose of Granting an Easement to Clackamas County Department of Transportation for Non-Park Use Through Metro Property at Mount Talbert.

Motion:	Councilor Hosticka moved to adopt the meeting minutes of the April 9, 2003 and April 10, 2003, Regular Metro Council meetings.
Motion:	Councilor Hosticka move to adopt Resolution No. 03-3303.

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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5. ORDINANCES – FIRST READING

5.1 **Ordinance No. 03-993**, For the Purpose of Amending Metro Code Chapter 2.02, Personnel Rules for Represented and Non-represented employees.

Council President Bragdon assigned Ordinance No. 03-993 to the Council.

5.2 **Ordinance No. 03-994**, For the Purpose of Amending Provisions of Metro Code Chapter 2.04, Chapter 7.01, and Chapter 2.16 relating to Sponsorship and Naming Rights Contracts.

Council President Bragdon assigned Ordinance No. 03-994 to the Council.

5.3 **Ordinance No. 03-1004**, For the Purpose of Amending the Regional Solid Waste Management Plan regarding recovery goals and recommended Waste Reduction Strategies for the Management of Business, Building Industries and Commercially Generated Organic Wastes.

Council President Bragdon assigned Ordinance No. 03-1004 to the Council.

6. **ORDINANCES - SECOND READING**

6.1 **Ordinance No. 03-1001**, For the Purpose of Adopting the Annual Budget for Fiscal Year 2003-04, Making Appropriations, and Levying Ad Valorem Taxes, and Declaring an Emergency.

Council President Bragdon introduced the ordinance and provided the schedule for the upcoming public hearings on the budget.

Council President Bragdon opened a public hearing.

Vince Gilbert, ECK, PO Box 20096, Portland, OR 97294 read his comments into the record (a copy of which is included in the meeting record),

Kevin Stone, Montavilla Neighborhood Association, 234 SE 111th, Portland OR 97216 thanked the Council for neighborhood clean-ups. He said this was a wonderful opportunity to connect with their neighbors. He said there was true value in the vouchers' program. President Council Bragdon noted possible amendments to this program.

JoAnn VonTungeln, Foster Powell Neighborhood Association, 4329 SE 76th, Portland OR 97206 spoke to the neighborhood clean-ups. She agreed with Mr. Stone's comments about bringing community together. They also used this as a time for fundraising. They served 92 families and worked at source separation. She urged continuation of this program.

Sabrina Freewynn, Southeast Uplift Neighborhood Association, 3534 SE Main, Portland OR 97214 requested full funding of neighborhood clean-up vouchers. She spoke to the number of volunteers at the clean-ups. 1650 households brought waste to these events. Councilor Monroe said he had watched these neighborhoods in action. He would be encouraging the voucher program.

Walt Hitchcock, 16990 SW Greengate Dr., Sherwood, OR 97140, former Major and former Chair of the Green Ribbon Committee spoke to the Parks and Greenspaces budget. He said if the Council was to achieve their objectives, they had to look at their priorities. He spoke to operating expenditures and allocation of general fund monies, some of which had been applied to the Parks

and Greenspaces' budget. He encouraged utilizing some of the agency's saving and applying them to the Parks and Greenspaces program.

Mary McGaughey, Metro Parks and Greenspaces Gardener, 381-2 NE Village Squire Ave., Gresham, OR 97030 reviewed her testimony (a copy of which is found in the meeting record). She noted that she had also submitted written testimony at the April 3, 2003 public hearing.

Captain Dennis Stumpf, Salvation Army, Adult Rehabilitation Center, 139 SE Martin Luther Jr. Blvd., Portland, OR 97232, read his testimony into the record (a copy of which is included in the meeting record). Council President Bragdon asked about trends in unusable items being dropped off at the thrift sites. Mr. Stumpf responded that he would research that and get back to the Council President.

Greg Rafsman, Sunnyside Neighborhood Association, 3716 SE Belmont St Apt. B, Portland OR 97214 said their association relied on the neighborhood clean-up program as a fundraising option. He spoke to cutting the program and how much garbage was picked up at this event. He urged restoring the program fully. Councilor Park asked how they used these events as a fundraising tool. Mr. Rafsman explained how they did this. Councilor Park asked about the original design of the program, he would follow-up with staff on this issue. Councilor McLain said they used the clean-up event as a neighborhood gathering. It was both a social and an economic event. Councilor Monroe spoke to how the funds that the neighborhood association raised helped the poor and elderly in their area.

Stephen Granmu, 6538 SE 38th Ave, Portland OR 97202 spoke to the Auditor's budget. His background was in public accounting. He felt it was important that the independence of the Auditor's office be maintained and that her budget be maintained. He read a letter into the record supporting the auditor's budget as she had proposed. Councilor Burkholder asked about a relative percentage of the budget of an agency for an auditor's budget. Mr. Granmu responded to his question. He said if the agency was saving money based on what the Auditor recommended, it was important to continue that function.

David Quivey, 6625 W Burnside #3, Portland OR 97210 supported the Auditor's budget. He was retired from Deloitte and Touche. He echoed Mr. Granmu's testimony. He spoke to the need for the auditing function. Internal audit function needed to be adequately funded. In these financial times, it was appropriate to make sure audit functions were adequately funded. He submitted written letters from Robert Harold and John Broderick (copies of which are found in the meeting record). They both supported the Auditor's budget as she had proposed. The office provided credibility to Metro. Councilor Park asked if he had an opinion of the other local governments and if their audit areas were adequately funded. Mr. Quivey said he was not able to answer the question and explained further the functions of the auditor. If you were getting value from the audit, this needed to be looked at seriously. Councilor Park asked if most of his experience was in the private sector and spoke to comparing two company's audits? Mr. Quivey said yes it was in the private sector and responded to his question. Councilor Burkholder asked about benchmarks based on the agency's total budget. Mr. Quivey said that was difficult to tell but he thought it was based on the functions of the organization.

Ray Phelps, WRI, 10295 SW Ridder Rd, Wilsonville, OR 97070 summarized his comments (a copy of which is found in the meeting record). Councilor Park said he had watched this program evolve. One of the problems was that Mr. Phelps's company was hampered by lower cost dry waste facilities. Mr. Phelps responded to his question. Councilor Park made some suggestions concerning when the credits should kicked in. Mr. Phelps said he was recommending a task force

to consider this issue. Councilor McLain reminded Mr. Phelps of what type of facility he represented.

Ross Hall, 11301 SE Nancy Rd, Vancouver, WA 98664 member of the Auditor’s Citizen Advisory Committee, said he was a retired Certified Public Accountant and had previously served on other auditor advisory committees. He recommended funding the auditor’s budget fully. He felt this service was important, effectiveness and efficiently was important. He read a letter from Mike Henderson into the record (a copy of which is included in the meeting record). Councilor Park asked if he had found the level of service at Multnomah County and City of Portland adequate. Mr. Hall responded that it was depended on the type of service the agency provided. He spoke to the mandated audits and performance audits. Councilor Park asked if Metro was harder or easier to audit. Mr. Hall said Metro was different than city and county functions. Metro’s audit function was very complex.

Richard Knox, Goodwill Industries, 1943 SE 6th Ave., Portland OR spoke to the thrift credit disposal program. He talked about what his organization did and how it interfaced with the thrift program (a copy of his letter was included in the meeting record). Councilor McLain asked for clarification on disposal costs. Councilor Park questioned how we could use this program to prevent dumping. Mr. Knox said the only thing they could do was police their sites so people to not illegally dump. They did a good job of processing recyclables and keeping these items out of the landfill. Councilor McLain said they needed to have some verification that Metro’s money was being utilized properly. She thought the program was working the way it was conceived. She asked what was the percentage they were able to recycle versus the percentage they had to dispose of? Mr. Knox responded that over the last six years it has inched up. Council President Bragdon asked about trends and explained the original intent of the program. Mr. Knox said their garbage bill had stayed relatively flat.

Council President Bragdon closed the public hearing and announced that the next public hearing would be held April 24th.

7. RESOLUTIONS

7.1 **Resolution No. 03-3303**, For the Purpose of Amending the Locally Preferred Strategy for the South/North Corridor Project to Define a Two-Phased Major Transit Investment Strategy for the South Corridor, with the I-205 Light Rail Transit Project as the Phase One Locally Preferred Alternative Followed by the Milwaukie Light Rail Transit Project in Phase Two.

Motion:	Councilor Newman moved to adopt Resolution No. 03-3303.
Seconded:	Councilor Monroe seconded the motion

Councilor Newman introduced the resolution. This was a critical milestone for southeast Portland and Clackamas County. He reviewed the history of the project. Richard Brandman and Ross Roberts, Planning Department, presented a power point presentation on the South Corridor Project Update (a copy of which is included in the meeting record).

Presiding Officer Bragdon opened a public hearing

Chair Bill Kennemer, Clackamas County Commissioner, said this program had strong community support as well as it coincided with the Urban Growth Boundary expansion. He spoke to the public hearings that had been held. He thanked a variety of people for their cooperative team

effort. He gave credit to the staff and urged support. Councilor Newman talked about the committee turnover and Commissioner Kennemer's leadership.

Jim Bernard, City of Milwaukie Mayor, said this was an exciting day and would have never happened without the neighborhoods' support. He felt this was a day to celebrate. They were supportive of the Locally Preferred Alternative (LPA) decision. Councilor McLain said this was all about people and providing more options to those people. She spoke to connectivity and improvements in air quality. She thanked them for their endeavors. Councilor Monroe gave an overview of the history of the project. He thanked all for their participation. Councilor Newman reviewed some of Milwaukie's concerns. They were committed to those concerns.

Terry Parker, 1527 NE 65th Ave, Portland, OR 97213 spoke to this issue (a copy of his testimony was included in the meeting record).

Steve Satterlee, Outreach Director for the Milwaukie Portland Light rail Coalition, 1023 NE Hancock St, Portland OR 97212 said they were transit advocates and activists who strongly supported both phases of the project. They didn't necessarily agree entirely with the Policy Committee, they felt that the Milwaukie line should have been implemented first (a copy of his comments are included in the meeting record). He said it was now time to think about Phase III. The partnership had endorsed the project. It was time to move forward.

David Aschembrenner, 11505 SE Home Ave., Milwaukie, OR spoke for himself and some of the leadership of Milwaukie. They felt that this alignment would work. It would benefit everyone. They wanted to see the Milwaukie line run first. He voiced Milwaukie's support and thanked the staff. They would continue to support this endeavor.

Dan McFarling, 20585 SW Cheshire Ct., Aloha, OR 97007 presented Jim Howell's written testimony (a copy of which is included in the meeting record). He urged Council to look at the statistics on page 3, demand exceeded capacity. He urged the Council amend the resolution to request a study be done on long range needs.

Ray Polani, Citizens for Better Transit and Association of Rail and Transit Advocates, 6110 SE Ankeny St., Portland OR 97215 talked about the project and expressed concern about the downtown rail system. He suggested Max should be underground through downtown crossings. He felt the business community should support this idea and explained why. He suggested a comprehensive study of the downtown area (a copy of his letter is included in the record with additional materials attached).

Laura Wentworth, Transportation Planning Manager for the City of Portland, 1120 SW 5th Suite 800 Portland OR 97204 read a letter from Commissioner Jim Francesconi (a copy of which is found in the meeting record).

Karen Shilling, Transportation Planning Manager for Multnomah County, 1600 SE 190th Portland, OR 97233 expressed appreciation for staff efforts in this process. They fully supported the two-phase project and had passed a resolution supporting the project.

Neil McFarlane, Tri-Met, 710 NE Holladay, Portland OR also supported this resolution and the broad partnership. He thanked the staff and the Policy Committee. Tri-Met was dedicated to implementing both phases of the project. He echoed Councilor Newman's comments. He reflected on the incremental decisions over the last twenty years. Councilor Newman talked about federal funding for these projects. He appreciated the partnership of this region. Councilor

Monroe said they had worked hard to accomplish this project. He noted that there were too many stops in the downtown area. He suggested encouraging looking at the number of stops.

Presiding Officer Bragdon closed the public hearing.

Councilor Burkholder said he would be supporting this resolution. He heard the testifiers' concerns. How did we create a system that continued to function as well as it had done in the past? He understood the concerns of the downtown area. They were starting to see the way people could live and use a transit system. He was excited to see this accomplished.

Councilor Park said he would be supporting this resolution also. He spoke to the broader vision. He mentioned the concern on the east side about the reduction of service to East County.

Councilor Monroe said many had suggested using buses instead of light rail. He explained how necessary this project was to the public. He talked about the public process and the changes that had taken place. They had listened to the neighborhoods, to business and to the public and implemented some of their recommendations. He talked about the idea of a subway and felt there weren't dollars yet for this idea. We needed to continue to work on all of these phases. This was a major step in accomplishing a transit system in this region.

Councilor McLain spoke to integration of lines. She would be supporting this resolution. She noted some of the concerns with connectivity.

Councilor Newman closed by talking about his past involvement. He was very proud of this product and reflected what had happened over the past five years. The product and process was different this time. He understood the impact on communities. He thanked the Metro staff and jurisdictional staff for their diligence.

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.

8. CONTRACT REVIEW BOARD

8.1 **Resolution No. 03-3294**, For the Purpose of Authorizing the Issuance of a Request for Bid No. 03-1056-SW to Construct the Metro South Station Northern Tip Floor (Bay 2) Renovation.

Motion:	Councilor Newman moved to adopt Resolution No. 03-3294.
Seconded:	Councilor McLain seconded the motion

Councilor Newman explained the resolution, which was to expand the northern tip floor. This project would provide additional space, which would allow for more material recovery and provide operational space. He spoke to budget impacts. 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.

8.2 **Resolution No. 03-3307**, For the Purpose of Authorizing the Issuance of a Request for Bids 03-1060-REM for a Public Involvement Contract for the Replacement of the Roof and Ventilation System at the Metro Central Station.

Motion:	Councilor McLain moved to adopt Resolution No. 03-3307.
Seconded:	Councilor Burkholder seconded the motion

Councilor McLain noted the condition of the roof (a picture was provided in the staff report) and provided a history of the repairs. Replacing the whole roof was important. She spoke to the project and what improvements would be made including the ventilation system. She talked about the budget impacts. She urged support for this resolution. Councilor Park asked about the expected life of the material. Paul Ehinger, Manager of Engineering and Technical Support, Solid Waste and Recycling, said they could expect at least 30 years out of this material. He explained further difference in the roofing materials and talked about changes in lighting. Council President Bragdon said he was happy to see renewal and replacement being implemented. Councilor McLain supported the resolution.

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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9. COUNCILOR COMMUNICATION

Councilor Park announced the next Metropolitan Transportation Improvement Plan (MTIP) public hearing on Monday, April 21st at 5:00 p.m.

Councilor McLain passed out her three amendments for the FY 2003-04 Budget. She briefly explained her amendments.

10. ADJOURN

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 4:49 p.m.

Prepared by

Chris Billington
Clerk of the Council

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF APRIL 17, 2003

ITEM #	TOPIC	DOC DATE	DOCUMENT DESCRIPTION	DOC. NUMBER
4.1	MINUTES	4/9/03 & 4/10/03	METRO COUNCIL MINUTES OF APRIL 9, 2003 AND APRIL 10, 2003 SUBMITTED FOR APPROVAL	041703C-01
5.2	REVISED ORDINANCE	NO DATE	ORDINANCE NO. 03-994, FOR THE PURPOSE OF AMENDING PROVISIONS OF METRO CODE CHAPTER 2.04, 7.01 AND 2.16 RELATING TO SPONSORSHIP AND NAMING RIGHTS CONTRACTS	041703C-02
4.2	REVISED RESOLUTION	NO DATE	RESOLUTION NO. 03-3302, FOR THE PURPOSE OF GRANTING AN EASEMENT TO CLACKAMAS COUNTY DEPARTMENT OF TRANSPORTATION FOR NON-PARK USE THROUGH METRO PROPERTY AT MT. TALBERT (EXHIBIT B REVISED)	041703C-03
7.1	POWER POINT PRESENTATION	4/17/03	TO: METRO COUNCIL FROM: RICHARD BRANDMAN, PLANNING DEPARTMENT RE: POWER POINT PRESENTATION ON SOUTH CORRIDOR PROJECT UPDATE	0417603C-04
6.1	LETTER	NO DATE	TO: METRO COUNCIL FROM: EAST COUNTY RECYCLING COMPANY, RE: SOLID WASTE & RECYCLING BUDGET IMPACTS	041703C-05
6.1	LETTER	NO DATE	TO: METRO COUNCIL FROM: RAY PHELPS, WRI, RE: SOLID WASTE & RECYCLING BUDGET IMPACTS	041703C-06
6.1	WRITTEN TESTIMONY	4/17/03	TO: METRO COUNCIL FROM: MARY MCGAUGHEY, PARKS AND GREENSPACES, RE: PARKS AND GREENSPACES BUDGET IMPACTS	041703C-07
6.1	WRITTEN TESTIMONY	4/17/03	TO: METRO COUNCIL FROM: CAPTAIN DENNIS STUMPF RE: SOLID WASTE & RECYCLING BUDGET IMPACTS	041703C-08
6.1	WRITTEN TESTIMONY	4/16/03	TO: METRO COUNCIL FROM: JOHN BRODERICK RE: AUDITOR BUDGET IMPACTS	041703C-09
6.1	LETTER	4/16/03	TO: METRO COUNCIL FROM: ROBERT HAROLD RE: AUDITOR BUDGET IMPACTS	041703C-10
7.1	BULLETIN	MARCH 2003	TO: METRO COUNCIL FROM: JIM HOWELL RE: AORTA BULLETIN	041703C-11
7.1	WRITTEN	4/17/03	TO: METRO COUNCIL FROM: JIM	041703C-12

	TESTIMONY		HOWELL RE: AORTA'S SUPPORT FOR MCLOUGHLIN LIGHT RAIL ALIGNMENT	
7.1	WRITTEN TESTIMONY	4/17/03	TO: METRO COUNCIL FROM: ROB DEGRAFF RE: SUPPORTING SOUTH CORRIDOR PROJECT	041703C-13
7.1	WRITTEN TESTIMONY	NO DATE	TO: METRO COUNCIL FROM: TERRY PARKER RE: SOUTH CORRIDOR PROJECT	041703C-14
7.1	WRITTEN TESTIMONY	4/17/03	TO: METRO COUNCIL FROM: COMMISSIONER FRANCESCONI RE: SOUTH CORRIDOR TRANSPORTATION PROJECT	041703C-15
7.1	WRITTEN TESTIMONY	4/17/03	TO: METRO COUNCIL FROM: RAY POLANI RE: CITIZENS FOR BETTER TRANSIT INPUT ON SOUTH CORRIDOR PROJECT	041703C-16
6.1	LETTER	4/16/03	TO: METRO COUNCIL FROM: JOHN AND LAURY COOPER RE: SUPPORTING AUDITOR'S PROPOSED BUDGET	041703C-17
6.1	LETTER	NO DATE	TO: METRO COUNCIL FROM: MICHAEL HENDERSON, CHAIRMAN, ALBINA COMMUNITY BANK RE: SUPPORTING AUDITOR'S PROPOSED BUDGET	041703C-18
6.1	LETTER	4/17/03	TO: METRO COUNCIL FROM: RICHARD KNOX, GOODWILL INDUSTRIES RE: SOLID WASTE & RECYCLING BUDGET IMPACTS	041703C-19