



METRO COUNCIL MEETING

Nov. 18, 2010

Metro Regional Center, Council Chamber

Councilors Present: Council President Collette and Councilors Rod Park, Kathryn Harrington, Robert Liberty and Carl Hosticka

Councilors Absent: Councilor Rex Burkholder

Council President Carlotta Collette convened the regular Council meeting at 2 p.m.

1. **INTRODUCTIONS**

Council welcomed Councilor-elect Shirley Craddick, District 1.

2. **CITIZEN COMMUNICATIONS**

Les Poole, 15115 SE Lee, Milwaukie, OR: Mr. Poole urged Council to consider building the Portland to Milwaukie Light Rail project to the north end of the Kellogg Lake Park. He expressed concerns with extending the project further south. (A copy of Mr. Poole's testimony has been included as part of the meeting record.)

3. **AUDITOR COMMUNICATION**

3.1 *Annual Report and Ethics Line Report*

Ms. Suzanne Flynn, Metro Auditor, provided a presentation on the Annual Report and Ethics Line Report. The Office of the Metro Auditor completed 6 audits in FY 2009-10: Oregon Zoo Construction, Natural Areas Audit Follow-up, Ethics Line Case 27, Tracking Transportation Project Outcomes, Functional Plan Compliance Audit Follow-up, and Financial Condition of Metro FY 2000-FY 2009. Ms. Flynn's presentation included audits completed, staffing, expenditures, audits currently suspended (i.e. Construction Excise Tax), audits currently underway (i.e. administrative/management or large contracts), and future audits (i.e. Zoo bond program, maintenance of natural areas, and transportation outcomes).

Her presentation on the Ethics Line Report included information on accomplishments made to date, number of reports, types of concerns, locations of incidents, action taken and average day to close. (Copies of both reports and presentation have been included as part of the meeting record.)

Council thanked Ms. Flynn for her report. Discussion included best practices, an audit's impact and ability to track trends, and audits that address internal management and efficiency verses audits that address Metro's impact on the region.

4. **OREGON ZOO AZA AWARD PRESENTATION**

Mr. Jim Maddy of the Association of Zoos and Aquariums (AZA) provided a brief overview of the accreditation process which evaluates zoos and aquariums on high standards for animal care and

welfare, education and wildlife conservation. Mr. Maddy presented Council and Oregon Zoo staff with the AZA's prestigious Exhibit Award for the zoo's Predators of the Serengeti exhibit as well as a plaque for the zoo's reaccreditation.

Council discussion included the AZA's high accreditation standards, global efforts for wildlife conservation, international participation in the AZA and improving international conservation and animal welfare standards.

5. CONSENT AGENDA

Councilors requested that Resolution No. 10-4213 be removed from the consent agenda.

Motion:	Councilor Carl Hosticka moved to adopt the consent agenda: <ul style="list-style-type: none">• Consideration of the Minutes for November 4, 2010• Resolution No. 10-4206• Resolution No. 10-4207• Resolution No. 10-4208• Resolution No. 10-4209• Resolution No. 10-4215
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Vote:	Council President Collette and Councilors Harrington, Park, Liberty and Hosticka voted in support of the motion. The vote was 5 aye, the motion passed.
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Motion:	Councilor Robert Liberty moved to adopt Resolution No. 10-4213.
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Vote:	Council President Collette and Councilors Harrington, Liberty and Hosticka voted in support of the motion. Councilor Park abstained. The vote was 4 aye and 1 abstained, the motion passed.
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Councilor Park was appointed Deputy Council President through Jan. 3, 2011.

6. ORDINANCES – SECOND READING

6.1 **Ordinance No. 10-1249**, For the Purpose of Amending the FY 2010-11 Budget and Appropriations Schedule and the FY 2010-11 through 2014-15 Capital Improvement Plan, and Declaring an Emergency.

Councilor Rod Park overviewed Ordinance No. 10-1249 which would adopt a series of amendments to the FY 2010-11 budget. The proposed amendments would impact 7 areas:

- Active Transportation Partnership
- Natural Areas Management
- Regional Indicators
- Columbia River Crossing project director position
- Infrastructure finance manager position
- Printing costs
- MERC capital projects.

Council President Collette opened Ordinance No. 10-1249 for public comment. Seeing no comment, the public hearing was closed.

Council discussion included FTE reassignments, the Columbia River Crossing director position and MERC capital projects.

Motion:	Councilor Park moved to adopt Ordinance No. 10-1249.
Second:	Councilor Liberty seconded the motion.

Vote:	Council President Collette and Councilors Harrington, Liberty, Park and Hosticka voted in support of the motion. The vote was 5 aye, the motion passed.
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7. RESOLUTIONS

7.1 Resolution No. 10-4201, For the Purpose of Amending the 2008-11 Metropolitan Transportation Improvement Program (MTIP) to Include the Funding of Land Acquisition, Construction and Related Costs to Complete the Portland – Milwaukie Light Rail Project.

Councilor Liberty briefly overviewed Resolution No. 10-4201 which would amend the 2010-13 Metropolitan Transportation Improvement Program (MTIP) in order to authorize funding to acquire land and primary construction for the Clackamas County and Milwaukie to Portland Light Rail line next year. Approval of the resolution would ensure the project remains on schedule. The project is scheduled to be completed in 2015.

Council discussion included the current project funding gap of \$15 to \$20 million caused by reduced federal match.

Motion:	Councilor Liberty moved to adopt Resolution No. 10-4201.
Second:	Councilor Park seconded the motion.

Vote:	Council President Collette and Councilors Harrington, Liberty, Park and Hosticka voted in support of the motion. The vote was 5 aye, the motion passed.
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7.2 Resolution No. 10-4210, For the Purpose of Amending the 2010-13 Metropolitan Transportation Improvement Program (MTIP) to Transfer Funds to the Greenburg Road: Tiedeman to Hwy 217 Project to the Walnut Street: Tiedeman to 116th Project.

Councilor Hosticka overviewed Resolution No. 10-4210. The original project was to widen Greenburg Road from Tiedeman to Highway 217 to 5 lanes. However, during initial development of the project, the City of Tigard determined that the addition of vehicle lanes would require widening of a bridge structure and would result in previously unidentified environmental impacts that would make the construction of the project infeasible at the estimated cost. As a result the City has redirected funds to the Walnut Street: Tiedeman to 116th project in order to provide a series of street improvements (i.e. bike and pedestrian access) on the arterial that provides access to downtown Tigard, Washington Square regional center and Fowler middle school.

Motion:	Councilor Hosticka moved to adopt Resolution No. 10-4210.
Second:	Councilor Kathryn Harrington seconded the motion.

Vote:

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

7.3 **Resolution No. 10-4211**, For the Purpose of Amending the 2010-13 Metropolitan Transportation Improvement Program to Delete the Washington Square Regional Center Trail: Hall to Greenburg Project and Substitute the Fanno Creek Trail: Main to Hall Project.

Councilor Hosticka overviewed Resolution No. 10-4211. During the initial development of the Washington Square Regional Center Trail project, the City of Tigard discovered unidentified environmental and right-of-way impact issues that make the construction of the trail at the estimated cost infeasible. Through a Memorandum of Understanding (MOU) with Metro, the City has agreed redirect funds and to construct the Fanno Creek Trail in the Tigard Town Center. The project will provide improvements to bike and pedestrian access, circulation and safety.

Council discussion included the project's connection to the Westside trail.

Motion:	Councilor Hosticka moved to adopt Resolution No. 10-4211.
Second:	Councilor Harrington seconded the motion.

Vote:

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

7.4 **Resolution No. 10-4214**, For the Purpose of Adopting Metro's MWESB Contracting Recommendations and Authorizing the Metro Chief Operating Officer to Implement the Recommendations.

Councilor Liberty introduced Resolution No. 10-4214. Current Metro Code establishes agency policy for providing contracting opportunities to minority, women and emerging small businesses (MWESB). In April 2010, the Council increased the threshold for Sheltered Market contracts from \$25,000 to \$50,000. Metro senior staff has agreed that the policy can be better and as result have developed a set of eleven recommendations targeted at further strengthening the MWESB program. The recommendations intend to provide additional contract opportunities to MWESB's, place higher expectations on large contractors, improve Metro's outreach to the minority business community, and maximize the use of MWESB's within the bounds of our state and local procurement regulations.

Council discussion included the opportunity these recommendations provide, competitive bidding, and MWESB and FOTA.

Motion:	Councilor Liberty moved to adopt Resolution No. 10-4214.
Second:	Councilor Hosticka seconded the motion.

Vote:

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

8. CHIEF OPERATING OFFICER COMMUNICATION

Mr. Michael Jordan provided a brief update on the Irving Street garage project, the 1st Quarter report available on SharePoint, and cancellation of the annual agency holiday party.

9. COUNCILOR COMMUNICATION

Council discussed the November 17 MPAC meeting – in particular the discussions on Titles 1, 11 and 6, Portland to Lake Oswego Steering Committee meeting, the revised public hearing schedule for Ordinance No. 10-1244, Regional Flexible Funds Task Force, November 19 OMPOC Climate Summit, and the Livable Cities award.

10. ADJOURN

There being no further business, Council President Collette adjourned the meeting at 4:15 p.m. The Metro Council will reconvene with a special meeting on Monday, Nov. 29 in Oregon City at 5 p.m. This meeting will be a public hearing to receive testimony on Ordinance No. 10-1244.

Prepared by,



Kelsey Newell, Regional Engagement Coordinator

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF NOVEMBER 18, 2010

Item	Topic	Doc. Date	Document Description	Doc. Number
2.0	Testimony	N/A	Testimony from Mr. Les Poole	111810c-01
3.1	PowerPoint	11/18/10	PowerPoint presentation provided by Metro Auditor, Ms. Suzanne Flynn	111810c-02
5.1	Resolution	11/18/10	Revised Resolution No. 10-4213	111810c-03