

MINUTES OF THE METRO COUNCIL WORK SESSION MEETING

Tuesday, August 12, 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 Work Session Meeting at 2:06 p.m.

1. SALEM LEGISLATIVE REPORT

Dan Cooper, Metro Attorney, said nothing had changed since his last report. The Periodic Review bill should be passing out of the Senate today. Council President Bragdon asked about the sub-regional bill. Mr. Cooper said they were still working on the amendments and explained further some of the details of those amendments. He wasn't sure what would happen with the bill.

2. DISCUSSION OF AGENDA FOR COUNCIL REGULAR MEETING, AUGUST 14, 2003.

David Bragdon, Council President, said item 7.4, Resolution No. 03-3352 would be pulled from the August 14, 2003 agenda. Other jurisdictions were still considering the amendments. Michael Jordan, Chief Operating Officer, briefed the Council on Ordinance No. 03-1017, Refinancing the Metro Regional Center. He explained some of the details of the revenue bond refinancing (a copy of the chart is included in the meeting record). He gave an overview of the refinancing structure options. Councilor Hosticka spoke to disallowed costs. Mr. Jordan explained the details of disallowed costs, which included grants in the Planning Department. There was significantly more savings in the 40-year structure. Councilor Hosticka said the disallowed cost was based on the fact that we were heavily funded by federal grants. He wondered if the grants would last for 40 years. Mr. Jordan said they couldn't predict grants funds. He asked the Council which way they would like to go. He and Kathy Rutkowski, Budget Manager, were more likely to go with the 40-year. The ordinance authorized Mr. Jordan to make the decision based on Council's input. Ms. Rutkowski explained what was allowable by the federal grants. Councilor Park asked about depreciation and debt service. Ms. Rutkowski said they were reflecting the value of the building over time. Councilor Park said in terms of real money it was a difference of \$6 million. Councilor Burkholder said there were cash flow differences. Councilor Hosticka summarized that there was a net gain in the 40-year life full faith and credit pledge. He felt that it was a high risk to expect the federal grants to continue as the same level. He asked about a way to hedge the risk. Councilor Burkholder asked if these were callable bonds. Ms. Rutkowski said it would probably be about 10 years before the bonds were callable. Councilor McLain asked about maintenance of the facility. Ms. Rutkowski said she didn't think there was a requirement for maintenance. Mr. Jordan provided more detail on the decision. Council President Bragdon said it sounded like there was no definitive direction.

3. ZOO RETAIL OPERATIONS CONTRACT

Tony Vecchio apologized for the length of time it took to draft the contract. He acknowledged the Metro Attorney's office for their service in helping write this contract. He also acknowledged Teri Dresler, Oregon Zoo, for her efforts. Councilor Park asked about the 2.5 million and was this

realistic? He asked about different scenarios. Ms. Dresler talked about how they counted admissions at the gate. Councilor Park asked what happen if we didn't reach our 2.5 million count. Ms. Dresler spoke to the minimum guarantee and provided attendance figures over the past 10 years. Councilor Burkholder said he received an email from the minority Chamber of Commerce discussing the bidding process. He asked Mr. Vecchio to explain further. Ms. Dresler said they relied on the contract people to do all of the advertising. She detailed some of the advertisements. Councilor McLain said they had always tried to make every effort to let small, women and minority owned business know about upcoming contracts. She felt they had done all that they normally did. Mr. Vecchio said they had made significant progress in the women, small and minority owned business contracts

4. CLASSIFICATION COMPENSATION STUDY DISCUSSION

Mike Jordan, Chief Operating Officer, said this project had been going on for a while. Lilly Aguilar, Human Resource Director, handed out a power point presentation (a copy of which is found in the meeting record). Mr. Jordan highlighted some of the presentation. This was the first step in changing the class and compensation structure for non-represented employees. He spoke to the goal of changing the performance appraisal and compensation system. They were looking at changing the non-representative compensation and classification based on the market mid-point. He spoke to the total cost and detailed some of the differences in the ranges. He provided some statistics on the changes in the ranges. He was proposing an interim solution for merit pay. They had been in a 0% to 5% range. He proposed that that be limited to 3% in the coming year. For those who were above the minimum there was a possibility of being awarded a one-time increase. For those who were below the minimum they would be eligible for a merit. Tracy Bean from KPMG spoke to future recommendations from the study. She explained how they had done the survey. Councilor Newman asked why they would look outside the Portland labor pool. Councilor McLain asked about who was surveyed. Mr. Jordan continued with the proposed strategy and timeline including engaging all of the stakeholders in the system if they were going to end up with an integrated system. There was no performance appraisal system currently. The current system was based on the supervisor's discretion. They also needed to take a hard look at philosophy. Where did Council want to be over the long run? They also needed to discuss the issue of total compensation. Councilor McLain talked about looking at total compensation and matching this with like entities. Mr. Jordan spoke to recruiting, retaining, and fairness. Councilor McLain talked about leading versus lagging. Mr. Jordan said the last item on the last page dealt with a request for direction from the Council.

Council President Bragdon said the resolution was currently scheduled for September 4, 2003. Ms. Aguilar explained the details of the resolution. Mr. Jordan said the fiscal impact of implementing this was \$5,500.00. Councilor Burkholder talked about the different needs of different employees. He challenged Mr. Jordan and staff to address flexibility and creativity to attract and retain talent. Mr. Jordan talked about recruiting and retaining good employees. Councilor Park concurred with Councilor Burkholder's summary of the key to having happy employees.

5. I-205 LIGHT RAIL AIR QUALITY CONFORMITY

Andy Cotugno, Planning Department, said Mark Turpel would give an overview of the air quality conformity. Mr. Turpel said the reason they were dealing with this was to receive federal approval to begin the preliminary engineering and the final environmental impact statement for the South Corridor LRT project (a copy of the presentation is included in the meeting record). He spoke to ozone sources in the metropolitan area. Anything that reduced vehicle miles travel

reduced air pollution. He talked about the air quality maintenance plan. He then detailed air quality characteristics of light rail transit and the positive impacts. They then did a future forecast of motor vehicle emissions compared with budget. He spoke to the procedural steps and calendar. He talked about the resolution, which would be before Council on Thursday. Councilor Newman asked about the South Corridor DEIS and why this couldn't apply. Mr. Turpel said this DEIS was only done for 2020. Councilor McLain asked about small motors and what was being done about these. Solid Waste was a participant in the small engine replacement program. Councilor Monroe talked about the need for more programs to subsidized people for trading in their motorized engines.

6. GOAL 5 – REVIEW OF MATERIALS PRIOR TO PUBLIC OUTREACH EFFORTS

Council President Bragdon suggested looking at the message in the outreach materials.

Chris Deffebach, Planning Department, summarized what had been covered over the past several months. They wanted direction from the Council about the materials that would be going out to the public. She spoke to the overall strategy, the upcoming events, and briefings. She said in the Spring they anticipated a great deal of public interest concerning program options. She said this was the first of three public processes. She asked if Council would let them know if there were special groups Councilors would like to talk to about this program. She asked for direction on the materials. They had to go to print by August 25th. Councilor Park expressed concern about pre-selecting the audience by going to the Salmon Festival. Ms. Deffebach suggested providing them with other events. Councilor Park suggested adding the Gresham Farmers Market. Councilor McLain thought that handouts were short enough but detailed enough to make it understandable. She also suggested opportunities for other public involvement as well as graphics. Councilor Park asked how the two pieces of information were sequenced. Gina Whitehill-Baziuk, Planning Department, said the background piece would have a longer shelf life. She spoke to a third piece, which would be produced for the Spring and a final document for the Fall. Mr. Jordan summarized Councilor Park's comments, which would be to add more content to the second piece without overwhelming the public. Councilor Burkholder felt that we were leading the public to two specific choices, healthy economy or a healthy environment. He talked about the tools for protection and the benefits of both. He cautioned about exclusivity.

Council President Bragdon thought that there were choices in the process. Some of the text let people off the hook; the best way to illustrate this was strengths and weaknesses, pros and cons, costs and benefits. Ms. Deffebach summarized Council President Bragdon's remarks. Councilor McLain said she felt that cost and benefit were more neutral words. Councilor Hosticka felt that they did a good job of summarized material. He suggested not using cost or benefits. Ms. Whitehill-Baziuk said they had to stay away from putting a judgment in the materials. Councilor Monroe agreed with Councilor Burkholder about trade-offs between environment and jobs. In the long run it was bad economics to allow less protection of the environment. Councilor Park suggested that the question was what was a sustainable direction that we can take over the long term economically versus the environment. Councilor Hosticka spoke to choices and what kind of economy we wanted. Council President Bragdon suggested thinking about the reader and gave an example. There were going to be economic consequences for some. Councilor Burkholder suggested addressing why the Metro Council was doing this program. Councilor Hosticka suggested a reference to the vision statement. Councilor McLain said that 90% of what was there was good. She suggested moving some of the materials. It was more format than context. Ms. Deffebach acknowledged the staff that had worked on this project.

Brent Curtis, Tualatin Basin Natural Resources Coordinating Committee, spoke to the coordination and cooperation with Metro. He spoke to documents he provided (a copy of which is found in the meeting record). They had coordinated their schedule. He then talked about a memo from Daniel Stark concerning the summary of the environmental health assessment method. He gave an overview of their Environment, Social, Economic and Energy (ESEE) Methodology and the adjustments they have made based on Metro's ESEE focus. He then talked about the press release and outreach materials. The goal was to coordinate and explain the information to the public. Mr. Cotugno talked about the Intergovernmental Agreement (IGA) Metro had with the Tualatin Basin Natural Resources Coordinating Committee.

Councilor McLain said it was also important to, in this coordination, to let the public know we were making the commitment. As long as we kept track of that, we would have a better product, she said. She complimented Mr. Curtis on the good job the Coordinating Committee had done. Mr. Curtis offered to come back and talked about coordination and what they had learned. They have tried to put a lot of emphasis on using the same language and explained the differences.

7. BETHANY BRIEFING

Dan Cooper provided background on the Beaverton discussion about the Metro Council Urban Growth Boundary decision they made last December. The Bethany decision Council made was the most controversial because it included significant farmland. He talked about a possible compromise being discussed between 1000 Friends, Bethany property owners and the City of Beaverton. The conversations had continued with Metro. The three entities had come to agreement about planning goals that would lead to maximum efficiency of land use. He talked about the principles they were talking about including planning density, small retail opportunities, transit issues, balancing standards for connectivity, pedestrian and bike links, affordable housing elements, and positive relationship between the park and school districts. They also recognized some natural resources needs for the area. Pre-configuring the area was not the right thing to do. If Beaverton took action, 1000 Friends would like to see Metro support Beaverton's action. Councilor McLain said what they were doing was supporting again their December 2002 decision. She talked about Washington County participation in this planning process. There were some cherry stem issues that had to be resolved between Washington County and Beaverton. She suggested caution about how the resolution was written. She also talked about our Regional Transportation Plan (RTP) and making sure that there was coordination with Washington County's RTP. She also talked about citizen involvement. Councilor Newman asked if there was any substance to the plan and how was it different? Mr. Cooper said it was more than the Title 11 requirements. It was not unlike a legal settlement. He talked about annexation and timing and some of the unresolved issues. Councilor Hosticka asked about the sewer issue. Mr. Cooper said this discussion was significant to the Commission. He talked about balancing the town center and the concept plan supporting the town center. He said Beaverton was planning to consider action soon. Council President Bragdon said this action seemed consistent with the Council's decision. Councilor Burkholder asked if this was the only substantial concern. Mr. Cooper said they had received notice that the City of West Linn had filed.

8. CITIZEN COMMUNICATION

John LeCavalier, 1622 SE 55th, Portland, OR 97215 talked about Goal 5 and his interest in this item. He had commented on the educational piece. He felt that the language was very important because it had helped determine the scientific approach. Framing this from that perspective was important. He hoped that approach would continue as the framework. He agreed the shift from

either to or was critical. He spoke to high expectations from the work on Title III. He wanted to weigh in early.

Doug Bollam P.O. Box 1499 Lake Oswego, OR 97034 spoke to Item #5. He felt they did an excellent job on their presentation. He talked about pollutants that were put in the air by the lawn mowers and other small machinery.

9. CHIEF OPERATING OFFICER COMMUNICATION

Mr. Jordan talked about the length of these agendas and wonder if they should move the start time up to 1:00 p.m. Most Councilors supported the change. Mr. Jordan suggested starting at 1:00 pm around the third week in September.

10. COUNCILOR COMMUNICATION

Councilor McLain said they had almost 40 people on their open space tour last Saturday.

Councilor Burkholder talked about the Rebuilding Center project. The Center representatives would be talking to each Councilor.

Sherry Oeser, Planning Department, announced an agricultural symposium held on October 31st. She requested Metro staff time to help with the symposium. Councilor McLain said they made a commitment at Metropolitan Policy Advisory Committee (MPAC) that Metro would be a partner with that symposium. Mr. Jordan said there was an issue in the industrial land about agricultural land. Mr. Jordan talked about where the symposium would be held in Wilsonville. Councilors supported Metro's participation. Councilor McLain explained the need to help. Councilor Hosticka suggested keeping track of our time.

Councilor Park asked about JPACT ACT resolution. Council President Bragdon said it was scheduled for consideration on the September 18, 2003 Council agenda.

There being no further business to come before the Metro Council, Council President Bragdon adjourned the meeting at 4:50 p.m.

Prepared by,

Chris Billington
Clerk of the Council

**ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF AUGUST 12,
2003**

Item	Topic	Doc Date	Document Description	Doc. Number
2	Bond Refinancing of Metro Regional Center	8/12/03	To: Metro Council From: Michael Jordan, COO and Kathy Rutkowski, Budget Manager Re: Metro Regional Center Revenue Bond Refinancing Comparison of Refinancing Options	081203c-01
4	Class/Comp Study	8/12/03	To: Metro Council From: Michael Jordan, COO and Lilly Aguilar, Human Resource Director Re: Metro Non-Represented Classification and Compensation Study Results and Recommendations	081203c-02
5	Resolution No. 03-3351	No date	To: Metro Council From: Mark Turpel, Planning Department Re: Overview materials for Resolution No. 03-3351, South Corridor LRT Project Air Quality Conformity	081203c-03
6	Memo and Outreach materials on Goal 5	8/8/03	To: Metro Council From: Gina Whitehill-Baziuk and Chris Deffebach, Planning Department Re: Draft Outreach Materials for the Fish and Wildlife Protection Program and memo	081203c-04
6	Goal 5 Events	8/12/03	To: Metro Council From: Gina Whitehill-Baziuk, Planning Department Re: Fish and Wildlife Habitat Protection Events from 9/9/2003 to 10/18/2003	081203c-05
6	Goal 5 Outreach Materials and memo	4/4/03	To: Tualatin Basin Natural Resources Coordinating Committee (TBNRCC) From: Brent Curtis, Washington County Planning Manager Re: Integrated Timeline and Work Program for Continued Goal 5 Coordination Memo and Draft Integrated Work Program for Metro and Tualatin Basin Goal 5 Approach To: TBNRCC From: Daniel Stark, AICP, Fishman Environmental Services LLC Re: Summary of the Environmental Health Assessment Method To: Metro Council From: Brent Curtis, TBNRCC Re: ESEE Methodology, August 11, 2003 TO: Metro Council From: Brent Curtis Re: Local Governments Explaining Work to Analyze Natural Resources in Washington County's Tualatin Basin	081203c-06

			Press Release To: Metro Council From: Brent Curtis Re: Protecting Natural Resources in the Tualatin Basin Partners for Natural Places Newssheet Fall 2003 and Poster on Protecting Natural Resources in the Tualatin Basin	
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